

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

In Senate Chamber
Monday
April 30, 2001

Senate called to order by President Michael H. Michaud of Penobscot County.

Prayer by Pastor Richard A. Mowery of the Bethel Alliance Church in Bethel.

PASTOR MOWERY: Thank you, Mr. President and Senator Ferguson. William Beebe, the naturalist, used to tell this story about President Teddy Roosevelt. At Sagamore Hill, after an evening of talk, the two would go out on the lawn and search the skies for a certain spot of star-like light near the lower left hand corner of the Great Square of Pegasus. Then Roosevelt would recite "this is the Spiral Galaxy in Andromeda. It is as large as our Milky Way. It has one hundred million galaxies. It consists of one hundred billion suns, each larger than our sun." Then Roosevelt would grin and say "now I think we're small enough, let's go to bed."

There is a popular country song out today, I believe the title is "Dance". In that song there is a phrase that goes something like this "I hope that you still feel small beside the ocean." I hold each of you men and women in high esteem. You're continually confronted with large and important issues. Major decisions that effect the whole of our state on a social, economic, material, relational and even spiritual level come from this room. It would be easy for anyone to be tempted to think of themselves as bigger than what they really are or maybe more important than they are. So understanding the largeness of your work here today, may I encourage you to be reminded, as I am often reminded when I stand on the rocks along Pemaquid, just how small I am and how large and awesome God is and realize that there is wisdom and direction available to each of us far beyond ourselves.

As Roosevelt might have said, after seeing the vastness of God's heavenly creation, "now I think we're small enough, let's get to business."

Let's pray together. Heavenly Father, I thank You, that You are who You are and what You are. That You are supreme and awesome and yet available. I praise You that You have told us to ask for wisdom and not to do it half-heartedly and You will give it. So this morning as these men and women begin their awesome task of evaluating and planning and making decisions, I pray that they will look to You first for that wisdom that sees beyond the immediate and the pressing and is able to see the bigger picture, even from a Divine perspective. As they work, help them to work together, maybe not in unanimity but in unity, with one mind and one purpose, to serve You ultimately as well as their constituents to the best of their ability. Help them, Lord, to consider Your ways first as they seek to find their way through the maze of information and decisions that lie before them. Father, I ask for Your enabling and Your blessing upon this Senate for this day. I ask You to bless the Representatives meeting in the other chamber. I ask You to bless our Governor and his staff today. As You do, may

You receive the glory and the honor for You are truly worthy of it all. I ask these things on behalf of these, my leaders, in the name of my Lord Jesus. Amen.

Pledge of Allegiance led by Senator Paul T. Davis, Sr. of Piscataquis.

Doctor of the day, David Dumont, M.D. of Lincoln.

Reading of the Journal of Thursday, April 26, 2001.

Off Record Remarks

PAPERS FROM THE HOUSE

House Papers

Bill "An Act to Support Businesses that Reduce Pollution"
H.P. 1318 L.D. 1780

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

REFERRED to the Committee on **TAXATION** and ordered printed, in concurrence.

**Pursuant to Statutes
Department of Education**

The **Department of Education**, pursuant to the Maine Revised Statutes, Title 5, section 8072 asked leave to report that the accompanying Resolve, Regarding Legislative Review of Chapter 182: Formula for Distribution of Funds to Child Development Services Regional Sites, a Major Substantive Rule of the Department of Education (EMERGENCY)
H.P. 1319 L.D. 1781

Be **REFERRED** to the Committee on **EDUCATION AND CULTURAL AFFAIRS** and ordered printed pursuant to Joint Rule 218.

Comes from the House with the Report **READ** and **ACCEPTED** and the Resolve **REFERRED** to the Committee on **EDUCATION AND CULTURAL AFFAIRS** and ordered printed pursuant to Joint Rule 218.

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

REFERRED to the Committee on **EDUCATION AND CULTURAL AFFAIRS** and ordered printed pursuant to Joint Rule 218, in concurrence.

Joint Resolution

The following Joint Resolution: H.P. 1320

**JOINT RESOLUTION RECOGNIZING WORKERS
MEMORIAL DAY ON APRIL 28, 2001**

WHEREAS, more than 6,200 American workers are killed annually by workplace hazards and more than 1,500,000 are injured on the job; and

WHEREAS, in this State, there were 26 fatalities in 2000; and

WHEREAS, the federal Occupational Safety and Health Act of 1970 guarantees every American worker the right to a safe and healthy workplace; and

WHEREAS, the citizens of Maine want to encourage and support improved safety in the workplace and recognize the adverse impact of workplace deaths and accidents on the State's economy and the tragedy they cause in families and the community; and

WHEREAS, the citizens of this State wish to remember Maine workers killed or injured on the job; now, therefore, be it

RESOLVED: That We, the members of the One Hundred and Twentieth Legislature now assembled in the First Regular Session, on behalf of the people we represent, proclaim April 28, 2001 as Workers Memorial Day in the State of Maine and encourage all residents to remember injured and killed workers and observe the day in an appropriate manner.

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

READ and **ADOPTED**, in concurrence.

COMMUNICATIONS

The Following Communication: S.C. 228

**STATE OF MAINE
120TH LEGISLATURE**

April 23, 2001

Honorable Joy O'Brien
Secretary of the Senate
3 State House Station
Augusta, ME 04333

Dear Secretary O'Brien:

Pursuant to our authority under 3 MSRA §901-A, we are pleased to reappoint Neil Rolde of York to the State House and Capitol Parks Commission.

Should you have questions regarding this appointment, please contact us.

Sincerely,

S/Michael H. Michaud
President of the Senate

S/Michael V. Saxl
Speaker of the House

READ and **ORDERED PLACED ON FILE**.

The Following Communication: S.C. 229

**STATE OF MAINE
EXECUTIVE DEPARTMENT
STATE PLANNING OFFICE**

April 23, 2001

Hon. Michael Michaud
President of the Senate
3 State House Station
Augusta, Maine 04333

Dear President Michaud:

Pursuant to "A Resolve to Implement the Recommendations of the Commission to Study Poverty among Working Parents with Regard to an Annual Report Card on Poverty" I am pleased to submit the enclosed 2000 Report Card on Poverty in Maine to you. A supplement to this report updating the basic needs budget will follow shortly.

I hope you find the information contained therein of use to you. If you have questions or would like further information, please feel free to contact Joyce Benson at this office. (tel. 287-1461 or e-mail joyce.benson@state.me.us)

Sincerely,

S/Evan D. Richert, AICP

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

The Following Communication: S.C. 230

**120TH LEGISLATURE
JOINT STANDING COMMITTEE ON
APPROPRIATIONS AND FINANCIAL AFFAIRS**

April 18, 2001

Honorable Michael H. Michaud, President of the Senate
Honorable Michael V. Saxl, Speaker of the House
120th Maine Legislature
State House
Augusta, Maine 04333

Dear President Michaud and Speaker Saxl:

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

- L.D. 653 An Act to Authorize Department of Transportation Bond Issues in the Amount of \$2,900,000 to Fund High Priority Snowmobile Crossings on Highway Bridges and Provide Boating and Fishing Access Improvements to Highway Bridges
- L.D. 819 An Act to Revitalize Teacher Certification Support Systems
- L.D. 1008 An Act to Assist the Teacher Certification Process
- L.D. 1114 An Act to Adjust the Funding for Designated Regional Emergency Medical Services Councils
- L.D. 1437 An Act to Provide Legal Assistance to Victims of Domestic Violence

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

Sincerely,

S/Sen. Jill M. Goldthwait
Senate Chair

S/Rep. Randall L. Berry
House Chair

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

The Following Communication: S.C. 231

**120TH LEGISLATURE
JOINT STANDING COMMITTEE ON BANKING AND
INSURANCE**

April 18, 2001

Honorable Michael H. Michaud, President of the Senate
Honorable Michael V. Saxl, Speaker of the House
120th Maine Legislature
State House
Augusta, Maine 04333

Dear President Michaud and Speaker Saxl:

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

- L.D. 485 Resolve, to Create a Committee to Study the Feasibility of a Single Payor Health Care System
- L.D. 526 An Act to Expand Insurance Coverage in the State
- L.D. 543 An Act to Provide Universal Access to Health Care for All Citizens of the State
- L.D. 816 An Act to Clarify Discounts to Nonsmokers in the Health Insurance Premium Rates
- L.D. 1041 An Act to Provide Universal Health Insurance Coverage
- L.D. 1503 Resolve, Creating the Commission to Study Health Insurance Costs for Small Businesses
- L.D. 1621 An Act to Require that a Corporation Meet the Same Requirements as an Individual for Proof of Insurance
- L.D. 1638 An Act to Reform Health Care in the State
- L.D. 1652 An Act to Promote Healthy Lifestyles and to Reallocate the Cost of Health Care Insurance

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

Sincerely,

S/Sen. Lloyd P. LaFountain III
Senate Chair

S/Rep. Christopher P. O'Neil
House Chair

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

The Following Communication: S.C. 232

**120TH LEGISLATURE
JOINT STANDING COMMITTEE ON
BUSINESS AND ECONOMIC DEVELOPMENT**

April 18, 2001

Honorable Michael H. Michaud, President of the Senate
Honorable Michael V. Saxl, Speaker of the House
120th Maine Legislature
State House
Augusta, Maine 04333

Dear President Michaud and Speaker Saxl:

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

- L.D. 1349 An Act to Transfer Oversight of Geologists to the Bureau of Geology and Natural Areas
- L.D. 1472 An Act to Create Limited Licenses for Retired Physicians
- L.D. 1513 An Act to Encourage the Profession of Nursing by Establishing a Nursing Education Loan Fund
- L.D. 1655 An Act to Regulate Unused Property Markets

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

Sincerely,

S/Sen. Kevin L. Shorey
Senate Chair

S/Rep. John G. Richardson
House Chair

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

The Following Communication: S.C. 233

**120TH LEGISLATURE
JOINT STANDING COMMITTEE ON CRIMINAL JUSTICE**

April 20, 2001

Honorable Michael H. Michaud, President of the Senate
Honorable Michael V. Saxl, Speaker of the House
120th Maine Legislature
State House
Augusta, Maine 04333

Dear President Michaud and Speaker Saxl:

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

- L.D. 267 An Act to Repeal the Requirement That a Person Have a Permit for Concealed Firearms
- L.D. 752 An Act to Amend the Standards for Release for Crime Bailable as of Right Preconviction
- L.D. 790 An Act to Make Assault with a Dangerous Dog a Crime and to Allow a Court to Impose Restitution to the Victim
- L.D. 827 An Act Requiring a Mandatory Jail Sentence for a Person Convicted Twice of Sexual Abuse or Unlawful Sexual Contact

L.D. 868 An Act to Amend the Laws Governing Reimbursement of Training Costs for Law Enforcement Officers

L.D. 1075 An Act to Prohibit Plea Bargaining for Cases of Murder and Felony Sex Offenses Against Children

L.D. 1099 An Act to Permit Involuntary Medication of Mentally Ill Persons Residing in Department of Corrections Facilities

L.D. 1130 An Act to Provide for a Minimum Sentence and Limit the Use of Plea Bargaining in the Death of a Child 6 Years of Age or Younger

L.D. 1254 An Act to Amend the Supervised Community Confinement Program

L.D. 1343 An Act to Increase the Penalties for Criminal Speeding and Operating After Suspension

L.D. 1368 An Act to Reduce the Risks Posed by Intoxicated Persons Under Arrest

L.D. 1423 An Act to Amend the Law Regarding the Release of the Identity of Certain Juveniles Accused of Crimes

L.D. 1528 An Act to Improve the Delivery of Religious Services to Prisoners in the Maine Correctional System

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

Sincerely,

S/Sen. Michael J. McAlevey
Senate Chair

S/Rep. Edward J. Povich
House Chair

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

The Following Communication: S.C. 234

**120TH LEGISLATURE
JOINT STANDING COMMITTEE ON
HEALTH AND HUMAN SERVICES**

April 19, 2001

Honorable Michael H. Michaud, President of the Senate
Honorable Michael V. Saxl, Speaker of the House
120th Maine Legislature
State House
Augusta, Maine 04333

Dear President Michaud and Speaker Saxl:

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

- L.D. 1219 An Act to Ensure Continuity of Services from Private Nonmedical Institutions
- L.D. 1237 Resolve, to Provide Resources for Youth who are Homeless or At Risk of Homelessness
- L.D. 1605 An Act to Control Agency Staffing Costs Affecting Long-term Care
- L.D. 1617 An Act to Provide Quality of Life Assurances for Maine's Most Vulnerable Citizens

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

Sincerely,

S/Sen. Susan W. Longley S/Rep. Thomas J. Kane
Senate Chair House Chair

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

The Following Communication: S.C. 235

**120TH LEGISLATURE
JOINT STANDING COMMITTEE ON LABOR**

April 20, 2001

Honorable Michael H. Michaud, President of the Senate
Honorable Michael V. Saxl, Speaker of the House
120th Maine Legislature
State House
Augusta, Maine 04333

Dear President Michaud and Speaker Saxl:

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

- L.D. 399 An Act to Encourage Parental Involvement in Schools
- L.D. 1257 An Act to Change the Membership of the Workers' Compensation Board
- L.D. 1281 An Act to Amend the Laws Governing the Administration of Workers' Compensation Hearings
- L.D. 1436 An Act to Provide Equity in the Retirement Plans for State Law Enforcement Officers and Prison Guards

- L.D. 1468 An Act to Change the Retirement Plan for Marine Patrol Officers

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

Sincerely,

S/Sen. Betheda G. Edmonds S/Rep. George H. Bunker Jr.
Senate Chair House Chair

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

The Following Communication: S.C. 236

**120TH LEGISLATURE
JOINT STANDING COMMITTEE ON
LEGAL AND VETERANS' AFFAIRS**

April 18, 2001

Honorable Michael H. Michaud, President of the Senate
Honorable Michael V. Saxl, Speaker of the House
120th Maine Legislature
State House
Augusta, Maine 04333

Dear President Michaud and Speaker Saxl:

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

- L.D. 222 An Act to Clarify When Notice is Effective for Termination of a Tenancy
- L.D. 254 Resolve, Authorizing Charles O'Conner to Sue the State
- L.D. 794 An Act to Establish a Presumption of Commission of a Civil Violation for Minors Suspected of Consuming Alcohol
- L.D. 850 An Act to Place the State in Compliance with the Federal Hatch Political Activity Act
- L.D. 1101 An Act to Bring Fairness to the Maine Clean Elections Act
- L.D. 1104 An Act to Provide Fairness in Lottery Ticket Sales
- L.D. 1150 An Act to Prohibit Campaign Signs Within 750 Feet of a Polling Place
- L.D. 1232 An Act to Increase the Prize Limit for Games of Chance at Beano Games

- L.D. 1307 An Act to Amend the Lobbyist Disclosure Procedures Laws Administered by the Commission on Governmental Ethics and Election Practices
- L.D. 1351 An Act to Amend Provisions Governing Reports on Campaigns for Office in the Laws Administered by the Commission on Governmental Ethics and Election Practices
- L.D. 1373 An Act to Amend the Laws Governing Lobbyists and the Laws Administered by the Commission on Governmental Ethics and Election Practices
- L.D. 1714 An Act Relating to the Election of Candidates by the Instant Runoff Voting Method

- L.D. 650 An Act Creating a Fund to Assist Towns with Public Water Sources that have Eurasian Milfoil
- L.D. 907 An Act to Address Sludge-spreading Licenses
- L.D. 1192 An Act to Establish a Permanent Interagency Task Force on Aquatic and Terrestrial Invasive and Exotic Species
- L.D. 1199 An Act to Allow Farm Ponds on Low-value Wetlands
- L.D. 1290 An Act to Conform New Motor Vehicle Emission Standards to Federal Emission Standards Adopted by the United States Environmental Protection Agency
- L.D. 1293 An Act to Ban the Sale of Fever Thermometers that Contain Mercury
- L.D. 1398 An Act to Create a Sprawl Offset Tax
- L.D. 1546 An Act to Establish the Waste Motor Oil Disposal Site Remediation Program
- L.D. 1559 An Act to Amend the Zoning Laws Regarding Dimensional Variances
- L.D. 1601 An Act to Authorize the Construction of Public Trails in Shoreland Areas
- L.D. 1702 An Act to Amend the Enhanced Motor Vehicle Inspection Program

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

Sincerely,

S/Sen. Neria R. Douglass S/Rep. John L. Tuttle, Jr.
Senate Chair House Chair

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

The Following Communication: S.C. 237

120TH LEGISLATURE
JOINT STANDING COMMITTEE ON NATURAL RESOURCES

April 19, 2001

Honorable Michael H. Michaud, President of the Senate
Honorable Michael V. Saxl, Speaker of the House
120th Maine Legislature
State House
Augusta, Maine 04333

Dear President Michaud and Speaker Saxl:

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

- L.D. 165 An Act to Repeal the Element of Maine's Growth Management Laws that Voids Municipal Land Use Ordinances
- L.D. 290 An Act to Amend the Mercury Discharge Law
- L.D. 589 An Act to Amend the Invasive Aquatic Plants Laws
- L.D. 612 An Act to Permit Excavations Within 25 Feet of Streams

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

Sincerely,

S/Sen. John L. Martin S/Rep. Scott W. Cowger
Senate Chair House Chair

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

The Following Communication: S.C. 238

120TH LEGISLATURE
JOINT STANDING COMMITTEE ON TAXATION

April 18, 2001

Honorable Michael H. Michaud, President of the Senate
Honorable Michael V. Saxl, Speaker of the House
120th Maine Legislature
State House
Augusta, Maine 04333

Dear President Michaud and Speaker Saxl:

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

- L.D. 533 An Act to Improve the Business Equipment Tax Reimbursement Program
- L.D. 788 An Act to Exempt Food, Lodging, Service and Retail Property from the Business Equipment Tax Reimbursement Program
- L.D. 798 An Act to Redefine Property Subject to the Business Equipment Tax Reimbursement Program to Include Only Property Used for Manufacturing and Research
- L.D. 897 An Act to Create an Income Tax Exemption for the Dental and Medical State Loans Repayment Program
- L.D. 1260 An Act to Require Accountability for Tax Expenditures Invested on Behalf of Taxpayers
- L.D. 1329 An Act to Establish Standards of Depreciation in Determining the Assessed Value of Personal Property in the Business Equipment Reimbursement Program
- L.D. 1342 An Act to Enhance, Upgrade and Encourage Passenger Rail Service in Maine through the Creation of a Rail Trust Fund
- L.D. 1552 Resolve, to Reduce the Property Tax on Business Equipment
- L.D. 1575 An Act to Improve the Effectiveness of the Maine Residents Property Tax Program
- L.D. 1590 RESOLUTION, Proposing an Amendment to the Constitution of Maine to Allow Landowners to Withdraw without Penalty from Current Use Programs under Certain Conditions
- L.D. 1713 An Act to Return a Portion of the Tax Imposed on Lodging to the Municipality in Which the Tax was Levied

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

Sincerely,

S/Sen. Kenneth T. Gagnon S/Rep. Bonnie Green
Senate Chair House Chair

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

The Following Communication: S.C. 239

120TH LEGISLATURE
JOINT STANDING COMMITTEE ON TRANSPORTATION

April 18, 2001

Honorable Michael H. Michaud, President of the Senate
Honorable Michael V. Saxl, Speaker of the House
120th Maine Legislature
State House
Augusta, Maine 04333

Dear President Michaud and Speaker Saxl:

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

- L.D. 84 An Act Regarding the Use of Lights and Sirens on Personal Vehicles Used by Volunteer Firefighters and EMS Personnel
- L.D. 552 An Act to Improve Police Officer Safety
- L.D. 598 An Act to Require Investigating Officers to Make Reports to the Secretary of State
- L.D. 983 An Act to Revise Driver Education Laws
- L.D. 1122 An Act to Exempt Clergy from Using a Social Security Number on a Driver's License
- L.D. 1272 An Act to Allow Fire Police Constables to use Roof-mounted Emergency Lights
- L.D. 1671 Resolve, to Create the Commission to Study Combining the Resources of the Maine Turnpike Authority and the Department of Transportation

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

Sincerely,

S/Sen. Christine R. Savage S/Rep. Charles D. Fisher
Senate Chair House Chair

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

The Following Communication: S.C. 240

120TH LEGISLATURE
JOINT STANDING COMMITTEE ON TRANSPORTATION

April 24, 2001

Honorable Michael H. Michaud, President of the Senate
Honorable Michael V. Saxl, Speaker of the House
120th Maine Legislature
State House

Augusta, Maine 04333

Dear President Michaud and Speaker Saxl:

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

- L.D. 67 An Act to Create an Emergency Medical Technician License Plate
- L.D. 306 An Act to Authorize a Registered Maine Guide Registration Plate
- L.D. 340 An Act to Create a Sportsman's License Plate
- L.D. 523 An Act to Create a Special Maine Indian Tribe License Plate
- L.D. 678 An Act to Establish a Maine Lobster Specialty Plate
- L.D. 733 An Act to Enhance the Revenue for Nongame Species from the Proceeds of Environmental Registration Plate Sales
- L.D. 759 An Act to Create an Education License Plate
- L.D. 809 An Act to Create a Maine Black Bears License Plate
- L.D. 900 An Act to Create a Specialty License Plate for Native Mainers
- L.D. 1259 An Act to Protect Maine Citizens from Uninsured Motorists

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

Sincerely,

S/Sen. Christine R. Savage
Senate Chair

S/Rep. Charles D. Fisher
House Chair

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

The Following Communication: S.C. 241

**120TH LEGISLATURE
JOINT STANDING COMMITTEE ON
LEGAL AND VETERANS' AFFAIRS**

April 26, 2001

The Honorable Michael H. Michaud
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 Legal and Veterans Affairs has had under consideration the nomination of Kathleen McGibney Newman of Hallowell, for reappointment to the State Liquor and Lottery Commission.

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

YEAS	Senators	2	Bromley of Cumberland, Woodcock of Franklin
	Representatives	9	Chizmar of Lisbon, Cote of Lewiston, Duncan of Presque Isle, Heidrich of Oxford, Labrecque of Gorham, Mayo of Bath, O'Brien of Lewiston, Patrick of Rumford, Tuttle of Sanford
NAYS		0	
ABSENT		2	Sen. Douglass of Androscoggin, Rep. Estes of Kittery

Eleven members of the Committee having voted in the affirmative and none in the negative, it was the vote of the Committee that the nomination of Kathleen McGibney Newman of Hallowell, for reappointment to the State Liquor and Lottery Commission be confirmed.

Signed,

S/Neria R. Douglass
Senate Chair

S/John L. Tuttle Jr.
House Chair

READ and ORDERED PLACED ON FILE.

The President laid before the Senate the following: "Shall the recommendation of the Committee on **LEGAL AND VETERANS AFFAIRS** be overridden?"

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

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

The Chair noted the absence of the Senator from York, Senator **LEMONT** and the Senator from Aroostook, Senator **KNEELAND**

and further excused the same Senators from today's Roll Call votes.

ROLL CALL (#30)

YEAS: Senators: None

NAYS: Senators: ABROMSON, BENNETT, BROMLEY, CARPENTER, CATHCART, DAGGETT, DAVIS, DOUGLASS, EDMONDS, FERGUSON, GAGNON, GOLDTHWAIT, LAFOUNTAIN, MCALEVEY, MITCHELL, NUTTING, O'GARA, RAND, ROTUNDO, SAVAGE, SAWYER, SHOREY, TREAT, TURNER, WOODCOCK, YOUNGBLOOD, THE PRESIDENT - MICHAEL H. MICHAUD

ABSENT: Senators: KILKELLY, LONGLEY, MARTIN, MILLS, PENDLETON, SMALL

EXCUSED: Senators: KNEELAND, LEMONT

No Senator having voted in the affirmative and 27 Senators having voted in the negative, with 6 Senators being absent and 2 Senators being excused, 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 **Kathleen McGibney Newman** of Hallowell, for reappointment to the State Liquor and Lottery Commission was **CONFIRMED**.

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

ORDERS

Joint Order

On motion by Senator **MCALEVEY** of York, the following Joint Order:

S.P. 604

ORDERED, the House concurring, that the Joint Standing Committee on Criminal Justice report out, to the Senate, a bill regarding training requirements for certain employees of the Department of Public Safety.

READ and **PASSED**.

Sent down for concurrence.

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

REPORTS OF COMMITTEES

House

Ought to Pass As Amended

The Committee on **INLAND FISHERIES AND WILDLIFE** on Bill "An Act to Provide an Extra Hunting Opportunity for Junior License Holders"

H.P. 46 L.D. 55

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

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

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

READ ONCE.

Committee Amendment "A" (H-183) **READ** and **ADOPTED**, in concurrence.

Under suspension of the Rules, **READ A SECOND TIME** and **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-183)**, in concurrence.

The Committee on **INLAND FISHERIES AND WILDLIFE** on Bill "An Act to Ensure that Fishways on Inland Waters are Working"

H.P. 140 L.D. 151

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

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

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

READ ONCE.

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

Divided Report

The Majority of the Committee on **TAXATION** on Bill "An Act to Fairly Distribute the Payment of Real Estate Transfer Taxes"

H.P. 729 L.D. 949

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-154).**

Signed:

Representatives:

- GREEN of Monmouth
- STANLEY of Medway
- PERRY of Bangor
- McLAUGHLIN of Cape Elizabeth
- MURPHY of Berwick
- BUCK of Yarmouth
- BUMPS of China

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

Signed:

Senators:

- GAGNON of Kennebec
- LEMONT of York
- KNEELAND of Aroostook

Representatives:

- GAGNE of Buckfield
- McGOWAN of Pittsfield
- BOWLES of Sanford

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-154).**

Reports **READ.**

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

On further motion by same Senator, **TABLED** until Later in Today's Session, pending the motion by same Senator to **ACCEPT** the Minority **OUGHT NOT TO PASS** Report, in **NON-CONCURRENCE.**

Senate

Ought to Pass

Senator **YOUNGBLOOD** for the Committee on **BUSINESS AND ECONOMIC DEVELOPMENT** on Bill "An Act to Amend the Laws Pertaining to the Maine Small Business Commission" S.P. 515 L.D. 1634

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

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

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

Sent down for concurrence.

Senator **MITCHELL** for the Committee on **EDUCATION AND CULTURAL AFFAIRS** on Bill "An Act to Allow Averaging of Unallocated Balances Over 3% for School Budgets" S.P. 524 L.D. 1647

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

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

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

Sent down for concurrence.

Senator **RAND** for the Committee on **JUDICIARY** on Bill "An Act to Provide for Plenary Proceedings in Actions for Forcible Entry and Detainer" S.P. 239 L.D. 807

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

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

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

Sent down for concurrence.

Ought to Pass As Amended

Senator **LaFOUNTAIN** for the Committee on **BANKING AND INSURANCE** on Bill "An Act to Permit the Issuance of Certain Types of Consumer Credit Insurance" S.P. 511 L.D. 1630

Reported that the same **Ought to Pass As Amended by Committee Amendment "A" (S-89).**

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

READ ONCE.

Committee Amendment "A" (S-89) **READ** and **ADOPTED.**

Under suspension of the Rules, **READ A SECOND TIME** and **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-89).**

Sent down for concurrence.

Senator LaFOUNTAIN for the Committee on **BANKING AND INSURANCE** on Bill "An Act to Amend the Revised Maine Securities Act"

S.P. 518 L.D. 1637

Reported that the same **Ought to Pass As Amended by Committee Amendment "A" (S-88)**.

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

READ ONCE.

Committee Amendment "A" (S-88) **READ** and **ADOPTED**.

Under suspension of the Rules, **READ A SECOND TIME** and **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-88)**.

Sent down for concurrence.

Senator YOUNGBLOOD for the Committee on **BUSINESS AND ECONOMIC DEVELOPMENT** on Resolve, to Enhance Economic Development in Eastern Maine (EMERGENCY)

S.P. 286 L.D. 997

Reported that the same **Ought to Pass As Amended by Committee Amendment "A" (S-87)**.

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

READ ONCE.

Committee Amendment "A" (S-87) **READ** and **ADOPTED**.

Under suspension of the Rules, **READ A SECOND TIME** and **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-87)**.

Sent down for concurrence.

Senator YOUNGBLOOD for the Committee on **BUSINESS AND ECONOMIC DEVELOPMENT** on Resolve, to Study the Statutes Pertaining to Funeral Homes, Crematories and Cemeteries

S.P. 413 L.D. 1357

Reported that the same **Ought to Pass As Amended by Committee Amendment "A" (S-86)**.

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

READ ONCE.

Committee Amendment "A" (S-86) **READ** and **ADOPTED**.

Under suspension of the Rules, **READ A SECOND TIME** and **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-86)**.

Sent down for concurrence.

Senator TURNER for the Committee on **HEALTH AND HUMAN SERVICES** on Bill "An Act to Amend the Law Governing the Child Care Advisory Council and to Gather Data on Child Care Services in the State" (EMERGENCY)

S.P. 21 L.D. 37

Reported that the same **Ought to Pass As Amended by Committee Amendment "A" (S-92)**.

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

READ ONCE.

Committee Amendment "A" (S-92) **READ** and **ADOPTED**.

Under suspension of the Rules, **READ A SECOND TIME** and **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-92)**.

Sent down for concurrence.

Off Record Remarks

Divided Report

The Majority of the Committee on **BANKING AND INSURANCE** on Resolve, to Reduce the Cost of Health Care Policies Purchased by Consumers and Businesses

S.P. 178 L.D. 606

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

Signed:

Senators:

LaFOUNTAIN of York
DOUGLASS of Androscoggin
ABROMSON of Cumberland

Representatives:

DUDLEY of Portland
MICHAEL of Auburn
SMITH of Van Buren
YOUNG of Limestone
MAYO of Bath
O'NEIL of Saco
SULLIVAN of Biddeford
CANAVAN of Waterville
MARRACHE of Waterville

The Minority of the same Committee on the same subject reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-90).**

Signed:

Representative:

GLYNN of South Portland

Reports **READ.**

On motion by Senator **LAFOUNTAIN** of York, the Majority **OUGHT NOT TO PASS** Report **ACCEPTED.**

Sent down for concurrence.

Divided Report

The Majority of the Committee on **EDUCATION AND CULTURAL AFFAIRS** on Bill "An Act to Expand the Maine Mathematics, Science and Engineering Talent Search Venture"

S.P. 280 L.D. 991

Divided Report

The Majority of the Committee on **BUSINESS AND ECONOMIC DEVELOPMENT** on Bill "An Act Regarding the Recission Period in the Purchase of Time Shares"

S.P. 98 L.D. 324

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

Signed:

Senators:

SHOREY of Washington
BROMLEY of Cumberland

Representatives:

HATCH of Skowhegan
RICHARDSON of Brunswick
BRYANT of Dixfield
CLOUGH of Scarborough
DORR of Camden
MURPHY of Kennebunk
MICHAUD of Fort Kent

The Minority of the same Committee on the same subject reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-93).**

Signed:

Representatives:

THOMAS of Orono
MORRISON of Baileyville
DUPREY of Hampden

Reports **READ.**

On motion by Senator **SHOREY** of Washington, the Majority **OUGHT NOT TO PASS** Report **ACCEPTED.**

Sent down for concurrence.

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-94).**

Signed:

Senators:
MITCHELL of Penobscot
NUTTING of Androscoggin
ROTUNDO of Androscoggin

Representatives:
RICHARD of Madison
DESMOND of Mapleton
SKOGLUND of St. George
ESTES of Kittery
CUMMINGS of Portland
WATSON of Farmingdale

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

Signed:

Representatives:
STEDMAN of Hartland
ANDREWS of York
WESTON of Montville
LEDWIN of Holden

Reports **READ.**

On motion by Senator **MITCHELL** of Penobscot, the Majority **OUGHT TO PASS AS AMENDED** Report **ACCEPTED.**

READ ONCE.

Committee Amendment "A" (S-94) **READ** and **ADOPTED.**

Under suspension of the Rules, **READ A SECOND TIME** and **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-94).**

Sent down for concurrence.

Divided Report

The Majority of the Committee on **INLAND FISHERIES AND WILDLIFE** on Bill "An Act to Clarify Laws Pertaining to Nuisance Wildlife"

S.P. 168 L.D. 587

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

Signed:

Representatives:
TRAHAN of Waldoboro
CHICK of Lebanon
CLARK of Millinocket
HONEY of Boothbay
PERKINS of Penobscot
TRACY of Rome
McGLOCKLIN of Embden

The Minority of the same Committee on the same subject reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-84).**

Signed:

Senators:
CARPENTER of York
KILKELLY of Lincoln
WOODCOCK of Franklin

Representatives:
DUNLAP of Old Town
USHER of Westbrook
BRYANT of Dixfield

Reports **READ.**

On motion by Senator **CARPENTER** of York, the Minority **OUGHT TO PASS AS AMENDED** Report **ACCEPTED.**

READ ONCE.

Committee Amendment "A" (S-84) **READ** and **ADOPTED.**

Under suspension of the Rules, **READ A SECOND TIME** and **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-84).**

Sent down for concurrence.

Divided Report

The Majority of the Committee on **UTILITIES AND ENERGY** on Bill "An Act to Remove Telemarketers from the Application of the Consumer Solicitation Sales Laws"

S.P. 166 L.D. 585

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-91).**

Signed:

Senators:
FERGUSON of Oxford
CARPENTER of York

Representatives:
SAVAGE of Buxton
RINES of Wiscasset
CRABTREE of Hope

BERRY of Belmont
McGLOCKLIN of Embden
DUNCAN of Presque Isle
BLISS of South Portland
HALL of Bristol

HOUSE REPORT - from the Committee on **BUSINESS AND ECONOMIC DEVELOPMENT** on Bill "An Act to Require That Elevators in Public Buildings be Large Enough to Accommodate Ambulance Stretchers"

H.P. 56 L.D. 65

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

Signed:

Senator:
TREAT of Kennebec

Representatives:
PERKINS of Penobscot
GOODWIN of Pembroke

Reports **READ**.

Senator **FERGUSON** of Oxford moved the Senate **ACCEPT** the Majority **OUGHT TO PASS AS AMENDED** Report.

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

Report - **Ought to Pass as Amended by Committee Amendment "A" (H-105)**

Tabled - April 12, 2001, by Senator **SHOREY** of Washington

Pending - **ACCEPTANCE OF REPORT**

(In House, April 11, 2001, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-105)**.)

(In Senate, April 12, 2001, Report **READ**.)

Report **ACCEPTED**, in concurrence.

READ ONCE.

Committee Amendment "A" (H-105) **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-105)**, in concurrence.

SECOND READERS

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

House As Amended

Resolve, to Establish a Fatherhood Issues Study Commission
H.P. 370 L.D. 472
(C "A" H-87)

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

The Chair laid before the Senate the following Tabled and Later (4/26/01) Assigned matter:

HOUSE REPORTS - from the Committee on **STATE AND LOCAL GOVERNMENT** on Bill "An Act to Restructure the Kennebec County Advisory Budget Committee"
H.P. 1226 L.D. 1673

Majority - **Ought to Pass** (11 members)

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

Tabled - April 26, 2001, by President Pro Tem **BENNETT** of Oxford

Pending - **ACCEPTANCE OF EITHER REPORT**

(In House, April 25, 2001, the Majority **OUGHT TO PASS** Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED**.)

(In Senate, April 26, 2001, Reports **READ**.)

Under suspension of the Rules, all matters thus acted upon were ordered sent down forthwith for 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 (4/12/01) Assigned matter:

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

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

Senate at Ease.

Senate called to order by the President.

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

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

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

Off Record Remarks

On motion by President Pro Tem **BENNETT** of Oxford, **RECESSED** until the sound of the bell.

After Recess

Senate called to order by the President.

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

PAPERS FROM THE HOUSE

House Papers

**Pursuant to Statutes
Department of Education**

The **Department of Education**, pursuant to the Maine Revised Statutes, Title 5, section 8072 asked leave to report that the accompanying Resolve, Regarding Legislative Review of Chapter 60: New School Siting Approval, a Major Substantive Rule of the Department of Education (EMERGENCY)

H.P. 1322 L.D. 1783

Be **REFERRED** to the Committee on **EDUCATION AND CULTURAL AFFAIRS** and ordered printed pursuant to Joint Rule 218.

Comes from the House with the Report **READ** and **ACCEPTED** and the Resolve **REFERRED** to the Committee on **EDUCATION AND CULTURAL AFFAIRS** and ordered printed pursuant to Joint Rule 218.

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

REFERRED to the Committee on **EDUCATION AND CULTURAL AFFAIRS** and ordered printed pursuant to Joint Rule 218, in concurrence.

**Pursuant to Statutes
Department of Mental Health, Mental Retardation and
Substance Abuse Services**

The **Department of Mental Health, Mental Retardation and Substance Abuse Services**, pursuant to the Maine Revised Statutes, Title 5, section 8072 asked leave to report that the accompanying Resolve, Regarding Legislative Review of Section 4.04K of Chapter 4: Regulations for Licensing/Certifying of Substance Abuse Treatment Programs in the State of Maine, a Major Substantive Rule of the Department of Mental Health, Mental Retardation and Substance Abuse Services (EMERGENCY)

H.P. 1321 L.D. 1782

Be **REFERRED** to the Committee on **HEALTH AND HUMAN SERVICES** and ordered printed pursuant to Joint Rule 218.

Comes from the House with the Report **READ** and **ACCEPTED** and the Resolve **REFERRED** to the Committee on **HEALTH AND HUMAN SERVICES** and ordered printed pursuant to Joint Rule 218.

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

REFERRED to the Committee on **HEALTH AND HUMAN SERVICES** and ordered printed pursuant to Joint Rule 218, in concurrence.

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

REPORTS OF COMMITTEES

House

Ought to Pass

The Committee on **APPROPRIATIONS AND FINANCIAL AFFAIRS** on Bill "An Act to Fund Sexual Assault and Domestic Violence Intervention and Prevention"

H.P. 403 L.D. 524

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

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

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

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

The Committee on **JUDICIARY** on Bill "An Act to Amend the Protection from Abuse and Protection from Harassment Laws"
H.P. 734 L.D. 954

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

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

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

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

The Committee on **JUDICIARY** on Bill "An Act to Prohibit the Exclusion of Legal Counsel as a Condition of Settlement"
H.P. 817 L.D. 1071

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

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

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

Under suspension of the Rules, **READ TWICE** and **PASSED TO BE ENGROSSED**, 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 Bill "An Act to Amend the Laws Governing Building Permits in the Unorganized Territories"
H.P. 239 L.D. 276

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

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

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

READ ONCE.

Committee Amendment "A" (H-185) **READ** and **ADOPTED**, in concurrence.

Under suspension of the Rules, **READ A SECOND TIME** and **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-185)**, in concurrence.

The Committee on **BANKING AND INSURANCE** on Bill "An Act to Modify the Bureau of Insurance Complaint Ratios and to Increase the Amount of Penalties Assessed Against Violators of the Maine Insurance Code"
H.P. 338 L.D. 428

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

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

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

READ ONCE.

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

Under suspension of the Rules, **READ A SECOND TIME** and **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-199)**, in concurrence.

The Committee on **BANKING AND INSURANCE** on Bill "An Act to Eliminate Maine Employers' Mutual Insurance Company Industry and Geographic Divisions and Related Advisory Boards and Other Outdated Provisions"
H.P. 471 L.D. 599

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

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

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

READ ONCE.

Committee Amendment "A" (H-198) **READ** and **ADOPTED**, in concurrence.

Under suspension of the Rules, **READ A SECOND TIME** and **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-198)**, in concurrence.

The Committee on **BANKING AND INSURANCE** on Bill "An Act to Eliminate the Requirement that Workers' Compensation Insurers Disclose Certain Cost Breakdowns When Issuing Workers' Compensation Policies"

H.P. 533 L.D. 688

Reported that the same **Ought to Pass As Amended by Committee Amendment "A" (H-197)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-197)**.

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

READ ONCE.

Committee Amendment "A" (H-197) **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-197)**, in concurrence.

The Committee on **BUSINESS AND ECONOMIC DEVELOPMENT** on Bill "An Act Concerning the State Board of Funeral Service"

H.P. 378 L.D. 480

Reported that the same **Ought to Pass As Amended by Committee Amendment "A" (H-187)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-187)**.

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

READ ONCE.

Committee Amendment "A" (H-187) **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-187)**, in concurrence.

The Committee on **BUSINESS AND ECONOMIC DEVELOPMENT** on Bill "An Act to Allow the Agencies of the Department of Professional and Financial Regulation to Revoke Professional and Occupational Licenses"

H.P. 385 L.D. 487

Reported that the same **Ought to Pass As Amended by Committee Amendment "A" (H-206)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-206)**.

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

READ ONCE.

Committee Amendment "A" (H-206) **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-206)**, in concurrence.

The Committee on **BUSINESS AND ECONOMIC DEVELOPMENT** on Bill "An Act to Amend the Licensing Provisions for Private Investigators"

H.P. 398 L.D. 519

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

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

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

READ ONCE.

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

Under suspension of the Rules, **READ A SECOND TIME** and **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-186)**, in concurrence.

The Committee on **BUSINESS AND ECONOMIC DEVELOPMENT** on Bill "An Act to Revise the Maine Science and Technology Foundation's Charter and Revise the Charter of the Centers for Innovation"

H.P. 1094 L.D. 1463

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

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

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

READ ONCE.

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

Under suspension of the Rules, **READ A SECOND TIME** and **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-188)**, in concurrence.

The Committee on **CRIMINAL JUSTICE** on Bill "An Act to Amend the Maine Criminal Code to Reduce the Incentive to Commit Theft"

H.P. 1071 L.D. 1434

Reported that the same **Ought to Pass As Amended by Committee Amendment "A" (H-202)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-202)**.

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

READ ONCE.

Committee Amendment "A" (H-202) **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-202)**, in concurrence.

The Committee on **EDUCATION AND CULTURAL AFFAIRS** on Bill "An Act to Establish a 4-year Vocational Education Program"

H.P. 599 L.D. 754

Reported that the same **Ought to Pass As Amended by Committee Amendment "A" (H-191)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-191)**.

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

READ ONCE.

Committee Amendment "A" (H-191) **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-191)**, in concurrence.

The Committee on **EDUCATION AND CULTURAL AFFAIRS** on Bill "An Act to Waive Immunization Requirements for Students Participating in Distance Programs"

H.P. 748 L.D. 967

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

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

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

READ ONCE.

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

Under suspension of the Rules, **READ A SECOND TIME** and **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-192)**, in concurrence.

The Committee on **EDUCATION AND CULTURAL AFFAIRS** on Bill "An Act to Enhance the Professional Skills of Maine's Educational Technicians"

H.P. 1036 L.D. 1393

Reported that the same **Ought to Pass As Amended by Committee Amendment "A" (H-190)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-190)**.

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

READ ONCE.

Committee Amendment "A" (H-190) **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-190)**, in concurrence.

The Committee on **EDUCATION AND CULTURAL AFFAIRS** on Bill "An Act to Create a Digital Library to Meet the Educational, Research, Business and Economic Needs of Maine"

H.P. 1102 L.D. 1471

Reported that the same **Ought to Pass As Amended by Committee Amendment "A" (H-194)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-194)**.

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

READ ONCE.

Committee Amendment "A" (H-194) **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-194)**, in concurrence.

The Committee on **HEALTH AND HUMAN SERVICES** on Bill "An Act to Extend the Youth in Need of Services Oversight Committee" (EMERGENCY)

H.P. 780 L.D. 1024

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

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

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

READ ONCE.

Committee Amendment "A" (H-207) **READ** and **ADOPTED**, in concurrence.

Under suspension of the Rules, **READ A SECOND TIME** and **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-207)**, in concurrence.

The Committee on **JUDICIARY** on Bill "An Act Regarding Statute of Limitations for Attorneys"

H.P. 260 L.D. 309

Reported that the same **Ought to Pass As Amended by Committee Amendment "A" (H-196)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-196)**.

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

READ ONCE.

Committee Amendment "A" (H-196) **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-196)**, in concurrence.

The Committee on **JUDICIARY** on Bill "An Act Conforming Maine Digital Signature Law to Federal Law"

H.P. 908 L.D. 1222

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

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

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

READ ONCE.

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

Under suspension of the Rules, **READ A SECOND TIME** and **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-195)**, in concurrence.

The Committee on **MARINE RESOURCES** on Bill "An Act to Amend the Definition of Shellfish to Include Whole Scallops"
H.P. 267 L.D. 345

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

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

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

READ ONCE.

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

Under suspension of the Rules, **READ A SECOND TIME** and **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-204)**, in concurrence.

The Committee on **MARINE RESOURCES** on Bill "An Act Concerning Closed Periods for Lobstering" (EMERGENCY)
H.P. 490 L.D. 630

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

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

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

READ ONCE.

Committee Amendment "A" (H-203) **READ** and **ADOPTED**, in concurrence.

Under suspension of the Rules, **READ A SECOND TIME** and **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-203)**, in concurrence.

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 **LEGAL AND VETERANS AFFAIRS** on Bill "An Act to Amend the Time the Registrar is Required to be at a Municipal Caucus"

H.P. 243 L.D. 279

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-168)**.

Signed:

Senators:

WOODCOCK of Franklin
BROMLEY of Cumberland
DOUGLASS of Androscoggin

Representatives:

LABRECQUE of Gorham
ESTES of Kittery
TUTTLE of Sanford
O'BRIEN of Lewiston
HEIDRICH of Oxford
PATRICK of Rumford
DUNCAN of Presque Isle
MAYO of Bath

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

Signed:

Representatives:

CHIZMAR of Lisbon
COTE of Lewiston

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-168)**.

Reports **READ**.

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

READ ONCE.

Committee Amendment "A" (H-168) **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-168)**, in concurrence.

Divided Report

The Majority of the Committee on **STATE AND LOCAL GOVERNMENT** on Bill "An Act to Provide a Local Option on Display of the State Flag"
H.P. 369 L.D. 471

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-145)**.

Signed:

Senators:
PENDLETON of Cumberland
YOUNGBLOOD of Penobscot
ROTUNDO of Androscoggin

Representatives:
BAGLEY of Machias
McDONOUGH of Portland
HATCH of Skowhegan
LESSARD of Topsham
McLAUGHLIN of Cape Elizabeth
KASPRZAK of Newport
MURPHY of Berwick
NORBERT of Portland

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

Signed:

Representatives:
CHASE of Levant
HASKELL of Milford

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-145)**.

Reports **READ**.

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

READ ONCE.

Committee Amendment "A" (H-145) **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-145)**, in concurrence.

Divided Report

The Majority of the Committee on **STATE AND LOCAL GOVERNMENT** on Bill "An Act to Repeal the Requirement that the Kennebec County Budget be Approved by the Legislature"
H.P. 427 L.D. 548

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-176)**.

Signed:

Senators:
PENDLETON of Cumberland
YOUNGBLOOD of Penobscot
ROTUNDO of Androscoggin

Representatives:
BAGLEY of Machias
McDONOUGH of Portland
HATCH of Skowhegan
LESSARD of Topsham
McLAUGHLIN of Cape Elizabeth
KASPRZAK of Newport
MURPHY of Berwick
CHASE of Levant
HASKELL of Milford

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

Signed:

Representative:
CRESSEY of Baldwin

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-176)**.

Reports **READ**.

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

On further motion by same Senator, **TABLED** until Later in Today's Session, pending the motion by same Senator to

ACCEPT the Majority **OUGHT TO PASS AS AMENDED** Report, in concurrence.

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 to Implement the Continuation of Service Recommendations of the Committee to Develop a Compensation Program for Victims of Abuse at the Governor Baxter School for the Deaf

H.P. 167 L.D. 178
(C "A" H-96)

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.

Emergency Measure

An Act to Amend the Charter of the Corinna Water District
H.P. 700 L.D. 904
(C "A" H-99)

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.

Emergency Measure

An Act to Conform the Maine Tax Laws for 2000 with the United States Internal Revenue Code
H.P. 784 L.D. 1028
(C "A" H-106)

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

Emergency Resolve

Resolve, to Explore the Feasibility of Establishing a Dental Residency Program
H.P. 552 L.D. 707
(C "A" H-107)

On motion by Senator **GOLDTHWAIT** of Hancock, placed on the **SPECIAL APPROPRIATIONS TABLE**, pending **FINAL PASSAGE**, 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 Designate the Second Saturday in September as Maine Youth Field and Stream Day

H.P. 61 L.D. 70
(C "A" H-110)

An Act to Clarify Mixed Automobile Insurance
S.P. 45 L.D. 213
(C "A" S-41)

An Act to Authorize the Department of Transportation to Locate and Construct Railroad Lines
S.P. 140 L.D. 463
(C "A" S-46)

An Act to Authorize a Major Medical Insurance Program for Prisoners Incarcerated in County Jails
S.P. 150 L.D. 494

An Act to Prohibit the Delay in Provisional Payment of Certain Disability Benefits
H.P. 413 L.D. 534
(C "A" H-109)

An Act to Clarify the Use of the Municipal Investment Trust Fund
S.P. 197 L.D. 669
(C "A" S-52)

An Act to Bring the Crime of Refusing to Submit to Arrest or Detention into Conformity with the Maine Criminal Code
H.P. 525 L.D. 680

An Act to Promote Safety and to Help Elderly Drivers by Providing an Optional One-year License
S.P. 208 L.D. 773
(C "A" S-47)

An Act to Amend the Laws Pertaining to the Control of Disease in Poultry

S.P. 259 L.D. 906
(C "A" S-49)

An Act Relating to the Celebration of Veterans' Week

S.P. 277 L.D. 988
(C "A" S-53)

An Act to Amend the Standard Valuation Law for Life Insurance
and to Restrict Limitation of Liability for Death by Suicide in Group
Life Insurance Policies

H.P. 873 L.D. 1152

An Act Related to the Financial Regulation of Health Maintenance
Organizations

S.P. 387 L.D. 1284

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 Provide an Income Tax Deduction for Compensation
Paid to Victims of the Holocaust and Their Survivors

S.P. 31 L.D. 129
(C "A" S-42)

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

An Act to Provide Funding to the Maine Maritime Academy for the
Small Vessel Endowment Fund

H.P. 201 L.D. 231
(C "A" H-104)

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

An Act to Exempt Certain Organizations from the Meals and
Lodging Tax

H.P. 460 L.D. 581
(C "A" H-100)

On motion by Senator **GOLDTHWAIT** of Hancock, 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:

Resolve

Resolve, Authorizing the Department of Marine Resources to Convey by Transfer and Easement to the Boothbay Harbor Sewer District the State's Interest in Certain Property on McKown Point in West Boothbay Harbor

H.P. 265 L.D. 343
(H "A" H-115 to C "A" H-32)

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

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

REPORTS OF COMMITTEES

House

Ought to Pass

The Committee on **MARINE RESOURCES** on The Joint Study Committee to Study the State of the Lobster Fishery in Maine
H.P. 1140

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

Comes from the House with the Report **READ** and **ACCEPTED** and the Order **PASSED**.

Report **READ**.

On motion by President Pro Tem **BENNETT** of Oxford, placed on the **SPECIAL STUDY TABLE**, pending **ACCEPTANCE**, in concurrence.

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

REPORTS OF COMMITTEES

Senate

Divided Report

The Majority of the Committee on **CRIMINAL JUSTICE** on Bill "An Act to Require a License to Sell Firearms"
S.P. 141 L.D. 464

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

Signed:

Senators:
McALEVEY of York
DAVIS of Piscataquis

Representatives:
POVICH of Ellsworth
TOBIN of Dexter
PEAVEY of Woolwich
SNOWE-MELLO of Poland
WHEELER of Bridgewater

The Minority of the same Committee on the same subject reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-97)**.

Signed:

Senator:
O'GARA of Cumberland

Representatives:
O'BRIEN of Lewiston
BLANCHETTE of Bangor
QUINT of Portland
GERZOFKY of Brunswick
MITCHELL of Vassalboro

Reports **READ**.

Senator **MCALVEY** of York moved the Senate **ACCEPT** the Majority **OUGHT NOT TO PASS** Report.

On further motion by same Senator, **TABLED** 1 Legislative Day, pending the motion by same Senator to **ACCEPT** the Majority **OUGHT NOT TO PASS** Report.

Divided Report

The Majority of the Committee on **CRIMINAL JUSTICE** on Bill "An Act to Require a Life Sentence for Murder Unless There Are Mitigating Circumstances"

S.P. 203 L.D. 768

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

Signed:

Senators:
O'GARA of Cumberland
DAVIS of Piscataquis

Representatives:
POVICH of Ellsworth
O'BRIEN of Lewiston
QUINT of Portland
PEAVEY of Woolwich
MITCHELL of Vassalboro
WHEELER of Bridgewater

The Minority of the same Committee on the same subject reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-95)**.

Signed:

Senator:
McALEVEY of York

On further motion by same Senator, **TABLED** 1 Legislative Day, pending the motion by same Senator to **ACCEPT** the Majority **OUGHT NOT TO PASS** Report.

Representatives:
TOBIN of Dexter
SNOWE-MELLO of Poland

Senate at Ease.

Reports **READ**.

Senate called to order by the President.

Senator **O'GARA** of Cumberland moved the Senate **ACCEPT** the Majority **OUGHT NOT TO PASS** Report.

On motion by President Pro Tem **BENNETT** of Oxford, **ADJOURNED** to Tuesday, May 1, 2001, at 9:30 in the morning.

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.

Divided Report

The Majority of the Committee on **CRIMINAL JUSTICE** on Bill "An Act to Require the Destruction of Confiscated and Forfeited Handguns"

S.P. 209 L.D. 774

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

Signed:

Senators:
McALEVEY of York
DAVIS of Piscataquis

Representatives:
POVICH of Ellsworth
TOBIN of Dexter
PEAVEY of Woolwich
SNOWE-MELLO of Poland
WHEELER of Bridgewater

The Minority of the same Committee on the same subject reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-96)**.

Signed:

Senator:
O'GARA of Cumberland

Representatives:
O'BRIEN of Lewiston
BLANCHETTE of Bangor
QUINT of Portland
GERZOFISKY of Brunswick
MITCHELL of Vassalboro

Reports **READ**.

Senator **McALEVEY** of York moved the Senate **ACCEPT** the Majority **OUGHT NOT TO PASS** Report.