

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

In Senate Chamber
Tuesday
February 13, 2001

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

Prayer by Senator Mary Small of Sagadahoc County.

SENATOR SMALL: Good morning, men and women of the Senate. Heavenly Father, we thank You for this day as we continue our work of the session. We pray that we are ever mindful of the needs of the citizens of Maine, particularly those of children and seniors. Dear Father, though we sometimes may have a different vision, help us to understand and respect each other, for we all have the same objective, to make Maine a better state in which to live, work and raise a family. Lord, we thank You for the colleagues and friends we have come to know while serving the people of our respective districts. May we always cherish the memories of this place. And finally, Lord, we thank You for our families and loved ones and their understanding and patience that they've shown us during our time here. May we all appreciate each and every one of them. We ask this in God's name. Amen.

Pledge of Allegiance led by Senator Anne Rand of Cumberland County.

Doctor of the day, Eric Metzler M.D., Enfield.

Reading of the Journal of Thursday, February 8, 2001.

Off Record Remarks

PAPERS FROM THE HOUSE

Non-Concurrent Matter

Bill "An Act to Update the Abandoned Property Laws"
S.P. 120 L.D. 396

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

In Senate, February 6, 2001, **REFERRED** to the Committee on **LEGAL AND VETERANS AFFAIRS**.

Comes from the House, **REFERRED** to the Committee on **JUDICIARY** and ordered printed, in **NON-CONCURRENCE**.

On motion by Senator **SMALL** of Sagadahoc, the Senate **INSISTED**.

Sent down for concurrence.

Non-Concurrent Matter

Bill "An Act to Amend the Licensing Provisions for Private Investigators"

H.P. 398 L.D. 519

In House, February 6, 2001, **REFERRED** to the Committee on **BUSINESS AND ECONOMIC DEVELOPMENT** and ordered printed.

In Senate, February 8, 2001, **REFERRED** to the Committee on **CRIMINAL JUSTICE** and ordered printed, in **NON-CONCURRENCE**.

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

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

House Papers

Bill "An Act to Provide Funding for an Educational Component at Historic Fort Knox in the Town of Prospect"

H.P. 367 L.D. 469

Bill "An Act to Prohibit Certain Conduct Relating to Elephants"
H.P. 488 L.D. 628

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.

Bill "An Act to Discourage the Use of Dangerous Drugs"

H.P. 358 L.D. 448

Comes 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 Establish the Office of Securities within the Department of Professional and Financial Regulation"
H.P. 465 L.D. 593

Bill "An Act to Require Health Insurance Providers to Maintain Benefits During the Contract Term"
H.P. 466 L.D. 594

Bill "An Act to Eliminate Maine Employers' Mutual Insurance Company Industry and Geographic Divisions and Related Advisory Boards and Other Outdated Provisions"
H.P. 471 L.D. 599

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

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

Bill "An Act to Amend the Laws Governing Sex Offender Registration"
H.P. 486 L.D. 626

Bill "An Act Concerning the Administration of Medications in County Jails"
H.P. 502 L.D. 642

Bill "An Act Concerning the Obligation of County Taxpayers to Pay for Medical Care for County Jail Inmates"
H.P. 509 L.D. 649

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 Protect a Child's Right to Bike and Walk to School"
H.P. 481 L.D. 621

Bill "An Act to Expand the Definition of School Construction to Include Renovation and Expansion of Existing Facilities"
H.P. 487 L.D. 627

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.

Resolve, to Provide Adequate Patient Care Staffing for Certain Home Care Programs
H.P. 479 L.D. 619

Bill "An Act to Provide Residential and Community-based Services Through the Children's Mental Health Program"
H.P. 493 L.D. 633

Resolve, to Ensure Consumer Access to Home Care Services
H.P. 500 L.D. 640

Bill "An Act to Implement Recommendations of the Joint Advisory Committee on Select Services for Older Persons"
H.P. 501 L.D. 641

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 Eliminate Smoking in Maine Schools and on School Grounds"
H.P. 482 L.D. 622

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

On motion by Senator **SMALL** of Sagadahoc, **REFERRED** to the Committee on **EDUCATION AND CULTURAL AFFAIRS** and ordered printed, in **NON-CONCURRENCE**.

Sent down for concurrence.

Bill "An Act to Expand Youth Conservation Education Programs"
H.P. 468 L.D. 596

Bill "An Act to Compensate Citizens When Property is Seized Wrongfully and Damaged"
H.P. 485 L.D. 625

Bill "An Act to Increase the Period of Ineligibility for the Moose Lottery to 5 years"
H.P. 508 L.D. 648

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 Exempt Persons at Least 70 Years of Age from Jury Service at Their Discretion"
H.P. 474 L.D. 614

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 Expand Parental Control of a Minor Child"
H.P. 507 L.D. 647

Comes 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 to Require Election Law Training to Voter Registrars and Clerks"
H.P. 483 L.D. 623

Bill "An Act to Amend the Clean Election Laws"
H.P. 484 L.D. 624

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 Ensure that Fishways on Tidal Waters are Working"
H.P. 464 L.D. 592

Bill "An Act Concerning Closed Periods for Lobstering" (EMERGENCY)
H.P. 490 L.D. 630

Bill "An Act to Amend the Laws Governing the Lobster Tag System"
H.P. 504 L.D. 644

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

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

Bill "An Act Creating a Fund to Assist Towns with Public Water Sources that have Eurasian Milfoil"
H.P. 510 L.D. 650

Comes 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 Concerning Fees Charged to State Agencies for the Review of Leases"
H.P. 469 L.D. 597

Bill "An Act to Promote Healthy Workplaces"
H.P. 496 L.D. 636

Bill "An Act to Require Notification to All Property Owners in a Municipality of a Zoning Change Made in That Municipality"
H.P. 499 L.D. 639

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 Create a Sales Tax Holiday for the Purchase of School Supplies"
H.P. 473 L.D. 613

Bill "An Act to Eliminate the Marriage Penalty under the Income Tax Laws"
H.P. 475 L.D. 615

Bill "An Act to Exempt Over-the-counter Medications From the Sales Tax"
H.P. 476 L.D. 616

Bill "An Act to Require Property Tax Payments on Conservation Easements and Development Rights Purchased After October 1, 2001"
H.P. 477 L.D. 617

Bill "An Act to Require that All Owners Sign a Notice of Intent to Harvest for Land Subject to the Maine Tree Growth Tax Law"
H.P. 491 L.D. 631

RESOLUTION, Proposing an Amendment to the Constitution of Maine to Allow Municipalities the Option of Exempting Personal Property from Taxation if No Property Owner in the Municipality Owns More than 2% of the Taxable Property in the Municipality
H.P. 492 L.D. 632

RESOLUTION, Proposing an Amendment to the Constitution of Maine to Value All Land Based on Its Current Use
H.P. 495 L.D. 635

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 Ensure the Safety of Railroad Bridges"
H.P. 463 L.D. 591

Resolve, to Allocate Funds to the Department of Transportation for the Construction of a 2nd Bridge in Skowhegan
H.P. 467 L.D. 595

Bill "An Act to Require Investigating Officers to Make Reports to the Secretary of State"
H.P. 470 L.D. 598

Bill "An Act to Remove State Road Signs with Offensive Names from Interstate Route 95 and the Maine Turnpike"
H.P. 478 L.D. 618

Bill "An Act to Ensure Uniform Enforcement of Maine's Weight Laws"
H.P. 494 L.D. 634

(See action later today.)

Bill "An Act Establishing Children's Identification Cards"
H.P. 498 L.D. 638

Bill "An Act to Allow Municipalities to Lower Certain Speed Limits"
H.P. 503 L.D. 643

Bill "An Act to Allow Motor Vehicle Safety Inspection Stations to Set Their Own Fees and to Require the Inspection of Brake Friction Material"
H.P. 505 L.D. 645

Bill "An Act to Amend the Motor Vehicle Laws"
H.P. 512 L.D. 652

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 Amend the Charter of the Gray Water District"
H.P. 480 L.D. 620

Bill "An Act to Amend the Charter of the Portland Water District to Conform to Changes in the Municipal Election Date for the City of Portland" (EMERGENCY)
H.P. 497 L.D. 637

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.

Bill "An Act to Revise the Sewer Lien Laws"
H.P. 381 L.D. 483

Committee on **UTILITIES AND ENERGY** suggested and ordered printed.

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

REFERRED to the Committees on **UTILITIES AND ENERGY** and **JUDICIARY** and ordered printed, in concurrence

Pursuant to Joint Order
Joint Select Committee on School-based Health Care Services

The **Joint Select Committee on School-based Health Care Services** pursuant to Joint Order 1999, H.P. 1864 asked leave to report that the accompanying Bill "An Act to Implement the Recommendations of the Joint Select Committee on School-based Health Care Services"

H.P. 472 L.D. 600

Be **REFERRED** to the Committee on **BANKING AND INSURANCE** 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 **BANKING AND INSURANCE** and ordered printed pursuant to Joint Rule 218.

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

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

Pursuant to Resolve
Commission to Study Equity in the Distribution of Gas Tax Revenues Attributable to Snowmobiles, All-terrain Vehicles and Watercraft

The **Commission to Study Equity in the Distribution of Gas Tax Revenues Attributable to Snowmobiles, All-terrain Vehicles and Watercraft** pursuant to Resolve 1999, chapter 131 asked leave to report that the accompanying Bill "An Act to Authorize Department of Transportation Bond Issues in the Amount of \$2,900,000 to Fund High Priority Snowmobile Crossings on Highway Bridges and Provide Boating and Fishing Access Improvements to Highway Bridges"

H.P. 514 L.D. 653

Be **REFERRED** to the Committee on **APPROPRIATIONS AND FINANCIAL AFFAIRS** 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 **APPROPRIATIONS AND FINANCIAL AFFAIRS** and ordered printed pursuant to Joint Rule 218.

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

REFERRED to the Committee on **APPROPRIATIONS AND FINANCIAL AFFAIRS** and ordered printed pursuant to Joint Rule 218, in concurrence.

Joint Orders

The following Joint Order: H.P. 513

ORDERED, the Senate concurring, that the Joint Study Committee to Study the Offset in Social Security and Maine State Retirement System Benefits is established as follows.

1. Committee established. The Joint Study Committee to Study the Offset in Social Security and Maine State Retirement System Benefits, referred to in this order as the "committee," is established.
2. Membership. The committee consists of the Joint Standing Committee on Labor. The chairs of the Joint Standing Committee on Labor are the chairs of the committee.
3. Convening meeting. The chairs of the committee shall call and convene the first meeting of the committee no later than July 15, 2001.
4. Duties. The committee shall review the current federal law requiring a reduction in benefits for persons receiving both social security and Maine State Retirement System benefits and determine methods to alleviate the loss of benefits.
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 report on the issues studied with any recommended legislation to the Second Regular Session of the 120th Legislature no later than January 15, 2002. 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 **LABOR**.

READ.

On motion by Senator **SMALL** of Sagadahoc, **TABLED** Unassigned, pending **PASSAGE**, in **NON-CONCURRENCE**.

COMMUNICATIONS

The Following Communication: S.P. 235

120TH MAINE LEGISLATURE

February 12, 2001

Hon. Betheda G. Edmonds
Senate Chair, Joint Standing Committee on Labor
Hon. Zachary E. Matthews
House Chair, Joint Standing Committee on Labor
120th Legislature
Augusta, Maine 04333

Dear Senator Edmonds and Representative Matthews:

Please be advised that Governor Angus S. King, Jr. has nominated Carol B. Gilmore of Charleston for appointment as an employee representative and Robert L. Piccone of Portland as the alternate employee representative of the Maine Labor Relations Board.

Pursuant to Title 26, M.R.S.A., §968, this nomination will require review by the Joint Standing Committee on Labor and confirmation by the Senate.

Sincerely,

S/Michael H. Michaud
President of the Senate

S/Michael V. Saxl
Speaker of the House

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

Sent down for concurrence.

The Following Communication: S.C. 39

**STATE OF MAINE
120TH LEGISLATURE**

January 23, 2001

Terrence MacTaggart, Chancellor
University of Maine System
107 Maine Avenue
Bangor, ME 04401

Dear Chancellor MacTaggart:

We are pleased to invite you to address a Joint Session of the 120th Maine Legislature on Thursday, February 15, 2001

concerning the State of the University and any other matters that you may care to bring to our attention. We will begin the Joint Session at 11:00 a.m. with an address from John Fitzsimmons, President of the Maine Technical College System. You will address the Joint Convention directly following the President.

We look forward to seeing you then. Best wishes.

Sincerely,

S/Michael H. Michaud
President of the Senate

S/Michael V. Saxl
Speaker of the House

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 40

**UNIVERSITY OF MAINE SYSTEM
107 MAINE AVENUE
BANGOR, ME 04401-4380**

January 29, 2001

The Honorable Michael H. Michaud
President of the Senate
State of Maine
120th Legislature
State House
Augusta, ME 04333

The Honorable Michael V. Saxl
Speaker of the House
State of Maine
120th Legislature
State House
Augusta, ME 04333

Dear President Michaud and Speaker Saxl:

It is with exceptional pleasure that I accept your invitation to address a Joint Session of the 120th Maine Legislature on Thursday, February 15, 2001.

I consider this a distinct privilege, and look forward to reporting on the State of the University of Maine System.

Thank you and best wishes.

Sincerely,

S/Terrence J. MacTaggart
Chancellor

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 41

**STATE OF MAINE
120th LEGISLATURE**

January 23, 2001

John Fitzsimmons, President
Maine Technical College System
131 State House Station
Augusta, ME 04333

Dear President Fitzsimmons:

We are pleased to invite you to address a Joint Session of the 120th Maine Legislature on Thursday, February 15, 2001 at 11:00 a.m. concerning the State of the Maine Technical College System and any other matters that you may care to bring to our attention.

On the same day, following your address, Terrence MacTaggart, Chancellor, University of Maine System, will be addressing the Joint Convention.

We look forward to seeing you then. Best wishes.

Sincerely,

S/Michael H. Michaud
President of the Senate

S/Michael V. Saxl
Speaker of the House

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 42

**UNIVERSITY OF MAINE SYSTEM
323 STATE STREET
AUGUSTA, ME 04330-7131**

January 25, 2001

The Honorable Michael H. Michaud
President of the Senate
120th Legislature
3 State House Station
Augusta, ME 04333-0003

The Honorable Michael V. Saxl
Speaker of the House
120th Legislature
2 State House Station
Augusta, ME 04333-0002

Dear President Michaud and Speaker Saxl:

Thank you for your letter of January 23, 2001, inviting me to address a Joint Session of the 120th Maine Legislature on

Thursday, February 15th. On behalf of Maine's Technical College employees and students, it is with great pride that I accept your kind invitation. I look forward to sharing with you my thoughts on the "state" of the Maine Technical College System.

Thank you again for your invitation.

Sincerely yours,

S/John Fitzsimmons, Ed.D.

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 45

**STATE OF MAINE
120TH LEGISLATURE**

February 8, 2001

Honorable Joy O'Brien
Office of the Secretary
3 State House Station
Augusta, ME 04333

Dear Secretary O'Brien:

Pursuant to our authority under M.R.S.A. 34-B, Chapter 15, §15004, we are pleased to appoint Representative Elaine Fuller of Manchester as co-chair to the Children's Mental Health Oversight Committee for a term of two years.

If you have any questions about this appointment, please call us.

Sincerely,

S/Michael H. Michaud
President of the Senate

S/Michael V. Saxl
Speaker of the House

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 46

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

February 6, 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 State and Local Government has voted unanimously to report the following bill out "Ought Not to Pass":

L.D. 40 An Act to Designate the Maine Dirigo Tartan the Official State Tartan

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

Sincerely,

S/Sen. Peggy A. Pendleton
Senate Chair

S/Rep. Martha A. Bagley
House Chair

READ and with accompanying papers ORDERED PLACED ON FILE.

The Following Communication: S.C. 47

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

February 6, 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. 44 An Act to Prohibit the Removal or Destruction of Street Signs

L.D. 45 An Act to Prohibit the Collection of Tolls on the Maine Turnpike Over Labor Day Weekend

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.**

The Following Communication: S.C. 48

**THE SENATE OF MAINE
OFFICE OF THE PRESIDENT
3 STATE HOUSE STATION
AUGUSTA, MAINE 04333**

February 6, 2001

Joy J. O'Brien
Secretary of the Senate
3 State House Station
Augusta, Maine 04333

Dear Secretary O'Brien:

Please be advised that I have made the following appointments:

Regional Agricultural Committee; Pursuant to Maine Resolves of 1983, Chapter 46:

Senator John M. Nutting of Androscoggin County

Capital Riverfront Improvement Governing Board; Pursuant to Chapter 58, P & S 1999:

Senator Beverly C. Daggett of Kennebec County

Children's Mental Health Oversight Committee; Pursuant to MRSA 34-B, Chapter 15004:

Senator Mary Cathcart of Penobscot County (Appropriations & Financial Affairs; Re-Appointment)

Senator Betty Lou Mitchell of Penobscot County (Education and Cultural Affairs)

Senator Karl Turner of Cumberland County (Health and Human Services)

Please let me know if you have any questions regarding this appointment.

Sincerely,

S/Michael H. Michaud
President of the Senate

READ and **ORDERED PLACED ON FILE.**

The Following Communication: S.C. 49

**STATE OF MAINE
HOUSE OF REPRESENTATIVES
2 STATE HOUSE STATION
AUGUSTA, ME 04333-0002**

February 8, 2001

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

Dear President Michaud:

The House considered today a Resolution of Censure (HR 1) of Representative John M. Michael, a copy of which is attached. After a roll call vote of the House, the Resolution was approved by a vote of 137 to 8. Pursuant to House Rule 401, Section 12, Representative Michael requested to be excused from voting, and I granted the request. Following passage of this Resolution, Representative Michael was escorted to the well of the House where I administered the following censure:

Representative John M. Michael, these proceedings are unique. This House for the first time in its history has censured a Member. I call upon the record of Congress of the United States for guidance, and I reference the Congressional Record of January 15, 1868, in which Speaker Colfax quoted May's Treatise on the Law, Privileges, and Usages of Parliament. This text is where we derive the fundamental principles of our parliamentary law. Speaker Colfax quoted from the treatise on a similar occasion of a Member's censure in that Congress:

"It is obviously unbecoming to permit offensive expressions against the character and conduct of Parliament to be used without rebuke; for they are not only a contempt of that high court, but are calculated to degrade the legislature in the estimation of the people. If directed against the other House and passed over without censure, they would appear to implicate one House in discourtesy to the other; if against the House in which the words are spoken, it would be impossible to overlook the disrespect of one of its own Members. Words of this objectionable character are never spoken but in anger; and when called to order the Member must see the error into which he has been misled, and retract or explain his words and make a satisfactory apology. Should he fail to satisfy the House in this manner he will be punished."

So said Speaker Colfax 133 years ago.

The House having voted a censure upon you, I now pronounce the same to be a publicly recorded act and so entered upon the Journal of this House. You will resume your seat. The Sergeant at Arms will escort the Representative from Auburn back to his seat.

Following the official censure of the House, Representative Michael apologized to Senators Pendleton and Douglass, to the people of Maine, and to his constituents in compliance with the Resolution.

I hope that this action by the House and Representative Michael is a satisfactory response to you and the Members of the Senate to the complaint that you filed against Representative Michael.

Sincerely yours,

S/Michael V. Saxl
Speaker of the House

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

The Following Communication: S.C. 43

**UNIVERSITY OF MAINE
MARGARET CHASE SMITH CENTER FOR PUBLIC POLICY
5715 COBURN HALL
ORONO, ME 04469**

Honorable Joy J. O'Brien
Secretary of the Senate
3 State House Station
Augusta, ME 04333

January 19, 2001

Re: Maine State Government Summer Internship Program 2000 Annual Report

Dear Secretary O'Brien:

In accordance with 1967 Public Law, Chapter 493, Section 294, Item 8, I am enclosing copies of the 2000 Maine State Government Summer Internship Report for distribution to the Members of the Maine Senate.

The Maine State Government Summer Internship Program is a full-time, 12 week, paid work experience in a state agency. The Program combines work experience with an educational program designed to provide students an opportunity to participate in and contribute to Maine State Government.

Thank you for your assistance in making this Report available to the Members of the Senate.

Yours truly,

S/Suzanne K. Hart
Research Associate
Director, Maine State Government Summer Internship Program

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

The Following Communication: S.C. 44

**COMMISSION TO STUDY ECONOMICALLY AND
SOCIALY JUST POLICIES FOR FOREIGN INVESTMENTS
AND FOREIGN PURCHASING BY THE STATE**

January 2001

The Honorable President Michael H. Michaud
The Honorable Speaker Michael V. Saxl
120th Maine Legislature
State House

Augusta, ME 04333

Dear President Michaud and Speaker Saxl:

Pursuant to Resolve 1999, chapter 135, the Commission to Study Economically and Socially Just Policies for Foreign Investments and Foreign Purchasing by the State is pleased to submit its final report. Copies of the report have been transmitted to the Legislative Council and the Joint Standing Committee on State and Local Government. Copies of the report have also been placed on file with the Law and Legislative Reference Library.

Sincerely,

S/Sen. Peggy A. Pendleton, Co-chair

S/Rep. Zachary E. Matthews, Co-chair

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

SENATE PAPERS

Bill "An Act to Make An Owner Responsible for a Person's Injuries Caused by a Dog"

S.P. 189 L.D. 661

Sponsored by Senator GAGNON of Kennebec.
Cosponsored by Representative McGOWAN of Pittsfield and Senator: LEMONT of York, Representatives: GREEN of Monmouth, SAVAGE of Buxton.

Bill "An Act to Increase Efficiency in Maine Land Use Regulation Commission Permitting"

S.P. 193 L.D. 665

Sponsored by Senator SHOREY of Washington.
Cosponsored by Representative DUGAY of Cherryfield and Senators: McALEVEY of York, TURNER of Cumberland, YOUNGBLOOD of Penobscot, Representative: CLARK of Millinocket.

Bill "An Act to make Confidential Certain Information Collected from State Farmers"

S.P. 200 L.D. 672

Sponsored by Senator KNEELAND of Aroostook.
Cosponsored by Senators: KILKELLY of Lincoln, NUTTING of Androscoggin, Representatives: CARR of Lincoln, JODREY of Bethel, LUNDEEN of Mars Hill.

Bill "An Act to Implement the Maine Agricultural Internship and Training Program"

S.P. 227 L.D. 792

Sponsored by Senator KILKELLY of Lincoln.
Cosponsored by Representative McKEE of Wayne and Senator: KNEELAND of Aroostook, Representatives: CARR of Lincoln, DUNLAP of Old Town, HAWES of Standish, LANDRY of Patten,

LUNDEEN of Mars Hill, PINEAU of Jay, SKOGLUND of St. George.

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

Sent down for concurrence.

Resolve, to Direct the State Planning Office to Provide Community Forestry Training to Towns

S.P. 199 L.D. 671

Sponsored by Senator GAGNON of Kennebec. Cosponsored by Representative KOFFMAN of Bar Harbor and Senators: DAGGETT of Kennebec, LEMONT of York, TREAT of Kennebec, Representatives: DUNLAP of Old Town, ETNIER of Harpswell, MAYO of Bath, McKEE of Wayne.

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

On motion by Senator **GAGNON** of Kennebec, **REFERRED** to the Committee on **NATURAL RESOURCES**.

Sent down for concurrence.

Bill "An Act to Continue Funding for the Maine Microenterprise Initiative Fund"

S.P. 186 L.D. 658

Sponsored by Senator SHOREY of Washington. Cosponsored by Representative DUGAY of Cherryfield.

Bill "An Act to Amend the Law Governing the Governor Baxter School for the Deaf"

S.P. 194 L.D. 666

Sponsored by Senator McALEVEY of York.

Bill "An Act to Enhance the State's Agricultural Marketing"
S.P. 214 L.D. 779

Sponsored by Senator KILKELLY of Lincoln. Cosponsored by Representative McKEE of Wayne and Senators: KNEELAND of Aroostook, MARTIN of Aroostook, SHOREY of Washington, Representatives: DUNLAP of Old Town, GOOLEY of Farmington, SKOGLUND of St. George.

Bill "An Act to Stimulate Job Growth Through Investing in University Research and Development"

S.P. 219 L.D. 784

Sponsored by Senator CATHCART of Penobscot. Cosponsored by Representative THOMAS of Orono and Senators: BROMLEY of Cumberland, DAGGETT of Kennebec, President MICHAUD of Penobscot, Representatives: BELANGER of Caribou, DUNLAP of Old Town, FISHER of Brewer, NORBERT of Portland, ROSEN of Bucksport.

Bill "An Act to Provide an Appropriation for "mainescience.org"
S.P. 228 L.D. 793

Sponsored by Senator KILKELLY of Lincoln. Cosponsored by Representative HONEY of Boothbay and Senators: LaFOUNTAIN of York, SHOREY of Washington, Representatives: TESSIER of Fairfield, DUNLAP of Old Town, HALL of Bristol, TRAHAN of Waldoboro.

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

Sent down for concurrence.

Bill "An Act to Promote Economic Growth in the Penobscot Valley"

S.P. 215 L.D. 780

Sponsored by Senator CATHCART of Penobscot. Cosponsored by Representative STANLEY of Medway and Senators: DAVIS of Piscataquis, President MICHAUD of Penobscot, Representatives: BUNKER of Kossuth Township, CARR of Lincoln, CLARK of Millinocket, JONES of Greenville, LANDRY of Patten.

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

On motion by Senator **SHOREY** of Washington, **REFERRED** to the Committee on **BUSINESS AND ECONOMIC DEVELOPMENT**.

Sent down for concurrence.

Bill "An Act to Require Health Insurance Companies to Provide Advance Notice of Cancellation"

S.P. 213 L.D. 778

Sponsored by Senator KILKELLY of Lincoln. Cosponsored by Representative FULLER of Manchester and Senators: LaFOUNTAIN of York, ROTUNDO of Androscoggin, Representatives: DUNLAP of Old Town, HALL of Bristol, HONEY of Boothbay, MAYO of Bath, McGLOCKLIN of Embden.

Bill "An Act to Ensure Health Maintenance Organization Accountability"

S.P. 217 L.D. 782

Sponsored by Senator KILKELLY of Lincoln. Cosponsored by Representative HONEY of Boothbay and Senators: CARPENTER of York, KNEELAND of Aroostook, LaFOUNTAIN of York, MARTIN of Aroostook, Representatives: ESTES of Kittery, HALL of Bristol, RINES of Wiscasset, TRAHAN of Waldoboro.

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

Sent down for concurrence.

Bill "An Act to Reallocate a Portion of the Calendar Year 1999 Allocation of State Ceiling" (EMERGENCY)
S.P. 196 L.D. 668

Sponsored by Senator SHOREY of Washington.
Cosponsored by Senators: BROMLEY of Cumberland, YOUNGBLOOD of Penobscot, Representative: DUGAY of Cherryfield.
Submitted by the Finance Authority of Maine pursuant to Joint Rule 204.

Bill "An Act to Clarify the Use of the Municipal Investment Trust Fund"
S.P. 197 L.D. 669

Sponsored by President MICHAUD of Penobscot.
Cosponsored by Representative COWGER of Hallowell and Senators: ABROMSON of Cumberland, DAGGETT of Kennebec, GAGNON of Kennebec, TREAT of Kennebec, Representatives: DUPLESSIE of Westbrook, KOFFMAN of Bar Harbor, MAYO of Bath, McLAUGHLIN of Cape Elizabeth.
Submitted by the State Planning Office pursuant to Joint Rule 204.

Bill "An Act to Require Veterinary Clinics to Fully Disclose Their After-hours Staffing Policies"
S.P. 216 L.D. 781

Sponsored by Senator BROMLEY of Cumberland.
Cosponsored by Representative McKEE of Wayne and Senators: GAGNON of Kennebec, NUTTING of Androscoggin, Representatives: CLOUGH of Scarborough, DORR of Camden.

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

Sent down for concurrence.

Bill "An Act to Require a Life Sentence for Murder Unless There Are Mitigating Circumstances"
S.P. 203 L.D. 768

Sponsored by Senator McALEVEY of York.
Cosponsored by Representative WATERHOUSE of Bridgton and Senators: DAVIS of Piscataquis, PENDLETON of Cumberland, Representatives: ANDREWS of York, ANNIS of Dover-Foxcroft, BUNKER of Kossuth Township, McNEIL of Rockland, O'BRIEN of Augusta, TOBIN of Dexter.

Bill "An Act to Require the Destruction of Confiscated and Forfeited Handguns"
S.P. 209 L.D. 774

Sponsored by Senator RAND of Cumberland.

Cosponsored by Representative BAKER of Bangor and Senators: BROMLEY of Cumberland, LaFOUNTAIN of York, Representatives: BLANCHETTE of Bangor, BULL of Freeport, DESMOND of Mapleton, Speaker SAXL of Portland, WATSON of Farmingdale.

Bill "An Act to Make Assault with a Dangerous Dog a Crime and to Allow a Court to Impose Restitution to the Victim"
S.P. 225 L.D. 790

Sponsored by Senator DAVIS of Piscataquis.
Cosponsored by Representative LESSARD of Topsham and Senators: KILKELLY of Lincoln, KNEELAND of Aroostook, Representatives: CLARK of Millinocket, SNOWE-MELLO of Poland.

Bill "An Act to Amend the Laws Pertaining to Domestic Violence"
S.P. 232 L.D. 797

Sponsored by President Pro Tem BENNETT of Oxford.
Cosponsored by Senators: McALEVEY of York, SAVAGE of Knox, Representatives: BULL of Freeport, O'BRIEN of Augusta, SNOWE-MELLO of Poland.

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

Sent down for concurrence.

Resolve, to Promote the Blueberry Industry
S.P. 187 L.D. 659

Sponsored by Senator SHOREY of Washington.
Cosponsored by Representative DUGAY of Cherryfield.

Bill "An Act to Amend the Laws Governing a Conflict of Interest for a School Board Member"
S.P. 188 L.D. 660

Sponsored by Senator NUTTING of Androscoggin.
Cosponsored by Representative JACOBS of Turner and Senator: MITCHELL of Penobscot, Representatives: CHIZMAR of Lisbon, CUMMINGS of Portland, GREEN of Monmouth, McNEIL of Rockland, WESTON of Montville.

Resolve, to Encourage Entrepreneurship Education and Outreach
S.P. 205 L.D. 770

Sponsored by Senator LONGLEY of Waldo.
Cosponsored by Representative CLOUGH of Scarborough and Senators: CATHCART of Penobscot, GAGNON of Kennebec, ROTUNDO of Androscoggin, Representative: DESMOND of Mapleton.

Bill "An Act to Require Explicit Statutory Authority for Expenditure of Certain Public Money for Lobbying Purposes and Private Enterprise and for Private For-profit Gain"
S.P. 207 L.D. 772

Sponsored by Senator LONGLEY of Waldo.

Cosponsored by Senator: CATHCART of Penobscot.

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

Sent down for concurrence.

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

Sent down for concurrence.

Bill "An Act to Require Alien Big Game Hunters to be Accompanied by a Guide"

S.P. 201 L.D. 673

Sponsored by Senator MARTIN of Aroostook.
Cosponsored by Representative DUNLAP of Old Town and
Senators: KILKELLY of Lincoln, KNEELAND of Aroostook,
Representatives: BELANGER of Caribou, BRYANT of Dixfield,
MICHAUD of Fort Kent, PATRICK of Rumford, PINKHAM of
Lamoine, WHEELER of Bridgewater.

Bill "An Act to Establish a Primitive Firearms Season for Deer"
S.P. 210 L.D. 775

Sponsored by Senator McALEVEY of York.
Cosponsored by Representative DUNLAP of Old Town and
Senators: DAVIS of Piscataquis, SHOREY of Washington,
WOODCOCK of Franklin, Representatives: CLARK of Millinocket,
TOBIN of Dexter, USHER of Westbrook.

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

Sent down for concurrence.

Bill "An Act to Update the Probate Code"

S.P. 218 L.D. 783

Sponsored by Senator SAWYER of Penobscot.
Cosponsored by Representative MENDROS of Lewiston and
Senators: FERGUSON of Oxford, McALEVEY of York.

Bill "An Act to Discourage Frivolous Appeals"
S.P. 224 L.D. 789

Sponsored by Senator DAGGETT of Kennebec.
Cosponsored by Representatives: MADORE of Augusta, MAYO
of Bath, TUTTLE of Sanford.

Bill "An Act to Allow a District Attorney to Appeal Court Rulings
Without Attorney General Approval"
S.P. 226 L.D. 791

Sponsored by Senator DAVIS of Piscataquis.
Cosponsored by Representative WATERHOUSE of Bridgton and
Senators: FERGUSON of Oxford, McALEVEY of York,
Representatives: GOODWIN of Pembroke, LESSARD of
Topsham, SHERMAN of Hodgdon, SNOWE-MELLO of Poland,
TREADWELL of Carmel, WHEELER of Eliot.

Bill "An Act to Require a Position to be Filled in the Iris Network"
S.P. 191 L.D. 663

Sponsored by Senator O'GARA of Cumberland.
Cosponsored by Representative NORBERT of Portland and
President Pro Tem BENNETT of Oxford, Senators: DAGGETT of
Kennebec, President MICHAUD of Penobscot, Representatives:
BRUNO of Raymond, HAWES of Standish, MAYO of Bath.

Bill "An Act to Strengthen Maine's Worker Advocate Program"
S.P. 198 L.D. 670

Sponsored by Senator NUTTING of Androscoggin.
Cosponsored by Representative BERRY of Livermore and
Senators: EDMONDS of Cumberland, ROTUNDO of
Androscoggin, Representatives: BRYANT of Dixfield, BUNKER of
Kossuth Township, GAGNE of Buckfield, JACOBS of Turner,
PATRICK of Rumford, PINEAU of Jay.

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

Sent down for concurrence.

Bill "An Act to Establish a Presumption of Commission of a Civil
Violation for Minors Suspected of Consuming Alcohol"
S.P. 229 L.D. 794

Sponsored by Senator DOUGLASS of Androscoggin.
Cosponsored by Representatives: CHIZMAR of Lisbon,
HEIDRICH of Oxford.
Submitted by the Department of Public Safety pursuant to Joint
Rule 204.

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

Sent down for concurrence.

Bill "An Act to Require the Filing of Soils Tests"
S.P. 222 L.D. 787

Sponsored by Senator GOLDTHWAIT of Hancock.
Cosponsored by Senator: TREAT of Kennebec.

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

Sent down for concurrence.

Bill "An Act to Change the Job Title of County Administrator to
County Manager for York County"
S.P. 204 L.D. 769

Sponsored by Senator McALEVEY of York.
Cosponsored by Representative ESTES of Kittery and Senators:
CARPENTER of York, LaFOUNTAIN of York, LEMONT of York,
Representatives: BOWLES of Sanford, COLLINS of Wells,
DAIGLE of Arundel, NASS of Acton, TARAZEWICH of
Waterboro.

Bill "An Act to Amend the Laws Governing Municipal Citizen
Initiatives and Referenda" (EMERGENCY)
S.P. 231 L.D. 796

Sponsored by Senator DAGGETT of Kennebec.
Cosponsored by Senator: TURNER of Cumberland.

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

Sent down for concurrence.

Bill "An Act to Amend the Employment Tax Increment Financing
Program"
S.P. 192 L.D. 664

Sponsored by Senator SHOREY of Washington.

Bill "An Act to Exempt Retirement Income from the Maine Income
Tax"
S.P. 195 L.D. 667

Sponsored by Senator McALEVEY of York.
Cosponsored by Representative MAYO of Bath and Senators:
FERGUSON of Oxford, PENDLETON of Cumberland,
Representatives: COLLINS of Wells, JODREY of Bethel,
SAVAGE of Buxton, SHERMAN of Hodgdon, TREADWELL of
Carmel.

Bill "An Act to Promote Capital Formation and Investment"
S.P. 220 L.D. 785

Sponsored by Senator TURNER of Cumberland.
Cosponsored by Representative TOBIN of Windham and
Senators: SHOREY of Washington, YOUNGBLOOD of
Penobscot, Representatives: LAVERRIERE-BOUCHER of
Biddeford, FOSTER of Gray.

Bill "An Act to Create a State Tax Deduction for Donations to
Maine Nonprofit Corporations"
S.P. 221 L.D. 786

Sponsored by Senator KILKELLY of Lincoln.
Cosponsored by Representative BUMPS of China and Senators:
BROMLEY of Cumberland, DAGGETT of Kennebec,
LaFOUNTAIN of York, MARTIN of Aroostook, MITCHELL of
Penobscot, Representatives: GREEN of Monmouth, McKEE of
Wayne, SKOGLUND of St. George.

Bill "An Act to Exempt Food, Lodging, Service and Retail Property from the Business Equipment Tax Reimbursement Program" (EMERGENCY)

S.P. 223 L.D. 788

Sponsored by Senator MILLS of Somerset.

Bill "An Act to Rebalance Maine's Tax Code and Reduce the Structural Gap"

S.P. 230 L.D. 795

Sponsored by Senator MILLS of Somerset.

Bill "An Act to Redefine Property Subject to the Business Equipment Tax Reimbursement Program to Include Only Property Used for Manufacturing and Research" (EMERGENCY)

S.P. 233 L.D. 798

Sponsored by Senator MILLS of Somerset.

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

Sent down for concurrence.

Bill "An Act to Facilitate Passenger Rail Transportation by Limiting Liability"

S.P. 202 L.D. 767

Sponsored by Senator SAVAGE of Knox.
Cosponsored by Senator O'GARA of Cumberland,
Representatives: FISHER of Brewer, MARLEY of Portland.
Submitted by the Department of Transportation pursuant to Joint Rule 204.

Bill "An Act to Increase Penalties for Those Violating Covered-load Laws"

S.P. 206 L.D. 771

Sponsored by Senator LONGLEY of Waldo.

Bill "An Act to Promote Safety and to Help Elderly Drivers by Providing an Optional One-year License"

S.P. 208 L.D. 773

Sponsored by Senator LONGLEY of Waldo.
Cosponsored by Senators: EDMONDS of Cumberland, GAGNON of Kennebec.

Bill "An Act to Authorize the Department of Transportation to Use the Design-Build Method of Project Delivery"

S.P. 211 L.D. 776

Sponsored by Senator SAVAGE of Knox.
Cosponsored by Representative FISHER of Brewer and
Senators: O'GARA of Cumberland, SMALL of Sagadahoc,
Representatives: COLLINS of Wells, MAYO of Bath, McKENNEY of Cumberland, McNEIL of Rockland, WHEELER of Bridgewater.
Submitted by the Department of Transportation pursuant to Joint Rule 204.

Bill "An Act to Make Additional Allocations from the Highway Fund and Other Funds for the Expenditures of State Government and Change Certain Provisions of State Law Necessary to the Proper Operations of State Government for the Fiscal Year Ending June 30, 2001" (EMERGENCY)

S.P. 212 L.D. 777

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, BUNKER of Kossuth Township, COLLINS of Wells, McKENNEY of Cumberland, PARADIS of Frenchville, WHEELER of Bridgewater, WHEELER of Eliot.

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

Sent down for concurrence.

Bill "An Act to Remove Barriers to Providing Natural Gas Services"

S.P. 190 L.D. 662

Sponsored by Senator O'GARA of Cumberland.
Cosponsored by Representative BERRY of Belmont and
Senators: DAGGETT of Kennebec, SHOREY of Washington,
SMALL of Sagadahoc, Representatives: McGLOCKLIN of Embden, SAVAGE of Buxton.

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

Sent down for concurrence.

**Pursuant to Statutes
Joint Standing Committee on Taxation**

Senator GAGNON for the **Joint Standing Committee on Taxation**, pursuant to the Maine Revised Statutes, Title 36, chapter 9 asked leave to report that the accompanying Bill "An Act to Implement the Recommendations of the Joint Standing Committee on Taxation Resulting from Its Review of Income Tax Expenditures Pursuant to the Maine Revised Statutes, Title 36, chapter 9"

S.P. 234 L.D. 803

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

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

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

Sent down for concurrence.

REPORTS OF COMMITTEES

House

Ought to Pass

The Committee on **BANKING AND INSURANCE** on Bill "An Act to Allow Certified Insurance Counselors to Qualify as Risk Managers"

H.P. 71 L.D. 80

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.

Under suspension of the Rules, all matters thus acted upon, with exception of those matters being held, were ordered sent down forthwith for concurrence.

The Chair laid before the Senate the following Tabled and Later (2/8/01) Assigned matter:

Bill "An Act to Encourage HIV Testing of Pregnant Patients " H.P. 391 L.D. 512

Tabled - February 8, 2001, by Senator **TREAT** of Kennebec

Pending - **REFERENCE**

(In House, February 6, 2001, **REFERRED** to the Committee on **HEALTH AND HUMAN SERVICES** and ordered printed.)

On motion by Senator **RAND** of Cumberland, **REFERRED** to the Committee on **JUDICIARY** and ordered printed, in **NON-CONCURRENCE**.

Sent down for concurrence.

ORDERS OF THE DAY

Unfinished Business

The following matters in the consideration of which the Senate was engaged at the time of Adjournment had preference in the Orders of the Day and continued with such preference until disposed of as provided by Senate Rule 516.

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

Bill "An Act to Maintain Moosehead Trail Signs" (Emergency) H.P. 215 L.D. 250

Tabled - February 6, 2001, by Senator **DAGGETT** of Kennebec

Pending - **REFERENCE**

(In House, February 1, 2001, **REFERRED** to the Committee on **TRANSPORTATION** and ordered printed.)

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

The Chair laid before the Senate the following Tabled and Later (2/8/01) Assigned matter:

Bill "An Act to Ensure Environmental Integrity, Forest Health and Rural Maine Jobs" S.P. 182 L.D. 610

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

Pending - **REFERENCE**

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

On motion by Senator **MARTIN** of Aroostook, **REFERRED** to the Committee on **NATURAL RESOURCES**.

Sent down for concurrence.

Senate at Ease.

Senate called to order by the President.

On motion by Senator **SAVAGE** of Knox, the Senate **RECONSIDERED** whereby it **REFERRED** to the Committee on **TRANSPORTATION**, in concurrence, the following:

Bill "An Act to Ensure Uniform Enforcement of Maine's Weight Laws" H.P. 494 L.D. 634

(In House, February 8, 2001, **REFERRED** to the Committee on **TRANSPORTATION** and ordered printed.)

Off Record Remarks

On further motion by same Senator, Bill and accompanying papers **INDEFINITELY POSTPONED**, in **NON-CONCURRENCE**.

Sent down for concurrence.

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

Senator **LONGLEY** of Waldo was granted unanimous consent to address the Senate off the Record.

Off Record Remarks

On motion by President Pro Tem **BENNETT** of Oxford, **ADJOURNED** to Thursday, February 15, 2001, at 10:00 in the morning.