

MAINE STATE LEGISLATURE

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

In Senate Chamber
Wednesday
March 6, 2002

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

Prayer by Father Michael Gendreau, St. Mary of the Assumption Church in Augusta.

FATHER GENDREAU: Let us pray. Dieu éternel et tout puissant, toi qui tiens en tes mains les coeurs des hommes et des femmes et garantis les droits des peuples, vien en aide à ceux et à celles qui exercent un pouvoir que partout sur la terre ça permette avec ta grâce la sécurité et la paix, la prospérité et la liberté pour tous les citoyens du Maine.

God, ever faithful and true, You hold in Your hand the hearts of all men and women and protect the rights and dignities of all peoples. Empower those who exercise authority with Your spirit of wisdom and right judgment that they may together build a community that embodies and works for justice and peace, compassion and unity among the diversity of Maine's people. We ask this in Your holy name, for You are God forever and ever. Amen.

Pledge of Allegiance led by Senator Margaret Rotundo of Androscoggin County.

Melanie Saucier of Fort Kent performed the National Anthem.

Reading of the Journal of Tuesday, March 5, 2002.

Off Record Remarks

PAPERS FROM THE HOUSE

Non-Concurrent Matter

Bill "An Act to Allow Mechanics Licensed by the Manufactured Housing Board to Install and Maintain Oil Tanks"
S.P. 686 L.D. 1888

In Senate, February 27, 2002, the Minority **OUGHT TO PASS** Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED**.

Comes from the House, the Majority **OUGHT NOT TO PASS** Report **READ** and **ACCEPTED**, in **NON-CONCURRENCE**.

On motion by Senator **SHOREY** of Washington, **TABLED** until Later in Today's Session, pending **FURTHER CONSIDERATION**.

Bill "An Act to Amend the Laws Relating to Development Districts"

S.P. 725 L.D. 1966
(C "A" S-441)

In Senate, February 27, 2002, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-441)**.

Comes from the House, the Bill and accompanying papers **COMMITTED** to the Committee on **TAXATION**, in **NON-CONCURRENCE**.

On motion by Senator **GAGNON** of Kennebec, **TABLED** until Later in Today's Session, pending **FURTHER CONSIDERATION**.

SENATE PAPERS

Bill "An Act to Amend the Maine Criminal Code to Address Terrorism"

S.P. 801 L.D. 2160

Sponsored by President **BENNETT** of Oxford. (GOVERNOR'S BILL)
Cosponsored by Representative **POVICH** of Ellsworth and Senators: **DAVIS** of Piscataquis, **McALEVEY** of York, **O'GARA** of Cumberland, Representatives: **BLANCHETTE** of Bangor, **GERZOFISKY** of Brunswick, **SNOWE-MELLO** of Poland, **TOBIN** of Dexter, **WHEELER** of Bridgewater.

REFERRED to the Committee on **CRIMINAL JUSTICE** and ordered printed.

Sent for concurrence.

Bill "An Act to Amend the Charter of the Corinna Water District to Allow for the Appointment of Trustees" (EMERGENCY)
S.P. 800 L.D. 2159

Sponsored by Senator **DAVIS** of Piscataquis.
Cosponsored by Representative **TOBIN** of Dexter.
Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 205.

REFERRED to the Committee on **UTILITIES AND ENERGY** and ordered printed.

Sent for concurrence.

ORDERS

Joint Order

Expressions of Legislative Sentiment recognizing:

The Festival de Joie and Lionel Guay, of Lewiston, Chair of the Festival de Joie, on the 10th Anniversary of the festival. The festival, a celebration of Franco-American heritage, is held in Railroad Park and stretches over 3 days in early August. Thousands of people attend. Mr. Guay has been the driving force in the success of the Lewiston festival. With the help of the festival's board, Mr. Guay has had a hand in everything from recruiting hundreds of volunteers and raising funds to setting up tents and folding chairs. He is an exceptionally dedicated and tireless director of the festival and promoter of Franco-American culture. We applaud Mr. Guay, his board of directors and the hundreds of volunteers who make this celebration possible;
SLS 650

Sponsored by Senator ROTUNDO of Androscoggin.
Cosponsored by Senator: DOUGLASS of Androscoggin,
Representatives: MAILHOT of Lewiston, COTE of Lewiston,
O'BRIEN of Lewiston, BOUFFARD of Lewiston, MENDROS of Lewiston.

READ.

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

Senator **ROTUNDO:** Merci, Meusieru President. Je suis bien heureuse que Leonil Guay et les membres du festival de Joie, sont avec nous, au jour d'oui. Je veux les remercié pour leur effort a presevié l'heritage Franco. Merci beaucoup.

I want to thank Lionel Guay and his board and volunteers for their tireless efforts to continue to promote and preserve the Franco-American heritage in our community of Lewiston as well as in the state. If you have not attended the Festival de Joie, I hope you will come this summer as my guest. It's a wonderful celebration of Franco heritage and we're extremely proud of it. Thank you.

PASSED.

Sent down for concurrence.

THE PRESIDENT: The Chair is pleased to recognize in the chamber today Lionel Guay and the board of directors of the Festival de Joie. Will they please rise and receive the greetings of the Senate.

REPORTS OF COMMITTEES

House

Divided Report

The Majority of the Committee on **LEGAL AND VETERANS AFFAIRS** on Bill "An Act to Delay the Date by Which the Use of Tokens or Tickets is Required for Games of Chance at Agricultural Fairs" (EMERGENCY)

H.P. 1552 L.D. 2055

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-853).**

Signed:

Senators:
WOODCOCK of Franklin
BROMLEY of Cumberland
DOUGLASS of Androscoggin

Representatives:
LABRECQUE of Gorham
ESTES of Kittery
TUTTLE of Sanford
HEIDRICH of Oxford
PATRICK of Rumford
DUNCAN of Presque Isle

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
O'BRIEN of Lewiston
MAYO of Bath

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-853).**

Reports **READ.**

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

READ ONCE.

Committee Amendment "A" (H-853) **READ** and **ADOPTED**, in concurrence.

ASSIGNED FOR SECOND READING LATER IN TODAY'S SESSION.

ENACTORS

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

Emergency Measure

An Act to Create a Digital Library to Meet the Educational, Research, Business and Economic Needs of Maine

H.P. 1102 L.D. 1471
(C "B" H-767)

This being an Emergency Measure and having received the affirmative vote of 26 Members of the Senate, with no Senators having voted in the negative, and 26 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.

Act

An Act to Support the State's Homeless Youth

H.P. 1528 L.D. 2031
(C "A" H-775)

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

Off Record Remarks

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

PAPERS FROM THE HOUSE

House Paper

Bill "An Act Regarding the Requirements for Documenting Pretest and Post-test Counseling for HIV Tests"

H.P. 1651 L.D. 2157

Committee on **HEALTH AND HUMAN SERVICES** suggested and ordered printed.

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

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

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

PAPERS FROM THE HOUSE

House Paper

**Pursuant to Joint Order
Joint Standing Committee on Natural Resources**

The **Joint Standing Committee on Natural Resources** pursuant to Joint Order 2001, H.P. 1606 asked leave to report that the accompanying Bill "An Act Pertaining to Environmental Fines"

H.P. 1648 L.D. 2155

Be **REFERRED** to the Committee on **NATURAL RESOURCES** and ordered printed pursuant to Joint Rule 218.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **REFERRED** to the Committee on **NATURAL RESOURCES** and ordered printed pursuant to Joint Rule 218.

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

REFERRED to the Committee on **NATURAL RESOURCES** and ordered printed pursuant to Joint Rule 218, in concurrence.

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. 1649

JOINT RESOLUTION MEMORIALIZING THE PRESIDENT OF THE UNITED STATES AND THE CONGRESS OF THE UNITED STATES TO RESTORE EQUITABLE DISTRIBUTION OF FEDERAL HIGHWAY FUNDING TO STATES AND MUNICIPALITIES

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

WHEREAS, states and municipalities depend heavily upon federal money to supplement transportation projects; and

WHEREAS, Maine's highway fund is already facing a \$40,000,000 structural gap; and

WHEREAS, Maine is a rural state and depends heavily on its roads, bridges and highways for transporting consumer goods to the marketplace; and

WHEREAS, states and municipalities are set to lose 11% of anticipated transportation funding; and

WHEREAS, maintaining vital state and national infrastructure should take priority over alternative pet projects; now, therefore, be it

RESOLVED: That We, your Memorialists, respectfully urge the President of the United States and the Congress of the United States to restore the federal highway funding commitment to states and municipalities and to pursue equitable and fair distribution of federal dollars for transportation ventures; and be it further

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

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

READ and **ADOPTED**, in concurrence.

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. 1653

RÉSOLUTION CONJOINTE HONORANT LES FRANCO-AMÉRICAINS

Considérant que, l'état du Maine est nommé après la province du Maine en France et que les villages de Calais et Paris dans l'état du Maine portent les noms de la capitale de France et du port français de Calais, respectivement; et

Considérant que, plus d'un tiers de la population du Maine est de descendance française ou canadienne; et

Considérant que, les franco-américains du Maine ont contribué beaucoup à la beauté et la qualité de cet état; et

Considérant que, le français est la première langue de milliers de citoyens du Maine; et

Considérant que, il y a eu une augmentation de l'utilisation de la langue française et une appréciation croissante de l'héritage franco-américain à travers l'état; et

Considérant que, des clubs et des associations pour promouvoir la culture et la langue française sont nés à travers l'état, y inclus le caucus francophone à la capitale; et

Considérant que, les gens qui parlent couramment le français et l'anglais sont une ressource économique et culturelle pour l'état du Maine; et

Considérant que, le tourisme culturel sera accru par les véritables centres franco-américains à travers l'état; et

Considérant que, la grande présence de franco-américains dans le Maine peut renforcer davantage nos relations avec le

Canada, la France, et les autres pays francophones; maintenant, alors, qu'il soit

Résolu, que nous, les membres de la Cent-Vingtième Législature, assemblés dans la deuxième session régulière, au nom des gens que nous représentons, proclamons que le premier Jour Franco-Américain soit célébré mercredi, 6 mars, 2002, à la Capitale de l'Etat; et qu'il soit aussi

Résolu, que nous suggérons que le Jour Franco-Américain soit célébré chaque année au mois de mars pour commémorer la riche histoire du peuple français dans l'Etat du Maine et aux Etats-Unis d'Amérique.

JOINT RESOLUTION RECOGNIZING FRANCO-AMERICAN DAY

WHEREAS, the State of Maine is named after the Province of Maine in France and the Maine towns of Paris and Calais owe their names to the capital city of France and the French port city of Calais, respectively; and

WHEREAS, more than 1/3 of the population of Maine is of French and Canadian descent. Franco-Americans in Maine have contributed much to the beauty and quality of this State; and

WHEREAS, French is the primary language of thousands of Mainers and there has been a resurgence in the use of the French language and a heightened appreciation of the Franco-American heritage throughout the State; and

WHEREAS, clubs and organizations to promote French culture and language have sprung up throughout the State, including the Francophone Caucus at the Capitol; and

WHEREAS, fluent French-English bilingual people are a cultural and economic resource to the State of Maine; and

WHEREAS, cultural tourism can be greatly enhanced by the genuine Franco-American centers throughout the State and the large Franco-American presence in Maine can further strengthen our relationships with Canada, France and the rest of the francophone world; now, therefore, be it

RESOLVED: That We, the Members of the One Hundred and Twentieth Legislature, now assembled in the Second Regular Session, on behalf of the people we represent, proclaim that the first Franco-American Day be celebrated on Wednesday, March 6, 2002 at the State Capitol; and be it further

RESOLVED: That We suggest that Franco-American Day be celebrated annually in March to commemorate the rich history of the French people in the State of Maine and the United States of America.

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

READ and **ADOPTED**, in concurrence.

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

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

PAPERS FROM THE HOUSE

Joint Order

An Expression of Legislative Sentiment recognizing:

Jean Pedneault, of Edmundston, New Brunswick, reporter and editor for Le Madawaska, the French-language newspaper based in Edmundston, New Brunswick, and serving the St. John Valley in northern New Brunswick and Northern Maine. Mr. Pedneault has worked for the newspaper for the past 31 years and is one of the founders of the International Press Association of the Madawaska Republic. An eloquent writer, he has always been an inquisitive and thorough investigative reporter of events of interest to the francophone population on both sides of the international border as well as a champion of worthwhile causes in his weekly editorials. In 1985, he received the Quebecair Award of the Association of Canadian Weekly Newspapers for the best journalistic reporting of the year. He received an award from Pope John Paul II for service to the Church. In 1989, he was named Knight of the Order of the Pleiade of the International Association of French-speaking Parliamentarians. Mr. Pedneault holds the rare distinction of Doctor of Journalism, granted to him by the University of Moncton in May 2001. He generously donates his time to many civic and community organizations in the area. Mr. Pedneault is a truly remarkable man and an exceptional journalist;

HLS 1000

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

READ and **PASSED**, in concurrence.

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

PAPERS FROM THE HOUSE

Joint Order

An Expression of Legislative Sentiment recognizing:

Don Levesque, of Edmundston, New Brunswick, general manager and managing editor of the St. John Valley Times, the award-winning newspaper of northern Aroostook County. Mr. Levesque has been a member of the International Press Association of the Madawaska Republic since 1988 and served as its president in 1992. He served in Vietnam and is active in veterans activities. He is a strong advocate of the French language and culture as well as a tireless proponent of bilingualism in the St. John Valley. Although well known as an accomplished journalist, he is probably better known as the writer of the bilingual column, Mon Cinq Cents (My Five Cents Worth).

He has published a popular book on local French words and expressions. He is an irrepressible spokesman for francophones;

HLS 1001

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

READ and **PASSED**, in concurrence.

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

PAPERS FROM THE HOUSE

Joint Order

An Expression of Legislative Sentiment recognizing:

Beurmond Banville, of Frenchville, who is the northern and central Aroostook reporter for the Bangor Daily News and chief of its Madawaska bureau. Mr. Banville has worked for the newspaper for the past 30 years. He has spent most of his working life reporting on events of interest in Aroostook County. In addition to being a first-rate reporter, he is an accomplished photographer. He is one of the founders of the International Press Association of the Madawaska Republic. He was named Frenchville's Citizen of the Year in 1994 and generously donates his time to many civic and community organizations in the area. In 1995, he was one of 4 adult Scouters of Katahdin Area Council, Boy Scouts of America, to receive the Silver Beaver Award, the council's highest recognition for distinguished service to youth and the community. He has been awarded the Heroism Award for Life Saving. Mr. Banville is an excellent journalist and valuable community member;

HLS 1002

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

READ and **PASSED**, in concurrence.

THE PRESIDENT: The Chair recognizes the Senator from Aroostook, Senator Martin.

Senator **MARTIN:** Mr. President, members of the Senate, there are 3 orders today on your supplements which honor 3 news-people from the St. John Valley. I'm sure you all know that it is unusual for me to congratulate members of the press during my years of legislative service. But we have an advantage, I think, in the Valley that, frankly, we don't have in the rest of the state. That is, we've had 3 journalists on both sides of the border that have worked in the field for a long time. Longevity, in my opinion, makes a big difference in terms of the quality of the press that is provided for us. Whether it be in the Le Madawaska on the Edmundson side, or in the St. John Valley, or the Bangor Daily News reporter in the Bangor area of Northern Aroostook and now Central. Whether it be Beurmond Banville, Jean Pedneault, or Don Levesque, all three have been in the business for a long time. As a result of that, I think, the quality of the work speaks for itself and all of them have received honors over the years. So I thought it appropriate that I point that out to you, that we in the valley have something the rest of you don't have. I think it

speaks well for continuity and for, basically, the press and for the news stories that we get. If you want some good reports, then you have to move to the St. John Valley, which, of course, I encourage you to do. If not, if you can't do that, may I encourage you to come spend your money. I think that today, speaking of calling this the French Day in the Legislature, it is an appropriate time, I think, to talk about the fact that so many people in Maine, whether they speak French at all, have a heritage that is in-part French. There aren't many people in this state who can escape having had French blood in their veins at one point or another simply because better than 1/3 of Maine people are of French decent and less than that speak French, of course, as was evident this morning by all of you who I think tried gallantly to do the pledge of allegiance, for which I am eternally grateful. But I think it is here and I think it's important that all of us celebrate our heritage. It doesn't matter what the heritage happens to be, because I think our heritage is what makes what we are, whether it be Irish or French or English or Scottish. I know I'll leave someone out, so I'll stop at that. Whatever it may be, I think it makes a difference in who we end up being as citizens in this country and this melting pot of ours. So I think it's been a great day and I think that we really want to say 'hi' to all 3 and at least 2 of them have entered the room and I would ask the President to recognize them being here.

THE PRESIDENT: The Chair is pleased to recognize in the rear of the chamber Meusieu Banville and Meusieu Levesque who are with us in the chamber. Would they please rise and receive the greetings of the Senate.

Off Record Remarks

Senate at Ease.
Senate called to order by the President.

Off Record Remarks

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 **KILKELLY** of Lincoln was granted unanimous consent to address the Senate off the Record.

On motion by Senator **LAFOUNTAIN** of York, **RECESSED** until the sound of the bell.

After Recess

Senate called to order by the President.

Off Record Remarks

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

REPORTS OF COMMITTEES

House

Ought to Pass Pursuant to Statute

The Committee on **AGRICULTURE, CONSERVATION AND FORESTRY** on Bill "An Act to Implement the Recommendations of the Joint Standing Committee on Agriculture, Conservation and Forestry Relating to Review of the Land for Maine's Future Board Under the Government Evaluation Act"
H.P. 1650 L.D. 2156

Reported that the same **Ought to Pass** pursuant to the Maine Revised Statutes, Title 3, section 955, subsection 4.

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

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

READ ONCE.

ASSIGNED FOR SECOND READING NEXT LEGISLATIVE DAY.

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

REPORTS OF COMMITTEES

House

Ought to Pass Pursuant to Joint Order

The Committee on **HEALTH AND HUMAN SERVICES** on Resolve, to Name the New Psychiatric Treatment Center Located in Augusta
H.P. 1652 L.D. 2158

Reported that the same **Ought to Pass** pursuant to Joint Order 2001, H.P. 1604.

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.

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

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 **JUDICIARY** on Bill "An Act to Amend the Uniform Commercial Code, Article 9-A" H.P. 1401 L.D. 1840

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-857)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-857)**.

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

READ ONCE.

Committee Amendment "A" (H-857) **READ** and **ADOPTED**, in concurrence.

ASSIGNED FOR SECOND READING NEXT LEGISLATIVE DAY.

The Committee on **JUDICIARY** on Bill "An Act to Amend the Laws Governing Background Checks on Prospective Adoptive Parents" H.P. 1507 L.D. 2010

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-856)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-856)**.

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

READ ONCE.

Committee Amendment "A" (H-856) **READ** and **ADOPTED**, in concurrence.

ASSIGNED FOR SECOND READING NEXT LEGISLATIVE DAY.

The Committee on **JUDICIARY** on Bill "An Act to Protect Victims of Domestic Violence, Sexual Assault and Stalking" H.P. 1515 L.D. 2019

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-855)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-855) AND HOUSE AMENDMENT "A" (H-866)**.

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

READ ONCE.

Committee Amendment "A" (H-855) **READ** and **ADOPTED**, in concurrence.

House Amendment "A" (H-866) **READ** and **ADOPTED**, in concurrence.

ASSIGNED FOR SECOND READING NEXT LEGISLATIVE DAY.

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 Increase the Debt Limit of the Calais School District S.P. 744 L.D. 2074 (C "A" S-443)

This being an Emergency Measure and having received the affirmative vote of 32 Members of the Senate, with no Senators having voted in the negative, and 32 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.

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:

Act

An Act to Waive the Competitive Bid Requirement for Lease of Certain Unused State Facilities

S.P. 672 L.D. 1875
(C "A" S-431)

PASSED TO BE ENACTED 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

Senate

Ought to Pass As Amended

Senator SAVAGE for the Committee on **TRANSPORTATION** on Bill "An Act to Make Allocations from Maine Turnpike Authority Funds for the Maine Turnpike Authority for the Calendar Year Ending December 31, 2003"

S.P. 736 L.D. 2047

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-450)**.

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

READ ONCE.

Committee Amendment "A" (S-450) **READ** and **ADOPTED**.

ASSIGNED FOR SECOND READING NEXT LEGISLATIVE DAY.

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

SECOND READERS

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

House As Amended

Bill "An Act to Delay the Date by Which the Use of Tokens or Tickets is Required for Games of Chance at Agricultural Fairs" (EMERGENCY)

H.P. 1552 L.D. 2055
(C "A" H-853)

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

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

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

Senator **GOLDTHWAIT** of Hancock was granted unanimous consent to address the Senate off the Record.

On motion by Senator **NUTTING** of Androscoggin, **ADJOURNED** to Thursday, March 7, 2002, at 10:00 in the morning.