

MAINE STATE LEGISLATURE

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Senate Legislative Record
One Hundred and Twenty-Fourth Legislature

State of Maine

Daily Edition

First Regular Session
December 3, 2008 to June 12, 2009

Pages 1 - 1159

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

PAPERS FROM THE HOUSE

Joint Resolution

The following Joint Resolution:

H.P. 1046

JOINT RESOLUTION TO HONOR ANDREW SOCKALEXIS

WHEREAS, Andrew Sockalexis, a Penobscot Indian, was the first runner in the State of Maine to make a mark on the national and international scene, and to this day he ranks among the greatest Maine runners of all time because of his notable placings in important races; and

WHEREAS, in 1912, Mr. Sockalexis was one of 123 starters in that year's Boston Marathon, finishing second, which earned him a spot on the United States Olympic team, where he was one of 12 American marathoners who ran in Stockholm; and

WHEREAS, Mr. Sockalexis, at the age of 20, was a member of the prestigious North Dorchester Athletic Club, from the greater Boston area, and he was widely regarded as a serious contender to win the marathon and one Boston newspaper columnist called him the favorite to win a gold medal; and

WHEREAS, Mr. Sockalexis, known for his smooth and effortless running style, felt he waited too long to pick up the pace and finished fourth in the marathon, still a major accomplishment and noteworthy achievement; and

WHEREAS, also in 1912, Mr. Sockalexis finished in second place to the great Clarence DeMar, a 7-time Boston Marathon winner, in a 19-mile race from Old Town, Maine to Bangor's Maplewood Park, now known as Bass Park; and

WHEREAS, he entered the Boston Marathon in 1913 and was considered one of the favorites to win, and he passed runner after runner, but could not close the gap to the leading runner and he placed second in that year's marathon; and

WHEREAS, it was in 1913 that Mr. Sockalexis first developed tuberculosis, or consumption as it was commonly known in that time, and he was sick for many years, dying at the age of 27 in South Paris, Maine in the summer of 1919; and

WHEREAS, Andrew Sockalexis was honored at his passing by the United States Olympic Committee with a headstone that was engraved "A Member of the American Olympic Team at the Fifth Olympiad held in Stockholm, Sweden in July, 1912"; and

WHEREAS, Andrew Sockalexis is a member of the charter class of the Maine Running Hall of Fame, established in 1989, and a member of the Maine Sports Hall of Fame as well as the American Indian Athletic Hall of Fame; now, therefore, be it

RESOLVED: That We, the Members of the One Hundred and Twenty-fourth Legislature now assembled in the First Regular

Session, on behalf of the people we represent, take this opportunity to recognize the memory of Andrew Sockalexis on the 90th anniversary of his untimely death, and to honor him as one of Maine's great athletes, who brought much pride to the Penobscot Nation and to all the people of Maine.

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

READ and **ADOPTED**, in concurrence.

Senate at Ease.

Senate called to order by the President.

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

REPORTS OF COMMITTEES

House

Divided Report

The Majority of the Committee on **TAXATION** on Bill "An Act To Provide Tax Relief"

I.B. 3 L.D. 976

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

Signed:

Senators:

PERRY of Penobscot
BLISS of Cumberland

Representatives:

WATSON of Bath
BRYANT of Windham
FLEMINGS of Bar Harbor
CROCKETT of Augusta
PILON of Saco
VALENTINO of Saco
SIROIS of Turner

The Minority of the same Committee on the same subject reported that the same **Ought To Pass as Amended by Committee Amendment "A" (H-562)**.

Signed:

Senator:

NASS of York

Representatives:

LANGLEY of Ellsworth
CHASE of Wells
KNIGHT of Livermore Falls

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

Reports **READ**.

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

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

Senator **NASS:** Thank you, Madame President. Ladies and gentlemen of the Senate, this has been a long time in coming. Just to remind everybody, this is the Initiated Referendum. Thank you.

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

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 Measure

An Act To Amend the Maine Clean Election Laws Governing Gubernatorial Candidates

H.P. 970 L.D. 1380
(H "A" H-529 to C "A" H-429)

This being an Emergency Measure and having received the affirmative vote of 35 Members of the Senate, with no Senators having voted in the negative, and 35 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.

Emergency Measure

An Act To Preserve Home Ownership and Stabilize the Economy by Preventing Unnecessary Foreclosures

H.P. 994 L.D. 1418
(H "A" H-547 to C "A" H-524)

This being an Emergency Measure and having received the affirmative vote of 35 Members of the Senate, with no Senators having voted in the negative, and 35 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.

Emergency Resolve

Resolve, To Create a Working Group To Study Landlord and Tenant Issues

H.P. 747 L.D. 1080
(H "B" H-546 to C "A" H-489)

Senator **BARTLETT** of Cumberland requested a Roll Call.

On motion by same Senator, **TABLED** until Later in Today's Session, pending **FINAL PASSAGE**, in concurrence. (Roll Call Requested)

Off Record Remarks

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 Measure

An Act Regarding Maine's Energy Future

H.P. 1038 L.D. 1485
(H "A" H-540)

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

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 Enhance Maine's Electronic Waste Recycling Law

H.P. 381 L.D. 536
(S "A" S-307 to C "A" H-499)

An Act To Improve Landfill Capacity

H.P. 519 L.D. 760
(H "B" H-520 to C "A" H-451)

An Act Pertaining to the Breeding and Selling of Dogs and Cats and Equitable Funding of Animal Welfare

H.P. 666 L.D. 964
(C "A" H-553)