

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

In Senate Chamber  
Thursday  
March 21, 2002

Senate called to order by President Richard A. Bennett of Oxford County.

Prayer by Father Jacob, Christ Episcopal Church in Gardiner.

**FATHER JACOB:** In the Christian tradition this is Palm Sunday coming up. I believe all of you are here as servants; serving the greater good. In the figure of the person I will read about today we have one who is called to be a servant who continued alone many times, yet kept his hand to the task. Might your efforts be, as you continue as servants for our fine state. A reading and then a prayer.

'And the robbers were crucified with him also reviled him in the same way. Now from the 6<sup>th</sup> hour there was darkness over all the land until the 9<sup>th</sup>. And about the 9<sup>th</sup> hour Jesus cried out with a loud voice, saying, 'Eli, Eli, la'ma sabach-tha'ni?' That is, 'My God, my God, why hast thou forsaken me?' And some of the bystanders hearing it said, 'This man is calling Elijah.' And one of them at once ran and took a sponge, filled it with vinegar, put it on a reed, and gave it to him to drink. But the others said, 'wait, let us see whether Elijah will come to save him.' And Jesus cried out again with a loud voice and yielded up his spirit.'

Let us pray. Let us fast from judging others. Let us feast on finding God in them. Let us, during these days of Lent, fast from harsh or mean words and feast on words that encourages and support others. Let us fast from anger. Let us feast on patience. Let us fast from worry and feast on God's love and care. Let us fast from complaining and feast on appreciation. Let us fast from bitterness, resentment, or jealousy and feast on forgiveness and acceptance. Let us fast on self-centeredness and feast on compassion for others. Let us fast from discouragement and feast on hope. Merciful God, You called us forth from the dust of the earth. You claimed us. Look upon us as we journey through these 40 days, bearing the mark of ashes. Bless our journey through the desert of Lent, through the font of rebirth. May our fasting be hunger for justice. Our alms an offering and making of peace. Our prayer the chant of humble and grateful hearts. Amen.

Doctor of the day, Lawrence Mutty, M.D., of Castine.

Reading of the Journal of Wednesday, March 20, 2002.

**COMMUNICATIONS**

The Following Communication: S.C. 650

**120<sup>TH</sup> LEGISLATURE  
COMMITTEE ON MARINE RESOURCES**

March 19, 2002

The Honorable Richard A. Bennett  
President of the Senate of Maine  
120th Maine Legislature  
State House  
Augusta, Maine 04333-0003

Dear Mr. President:

In accordance with 3 M.R.S.A., Section 157, and with Joint Rule 505 of the 120th Maine Legislature, the Joint Standing Committee on Marine Resources has had under consideration the nomination of Craig Pendleton of Saco, for reappointment to the Marine Resources Advisory Council.

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        | 1 | Lemont of York   |
|        | Representatives | 7 | Ash of Belfast, Bull of Freeport, Chick of Lebanon, Muse of Fryeburg, Pinkham of Lamoine, Usher of Westbrook, Volenik of Brooklin                |
| NAYS   |                 | 0 |  |
| ABSENT |                 | 5 | Sen. Edmonds of Cumberland, Rep. Lemoine of Old Orchard Beach, Rep. McNeil of Rockland, Sen. Pendleton of Cumberland, Rep. Sullivan of Biddeford |

Eight 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 Craig Pendleton of Saco, for reappointment to the Marine Resources Advisory Council be confirmed.

Signed,

S/Kenneth F. Lemont  
Senate Chair

S/David G. Lemoine  
House Chair

**READ and ORDERED PLACED ON FILE.**

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

In accordance with 3 M.R.S.A., Chapter 6, Section 151, and with Joint Rule 506 of the 120<sup>th</sup> Legislature, the vote was taken by the Yeas and Nays.

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

**ROLL CALL (#246)**

YEAS: Senators: None

NAYS: Senators: BRENNAN, BROMLEY, CARPENTER, CATHCART, DAGGETT, DAVIS, DOUGLASS, EDMONDS, FERGUSON, GAGNON, GOLDTHWAIT, KILKELLY, KNEELAND, LAFOUNTAIN, LEMONT, LONGLEY, MARTIN, MCALEVEY, MICHAUD, MILLS, MITCHELL, O'GARA, PENDLETON, RAND, ROTUNDO, SAVAGE, SAWYER, SHOREY, SMALL, TREAT, TURNER, WOODCOCK, YOUNGBLOOD, THE PRESIDENT - RICHARD A. BENNETT

ABSENT: Senator: NUTTING

No Senator having voted in the affirmative and 34 Senators having voted in the negative, with 1 Senator 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 **Craig Pendleton** of Saco, for reappointment to the Marine Resources Advisory Council was **CONFIRMED**.

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

The Following Communication: S.C. 651

**120<sup>TH</sup> LEGISLATURE  
COMMITTEE ON MARINE RESOURCES**

March 19, 2002

The Honorable Richard A. Bennett  
President of the Senate of Maine  
120th Maine Legislature  
State House  
Augusta, Maine 04333-0003

Dear Mr. President:

In accordance with 3 M.R.S.A., Section 157, and with Joint Rule 505 of the 120th Maine Legislature, the Joint Standing Committee on Marine Resources has had under consideration the nomination of Ralph L. Smith of Jonesport, for reappointment to the Marine Resources Advisory Council.

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        | 1 | Lemont of York  |
|        | Representatives | 7 | Ash of Belfast, Chick of Lebanon, Lemoine of Old Orchard Beach, Muse of Fryeburg, Pinkham of Lamoine, Usher of Westbrook, Volenik of Brooklin |
| NAYS   |                 | 0 |   |
| ABSENT |                 | 5 | Rep. Bull of Freeport, Sen. Edmonds of Cumberland, Rep. McNeil of Rockland, Sen. Pendleton of Cumberland, Rep. Sullivan of Biddeford          |

Eight 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 Ralph L. Smith of Jonesport, for reappointment to the Marine Resources Advisory Council be confirmed.

Signed,

S/Kenneth F. Lemont  
Senate Chair

S/David G. Lemoine  
House Chair

**READ and ORDERED PLACED ON FILE.**

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

In accordance with 3 M.R.S.A., Chapter 6, Section 151, and with Joint Rule 506 of the 120<sup>th</sup> Legislature, the vote was taken by the Yeas and Nays.

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

**ROLL CALL (#247)**

YEAS: Senators: None

NAYS: Senators: BRENNAN, BROMLEY, CARPENTER, CATHCART, DAGGETT, DAVIS, DOUGLASS, EDMONDS, FERGUSON, GAGNON, GOLDTHWAIT, KILKELLY, KNEELAND, LAFOUNTAIN, LEMONT, LONGLEY, MARTIN, MCALEVEY, MICHAUD, MILLS, MITCHELL, O'GARA, PENDLETON, RAND, ROTUNDO, SAVAGE, SAWYER, SHOREY, SMALL, TREAT, TURNER, WOODCOCK, YOUNGBLOOD, THE PRESIDENT - RICHARD A. BENNETT

ABSENT: Senator: NUTTING

No Senator having voted in the affirmative and 34 Senators having voted in the negative, with 1 Senator 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 **Ralph L. Smith** of Jonesport, for reappointment to the Marine Resources Advisory Council was **CONFIRMED**.

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

The Following Communication: S.C. 652

**120<sup>TH</sup> LEGISLATURE  
COMMITTEE ON MARINE RESOURCES**

March 19, 2002

The Honorable Richard A. Bennett  
President of the Senate of Maine  
120th Maine Legislature  
State House  
Augusta, Maine 04333-0003

Dear Mr. President:

In accordance with 3 M.R.S.A., Section 157, and with Joint Rule 505 of the 120th Maine Legislature, the Joint Standing Committee on Marine Resources has had under consideration the nomination of David B. Turner of Meddybemps, for reappointment to the Marine Resources Advisory Council.

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        | 1 | Lemont of York  |
|        | Representatives | 7 | Ash of Belfast, Chick of Lebanon, Lemoine of Old Orchard Beach, Muse of Fryeburg, Pinkham of Lamoine, Usher of Westbrook, Volenik of Brooklin |
| NAYS   |                 | 0 |   |
| ABSENT |                 | 5 | Rep. Bull of Freeport, Sen. Edmonds of Cumberland, Rep. McNeil of Rockland, Sen. Pendleton of Cumberland, Rep. Sullivan of Biddeford          |

Eight 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 David B. Turner of Meddybemps, for

reappointment to the Marine Resources Advisory Council be confirmed.

State House  
Augusta, Maine 04333-0003

Signed,

Dear Mr. President:

S/Kenneth F. Lemont  
Senate Chair

S/David G. Lemoine  
House Chair

In accordance with 3 M.R.S.A., Section 157, and with Joint Rule 505 of the 120th Maine Legislature, the Joint Standing Committee on Marine Resources has had under consideration the nomination of L. Blair Pyne of Bremen, for reappointment to the Marine Resources Advisory Council.

**READ and ORDERED PLACED ON FILE.**

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:

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

|      |                 |   |  |
|------|-----------------|---|--|
| YEAS | Senators        | 1 | Lemont of York   |
|      | Representatives | 8 | Ash of Belfast, Chick of Lebanon, Lemoine of Old Orchard Beach, Muse of Fryeburg, Pinkham of Lamoine, Sullivan of Biddeford, Usher of Westbrook, Volenik of Brooklin |

In accordance with 3 M.R.S.A., Chapter 6, Section 151, and with Joint Rule 506 of the 120<sup>th</sup> Legislature, the vote was taken by the Yeas and Nays.

|        |  |   |  |
|--------|--|---|--|
| NAYS   |  | 0 |  |
| ABSENT |  | 4 | Rep. Bull of Freeport, Sen. Edmonds of Cumberland, Rep. McNeil of Rockland, Sen. Pendleton of Cumberland |

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

**ROLL CALL (#248)**

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 L. Blair Pyne of Bremen, for reappointment to the Marine Resources Advisory Council be confirmed.

YEAS: Senators: None

NAYS: Senators: BRENNAN, BROMLEY, CARPENTER, CATHCART, DAGGETT, DAVIS, DOUGLASS, EDMONDS, FERGUSON, GAGNON, GOLDTHWAIT, KILKELLY, KNEELAND, LAFOUNTAIN, LEMONT, LONGLEY, MARTIN, MCALEVEY, MICHAUD, MILLS, MITCHELL, O'GARA, PENDLETON, RAND, ROTUNDO, SAVAGE, SAWYER, SHOREY, SMALL, TREAT, TURNER, WOODCOCK, YOUNGBLOOD, THE PRESIDENT - RICHARD A. BENNETT

ABSENT: Senator: NUTTING

Signed,

No Senator having voted in the affirmative and 34 Senators having voted in the negative, with 1 Senator 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 **David B. Turner** of Meddybemps, for reappointment to the Marine Resources Advisory Council was **CONFIRMED**.

S/Kenneth F. Lemont  
Senate Chair

S/David G. Lemoine  
House Chair

**READ and ORDERED PLACED ON FILE.**

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

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

The Following Communication: S.C. 653

**120<sup>TH</sup> LEGISLATURE  
COMMITTEE ON MARINE RESOURCES**

In accordance with 3 M.R.S.A., Chapter 6, Section 151, and with Joint Rule 506 of the 120<sup>th</sup> Legislature, the vote was taken by the Yeas and Nays.

The Doorkeepers secured the Chamber.

March 19, 2002

The Secretary opened the vote.

The Honorable Richard A. Bennett  
President of the Senate of Maine  
120th Maine Legislature

**ROLL CALL (#249)**

YEAS: Senators: None

NAYS: Senators: BRENNAN, BROMLEY, CARPENTER, CATHCART, DAGGETT, DAVIS, DOUGLASS, EDMONDS, FERGUSON, GAGNON, GOLDTHWAIT, KILKELLY, KNEELAND, LAFOUNTAIN, LEMONT, LONGLEY, MARTIN, MCALEVEY, MICHAUD, MILLS, MITCHELL, O'GARA, PENDLETON, RAND, ROTUNDO, SAVAGE, SAWYER, SHOREY, SMALL, TREAT, TURNER, WOODCOCK, YOUNGBLOOD, THE PRESIDENT - RICHARD A. BENNETT

ABSENT: Senator: NUTTING

No Senator having voted in the affirmative and 34 Senators having voted in the negative, with 1 Senator 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 **L. Blair Pyne** of Bremen, for reappointment to the Marine Resources Advisory Council was **CONFIRMED**.

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

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The Following Communication: S.C. 654

**120<sup>TH</sup> LEGISLATURE  
COMMITTEE ON MARINE RESOURCES**

March 19, 2002

The Honorable Richard A. Bennett  
President of the Senate of Maine  
120th Maine Legislature  
State House  
Augusta, Maine 04333-0003

Dear Mr. President:

In accordance with 3 M.R.S.A., Section 157, and with Joint Rule 505 of the 120th Maine Legislature, the Joint Standing Committee on Marine Resources has had under consideration the nomination of Dana B. Rice, Sr. of Birch Harbor, for appointment to the Marine Resources Advisory Council.

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        | 1 | Lemont of York   |
|      | Representatives | 8 | Ash of Belfast, Chick of Lebanon, Lemoine of Old Orchard Beach, Muse of Fryeburg, Pinkham of Lamoine, Sullivan of Biddeford, Usher of Westbrook, Volenik of Brooklin |

NAYS 0  
 ABSENT 4 Rep. Bull of Freeport, Sen. Edmonds of Cumberland, Rep. McNeil of Rockland, Sen. Pendleton of Cumberland

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 Dana B. Rice, Sr. of Birch Harbor, for appointment to the Marine Resources Advisory Council be confirmed.

Signed,

S/Kenneth F. Lemont Senate Chair S/David G. Lemoine House Chair

**READ and ORDERED PLACED ON FILE.**

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

In accordance with 3 M.R.S.A., Chapter 6, Section 151, and with Joint Rule 506 of the 120<sup>th</sup> Legislature, the vote was taken by the Yeas and Nays.

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

**ROLL CALL (#250)**

YEAS: Senators: None  
 NAYS: Senators: BRENNAN, BROMLEY, CARPENTER, CATHCART, DAGGETT, DAVIS, DOUGLASS, EDMONDS, FERGUSON, GAGNON, GOLDTHWAIT, KILKELLY, KNEELAND, LAFOUNTAIN, LEMONT, LONGLEY, MARTIN, MCALEVEY, MICHAUD, MILLS, MITCHELL, O'GARA, PENDLETON, RAND, ROTUNDO, SAVAGE, SAWYER, SHOREY, SMALL, TREAT, TURNER, WOODCOCK, YOUNGBLOOD, THE PRESIDENT - RICHARD A. BENNETT

ABSENT: Senator: NUTTING

No Senator having voted in the affirmative and 34 Senators having voted in the negative, with 1 Senator 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 **Dana B. Rice, Sr.** of Birch Harbor, for appointment to the Marine Resources Advisory Council was **CONFIRMED**.

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

The Following Communication: S.C. 655

**120<sup>TH</sup> LEGISLATURE  
 COMMITTEE ON MARINE RESOURCES**

March 19, 2002

The Honorable Richard A. Bennett  
 President of the Senate of Maine  
 120th Maine Legislature  
 State House  
 Augusta, Maine 04333-0003

Dear Mr. President:

In accordance with 3 M.R.S.A., Section 157, and with Joint Rule 505 of the 120th Maine Legislature, the Joint Standing Committee on Marine Resources has had under consideration the nomination of Allyson E. Jordan of Portland, for appointment to the Marine Resources Advisory Council.

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        | 1 | Lemont of York   |
|      | Representatives | 8 | Ash of Belfast, Chick of Lebanon, Lemoine of Old Orchard Beach, Muse of Fryeburg, Pinkham of Lamoine, Sullivan of Biddeford, Usher of Westbrook, Volenik of Brooklin |

|        |   |  |
|--------|---|--|
| NAYS   | 0 |  |
| ABSENT | 4 | Rep. Bull of Freeport, Sen. Edmonds of Cumberland, Rep. McNeil of Rockland, Sen. Pendleton of Cumberland |

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 Allyson E. Jordan of Portland, for appointment to the Marine Resources Advisory Council be confirmed.

Signed,

S/Kenneth F. Lemont Senate Chair S/David G. Lemoine House Chair

**READ and ORDERED PLACED ON FILE.**

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

In accordance with 3 M.R.S.A., Chapter 6, Section 151, and with Joint Rule 506 of the 120<sup>th</sup> Legislature, the vote was taken by the Yeas and Nays.

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

**ROLL CALL (#251)**

YEAS: Senators: None

NAYS: Senators: BRENNAN, BROMLEY, CARPENTER, CATHCART, DAGGETT, DAVIS, DOUGLASS, EDMONDS, FERGUSON, GAGNON, GOLDTHWAIT, KILKELLY, KNEELAND, LAFOUNTAIN, LEMONT, LONGLEY, MARTIN, MCALEVEY, MICHAUD, MILLS, MITCHELL, O'GARA, PENDLETON, RAND, ROTUNDO, SAVAGE, SAWYER, SHOREY, SMALL, TREAT, TURNER, WOODCOCK, YOUNGBLOOD, THE PRESIDENT - RICHARD A. BENNETT

ABSENT: Senator: NUTTING

No Senator having voted in the affirmative and 34 Senators having voted in the negative, with 1 Senator 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 **Allyson E. Jordan** of Portland, for appointment to the Marine Resources Advisory Council was **CONFIRMED**.

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

The Following Communication: S.C. 656

**120<sup>TH</sup> LEGISLATURE  
COMMITTEE ON MARINE RESOURCES**

March 19, 2002

The Honorable Richard A. Bennett  
President of the Senate of Maine  
120th Maine Legislature  
State House  
Augusta, Maine 04333-0003

Dear Mr. President:

In accordance with 3 M.R.S.A., Section 157, and with Joint Rule 505 of the 120th Maine Legislature, the Joint Standing Committee on Marine Resources has had under consideration the nomination of Mary Elizabeth Sheehan of Portland, for appointment to the Marine Resources Advisory Council.

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        | 1 | Lemont of York   |
|        | Representatives | 8 | Ash of Belfast, Chick of Lebanon, Lemoine of Old Orchard Beach, Muse of Fryeburg, Pinkham of Lamoine, Sullivan of Biddeford, Usher of Westbrook, Volenik of Brooklin |
| NAYS   |                 | 0 |  |
| ABSENT |                 | 4 | Rep. Bull of Freeport, Sen. Edmonds of Cumberland, Rep. McNeil of Rockland, Sen. Pendleton of Cumberland   |

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 Mary Elizabeth Sheehan of Portland, for appointment to the Marine Resources Advisory Council be confirmed.

Signed,

S/Kenneth F. Lemont  
Senate Chair

S/David G. Lemoine  
House Chair

**READ and ORDERED PLACED ON FILE.**

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

In accordance with 3 M.R.S.A., Chapter 6, Section 151, and with Joint Rule 506 of the 120<sup>th</sup> Legislature, the vote was taken by the Yeas and Nays.

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

**ROLL CALL (#252)**

YEAS: Senators: None

NAYS: Senators: BRENNAN, BROMLEY, CARPENTER, CATHCART, DAGGETT, DAVIS, DOUGLASS, EDMONDS, FERGUSON, GAGNON, GOLDTHWAIT, KILKELLY, KNEELAND, LAFOUNTAIN, LEMONT, LONGLEY, MARTIN, MCALEVEY, MICHAUD, MILLS, MITCHELL, O'GARA, PENDLETON, RAND, ROTUNDO, SAVAGE, SAWYER, SHOREY, SMALL, TREAT, TURNER, WOODCOCK, YOUNGBLOOD, THE PRESIDENT - RICHARD A. BENNETT

ABSENT: Senator: NUTTING

No Senator having voted in the affirmative and 34 Senators having voted in the negative, with 1 Senator 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 **Mary Elizabeth Sheehan** of Portland, for appointment to the Marine Resources Advisory Council was **CONFIRMED**.

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

The Following Communication: S.C. 657

**120<sup>TH</sup> LEGISLATURE  
COMMITTEE ON MARINE RESOURCES**

March 19, 2002

The Honorable Richard A. Bennett  
President of the Senate of Maine  
120th Maine Legislature  
State House  
Augusta, Maine 04333-0003

Dear Mr. President:

In accordance with 3 M.R.S.A., Section 157, and with Joint Rule 505 of the 120th Maine Legislature, the Joint Standing Committee on Marine Resources has had under consideration the nomination of William C. Sutter of Wiscasset, for appointment to the Marine Resources Advisory Council.

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        | 1 | Lemont of York   |
|        | Representatives | 8 | Ash of Belfast, Chick of Lebanon, Lemoine of Old Orchard Beach, Muse of Fryeburg, Pinkham of Lamoine, Sullivan of Biddeford, Usher of Westbrook, Volenik of Brooklin |
| NAYS   |                 | 0 |  |
| ABSENT |                 | 4 | Rep. Bull of Freeport, Sen. Edmonds of Cumberland, Rep. McNeil of Rockland, Sen. Pendleton of Cumberland   |

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 William C. Sutter of Wiscasset, for appointment to the Marine Resources Advisory Council be confirmed.

Signed,

S/Kenneth F. Lemont  
Senate Chair

S/David G. Lemoine  
House Chair

**READ and ORDERED PLACED ON FILE.**

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

In accordance with 3 M.R.S.A., Chapter 6, Section 151, and with Joint Rule 506 of the 120<sup>th</sup> Legislature, the vote was taken by the Yeas and Nays.

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

**ROLL CALL (#253)**

YEAS: Senators: None

NAYS: Senators: BRENNAN, BROMLEY, CARPENTER, CATHCART, DAGGETT, DAVIS, DOUGLASS, EDMONDS, FERGUSON, GAGNON, GOLDTHWAIT, KILKELLY, KNEELAND, LAFOUNTAIN, LEMONT, LONGLEY, MARTIN, MCALEVEY, MICHAUD, MILLS, MITCHELL, O'GARA, PENDLETON, RAND, ROTUNDO, SAVAGE, SAWYER, SHOREY, SMALL, TREAT, TURNER, WOODCOCK, YOUNGBLOOD, THE PRESIDENT - RICHARD A. BENNETT

ABSENT: Senator: NUTTING

No Senator having voted in the affirmative and 34 Senators having voted in the negative, with 1 Senator 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 **William C. Sutter** of Wiscasset, for appointment to the Marine Resources Advisory Council was **CONFIRMED**.

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

**SENATE PAPERS**

Bill "An Act to Provide Maine State Retirement System Representation on the State Employee Health Commission"  
S.P. 817 L.D. 2198

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



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

On motion by Senator **EDMONDS** of Cumberland, **REFERRED** to the Committee on **BANKING AND INSURANCE**.

Sent down for concurrence.

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**ORDERS**

**Joint Resolution**

On motion by Senator **KNEELAND** of Aroostook (Cosponsored by Speaker **SAXL** of Portland and Senators: **CARPENTER** of York, **KILKELLY** of Lincoln, **LEMONT** of York, President Pro Tem **MICHAUD** of Penobscot, **SHOREY** of Washington, Representatives: **BUCK** of Yarmouth, **McKEE** of Wayne, **SHERMAN** of Hodgdon), the following Joint Resolution:  
S.P. 818

**JOINT RESOLUTION MEMORIALIZING THE CONGRESS OF THE UNITED STATES TO LIFT SANCTIONS AND ESTABLISH PERMANENT, NORMAL TRADE RELATIONS WITH CUBA**

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

WHEREAS, the relationship between the United States and Cuba has long been marked by tension and confrontation, and further heightening this hostility is the 40-year-old United States trade embargo against the island nation that remains the longest-standing embargo in modern history; and

WHEREAS, there has been significant change in relations between Cuba and the United States since 1962, when the prohibitive trade sanctions were imposed; and

WHEREAS, the export ban was imposed during a period of much fear caused by the threat of nuclear attack due to the Cold War between the former Soviet Union and other communist regimes and the United States; and

WHEREAS, that threat no longer exists and it is no longer United States policy to prohibit trade with a communist country, as we already have heavy trade with China and are establishing trade with countries like Vietnam; and

WHEREAS, with complete normalization of trade relations, Cuba could become a \$1 billion market for United States agricultural producers within 5 years, making it our 3rd largest market in the Americas after Mexico and Canada; and

WHEREAS, agriculture in Maine has developed into a diverse industry and could greatly benefit from the market opportunities that free trade with Cuba would provide. Maine is the largest producer of brown eggs and wild blueberries in the world and ranks 8th in the nation in the production of potatoes and 2nd in the production of maple syrup. It ranks 2nd in New England in milk and livestock production; and

WHEREAS, rather than depriving Cuba of agricultural products, the United States trade embargo succeeds only in driving Cuba's purchasers to competitors in other countries that have no trade restrictions; and

WHEREAS, the United States has much to gain by trading with Cuba, not only in agriculture but also in many other sectors of the economy and culture; and

WHEREAS, the Cuban people also have much to gain and are more likely to move toward liberty as they see our way of life and the success of our free market system; now, therefore, be it RESOLVED: That We, your Memorialists, urge the Congress of the United States to lift trade sanctions and establish permanent, normal trade relations with Cuba; and be it further

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

**READ and ADOPTED.**

Sent down for concurrence.

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

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**REPORTS OF COMMITTEES**

**House**

**Ought to Pass**

The Committee on **BUSINESS AND ECONOMIC DEVELOPMENT** on Resolve, Regarding Legislative Review of Chapter 50: Variance From Educational Qualifications for Issuance of an Interim Forester License, a Major Substantive Rule of the Department of Professional and Financial Regulation, Office of Licensing and Regulation (EMERGENCY) H.P. 1625 L.D. 2125

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

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

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

Under suspension of the Rules, **READ TWICE** and **PASSED TO BE ENGROSSED**, in concurrence.

The Committee on **BUSINESS AND ECONOMIC DEVELOPMENT** on Resolve, Regarding Legislative Review of Chapter 90: Registration of Foresters for Supervision of Unlicensed Personnel, a Major Substantive Rule of the Department of Professional and Financial Regulation, Office of Licensing and Regulation (EMERGENCY) H.P. 1636 L.D. 2139

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

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

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

Under suspension of the Rules, **READ TWICE** and **PASSED TO BE ENGROSSED**, in concurrence.

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**Ought to Pass As Amended**

The Committee on **LABOR** on Bill "An Act to Amend the Law Regarding Severance Pay" H.P. 1498 L.D. 2001

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-948).**

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-948).**

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

**READ ONCE.**

Committee Amendment "A" (H-948) **READ** and **ADOPTED**, in concurrence.

Under suspension of the Rules, **READ A SECOND TIME.**

On motion by Senator **TURNER** of Cumberland, **TABLED** until Later in Today's Session, pending **PASSAGE TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-948)**, in concurrence.

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The Committee on **TRANSPORTATION** on Bill "An Act to Make Additional Allocations from the Highway Fund and Other Funds for the Expenditures of State Government and to Change Certain Provisions of State Law Necessary to the Proper Operations of State Government for the Fiscal Years Ending June 30, 2002 and June 30, 2003" (EMERGENCY) H.P. 1587 L.D. 2092

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-949).**

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-949)**.

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

**READ ONCE.**

Committee Amendment "A" (H-949) **READ** and **ADOPTED**, in concurrence.

Under suspension of the Rules, **READ A SECOND TIME** and **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-949)**, in concurrence.

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**Divided Report**

The Majority of the Committee on **EDUCATION AND CULTURAL AFFAIRS** on Resolve, Regarding Legislative Review of Amendments to Chapter 127, Instructional Program, Assessment and Diploma Requirements, a Major Substantive Rule of the Department of Education (EMERGENCY)

H.P. 1633 L.D. 2136

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-954)**.

Signed:

Senators:

- MITCHELL of Penobscot
- NUTTING of Androscoggin
- ROTUNDO of Androscoggin

Representatives:

- RICHARD of Madison
- DESMOND of Mapleton
- WATSON of Farmingdale
- ESTES of Kittery
- CUMMINGS of Portland
- ANDREWS of York
- WESTON of Montville
- LEDWIN of Holden

The Minority of the same Committee on the same subject reported that the same **Ought To Pass as Amended by Committee Amendment "B" (H-955)**.

Signed:

Representatives:

- SKOGLUND of St. George
- STEDMAN of Hartland

Comes from the House with the Majority **OUGHT TO PASS AS AMENDED BY COMMITTEE AMENDMENT "A" (H-954)** Report **READ** and **ACCEPTED** and the Resolve **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-954)**.

Reports **READ**.

On motion by Senator **MITCHELL** of Penobscot, the Majority **OUGHT TO PASS AS AMENDED BY COMMITTEE AMENDMENT "A" (H-954)** Report **ACCEPTED**, in concurrence.

**READ ONCE.**

Committee Amendment "A" (H-954) **READ** and **ADOPTED**, in concurrence.

Under suspension of the Rules, **READ A SECOND TIME** and **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-954)**, in concurrence.

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

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**Divided Report**

The Majority of the Committee on **NATURAL RESOURCES** on Bill "An Act to Restrict the Availability of Products with Excessive Levels of Arsenic"

H.P. 1447 L.D. 1944

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-937)**.

Signed:

Senators:

- MARTIN of Aroostook
- SHOREY of Washington
- SAWYER of Penobscot

Representatives:

- ANNIS of Dover-Foxcroft
- TOBIN of Windham
- CLARK of Millinocket
- DAIGLE of Arundel
- CRABTREE of Hope

The Minority of the same Committee on the same subject reported that the same **Ought To Pass as Amended by Committee Amendment "B" (H-938)**.

Signed:

Representatives:

- BAKER of Bangor
- KOFFMAN of Bar Harbor
- COWGER of Hallowell
- TWOMEY of Biddeford
- DUPLESSIE of Westbrook

Comes from the House with the Minority **OUGHT TO PASS AS AMENDED BY COMMITTEE AMENDMENT "B" (H-938)** Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "B" (H-938)**.

Reports **READ**.

Senator **MARTIN** of Aroostook moved the Senate **ACCEPT** the Majority **OUGHT TO PASS AS AMENDED BY COMMITTEE AMENDMENT "A" (H-937)** 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 BY COMMITTEE AMENDMENT "A" (H-937)** Report, in **NON-CONCURRENCE**.

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**Divided Report**

The Majority of the Committee on **NATURAL RESOURCES** on Bill "An Act to Establish the Community Preservation Advisory Committee"

H.P. 1565 L.D. 2070

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-950)**.

Signed:

Senator:  
MARTIN of Aroostook

Representatives:  
ANNIS of Dover-Foxcroft  
BAKER of Bangor  
TOBIN of Windham  
KOFFMAN of Bar Harbor  
COWGER of Hallowell  
DAIGLE of Arundel  
DUPLESSIE of Westbrook  
TWOMEY of Biddeford  
CRABTREE of Hope

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

Signed:

Representative:  
CLARK of Millinocket

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-950)**.

Reports **READ**.

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

**READ ONCE**.

Committee Amendment "A" (H-950) **READ** and **ADOPTED**, in concurrence.

Under suspension of the Rules, **READ A SECOND TIME** and **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-950)**, in concurrence.

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**Divided Report**

The Majority of the Committee on **NATURAL RESOURCES** on Bill "An Act to Encourage Regionalism in Municipal Growth Management"

H.P. 1588 L.D. 2094

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-951)**.

Signed:

Senator:  
MARTIN of Aroostook

Representatives:  
ANNIS of Dover-Foxcroft  
BAKER of Bangor  
TOBIN of Windham  
KOFFMAN of Bar Harbor  
COWGER of Hallowell  
CLARK of Millinocket  
DAIGLE of Arundel  
DUPLESSIE of Westbrook  
CRABTREE of Hope

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

Signed:

Representative:  
TWOMEY of Biddeford

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-951)**.

Reports **READ**.

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

**READ ONCE**.

Committee Amendment "A" (H-951) **READ** and **ADOPTED**, in concurrence.

Under suspension of the Rules, **READ A SECOND TIME** and **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-951)**, in concurrence.

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**Divided Report**

The Majority of the Committee on **NATURAL RESOURCES** on Bill "An Act to Establish the Maine Public Library of Geographic Information"

H.P. 1617 L.D. 2116

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-952)**.

Signed:

Senators:

MARTIN of Aroostook  
SAWYER of Penobscot  
SHOREY of Washington

Representatives:

ANNIS of Dover-Foxcroft  
TOBIN of Windham  
KOFFMAN of Bar Harbor  
COWGER of Hallowell  
DAIGLE of Arundel  
DUPLESSIE of Westbrook  
CRABTREE of Hope

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

Signed:

Representatives:

CLARK of Millinocket  
TWOMEY of Biddeford

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-952)**.

Reports **READ**.

On motion by Senator **MARTIN** of Aroostook, the Majority **OUGHT TO PASS AS AMENDED BY COMMITTEE AMENDMENT "A" (H-952)** Report **ACCEPTED**, in concurrence.

**READ ONCE**.

Committee Amendment "A" (H-952) **READ** and **ADOPTED**, in concurrence.

Under suspension of the Rules, **READ A SECOND TIME** and **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-952)**, in concurrence.

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**Senate**

**Ought to Pass  
Pursuant to Joint Order**

Senator EDMONDS for the Committee on **LABOR** on Bill "An Act Concerning Disability Retirement Benefits under the Maine State Retirement System"

S.P. 816 L.D. 2197

Reported that the same **Ought to Pass**, pursuant to Joint Order 2001, S.P. 86.

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

Under suspension of the Rules, **READ TWICE** and **PASSED TO BE ENGROSSED**.

Sent down for concurrence.

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**Ought to Pass As Amended**

Senator KNEELAND for the Committee on **AGRICULTURE, CONSERVATION AND FORESTRY** on Bill "An Act Concerning Rules of the Bureau of Parks and Lands"

S.P. 720 L.D. 1922

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-480)**.

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

**READ ONCE**.

Committee Amendment "A" (S-480) **READ** and **ADOPTED**.

Under suspension of the Rules, **READ A SECOND TIME** and **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-480)**.

Sent down for concurrence.

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Senator GAGNON for the Committee on **TAXATION** on Bill "An Act to Conform Maine Tax Law to the Federal Mobile Telecommunications Sourcing Act" (EMERGENCY)

S.P. 667 L.D. 1871

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

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

**READ ONCE.**

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

Under suspension of the Rules, **READ A SECOND TIME** and **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-481)**.

Sent down for concurrence.

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Off Record Remarks

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**ENACTORS**

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

**Emergency Measure**

An Act to Facilitate the Closure of Privately Owned Solid Waste Landfills

S.P. 695 L.D. 1897  
(C "A" S-465)

This being an Emergency Measure and having received the affirmative vote of 28 Members of the Senate, with no Senators having voted in the negative, and 28 being more than two-thirds of the entire elected Membership of the Senate, was **PASSED TO BE ENACTED** and having been signed by the President, was presented by the Secretary to the Governor for his approval.

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**Emergency Measure**

An Act to Improve the Safety Provided by the Underground Facilities Protection Law

H.P. 1520 L.D. 2024  
(C "A" H-895)

This being an Emergency Measure and having received the affirmative vote of 29 Members of the Senate, with no Senators having voted in the negative, and 29 being more than two-thirds of the entire elected Membership of the Senate, was **PASSED TO BE ENACTED** and having been signed by the President, was presented by the Secretary to the Governor for his approval.

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**Emergency Measure**

An Act to Change the Standard for Requesting an Adjustment to State Valuation Because of a Sudden and Severe Disruption of Valuation

S.P. 799 L.D. 2154

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.

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**Emergency Resolve**

Resolve, Regarding Legislative Review of Portions of Chapter 395 - Construction Standards and Ownership and Cost Allocation Rules for Electric Distribution Line Extensions, a Major Substantive Rule of the Public Utilities Commission

H.P. 1609 L.D. 2107  
(C "A" H-894)

This being an Emergency Measure and having received the affirmative vote of 28 Members of the Senate, with no Senators having voted in the negative, and 28 being more than two-thirds of the entire elected Membership of the Senate, was **FINALLY PASSED** and having been signed by the President, was presented by the Secretary to the Governor for his approval.

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**Emergency Resolve**

Resolve, Regarding Legislative Review of Chapter 1 - Requirements for Written Prescription of Schedule II Drugs, a Major Substantive Rule of the Department of Public Safety

H.P. 1626 L.D. 2126

This being an Emergency Measure and having received the affirmative vote of 28 Members of the Senate, with no Senators having voted in the negative, and 28 being more than two-thirds of the entire elected Membership of the Senate, was **FINALLY PASSED** and having been signed by the President, was presented by the Secretary to the Governor for his approval.

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**Acts**

An Act Regarding Horse Racing

H.P. 253 L.D. 289  
(C "A" H-794)

An Act to Define Undisputed Claims for Covered Health Insurance Benefits

S.P. 217 L.D. 782  
(C "A" S-463)

An Act to Improve the Accessibility and Affordability of Health Care Benefits in the State

S.P. 622 L.D. 1804  
(C "A" S-464)

An Act to Regulate Lead Smart Renovators and Lead Sampling Technicians

H.P. 1439 L.D. 1936  
(C "A" H-901)

An Act to Waive the Title Fee for Towed Abandoned Vehicles

S.P. 740 L.D. 2064  
(C "A" S-462)

**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 Increase the Opportunities of Retired State Employees to Enroll a Spouse or Dependents in the Maine State Health Insurance Plan

S.P. 729 L.D. 1988  
(C "A" S-461)

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

An Act to Clarify the Law Governing Unlawful Solicitation to Benefit Law Enforcement Agencies

S.P. 753 L.D. 2090  
(C "A" S-457)

Senator **TREAT** of Kennebec requested a Division.

**THE PRESIDENT:** The Chair recognizes the Senator from Somerset, Senator Mills.

Senator **MILLS:** Mr. President and men and women of the Senate, I have a question that I would like to address through the chair if I may.

**THE PRESIDENT:** The Senator may pose his question.

Senator **MILLS:** Is this the bill that would authorize or validate a process by which solicitations could be made on behalf of police departments or the Maine State Police?

**THE PRESIDENT:** The Senator from Somerset, Senator Mills poses a question through the Chair to anyone who may wish to answer. The Chair recognizes the Senator from Sagadahoc, Senator Small.

Senator **SMALL:** Thank you, Mr. President. To answer the question from the good Senator from Somerset, Senator Mills, this has been referred to as the 'vest a dog' bill although it does a great deal more. As the good Senator and many others know, we have a law on the books right now that precludes anyone from seeking contributions that might, in some way, either advantage a member of law enforcement or a law enforcement agency. That's a sound policy and one that was enacted in the 1980's in response to some practices that none of us would support. This bill just seeks to allow people who do not have a direct monetary or personal gain to go out and be able to solicit funds that might benefit law enforcement. The reason it was brought to my

attention is that there was a young lady operating in our area, trying to raise money to buy bulletproof vests for dogs. Apparently that had also gone on in Bangor. Both of these young ladies had raised significant contributions. My young lady did it through a website and going and speaking in front of hundreds of groups. She'd go and speak in front of school children or rotary clubs or whatever and tell them about her project and how they could contribute, if they chose. They could send in money to a bank and that money accrues and when they had enough they would purchase a vest for a community or a town. After a good many vests had been given out, they learned from the Attorney General's Office that this was illegal because, again, there is a law that prohibits anyone from soliciting money to benefit a law enforcement agency. What is interesting is that I, personally, if I were wealthy or moderately well off, could go out, and as an individual, buy a vest for that police agency and donate it to them and that would be absolutely legal. But because I am a person of limited means and wanted to go out and ask other people who shared my feelings about that to contribute, I would be in violation of the law. As we looked at this, we found out there were numerous other instances where people were being denied an opportunity to go out and provide services for their community. I also have a constituent, many constituents, in the town of Topsham who, working with their community policing group, talked with their local law enforcement agencies. They got together and tried to decide what were some of the major problems that they had in their communities. One of them was speeding. The town of Topsham did not have the type of radar gun that would have benefited them, so these people took it upon themselves to, through bake sales and car washes and other community activities, raise money and purchase a radar gun. When they were prepared to give it to the town at a town meeting, they learned that they were in violation of the law. They were told they could just quietly do it and it would be okay because they didn't know about it in advance, they weren't aware that they were breaking the law. They chose not to. They felt that this was a community effort, one that everybody had worked on, and they wanted publicity for it. There are a number of instances where there are community members who want to, in some way, help their law enforcement agencies or personnel. Interestingly enough, and this is probably the most far flung instance, but it's a very real one, if a member of a police force had a serious disease that required a bone marrow transplant, you could not hold a drive within your community to have people come in and be tested and then donate, if they were a match. If someone had wanted to seek donations of food and take them down to New York after 9/11 and donate them to a police precinct, that would have been in violation of the law. You could do it for firefighters. You could do it for a broad group. But you could not chose one precinct that might have been very involved with the efforts there. So, for those reasons, we wanted to just try to open the law up enough to allow people in who are well intended and who have monetary advantage to doing this. So anybody who is a member of law enforcement, works for law enforcement, or is hired by law enforcement agencies or personnel may not do this. So you can't hire out somebody to do fundraising for you and then collect the benefits from it. There is another provision, because the committee worked so hard on this and tried to take in the concerns that some people had about what we were really doing here. There is a sunset on this. In the next session, the Attorney General, the Chiefs of Police, I believe it is the Chief of the State Police, and the Sheriff's Association will all report back to the

committee and tell them if there had been any problems. I think probably the Attorney General's Office was the one that will be most anxious to be heard from. Should there be any problems, this law will not be in effect, it will sunset and we will not have this law any more. If there seems to be no problems and it has worked well, then the committee would then have to pass another bill to enable this to continue on. So I think there is a real safety measure here to just check and make sure that none of the things that we hope the original law took care of happens when we expand the law a little bit to allow these few exceptions to it. So I hope that answers your questions and I also hope you will vote for enactment.

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

Senator **MCALLEVEY:** Thank you, Mr. President, men and women of the Senate. The good Senator from Sagadahoc, Senator Small, has presented an excellent summary of the bill. The only thing that I would add to that is that we wrestled with this in committee for quite a bit of time, over a number of workshops. We are aware of the potential problems in the past and the potential problems that this might pose in the future. We placed into the legislation legislative intent. Now as I understand it, and I stand to be corrected, that in order for the court to interpret the law the intent has to be read into the record. If somebody could answer this question, if I wanted this intent to be part of the official record, can I read it or will it be part of the official record as it is in the amendment? I pose that question to our parliamentary scholars.

**THE PRESIDENT:** Will the Senator from York, Senator McAlevey, please restate his question.

Senator **MCALLEVEY:** We were very concerned, in the committee, about what our intent was in regards to allowing this very, very narrow activity to occur. It is my understanding, in order to have intent that is binding or that a court could look at, should there be a challenge in the future, it has to be read into the record. My question is, is the fact that the intent is in the amendment sufficient or do I need to read the intent into the record if I wish to have that officially noted?

**THE PRESIDENT:** The Chair would respond that the language of the actual statute, when finally passed to public law, is the intent of the legislature. The Chair recognizes the Senator from Hancock, Senator Goldthwait.

Senator **GOLDTHWAIT:** Thank you, Mr. President. May I pose two questions?

**THE PRESIDENT:** The Senator may pose her questions.

Senator **GOLDTHWAIT:** Thank you, Mr. President, ladies and gentlemen of the Senate. To anyone who can answer, the first question regards section 3702B. It states that a person may not solicit property from the general public when the property in any way tangibly benefits, or is intended to tangibly benefit, or is represented to be for the tangible benefit of any law enforcement officer, law enforcement agency, or law enforcement association. So I don't quite see how this solves the problem if it still prohibits solicitation for a law enforcement agency with regard to the issue

of vests for dogs. It is certainly a laudable effort that's been undertaken, but I don't see, with this language, how the problem gets solved. Could someone could clarify that for me? The other question is on page 2 of the amendment. At the top, section 4; I'm reading this to say that we're going to pass this law and then we're going to ask the Attorney General, the Maine Sheriff's Association, the Maine Chief of Police Association, the Maine State Troopers' Association, and the Maine Association of Police if it was a good idea and if they think it wasn't they are going to propose an amendment. Am I interpreting that incorrectly? Thank you.

**THE PRESIDENT:** The Senator from Hancock, Senator Goldthwait poses several questions through the Chair to anyone who may wish to answer. The Chair recognizes the Senator from Sagadahoc, Senator Small.

Senator **SMALL:** Mr. President, I apologize. While I was looking to answer the first question, I did not hear the second question. I'm trying to look at the amendment because I haven't seen the amendment since it came out and I don't want to say it incorrectly. It is our intent, and I'll have to look at this in a moment, that nobody who had a personal gain from the solicitation could do it. I could give it to the police agency, but if I were a member of the police agency, I could not. I need a moment to look at this amendment to make sure it did what the committee intended.

**THE PRESIDENT:** The Chair recognizes the Senator from Somerset, Senator Mills.

Senator **MILLS:** Mr. President and men and women of the Senate, I think you have to read the amendment in conjunction with the original bill because the amendment is an additive to the bill and the paragraph that has just been read by the good Senator from Hancock, Senator Goldthwait, is the highly restrictive law that would go back into effect in 2004, after the sunset of this less restrictive provision, which is in the original bill. Just reading the original bill, at the moment, if we don't pass anything, the current law is that nobody, no person, may solicit property from the general public when that property might be useful to the police, etc. The proposal before this chamber, the bill proposes, to change this so that only law enforcement agencies and any of their solicitation agents would be prohibited from soliciting property like this. The general public, who have no stake in the action, who are not being paid a commission, would have the right to go out, and in a truly charitable sense, raise either money or property for the benefit of local law enforcement or any law enforcement agency. The phrase 'solicitation agency' is defined rather carefully in the original bill so that the original bill sets up a system where only the police and their paid agents are prohibited from solicitation, but the general public, trying to raise money or property without being paid to do so, might be free for at least the next 3 years to pursue these activities. When you look at the amendment, it restores the current restrictions, and I guess they are rephrased. That only comes into effect after the sunset of what is in the bill. It's a bit complicated, but I think it seems to be intent. As far as I can tell, it exhibits the intent of the committee.

At the request of Senator **TREAT** of Kennebec a Division was had. 23 Senators having voted in the affirmative and 9 Senators having voted in the negative, was **PASSED TO BE ENACTED**



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

\_\_\_\_\_  
An Act to Implement the Recommendations of the Blue Ribbon Commission on Postsecondary Educational Attainment  
S.P. 767 L.D. 2102  
(C "A" S-460)

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

\_\_\_\_\_  
**Resolve**

Resolve, to Continue the Study of the Benefits and Costs for Increasing Access to Family and Medical Leave for Maine Families  
H.P. 1556 L.D. 2058  
(H "A" H-903 to C "A" H-847)

On motion by Senator **GOLDTHWAIT** of Hancock, placed on the **SPECIAL APPROPRIATIONS TABLE**, pending **FINAL PASSAGE**, in concurrence.

\_\_\_\_\_  
**ORDERS OF THE DAY**

**Unfinished Business**

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

The Chair laid before the Senate the following Tabled and Later (3/20/02) Assigned matter:

Bill "An Act to Provide Full Utility of Retired School Buildings" (EMERGENCY)  
H.P. 1615 L.D. 2114

Tabled - March 20, 2002, by President Pro Tem **MICHAUD** of Penobscot

Pending - **ADOPTION OF COMMITTEE AMENDMENT "A" (H-940)**, in concurrence

(In House, March 19, 2002, Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-940)**.)

(In Senate, March 20, 2002, Report **READ** and **ACCEPTED**, in concurrence. **READ ONCE**. Committee Amendment "A" (H-940) **READ**.)

Committee Amendment "A" (H-940) **ADOPTED**, in concurrence.

Under suspension of the Rules, **READ A SECOND TIME** and **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-940)**, in concurrence.

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

\_\_\_\_\_  
The Chair laid before the Senate the following Tabled and Later (3/20/02) Assigned matter:

Bill "An Act to Update the Department of Defense, Veterans and Emergency Management Laws"  
H.P. 1288 L.D. 1752  
(C "A" H-837)

Tabled - March 20, 2002, by Senator **DOUGLASS** of Androscoggin

Pending - **FURTHER CONSIDERATION**

(In Senate, February 28, 2002, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-837)**, in concurrence.)

(In House, March 19, 2002, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-837) AND HOUSE AMENDMENT "C" (H-946)**, in **NON-CONCURRENCE**.)

On motion by Senator **DOUGLASS** of Androscoggin, the Senate **RECEDED** and **CONCURRED**.

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Senate at Ease.

Senate called to order by the President.

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Off Record Remarks

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

**SENATE PAPERS**

Bill "An Act to Address the Unfunded Liability of the Maine State Retirement System and the Equity of Retirement Benefits for State Employees and Teachers" (EMERGENCY)  
S.P. 819 L.D. 2199

Sponsored by President Pro Tem **MICHAUD** of Penobscot. Cosponsored by Speaker **SAXL** of Portland. Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 205.

**REFERRED** to the Committee on **LABOR** and ordered printed.  
Sent down for concurrence.

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

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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 Permit Small Game Hunting on Private Property on Sunday in Unorganized Territory"

H.P. 1698 L.D. 2196

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

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

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

**PAPERS FROM THE HOUSE**

**House Paper**

**Pursuant to Joint Order**

The **Joint Standing Committee on State and Local Government** pursuant to Joint Order 2001, H.P. 1597 asked leave to report that the accompanying Bill "An Act to Create the Office of Program Evaluation and Government Accountability"  
H.P. 1695 L.D. 2193

Be **REFERRED** to the Committee on **STATE AND LOCAL GOVERNMENT** and ordered printed pursuant to Joint Rule 218.

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

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

**REFERRED** to the Committee on **STATE AND LOCAL GOVERNMENT** and ordered printed pursuant to Joint Rule 218, in concurrence.

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

**ENACTORS**

**Emergency Measure**

An Act to Facilitate Water Well Drilling if Necessitated by  
Emergency Drought Conditions

S.P. 795 L.D. 2150  
(C "A" S-469)

This being an Emergency Measure and having received the affirmative vote of 31 Members of the Senate, with no Senators having voted in the negative, and 31 being more than two-thirds of the entire elected Membership of the Senate, was **PASSED TO BE ENACTED** and having been signed by the President, was presented by the Secretary to the Governor for his approval.

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

**ENACTORS**

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

**Emergency Resolve**

Resolve, Directing the Department of Public Safety, Maine Emergency Medical Services, Medical Direction and Practices Board to Review and Update Protocols for Training Basic Emergency Medical Technicians to Administer Epinephrine

H.P. 1536 L.D. 2039  
(C "A" H-864)

This being an Emergency Measure and having received the affirmative vote of 31 Members of the Senate, with no Senators having voted in the negative, and 31 being more than two-thirds of the entire elected Membership of the Senate, was **FINALLY PASSED** and having been signed by the President, was presented by the Secretary to the Governor for his approval.

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**Emergency Resolve**

Resolve, Regarding Legislative Review of Chapters I to IV: Regulations Governing the Licensing and Functioning of Assisted Living Facilities, a Major Substantive Rule of the Department of Human Services

H.P. 1547 L.D. 2050  
(C "A" H-905)

This being an Emergency Measure and having received the affirmative vote of 31 Members of the Senate, with no Senators having voted in the negative, and 31 being more than two-thirds of the entire elected Membership of the Senate, was **FINALLY PASSED** and having been signed by the President, was presented by the Secretary to the Governor for his approval.

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

**ENACTORS**

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

**Acts**

An Act to Clarify the Status of Henderson Brook Bridge  
S.P. 703 L.D. 1905  
(C "A" S-471)

An Act to Clarify the Application of the Freedom of Access Laws to Certain Proceedings and Records of the Maine Technology Institute

S.P. 712 L.D. 1914  
(H "A" H-915 to C "A" S-452)

An Act to Amend the Animal Health and Disease Control Laws  
S.P. 724 L.D. 1965  
(C "A" S-470)

An Act to Amend the Laws Regarding Public Health  
H.P. 1525 L.D. 2029  
(C "A" H-904)

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

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An Act to Aid Implementation of the Maine Medical Marijuana Act of 1998

S.P. 183 L.D. 611  
(C "A" S-451)

Senator **SMALL** of Sagadahoc requested a Division.

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

Senator **RAND:** Thank you, Mr. President, men and women of the Senate. I hope you will vote to enact this piece of legislation. I would like to inform the body that the bill that you have before you is an amended bill. It replaces the original. It clarifies the definition of designated caregiver for a patient eligible to use marijuana for medical purposes. It does increase the amount of harvested marijuana that may be possessed for medical purposes from 1.25 ounces to 2.5 ounces. It does not increase the number of plants that a person may have, but it does increase by about an ounce the amount available for use. The purpose behind that will become clear when I continue with this explanation. It adds an affirmative defense provision to clarify that an eligible patient or designated caregiver has an affirmative defense under the law, passed as the citizen initiative in 1999. It removes from the bill the provision that would have established a non-profit distribution center governed by a community board and mandatory registration system. The reason that the amount of usable marijuana on hand was increased that little bit was to take care of the section of this amendment that expands slightly the people who can be called healthcare providers. That would be to a family

member. It just expands it a little bit. This is a very, very modest approach to try to fulfill the will of the people who passed this initiative, overwhelmingly, without actually going to a pilot program and a distribution center. So I would ask you to please support enactment at this time. Thank you.

At the request of Senator **SMALL** of Sagadahoc a Division was had. 17 Senators having voted in the affirmative and 15 Senators having voted in the negative, was **PASSED TO BE ENACTED** and having been signed by the President, was presented by the Secretary to the Governor for his approval.

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Senate at Ease.

Senate called to order by the President.

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An Act to Amend the County Jail Prisoner Support and Community Corrections Fund

S.P. 810 L.D. 2175

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

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

#### ENACTORS

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

#### Resolve

Resolve, to Reduce Pollution of Androscoggin Lake by Repairing and Altering the Existing State-owned Barrier on Dead River in Leeds

H.P. 1465 L.D. 1962  
(C "A" H-902)

On motion by Senator **GOLDTHWAIT** of Hancock, placed on the **SPECIAL APPROPRIATIONS TABLE**, pending **FINAL PASSAGE**, in concurrence.

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

#### REPORTS OF COMMITTEES

##### House

**Ought to Pass  
Pursuant to Private & Special Law**

The Committee on **HEALTH AND HUMAN SERVICES** on Bill "An Act to Implement the Recommendations of the Commission to Study Assisted Living"

H.P. 1697 L.D. 2195

Reported that the same **Ought to Pass**, pursuant to Private and Special Law 1991, chapter 36.

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

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

Under suspension of the Rules, **READ TWICE** and **PASSED TO BE ENGROSSED**, in concurrence.

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#### **Ought to Pass Pursuant to Joint Order**

The Committee on **BUSINESS AND ECONOMIC DEVELOPMENT** on Bill "An Act to Authorize a General Fund Bond Issue in the Amount of \$15,000,000 for Biomedical Research and Development Equipment and Infrastructure"

H.P. 1696 L.D. 2194

Reported that the same **Ought to Pass**, pursuant to Joint Order 2001, H.P. 1610.

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

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

Under suspension of the Rules, **READ TWICE** and **PASSED TO BE ENGROSSED**, in concurrence.

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

#### PAPERS FROM THE HOUSE

##### Joint Order

The following Joint Order: H.P. 1699

ORDERED, the Senate concurring, that the Joint Standing Committee on Legal and Veterans Affairs report out, to the House, legislation regarding reimbursement for stolen lottery tickets.

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

**READ**.

On motion by Senator **DOUGLASS** of Androscoggin, **TABLED** until Later in Today's Session, pending **PASSAGE**, in concurrence.

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

**REPORTS OF COMMITTEES**

**House**

**Ought to Pass As Amended**

The Committee on **AGRICULTURE, CONSERVATION AND FORESTRY** on Resolve, Regarding Legislative Review of Chapter 21: Statewide Standards for Timber Harvesting in Shoreland Areas, a Major Substantive Rule of the Department of Conservation (EMERGENCY)

H.P. 1632 L.D. 2135

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-959)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Resolve **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-959)**.

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

**READ ONCE.**

Committee Amendment "A" (H-959) **READ** and **ADOPTED**, in concurrence.

Under suspension of the Rules, **READ A SECOND TIME** and **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-959)**, in concurrence.

The Committee on **AGRICULTURE, CONSERVATION AND FORESTRY** on Bill "An Act to Amend the Animal Welfare Laws and Increase Funding for Animal Welfare"

H.P. 1638 L.D. 2141

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-963)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-963)**.

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

**READ ONCE.**

Committee Amendment "A" (H-963) **READ** and **ADOPTED**, in concurrence.

Under suspension of the Rules, **READ A SECOND TIME** and **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-963)**, in concurrence.

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

**REPORTS OF COMMITTEES**

**Senate**

**Ought to Pass As Amended**

Senator YOUNGBLOOD for the Committee on **STATE AND LOCAL GOVERNMENT** on Resolve, Authorizing the Commissioner of Administrative and Financial Services to Lease the Interests of the State in Property at the Long Creek Youth Development Center in South Portland

S.P. 675 L.D. 1878

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-482)**.

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

**READ ONCE.**

Committee Amendment "A" (S-482) **READ** and **ADOPTED**.

Under suspension of the Rules, **READ A SECOND TIME** and **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-482)**.

Sent down for concurrence.

Senate at Ease.

Senate called to order by the President.

**ORDERS OF THE DAY**

The Chair laid before the Senate the following Tabled and Later (3/13/02) Assigned matter:

HOUSE REPORTS - from the Committee on **CRIMINAL JUSTICE** pursuant to Resolve, 1999, chapter 126, on Bill "An Act to Implement the Recommendations of the Commission to Study Domestic Violence"

H.P. 1658 L.D. 2163

Majority - **Ought to Pass** (7 members)

Minority - **Ought to Pass as Amended by Committee Amendment "A" (H-883)** (6 members)

Tabled - March 13, 2002, by Senator **MCALEVEY** of York

Pending - motion by same Senator to **ACCEPT** the Minority **OUGHT TO PASS AS AMENDED** Report, in concurrence

(In House, March 12, 2002, 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-883)**.)

(In Senate, March 13, 2002, Reports **READ**.)

On motion by Senator **DAGGETT** of Kennebec, **TABLED** until Later in Today's Session, pending the motion by Senator **MCALLEVEY** of York to **ACCEPT** the Minority **OUGHT TO PASS AS AMENDED** Report, in concurrence.

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The Chair laid before the Senate the following Tabled and Later (3/20/02) Assigned matter:

Bill "An Act to Ensure the Safety of Maine Children While Riding in a Vehicle"

H.P. 1421 L.D. 1867  
(C "A" H-896)

Tabled - March 19, 2002, by Senator **DAVIS** of Piscataquis

Pending - **PASSAGE TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-896)**, in concurrence

(In House, March 14, 2002, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-896)**.)

(In Senate, March 19, 2002, **READ A SECOND TIME**.)

**PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-896)**, in concurrence.

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Senate at Ease.

Senate called to order by the President.

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The Chair laid before the Senate the following Tabled and Later (3/20/02) Assigned matter:

HOUSE REPORT - from the Committee on **NATURAL RESOURCES** on Bill "An Act Regarding Site Selection Criteria for Parking for State Facilities"

H.P. 1557 L.D. 2059

Report - **Ought to Pass As Amended by Committee Amendment "A" (H-916)**

Tabled - March 20, 2002, by Senator **DAGGETT** of Kennebec

Pending - **ACCEPTANCE OF REPORT**

(In House, March 19, 2002, Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-916)**.)

(In Senate, March 20, 2002, Report **READ**.)

Report **ACCEPTED**, in concurrence.

**READ ONCE**.

Committee Amendment "A" (H-916) **READ** and **ADOPTED**, in concurrence.

Under suspension of the Rules, **READ A SECOND TIME** and **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-916)**, in concurrence.

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

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The Chair laid before the Senate the following Tabled and Today Assigned matter:

HOUSE REPORT - from the Committee on **BUSINESS AND ECONOMIC DEVELOPMENT** on Bill "An Act to Require Continuing Education in the Cosmetology, Manicuring, Aesthetics and Barbering Fields"

H.P. 1107 L.D. 1476

Report - **Ought to Pass As Amended by Committee Amendment "B" (H-932)**

Tabled - March 20, 2002, by Senator **ROTUNDO** of Androscoggin

Pending - **ACCEPTANCE OF REPORT**

(In House, March 19, 2002, Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "B" (H-932)**.)

(In Senate, March 20, 2002, Report **READ**.)

Report **ACCEPTED**, in concurrence.

**READ ONCE**.

Committee Amendment "B" (H-932) **READ** and **ADOPTED**, in concurrence.

Under suspension of the Rules, **READ A SECOND TIME** and **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "B" (H-932)**, in concurrence.

Under suspension of the Rules, ordered sent forthwith to the Engrossing Division.

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

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

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

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Senator **MCALLEVEY** of York was granted unanimous consent to address the Senate off the Record.

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

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On motion by Senator **SAVAGE** of Knox, **ADJOURNED** to Friday, March 22, 2002, at 10:00 in the morning.