

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

Off Record Remarks

In Senate Chamber  
Thursday  
May 5, 2005

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

Prayer by Reverend Carl Geores of the Presbyterian Mission at the Eastward of Monmouth.

**REVEREND GEORES:** Let us all pray. Oh God, we're gathered here together again this morning to consider legislative matters that will effect the welfare and well being of the people of Maine. Often we disagree on the decisions that need to be made. Help us to listen to one another. Give us wisdom to compromise when we must so that what we do will be for the common good. Guide our deliberations so that we may show respect for one another. May our debates be civil and reflect careful consideration of the complexity of the issues that we face. May we show an understanding and desire to be fair to all of the people of Maine. Amen.

Doctor of the day, Dr. Rebecca Chagrasulis of Casco.

Reading of the Journal of Tuesday, May 3, 2005.

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. 612

ORDERED, the House concurring, that when the House stands adjourn it does so until Monday, May 9, 2005, at 9:00 in the morning and the Senate does so until Monday, May 9, 2005, at 10:00 in the morning.

**READ and PASSED.**

Ordered sent down forthwith for concurrence.

Senate at Ease.

Senate called to order by the President.

**THE PRESIDENT:** I want to begin this wonderful day by thanking everyone for coming. I appreciate very much the fact that people who have served so well in this body and the other body have come back today to share with us and remember the good times they had here. We definitely appreciate all your hard work.

I'm going to recognize many former members and staff first. What I would like to do is read the member's names and their service and have them stand so we can clap facetiously for them. I hope we have many members here already, but I will begin by recognizing Senator Emile Jacques, Senate Sessions 100<sup>th</sup>, 101<sup>st</sup>, and 102<sup>nd</sup> and House Sessions 96<sup>th</sup> through 99<sup>th</sup> and 105<sup>th</sup> through 109<sup>th</sup>. He is accompanied by a guest. Senator Carlton E. Mendell, Senate Session 102<sup>nd</sup>. Accompanied by Clara Mendell. Senate Walter W. Hichens, Senate Sessions 105<sup>th</sup>, 106<sup>th</sup>, 107<sup>th</sup>, 108<sup>th</sup>, 109<sup>th</sup>, 110<sup>th</sup>, 111<sup>th</sup>, and 112<sup>th</sup>. He has been our poet laureate. He was in the House in the 103<sup>rd</sup>, 104<sup>th</sup>, and 115<sup>th</sup>. He is accompanied by Mary Alessi. Senator Dana C. Devoe, Senate Sessions 109<sup>th</sup> and 110<sup>th</sup>. Senator Wakine G. Tanous, Senate Sessions 104<sup>th</sup>, 105<sup>th</sup>, and 106<sup>th</sup>. Senator Carroll E. Minkowsky, Senate Sessions 104<sup>th</sup>, 105<sup>th</sup>, 106<sup>th</sup>, 107<sup>th</sup>, 108<sup>th</sup>, 109<sup>th</sup>, 110<sup>th</sup>, and 111<sup>th</sup> and House Session 103<sup>rd</sup>. He is accompanied by Muriel Minkowsky. Senator Charles G. Dow, Senate Sessions 111<sup>th</sup>, 112<sup>th</sup>, and 113<sup>th</sup> and House Sessions 105<sup>th</sup>, 106<sup>th</sup>, 107<sup>th</sup>, 108<sup>th</sup>, and 109<sup>th</sup>. Senator Ronald E. Usher, Senate Sessions 108<sup>th</sup> through 113<sup>th</sup> and House Sessions 107<sup>th</sup> and 118<sup>th</sup> through 121<sup>st</sup>. Senator Richard Kneeland, Senate Sessions 120<sup>th</sup> and 121<sup>st</sup> and House Sessions 116<sup>th</sup> through 119<sup>th</sup>. He is accompanied by Jean Kneeland. Senator Richard J. Carey, Senate Sessions 116<sup>th</sup> through 119<sup>th</sup> and House Sessions 103<sup>rd</sup> through 108<sup>th</sup>. Senator Theodore S. Curtis Jr., Senate Sessions 107<sup>th</sup> and 108<sup>th</sup> and House Sessions 105<sup>th</sup> and 106<sup>th</sup>. He is accompanied by Rosemarie Curtis. Senator Mary E. Small, Senate Sessions 117<sup>th</sup>, 118<sup>th</sup>, 119<sup>th</sup>, and 120<sup>th</sup>, Senate Republican Leader in the 120<sup>th</sup>, House Sessions 109<sup>th</sup>, 110<sup>th</sup>, 111<sup>th</sup>, 112<sup>th</sup>, 113<sup>th</sup>, 114<sup>th</sup>, 115<sup>th</sup>, and 116<sup>th</sup>. Senator Dana C. Hanley, Senate Sessions 116<sup>th</sup> and 117<sup>th</sup>, House Sessions 113<sup>th</sup>, 114<sup>th</sup>, and 115<sup>th</sup>. He is accompanied by Meghan Hanley. Senator Linda Curtis Brawn, Senate Sessions 113<sup>th</sup>, 114<sup>th</sup>, and 115<sup>th</sup>. Senator Mary R. Cathcart, Senate Sessions 118<sup>th</sup>, 119<sup>th</sup>, 120<sup>th</sup>, and 121<sup>st</sup>, House Sessions 114<sup>th</sup>, 115<sup>th</sup>, and 116<sup>th</sup>. She is accompanied by Jim Dearman. Senator David L. Carpenter, Senate Sessions 114<sup>th</sup>, 115<sup>th</sup>, 116<sup>th</sup>, 117<sup>th</sup>, 120<sup>th</sup>, and 121<sup>st</sup>, Senate Assistant Minority Leader 116<sup>th</sup>. Senator Carol A. Kontos, Senate Session 119<sup>th</sup> and House Sessions 115<sup>th</sup> through 118<sup>th</sup>. Senator Betty Lou Mitchell, Senate Sessions 118<sup>th</sup>, 119<sup>th</sup>, 120<sup>th</sup>, and 121<sup>st</sup>. Senator Norman K. Ferguson, Jr., Senate Sessions 117<sup>th</sup>, 118<sup>th</sup>, 119<sup>th</sup>, and 120<sup>th</sup>. He is accompanied by Barbara Ferguson. Senator Richard Ruhlin, Senate Sessions 117<sup>th</sup>, 118<sup>th</sup>, and 119<sup>th</sup>, House Sessions 112<sup>th</sup>, 113<sup>th</sup>, 114<sup>th</sup>, 115<sup>th</sup>, and 116<sup>th</sup>. Senator John L. Tuttle, Jr., Senate Sessions 112<sup>th</sup> and 113<sup>th</sup> and House Sessions 109<sup>th</sup> through 111<sup>th</sup>, 117<sup>th</sup> through 120<sup>th</sup>, and 122<sup>nd</sup>.

We are privileged today to have many former leaders here today. I'd like to welcome Senator Thomas R. Perkins, Senate Sessions 109<sup>th</sup>, 110<sup>th</sup>, 111<sup>th</sup>, 112<sup>th</sup>, 113<sup>th</sup>, and 114<sup>th</sup>, Senate Minority Leader 112<sup>th</sup> and 113<sup>th</sup>, House Sessions 107<sup>th</sup> and 108<sup>th</sup>. Senator Beverly Miner Bustin Hatheway, Senate Sessions 110<sup>th</sup>,

111<sup>th</sup>, 112<sup>th</sup>, 113<sup>th</sup>, 114<sup>th</sup>, 115<sup>th</sup>, 116<sup>th</sup>, and 117<sup>th</sup>, Senate Assistant Majority Leader 116<sup>th</sup>, and Senate Assistant Minority Leader 117<sup>th</sup>. She is accompanied by Darwin Hatheway. Senator Michael Carpenter, Senate Sessions 108<sup>th</sup>, 109<sup>th</sup>, 110<sup>th</sup>, 111<sup>th</sup>, 112<sup>th</sup>, Senate Assistant Majority Leader 111<sup>th</sup> and House Session 107<sup>th</sup>. Senator Jane A. Amero, Senate Sessions 116<sup>th</sup>, 117<sup>th</sup>, 118<sup>th</sup>, 119<sup>th</sup>, Senate Assistant Majority Leader 117<sup>th</sup>, Senate Minority Leader 118<sup>th</sup> and 119<sup>th</sup>. Senator Paul E. Violette, Senate Sessions 110<sup>th</sup>, 111<sup>th</sup>, 112<sup>th</sup>, Senate Majority Leader 112<sup>th</sup>, House Session 109<sup>th</sup>.

The Chair is pleased to recognize Senator Joe Brannigan, who is presently a member of the other body on the Appropriations Committee and has served many years in this body.

I'm pleased to recognize today people who have done great work here as our staff, without whom we could not proceed. I'd like to recognize May Ross Coffin, Secretary of the Senate, Special Assistant, Assistant Secretary of the Senate in sessions 99<sup>th</sup>, 100<sup>th</sup>, 104<sup>th</sup> through 117<sup>th</sup>, Senate Office and Republican Office. The Chair would like to recognize Mary S. Porter, Assistant Secretary of the Senate for the 103<sup>rd</sup> through 110<sup>th</sup> in the Senate Office. The Chair would like to recognize Pamela E. Lovely, Assistant Secretary of the Senate in the 109<sup>th</sup> through 116<sup>th</sup>, Democratic Office. She's accompanied today by Kristen Spath. The Chair would like to recognize Valerie Mitchell Craig, Legal Aide and Assistant Secretary of the Senate for the 111<sup>th</sup> and 112<sup>th</sup>, Democratic Office.

I'm pleased now to recognize Emile Jacques, who has arrived in the chamber. He was in the Senate for the 100<sup>th</sup>, 101<sup>st</sup>, and 102<sup>nd</sup> sessions and House Sessions 96<sup>th</sup> through 99<sup>th</sup> and 105<sup>th</sup> through 109<sup>th</sup>. He is accompanied by a guest.

The Chair is pleased to recognize Senator Mary E. Small who served Senate Sessions 117<sup>th</sup>, 118<sup>th</sup>, 119<sup>th</sup>, and 120<sup>th</sup>, Senate Republican Leader in the 120<sup>th</sup> and House Sessions 109<sup>th</sup> through 116<sup>th</sup>.

I am pleased to recognize now former Presidents. We have a great number of folks who have led us well throughout the years. I would like to acknowledge the Honorable Robert A. Marden of Waterville, who was the President in the 101<sup>st</sup> Senate. We are happy to have him with us here today.

I would also like to acknowledge the Honorable Carlton Day Reed, Jr., of Woolwich, he was the President of the 102<sup>nd</sup> Senate. We are very pleased to have him here today. He was in the Senate in the 101<sup>st</sup>, 102<sup>nd</sup>, and 104<sup>th</sup>. He was the President in the 102<sup>nd</sup> and is accompanied by former Representative Eben Elwell, who is also a former Treasurer of the State. Would he please rise and if he would like to give a few words.

With us today is the Honorable Charles P. Pray, President of the 112<sup>th</sup> through the 115<sup>th</sup> Senate. The Chair would invite him to make a few remarks.

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The Sergeant-At-Arms escorted the Honorable Charles P. Pray to the rostrum.

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**CHARLES PRAY:** Thank you very much. It could be dangerous giving somebody that hasn't had an opportunity to speak publicly in such an arena a microphone, but it's hard for me to believe, as I look out here, that it was 30 years ago that I was elected to this

chamber and had the opportunity to serve. I was kind of excited. I got the invitation to come to Welcome Back Day. I came over here about a half an hour ago, came into the chamber, and it was empty. Some of us didn't have to go through the House for learning the process, some of us came directly to the Senate. I look out here and I see the members. The term limit thing that is in place, and seeing all these new members like Barry Hobbins, Bill Diamond, Libby Mitchell. People I never saw before and I was always wondering if they would enter the political process. I understand that in my Senate district the good Senator from Piscataquis, Senator Davis, is term limited out, so I've been told there is an open seat. Since they put my district back together, the two counties that I happen to live in. My wife says I could run for public office again over my dead body. I do want to just say thank you very much. It is an esteem honor to have the opportunity to have served in this chamber and to represent the people of this state, addressing a number of serious issues like budget deficits, difficulties in closing and balancing the budget, tax issues, and someday you people will probably have to face those same issues that we did. With that, obviously, with term limits, the number of former members will increase. When I was here I had the opportunity to serve for 18 years. Now, with term limits, nobody gets that opportunity out straight. People like myself, Gerry Conley, and others served quite a while. Term limits make sure that people didn't make it a career, right John? It's nice to come back and see so many people who are interested in serving the people and trying to address those problems. I know that, obviously, there are sometimes difficulties reaching across the aisle. We had those but we were always able to rise above them and come to a solution. I'm sure that you will. I want to wish you all the very best in those efforts. Thank you very much.

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The Sergeant-At-Arms escorted the Honorable Charles P. Pray from the rostrum.

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**THE PRESIDENT:** The Chair is pleased to invite the Honorable Dennis L. Dutremble, President of the 116<sup>th</sup> Senate, to the rostrum to make a few remarks. As he's approaching the rostrum I'll tell you that the Senator was here in the 110<sup>th</sup>, 111<sup>th</sup>, 112<sup>th</sup>, 113<sup>th</sup>, 114<sup>th</sup>, 115<sup>th</sup>, and 116<sup>th</sup>. He was the Assistant Majority Leader in the 113<sup>th</sup> and the 115<sup>th</sup> and President in the 116<sup>th</sup> and in the House for the 109<sup>th</sup>.

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The Sergeant-At-Arms escorted the Honorable Dennis L. Dutremble to the rostrum.

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**DENNIS DUTREMBLE:** Thank you. It is good to be back. I know that during the time that I served I always felt that it was really important to recognize other people who made it possible for you to be here. I always remembered those people who elected us, but I also think it is very important to remember family, because they have to provide for you during all the time that you are here and they make as many sacrifices as we do. I want to

recognize my father, Lucien Dutremble, my mother, Cecile Dutremble, and my wife, Dot. I'm just going to be a few seconds here. I just want to say that when I started in the House in the 109<sup>th</sup>, John Martin was Speaker and Libby Mitchell was the Assistant Majority Leader. I learned from two great leaders how to lead and was able to use that later on as the Assistant Majority Leader and as Senate President. I also see that, as a former teacher, I used to try to groom people. It's nice to see that two of the people who used to sit next to me, who I used to groom, have done very well; Paul Violette now heads the Maine Turnpike Authority and my other seatmate became the Governor of the State of Maine, John Baldacci. I'm still wondering about Ron Usher. What's going on, Ron? Again, it's great to be back. I'll always be proud of the time I served here. I will especially be proud of the years 1993 and 1994. For those of you who served in those years, we helped work to bring the state back. Again, it's been a great pleasure and good luck to you all. Thanks a lot.

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The Sergeant-At-Arms escorted the Honorable Dennis L. Dutremble from the rostrum.

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**THE PRESIDENT:** The Chair is pleased to ask the Honorable Richard A. Bennett, President of the 2<sup>nd</sup> Regular Session of the 120<sup>th</sup> Senate, to the rostrum to make a few remarks. As he is coming up I will tell you that he served in the Senate in the 118<sup>th</sup>, 119<sup>th</sup>, 120<sup>th</sup>, and 121<sup>st</sup>. He was the Assistant Minority Leader in the 119<sup>th</sup>. President Pro Tem in the 120<sup>th</sup> 1<sup>st</sup> Regular Session and President in the 120<sup>th</sup> 2<sup>nd</sup> Regular Session. He served in the House in the 115<sup>th</sup> and 116<sup>th</sup>.

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The Sergeant-At-Arms escorted the Honorable Richard A. Bennett to the rostrum.

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**RICHARD BENNETT:** Thank you very much. It's really wonderful to be here today among friends. You'll be pleased to know that I've decided to save my extended remarks for this occasion for the Welcome Back Day for the 150<sup>th</sup> Legislature. You can do the math and see what my plans are. I'm really pleased that Charlie Pray broached the subject of term limits because I did bring a large horse out here that some of you may enjoy seeing. I will just say that on term limits all I will ask you to consider, if you do extend term limits to 12 years, I might still be here. Keep that in mind. All I want to say to you today beyond that is that I think back to the last Welcome Back Day when I was still serving in the Senate and there was a special friend of mine who came and addressed the Senate during that day. We no longer have him with us. His name is Jeff Butland. He was a great public servant and a great friend. I'm remembering him today. It calls to mind what I think is most special about serving in the legislature is that it combines two wonderful things; public service and friendship. If you keep that in mind, service in the state Senate, regardless of how you are feeling on any particular day, will be rewarding and comforting and something of value to you and the people of Maine. Thank you.

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The Sergeant-At-Arms escorted the Honorable Richard A. Bennett from the rostrum.

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**THE PRESIDENT:** We're doing very well in recognizing all these fine people. Someone who has just arrived in the chamber is Senator John J. Cleveland who was in the Senate in the 115<sup>th</sup>, 116<sup>th</sup>, 117<sup>th</sup>, and 118<sup>th</sup>. Would he please rise and accept our greetings?

I would also like to recognize folks who have worked in this chamber as staff. We are fortunate to have many of them here today. From my own district, I'd like to recognize Molly K. Pitcher; Secretary, Sergeant-At-Arms, and Committee Clerk in the 107<sup>th</sup> through 116<sup>th</sup>, Democratic Office. Robert G. Crockett, Sergeant-At-Arms in the 118<sup>th</sup>, 119<sup>th</sup>, 120<sup>th</sup>, and 121<sup>st</sup>. Terry Morrison, who served in the 112<sup>th</sup>. Muriel M. Mosher, Special Assistant in the 117<sup>th</sup>, Republican Office. Jan Michaud Clark, Senior Executive Secretary in the 118<sup>th</sup> and 119<sup>th</sup> and Committee Clerk in the 120<sup>th</sup>. O'Neil Boivin, Chamber Staff of the 119<sup>th</sup>. William MacDonald, Legislative Aide in 120<sup>th</sup> and 121<sup>st</sup>, Democratic Office. Megan Gean, Senate Office Board Operator in the 121<sup>st</sup>. Representative Stan Gerzofsky, former member of the Chamber Staff.

Finally, we have Richard Hewes, House member 103<sup>rd</sup> through the 107<sup>th</sup>, Speaker in the 106<sup>th</sup>, and in the Senate 108<sup>th</sup>.

It's good news for us. Senator Hichens, who was the poet laureate of our state, would like to give us a small poem. If he would be so kind.

**WALTER HICHENS:** I just wanted these people here to know how fortunate they are that I wasn't in the legislature when they were here because I got the reputation of being the poet laureate of the Senate and every member of the Senate was subjected to one of my poems during the session they were there. I sat in that seat, number 1, for 16 years. My poems brought lots of tears. Before that they brought lots of smiles and tears.

I was younger then and bold  
and I thought folks 88 real old.  
But now I've reached there, I admit,  
my thoughts haven't changed a bit.

**THE PRESIDENT:** Thank you, Senator, we needed that. Following this program there will be photo opportunities. We would like to have a group picture of all Senate Presidents present today, so please stay for that. If I have missed any former Senators or staff, please rise and say your name for the record. Is there anyone I have missed? Howard Troitzky, if our memory serves us, you were here in the 107<sup>th</sup> through the 110<sup>th</sup>. I understand, Senator, that one day you arrived on a stretcher in order to vote. We'll have to keep that in mind. Senator Richard N. Berry, Senate Sessions 103<sup>rd</sup> through 107<sup>th</sup>, Senate Majority Leader 105<sup>th</sup> and 106<sup>th</sup>, House Sessions 100<sup>th</sup> through 102<sup>nd</sup>. Is there any other Senators or staff that I've missed? Well, I'm very delighted to see you all here today. I appreciate you coming. Your presence lends an air of the importance of our work to this whole day and to our session. I greatly appreciate it. At 12:00 noon the buffet luncheon in the Hall of Flags will begin. This is being prepared and catered by the Southern Maine Technical College in South Portland. We have a fair amount of regular business to conduct and the Secretary reminds me that some of

you may want to do something else besides listen to all of that. I would like to just take a moment to have the Senate Presidents come down and have that photograph and then we'll continue on with our business.

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Senate at Ease.

Senate called to order by the President.

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## PAPERS FROM THE HOUSE

### Non-Concurrent Matter

Bill "An Act To Establish Harbor Master Standards and Training Requirements"

S.P. 584 L.D. 1603

In Senate, April 28, 2005, **REFERRED** to the Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY** and ordered printed.

Comes from the House, **REFERRED** to the Committee on **MARINE RESOURCES**, in **NON-CONCURRENCE**.

On motion by Senator **DIAMOND** of Cumberland, the Senate **RECEDED** and **CONCURRED**.

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### Non-Concurrent Matter

HOUSE REPORTS - from the Committee on **STATE AND LOCAL GOVERNMENT** on Bill "An Act To Improve Public Understanding in Rulemaking"

H.P. 417 L.D. 562

Majority - **Ought to Pass as Amended by Committee Amendment "A" (H-101)** (10 members)

Minority - **Ought Not to Pass** (2 members)

In House, April 5, 2005, 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-101)**.

In Senate, April 14, 2005, the Minority **OUGHT NOT TO PASS** Report **READ** and **ACCEPTED**, in **NON-CONCURRENCE**.

Comes from the House, Bill and accompanying papers **COMMITTED** to the Committee on **STATE AND LOCAL GOVERNMENT**, in **NON-CONCURRENCE**.

On motion by Senator **SCHNEIDER** of Penobscot, the Senate **ADHERED**.

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## Joint Resolution

The following Joint Resolution:

H.P. 1157

### JOINT RESOLUTION MEMORIALIZING CONGRESS TO CONTINUE FUNDING FOR THE COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM

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

WHEREAS, the Community Development Block Grant program has helped communities throughout the nation since 1974, and is one of the oldest programs in the United States Department of Housing and Urban Development; and

WHEREAS, the Community Development Block Grant program provides annual grants on a formula basis to many different types of grantees through several programs as entitlement grants, loans and disaster relief grants; and

WHEREAS, the Community Development Block Grant program has helped Maine families, businesses and communities and Maine's neediest citizens over the years, and this program is now being severely cut back due to federal budget constrictions; and

WHEREAS, more than \$314,000,000 in Community Development Block Grant funds was granted in Maine for the years 1982 to 2004, and from 1998 to 2004 \$23,400,000 in funds created or retained 3,764 jobs for Maine workers, including 656 jobs still being created; and

WHEREAS, from 1998 to 2004, more than \$54,400,000 in Community Development Block Grant funds was spent in Maine and benefited more than 132,000 Maine residents, or more than one in every 10 citizens of Maine, outside the large population centers of Portland, Lewiston, Auburn and Bangor; and

WHEREAS, those cities, along with South Portland and Biddeford, receive Community Development Block Grant funds directly from the Department of Housing and Urban Development by way of the Entitlement Communities Grants program, which is slated for elimination; and

WHEREAS, Community Development Block Grant funding is often the only extra funding to allow communities a chance to finance such projects as water infrastructure projects, wastewater infrastructure projects, fire station construction, downtown revitalization and low-income housing improvement projects such as the Maine Home Repair Network, Americans with Disabilities Act accessibility modifications, senior activities programs, medical services programs and economic development and planning programs; and

WHEREAS, during 2005, 8 grants in the amount of \$2,994,000 were awarded in Maine for public infrastructure while 19 applications were left unfunded, and 9 grants in the amount of

\$1,917,000 were awarded for public facilities while 13 applications were left unfunded; now, therefore, be it

RESOLVED: That We, your Memorialists, respectfully urge that the Federal Government continue full funding for the Community Development Block Grant program as important needs continue to exist throughout Maine and the nation; and be it further

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

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

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

**COMMUNICATIONS**

The Following Communication: S.C. 231

**MAINE STATE LEGISLATURE  
COMMITTEE ON BUSINESS, RESEARCH AND ECONOMIC  
DEVELOPMENT  
AUGUSTA, MAINE 04333**

April 29, 2005

The Honorable Beth Edmonds  
President of the Senate of Maine  
122nd Maine Legislature  
State House  
Augusta, Maine 04333-0003

Dear Madame President:

In accordance with 3 M.R.S.A., Section 157, and with Joint Rule 505 of the 122nd Maine Legislature, the Joint Standing Committee on Business, Research and Economic Development has had under consideration the nomination of Cathy C. McKelway of Oakland, for reappointment to the Maine Rural Development Authority.

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	Bromley of Cumberland, Hobbins of York
	Representatives	7	Austin of Gray, Beaudette of Biddeford, Berube of Lisbon, Farrington of Gorham, Jacobsen of Waterboro, O'Brien of Lewiston, Robinson of Raymond

NAYS 0

ABSENT 4 Rep. Crosby of Topsham, Sen. Dow of Lincoln, Rep. Rector of Thomaston, Rep. Smith of Monmouth

Nine 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 Cathy C. McKelway of Oakland, for reappointment to the Maine Rural Development Authority be confirmed.

Signed,

S/Lynn Bromley  
Senate Chair

S/Nancy E. Smith  
House Chair

**READ** and **ORDERED PLACED ON FILE**.

The President laid before the Senate the following: "Shall the recommendation of the Committee on **BUSINESS, RESEARCH AND ECONOMIC DEVELOPMENT** be overridden?"

In accordance with 3 M.R.S.A., Chapter 6, Section 151, and with Joint Rule 506 of the 122<sup>nd</sup> Legislature, the vote was taken by the Yeas and Nays.

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

**ROLL CALL (#83)**

YEAS: Senators: None

NAYS: Senators: ANDREWS, BARTLETT, BRENNAN, BROMLEY, BRYANT, CLUKEY, COURTNEY, DAMON, DAVIS, DIAMOND, DOW, GAGNON, HASTINGS, HOBBS, MARTIN, MAYO, MILLS, MITCHELL, NASS, PERRY, PLOWMAN, RAYE, ROSEN, ROTUNDO, SAVAGE, SCHNEIDER, SNOWE-MELLO, STRIMLING, SULLIVAN, TURNER, WESTON, WOODCOCK, THE PRESIDENT - BETH G. EDMONDS

ABSENT: Senators: COWGER, NUTTING

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 **Cathy C. McKelway** of Oakland, for reappointment to the Maine Rural Development Authority was **CONFIRMED**.

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

The Following Communication: S.C. 232

**MAINE STATE LEGISLATURE  
COMMITTEE ON BUSINESS, RESEARCH AND ECONOMIC  
DEVELOPMENT  
AUGUSTA, MAINE 04333**

April 29, 2005

The Honorable Beth Edmonds  
President of the Senate of Maine  
122nd Maine Legislature  
State House  
Augusta, Maine 04333-0003

Dear Madame President:

In accordance with 3 M.R.S.A., Section 157, and with Joint Rule 505 of the 122nd Maine Legislature, the Joint Standing Committee on Business, Research and Economic Development has had under consideration the nomination of Edmund Therrien, Jr. of Presque Isle, for appointment to the Loring Development Authority of Maine.

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	Bromley of Cumberland, Hobbins of York
	Representatives	7	Austin of Gray, Beaudette of Biddeford, Berube of Lisbon, Farrington of Gorham, Jacobsen of Waterboro, O'Brien of Lewiston, Robinson of Raymond
NAYS		0	
ABSENT		4	Rep. Crosby of Topsham, Sen. Dow of Lincoln, Rep. Rector of Thomaston, Rep. Smith of Monmouth

Nine 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 Edmund Therrien, Jr. of Presque Isle, for appointment to the Loring Development Authority of Maine be confirmed.

Signed,

S/Lynn Bromley  
Senate Chair

S/Nancy E. Smith  
House Chair

**READ and ORDERED PLACED ON FILE.**

The President laid before the Senate the following: "Shall the recommendation of the Committee on **BUSINESS, RESEARCH AND ECONOMIC DEVELOPMENT** be overridden?"

In accordance with 3 M.R.S.A., Chapter 6, Section 151, and with Joint Rule 506 of the 122<sup>nd</sup> Legislature, the vote was taken by the Yeas and Nays.

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

**ROLL CALL (#84)**

YEAS: Senators: None

NAYS: Senators: ANDREWS, BARTLETT, BRENNAN, BROMLEY, BRYANT, CLUKEY, COURTNEY, DAMON, DAVIS, DIAMOND, DOW, GAGNON, HASTINGS, HOBBS, MARTIN, MAYO, MILLS, MITCHELL, NASS, PERRY, PLOWMAN, RAYE, ROSEN, ROTUNDO, SAVAGE, SCHNEIDER, SNOWE-MELLO, STRIMLING, SULLIVAN, TURNER, WESTON, WOODCOCK, THE PRESIDENT - BETH G. EDMONDS

ABSENT: Senators: COWGER, NUTTING

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 **Edmund Therrien, Jr.** of Presque Isle, for appointment to the Loring Development Authority of Maine was **CONFIRMED**.

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

The Following Communication: S.C. 228

**MAINE STATE LEGISLATURE  
COMMITTEE ON CRIMINAL JUSTICE AND PUBLIC SAFETY  
AUGUSTA, MAINE 04333**

May 2, 2005

Honorable Beth Edmonds, President of the Senate  
Honorable John Richardson, Speaker of the House  
122nd Maine Legislature  
State House  
Augusta, Maine 04333

Dear President Edmonds and Speaker Richardson:

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

L.D. 285 An Act To Prohibit Convicted Sex Offenders from Establishing Residency in Certain Municipalities

- L.D. 554 An Act To Strengthen Probation Requirements for Convicted Sex Offenders
- L.D. 702 An Act To Increase Sentences of Imprisonment for Repeat Sex Offenders
- L.D. 872 An Act To Extend Registration for Violent Sex Offenders
- L.D. 919 An Act Amending Public Notification Laws for Sex Offenders Living Near Schools and Day-care Centers
- L.D. 1195 An Act To Protect Women and Children from Sexual Predators by Requiring the State Bureau of Identification to Distribute Registrant Information to Town Clerks
- L.D. 1321 An Act To Establish a Process for the Civil Commitment of Certain Sexual Offenders

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

Sincerely,

S/Sen. Bill Diamond  
Senate Chair

S/Rep. Patricia A. Blanchette  
House Chair

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

---

The Following Communication: S.C. 230

**MAINE STATE LEGISLATURE  
COMMITTEE ON EDUCATION AND CULTURAL AFFAIRS  
AUGUSTA, MAINE 04333**

May 2, 2005

Honorable Beth Edmonds, President of the Senate  
Honorable John Richardson, Speaker of the House  
122nd Maine Legislature  
State House  
Augusta, Maine 04333

Dear President Edmonds and Speaker Richardson:

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

- L.D. 1469 An Act To Create the Maine Merit Scholarship Program
- L.D. 1527 Resolve, To Allow School Administrative District 16 To Sell a School in Anticipation of Closure

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

Sincerely,

S/Sen. Elizabeth H. Mitchell  
Senate Chair

S/Rep. Jacqueline Norton  
House Chair

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

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

Sincerely,

S/Sen. Bill Diamond  
Senate Chair

S/Rep. Patricia A. Blanchette  
House Chair

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

---

The Following Communication: S.C. 229

**MAINE STATE LEGISLATURE  
COMMITTEE ON CRIMINAL JUSTICE AND PUBLIC SAFETY  
AUGUSTA, MAINE 04333**

April 28, 2005

Honorable Beth Edmonds, President of the Senate  
Honorable John Richardson, Speaker of the House  
122nd Maine Legislature  
State House  
Augusta, Maine 04333

Dear President Edmonds and Speaker Richardson:

Pursuant to Joint Rule 310, we are writing to notify you that the Joint Standing Committee on Criminal Justice and Public Safety has voted unanimously to report the following bill out "Ought Not to Pass":

- L.D. 1172 An Act To Expunge Criminal Records upon Pardon

The Following Communication: S.C. 233

**MAINE STATE LEGISLATURE  
COMMITTEE ON JUDICIARY  
AUGUSTA, MAINE 04333**

April 28, 2005

Honorable Beth Edmonds, President of the Senate  
Honorable John Richardson, Speaker of the House  
122nd Maine Legislature  
State House  
Augusta, Maine 04333

Dear President Edmonds and Speaker Richardson:

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. 1025 An Act To Expedite the Divorce Process in Instances of Domestic Violence

L.D. 1245 Resolve, To Increase Safety for Domestic Abuse Victims

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

Sincerely,

S/Sen. Barry J. Hobbins  
Senate Chair

S/Rep. Deborah Pelletier-Simpson  
House Chair

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

---

The Following Communication: S.C. 234

**MAINE STATE LEGISLATURE  
COMMITTEE ON JUDICIARY  
AUGUSTA, MAINE 04333**

April 28, 2005

Honorable Beth Edmonds, President of the Senate  
Honorable John Richardson, Speaker of the House  
122nd Maine Legislature  
State House  
Augusta, Maine 04333

Dear President Edmonds and Speaker Richardson:

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. 924 An Act To Require That the Name and Address of an Owner of a Limited Liability Company Be in the Articles of Organization

L.D. 932 An Act To Clearly Identify Maine Corporations

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

Sincerely,

S/Sen. Barry J. Hobbins  
Senate Chair

S/Rep. Deborah Pelletier-Simpson  
House Chair

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

---

The Following Communication: S.C. 235

**STATE OF MAINE  
EXECUTIVE DEPARTMENT  
STATE PLANNING OFFICE  
38 STATE HOUSE STATION  
AUGUSTA, MAINE 04333**

April 28, 2005

Honorable Beth Edmunds  
President of the Senate  
3 State House Station  
Augusta, ME 04333

Dear President Edmunds:

Pursuant to "A Resolve to Implement the Recommendations of the Commission to Study Poverty among Working Parents with Regard to an Annual Report Card on Poverty" I am pleased to submit the enclosed 2005 Report Card on Poverty in Maine to you.

I hope you find the information contained therein of use to you. If you have questions or would like further information, please feel free to contact Joyce Benson at this office. (tel. 287-1461 or e-mail [joyce.benson@maine.gov](mailto:joyce.benson@maine.gov)). The document may also be found on our website at <http://www.state.me.us/spo/economics/economics/pubsreports.php>

Sincerely,

S/Martha Freeman  
Director

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

The Following Communication: S.C. 236

**MAINE STATE LEGISLATURE  
COMMITTEE ON STATE AND LOCAL GOVERNMENT  
AUGUSTA, MAINE 04333**

May 2, 2005

Honorable Beth Edmonds, President of the Senate  
Honorable John Richardson, Speaker of the House  
122nd Maine Legislature  
State House  
Augusta, Maine 04333

Dear President Edmonds and Speaker Richardson:

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 bills out "Ought Not to Pass":

- L.D. 517 An Act To Require Legislative Oversight of Certain Agency and Administrative Rules
- L.D. 1459 An Act Concerning Payment for Repairs on Private Ways

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

Sincerely,

S/Sen. Elizabeth M. Schneider  
Senate Chair

S/Rep. Christopher R. Barstow  
House Chair

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

---

The Following Communication: S.C. 237

**MAINE STATE LEGISLATURE  
COMMITTEE ON NATURAL RESOURCES  
AUGUSTA, MAINE 04333**

May 2, 2005

Honorable Beth Edmonds, President of the Senate  
Honorable John Richardson, Speaker of the House  
122nd Maine Legislature  
State House  
Augusta, Maine 04333

Dear President Edmonds and Speaker Richardson:

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. 1218 Resolve, Directing the Department of Environmental Protection To Coordinate Regulation of Activities in Sand and Gravel Pits
- L.D. 1428 An Act To Modernize Regulation of Sand and Gravel Pits

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

Sincerely,

S/Sen. Scott W. Cowger  
Senate Chair

S/Rep. Theodore Koffman  
House Chair

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

---

The Following Communication: S.C. 238

**MAINE STATE LEGISLATURE  
COMMITTEE ON NATURAL RESOURCES  
AUGUSTA, MAINE 04333**

May 2, 2005

Honorable Beth Edmonds, President of the Senate  
Honorable John Richardson, Speaker of the House  
122nd Maine Legislature  
State House  
Augusta, Maine 04333

Dear President Edmonds and Speaker Richardson:

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 bill out "Ought Not to Pass":

- L.D. 1489 An Act To Establish Citizen Ownership of Maine's Groundwater

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

Sincerely,

S/Sen. Scott W. Cowger  
Senate Chair

S/Rep. Theodore Koffman  
House Chair

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

---

The Following Communication: S.C. 239

**MAINE STATE LEGISLATURE  
COMMITTEE ON NATURAL RESOURCES  
AUGUSTA, MAINE 04333**

April 28, 2005

Honorable Beth Edmonds, President of the Senate  
Honorable John Richardson, Speaker of the House  
122nd Maine Legislature  
State House  
Augusta, Maine 04333

Dear President Edmonds and Speaker Richardson:

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 bill out "Ought Not to Pass":

L.D. 381 An Act To Enhance the Safe Disposal of Household Hazardous Waste

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

Sincerely,

S/Sen. Scott W. Cowger  
Senate Chair

S/Rep. Theodore Koffman  
House Chair

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

---

The Following Communication: S.C. 240

**MAINE STATE LEGISLATURE  
COMMITTEE ON UTILITIES AND ENERGY  
AUGUSTA, MAINE 0433**

May 2, 2005

Honorable Beth Edmonds, President of the Senate  
Honorable John Richardson, Speaker of the House  
122nd Maine Legislature  
State House  
Augusta, Maine 04333

Dear President Edmonds and Speaker Richardson:

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

L.D. 312 An Act To Create a Manufacturing Energy Policy for Maine

L.D. 327 An Act To Implement Energy Conservation Standards for Affordable Housing

L.D. 711 An Act To Improve the Energy Efficiency of Buildings To Be Owned or Occupied by the State

L.D. 824 An Act To Allow the Public Utilities Commission To Consider the Health of Maine's Manufacturing Economy in the Design of Electric Rates and Energy Policy

L.D. 913 An Act To Promote Green Power Use at State Buildings

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

Sincerely,

S/Sen. Philip L. Bartlett II  
Senate Chair

S/Rep. Lawrence Bliss  
House Chair

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

---

The Following Communication: S.C. 241

**MAINE STATE LEGISLATURE  
COMMITTEE ON UTILITIES AND ENERGY  
AUGUSTA, MAINE 04333**

April 28, 2005

Honorable Beth Edmonds, President of the Senate  
Honorable John Richardson, Speaker of the House  
122nd Maine Legislature  
State House  
Augusta, Maine 04333

Dear President Edmonds and Speaker Richardson:

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

L.D. 789 An Act Pertaining to Internet Services

L.D. 1028 An Act To Prevent Fraudulent and Deceptive Sales Practices by Internet Service Providers

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

Sincerely,

S/Sen. Philip L. Bartlett II  
Senate Chair

S/Rep. Lawrence Bliss  
House Chair

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

---

The Following Communication: S.C. 242

**MAINE STATE LEGISLATURE  
COMMITTEE ON LABOR  
AUGUSTA, MAINE 04333**

May 2, 2005

Honorable Beth Edmonds, President of the Senate  
Honorable John Richardson, Speaker of the House  
122nd Maine Legislature  
State House  
Augusta, Maine 04333

Dear President Edmonds and Speaker Richardson:

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

L.D. 1353 An Act To Allow Certain School Employees To Collect Unemployment

L.D. 1398 An Act To Align Federal and State Child Labor Laws

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

Sincerely,

S/Sen. Ethan Strimling  
Senate Chair

S/Rep. William J. Smith  
House Chair

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

---

The Following Communication: S.C. 243

**MAINE STATE LEGISLATURE  
COMMITTEE ON EDUCATION AND CULTURAL AFFAIRS  
AUGUSTA, MAINE 04333**

May 3, 2005

Honorable Beth Edmonds, President of the Senate  
Honorable John Richardson, Speaker of the House  
122nd Maine Legislature  
State House  
Augusta, Maine 04333

Dear President Edmonds and Speaker Richardson:

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

L.D. 951 An Act To Amend Adjustments to Transportation Costs under the School Funding Formula

L.D. 1031 RESOLUTION, Proposing an Amendment to the Constitution of Maine Regarding the Funding of Local Schools

L.D. 1130 An Act To Allow a State Champion Cross-country Running Team To Participate in New England Competitions

L.D. 1175 An Act Concerning Diplomas and Students with Disabilities

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

Sincerely,

S/Sen. Elizabeth H. Mitchell  
Senate Chair

S/Rep. Jacqueline Norton  
House Chair

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

---

**SENATE PAPERS**

Resolve, To Require the Department of Professional and Financial Regulation To Suspend Recently Enacted Rules Pertaining to the Office of Licensing and Registration, Board of Boilers and Pressure Vessels (EMERGENCY)  
S.P. 611 L.D. 1653

Sponsored by Senator MARTIN of Aroostook.  
Cosponsored by Representatives: JACKSON of Fort Kent, PARADIS of Frenchville, PATRICK of Rumford, SMITH of Van Buren.  
Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 205.

On motion by Senator **BROMLEY** of Cumberland, **REFERRED** to the Committee on **BUSINESS, RESEARCH AND ECONOMIC DEVELOPMENT** and ordered printed.

Sent down for concurrence.

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Bill "An Act To Establish the Maine Graduate Retention Loan Program"

S.P. 614 L.D. 1655

Sponsored by Senator DIAMOND of Cumberland.  
Cosponsored by Representative BRYANT of Windham and Senators: BROMLEY of Cumberland, MITCHELL of Kennebec, SCHNEIDER of Penobscot, TURNER of Cumberland, Representatives: CAIN of Orono, DAVIS of Falmouth, NORTON of Bangor, PLUMMER of Windham.  
Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 205.

Bill "An Act To Streamline Higher Education in Maine"

S.P. 615 L.D. 1661

Sponsored by Senator MITCHELL of Kennebec.  
Cosponsored by Representative NORTON of Bangor and Senators: MARTIN of Aroostook, RAYE of Washington, TURNER of Cumberland, Representatives: DAVIS of Falmouth, FINCH of Fairfield.

On motion by Senator **MITCHELL** of Kennebec, **REFERRED** to the Committee on **EDUCATION AND CULTURAL AFFAIRS** and ordered printed.

Sent down for concurrence.

---

Bill "An Act To Prevent the Loss of Jobs through Outsourcing"

S.P. 613 L.D. 1654

Sponsored by Senator ROTUNDO of Androscoggin.

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

Sent down for concurrence.

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

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## ORDERS

### Joint Resolution

On motion by Senator **BROMLEY** of Cumberland (Cosponsored by Representative SMITH of Monmouth and Senators: BARTLETT of Cumberland, BRENNAN of Cumberland, BRYANT of Oxford, COWGER of Kennebec, DAMON of Hancock, DIAMOND of Cumberland, DOW of Lincoln, President EDMONDS of Cumberland, GAGNON of Kennebec, HOBBS of York, MARTIN of Aroostook, MAYO of Sagadahoc, MITCHELL of Kennebec, NUTTING of Androscoggin, ROTUNDO of Androscoggin, SCHNEIDER of Penobscot, STRIMLING of Cumberland, SULLIVAN of York, Representatives: AUSTIN of Gray, BEAUDETTE of Biddeford, BERUBE of Lisbon, BLANCHETTE of Bangor, BLISS of South Portland, BRYANT of Windham, CAIN of Orono, CROSBY of Topsham, CUMMINGS of Portland, DUPLESSIE of Westbrook, EBERLE of South Portland, FARRINGTON of Gorham, FISCHER of Presque Isle, HARLOW of Portland, JACOBSEN of Waterboro, NORTON of Bangor, O'BRIEN of Lewiston, PARADIS of Frenchville, PELLETIER-SIMPSON of Auburn, PERCY of Phippsburg, PINGREE of North Haven, PIOTTI of Unity, RECTOR of Thomaston, Speaker RICHARDSON of Brunswick, ROBINSON of Raymond, THOMPSON of China, VALENTINO of Saco, WATSON of Bath), the following Joint Resolution:

S.P. 599

### JOINT RESOLUTION RECOGNIZING MAY AS "MAINE IS WORKING" MONTH

WHEREAS, We, the Members of the One Hundred and Twenty-second Legislature, now assembled in the First Special Session, are committed to helping lead Maine's economy to a new and better place, where job security and economic prosperity are realized by all citizens of the State, from Kittery to Fort Kent; and

WHEREAS, to do that, we must embrace and harness the entrepreneurial spirit that drives Maine businesses, since not all the ways of the past will direct our success in the future; and

WHEREAS, Maine's economy is rushing headlong into a new century of industry, where the ways of our parents and grandparents are being replaced due to new technology, globalization and a host of other factors; and

WHEREAS, the true strength of Maine is its entrepreneurial spirit, where more than 75% of the new jobs created in this State in the last 10 years have been in businesses with fewer than 100 employees; and

WHEREAS, selling our successes is nearly as important as crafting and implementing smart policy, and all of Maine's leaders have to accept and embrace the idea of championing these successes so our failures do not define us; and

WHEREAS, Maine is on the right track as we encourage our small businesses and accentuate the good, tackle the bad and work tirelessly to create a positive environment for entrepreneurship; now, therefore, be it

RESOLVED: That We, the Members of the One Hundred and Twenty-second Legislature, now assembled in the First Special Session, on behalf of the people we represent, take this opportunity to recognize the month of May as "Maine Is Working" month, when we celebrate the entrepreneurial spirit in Maine and

encourage Maine people to develop their entrepreneurial ideas, and encourage our State Government to try to provide assistance at critical junctures so that the next generation can enjoy the fruits of our efforts.

**READ.**

**THE PRESIDENT:** The Chair recognizes the Senator from Cumberland, Senator Bromley.

Senator **BROMLEY:** Thank you, Madame President. One might wonder why we have a Joint Resolution in front of us that says Maine is working. It's a fair question. I'd love to explain. We, in Maine, know our economy is changing. We can see it. We can feel it. Our constituents know it. From the days of the industrial revolution, paper, shoes, and textiles, to the now information technology revolution and we wonder what's next. Our businesses are trying desperately to be first in the race to the future. In this race, Maine is very much a contender. The point of this resolution is that there is much good news in Maine, but it is continually drowned out by all that isn't working. Let me give you a couple of examples. In the last two years, sole proprietors in Maine grew 3% faster than the national average. More importantly, the income earned of these sole proprietors grew 10% more than the national average. We don't hear about that often. Also, in the American City Business Journal, in an article in January of this year, ranked Portland, Maine as the hottest small business market. There are many things that we do that we are doing that are on the right track. I'll quote Will Rogers, my political guru, 'Even if you are on the right track, if you don't move you will get run over.' We have before us, in the days ahead, difficult discussions and difficult decisions of bonds, of budgets, and of scarce revenues. No matter how many taxes we cut, no matter how much education we fund, no matter how much healthcare we provide, the fact remains that our economy is changing and if we don't change with it these difficult discussions will remain with us over and over and over. Again, we can be on the right track, but if you're not moving you will get run over. I believe that if we put at the center of our discussions and our philosophy cultivating Maine entrepreneurship, if all of our discussions center around that debate, we will absolutely place ourselves in the running in the race to the future. Today is Welcome Back Day in the Legislature. Moments ago we were surrounded by those on whose shoulders we stand. Among them, I'm sure, there were many acts of courage and vision. We owe it to those that we follow and those that will follow us to face this economy in transition straight on with the entrepreneurial spirit that is so much of Maine's heritage. This is usually the part where we pause, the Senate President asks us to recognize those we honor in the back of the chamber, but they are not here. They are entrepreneurs and small business people and they are home minding the store. What this resolution is about, and you will hear more about it later, is going on the road and visiting them. This is our busiest and most difficult time in our session. We're all needed here, but I don't think there is anything more important than us highlighting the successes that are working. Find out what's working and put ourselves on notice to do more of that. We'll need to leave forms in our committees and we'll need to be sure we cover votes that we care about. There will be a schedule that you will see and I hope any and all of you can join us on this tour of 'Maine is Working'. Thank you very much, Madame President.

On motion by Senator **BROMLEY** of Cumberland, **ADOPTED.**

Sent down for concurrence.

Joint Resolution in Memoriam:

WHEREAS, the Legislature has learned with deep regret of the death of:

Kris Kaler, of Rockland, beloved brother of former Representative Deborah McNeil. Mr. Kaler lived with and was cared for by his sister and her family for many years. He attended the Coastal Workshop where he made many lasting friendships and participated in various activities. He is remembered as being extremely engaging and funny. He was always happy and enjoyed living with his family and spending time at school. He taught people many lessons about life and was the heart of his family. He will be sadly missed by his family and friends;

SLS 314

Sponsored by Senator SAVAGE of Knox.

Cosponsored by Senator: DAMON of Hancock, Representatives: RECTOR of Thomaston, MAZUREK of Rockland, COLLINS of Wells, MARLEY of Portland, McKENNEY of Cumberland, SAMPSON of Auburn, BOWEN of Rockport, FISHER of Brewer, PERCY of Phippsburg.

**READ.**

**THE PRESIDENT:** The Chair recognizes the Senator from Knox, Senator Savage.

Senator **SAVAGE:** Thank you, Madame President, men and women of the Senate. This Joint Resolution is in memory of Kris Kaler and also in honor of a family that gave him many happy years. I've only known Deb McNeil and her family only a dozen years, but their friendship and caring has been an inspiration to me and something that I'll never forget. Twenty-nine years ago Kris, who was handicap from birth, came to live with the McNeil family. Although completely dependent on others, Kris had a happy, full life and was always included in family activities along with the three McNeil girls, Carmen, Jenny, and Macy. For 29 years they shared their Mom and Dad with Kris. They loved him and he loved them in return. Madame President, when we adjourn I do ask that we adjourn in memory of Kris but also those other handicapped individuals in the State of Maine and their caregivers as well. Thank you.

**THE PRESIDENT:** The Chair recognizes the Senator from York, Senator Sullivan.

Senator **SULLIVAN:** Thank you, Madame President, men and women of the Senate. I, indeed, want to stand. I was shocked to learn of this just last week. Representative Deb McNeil became probably one of my best friends here. We raised some eyebrows, she being from the Republican party and I being from the Democratic party. People were concerned. We decided we'd call ourselves the 'tweenies' because neither one of us believed our party was always right and we valued friendship more. My

husband and I visited the McNeil's home for the fisherman's forum four years ago, maybe five. Indeed, I was moved by the level of commitment. If you want to talk family values, you needed to visit the McNeil home. This family, since their marriage, had taken on the care of a brother and not once did Deb mention it as a chore. It was love. That's family values. That transcends all other things here. I was pleased to have been able to meet him, even for just that once. Deb McNeil epitomizes what public service is about, as she's now working for our U.S. Senator. She's also the epitome of what a wife, a mother, a sister, and a family person is about. She truly represents that. Indeed, as with the Senator from Knox, Senator Savage, this is not just about her brother, this is about my friend, regardless of that initial after her name, my dear friend Deb McNeil.

**ADOPTED.**

Sent down for concurrence.

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**REPORTS OF COMMITTEES**

**House**

**Change of Committee**

The Committee on **JUDICIARY** on Bill "An Act To Allow Indian Tribes To Operate Slot Machines"

H.P. 871 L.D. 1274

Reported that the same be **REFERRED** to the Committee on **LEGAL AND VETERANS AFFAIRS**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill and accompanying papers **REFERRED** to the Committee on **LEGAL AND VETERANS AFFAIRS**.

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

**REFERRED** to the Committee on **LEGAL AND VETERANS AFFAIRS**, in concurrence.

---

**Ought to Pass**

The Committee on **HEALTH AND HUMAN SERVICES** on Bill "An Act To Require That the Department of Health and Human Services Include a Bureau of Elder Services"

H.P. 262 L.D. 349

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.**

---

**Ought to Pass As Amended**

The Committee on **AGRICULTURE, CONSERVATION AND FORESTRY** on Resolve, To Improve Access to Emergency Services in State Parks and in the Maine Wildlife Park  
H.P. 323 L.D. 438

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-186)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Resolve **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-186)**.

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

**READ ONCE.**

Committee Amendment "A" (H-186) **READ** and **ADOPTED**, in concurrence.

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

---

The Committee on **AGRICULTURE, CONSERVATION AND FORESTRY** on Resolve, To Extend the 2-year Rabies Vaccination Certificate to 3 Years (EMERGENCY)  
H.P. 361 L.D. 486

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-178)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Resolve **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-178)**.

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

**READ ONCE.**

Committee Amendment "A" (H-178) **READ** and **ADOPTED**, in concurrence.

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

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The Committee on **AGRICULTURE, CONSERVATION AND FORESTRY** on Bill "An Act To Make Technical Changes in Laws Relating to Conservation"

H.P. 578 L.D. 813

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-200)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-200)**.

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

**READ ONCE.**

Committee Amendment "A" (H-200) **READ** and **ADOPTED**, in concurrence.

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

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The Committee on **APPROPRIATIONS AND FINANCIAL AFFAIRS** on Bill "An Act To Promote Math and Science Education Learning Kindergarten to Grade 12"  
H.P. 95 L.D. 119

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-204)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-204)**.

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

**READ ONCE.**

Committee Amendment "A" (H-204) **READ** and **ADOPTED**, in concurrence.

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

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The Committee on **APPROPRIATIONS AND FINANCIAL AFFAIRS** on Bill "An Act To Support and Expand Regional Teacher Development Centers"  
H.P. 150 L.D. 199

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-205)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-205)**.

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

**READ ONCE.**

Committee Amendment "A" (H-205) **READ** and **ADOPTED**, in concurrence.

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

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The Committee on **APPROPRIATIONS AND FINANCIAL AFFAIRS** on Bill "An Act To Ensure Compliance with the Federal Americans with Disabilities Act for Court Facilities"  
H.P. 869 L.D. 1272

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-195)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-195)**.

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

**READ ONCE.**

Committee Amendment "A" (H-195) **READ** and **ADOPTED**, in concurrence.

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

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The Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY** on Bill "An Act To Clarify the Liquor Enforcement Laws"  
H.P. 453 L.D. 620

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-179)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-179)**.

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

**READ ONCE.**

Committee Amendment "A" (H-179) **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 Cap Tuition Rates by Schools in the Unorganized Territory"  
H.P. 353 L.D. 478

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-203)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-203)**.

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

**READ ONCE.**

Committee Amendment "A" (H-203) **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 Restructure the Board of Trustees of the Maine School of Science and Mathematics"

H.P. 640 L.D. 921

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-188).**

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-188).**

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

**READ ONCE.**

Committee Amendment "A" (H-188) **READ** and **ADOPTED**, in concurrence.

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

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The Committee on **HEALTH AND HUMAN SERVICES** on Bill "An Act To Ensure Continued Federal Funding of the Maine Developmental Disabilities Council"

H.P. 290 L.D. 388

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-207).**

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-207).**

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

**READ ONCE.**

Committee Amendment "A" (H-207) **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 Amend the Laws Governing Mobile Service Bars on Maine Golf Courses"

H.P. 215 L.D. 290

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-208).**

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-208).**

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

**READ ONCE.**

Committee Amendment "A" (H-208) **READ** and **ADOPTED**, in concurrence.

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

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The Committee on **NATURAL RESOURCES** on Bill "An Act Concerning Significant Wildlife Habitat and Wetlands of Special Significance"

H.P. 200 L.D. 261

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-193).**

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-193).**

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

**READ ONCE.**

Committee Amendment "A" (H-193) **READ** and **ADOPTED**, in concurrence.

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

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The Committee on **NATURAL RESOURCES** on Resolve, To Require the State To Clean Up Toothaker Pond in Phillips

H.P. 603 L.D. 852

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-192).**

Comes from the House with the Report **READ** and **ACCEPTED** and the Resolve **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-192).**

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

**READ ONCE.**

Committee Amendment "A" (H-192) **READ** and **ADOPTED**, in concurrence.

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

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The Committee on **TAXATION** on Bill "An Act To Extend the Tax Credit for Clean Fuel Infrastructure Development"  
H.P. 232 L.D. 308

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-189).**

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-189).**

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

**READ ONCE.**

Committee Amendment "A" (H-189) **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 Authorize the Public Advocate To Represent Consumers in Federal Regulation of Railroads"

H.P. 169 L.D. 230

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-182).**

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-182).**

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

**READ ONCE.**

Committee Amendment "A" (H-182) **READ.**

On motion by Senator **BARTLETT** of Cumberland, **TABLED** until Later in Today's Session, pending **ADOPTION** of Committee Amendment "A" (H-182), in concurrence.

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The Committee on **UTILITIES AND ENERGY** on Bill "An Act To Amend the Waldoboro Utility District" (EMERGENCY)

H.P. 291 L.D. 389

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-180).**

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-180).**

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

**READ ONCE.**

Committee Amendment "A" (H-180) **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 Promote the More Efficient Use of Natural Gas"  
H.P. 300 L.D. 397

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-185).**

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-185).**

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

**READ ONCE.**

Committee Amendment "A" (H-185) **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 End Discrimination against Persons with Pulmonary Disabilities in Northern and Eastern Maine"

H.P. 418 L.D. 563

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-181).**

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-181).**

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

**READ ONCE.**

Committee Amendment "A" (H-181) **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 Streamline Sewer District and Sanitary District Borrowing"  
H.P. 615 L.D. 864

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-184)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-184)**.

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

**READ ONCE.**

Committee Amendment "A" (H-184) **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 Ensure Equity in Funding" (EMERGENCY)  
H.P. 619 L.D. 868

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-198)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-198)**.

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

**READ ONCE.**

Committee Amendment "A" (H-198) **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 Revise the Charter of the Kennebunk Sewer District"  
H.P. 692 L.D. 982

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-183)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-183)**.

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

**READ ONCE.**

Committee Amendment "A" (H-183) **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 Designate Pay Phone Locations in the Public Interest"  
H.P. 754 L.D. 1101

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-199)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-199)**.

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

**READ ONCE.**

Committee Amendment "A" (H-199) **READ** and **ADOPTED**, in concurrence.

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

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**Divided Report**

The Majority of the Committee on **APPROPRIATIONS AND FINANCIAL AFFAIRS** on Bill "An Act To Provide Funding To Cover the Costs of Mailings to Armed Forces Personnel Stationed Overseas" (EMERGENCY)

H.P. 668 L.D. 958

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

Signed:

Senators:

ROTUNDO of Androscoggin  
NASS of York

Representatives:

BRANNIGAN of Portland  
DUDLEY of Portland  
CRAVEN of Lewiston  
LERMAN of Augusta  
MILLETT of Waterford  
NUTTING of Oakland  
BOWEN of Rockport  
CURLEY of Scarborough

The Minority of the same Committee on the same subject reported that the same **Ought To Pass**.

Signed:

Senator:  
MARTIN of Aroostook

Representatives:  
FISCHER of Presque Isle  
MILLS of Farmington

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

Reports **READ**.

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

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**Divided Report**

The Majority of the Committee on **CRIMINAL JUSTICE AND  
PUBLIC SAFETY** on Resolve, To Standardize Procedures for  
Photographic Lineups

H.P. 906 L.D. 1308

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

Signed:

Senators:  
DIAMOND of Cumberland  
NUTTING of Androscoggin  
CLUKEY of Aroostook

Representatives:  
BLANCHETTE of Bangor  
PLUMMER of Windham  
HANLEY of Gardiner  
CHURCHILL of Washburn  
SYKES of Harrison  
GROSE of Woolwich  
DAVIS of Augusta  
GREELEY of Levant

The Minority of the same Committee on the same subject  
reported that the same **Ought To Pass**.

Signed:

Representatives:  
GERZOFKY of Brunswick  
PARADIS of Frenchville

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

Reports **READ**.

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

**Divided Report**

The Majority of the Committee on **EDUCATION AND CULTURAL  
AFFAIRS** on Bill "An Act To Encourage Cooperation between  
School Districts"

H.P. 328 L.D. 443

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

Signed:

Senators:  
MITCHELL of Kennebec  
SCHNEIDER of Penobscot

Representatives:  
DAVIS of Falmouth  
FINCH of Fairfield  
NORTON of Bangor  
GOLDMAN of Cape Elizabeth  
MAKAS of Lewiston  
CAIN of Orono

The Minority of the same Committee on the same subject  
reported that the same **Ought To Pass as Amended by  
Committee Amendment "A" (H-147)**.

Signed:

Senator:  
TURNER of Cumberland

Representatives:  
EDGEComb of Caribou  
STEDMAN of Hartland  
LANSLEY of Sabattus  
MERRILL of Appleton

Comes from the House with 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-147)**.

Reports **READ**.

Senator **MITCHELL** of Kennebec moved the Senate **ACCEPT** the  
Majority **OUGHT NOT TO PASS** Report, in **NON-  
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 NOT TO PASS** Report, in **NON-  
CONCURRENCE**.

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**Divided Report**

The Majority of the Committee on **EDUCATION AND CULTURAL AFFAIRS** on Bill "An Act To Promote Parental Responsibility When Minors Make Use of Public Libraries"  
H.P. 451 L.D. 618

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

Signed:

Senators:  
MITCHELL of Kennebec  
SCHNEIDER of Penobscot  
TURNER of Cumberland

Representatives:  
FINCH of Fairfield  
EDGECOMB of Caribou  
NORTON of Bangor  
GOLDMAN of Cape Elizabeth  
MAKAS of Lewiston  
CAIN of Orono  
MERRILL of Appleton

The Minority of the same Committee on the same subject reported that the same **Ought To Pass as Amended by Committee Amendment "A" (H-215)**.

Signed:

Representatives:  
DAVIS of Falmouth  
STEDMAN of Hartland  
LANSLEY of Sabattus

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

Reports **READ**.

Senator **MITCHELL** of Kennebec moved the Senate **ACCEPT** the Majority **OUGHT NOT 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 NOT TO PASS** Report, in concurrence.

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**Divided Report**

The Majority of the Committee on **EDUCATION AND CULTURAL AFFAIRS** on Bill "An Act To Amend the Curriculum Requirements for High School Students"  
H.P. 579 L.D. 820

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

Signed:

Senators:  
MITCHELL of Kennebec  
SCHNEIDER of Penobscot  
TURNER of Cumberland

Representatives:  
NORTON of Bangor  
FINCH of Fairfield  
EDGECOMB of Caribou  
GOLDMAN of Cape Elizabeth  
STEDMAN of Hartland  
MAKAS of Lewiston  
LANSLEY of Sabattus  
CAIN of Orono  
MERRILL of Appleton

The Minority of the same Committee on the same subject reported that the same **Ought To Pass as Amended by Committee Amendment "A" (H-222)**.

Signed:

Representative:  
DAVIS of Falmouth

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

Reports **READ**.

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

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**Divided Report**

The Majority of the Committee on **HEALTH AND HUMAN SERVICES** on Bill "An Act To Strengthen the Laws Concerning Methadone Clinics"  
H.P. 395 L.D. 519

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

Signed:

Senators:  
MAYO of Sagadahoc  
MARTIN of Aroostook  
ROSEN of Hancock

Representatives:  
PINGREE of North Haven  
WALCOTT of Lewiston  
GROSE of Woolwich  
WEBSTER of Freeport  
MILLER of Somerville  
BURNS of Berwick  
CAMPBELL of Newfield  
LEWIN of Eliot  
GLYNN of South Portland

The Minority of the same Committee on the same subject reported that the same **Ought To Pass**.

Signed:

Representative:  
SHIELDS of Auburn

(Representative SOCKALEXIS of the Penobscot Nation - of the House – supports the majority **Ought Not to Pass** Report.)

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

Reports **READ**.

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

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**Divided Report**

The Majority of the Committee on **LABOR** on Bill "An Act To Authorize the Maine State Retirement System To Provide Names and Addresses to Public Retiree Organizations"  
H.P. 160 L.D. 209

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-153)**.

Signed:

Senators:  
STRIMLING of Cumberland  
BARTLETT of Cumberland

Representatives:  
SMITH of Van Buren  
JACKSON of Fort Kent  
HALL of Holden  
HUTTON of Bowdoinham  
DUPREY of Hampden  
TUTTLE of Sanford  
HAMPER of Oxford  
CLARK of Millinocket

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

Signed:

Senator:  
SNOWE-MELLO of Androscoggin

Representatives:  
DRISCOLL of Westbrook  
CRESSEY of Cornish

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-153)**.

Reports **READ**.

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

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**Divided Report**

The Majority of the Committee on **LEGAL AND VETERANS AFFAIRS** on RESOLUTION, Proposing an Amendment to the Constitution of Maine To Give the Supreme Judicial Court Authority To Decide Contested Elections Results  
H.P. 515 L.D. 720

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

Signed:

Senators:  
GAGNON of Kennebec  
MITCHELL of Kennebec

Representatives:  
FISHER of Brewer  
VALENTINO of Saco  
PATRICK of Rumford  
TUTTLE of Sanford  
BLANCHETTE of Bangor

The Minority of the same Committee on the same subject reported that the same **Ought To Pass as Amended by Committee Amendment "A" (H-155)**.

Signed:

Senator:  
PLOWMAN of Penobscot

Representatives:  
OTT of York  
PINKHAM of Lexington Township  
HOTHAM of Dixfield  
MOORE of Standish  
BROWN of South Berwick

(Representative MOORE of the Passamaquoddy Tribe - of the House – supports the Minority **Ought to Pass as Amended** Report.)

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

Reports **READ**.

Senator **GAGNON** of Kennebec moved the Senate **ACCEPT** the Majority **OUGHT NOT 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 NOT TO PASS** Report, in concurrence.

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**Divided Report**

The Majority of the Committee on **STATE AND LOCAL GOVERNMENT** on RESOLUTION, Proposing an Amendment to the Constitution of Maine To Establish Health Care as a Right  
H.P. 279 L.D. 377

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-150)**.

Signed:

Senator:  
SCHNEIDER of Penobscot

Representatives:  
BARSTOW of Gorham  
BLANCHARD of Old Town  
SCHATZ of Blue Hill  
SAMPSON of Auburn  
HARLOW of Portland  
McFADDEN of Dennyville

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

Senators:  
ROTUNDO of Androscoggin  
ANDREWS of York

Representatives:  
MOULTON of York  
BISHOP of Boothbay  
CROSTHWAITE of Ellsworth  
MUSE of Fryeburg

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

Reports **READ**.

Senator **SCHNEIDER** of Penobscot moved the Senate **ACCEPT** the Majority **OUGHT TO PASS AS AMENDED** Report, in **NON-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 AS AMENDED** Report, in **NON-CONCURRENCE**.

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**Divided Report**

The Majority of the Committee on **STATE AND LOCAL GOVERNMENT** on Bill "An Act To Require a Nonpartisan Legislature"

H.P. 313 L.D. 428

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

Signed:

Senators:  
SCHNEIDER of Penobscot  
ROTUNDO of Androscoggin

Representatives:  
BARSTOW of Gorham  
McFADDEN of Dennyville  
MOULTON of York  
HARLOW of Portland  
BISHOP of Boothbay  
SAMPSON of Auburn  
CROSTHWAITE of Ellsworth  
BLANCHARD of Old Town  
SCHATZ of Blue Hill

The Minority of the same Committee on the same subject reported that the same **Ought To Pass as Amended by Committee Amendment "A" (H-194)**.

Signed:

Senator:  
ANDREWS of York

Representative:  
MUSE of Fryeburg

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

Reports **READ**.

Senator **SCHNEIDER** of Penobscot moved the Senate **ACCEPT** the Majority **OUGHT NOT 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 NOT TO PASS** Report, in concurrence.

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**Divided Report**

The Majority of the Committee on **STATE AND LOCAL GOVERNMENT** on Resolve, To Study the Feasibility of Dividing Maine into 2 States

H.P. 656 L.D. 937

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

Signed:

Senators:

SCHNEIDER of Penobscot  
ROTUNDO of Androscoggin  
ANDREWS of York

Representatives:

McFADDEN of Dennysville  
MOULTON of York  
HARLOW of Portland  
CROSTHWAITE of Ellsworth  
SAMPSON of Auburn  
BARSTOW of Gorham  
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 To Pass as Amended by Committee Amendment "A" (H-202)**.

Signed:

Representative:

BISHOP of Boothbay

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

Reports **READ**.

Senator **SCHNEIDER** of Penobscot moved the Senate **ACCEPT** the Majority **OUGHT NOT 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 NOT TO PASS** Report, in concurrence.

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#### Divided Report

The Majority of the Committee on **STATE AND LOCAL GOVERNMENT** on Bill "An Act To Enable the Town of Livermore Falls To Withdraw from Androscoggin County and Join Franklin County"

H.P. 914 L.D. 1316

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

Signed:

Senators:

SCHNEIDER of Penobscot  
ROTUNDO of Androscoggin  
ANDREWS of York

Representatives:

McFADDEN of Dennysville  
MOULTON of York  
HARLOW of Portland  
CROSTHWAITE of Ellsworth  
SAMPSON of Auburn  
BARSTOW of Gorham

The Minority of the same Committee on the same subject reported that the same **Ought To Pass as Amended by Committee Amendment "A" (H-201)**.

Signed:

Representatives:

BISHOP of Boothbay  
BLANCHARD of Old Town  
MUSE of Fryeburg  
SCHATZ of Blue Hill

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

Reports **READ**.

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

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#### Divided Report

The Majority of the Committee on **TAXATION** on Bill "An Act To Provide Tax-exempt Status to Service Dog Trainers"  
H.P. 820 L.D. 1191

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

Signed:

Senators:

PERRY of Penobscot  
STRIMLING of Cumberland  
COURTNEY of York

Representatives:

HANLEY of Paris  
CLARK of Millinocket  
McCORMICK of West Gardiner  
WOODBURY of Yarmouth  
CLOUGH of Scarborough  
PINEAU of Jay  
BIERMAN of Sorrento  
SEAVEY of Kennebunkport  
WATSON of Bath

The Minority of the same Committee on the same subject reported that the same **Ought To Pass as Amended by Committee Amendment "A" (H-214)**.

Signed:

Representative:  
HUTTON of Bowdoinham

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

Reports **READ**.

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

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Senate at Ease.

Senate called to order by the President.

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**Senate**

**Change of Committee**

Senator BROMLEY for the Committee on **BUSINESS, RESEARCH AND ECONOMIC DEVELOPMENT** on Bill "An Act To Regulate Fire Alarm Contractors"

S.P. 524 L.D. 1508

Reported that the same be **REFERRED** to the Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY**.

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

**REFERRED** to the Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY**.

Sent down for concurrence.

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**Ought to Pass As Amended**

Senator ROTUNDO for the Committee on **APPROPRIATIONS AND FINANCIAL AFFAIRS** on Resolve, To Establish a Demonstration Project To Create Mental Health and Substance Abuse Treatment Programs for Immigrant and Refugee Populations

S.P. 17 L.D. 37

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-124)**.

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

**READ ONCE**.

Committee Amendment "A" (S-124) **READ** and **ADOPTED**.

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

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Senator BROMLEY for the Committee on **BUSINESS, RESEARCH AND ECONOMIC DEVELOPMENT** on Bill "An Act To Provide for the Efficient Administration of Scholarship Resources" (EMERGENCY)

S.P. 216 L.D. 680

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-123)**.

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

**READ ONCE**.

Committee Amendment "A" (S-123) **READ** and **ADOPTED**.

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

---

Senator GAGNON for the Committee on **LEGAL AND VETERANS AFFAIRS** on Bill "An Act To Waive Continuing Education Requirements and To Provide an Automatic Extension of a License, Certificate or Registration for Mobilized Military Members"

S.P. 221 L.D. 685

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-121)**.

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

**READ ONCE**.

Committee Amendment "A" (S-121) **READ** and **ADOPTED**.

**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 Amend the Laws Concerning Eminent Domain"  
S.P. 417 L.D. 1203

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

Signed:

Senators:  
DAMON of Hancock  
SAVAGE of Knox

Representatives:

FISHER of Brewer  
McKENNEY of Cumberland  
HOGAN of Old Orchard Beach  
BROWNE of Vassalboro  
MAZUREK of Rockland  
PARADIS of Frenchville  
SAMPSON of Auburn

The Minority of the same Committee on the same subject reported that the same **Ought To Pass as Amended by Committee Amendment "A" (S-120)**.

Signed:

Representatives:

COLLINS of Wells  
THOMAS of Ripley

Reports **READ**.

On motion by Senator **DAMON** of Hancock, Bill and accompanying papers **COMMITTED** to the Committee on **JUDICIARY**.

Sent down for concurrence.

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

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**SECOND READERS**

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

**House**

Bill "An Act To Provide Funding for Dues for the International Northeast Biotechnology Corridor"

H.P. 187 L.D. 248

Bill "An Act To Permit the Stopping of Traffic by Charitable Nonprofit Organizations for Certain Fund-raising Projects"

H.P. 835 L.D. 1217

Bill "An Act To Allow the Maine Land Use Regulation Commission To Assess a Processing Fee for Certain Projects" (EMERGENCY)

H.P. 1126 L.D. 1590

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

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**House As Amended**

Bill "An Act To Allow the Use of Crossbows for Hunting"

H.P. 63 L.D. 67  
(C "A" H-152)

Resolve, Requiring the Secretary of State To Develop Voting Systems Standards (EMERGENCY)

H.P. 76 L.D. 100  
(H "A" H-170 to C "A" H-129)

Bill "An Act To Amend Provisions of the Maine Land Use Regulation Commission Law"

H.P. 93 L.D. 117  
(C "A" H-156)

Bill "An Act To Provide for Registration of Certain Snowmobile Trail-grooming Equipment"

H.P. 170 L.D. 231  
(C "A" H-157)

Bill "An Act To Enact an Immediate Review System in the Office of Program Evaluation and Government Accountability"

H.P. 184 L.D. 245  
(C "A" H-135)

Bill "An Act To Protect Consumers and To Modernize Heating Oil Rules and Reporting Requirements"

H.P. 214 L.D. 289  
(C "A" H-139)

Bill "An Act To Prohibit Steering in Automobile Insurance"

H.P. 235 L.D. 311  
(C "A" H-136)

Bill "An Act Concerning Recognition of Qualified Political Parties"

H.P. 252 L.D. 329  
(C "A" H-161)

Bill "An Act To Amend the Mexico Water District Charter"

H.P. 268 L.D. 355  
(C "A" H-140)

Bill "An Act To Amend the Mexico Sewer District Charter"

H.P. 337 L.D. 459  
(C "A" H-138)

Bill "An Act To Prohibit State Departments, Agencies and Bureaus from Conducting Business with Any Entity That Outsources Services Outside of the United States of America"

H.P. 346 L.D. 471  
(C "A" H-133)

Bill "An Act To Amend the Law Regarding Fishing Derbies"

H.P. 420 L.D. 565  
(C "A" H-137)

Bill "An Act To Strengthen Ethical Standards Regarding Former Legislators"

H.P. 422 L.D. 589  
(C "A" H-134)

Bill "An Act To Protect Household Pets and Other Small Animals from Poisoning"

H.P. 432 L.D. 599  
(C "A" H-162)

Bill "An Act To Allow for Equitable Recovery of Wages for Employees Who Are Undercompensated"

H.P. 479 L.D. 659  
(C "A" H-158)

Bill "An Act To Promote Ornamental Horticulture by Amending the Definition of 'Commercial Agricultural Production'"

H.P. 492 L.D. 672  
(C "A" H-174)

Bill "An Act To Create an Income Tax Checkoff To Support Veterans' Cemeteries"

H.P. 511 L.D. 716  
(C "A" H-176)

Bill "An Act To Amend the Knox County Budget Process"

H.P. 522 L.D. 727  
(C "A" H-148)

Bill "An Act To Allow Park Passes To Be Used at Scarborough Beach State Park"

H.P. 568 L.D. 803  
(C "A" H-167)

Bill "An Act To Facilitate Testimony in Workers' Compensation Proceedings"

H.P. 574 L.D. 809  
(C "A" H-146)

Bill "An Act To Amend the Laws Governing Aquaculture"

H.P. 595 L.D. 836  
(C "A" H-159)

Bill "An Act To Efficiently Use Funds of the Public Utilities Commission" (EMERGENCY)

H.P. 611 L.D. 860  
(C "A" H-141)

Bill "An Act To Set Standards for Electronic Methods Used for Wage Payment"

H.P. 673 L.D. 963  
(C "A" H-160)

Bill "An Act To Allow State Employees To Participate in a Deferred Retirement Option Program"

H.P. 688 L.D. 978  
(C "A" H-145)

Bill "An Act To Improve Security at State Courthouses"

H.P. 696 L.D. 1012  
(C "A" H-173)

Bill "An Act To Reimburse Allan Wyman for Contributions to the Retired Teachers' Health Insurance Plan"

H.P. 733 L.D. 1080  
(C "A" H-149)

Bill "An Act To Create a Grandparent-to-grandchild Exemption in the Real Estate Transfer Tax"

H.P. 743 L.D. 1090  
(C "A" H-171)

Bill "An Act To Establish Municipal Cost Components for Unorganized Territory Services To Be Rendered in Fiscal Year 2005-06" (EMERGENCY)

H.P. 947 L.D. 1364  
(C "A" H-172)

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

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**Senate**

Bill "An Act Regarding the Unused Pharmaceutical Disposal Program" (EMERGENCY)

S.P. 609 L.D. 1644

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

Sent down for concurrence.

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**Senate As Amended**

Bill "An Act To Distribute Revenue in the Law Enforcement Agency Reimbursement Fund to Municipalities and Counties"

S.P. 118 L.D. 371  
(C "A" S-110)

Bill "An Act To Continue the Ban on Dragging in the Taunton River Area" (EMERGENCY)

S.P. 185 L.D. 576  
(S "A" S-109 to C "A" S-94)

Bill "An Act To Reestablish a Maximum Water Level for Phillips Lake"

S.P. 257 L.D. 790  
(C "A" S-117)

Bill "An Act To Exempt Fire Departments from Biweekly Pay Requirements for Volunteer Firefighters"

S.P. 398 L.D. 1170  
(C "A" S-113)

Bill "An Act To Sustain Maine Schools and Libraries"

S.P. 439 L.D. 1259  
(C "A" S-116)

Bill "An Act To Set a Deadline for Responses to State Employees Seeking Job Reclassifications or Range Changes"

S.P. 458 L.D. 1331  
(C "A" S-118)

Bill "An Act To Provide for the 2005 and 2006 Allocations of the State Ceiling on Private Activity Bonds" (EMERGENCY)  
S.P. 508 L.D. 1482  
(C "A" S-115)

**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.

**ENACTORS**

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

**Emergency Measure**

An Act To Enhance the Supervisory Powers of the Department of Professional and Financial Regulation, Bureau of Financial Institutions

S.P. 324 L.D. 949  
(C "A" S-79)

This being an Emergency Measure and having received the affirmative vote of 27 Members of the Senate, with no Senators having voted in the negative, and 27 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.

**Acts**

An Act To Include Androscoggin County in the Law Governing the Use of County Surplus Funds

S.P. 101 L.D. 339

An Act To Make Changes to the Banking Laws

S.P. 196 L.D. 587  
(C "A" S-78)

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

An Act To Make the 3rd Violation of OUI a Class C Crime

S.P. 149 L.D. 462  
(C "A" S-77)

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

**Resolve**

Resolve, To Rename Chick Road in Lebanon and Sanford after the Late State Representative Howard Chick

H.P. 41 L.D. 45

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

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

**PAPERS FROM THE HOUSE**

**House Paper**

Bill "An Act To Register Canadian Pharmacies To Provide Safe Reimportation of Prescription Drugs"

H.P. 1165 L.D. 1651

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

On motion by Senator **HOBBINS** of York, **REFERRED** to the Committee on **BUSINESS, RESEARCH AND ECONOMIC DEVELOPMENT** 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 Amend the Laws Governing Crimes against People Who Are Homeless" (EMERGENCY)

H.P. 1170 L.D. 1659

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

On motion by Senator **DIAMOND** of Cumberland, **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 Papers**

Bill "An Act To Amend the Maximum Allowable Tuition for Students"

H.P. 1163 L.D. 1649

Bill "An Act To Retain Maine's Theater Teachers" (EMERGENCY)  
H.P. 1167 L.D. 1656

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

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

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

**PAPERS FROM THE HOUSE**

**House Paper**

Resolve, Directing the Department of Inland Fisheries and Wildlife To Coordinate and Facilitate Salmon and Brook Trout Habitat Restoration Efforts

H.P. 1161 L.D. 1648

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

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

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

**PAPERS FROM THE HOUSE**

**House Paper**

Bill "An Act Regarding Buildings on Leased Lots"

H.P. 1162 L.D. 1646

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

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

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

**PAPERS FROM THE HOUSE**

**House Paper**

Bill "An Act To Establish a Fair System for the Protection of Volunteer Firefighters' Employment"

H.P. 1166 L.D. 1652

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

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

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

**PAPERS FROM THE HOUSE**

**House Paper**

Bill "An Act To Minimize the Risk to Maine's Marine Waters and Organisms Posed by the Application of Pesticides"

H.P. 1168 L.D. 1657

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

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

On motion by Senator **GAGNON** of Kennebec, **REFERRED** to the Committee on **AGRICULTURE, CONSERVATION AND FORESTRY** and ordered printed, in concurrence.

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

**PAPERS FROM THE HOUSE**

**House Papers**

Bill "An Act To Award Income Tax Credits for Boiler or Furnace Systems That Reduce or Eliminate Certain Pollutants"

H.P. 1159 L.D. 1647

Bill "An Act To Reduce Income Taxes and Encourage Economic Growth in Maine"

H.P. 1171 L.D. 1660

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

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

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Bill "An Act To Provide Property Tax Relief by Requiring the State To Maintain and Repair All Bridges in Maine"

H.P. 1164 L.D. 1650

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

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

On motion by Senator **PERRY** of Penobscot, **REFERRED** to the Committee on **TRANSPORTATION** and ordered printed, in concurrence.

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

**PAPERS FROM THE HOUSE**

**House Paper**

Bill "An Act To Expand the Powers of the Stonington Sanitary District" (EMERGENCY)

H.P. 1169 L.D. 1658

Comes from the House, **REFERRED** to the Committee on **UTILITIES AND ENERGY** and ordered printed.

On motion by Senator **BARTLETT** of Cumberland, **REFERRED** to the Committee on **UTILITIES AND ENERGY** and ordered printed, in concurrence.

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Senator **ROTUNDO** of Androscoggin was granted unanimous consent to address the Senate off the Record.

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On motion by Senator **BRENNAN** of Cumberland, **ADJOURNED**, pursuant to the Joint Order, to Monday, May 9, 2005, at 10:00 in the morning, in memory of and lasting tribute to Kris Kaler of Rockland.