

MAINE STATE LEGISLATURE

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Senate Legislative Record
One Hundred and Twenty-First Legislature
State of Maine

Volume 1

First Regular Session
December 4, 2002 to May 20, 2003

Pages 1 - 714

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

In Senate Chamber
Monday
April 14, 2003

Senate called to order by President Beverly C. Daggett of
Kennebec County.

Prayer by Father Gilbert Patenaude, Retired, of Augusta.

FATHER PATENAUDE: United in love and loyalty for our free
and beloved country, we bow our heads in humble prayer.

Almighty God, Father of our nation, bless our country that it
may be a blessing to our world, that our ideals may be in
accordance with Your will. Bless our President, our Governor,
and all the members of our Senate. Give them wisdom, light, and
strength. Grant us justice and charity in our dealings with one
another. May we have love for all people and hatred toward
none. Make us share our blessing with the less fortunate. Give
us wisdom in our decisions. Bless and enlighten all those who
assume the duties of leadership.

Almighty God, hold our troops in Your loving hands. Protect
them as they protect us. Bless them and their families for their
selfless acts they perform in our time of need. Give them comfort.

We are grateful for Your help in days passed. We humbly
ask You to be with us as we face the problems of the present and
the difficulties of the uncertain future. Be with us and guide us
always. Amen.

Pledge of Allegiance led by Senator Kenneth F. Lemont of York
County.

Reading of the Journal of Thursday, April 10, 2003.

Off Record Remarks

PAPERS FROM THE HOUSE

Joint Order

The following Joint Order:

H.P. 1144

ORDERED, the Senate concurring, that the Joint Standing
Committee on Legal and Veterans Affairs report out, to the
House, legislation that authorizes Michaela Corbin-Bumford to
sue the State.

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

READ.

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

COMMUNICATIONS

The Following Communication: S.P. 533

STATE OF MAINE
121ST MAINE LEGISLATURE

April 11, 2003

Sen. Lynn Bromley
Senate Chair, Joint Standing Committee on
Business, Research and Economic Development
Rep. Nancy B. Sullivan
House Chair, Joint Standing Committee on
Business, Research and Economic Development
121st Legislature
Augusta, ME 04333

Dear Senator Bromley and Representative Sullivan:

Please be advised that Governor John E. Baldacci has nominated
Elmer Harmon of Dennysville for appointment to the Washington
County Development Authority.

Pursuant to Title 5, M.R.S.A. §13080, this nomination will require
review by the Joint Standing Committee on Business, Research
and Economic Development and confirmation by the Senate.

Sincerely,

S/Beverly C. Daggett
President of the Senate

S/Patrick Colwell
Speaker of the House

READ and **REFERRED** to the Committee on **BUSINESS,**
RESEARCH AND ECONOMIC DEVELOPMENT.

Sent down for concurrence.

The Following Communication: S.P. 534

STATE OF MAINE
121ST MAINE LEGISLATURE

April 11, 2003

Sen. Kenneth T. Gagnon
Senate Chair, Joint Standing Committee on
Legal and Veterans Affairs

Rep. Joseph E. Clark
House Chair, Joint Standing Committee on
Legal and Veterans Affairs
121st Legislature
Augusta, ME 04333

Ledwin of Holden, Murphy of
Kennebunk, Norton of
Bangor, Thomas of Orono

Dear Senator Gagnon and Representative Clark:

Please be advised that Governor John E. Baldacci has nominated Linda Valentino of Saco and Peter Danton of Saco for appointment to the State Liquor and Lottery Commission.

Pursuant to Title 5, M.R.S.A. §283-A, these nominations will require review by the Joint Standing Committee on Legal and Veterans Affairs and confirmation by the Senate.

Sincerely,

S/Beverly C. Daggett
President of the Senate

S/Patrick Colwell
Speaker of the House

READ and REFERRED to the Committee on **LEGAL AND VETERANS AFFAIRS**.

Sent down for concurrence.

The Following Communication: S.C. 165

**121ST LEGISLATURE
COMMITTEE ON EDUCATION AND CULTURAL AFFAIRS**

April 10, 2003

The Honorable Beverly C. Daggett
President of the Senate of Maine
121st Maine Legislature
State House
Augusta, Maine 04333-0003

Dear Madame President:

In accordance with 3 M.R.S.A., Section 157, and with Joint Rule 505 of the 121st Maine Legislature, the Joint Standing Committee on Education and Cultural Affairs has had under consideration the nomination of William J. Cody of Calais, for appointment as the Student Member, Maine Technical College System, Board of Trustees.

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

YEAS	Senators	1	Mitchell of Penobscot
	Representatives	10	Cummings of Portland, Andrews of York, Davis of Falmouth, Finch of Fairfield, Fischer of Presque Isle, Gagne-Friel of Buckfield,

NAYS 0

ABSENT 2 Sen. Douglass of
Androscoggin, Sen. Brennan
of Cumberland

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 William J. Cody of Calais, for appointment as the Student Member, Maine Technical College System, Board of Trustees be confirmed.

Signed,

S/Neria R. Douglass
Senate Chair

S/Glenn A. Cummings
House Chair

READ and ORDERED PLACED ON FILE.

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

In accordance with 3 M.R.S.A., Chapter 6, Section 151, and with Joint Rule 506 of the 121st Legislature, the vote was taken by the Yeas and Nays.

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#30)

YEAS: Senators: None

NAYS: Senators: BENNETT, BLAIS, BRENNAN,
BRYANT, CARPENTER, CATHCART, DAMON,
EDMONDS, GILMAN, HALL, HATCH, KNEELAND,
LAFOUNTAIN, LEMONT, MARTIN, MAYO,
MITCHELL, PENDLETON, ROTUNDO, SAVAGE,
SAWYER, SHOREY, STANLEY, STRIMLING,
TREAT, TURNER, WESTON, WOODCOCK,
YOUNGBLOOD, THE PRESIDENT - BEVERLY C.
DAGGETT

ABSENT: Senators: BROMLEY, DAVIS, DOUGLASS,
GAGNON, NASS

No Senator having voted in the affirmative and 30 Senators having voted in the negative, with 5 Senators being absent, and none being less than two-thirds of the Membership present and voting, it was the vote of the Senate that the Committee's recommendation be **ACCEPTED** and the nomination of **William J. Cody** of Calais, for appointment as the Student Member, Maine Technical College System, Board of Trustees was **CONFIRMED**.

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

The Following Communication: S.C. 163

**121ST LEGISLATURE
COMMITTEE ON LABOR**

April 8, 2003

Honorable Beverly C. Daggett, President of the Senate
Honorable Patrick Colwell, Speaker of the House
121st Maine Legislature
State House
Augusta, Maine 04333

Dear President Daggett and Speaker Colwell:

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. 834 | An Act To Protect the Solvency of Workers' Compensation Trust Funds |
| L.D. 943 | An Act To Discourage Abuse and Fraud under the Workers' Compensation Laws |
| L.D. 1165 | An Act To Provide Qualified Interpretation and Translation Services in Workers' Compensation Proceedings |
| L.D. 1185 | An Act To Provide Paid Family and Medical Leave |
| L.D. 1193 | An Act To Strengthen the Family Medical Leave Laws |
| L.D. 1225 | Resolve, To Assist Retired Teachers by Establishing a Health Insurance Payment Program |

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

Sincerely,

S/Sen. Betheda G. Edmonds
Senate Chair

S/Rep. William J. Smith
House Chair

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

The Following Communication: S.C. 164

**121ST LEGISLATURE
COMMITTEE ON TAXATION**

April 8, 2003

Honorable Beverly C. Daggett, President of the Senate
Honorable Patrick Colwell, Speaker of the House
121st Maine Legislature
State House
Augusta, Maine 04333

Dear President Daggett and Speaker Colwell:

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. 187 | An Act To Fairly Assess Sales Tax on Vehicles |
| L.D. 202 | An Act To Make Certain Housing an Acceptable Use of Tax Increment Financing |
| L.D. 251 | An Act Concerning Tax-acquired Property |
| L.D. 269 | An Act To Exempt Special Mobile Equipment from Sales Tax |
| L.D. 314 | Resolve, To Study the Property Valuation Process |
| L.D. 436 | An Act To Create a Minimal Excise Tax for Farm Trucks |
| L.D. 504 | An Act To Strengthen the Taxpayer Bill of Rights |
| L.D. 643 | An Act To Provide a Property Tax Exemption to All Veterans of the United States Armed Forces |
| L.D. 761 | An Act To Create an Agricultural Property Tax Reimbursement Program |
| L.D. 950 | An Act Authorizing the Creation of Individual Medical Savings Accounts |
| L.D. 1019 | Resolve, To Create the Industrial Property Assessing Methods Group |
| L.D. 1320 | An Act To Extend Tax Increment Financing Zones To Include the Development of Large-scale Affordable Housing |

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

Sincerely,

S/Sen. Stephen Stanley
Senate Chair

S/Rep. David G. Lemoine
House Chair

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

SENATE PAPERS

Bill "An Act To Authorize a General Fund Bond Issue in the Amount of \$16,800,000 To Construct and Upgrade Water Pollution Control Facilities, To Remediate Solid Waste Landfills, To Clean Up Uncontrolled Hazardous Substance Sites and To Make Drinking Water System Improvements"
S.P. 528 L.D. 1569

Sponsored by Senator TREAT of Kennebec. (GOVERNOR'S BILL)

Cosponsored by Representative COWGER of Hallowell and Senators: CARPENTER of York, DAVIS of Piscataquis, KNEELAND of Aroostook, MARTIN of Aroostook, Representatives: BULL of Freeport, KOFFMAN of Bar Harbor, LERMAN of Augusta, PIOTTI of Unity.

On motion by Senator CATHCART of Penobscot, **REFERRED** to the Committee on **APPROPRIATIONS AND FINANCIAL AFFAIRS** and ordered printed.

Sent down for concurrence.

Bill "An Act To Make Minor Changes to the Required Law Enforcement Policies"

S.P. 532 L.D. 1573

Sponsored by Senator STRIMLING of Cumberland.
Cosponsored by Representative JODREY of Bethel.
Submitted by the Department of Public Safety pursuant to Joint Rule 204.

On motion by Senator STRIMLING of Cumberland, **REFERRED** to the Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY** and ordered printed.

Sent down for concurrence.

Bill "An Act To Change the Name of the Augusta Mental Health Institute to 'Riverview Psychiatric Center'"

S.P. 525 L.D. 1562

Sponsored by President DAGGETT of Kennebec.
Cosponsored by Representative O'BRIEN of Augusta and Representatives: CAMPBELL of Newfield, CRAVEN of Lewiston, CURLEY of Scarborough, FAIRCLOTH of Bangor, LAVERRIERE-BOUCHER of Biddeford, LEWIN of Eliot, MILLETT of Waterford, WALCOTT of Lewiston.
Submitted by the Department of Behavioral and Developmental Services pursuant to Joint Rule 204.

On motion by Senator BRENNAN of Cumberland, **REFERRED** to the Committee on **HEALTH AND HUMAN SERVICES** and ordered printed.

Sent down for concurrence.

An Act To Protect Plaintiffs and Minor Children in Certain Civil Protection Order Cases

S.P. 527 L.D. 1568

Sponsored by President DAGGETT of Kennebec.
Under suspension of the rules, cosponsored by Speaker COLWELL of Gardiner and Senators: BENNETT of Oxford, BRENNAN of Cumberland, BROMLEY of Cumberland, BRYANT of Oxford, CARPENTER of York, CATHCART of Penobscot, DAVIS of Piscataquis, DOUGLASS of Androscoggin, EDMONDS of Cumberland, GAGNON of Kennebec, GILMAN of Cumberland, HATCH of Somerset, KNEELAND of Aroostook, LEMONT of York, MARTIN of Aroostook, MAYO of Sagadahoc, MITCHELL of Penobscot, NASS of York, PENDLETON of Cumberland, ROTUNDO of Androscoggin, SAVAGE of Knox, SAWYER of Penobscot, SHOREY of Washington, STANLEY of Penobscot, STRIMLING of Cumberland, TREAT of Kennebec, TURNER of Cumberland, WESTON of Waldo, WOODCOCK of Franklin, YOUNGBLOOD of Penobscot, Representatives: ANDREWS of York, AUSTIN of Gray, BARSTOW of Gorham, BENNETT of Caribou, BERRY of Belmont, BERUBE of Lisbon, BLANCHETTE of Bangor, BLISS of South Portland, BRANNIGAN of Portland, BRUNO of Raymond, BRYANT-DESCHENES of Turner, BULL of Freeport, CANAVAN of Waterville, CARR of Lincoln, CLARK of Millinocket, CROSTHWAITE of Ellsworth, CUMMINGS of Portland, CURLEY of Scarborough, DAVIS of Falmouth, DUNLAP of Old Town, DUPLESSIE of Westbrook, EARLE of Damariscotta, EDER of Portland, FINCH of Fairfield, FISCHER of Presque Isle, GERZOFKY of Brunswick, GREELEY of Levant, GROSE of Woolwich, HATCH of Skowhegan, HOTHAM of Dixfield, KANE of Saco, LAVERRIERE-BOUCHER of Biddeford, LEDWIN of Holden, LEMOINE of Old Orchard Beach, LESSARD of Topsham, LEWIN of Eliot, LORING of the Penobscot Nation, MAILHOT of Lewiston, MAKAS of Lewiston, McKEE of Wayne, McLAUGHLIN of Cape Elizabeth, McNEIL of Rockland, MILLETT of Waterford, MILLS of Farmington, MURPHY of Kennebunk, NORBERT of Portland, O'BRIEN of Augusta, PARADIS of Frenchville, PATRICK of Rumford, PERRY of Bangor, RECTOR of Thomaston, RICHARDSON of Brunswick, ROGERS of Brewer, SHERMAN of Hodgdon, SIMPSON of Auburn, SMITH of Monmouth, SNOWE-MELLO of Poland, TARDY of Newport, TOBIN of Windham, TRAHAN of Waldoboro, USHER of Westbrook, WATSON of Bath, YOUNG of Limestone.
Submitted by the Department of the Attorney General pursuant to Joint Rule 204.

On motion by Senator PENDLETON of Cumberland, **REFERRED** to the Committee on **JUDICIARY** and ordered printed.

Sent down for concurrence.

Bill "An Act To Provide Group Health Insurance Coverage to Maine Citizens Eligible for Assistance Under the Federal Trade Adjustment Assistance Reform Act of 2002" (EMERGENCY)
S.P. 536 L.D. 1576

Sponsored by President DAGGETT of Kennebec.
(GOVERNOR'S BILL)
Cosponsored by Speaker COLWELL of Gardiner and Senators: CATHCART of Penobscot, DAVIS of Piscataquis, GAGNON of Kennebec, STANLEY of Penobscot, TREAT of Kennebec, WOODCOCK of Franklin, Representative: BRUNO of Raymond.

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

On motion by Senator **EDMONDS** of Cumberland, **TABLED** until Later in Today's Session, pending **REFERENCE**.

Bill "An Act Concerning Storm Water Management"
(EMERGENCY)
S.P. 529 L.D. 1570

Sponsored by Senator MARTIN of Aroostook.
Cosponsored by Representative: BULL of Freeport.
Submitted by the Department of Environmental Protection pursuant to Joint Rule 204.

On motion by Senator **MARTIN** of Aroostook, **REFERRED** to the Committee on **NATURAL RESOURCES** and ordered printed.

Sent down for concurrence.

Bill "An Act To Clarify the InforME Public Information Access Act"
S.P. 524 L.D. 1561

Sponsored by President DAGGETT of Kennebec.
Submitted by the Secretary of State pursuant to Joint Rule 204.

On motion by Senator **ROTUNDO** of Androscoggin, **REFERRED** to the Committee on **STATE AND LOCAL GOVERNMENT** and ordered printed.

Sent down for concurrence.

Bill "An Act Concerning Technical Changes to the Tax Laws"
S.P. 530 L.D. 1571

Sponsored by Senator STANLEY of Penobscot.
Cosponsored by Representative LEMOINE of Old Orchard Beach and Senator: STRIMLING of Cumberland, Representative: McGOWAN of Pittsfield.
Submitted by the Department of Administrative and Financial Services pursuant to Joint Rule 204.

Bill "An Act To Assist Brascan, the Successor to Great Northern Paper, in Paying the Property Taxes Due to the Towns of Millinocket and East Millinocket" (EMERGENCY)
S.P. 535 L.D. 1575

Sponsored by Senator STANLEY of Penobscot. (GOVERNOR'S BILL)
Cosponsored by Representative LEMOINE of Old Orchard Beach and Senators: CATHCART of Penobscot, NASS of York, Representatives: CLARK of Millinocket, CLOUGH of Scarborough, DUPREY of Medway, FLETCHER of Winslow, McCORMICK of West Gardiner.

On motion by Senator **STANLEY** of Penobscot, **REFERRED** to the Committee on **TAXATION** and ordered printed.

Sent down for concurrence.

Bill "An Act To Authorize Department of Transportation Bond Issues in the Amount of \$75,000,000 for Improvements to Highways; Bridges; Airports; State-owned Ferry Vessels; Ferry and Port Facilities; Port and Harbor Structures; Development of Rail Corridors; Improvements to Railroad Structures and Intermodal Facilities; Investment in Public Transportation Fleet and Public Park and Ride and Service Facilities; and Statewide Trail and Pedestrian Improvements"
S.P. 531 L.D. 1572

Sponsored by Senator HATCH of Somerset. (GOVERNOR'S BILL)
Cosponsored by Representative USHER of Westbrook and Senator: SAVAGE of Knox, Representatives: FISCHER of Presque Isle, McKENNEY of Cumberland, PERRY of Bangor, SAMPSON of Auburn, WHEELER of Kittery, WOTTON of Littleton.

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

On motion by Senator **HATCH** of Somerset, **REFERRED** to the Committee on **APPROPRIATIONS AND FINANCIAL AFFAIRS**.

Sent down for concurrence.

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

ORDERS

Joint Order

On motion by Senator **MAYO** of Sagadahoc, the following Joint Order:

S.P. 526

ORDERED, the House concurring, that the Joint Standing Committee on Legal and Veterans Affairs report out, to the Senate, legislation to permit the consolidation of voting districts for special elections for bond issues in 2003.

READ and PASSED.

Sent down for concurrence.

REPORTS OF COMMITTEES

House

Ought to Pass

The Committee on **EDUCATION AND CULTURAL AFFAIRS** on Bill "An Act To Amend the Maine State Grant Program"
H.P. 950 L.D. 1296

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.

READ ONCE.

ASSIGNED FOR SECOND READING NEXT LEGISLATIVE DAY.

Ought to Pass As Amended

The Committee on **INSURANCE AND FINANCIAL SERVICES** on Bill "An Act To Provide Parity in Lending by State-chartered Lenders"
H.P. 234 L.D. 291

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-32)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-32)**.

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

READ ONCE.

Committee Amendment "A" (H-32) **READ** and **ADOPTED**, in concurrence.

ASSIGNED FOR SECOND READING NEXT LEGISLATIVE DAY.

Senate

Ought to Pass As Amended

Senator BROMLEY for the Committee on **BUSINESS, RESEARCH AND ECONOMIC DEVELOPMENT** on Bill "An Act To Educate Consumers Regarding Voluntary Repossession"
S.P. 300 L.D. 904

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-42)**.

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

READ ONCE.

Committee Amendment "A" (S-42) **READ** and **ADOPTED**.

ASSIGNED FOR SECOND READING NEXT LEGISLATIVE DAY.

Senator BROMLEY for the Committee on **BUSINESS, RESEARCH AND ECONOMIC DEVELOPMENT** on Bill "An Act To Update the Process for the Allocation of the State Ceiling on Tax-exempt Bonds"
S.P. 465 L.D. 1409

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-41)**.

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

READ ONCE.

Committee Amendment "A" (S-41) **READ** and **ADOPTED**.

ASSIGNED FOR SECOND READING NEXT LEGISLATIVE DAY.

Senator LaFOUNTAIN for the Committee on **INSURANCE AND FINANCIAL SERVICES** on Bill "An Act Regarding Mortuary Trusts"
S.P. 240 L.D. 676

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-39)**.

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

READ ONCE.

Committee Amendment "A" (S-39) **READ** and **ADOPTED**.

ASSIGNED FOR SECOND READING NEXT LEGISLATIVE DAY.

Senator HALL for the Committee on **UTILITIES AND ENERGY**
on Bill "An Act To Study the Development of an Emergency Alert
Notification System for Deaf and Hard-of-hearing Individuals"
S.P. 134 L.D. 397

Reported that the same **Ought to Pass as Amended by
Committee Amendment "A" (S-40).**

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

READ ONCE.

Committee Amendment "A" (S-40) **READ** and **ADOPTED**.

**ASSIGNED FOR SECOND READING NEXT LEGISLATIVE
DAY.**

SECOND READERS

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

House

Bill "An Act To Clarify Campaign Finance Penalty Provisions"
H.P. 346 L.D. 454

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

House As Amended

Bill "An Act To Amend the Home Construction Contracts Laws"
H.P. 230 L.D. 287
(C "A" H-88)

Bill "An Act Concerning the Status of the Maine County
Commissioners' Association and the Maine Sheriffs' Association
as County Advisory Organizations"
H.P. 461 L.D. 631
(C "A" H-95)

Bill "An Act Regarding Bail and Fines"
H.P. 615 L.D. 838
(C "A" H-90)

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

Senate

Bill "An Act to Conform State Workforce Development Laws to the
Federal Workforce Investment Act of 1998"
S.P. 365 L.D. 1093

Bill "An Act To Change the Definition of Family or Household
Members for Purposes of Criminal Statutes"
S.P. 386 L.D. 1182

READ A SECOND TIME and **PASSED TO BE ENGROSSED.**

Sent down for concurrence.

Senate As Amended

Bill "An Act to Require Signs on Interstate 95 for Chamberlain
Freedom Park"
S.P. 75 L.D. 152
(C "A" S-36)

Bill "An Act To Allow the Maine Turnpike Authority To Benefit
from Advantageous Interest Rates" (EMERGENCY)
S.P. 213 L.D. 604
(C "A" S-34)

Bill "An Act To Enhance Vistas"
S.P. 267 L.D. 788
(C "A" S-35)

Resolve, To Declare Maine Aviation Education Week
(EMERGENCY)
S.P. 274 L.D. 795
(C "A" S-31)

Bill "An Act To Protect the Future of the U.S. Naval Air Station at
Brunswick"
S.P. 309 L.D. 968
(C "A" S-37)

Bill "An Act To Ensure Effective Prosecution of Certain Repeat
Offenders"
S.P. 317 L.D. 976
(C "A" S-33)

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

Sent down for concurrence.

ENACTORS

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

Emergency Measure

An Act to Establish the Administrative Operating Budget for the
Maine State Retirement System for the Fiscal Year Ending June
30, 2004
H.P. 18 L.D. 11
(C "A" H-63)

This being an Emergency Measure and having received the affirmative vote of 30 Members of the Senate, with no Senators having voted in the negative, and 30 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 Rename the Town of Westport

S.P. 23 L.D. 37
(C "A" S-18)

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 Repeal the Presidential Preference Primary Elections Process

H.P. 109 L.D. 100
(C "A" H-34)

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

Emergency Measure

An Act To Improve the Method of Reapportionment of School Boards

H.P. 412 L.D. 527

This being an Emergency Measure and having received the affirmative vote of 30 Members of the Senate, with no Senators having voted in the negative, and 30 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 Suspend Property Tax Abatement Appeals When the Taxpayer Fails To Pay Taxes

S.P. 191 L.D. 551

This being an Emergency Measure and having received the affirmative vote of 30 Members of the Senate, with no Senators having voted in the negative, and 30 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 Eliminate Potential Restrictions to the Establishment of an Alternative Form of Regulation for Some Telephone Utilities
H.P. 575 L.D. 776

This being an Emergency Measure and having received the affirmative vote of 30 Members of the Senate, with no Senators having voted in the negative, and 30 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 Revise the Boundary between the Town of Harrison and the Town of Bridgton

S.P. 272 L.D. 793
(C "A" S-16)

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

Emergency Resolve

Resolve, Regarding Legislative Review of Portions of Chapter 130: Implementation of the State Purchasing Code of Conduct for Suppliers of Apparel, Footwear and Textiles, a Major Substantive Rule of the Department of Administrative and Financial Services

H.P. 26 L.D. 19
(C "A" H-50)

This being an Emergency Measure and having received the affirmative vote of 30 Members of the Senate, with no Senators having voted in the negative, and 30 being more than two-thirds of the entire elected Membership of the Senate, was **FINALLY PASSED** and having been signed by the President, was presented by the Secretary to the Governor for his approval.

Acts

An Act to Amend the Child Labor Laws

H.P. 13 L.D. 6
(C "A" H-56)

An Act to Amend the Laws Governing the Extension of Benefits for Partial Incapacity Under the Maine Workers' Compensation Act of 1992

H.P. 17 L.D. 10
(C "A" H-62)

An Act to Protect the Privacy of Maine Nurses

S.P. 22 L.D. 36
(C "A" S-9)

An Act To Allow Free Clinics To Purchase Medications and Supplies through State Contracts

H.P. 54 L.D. 46
(C "A" H-73)

An Act To Allow Experimentation in the Cultivation of Industrial Hemp

H.P. 61 L.D. 53
(C "A" H-61)

An Act To Set the Minimum Legal Shell Size for Scallops

H.P. 90 L.D. 81
(C "A" H-58)

An Act Regarding the Sampling of Products

S.P. 45 L.D. 122
(C "A" S-19)

An Act To Improve the Health and Safety of Young Workers

H.P. 129 L.D. 170
(C "A" H-64)

An Act Restricting Telemarketers from Blocking Their Telephone Numbers When Making Solicitation Calls

S.P. 113 L.D. 331
(C "A" S-15)

An Act To Strengthen the Animal Control Laws

H.P. 280 L.D. 360
(C "A" H-60)

An Act To Increase Civil Process Fees

S.P. 136 L.D. 399
(C "A" S-17)

An Act To Provide Employees Fair Access to Personnel Files

H.P. 319 L.D. 411
(C "A" H-54)

An Act To Honor Purple Heart Award Recipients

H.P. 330 L.D. 422
(C "A" H-68)

An Act To Encourage Dog Tracking of Wounded Big Game Animals

H.P. 352 L.D. 460
(C "A" H-39)

An Act To Allow Fire and Emergency Medical Services Response Vehicles To Display One Blue Light at the Rear of the Vehicle

H.P. 356 L.D. 464

An Act To Establish the Maine Week of Heroes

H.P. 369 L.D. 477

An Act To Enhance Consumer Protections in Relation to Certain Mortgages

H.P. 383 L.D. 494
(C "A" H-53)

An Act To Require That Mental Health Workers with LCPC Licenses Are Recognized as Licensed Professionals for Purposes of Insurance Reimbursement

H.P. 426 L.D. 563
(C "A" H-72; H "A" H-84)

An Act To Increase the Debt Limit of the Rockland Port District

H.P. 451 L.D. 621

An Act Regarding the Sale of Hard Cider

H.P. 455 L.D. 625

An Act To Clarify the Standard for Review of Preconviction Bail

H.P. 535 L.D. 729
(C "A" H-71)

An Act To Amend the Laws Governing Registers of Deeds

S.P. 325 L.D. 984

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 a 5% Increase in the State's Contribution for Insurance for Retired Teachers

H.P. 39 L.D. 32
(C "A" H-55)

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

An Act to Reduce Jail Overcrowding

H.P. 56 L.D. 48
(C "A" H-52)

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

Resolve

Resolve, Regarding the Reduction of Barriers to the Transmission of Electricity

S.P. 232 L.D. 668

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:

PAPERS FROM THE HOUSE

House Paper

Resolve, Authorizing Certain Land Transactions by the Department of Conservation, Bureau of Parks and Lands
H.P. 1141 L.D. 1558

Comes from the House, **REFERRED** to the Committee on **AGRICULTURE, CONSERVATION AND FORESTRY** and ordered printed.

On motion by Senator **BRYANT** of Oxford, **REFERRED** to the Committee on **AGRICULTURE, CONSERVATION AND FORESTRY** and ordered printed, in concurrence.

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

PAPERS FROM THE HOUSE

House Papers

Bill "An Act To Authorize a General Fund Bond Issue in the Amount of \$70,000,000 for Municipal Facilities and for Investments in Research, Development, Farming and Affordable Housing in Order To Sustain and Improve Maine's Economy"
H.P. 1148 L.D. 1566

Bill "An Act To Make Additional Supplemental Appropriations and Allocations for the Expenditures of State Government and To Change Certain Provisions of the Law Necessary to the Proper Operations of State Government for the Fiscal Year Ending June 30, 2003" (EMERGENCY)
H.P. 1150 L.D. 1574

Come from the House, **REFERRED** to the Committee on **APPROPRIATIONS AND FINANCIAL AFFAIRS** and ordered printed.

On motion by Senator **CATHCART** of Penobscot, **REFERRED** to the Committee on **APPROPRIATIONS AND FINANCIAL AFFAIRS** 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

Bill "An Act To Amend the Laws Concerning State Board of Alcohol and Drug Counselors"
H.P. 1142 L.D. 1559

Comes from the House, **REFERRED** to the Committee on **BUSINESS, RESEARCH AND ECONOMIC DEVELOPMENT** and ordered printed.

On motion by Senator **BROMLEY** of Cumberland, **REFERRED** to the Committee on **BUSINESS, RESEARCH AND ECONOMIC DEVELOPMENT** 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

Bill "An Act Regarding School Bus Contracts" (EMERGENCY)
H.P. 1146 L.D. 1564

Comes from the House, **REFERRED** to the Committee on **EDUCATION AND CULTURAL AFFAIRS** and ordered printed.

On motion by Senator **BRENNAN** of Cumberland, **REFERRED** to the Committee on **EDUCATION AND CULTURAL AFFAIRS** 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

Bill "An Act Regarding Standard Contracts for Assisted Living Services"
H.P. 1145 L.D. 1563

Comes from the House, **REFERRED** to the Committee on **HEALTH AND HUMAN SERVICES** and ordered printed.

On motion by Senator **BRENNAN** of Cumberland, **REFERRED** to the Committee on **HEALTH AND HUMAN SERVICES** 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

Bill "An Act To Authorize a Pilot Project To Allow Commercial Vehicles at Canadian Weight Limits Access to the Woodland Commercial Park in Baileyville"
H.P. 1147 L.D. 1565

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

On motion by Senator **HATCH** of Somerset, **REFERRED** to the Committee on **TRANSPORTATION** and ordered printed, in concurrence.

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

PAPERS FROM THE HOUSE

**Pursuant to Resolve
MCJUSTIS Board**

The **MCJUSTIS Board**, pursuant to Resolve 2001, chapter 45 asked leave to report that the accompanying Bill "An Act To Implement Recommendations of the MCJUSTIS Policy Board Concerning the Drafting of Crimes and Civil Violations Pursuant to Resolve 1997, Chapter 105, as Amended"

H.P. 1149 L.D. 1567

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

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

On motion by Senator **PENDLETON** of Cumberland, **REFERRED** to the Committee on **JUDICIARY** 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

**Pursuant to Statute
Maine Rural Development Authority**

The **Maine Rural Development Authority**, pursuant to the Maine Revised Statutes, Title 5, section 8072 asked leave to report that the accompanying Resolve, Regarding Legislative Review of Chapter 1: Community Industrial Building Program, a Major Substantive Rule of the Maine Rural Development Authority (EMERGENCY)

H.P. 1143 L.D. 1560

Be **REFERRED** to the Committee on **BUSINESS, RESEARCH AND ECONOMIC DEVELOPMENT** 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 **BUSINESS, RESEARCH AND ECONOMIC DEVELOPMENT** and ordered printed pursuant to Joint Rule 218.

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

On motion by Senator **BROMLEY** of Cumberland, **REFERRED** to the Committee on **BUSINESS, RESEARCH AND ECONOMIC DEVELOPMENT** and ordered printed pursuant to Joint Rule 218, in concurrence.

Senate at Ease.

Senate called to order by the President.

Senator **WOODCOCK** of Franklin was granted unanimous consent to address the Senate off the Record.

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

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

Senator **HATCH** of Somerset was granted unanimous consent to address the Senate off the Record.

RECESSED until the sound of the bell.

After Recess

Senate called to order by the President.

On motion by Senator **TREAT** of Kennebec, **ADJOURNED** to Tuesday, April 15, 2003, at 10:30 in the morning.