

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

In Senate Chamber  
Wednesday  
June 13, 2007

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

In Senate, June 11, 2007, **PASSED TO BE ENGROSSED AS  
AMENDED BY COMMITTEE AMENDMENT "A" (S-166).**

Comes from the House, **PASSED TO BE ENGROSSED AS  
AMENDED BY COMMITTEE AMENDMENT "A" (S-166) AS  
AMENDED BY HOUSE AMENDMENT "A" (H-447)** thereto, in  
**NON-CONCURRENCE.**

On motion by Senator **DAMON** of Hancock, the Senate  
**RECEDED** and **CONCURRED.**

Prayer by The Rt. Reverend Chilton R. Knudsen of The Episcopal  
Diocese of Maine.

**REVEREND KNUDSEN:** Good morning. I invite you, as your  
Legislative day begins, to become still and quiet. As we gather  
today as servants of the common good we turn our attention, for  
these moments, to that which is beyond us, that which is life itself,  
known by many names here and around the globe. We ask for  
the gift of wisdom in proceeding present challenges and  
opportunities to serve the wellbeing of our fellow citizens. We ask  
for the gift of insight as various possibilities are explored and  
decisions are considered. We ask for clarity in speaking and  
listening, for courage to chose the right, and perseverance to  
pursue it. We ask for creativity to envision options, alliances, and  
initiatives which will bring fresh hope to the people who have  
called us to lead and serve them. We ask for patience to seek  
collaboration and compromise so that our dedicated commitments  
may take flesh and form here in our state. Finally we ask for  
energy and focus so that we may keep to our tasks when the  
hours grow long and the day grows late. On behalf of all who call  
this state of Maine their home, whatever their address or station  
in life, or particular circumstance or political preference, I give  
thanks to one who is beyond, for the devotion and skill gathered  
in this room, and I ask that in the midst of hard work, which often  
goes unacknowledged, you may find joy and peace in what you  
do today and in every day. Amen.

Reading of the Journal of Tuesday, June 12, 2007.

Doctor of the day, John Joseph, MD of Brunswick

Off Record Remarks

**PAPERS FROM THE HOUSE**

**Non-Concurrent Matter**

Bill "An Act To Improve Road Safety and Update Bicycling Laws"  
S.P. 643 L.D. 1808  
(C "A" S-166)

**Joint Order**

The following Joint Order:

H.P. 1363

**ORDERED**, the Senate concurring, that the Joint Standing  
Committee on Insurance and Financial Services shall report out,  
to the House, a bill relating to changes in Maine's health  
insurance laws.

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

**READ.**

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

**ORDERS**

**Joint Orders**

Expressions of Legislative Sentiment recognizing:

Larry Tibbetts, of Sidney, for his 38 years of dedicated service to  
the town. Mr. Tibbetts served on the Memorial Day Committee,  
the Fire Department, the Advisory Committee and the Salt and  
Sand Committee and for 38 years on the budget committee. He  
served as code enforcement officer, plumbing inspector, deputy  
constable, animal control officer and selectman. He also was a  
Boy Scout Master for many years. We extend our appreciation to  
Mr. Tibbetts for his commitment to the citizens of the Town of  
Sidney;

SLS 302

Sponsored by Senator MITCHELL of Kennebec.  
Cosponsored by Representative: CONOVER of Oakland.

**READ.**

**THE PRESIDENT:** The Chair recognizes the Senator from  
Kennebec, Senator Mitchell.

Senator **MITCHELL:** Thank you, Madame President and  
colleagues in the Senate. It seems that all of the extraordinary  
men and women in the committees I represent are retiring after  
many years of faithful service. It is a special honor to recognize

Mr. Tibbetts here today, who is indeed the Renaissance man from Sidney, who has done everything that can be done in a small community to make it better. He and his wife are here with us today. I am so grateful for the opportunity to recognize him.

**PASSED.**

Sent down for concurrence.

**THE PRESIDENT:** The Chair is pleased to recognize in the rear of the Chamber Larry Tibbetts of Sidney. Would he please rise and accept the greetings of the Maine Senate.

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The Bates Dance Festival as it celebrates 25 years of offering contemporary dance training, commissioning and performance. The five-week festival will feature workshops and performances by more than 30 internationally recognized dance artists from throughout the United States and abroad. The festival's season features innovative contemporary works that blend dance, video, live music and the spoken word to address perspectives on the body, the community and the environment and themes of political activism, the impact of technology and cultural change. The Bates Dance Festival is recognized throughout the contemporary dance community for its noncompetitive environment and emphasis on experimentation. The festival brings together an international community of contemporary dance choreographers, performers, educators and students in cooperative community to study, perform and create new work. The festival serves as an annual destination for artists, students and audiences to engage in a full range of dance activities and performances that foster creative exchange of ideas, encourage exploration of new ground and provide the opportunity to experience a wide spectrum of dance and movement disciplines. We extend our congratulations to the Bates Dance Festival as it celebrates its 25th anniversary and send our best wishes for continued success in the future;

SLS 308

Sponsored by Senator ROTUNDO of Androscoggin. Cosponsored by Representatives: CAIN of Orono, CRAVEN of Lewiston, GILES of Belfast, MAKAS of Lewiston, PERCY of Phippsburg, RECTOR of Thomaston, SAMSON of Auburn, SMITH of Monmouth, WAGNER of Lewiston, WALCOTT of Lewiston, WEBSTER of Freeport.

**READ.**

**THE PRESIDENT:** The Chair recognizes the Senator from Androscoggin, Senator Rotundo.

Senator **ROTUNDO:** Thank you, Madame President, men and women of the Senate. I would like you all to join me in congratulating the Bates Dance Festival on its 25<sup>th</sup> anniversary season. For 25 years the Bates Dance Festival has provided people of all ages and economic backgrounds the sustained and direct contact with world-class artists, demonstrating the valuable role that arts play in our lives. The Festival has been recognized nationally as a haven for many of today's leading dance artists, a place where they can develop new work, have meaningful exchange with their peers, and share their artistry with students and audiences from Maine and across the globe. I would like to

thank the organizers of the Festival for bringing this wonderful experience to Maine and wish them many more years of bringing wonderful world-class performances to the people of Maine. I would also like to invite everyone to have a sampling of the Festival by joining us in the Hall of Flags after we adjourn today. Thank you.

**PASSED.**

Sent down for concurrence.

**THE PRESIDENT:** The Chair is very pleased to recognize in the rear of the Chamber Laura Faure, Director of the Bates Dance Festival in Lewiston, and Nancy Salmon, who is the Assistant to the Director and also the wife of the Representative from Freeport, Representative Webster. Would they please rise and accept the greetings of the Maine Senate.

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**REPORTS OF COMMITTEES**

**House**

**Ought to Pass Pursuant to Statute**

The Committee on **JUDICIARY** on Bill "An Act To Implement the Recommendations of the Right To Know Advisory Committee Creating the Public Access Ombudsman"  
H.P. 1361 L.D. 1923

Reported that the same **Ought to Pass**, pursuant to the Maine Revised Statutes, Title 1, section 411, subsection 6, paragraph G.

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

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 **BUSINESS, RESEARCH AND ECONOMIC DEVELOPMENT** on Bill "An Act To Modernize Maine's Accountancy Laws"  
H.P. 572 L.D. 751

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-547)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-547)**.

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

**READ ONCE.**

Committee Amendment "A" (H-547) **READ** and **ADOPTED**, in concurrence.

Under suspension of the Rules, **READ A SECOND TIME** and **PASSED TO BE ENGROSSED AS AMENDED**, in concurrence.

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The Committee on **HEALTH AND HUMAN SERVICES** on Bill "An Act To Establish a Prescription Drug Academic Detailing Program"

H.P. 638 L.D. 839

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-549)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-549)**.

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

**READ ONCE.**

Committee Amendment "A" (H-549) **READ** and **ADOPTED**, in concurrence.

Under suspension of the Rules, **READ A SECOND TIME** and **PASSED TO BE ENGROSSED AS AMENDED**, in concurrence.

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The Committee on **HEALTH AND HUMAN SERVICES** on Bill "An Act To Amend Licensing and Certification Requirements" (EMERGENCY)

H.P. 1254 L.D. 1800

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-552)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-552)**.

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

**READ ONCE.**

Committee Amendment "A" (H-552) **READ** and **ADOPTED**, in concurrence.

Under suspension of the Rules, **READ A SECOND TIME** and **PASSED TO BE ENGROSSED AS AMENDED**, in concurrence.

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The Committee on **JUDICIARY** on Bill "An Act To Establish a Financial Literacy Program"

H.P. 187 L.D. 216

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-554)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-554)**.

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

**READ ONCE.**

Committee Amendment "A" (H-554) **READ** and **ADOPTED**, in concurrence.

Under suspension of the Rules, **READ A SECOND TIME** and **PASSED TO BE ENGROSSED AS AMENDED**, in concurrence.

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The Committee on **LABOR** on Bill "An Act To Enact the Home Care Consumer and Worker Protection Act"

H.P. 1069 L.D. 1544

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-535)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-535)**.

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

**READ ONCE.**

Committee Amendment "A" (H-535) **READ** and **ADOPTED**, in concurrence.

Under suspension of the Rules, **READ A SECOND TIME** and **PASSED TO BE ENGROSSED AS AMENDED**, in concurrence.

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The Committee on **TAXATION** on Bill "An Act To Make Minor Substantive Changes to the Tax Laws"

H.P. 1054 L.D. 1504

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-550)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-550)**.

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

**READ ONCE.**

Committee Amendment "A" (H-550) **READ** and **ADOPTED**, in concurrence.

Under suspension of the Rules, **READ A SECOND TIME** and **PASSED TO BE ENGROSSED AS AMENDED**, in concurrence.

Senate at Ease.

Senate called to order by the President.

The Committee on **TRANSPORTATION** on Bill "An Act Making Unified Highway Fund and Other Funds Allocations for the Expenditures of State Government and Changing Certain Provisions of the Law Necessary to the Proper Operations of State Government for the Fiscal Years Ending June 30, 2008 and June 30, 2009" (EMERGENCY)

H.P. 597 L.D. 781

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-545)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-545)**.

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

**READ ONCE.**

Committee Amendment "A" (H-545) **READ**.

On motion by Senator **WESTON** of Waldo, **TABLED** until Later in Today's Session, pending **ADOPTION** of Committee Amendment "A" (H-545), in concurrence.

**Divided Report**

The Majority of the Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY** on Bill "An Act To Reduce the Cost of the Operation of County Jails"

H.P. 65 L.D. 67

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

Signed:

Senators:

- DIAMOND of Cumberland
- McCORMICK of Kennebec
- SHERMAN of Aroostook

Representatives:

- GERZOFISKY of Brunswick
- BLANCHETTE of Bangor
- GREELEY of Levant
- HILL of York
- HANLEY of Gardiner
- KAENRATH of South Portland
- HASKELL of Portland
- SYKES of Harrison
- TIBBETTS of Columbia

The Minority of the same Committee on the same subject reported that the same **Ought To Pass as Amended by Committee Amendment "A" (H-546)**.

Signed:

Representative:

PLUMMER of Windham

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 **CRIMINAL JUSTICE AND PUBLIC SAFETY** on Bill "An Act To Implement the Recommendations of the Corrections Alternatives Advisory Committee"

H.P. 1327 L.D. 1895

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-527)**.

Signed:

Senator:

DIAMOND of Cumberland

Representatives:

- GERZOFISKY of Brunswick
- GREELEY of Levant
- HILL of York
- HANLEY of Gardiner
- PLUMMER of Windham
- TIBBETTS of Columbia
- HASKELL of Portland
- SYKES of Harrison

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

Signed:

Senators:

- McCORMICK of Kennebec
- SHERMAN of Aroostook

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-527)**.

Reports **READ**.

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

**READ ONCE.**

Committee Amendment "A" (H-527) **READ** and **ADOPTED**, in concurrence.

Under suspension of the Rules, **READ A SECOND TIME** and **PASSED TO BE ENGROSSED AS AMENDED**, in concurrence.

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**Divided Report**

The Majority of the Committee on **HEALTH AND HUMAN SERVICES** on Resolve, To Establish the Work Group To Review and Recommend Improvements for the Certificate of Need Program

H.P. 1060 L.D. 1535

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-519)**.

Signed:

Senators:

- BRANNIGAN of Cumberland
- MARRACHÉ of Kennebec
- RAYE of Washington

Representatives:

- PERRY of Calais
- WALCOTT of Lewiston
- GROSE of Woolwich
- MILLER of Somerville
- BEAUDOIN of Biddeford
- CONNOR of Kennebunk
- CAMPBELL of Newfield
- FINLEY of Skowhegan

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

Signed:

Representatives:

- WALKER of Lincolnville
- LEWIN of Eliot

Comes from the House with the Majority **OUGHT TO PASS AS AMENDED** Report **READ** and **ACCEPTED** and the Resolve **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-519) AS AMENDED BY HOUSE AMENDMENT "A" (H-553)** thereto.

Reports **READ**.

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

**READ ONCE.**

Committee Amendment "A" (H-519) **READ**.

House Amendment "A" (H-553) to Committee Amendment "A" (H-519) **READ** and **ADOPTED**, in concurrence.

Committee Amendment "A" (H-519) as Amended by House Amendment "A" (H-553) thereto, **ADOPTED**, in concurrence.

Under suspension of the Rules, **READ A SECOND TIME** and **PASSED TO BE ENGROSSED AS AMENDED**, in concurrence.

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**Divided Report**

The Majority of the Committee on **INSURANCE AND FINANCIAL SERVICES** on Bill "An Act To Require Insurers To Use Savings from Dirigo Health To Reduce Premiums"

H.P. 719 L.D. 959

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

Signed:

Senators:

- SULLIVAN of York
- BOWMAN of York

Representatives:

- BRAUTIGAM of Falmouth
- CANAVAN of Waterville
- CROCKETT of Augusta
- TREAT of Farmingdale
- CONOVER of Oakland
- PRIEST of Brunswick

The Minority of the same Committee on the same subject reported that the same **Ought To Pass as Amended by Committee Amendment "A" (H-530)**.

Signed:

Senator:

- SNOWE-MELLO of Androscoggin

Representatives:

- VAUGHAN of Durham
- RICHARDSON of Warren
- SAVAGE of Falmouth
- McKANE of Newcastle

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

Reports **READ**.

Senator **SULLIVAN** of York 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 Increase the Number of Androscoggin County Commissioners"  
H.P. 1349 L.D. 1916

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-507)**.

Signed:

Senator:  
BENOIT of Sagadahoc

Representatives:  
BARSTOW of Gorham  
BOLAND of Sanford  
WEAVER of York  
BEAUDETTE of Biddeford  
SIROIS of Turner  
CURTIS of Madison  
JOY of Crystal  
COTTA of China

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

Signed:

Senators:  
SCHNEIDER of Penobscot  
BRANNIGAN of Cumberland

Representatives:  
HAYES of Buckfield  
SCHATZ of Blue Hill

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-507)**.

Reports **READ**.

On motion by Senator **MARTIN** of Aroostook, **TABLED** until Later in Today's Session, pending **ACCEPTANCE OF EITHER REPORT**.

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**Divided Report**

The Majority of the Committee on **TAXATION** on Bill "An Act To Provide a Tax Credit for the Purchase of Small Wind Power Generators for Personal or Small Business Use"  
H.P. 279 L.D. 349

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-548)**.

Signed:

Senator:  
NASS of York

Representatives:  
PIOTTI of Unity  
RAND of Portland  
KNIGHT of Livermore Falls  
CLARK of Millinocket  
WOODBURY of Yarmouth  
HOTHAM of Dixfield  
WATSON of Bath  
CHASE of Wells  
PILON of Saco  
LANSLEY of Sabattus

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

Signed:

Senators:  
PERRY of Penobscot  
STRIMLING of Cumberland

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-548)**.

Reports **READ**.

On motion by Senator **MARTIN** of Aroostook, **TABLED** until Later in Today's Session, pending **ACCEPTANCE OF EITHER REPORT**.

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**Divided Report**

The Majority of the Committee on **TAXATION** on Bill "An Act To Amend the Laws Governing Eligibility for the Maine Residents Property Tax Program"  
H.P. 648 L.D. 849

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-551)**.

Signed:

Representatives:

PIOTTI of Unity  
RAND of Portland  
KNIGHT of Livermore Falls  
CLARK of Millinocket  
HOTHAM of Dixfield  
WATSON of Bath  
CHASE of Wells  
PILON of Saco  
LANSLEY of Sabattus

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

Signed:

Senators:

PERRY of Penobscot  
STRIMLING of Cumberland  
NASS of York

Representative:

WOODBURY of Yarmouth

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-551).**

Reports **READ.**

On motion by Senator **MARTIN** of Aroostook, **TABLED** until Later in Today's Session, pending **ACCEPTANCE OF EITHER REPORT.**

SYKES of Harrison

One member of the same Committee on the same subject reported in Report **"B"** that the same **Ought to Pass as Amended by Committee Amendment "A" (H-542).**

Signed:

Senator:

DIAMOND of Cumberland

One member of the same Committee on the same subject reported in Report **"C"** that the same **Ought to Pass as Amended by Committee Amendment "B" (H-543).**

Signed:

Representative:

TIBBETTS of Columbia

Comes from the House with Report **"A"**, **OUGHT NOT TO PASS READ** and **ACCEPTED.**

Reports **READ.**

Senator **DIAMOND** of Cumberland moved the Senate **ACCEPT** Report **"B"**, **OUGHT TO PASS AS AMENDED BY COMMITTEE AMENDMENT "A" (H-542)**, in **NON-CONCURRENCE.**

On further motion by same Senator, **TABLED** until Later in Today's Session, pending the motion by same Senator to **ACCEPT** Report **"B"**, **OUGHT TO PASS AS AMENDED BY COMMITTEE AMENDMENT "A" (H-542)**, in **NON-CONCURRENCE.**

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**Divided Report**

Eleven members of the Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY** on Bill "An Act To Create Mandatory Minimum Sentences for Persons Convicted of Certain Sex Offenses against Victims under 12 Years of Age"

H.P. 44 L.D. 46

Reported in Report **"A"** that the same **Ought Not to Pass.**

Signed:

Senators:

McCORMICK of Kennebec  
SHERMAN of Aroostook

Representatives:

GERZOFISKY of Brunswick  
BLANCHETTE of Bangor  
GREELEY of Levant  
HILL of York  
HANLEY of Gardiner  
PLUMMER of Windham  
KAENRATH of South Portland  
HASKELL of Portland

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**Senate**

**Ought to Pass As Amended**

Senator **HOBBINS** for the Committee on **JUDICIARY** on Bill "An Act To Address an Inequity in the Judicial Retirement System"

S.P. 574 L.D. 1630

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-295).**

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

**READ ONCE.**

Committee Amendment **"A"** (S-295) **READ** and **ADOPTED.**

Under suspension of the Rules, **READ A SECOND TIME** and **PASSED TO BE ENGROSSED AS AMENDED.**

Ordered sent down forthwith for concurrence.

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

Senate at Ease.

Senate called to order by the President.

**ENACTORS**

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

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

**Acts**

**ORDERS**

An Act To Create a 10-year Statute of Limitations for Certain Environmental Violations

S.P. 275 L.D. 882  
(C "A" S-202)

**Joint Order**

On motion by Senator **DAMON** of Hancock, the following Joint Order:

S.P. 731

An Act To Create the Board of Speech-language Pathology, Audiology and Hearing Aid Dealing and Fitting

S.P. 567 L.D. 1623  
(C "A" S-227)

ORDERED, the House concurring, that the Joint Standing Committee on Transportation study certain transportation-related matters as follows.

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

1. Duties. The Joint Standing Committee on Transportation shall:

- A. Examine the physical and functional features of and jurisdictional responsibilities over the current collector and state aid highway networks;
- B. Review the evolution of state and federal law governing the current collector and state aid highway networks;
- C. Identify inequities experienced by municipalities as a result of current law regarding jurisdictional responsibilities over and funding of the current collector and state aid highway networks;
- D. Compare Maine with other states on matters of jurisdiction over and financing of major and minor collector highways;
- E. Assess the need to:

An Act To Amend the Tax Laws Concerning Certain Motor Vehicle Dealership Transactions

S.P. 322 L.D. 1005  
(C "A" S-233)

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

- (1) Coordinate existing multiple highway classification systems;
- (2) Adjust jurisdictional responsibilities for highway maintenance;
- (3) Adjust jurisdictional responsibilities for capital improvement of highways;
- (4) Amend the level of funding and the distribution formula under the Urban-Rural Initiative Program under the Maine Revised Statutes, Title 23, section 1803-B;
- (5) Increase financial resources for maintenance and capital improvement of highways; and
- (6) Improve the efficiency and effectiveness of maintenance and capital improvement methods; and

An Act To Amend Certain Provisions of Fish and Wildlife Law

S.P. 356 L.D. 1104  
(C "A" S-234)

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

**Resolve**

Resolve, Directing the Commission on Governmental Ethics and Election Practices To Provide Historical Data Regarding the Receipt and Resolution of Complaints Pertaining to Legislative Ethics Violations

S.P. 325 L.D. 1008  
(C "A" S-228)

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



F. Develop recommendations to address identified issues and needs related to the subject matter of this study and identify the anticipated positive and negative impacts to property tax valuations and rates, local road conditions and state aid collector road conditions resulting from those recommendations.

Pending - motion by Senator **DAMON** of Hancock to **ADOPT**

(In Senate, June 7, 2007, on motion by Senator **DAMON** of Hancock, **READ**.)

On motion by Senator **DAMON** of Hancock, **ADOPTED**.

Sent down for concurrence.

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

\_\_\_\_\_  
Senator **MITCHELL** of Kennebec was granted unanimous consent to address the Senate off the Record.

\_\_\_\_\_  
Senator **WESTON** of Waldo was granted unanimous consent to address the Senate off the Record.

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On motion by Senator **MITCHELL** of Kennebec, **ADJOURNED**, to Thursday, June 14, 2007, at 9:00 in the morning.

2. Meetings. The Joint Standing Committee on Transportation may meet up to 4 times during the 2007 interim for the purpose of conducting this study. The committee may request authorization from the Legislative Council for additional meetings.

3. Staff assistance. The Legislative Council shall provide necessary staffing services to the Joint Standing Committee on Transportation for this study.

4. Compensation. Committee members are entitled to receive the legislative per diem and reimbursement for travel and other necessary expenses related to their attendance at authorized meetings.

5. Funding. To the extent funding for the study described in this joint order is provided from the Highway Fund by appropriate allocation or other provision of law, the committee is funded from such funds. If such funding is not provided, or if the committee requires additional funding, the committee may be funded from other available funding sources as approved by the Legislative Council.

6. Legislation. The Joint Standing Committee on Transportation may submit a bill during the Second Regular Session of the 123rd Legislature relating to the subject matter of the committee's study pursuant to this joint order.

**READ and PASSED.**

On motion by Senator **MARTIN** of Aroostook, the Senate **RECONSIDERED** whereby the Joint Order was **PASSED**.

On further motion by same Senator, placed on the **SPECIAL STUDY TABLE**, pending the motion by Senator **DAMON** of Hancock to **PASS**.

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**ORDERS OF THE DAY**

**Unfinished Business**

The following matter 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 (6/7/07) Assigned matter:

JOINT RESOLUTION - Supporting the Nearshore Coastal Resources Report

S.P. 727

Tabled - June 7, 2007, by Senator **WESTON** of Waldo