

STATE OF MAINE  
ONE HUNDRED AND TWENTY-SECOND LEGISLATURE  
SECOND REGULAR SESSION  
JOURNAL OF THE SENATE

In Senate Chamber  
Thursday  
March 9, 2006

Senate called to order by President Beth Edmonds of  
Cumberland County.

Prayer by Reverend Elizabeth Herrinton-Hodge, Leeds and  
Hartford Presbyterian Community Churches.

**REVEREND HERRINTON-HODGE:** I bring you greetings from  
the Leeds and Hartford communities and say we want to express  
our thanks to each of you who serve this state. Will you please  
join me in prayer.

Gracious and holy God, You call these men and women and  
set them as leaders in the State of Maine. In this call comes  
great responsibility and honor as well as work and respect. Bless  
the leaders of this body, that they may do their work faithful to the  
conscience that You stir in them, that they may honor You with  
the spirit of mercy and kindness and justice. Help them to use  
their experience and authority to serve Your people faithfully, to  
listen and deliberate, to negotiate and compromise toward an end  
of promoting the general welfare of Maine. Oh God, great  
Governor, we commend our state to Your merciful care. Preserve  
her natural resources. Protect her quality and pace of life and  
help us find ways to improve our schools, strengthen our  
employment base, provide adequate and accessible health care,  
and protect our land and people from harm. You desire the best  
for Your people, oh God. Help us to work for the best with the  
power and insight and influence You grant us. May these gifts be  
used wisely. May we be guided by our conscience and heart to  
serve You and Your people. Amen.

Reading of the Journal of Tuesday, March 7, 2006.

Off Record Remarks

Out of order and under suspension of the Rules, on motion by  
Senator **BRENNAN** of Cumberland, the following Joint Order:  
S.P. 801

Ordered, the House concurring, that when the House and Senate  
adjourn, they do so until Tuesday, March 14, 2006, at 10:00 in the  
morning.

**READ and PASSED.**

Ordered sent down forthwith for concurrence.

PAPERS FROM THE HOUSE

Non-Concurrent Matter

HOUSE REPORTS - from the Committee on **TAXATION** on Bill  
"An Act To Exempt Vegetable Seeds for Home Gardens from the  
Sales Tax" (EMERGENCY)

H.P. 1263 L.D. 1823

Majority - **Ought Not to Pass** (9 members).

Minority - **Ought to Pass as Amended by Committee  
Amendment "A" (H-757)** (3 members)

In House, February 16, 2006, the Minority **OUGHT TO PASS AS  
AMENDED** Report **READ** and **ACCEPTED** and the Bill **PASSED  
TO BE ENGROSSED AS AMENDED BY COMMITTEE  
AMENDMENT "A" (H-757)**.

In Senate, March 2, 2006, the Majority **OUGHT NOT TO PASS**  
Report **READ** and **ACCEPTED**, in **NON-CONCURRENCE**.

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

On motion by Senator **STRIMLING** of Cumberland, the Senate  
**ADHERED**.

COMMUNICATIONS

The Following Communication: S.P. 799

STATE OF MAINE  
122ND MAINE LEGISLATURE

March 6, 2006

Sen. Elizabeth M. Schneider  
Senate Chair, Joint Standing Committee on State and Local  
Government  
Rep. Christopher R. Barstow  
House Chair, Joint Standing Committee on State and Local  
Government  
122<sup>nd</sup> Legislature  
Augusta, ME 04333

Dear Senator Schneider and Representative Barstow:

Please be advised that Governor John E. Baldacci has nominated  
the following as members of the Civil Service Appeals Board:

Julie Armstrong of Cape Elizabeth for appointment  
Bent Schlosser of Vassalboro for reappointment  
Nelson E. Durgin of Bangor for reappointment  
John R. Hanson of Bangor for reappointment

Pursuant to Title 5 M.R.S.A. §7081, these nominations will require  
review by the Joint Standing Committee on State and Local  
Government and confirmation by the Senate.

Sincerely,

S/Beth Edmonds  
President of the Senate

S/John Richardson  
Speaker of the House

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

Sent down for concurrence.

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The Following Communication: S.P. 800

**STATE OF MAINE  
122ND MAINE LEGISLATURE**

March 6, 2006

Sen. Elizabeth H. Mitchell  
Senate Chair, Joint Standing Committee on Education and Cultural Affairs  
Rep. Jacqueline R. Norton  
House Chair, Joint Standing Committee on Education and Cultural Affairs  
122<sup>nd</sup> Legislature  
Augusta, ME 04333

Dear Senator Mitchell and Representative Norton:

Please be advised that Governor John E. Baldacci has nominated the following as members of the Maine School of Science and Mathematics Board of Trustees:

Richard A. Oravetz of Holden for appointment  
Michael D. Pearson of Enfield for appointment  
Jeremy M. Usher of Dresden for appointment  
David C. Haines of Auburn for appointment

Pursuant to Title 20-A M.R.S.A. §8204, these nominations will require review by the Joint Standing Committee on Education and Cultural Affairs and confirmation by the Senate.

Sincerely,

S/Beth Edmonds  
President of the Senate

S/John Richardson  
Speaker of the House

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

Sent down for concurrence.

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The Following Communication: S.P. 802

**STATE OF MAINE  
122ND MAINE LEGISLATURE**

March 7, 2006

Sen. Elizabeth H. Mitchell  
Senate Chair, Joint Standing Committee on Education and Cultural Affairs  
Rep. Jacqueline R. Norton  
House Chair, Joint Standing Committee on Education and Cultural Affairs  
122<sup>nd</sup> Legislature  
Augusta, ME 04333

Dear Senator Mitchell and Representative Norton:

Please be advised that Governor John E. Baldacci has nominated the following as members to the School Board of the Governor Baxter School for the Deaf:

Sarah M. Whitfield of Wiscasset for appointment  
Romy Victoria Spitz of Portland for reappointment  
David Gaul of Damariscotta for reappointment  
Donald Miller of West Bath for reappointment

Pursuant to Title 20-A §7406, these nominations will require review by the Joint Standing Committee on Education and Cultural Affairs and confirmation by the Senate.

Sincerely,

S/Beth Edmonds  
President of the Senate

S/John Richardson  
Speaker of the House

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

Sent down for concurrence.

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The Following Communication: S.P. 803

**STATE OF MAINE  
122ND MAINE LEGISLATURE**

March 7, 2006

Sen. Elizabeth M. Schneider  
Senate Chair, Joint Standing Committee on State and Local Government  
Rep. Christopher R. Barstow  
House Chair, Joint Standing Committee on State and Local Government  
122<sup>nd</sup> Legislature  
Augusta, ME 04333

Dear Senator Schneider and Representative Barstow:

Please be advised that Secretary of State Matthew Dunlap has nominated James S. Henderson of Harpswell for reappointment as the State Archivist.

Pursuant to Title 5 M.R.S.A. §93, this nomination will require review by the Joint Standing Committee on State and Local Government and confirmation by the Senate.

Sincerely,

S/Beth Edmonds  
President of the Senate

S/John Richardson  
Speaker of the House

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

Sent down for concurrence.

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**REPORTS OF COMMITTEES**

**House**

**Ought to Pass**

The Committee on **EDUCATION AND CULTURAL AFFAIRS** on Bill "An Act To Raise the Debt Limit of the City of Brewer High School District"

H.P. 1393 L.D. 1988

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**.

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The Committee on **UTILITIES AND ENERGY** on Bill "An Act To Allow the Buckfield Village Corporation To Be Dissolved and Combined with the Town of Buckfield" (EMERGENCY)

H.P. 1215 L.D. 1708

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**.

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**Ought to Pass As Amended**

The Committee on **BUSINESS, RESEARCH AND ECONOMIC DEVELOPMENT** on Bill "An Act To Protect Small Payroll Processors"

H.P. 1318 L.D. 1878

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-787)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-787)**.

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

**READ ONCE**.

Committee Amendment "A" (H-787) **READ** and **ADOPTED**, in concurrence.

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

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The Committee on **EDUCATION AND CULTURAL AFFAIRS** on Bill "An Act To Establish the Penobscot Language Preservation Fund in the Department of Education" (EMERGENCY)

H.P. 1247 L.D. 1807

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-780)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-780)**.

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

**READ ONCE**.

Committee Amendment "A" (H-780) **READ** and **ADOPTED**, in concurrence.

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

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The Committee on **EDUCATION AND CULTURAL AFFAIRS** on Bill "An Act To Assist Visually Impaired Persons and Persons with Disabilities in Obtaining Information Regarding Current Events"

H.P. 1376 L.D. 1964

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-788)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-788)**.

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

**READ ONCE.**

Committee Amendment "A" (H-788) **READ** and **ADOPTED**, in concurrence.

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

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The Committee on **INLAND FISHERIES AND WILDLIFE** on Bill "An Act To Protect Volunteer-earned Funds of the Maine Wildlife Park"

H.P. 1259 L.D. 1819

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-778)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-778)**.

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

**READ ONCE.**

Committee Amendment "A" (H-778) **READ** and **ADOPTED**, in concurrence.

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

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The Committee on **INLAND FISHERIES AND WILDLIFE** on Bill "An Act To Make License Requirements and Rules Consistent for Young Anglers"

H.P. 1337 L.D. 1896

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-781)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-781)**.

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

**READ ONCE.**

Committee Amendment "A" (H-781) **READ** and **ADOPTED**, in concurrence.

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

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The Committee on **LEGAL AND VETERANS AFFAIRS** on Bill "An Act To Protect Military Families" (EMERGENCY)  
H.P. 1207 L.D. 1700

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-775)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-775)**.

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

**READ ONCE.**

Committee Amendment "A" (H-775) **READ** and **ADOPTED**, in concurrence.

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

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The Committee on **LEGAL AND VETERANS AFFAIRS** on Bill "An Act To Clarify Provisions of the Alcoholic Beverage Laws Regarding Promotions"

H.P. 1270 L.D. 1830

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-776)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-776)**.

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

**READ ONCE.**

Committee Amendment "A" (H-776) **READ** and **ADOPTED**, in concurrence.

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

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The Committee on **LEGAL AND VETERANS AFFAIRS** on Bill "An Act To Create Fairness in Liquor Licensing Fees"  
H.P. 1278 L.D. 1838

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-789)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-789)**.

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

**READ ONCE.**

Committee Amendment "A" (H-789) **READ** and **ADOPTED**, in concurrence.

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

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The Committee on **UTILITIES AND ENERGY** on Bill "An Act To Amend the Charter of the Lisbon Water Department" (EMERGENCY)

H.P. 1380 L.D. 1970

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-779).**

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-779).**

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

**READ ONCE.**

Committee Amendment "A" (H-779) **READ** and **ADOPTED**, in concurrence.

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

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**Divided Report**

The Majority of the Committee on **BUSINESS, RESEARCH AND ECONOMIC DEVELOPMENT** on Bill "An Act To Exempt Platform Lifts from the Annual Elevator Inspection"

H.P. 1255 L.D. 1815

Reported that the same **Ought Not to Pass.**

Signed:

Senators:

BROMLEY of Cumberland  
HOBBINS of York  
DOW of Lincoln

Representatives:

BEAUDETTE of Biddeford  
FARRINGTON of Gorham  
SMITH of Monmouth  
RECTOR of Thomaston  
ROBINSON of Raymond  
AUSTIN of Gray  
O'BRIEN of Lewiston

The Minority of the same Committee on the same subject reported that the same **Ought To Pass as Amended by Committee Amendment "A" (H-786).**

Signed:

Representatives:

CROSBY of Topsham  
JACOBSEN of Waterboro  
BERUBE of Lisbon

Comes from the House with the Majority **OUGHT NOT TO PASS** Report **READ** and **ACCEPTED.**

Reports **READ.**

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

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**Divided Report**

The Majority of the Committee on **STATE AND LOCAL GOVERNMENT** on Bill "An Act To Streamline Criteria for Municipal General Assistance for Heating and Utility Assistance" H.P. 1286 L.D. 1846

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-790).**

Signed:

Senators:

SCHNEIDER of Penobscot  
ROTUNDO of Androscoggin  
ANDREWS of York

Representatives:

BARSTOW of Gorham  
McFADDEN of Dennysville  
MOULTON of York  
HARLOW of Portland  
BISHOP of Boothbay  
BROWNE of Vassalboro  
BLANCHARD of Old Town  
MUSE of Fryeburg  
SCHATZ of Blue Hill

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

Signed:

Representative:

CROSTHWAITE of Ellsworth

Comes from the House with the Majority **OUGHT TO PASS AS AMENDED** Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-790).**

Reports **READ**.

On motion by Senator **SCHNEIDER** of Penobscot, the Majority **OUGHT TO PASS AS AMENDED** Report **ACCEPTED**, in concurrence.

**READ ONCE**.

Committee Amendment "A" (H-790) **READ** and **ADOPTED**, in concurrence.

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

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**Divided Report**

The Majority of the Committee on **TRANSPORTATION** on Bill "An Act To Ensure Business Equity in Commercial Vehicle Registration"

H.P. 1238 L.D. 1730

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-782)**.

Signed:

Senators:

DAMON of Hancock  
DIAMOND of Cumberland  
SAVAGE of Knox

Representatives:

MARLEY of Portland  
COLLINS of Wells  
FISHER of Brewer  
BROWNE of Vassalboro  
MAZUREK of Rockland  
PARADIS of Frenchville  
SAMPSON of Auburn  
HOGAN of Old Orchard Beach

The Minority of the same Committee on the same subject reported that the same **Ought To Pass as Amended by Committee Amendment "B" (H-783)**.

Signed:

Representatives:

McKENNEY of Cumberland  
THOMAS of Ripley

Comes from the House with the Majority **OUGHT TO PASS AS AMENDED BY COMMITTEE AMENDMENT "A" (H-782)** Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-782)**.

Reports **READ**.

On motion by Senator **DAMON** of Hancock, the Majority **OUGHT TO PASS AS AMENDED BY COMMITTEE AMENDMENT "A" (H-782)** Report **ACCEPTED**, in concurrence.

**READ ONCE**.

Committee Amendment "A" (H-782) **READ** and **ADOPTED**, in concurrence.

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

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**Divided Report**

The Majority of the Committee on **TRANSPORTATION** on Bill "An Act To Prevent Dangerous Commercial Drivers on Maine's Highways"

H.P. 1367 L.D. 1950

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-770)**.

Signed:

Senators:

DAMON of Hancock  
DIAMOND of Cumberland  
SAVAGE of Knox

Representatives:

MARLEY of Portland  
HOGAN of Old Orchard Beach  
MAZUREK of Rockland  
PARADIS of Frenchville

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

Signed:

Representatives:

THOMAS of Ripley  
FISHER of Brewer  
McKENNEY of Cumberland  
SAMPSON of Auburn  
COLLINS of Wells  
BROWNE of Vassalboro

Comes from the House with the Majority **OUGHT TO PASS AS AMENDED** Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-770)**.

Reports **READ**.

Senator **DAMON** of Hancock moved the Senate **ACCEPT** the Majority **OUGHT TO PASS AS AMENDED** Report, in concurrence.

On motion by Senator **WESTON** of Waldo, **TABLED** until Later in Today's Session, pending the motion by Senator **DAMON** of Hancock to **ACCEPT** the Majority **OUGHT TO PASS AS AMENDED** Report, in concurrence.

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

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**Senate**

**Ought to Pass**

Senator BROMLEY for the Committee on **BUSINESS, RESEARCH AND ECONOMIC DEVELOPMENT** on Bill "An Act To Amend the Laws Governing Licensure of Workers in the Field of Radiologic Technology" (EMERGENCY)

S.P. 687 L.D. 1770

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

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

**READ ONCE.**

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

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**Ought to Pass As Amended**

Senator COWGER for the Committee on **NATURAL RESOURCES** on Bill "An Act To Regulate the Use of Batteries Containing Mercury"

S.P. 375 L.D. 1058

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-483)**.

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

**READ ONCE.**

Committee Amendment "A" (S-483) **READ** and **ADOPTED**.

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

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Senator PERRY for the Committee on **TAXATION** on Bill "An Act To Ensure the Ability of Municipalities To Provide Assistance to Their Citizens" (EMERGENCY)

S.P. 755 L.D. 1965

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-481)**.

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

**READ ONCE.**

Committee Amendment "A" (S-481) **READ** and **ADOPTED**.

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**Divided Report**

The Majority of the Committee on **NATURAL RESOURCES** on Bill "An Act To Improve the Water Quality and Safety of Phillips Lake"

S.P. 691 L.D. 1774

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-484)**.

Signed:

Senators:

COWGER of Kennebec  
MARTIN of Aroostook

Representatives:

KOFFMAN of Bar Harbor  
JOY of Crystal  
ANNIS of Dover-Foxcroft  
EBERLE of South Portland  
DAIGLE of Arundel  
DUCHESNE of Hudson  
WHEELER of Kittery  
THOMPSON of China

The Minority of the same Committee on the same subject reported that the same **Ought To Pass as Amended by Committee Amendment "B" (S-485)**.

Signed:

Senator:

SNOWE-MELLO of Androscoggin

Representatives:

TWOMEY of Biddeford  
ROSEN of Bucksport

Reports **READ**.

On motion by Senator **COWGER** of Kennebec, the Majority **OUGHT TO PASS AS AMENDED BY COMMITTEE AMENDMENT "A" (S-484)** Report **ACCEPTED**.

**READ ONCE.**

Committee Amendment "A" (S-484) **READ** and **ADOPTED**.

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

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**SECOND READERS**

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

**House**

Bill "An Act Relating to the Flanders Bay Community School District" (EMERGENCY)

H.P. 1291 L.D. 1851

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

**House As Amended**

Bill "An Act To Increase Staffing for the Intergovernmental Advisory Commission"

H.P. 1221 L.D. 1714  
(C "A" H-769)

Bill "An Act To Increase from a Class D Crime to a Class C Crime Violation of Privacy if the Victim Is under 16 Years of Age"

H.P. 1225 L.D. 1718  
(C "A" H-766)

Bill "An Act To Clarify the Time Period in Which Municipalities Must File Notices of Intent with the State for Purposes of Issuing Building Permits"

H.P. 1305 L.D. 1865  
(C "A" H-767)

Bill "An Act To Promote Youth Involvement in County and Local Government"

H.P. 1320 L.D. 1880  
(C "A" H-768)

Bill "An Act To Restore the Cost-sharing Agreement Established by the Voters of Maine School Administrative District No. 40" (EMERGENCY)

H.P. 1344 L.D. 1903  
(C "A" H-771)

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

Bill "An Act To Increase the Minimum Wage"

H.P. 174 L.D. 235  
(C "A" H-725)

**READ A SECOND TIME.**

On motion by Senator **STRIMLING** of Cumberland, **TABLED** until Later in Today's Session, pending **PASSAGE TO BE ENGROSSED AS AMENDED**, in concurrence.

Bill "An Act To Prohibit Parking in Access Aisles" (EMERGENCY)  
H.P. 1213 L.D. 1706  
(C "B" H-765)

**READ A SECOND TIME** and **PASSED TO BE ENGROSSED AS AMENDED**, in **NON-CONCURRENCE**.

Sent down for concurrence.

**Senate**

Resolve, Regarding a Monument for Women Veterans of Maine (EMERGENCY)

S.P. 776 L.D. 2013

**READ A SECOND TIME** and **PASSED TO BE ENGROSSED**.

Sent down for concurrence.

**Senate As Amended**

Bill "An Act To Limit Human Exposure to Mercury"

S.P. 465 L.D. 1338  
(C "A" S-477)

Bill "An Act To Create the Washburn Water and Sewer District"

S.P. 661 L.D. 1744  
(C "A" S-476)

Bill "An Act To Sustain Good Local Planning Practices" (EMERGENCY)

S.P. 719 L.D. 1802  
(S "A" S-474 to C "A" S-470)

Bill "An Act To Prevent the Use of Performance-enhancing Substances by Maine Student Athletes"

S.P. 749 L.D. 1952  
(C "A" S-479)

Bill "An Act To Create a Children's Education Advocate"

S.P. 752 L.D. 1958  
(C "A" S-475)

Resolve, Authorizing the Commissioner of Administrative and Financial Services To Sell or Lease for Veterans' Housing the Interests of the State in Hedin Hall at the Dorothea Dix Psychiatric Center

S.P. 765 L.D. 1984  
(C "A" S-480)

**READ A SECOND TIME** and **PASSED TO BE ENGROSSED AS AMENDED**.

Sent down for concurrence.

All matters thus acted upon were ordered sent down forthwith for concurrence.

An Act To Establish the Securities Investor Education and Training Fund

H.P. 1295 L.D. 1855  
(C "A" H-753)

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**ENACTORS**

The Committee on **Engrossed Bills** reported as truly and strictly engrossed the following:

**PASSED TO BE ENACTED** and having been signed by the President was presented by the Secretary to the Governor for his approval.

**Emergency Measure**

An Act To Conform the Maine Tax Laws for 2005 to the United States Internal Revenue Code

H.P. 1296 L.D. 1856

An Act To Exempt Trail-grooming Equipment from the Personal Property Tax

S.P. 716 L.D. 1799  
(C "A" S-452)

This being an Emergency Measure and having received the affirmative vote of 32 Members of the Senate, with no Senators having voted in the negative, and 32 being more than two-thirds of the entire elected Membership of the Senate, was **PASSED TO BE ENACTED** and having been signed by the President, was presented by the Secretary to the Governor for his approval.

On motion by Senator **ROTUNDO** of Androscoggin, placed on the **SPECIAL APPROPRIATIONS TABLE**, pending **ENACTMENT**, in concurrence.

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**Resolves**

Resolve, Authorizing the State Tax Assessor To Convey the Interest of the State in Certain Real Estate in the Unorganized Territory

H.P. 1217 L.D. 1710  
(C "A" H-756)

An Act To Improve the Ability of the Department of Corrections To Share Information Related to Clients in Order To Improve Treatment and Rehabilitative Services

H.P. 1301 L.D. 1861  
(C "A" H-751)

Resolve, To Direct the Department of Audit To Establish a Working Group To Develop a Model Chart of Accounts for All Levels of Government

H.P. 1220 L.D. 1713  
(C "A" H-752)

This being an Emergency Measure and having received the affirmative vote of 32 Members of the Senate, with no Senators having voted in the negative, and 32 being more than two-thirds of the entire elected Membership of the Senate, was **PASSED TO BE ENACTED** and having been signed by the President, was presented by the Secretary to the Governor for his approval.

**FINALLY PASSED** and having been signed by the President were presented by the Secretary to the Governor for his approval.

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**Emergency Measure**

An Act To Amend the Laws Pertaining to the Department of Corrections

H.P. 1326 L.D. 1886  
(C "A" H-754)

This being an Emergency Measure and having received the affirmative vote of 33 Members of the Senate, with no Senators having voted in the negative, and 33 being more than two-thirds of the entire elected Membership of the Senate, was **PASSED TO BE ENACTED** and having been signed by the President, was presented by the Secretary to the Governor for his approval.

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**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 (2/28/06) Assigned matter:

SENATE REPORTS - from the Committee on **STATE AND LOCAL GOVERNMENT** on Bill "An Act To Authorize the Deorganization of the Town of Cooper"

S.P. 781 L.D. 2030

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**Acts**

Majority - **Ought to Pass** (8 members)

Minority - **Ought Not to Pass** (5 members).

Tabled - February 28, 2006, by Senator **SCHNEIDER** of Penobscot

Pending - motion by same Senator to **ACCEPT** the Minority **OUGHT NOT TO PASS** Report

(In Senate, February 28, 2006, Reports **READ**.)

On motion by Senator **WESTON** of Waldo, **TABLED** until Later in Today's Session, pending the motion by Senator **SCHNEIDER** of Penobscot to **ACCEPT** the Minority **OUGHT NOT TO PASS** Report.

The Chair laid before the Senate the following Tabled Unassigned matter:

**Pursuant to Resolve  
Task Force to Study Maine's Homeland Security Needs**

SENATE REPORT - from the **Task Force to Study Maine's Homeland Security Needs** on Bill "An Act To Enhance the Protection of Maine Families from Terrorism and Natural Disasters " (EMERGENCY)

S.P. 789 L.D. 2044

Report - **Refer to the Committee on Criminal Justice and Public Safety**

Tabled - March 2, 2006, by Senator **BRENNAN** of Cumberland

Pending - motion by Senator **STRIMLING** of Cumberland to **ACCEPT** Report

(In Senate March 2, 2006, Report **READ**.)

On motion by Senator **STRIMLING** of Cumberland, Report **ACCEPTED** and the Bill **REFERRED** to the Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY**.

Sent down for concurrence.

Senate at Ease.

Senate called to order by the President.

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

**PAPERS FROM THE HOUSE**

**House Paper**

Bill "An Act To Replace Municipal Revenues Subject to Business Equipment Property Tax Exemption"

H.P. 1452 L.D. 2056

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

On motion by Senator **STRIMLING** of Cumberland, **REFERRED** to the Committee on **TAXATION** and ordered printed, in concurrence.

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

**PAPERS FROM THE HOUSE**

**Pursuant to Statute  
Revisor of Statutes**

The **Revisor of Statutes**, pursuant to the Maine Revised Statutes, Title 1, section 94 asked leave to report that the accompanying Bill "An Act To Correct Errors and Inconsistencies in the Laws of Maine" (EMERGENCY)

H.P. 1449 L.D. 2055

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.

On motion by Senator **HOBBS** of York, **REFERRED** to the Committee on **JUDICIARY** and ordered printed pursuant to Joint Rule 218, in concurrence.

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

**PAPERS FROM THE HOUSE**

**Joint Resolution**

The following Joint Resolution:

H.P. 1450

**JOINT RESOLUTION RECOGNIZING MAINE'S  
CREDIT UNIONS**

WHEREAS, Maine's credit unions are locally owned and governed financial cooperatives dedicated to serving the needs of their members. The not-for-profit structure of credit unions provides to each member equal representation in the operations of the credit union. Serving members in all 16 Maine counties and in every community, Maine's credit unions are devoted to the more than 600,000 Maine consumers that belong to a credit union; and

WHEREAS, Maine's credit unions are consistently recognized for serving their members, as indicated by the consistently high performance and satisfaction that consumers assign to Maine's credit unions. Since 1983, credit unions have ranked first in consumer satisfaction out of all financial institutions. With lower and fewer fees and an unmatched level of member service, Maine's credit unions hold a place in the state's financial services industry that continues to grow; and

WHEREAS, Maine is ranked as the nation's 5th-strongest credit union state, based on the percentage of population that belongs to a credit union, a position Maine has held for 6 consecutive years. Nearly half of all Maine residents belong to a credit union; and

WHEREAS, the 1,975 full-time and part-time employees of Maine's credit unions and the hundreds of unpaid volunteers that serve on credit union boards and committees demonstrate the core credit union values and philosophy and the mission of Maine people helping Maine people and contribute to their communities; and

WHEREAS, since 1990, Maine's credit unions and their members have raised more than \$2,000,000 to help end hunger in Maine. All money that is raised through the Maine Credit Unions' Campaign for Ending Hunger stays in Maine and goes directly to assist thousands of families and individuals who otherwise would go hungry. Because of the commitment of Maine's credit unions to the cause of ending hunger, the State is recognized nationally for its leadership role in raising awareness and funds and finding solutions to the problem of hunger not only in Maine but in a number of other states; and

WHEREAS, in addition to their campaign to end hunger, Maine's credit unions also provide hundreds of thousands of dollars to improve the lives of Maine people. From contributing thousands of dollars and countless hours to help Maine Special Olympians to contributing nearly 10,000 teddy bears to children in crisis through the Maine Credit Union's BearHugs for Kids program, Maine's credit unions voluntarily contribute enormous amounts of time and financial resources to organizations and agencies in their own communities; and

WHEREAS, since 1921, Maine's credit unions have been a source of economic stability and assistance by helping thousands of people in communities across Maine realize financial success. Throughout Maine, credit unions remain a vital, socially responsible and stable presence in the communities they serve; now, therefore, be it

RESOLVED: That We, the Members of the One Hundred and Twenty-second Legislature, now assembled in the Second Regular Session, take this occasion to recognize the Maine Credit Union League and Maine's credit unions for the positive contributions they have made to the lives of Maine citizens and their communities for more than 85 years. Their service and dedication to this State is a tribute to the values and principles that we all hold dear; and be it further

RESOLVED: That suitable copies of this resolution, duly authenticated by the Secretary of State, be transmitted to the Maine Credit Union League and its 72 affiliated credit unions.

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

**READ** and **ADOPTED**, in concurrence.

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

**REPORTS OF COMMITTEES**

**House**

**Pursuant to Joint Order**

The Committee on **INLAND FISHERIES AND WILDLIFE** on Bill "An Act To Implement the Recommendations of the ATV Trail Advisory Council"

H.P. 1453 L.D. 2057

Reported that the same be **REFERRED** to the Committee on **INLAND FISHERIES AND WILDLIFE**, pursuant to Joint Order 2006, H.P. 1441.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **REFERRED** to the Committee on **INLAND FISHERIES AND WILDLIFE**.

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

On motion by Senator **BRYANT** of Oxford, **REFERRED** to the Committee on **INLAND FISHERIES AND WILDLIFE**, in concurrence.

Senator **DAVIS** of Piscataquis was granted unanimous consent to address the Senate off the Record.

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

Senator **PLOWMAN** of Penobscot was granted unanimous consent to address the Senate off the Record.

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

Senator **PERRY** of Penobscot was granted unanimous consent to address the Senate off the Record.

On motion by Senator **BRENNAN** of Cumberland, **ADJOURNED**, pursuant to the Joint Order, to Tuesday, March 14, 2006, at 10:00 in the morning in memory of and lasting tribute to Verner Reed of Falmouth.