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

In Senate Chamber Tuesday March 25, 2003

March 25, 2005
Senate called to order by President Beverly C. Daggett of Kennebec County.
Prayer by Reverend Timothy Haynes, Calvary Pentecostal Church in Madison.
REVEREND HAYNES: Thank you. Would you please join me in prayer. Lord, God of heaven, creator of all things, I acknowledge today that You rule supremely over all that You have made. I come before Your throne to ask Your mercy toward us in our time of need. I know that You are not the author of confusion, hunger, disease, suffering, hatred, violence, and abuse, since they are the result of man's degenerate condition and the corruption that is in our hearts. I thank You for the redemption You have provided through the cross of Christ and pray that You would save us from our sins and our failures. Strengthen us by Your spirit within us. Make us able to know and do Your will today. Father, I represent our nation before You. The United States of America is in great need of Your assistance today. Not only are we at war in Iraq, but great passions divide us at home as well. We're hated by many, some even wish to destroy this nation which You've raised up to be a sanctuary and defender of freedom. Help us and defend us, Lord, and don't let our enemies triumph over us. Forgive us for trusting too much in our weapons and skill and remind us, again, that if it were not for Your divine aide, we would quickly fall. Unite us Father, as we pray for our nation while we are in peril. We pray for our President, that he would have wisdom and insight; for the Congress; and for our military commanders, that their decisions and leadership would bring us success and peace. We pray especially for the young men and women who, right now, are facing mortal danger in our defense. God, strengthen them and help them. Dear God, please comfort the families of those who fall in battle and assure them that their loss is felt by all of us who value life. Our own State of Maine has already been saddened by the loss of our soldiers and I ask for Your protection on all of them, that the loss of lives be miraculously small. I pray also for the people of Iraq, that You would protect them against the loss of innocent lives. But those are not the o
Pledge of Allegiance led by Senator Richard Kneeland of Aroostook County.
Doctor of the day, Lisa Letourneau, M.D. of Scarborough.

Reading of the Journal of Thursday, March 20, 2003.

Off Record Remarks

COMMUNICATIONS

The Following Communication:

S.C. 110

121ST LEGISLATURE JOINT STANDING COMMITTEE ON LABOR

March 19, 2003

The Honorable Beverly C. Daggett President of the Senate of Maine 121st Maine Legislature State House Augusta, Maine 04333-0003

Dear Madame President:

ABSENT

In accordance with 3 M.R.S.A., Section 157, and with Joint Rule 505 of the 121st Maine Legislature, the Joint Standing Committee on Labor has had under consideration the nomination of P. Vincent O'Malley of Portland, for appointment as the Labor Representative of the Maine Unemployment Insurance Commission.

After public hearing and discussion on this nomination, the Committee proceeded to vote on the motion to recommend to the Senate that this nomination be confirmed. The Committee Clerk called the roll with the following result:

YEAS	Senators	2	Edmonds of Cumberland, Blais of Kennebec
	Representatives	9	Smith of Van Buren, Cressey of Baldwin, Hatch of Skowhegan, Heidrich of Oxford, Hutton of Bowdoinham, Jackson of Fort Kent, Nutting of Oakland, Treadwell of Carmel, Watson of Bath
NAYS		0	

Eleven members of the Committee having voted in the affirmative and none in the negative, it was

Rep. Patrick of Rumford, Sen. Stanley of Penobscot

Eleven members of the Committee having voted in the affirmative and none in the negative, it was the vote of the Committee that the nomination of P. Vincent O'Malley of Portland, for appointment as the Labor Representative of the Maine Unemployment Insurance Commission be confirmed.

Signed,

S/Betheda G. Edmonds S/William J. Smith Senate Chair House Chair

2

READ and **ORDERED PLACED ON FILE**.

The President laid before the Senate the following: "Shall the recommendation of the Committee on **LABOR** be overridden?"

In accordance with 3 M.R.S.A., Chapter 6, Section 151, and with Joint Rule 506 of the 121st Legislature, the vote was taken by the Yeas and Nays.

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#26)

YEAS: Senators: None

NAYS: Senators: BLAIS, BRENNAN, BROMLEY, BRYANT, CARPENTER,

CATHCART, DAMON, DAVIS, DOUGLASS, EDMONDS,

GAGNON, GILMAN, HALL, HATCH, KNEELAND,

LAFOUNTAIN, LEMONT, MARTIN, MAYO, MITCHELL, NASS,

ROTUNDO, SAVAGE, SAWYER, SHOREY, STANLEY, STRIMLING, TREAT, TURNER, WESTON, WOODCOCK, YOUNGBLOOD, THE PRESIDENT - BEVERLY C. DAGGETT

ABSENT: Senators: BENNETT, PENDLETON

No Senator having voted in the affirmative and 33 Senators having voted in the negative, with 2 Senators being absent, and none being less than two-thirds of the Membership present and voting, it was the vote of the Senate that the Committee's recommendation be **ACCEPTED** and the nomination of **P**. **Vincent O'Malley** of Portland, for appointment as the Labor Representative of the Maine Unemployment Insurance Commission was **CONFIRMED**.

The Secretary has so informed the Speaker of the House of Representatives.

The Following Communication:

S.C. 101

UNIVERSITY OF SOUTHERN MAINE COLLEGE OF EDUCATION AND HUMAN DEVELOPMENT CENTER FOR EDUCATION POLICY, APPLIED RESEARCH & EVALUATION 119 BAILEY HALL GORHAM, MAINE 04038

March 17, 2003

Senator Beverly Daggett President of the Senate 3 State House Station Augusta, ME 04333-0003

Dear Senator Daggett:

The Maine State Legislature requested the Maine Education Policy Research Institute, University of Southern Maine Office, to compile and publish a comprehensive description of public education in Maine each year. Appropriately, the recently completed book is entitled <u>The Condition of K-12 Public Education in Maine 2003</u>.

We would like to provide you and your staff with copies of the book for use in your daily deliberations. We hope you will find the information broad yet focused on the many aspects of K-12 public education.

Sincerely,

S/David L. Silvernail

Director

S/A. Mavourneen Thompson
Research Analyst

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

The Following Communication: S.C. 102

121ST LEGISLATURE

COMMITTEE ON AGRICULTURE, CONSERVATION AND FORESTRY

March 13, 2003

Honorable Beverly C. Daggett, President of the Senate Honorable Patrick Colwell, Speaker of the House 121st Maine Legislature State House Augusta, Maine 04333

Dear President Daggett and Speaker Colwell:

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

- L.D. 248 An Act To Amend the Laws Governing the Weighing of Wood
- L.D. 297 An Act to Provide for Proper Identification of Stray Cats by Animal Shelters

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

Sincerely,

S/Sen. Bruce Bryant S/Rep. Linda Rogers McKee Senate Chair House Chair

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

The Following Communication:

S.C. 103

121ST LEGISLATURE COMMITTEE ON BUSINESS, RESEARCH AND ECONOMIC DEVELOPMENT

March 13, 2003

Honorable Beverly C. Daggett, President of the Senate Honorable Patrick Colwell, Speaker of the House 121st Maine Legislature State House Augusta, Maine 04333

Dear President Daggett and Speaker Colwell:

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

- L.D. 42 An Act to Establish Rent Caps on Property in Southern Maine
- L.D. 384 Resolve, Directing the Maine State Housing Authority To Study Ways To Promote Construction of Affordable Housing for Veterans
- L.D. 453 An Act To Promote the Development of Affordable Housing

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

Sincerely,

S/Sen. Lynn Bromley Senate Chair S/Rep. Nancy B. Sullivan House Chair

READ and with a	ccompanying papers ORD	ERED PLACED ON FILE.
The Following Co	mmunication:	S.C. 104
		EGISLATURE LTH AND HUMAN SERVICES
March 13, 2003		
Dear President Da	ggett and Speaker Colwell	:
		notify you that the Joint Standing Committee on mously to report the following bills out "Ought Not to
L.D. 43	An Act To Continue To A Turning 18 Years of Age	Allow Young Adults To Remain in Foster Care after
L.D. 44	Resolve, to Change Main Women's Health Care Pro	eCare Prior Authorization Procedures for Certain ocedures
L.D. 61	An Act to Promote Public	e Awareness of Parkinson's Disease
L.D. 65	An Act Regarding the Bi	ling for Medical Supplies by a Health Care Provider
L.D. 135	An Act to Allow Nursing	Homes to Use Leftover Medications
L.D. 226		Fide Education Trust Funds from Family Income fo Benefits from the Department of Human Services
L.D. 557	Resolve, To Increase the Families	Amount of Emergency Assistance Available to
L.D. 619	An Act Making Substanti Laws	ve and Technical Changes to the General Assistance
We have also notif	fied the sponsors and cospo	onsors of each bill listed of the Committee's action.
	S	incerely,
S/Sen. Michael Br Senate Chair	rennan	S/Rep. Thomas J. Kane House Chair
READ and with a	ccompanying papers ORD	ERED PLACED ON FILE.

121ST LEGISLATURE COMMITTEE ON JUDICIARY

S.C. 105

March 13, 2003

The Following Communication:

Honorable Beverly C. Daggett, President of the Senate

Honorable Patrick Colwell, Speaker of the House 121st Maine Legislature State House Augusta, Maine 04333

Dear President Daggett and Speaker Colwell:

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

L.D. 80	An Act to Change the Child Protective Laws
L.D. 144	An Act To Limit Pretrial Discovery in Libel Actions
L.D. 376	An Act To Encourage Lawful Investigations of Suspected Child Abuse and Neglect
L.D. 377	An Act To Responsibly Allocate Costs in Child Protection Proceedings
L.D. 733	An Act To Create the Fully Informed Jury Act

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

Sincerely,

S/Sen. Peggy A. Pendleton Senate Chair S/Rep. William S. Norbert

House Chair

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

The Following Communication:

S.C. 106

121ST LEGISLATURE COMMITTEE ON NATURAL RESOURCES

March 13, 2003

Honorable Beverly C. Daggett, President of the Senate Honorable Patrick Colwell, Speaker of the House 121st Maine Legislature State House Augusta, Maine 04333

Dear President Daggett and Speaker Colwell:

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

L.D. 590 An Act To Regulate the Disposal of Computers and Related Equipment
 L.D. 633 An Act To Provide for Local Approval of Existing or Former Hydropower Projects To Enable Prioritization of Renewable Indigenous Energy Generation in Maine
 L.D. 670 An Act Regarding the Disposal of Sludge

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

Sincerely,

S/Sen. John L. Martin Senate Chair

S/Rep. Theodore Koffman House Chair

READ and with a	ecompanying papers ORD	ERED PLACED ON FILE.
The Following Co	mmunication:	S.C. 107
		EGISLATURE UTILITIES AND ENERGY
March 13, 2003		
-		
Dear President Da	ggett and Speaker Colwell	
		notify you that the Joint Standing Committee on o report the following bills out "Ought Not to Pass":
L.D. 298	An Act To Define Standa	rd-offer Service as a Service of Last Resort
L.D. 330	An Act To Clarify the Ab Market Electricity at Reta	ility of Transmission and Distribution Utilities To
L.D. 548	An Act To Require Fair T Sold	reatment of Ratepayers When Electric Utilities Are
We have also notif	ried the sponsors and cospo	onsors of each bill listed of the Committee's action.
	S	incerely,
S/Sen. Christopher Senate Chair	r Hall	S/Rep. Lawrence Bliss House Chair
READ and with a	ccompanying papers ORD	ERED PLACED ON FILE.

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S.C. 108

121ST LEGISLATURE **COMMITTEE ON TAXATION**

March 13, 2003

The Following Communication:

Honorable Beverly C. Daggett, President of the Senate Honorable Patrick Colwell, Speaker of the House 121st Maine Legislature State House Augusta, Maine 04333

Dear President Daggett and Speaker Colwell:

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

L.D. 38 RESOLUTION, Proposing an Amendment to the Constitution of Maine to Protect the Commercial Fishing Industry

	JOIDENTIVE RECORD SERVITE, TOESDITT, WINKCIT 23, 2003	
L.D. 141	An Act to Increase Revenue Sharing to a Municipality by 5% of its Allocation if it Shares Fire, Police and Recreation Services with Adjoining Municipalities	
L.D. 209	An Act to Increase the Tax on All Tobacco Products	
L.D. 289	An Act to Create the Family Technology Assistance Tax Credit	
L.D. 320	An Act Concerning Counties' Share of the Real Estate Transfer Tax	
L.D. 447	An Act To Exempt from Sales Tax the Sales of Adaptive Equipment To Make a Vehicle Handicapped Accessible	
L.D. 559	An Act To Increase the Value of a Parsonage That is Exempt from the Property Tax	
e have also notified the sponsors and cosponsors of each bill listed of the Committee's action.		
Sincerely,		

S/Sen. Stephen Stanley S/Rep. David G. Lemoine Senate Chair House Chair

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

The Following Communication:

S.C. 109

121ST LEGISLATURE COMMITTEE ON EDUCATION AND CULTURAL AFFAIRS

March 17, 2003

Honorable Beverly C. Daggett, President of the Senate Honorable Patrick Colwell, Speaker of the House 121st Maine Legislature State House Augusta, Maine 04333

Dear President Daggett and Speaker Colwell:

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 bill out "Ought Not to Pass":

An Act to Establish a Visual and Performing Arts Position for the Department of L.D. 13 Education

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

Sincerely,

S/Sen. Neria R. Douglass S/Rep. Glenn Cummings Senate Chair House Chair

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

Off Record Remarks

SENATE PAPERS

Bill "An Act To Clarify That an Individual Requestor of a State Bureau of Identification Record Check Must Pay a Fee"

S.P. 473 L.D. 1436

Sponsored by Senator STRIMLING of Cumberland. Cosponsored by Representative JODREY of Bethel. Submitted by the Department of Public Safety pursuant to Joint Rule 204.

Sent down for concurrence.

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

Bill "An Act To Promote Student and Taxpayer Equity in the School Funding Formula" (EMERGENCY)
S.P. 472 L.D. 1422
Sponsored by Senator BRENNAN of Cumberland. Cosponsored by Representative CUMMINGS of Portland and Representatives: KANE of Saco, MURPHY of Kennebunk.
On motion by Senator DOUGLASS of Androscoggin, REFERRED to the Committee on EDUCATION AND CULTURAL AFFAIRS and ordered printed.
Sent down for concurrence.
Bill "An Act To Protect Campers by Making Personal Information Confidential" S.P. 467 L.D. 1419
Sponsored by Senator BRYANT of Oxford. Cosponsored by Representative: CARR of Lincoln. Submitted by the Department of Conservation pursuant to Joint Rule 204.
On motion by Senator CATHCART of Penobscot, REFERRED to the Committee on JUDICIARY and ordered printed.
Sent down for concurrence.
Pill "An Act To Amond Marine Poscurous Special License Poquirements for Educational
Bill "An Act To Amend Marine Resources Special License Requirements for Educational Programs" S.P. 474 L.D. 1437
Sponsored by Senator DAMON of Hancock. Cosponsored by Representative BULL of Freeport. Submitted by the Department of Marine Resources pursuant to Joint Rule 204.
On motion by Senator DAMON of Hancock, REFERRED to the Committee on MARINE RESOURCES and ordered printed.
Sent down for concurrence.
Bill "An Act To Reduce Property Taxes" S.P. 471 L.D. 1421

Sponsored by Senator BRENNAN of Cumberland.

Cosponsored by Senator: STRIMLING of Cumberland, Representatives: CUMMINGS of Portland, SUSLOVIC of Portland.

On motion by Senator **STANLEY** of Penobscot, **REFERRED** to the Committee on **TAXATION** and ordered printed.

Sent down for concurrence.	
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Bill "An Act To Allow the Maine Turnpike Authority To Allow the Purchase of Nontoll Services by Electronic Toll Collection Patrons"

S.P. 470 L.D. 1420

Sponsored by Senator HATCH of Somerset. Cosponsored by Representative USHER of Westbrook and Senator: SAVAGE of Knox. Submitted by the Maine Turnpike Authority pursuant to Joint Rule 204.

On motion by Senator **HATCH** of Somerset, **REFERRED** to the Committee on **TRANSPORTATION** and ordered printed.

Sent down for concurrence.		

ORDERS

Joint Resolution

On motion by Senator **TREAT** under unanimous consent on behalf of President DAGGETT of Kennebec (Under suspension of the rules, cosponsored by Speaker COLWELL of Gardiner and Senators: DAVIS of Piscataquis, DOUGLASS of Androscoggin, GAGNON of Kennebec, HATCH of Somerset, WOODCOCK of Franklin, Representatives: BRUNO of Raymond, CUMMINGS of Portland, DUPLESSIE of Westbrook, LEDWIN of Holden, MILLETT of Waterford, MURPHY of Kennebunk, RICHARDSON of Brunswick), the following Joint Resolution:

S.P. 475

JOINT RESOLUTION RECOGNIZING ADULT EDUCATION IN THE STATE

WHEREAS, Public Law 1871, chapter 194 authorized cities and towns to provide for instruction in industrial or mechanical drawing to persons over 15 years of age, either in day or evening schools, establishing the beginning of formal adult education in Maine; and

WHEREAS, the legislation in 1871 was followed by an amendment in 1889 allowing cities and towns to raise money to support evening schools; and

WHEREAS, by 1909, a legislative study determined that 11 cities and towns were maintaining evening schools, with an approximate enrollment of 1,400 pupils found to be generally employed in mills or factories; and

WHEREAS, literacy became a concern during World War I and adult education in Maine took a broader focus, although the growth of the programs was modest. The Great Depression saw a decline of programs due to financial reasons, but by 1934 there were classes in 9 communities, with a total enrollment of 2,824 pupils; and

WHEREAS, modern adult education is a product of the 1960s and the War on Poverty programs. In 1966, 59 communities offered adult education, with a total enrollment of 8,086. The growth has continued dramatically throughout recent decades; and

WHEREAS, current trends in adult education reflect the variety of ways the State's programs serve the needs of the State's population. The trends include:

1. Collaboration with postsecondary institutions through career guidance, brush-up and college preparation classes for aspiring students;

- 2. High school completion and General Equivalency Diploma, GED, programs, with 650 high school diplomas and 3,500 GEDs awarded in the State last year;
- 3. Job readiness courses, including career guidance and a variety of skills classes, including computer training and many other vocational offerings;
- 4. Workplace literacy programs, including courses offered on-site at businesses, focusing on such topics as math, computer literacy and writing skills;
- 5. Family literacy education that includes a coordinated approach, including adult education, early literacy, parenting instruction and intergenerational activities; and
- 6. A vibrant array of community programs reflecting the needs and interests of Maine people; and

WHEREAS, funding for adult education in the State is a partnership that includes state subsidy, local taxpayer support, grants, contracts and fees paid by those enrolled in nonacademic courses; now, therefore, be it

RESOLVED: That We, the Members of the One Hundred and Twenty-first Legislature now assembled in the First Regular Session, on behalf of the people we represent, pause to acknowledge and applaud adult education programs, which uniquely reflect the needs of the communities they serve and provide a vital system of service to the population of the State as new challenges are faced in economic, community and family life; and be it further

RESOLVED: That a suitable copy of this resolution, duly authenticated by the Secretary of State, be transmitted to the Department of Education.

READ and **ADOPTED**.

Sent down for concurrence.	
	Off Record Remarks
All matters thus ac	ted upon were ordered sent down forthwith for concurrence.
	REPORTS OF COMMITTEES

House

Change of Committee

The Committee on **LABOR** on Bill "An Act To Protect Health Care Workers Who Report Medical Errors"

H.P. 526 L.D. 720

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

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **REFERRED** to the Committee on **JUDICIARY**.

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

REFERRED to the Committee on **JUDICIARY**, in concurrence.

Divided Report

The Majority of the Committee on **TRANSPORTATION** on Bill "An Act To Allow Fire and Emergency Medical Services Response Vehicles To Display One Blue Light at the Rear of the Vehicle"

H.P. 356 L.D. 464

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

Signed:

Senators:

HATCH of Somerset DAMON of Hancock

Representatives:

USHER of Westbrook SAMPSON of Auburn MARLEY of Portland BROWNE of Vassalboro MARRACHÉ of Waterville PARADIS of Frenchville McNEIL of Rockland

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

Signed:

Senator:

SAVAGE of Knox

Representatives:

JODREY of Bethel COLLINS of Wells McKENNEY of Cumberland

Comes from the House with the Majority **OUGHT TO PASS** Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED**.

Reports **READ**.

Senator **HATCH** of Somerset moved the Senate **ACCEPT** the Majority **OUGHT TO PASS** Report, in concurrence.

On further motion by same Senator, **TABLED** until Later in Today's Session, pending the motion by same Senator to **ACCEPT** the Majority **OUGHT TO PASS** Report, in concurrence.

Senate

Ought to Pass

Senator BROMLEY for the Committee on **BUSINESS**, **RESEARCH AND ECONOMIC DEVELOPMENT** on Bill "An Act To Exempt a Person Who Performs Work on Certain Vessels from the Laws Governing Professional Engineers"

S.P. 339 L.D. 995

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

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

READ ONCE.

ASSIGNED FOR SECOND READING NEXT LEGISLATIVE DAY. **Ought to Pass As Amended** Senator STRIMLING for the Committee on CRIMINAL JUSTICE AND PUBLIC SAFETY on Bill "An Act Regarding the Enforcement Powers of the Office of the State Fire Marshal" S.P. 31 L.D. 79 Reported that the same Ought to Pass as Amended by Committee Amendment "A" (S-3). Report **READ** and **ACCEPTED**. **READ ONCE.** Committee Amendment "A" (S-3) **READ** and **ADOPTED**. ASSIGNED FOR SECOND READING NEXT LEGISLATIVE DAY. Senator ROTUNDO for the Committee on STATE AND LOCAL GOVERNMENT on Resolve, to Extend the Reporting Deadline of the Commission to Recognize Veterans of World War II and the Korean War in the State House Hall of Flags (EMERGENCY) S.P. 26 L.D. 40 Reported that the same Ought to Pass as Amended by Committee Amendment "A" (S-4). Report **READ** and **ACCEPTED**. READ ONCE. Committee Amendment "A" (S-4) **READ** and **ADOPTED**. ASSIGNED FOR SECOND READING NEXT LEGISLATIVE DAY. SECOND READERS The Committee on **Bills in the Second Reading** reported the following: **House As Amended** Bill "An Act to Further Define a Strain of Maine Standardbred Horses" (EMERGENCY) H.P. 94 L.D. 85 (C "A" H-17)

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

Bill "An Act To Expand Unemployment Benefits"

H.P. 92 L.D. 83 (C "A" H-16)

READ A SECOND TIME.

House Amendment "A" (H-21) **READ** and **ADOPTED**, in concurrence.

PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-16) AND HOUSE AMENDMENT "A" (H-21), in concurrence.

ENACTORS			
The Committee on Engrossed Bills reported as truly and strictly engrossed the following:			
Acts			
An Act to Create the Maine Youth Conservation Wildlife Management Area H.P. 33 L.D. 26			
An Act to Reenact Standards for Road Construction for Forest Management Activities H.P. 262 L.D. 319			
An Act to Enhance Integration of Transportation and Land Use Planning H.P. 355 L.D. 463			
An Act To Repeal the Crime of Plundering at Fires as Larceny H.P. 534 L.D. 728			
PASSED TO BE ENACTED and having been signed by the President were presented by the Secretary to the Governor for his approval.			
Senate at Ease.			
Senate called to order by the President.			
Senator TREAT of Kennebec was granted unanimous consent to address the Senate off the Record.			
Senator ROTUNDO of Androscoggin was granted unanimous consent to address the Senate off the Record.			
Senator DAVIS of Piscataquis was granted unanimous consent to address the Senate off the Record.			
Off Record Remarks			
RECESSED until the sound of the bell.			
After Recess			
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 Improve Farmer Participation in the Agricultural Marketing Loan Fund" H.P. 1049 L.D. 1430

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

On motion by Senator **GAGNON** of Kennebec, **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 Paper

Bill "An Act To Ensure Basic Standards for Death Investigations by Law Enforcement Agencies" H.P. 1053 L.D. 1434

Comes from the House, **REFERRED** to the Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY** and ordered printed.

On motion by Senator **GAGNON** of Kennebec, **REFERRED** to the Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY** and ordered printed, in concurrence.

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

PAPERS FROM THE HOUSE

House Paper

Bill "An Act To Give Moose Permits to Members of the Wesget-Sipu Organization" H.P. 1045 L.D. 1426

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

On motion by Senator **GAGNON** of Kennebec, **REFERRED** to the Committee on **INLAND FISHERIES AND WILDLIFE** 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 Relating to the Award of Attorneys' Fees and Damages under the Maine Human Rights Act"

H.P. 1043 L.D. 1424

Bill "An Act Relating to the Protection of Whistleblowers"

H.P. 1044 L.D. 1425

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

On motion by Senator **GAGNON** of Kennebec, **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 Paper

Bill "An Act To Clarify Immunity and Workers' Compensation for Search and Rescue Volunteers" H.P. 1054 L.D. 1435

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

On motion by Senator **GAGNON** of Kennebec, **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 Authorize the Department of Audit To Perform Other Audits and Reviews" H.P. 1048 L.D. 1429

Bill "An Act To Update the Requirements of Counties' and Municipalities' Audit Reports" H.P. 1050 L.D. 1431

Come from the House, **REFERRED** to the Committee on **STATE AND LOCAL GOVERNMENT** and ordered printed.

On motion by Senator **ROTUNDO** of Androscoggin, **REFERRED** to the Committee on **STATE AND LOCAL GOVERNMENT** and ordered printed, in concurrence.

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

PAPERS FROM THE HOUSE

House Paper

Bill "An Act To Make Changes in Maine's Tax Laws"

H.P. 1041 L.D. 1418

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

On motion by Senator **GAGNON** of Kennebec, **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

House Paper

Bill "An Act To Require That Temporary Registration Plates Identify the Issuing Dealership" H.P. 1046 L.D. 1427

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

On motion by Senator **HATCH** of Somerset, **REFERRED** to the Committee on **TRANSPORTATION** and ordered printed, in concurrence. Out of order and under suspension of the Rules, the Senate considered the following: PAPERS FROM THE HOUSE **House Paper** Bill "An Act To Facilitate the Implementation, Maintenance and Operation of the E-9-1-1 Emergency System" H.P. 1042 L.D. 1423 Comes from the House, REFERRED to the Committee on UTILITIES AND ENERGY and ordered printed. On motion by Senator HALL of Lincoln, REFERRED to the Committee on UTILITIES AND **ENERGY** 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 Statutes Department of Audit** The **Department of Audit**, pursuant to the Maine Revised Statutes, Title 36, section 1604 asked leave to report that the accompanying Bill "An Act To Establish Municipal Cost Components for Unorganized Territory Services To Be Rendered in Fiscal Year 2003-04" (EMERGENCY) H.P. 1052 L.D. 1433 Be **REFERRED** to the Committee on **TAXATION** 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 **TAXATION** and ordered printed pursuant to Joint Rule 218. Report **READ** and **ACCEPTED**, in concurrence. On motion by Senator **STRIMLING** of Cumberland, **REFERRED** to the Committee on **TAXATION** and ordered printed pursuant to Joint Rule 218, in concurrence. Senate at Ease.

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

PAPERS FROM THE HOUSE

Senate called to order by the President.

House Paper

Bill "An Act Regarding the Factors Used for General Purpose Aid in the Essential Programs and Services Model for 'English as a 2nd Language' Students"

H.P. 1051 L.D. 1432

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

On motion by Senator **DOUGLASS** of Androscoggin, **REFERRED** to the Committee on **EDUCATION AND CULTURAL AFFAIRS** and ordered printed, in concurrence.

Senate at Ease.

Senate called to order by the President.

On motion by Senator **TREAT** of Kennebec, **ADJOURNED** to Wednesday, March 26, 2003, at 9:30 in the morning.