

MAINE STATE LEGISLATURE

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

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

In Senate Chamber
Tuesday
April 29, 2003

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

Prayer by Senator Chandler E. Woodcock of Franklin County.

SENATOR WOODCOCK: Good morning to my colleagues in the Senate. This morning, on this beautiful day, I urge us all to reexamine spring. There are few events more meaningful in our life than an unexpected blossom. Let us pray.

Father, on this glorious morning, we take the time to pause amidst consideration, negotiation, and debate. We are elected as Democrats and Republicans, but lest we forget that we are born as Your children. It is often our want to seize political advantage at the cost of individual pain. Let us be reminded that eternity is not gained by election, but earned by deed.

There are those here, this morning, that suffer personal anguish and the burden is often too heavy to bear. We pray that each would turn to You and that burden be lifted. Some have walked through the valley of the shadow of death, a few more than once. It wasn't evil that was feared but loneliness and despair. We are always grateful for Your presence at our side.

For some here this morning, the miracle of life has been granted anew. We pray that each would appreciate the renewal of the blossom. Miracles are Yours alone.

It is springtime in Maine, Father. Help us to appreciate the gentle folds of reddish buds, the spirited song of visiting birds, the whisper of a warming wind as it passes through the pine needles, and the blossoming of Your love. We thank You, Father, for all that is ours, for all that is ours, has come from You. Amen.

National Anthem performed by the Lewiston High School Jazz Choir.

Doctor of the day, David Andrews, M.D. of Falmouth.

Reading of the Journal of Monday, April 28, 2003.

Off Record Remarks

PAPERS FROM THE HOUSE

Pursuant to Statute
Department of Human Services

The **Department of Human Services**, pursuant to the Maine Revised Statutes, Title 5, section 8072 asked leave to report that the accompanying Resolve, Regarding Legislative Review of Rules for the Audio Recording of Planned Interviews of Children, a Major Substantive Rule of the Department of Human Services (EMERGENCY)

H.P. 1157 L.D. 1585

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 **JUDICIARY** and ordered printed pursuant to Joint Rule 218.

Report **READ** and **REJECTED**.

On motion by Senator **BRENNAN** of Cumberland, **REFERRED** to the Committee on **JUDICIARY** and ordered printed pursuant to Joint Rule 218, in concurrence.

Pursuant to Statute
Department of Human Services

The **Department of Human Services**, pursuant to the Maine Revised Statutes, Title 5, section 8072 asked leave to report that the accompanying Resolve, Regarding Legislative Review of Portions of the MaineCare Benefits Manual, Chapter 111, Section 97: Private Non-Medical Institutions and Appendices B, C, D, E and F, a Major Substantive Rule of the Department of Human Services (EMERGENCY)

H.P. 1158 L.D. 1586

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.

On motion by Senator **BRENNAN** of Cumberland, **REFERRED** to the Committee on **HEALTH AND HUMAN SERVICES** and ordered printed pursuant to Joint Rule 218, in concurrence.

**Pursuant to Statute
Department of Human Services**

The **Department of Human Services**, pursuant to the Maine Revised Statutes, Title 5, section 8072 asked leave to report that the accompanying Resolve, Regarding Legislative Review of Portions of the MaineCare Benefits Manual, Chapter 11 and Chapter 111, Section 40, Home Health Services, a Major Substantive Rule of the Department of Human Services, Bureau of Medical Services (EMERGENCY)

H.P. 1161 L.D. 1588

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.

On motion by Senator **BRENNAN** of Cumberland, **REFERRED** to the Committee on **HEALTH AND HUMAN SERVICES** and ordered printed pursuant to Joint Rule 218, in concurrence.

COMMUNICATIONS

The Following Communication: S.P. 544

**STATE OF MAINE
121ST MAINE LEGISLATURE**

April 28, 2003

Sen. Bruce S. Bryant
Senate Chair, Joint Standing Committee on
Agriculture, Conservation and Forestry
Rep. Linda Rogers McKee
House Chair, Joint Standing Committee on
Agriculture, Conservation and Forestry
121st Legislature
Augusta, ME 04333

Dear Senator Bryant and Representative McKee:
Please be advised that Governor John E. Baldacci has nominated Leon Gorman of Yarmouth for appointment to the Land for Maine's Future Board.

Pursuant to Title 5, M.R.S.A. §6204-A, this nomination will require review by the Joint Standing Committee on Agriculture, Conservation and Forestry 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 **AGRICULTURE, CONSERVATION AND FORESTRY**.

Ordered sent down forthwith for concurrence.

The Following Communication: S.C. 188

**121ST LEGISLATURE
COMMITTEE ON MARINE RESOURCES**

April 17, 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 Marine Resources has voted unanimously to report the following bills out "Ought Not to Pass":

- | | |
|-----------|---|
| L.D. 169 | An Act to Waive the Apprenticeship Requirement for a Lobster and Crab Fishing License |
| L.D. 271 | An Act To Improve Guidance to the Commissioner of Marine Resources for Granting Marine Aquaculture Leases |
| L.D. 272 | An Act to Expand Aquaculture Site Location Criteria to Include Aesthetic Impact and Property Value Changes |
| L.D. 591 | An Act Regarding Requirements for Obtaining a Lobster Fishing License |
| L.D. 648 | An Act Clarifying Municipalities' Authority to Assign Mooring Permits |
| L.D. 835 | An Act To Allow a Select Group of Former Lobstermen To Obtain Lobster Fishing Licenses |
| L.D. 882 | An Act To Transfer Certain Authority from the Department of Marine Resources to the Department of Agriculture, Food and Rural Resources |
| L.D. 900 | An Act Regarding Eligibility for a License To Harvest Marine Organisms for a Person Who Served in the United States Armed Forces or United States Coast Guard |
| L.D. 1001 | An Act To Modify the Criteria for Approval of Aquaculture Leases |
| L.D. 1088 | Resolve, To Create a Study Committee To Consider Bay Management Planning |

L.D. 1134 Resolve, Establishing a Study Group To Improve the Planning and Management for Multiple Uses of Marine Waters

L.D. 1382 An Act To Increase the Trap Limit for Swan's Island to the Maximum Lobster Traps Allowed in Federal Waters of Zone B

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

Sincerely,

S/Sen. Dennis Damon
Senate Chair

S/Rep. Thomas Bull
House Chair

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

The Following Communication: S.C. 189

**121ST LEGISLATURE
COMMITTEE ON TRANSPORTATION**

April 22, 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 Transportation has voted unanimously to report the following bills out "Ought Not to Pass":

L.D. 511 Resolve, To Rescind Legislative Authorization for Highway Driveway and Entrance Rules

L.D. 750 An Act To Create Novice Incentive Licenses

L.D. 862 An Act Regulating the Use of Cellular Telephones by Juvenile Drivers

L.D. 1081 An Act To Allow the Use of Cameras for Enforcement of Traffic Light Violations

L.D. 1104 An Act To Prohibit the Use of Imitation High-intensity Discharge Bulbs

L.D. 1113 An Act To Repeal the Billboard Law

L.D. 1245 Resolve, Regarding the Widening of Route 26 in Poland

L.D. 1263 Resolve, To Promote Construction of Off-road Bike and Walking Paths along the Busiest Commuting Corridors of the State

L.D. 1428 An Act To Allow Municipalities To Establish Areas within Which Engine Brakes Are Prohibited

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

Sincerely,

S/Sen. Pamela H. Hatch
Senate Chair

S/Rep. Ronald E. Usher
House Chair

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

The Following Communication: S.C. 190

**121ST LEGISLATURE
COMMITTEE ON LABOR**

April 22, 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. 45 An Act to Establish a Living Wage for Maine Citizens

L.D. 1013 An Act To Address Maine's Direct Care Worker Shortage

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. 191

**121ST LEGISLATURE
COMMITTEE ON NATURAL RESOURCES**

April 22, 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 Natural Resources has voted unanimously to report the following bill out "Ought Not to Pass":

L.D. 632 An Act to Establish a Process to Classify Water Bodies as Impaired

We have also notified the sponsor and cosponsors of the Committee's action.

Sincerely,

S/Sen. John L. Martin
Senate Chair

S/Rep. Theodore Koffman
House Chair

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

REPORTS OF COMMITTEES

House

Ought to Pass

The Committee on **AGRICULTURE, CONSERVATION AND FORESTRY** on Joint Study Order Directing the Joint Standing Committee on Agriculture, Conservation and Forestry To Study New Payment Models for the Logging Industry
H.P. 724

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

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

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

On motion by Senator **GAGNON** of Kennebec, placed on the **SPECIAL STUDY TABLE**, pending **PASSAGE**, in concurrence.

Ought to Pass

The Committee on **AGRICULTURE, CONSERVATION AND FORESTRY** on Bill "An Act To Modify Water Well Reporting Requirements"

H.P. 1025 L.D. 1398

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 **AGRICULTURE, CONSERVATION AND FORESTRY** on Bill "An Act To Improve Farmer Participation in the Agricultural Marketing Loan Fund"

H.P. 1049 L.D. 1430

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 PRESIDENT: The Chair would like to interrupt proceedings at this time to take a moment to recognize our Legislative Memorial Scholarship award winners. The Chair recognizes the Senator from Sagadahoc, Senator Mayo.

Senator **MAYO:** Thank you, Madame President, ladies and gentlemen of the Senate, distinguished guests, and we have a number of them with us today. We, as members of this body, many times wonder what we have done for the state each day. I would remind you that a couple of months ago, I think we did something rather memorable. On the occasion of the most recent Legislative Scholarship Auction, we raised in excess of \$18,000 to offer scholarships to deserving students, one from each county, all of whom will receive a \$1,000 scholarship. We have seven of these students with us today.

One thing that is a little different about this scholarship, and that you may not be fully aware, is that it does not necessarily have to be used for tuition. In other words, it does not go to the educational institution. It goes to the individual.

I was talking with one of the recipients today, a student at Bowden, who is majoring in math. She indicated that she was going to use this \$1,000 to purchase textbooks in the fall semester because her textbooks run in excess of \$100 each. It could be used for housing, it could be used for transportation, or it could be used to assist with tuition. That decision is up to the individual student.

We're happy to have these seven students and their parents with us today. We will have them, individually, come down front when their name is called by Madame President, and their Senator would be asked to come forward and there will be a picture taking. When the event is done here in the Senate, they have been invited to the House and a ceremony there, then move on to the museum for a luncheon. Any of the Senators who have recipients are also invited to join us in the atrium of the museum

at around 11:30. With that, I will turn back to the good President of the Senate.

THE PRESIDENT: The Chair will call the names individually of our recipients and the Senator's names. Would they please come forward and receive their award. We have awards for someone from each county, but today we have seven of those recipients with us.

Kasi Carson of Androscoggin County, attending Colby College, with Senator Neria Douglass; Scott Porter of Aroostook County, attending the University of Maine in Orono, with Senator John Martin; Samuel Foster of Kennebec County, attending Unity College, with President Beverly Daggett; Katie Fuller of Oxford County, attending Colby College, with Senator Bruce Bryant; Megan Dow of Piscataquis County, attending the University of Maine at Fort Kent and is a student of the Senator from Aroostook, Senator Martin, with Senator Paul Davis, Sr.; Courtney Reichert of Sagadahoc County, attending Bowdoin College, with Senator Arthur Mayo, III; Jamie Sturtevant of York County, attending York County Community College, with Senator Kenneth Lemont.

The Chair would invite the recipients and their families to stay and watch the proceedings in the Senate. If, when the Senate goes into recess, you wish to have further pictures taken, you are certainly welcome to do so. We invite you to do so. We extend our congratulations to these students and wish them the very best in their studies. Education is one of our highest priorities and we are delighted to have these students and be able to award these scholarships.

Off Record Remarks

The Committee on **AGRICULTURE, CONSERVATION AND FORESTRY** on Bill "An Act To Improve Participation in the Farms for the Future Program"

H.P. 1066 L.D. 1461

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 **BUSINESS, RESEARCH AND ECONOMIC DEVELOPMENT** on Bill "An Act To Amend the Regional Economic Development Revolving Loan Program"

H.P. 914 L.D. 1240

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.

Off Record Remarks

The Committee on **BUSINESS, RESEARCH AND ECONOMIC DEVELOPMENT** on Bill "An Act To Make Technical Changes to Statutes Regarding Regulatory Boards and Registrations"

H.P. 1099 L.D. 1506

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 **INSURANCE AND FINANCIAL SERVICES** on Bill "An Act Clarifying the Maine Consumer Credit Code"

H.P. 374 L.D. 485

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 **INSURANCE AND FINANCIAL SERVICES** on Resolve, Regarding Legislative Review of Portions of Chapter 840, Private Purchasing Alliances, a Major Substantive Rule of the Department of Professional and Financial Regulation, Bureau of Insurance (EMERGENCY)

H.P. 1016 L.D. 1386

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

Comes from the House with the Report **READ** and **ACCEPTED** and the Resolve **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 **INSURANCE AND FINANCIAL SERVICES** on Bill "An Act To Clarify Provisions Governing Corporate-owned Life Insurance Policies"

H.P. 1086 L.D. 1481

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 Concerning the Treatment of Gross Income in Cases in Which Both Child Support and Spousal Support Are Considered"

H.P. 190 L.D. 235

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 **LABOR** on Bill "An Act To Raise the Threshold under the Fair Minimum Wage Rate on Construction Projects Law"

H.P. 1125 L.D. 1532

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 **MARINE RESOURCES** on Bill "An Act To Correct Certain Errors and Inconsistencies in Laws Relating to Marine Resources"

H.P. 1076 L.D. 1471

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 **STATE AND LOCAL GOVERNMENT** on Bill "An Act To Relocate the Prohibition of Use of State Government Computer Systems for Political Purposes to the Election Laws"

H.P. 1071 L.D. 1466

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 **STATE AND LOCAL GOVERNMENT** on Bill "An Act To Amend the Civil Service Law with Respect to Classified Employees Who Accept Appointment to the Unclassified Service"

H.P. 1073 L.D. 1468

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 **TRANSPORTATION** on Bill "An Act To Clarify Inspection Standards Related to Vehicle Wheel Size"

H.P. 543 L.D. 737

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 **UTILITIES AND ENERGY** on Resolve, Regarding Legislative Review of Chapter 311: Eligible Resource Portfolio Requirements Rule Amendment, a Major Substantive Rule of the Public Utilities Commission (EMERGENCY)

H.P. 1092 L.D. 1495

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

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

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

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

Ought to Pass As Amended

The Committee on **AGRICULTURE, CONSERVATION AND FORESTRY** on Resolve, Directing the Department of Conservation To Create the Kennebec River Historic Waterway

H.P. 497 L.D. 680

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-152)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Resolve **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-152)**.

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

READ ONCE.

Committee Amendment "A" (H-152) **READ** and **ADOPTED**, in concurrence.

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

The Committee on **BUSINESS, RESEARCH AND ECONOMIC DEVELOPMENT** on Bill "An Act To Require Information on New Well Caps"

H.P. 271 L.D. 341

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-164)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-164)**.

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

READ ONCE.

Committee Amendment "A" (H-164) **READ** and **ADOPTED**, in concurrence.

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

The Committee on **BUSINESS, RESEARCH AND ECONOMIC DEVELOPMENT** on Resolve, To Establish the Task Force To Study Regulatory Barriers to Affordable Housing (EMERGENCY)

H.P. 364 L.D. 472

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

Comes from the House with the Report **READ** and **ACCEPTED** and the Resolve **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-145)**.

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

The Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY** on Resolve, to Improve Community Safety and Sex Offender Accountability

H.P. 292 L.D. 372

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-158)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Resolve **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-158)**.

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

READ ONCE.

Committee Amendment "A" (H-158) **READ** and **ADOPTED**, in concurrence.

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

The Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY** on Bill "An Act To Clarify Arrest Powers of Law Enforcement Officers"

H.P. 361 L.D. 469

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-123)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-123)**.

Report **READ**.

On motion by Senator **STRIMLING** of Cumberland, **TABLED** until Later in Today's Session, pending **ACCEPTANCE OF REPORT**, in concurrence.

The Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY** on Bill "An Act To Protect Children 14 and 15 Years of Age from Sexual Contact with Adults"

H.P. 528 L.D. 722

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-155)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-155)**.

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

READ ONCE.

Committee Amendment "A" (H-155) **READ** and **ADOPTED**, in concurrence.

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

The Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY** on Bill "An Act To Increase Penalties for Furnishing or Trafficking Scheduled Drugs That Cause Death or Serious Bodily Injury"

H.P. 701 L.D. 944

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-157)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-157)**.

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

READ ONCE.

Committee Amendment "A" (H-157) **READ** and **ADOPTED**, in concurrence.

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

The Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY** on Bill "An Act To Amend the Maine Criminal Code as Recommended by the Criminal Law Advisory Commission"
H.P. 741 L.D. 1020

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-153)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-153)**.

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

READ ONCE.

Committee Amendment "A" (H-153) **READ** and **ADOPTED**, in concurrence.

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

The Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY** on Bill "An Act To Amend the Membership of the Maine Fire Protection Services Commission"

H.P. 857 L.D. 1160

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-156)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-156)**.

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

READ ONCE.

Committee Amendment "A" (H-156) **READ** and **ADOPTED**, in concurrence.

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

The Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY** on Bill "An Act To Protect Victims of Domestic Violence and Sexual Assault"

H.P. 938 L.D. 1266

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

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-154)**.

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

READ ONCE.

Committee Amendment "A" (H-154) **READ** and **ADOPTED**, in concurrence.

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

The Committee on **EDUCATION AND CULTURAL AFFAIRS** on Bill "An Act Regarding the School Board of the Governor Baxter School for the Deaf"

H.P. 328 L.D. 420

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-139)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-139)**.

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

READ ONCE.

Committee Amendment "A" (H-139) **READ** and **ADOPTED**, in concurrence.

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

The Committee on **EDUCATION AND CULTURAL AFFAIRS** on Resolve, Directing the Department of Education To Develop Standards for Outdoor Playground Surfaces

H.P. 458 L.D. 628

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-150)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Resolve **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-150)**.

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

READ ONCE.

Committee Amendment "A" (H-150) **READ** and **ADOPTED**, in concurrence.

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

The Committee on **EDUCATION AND CULTURAL AFFAIRS** on Resolve, Directing the Maine Historic Preservation Commission To Examine Available Funding for Local Historical Societies

H.P. 787 L.D. 1069

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-133)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Resolve **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-133)**.

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

READ ONCE.

Committee Amendment "A" (H-133) **READ** and **ADOPTED**, in concurrence.

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

The Committee on **EDUCATION AND CULTURAL AFFAIRS** on Bill "An Act Regarding University of Maine System Boards of Visitors"

H.P. 819 L.D. 1116

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-138)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-138)**.

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

READ ONCE.

Committee Amendment "A" (H-138) **READ** and **ADOPTED**, in concurrence.

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

The Committee on **HEALTH AND HUMAN SERVICES** on Resolve, Directing the Department of Behavioral and Developmental Services To Establish a Registry for Direct Care Workers Working with Persons with Mental Retardation

H.P. 104 L.D. 95

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-162)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Resolve **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-162)**.

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

READ ONCE.

Committee Amendment "A" (H-162) **READ** and **ADOPTED**, in concurrence.

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

The Committee on **HEALTH AND HUMAN SERVICES** on Bill "An Act to Establish the Health Care Workforce Center"
H.P. 160 L.D. 201

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-163)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-163)**.

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

READ ONCE.

Committee Amendment "A" (H-163) **READ** and **ADOPTED**, in concurrence.

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

The Committee on **HEALTH AND HUMAN SERVICES** on Bill "An Act To Change Child-to-staff Ratios in Child Care Centers"
H.P. 538 L.D. 732

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

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-168)**.

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

The Committee on **INLAND FISHERIES AND WILDLIFE** on Bill "An Act To Promote and Advance Wild Ring-necked Pheasant Propagation" (EMERGENCY)

H.P. 652 L.D. 875

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-129)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-129)**.

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

READ ONCE.

Committee Amendment "A" (H-129) **READ** and **ADOPTED**, in concurrence.

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

The Committee on **JUDICIARY** on Bill "An Act To Title Mobile Homes, Boats, All-terrain Vehicles and Snowmobiles"
H.P. 229 L.D. 286

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-141)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-141)**.

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

READ ONCE.

Committee Amendment "A" (H-141) **READ** and **ADOPTED**, in concurrence.

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

The Committee on **JUDICIARY** on Bill "An Act Regarding the Suspension of Licenses for Failure To Pay a Fine"
H.P. 518 L.D. 701

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-128)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-128)**.

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

READ ONCE.

Committee Amendment "A" (H-128) **READ** and **ADOPTED**, in concurrence.

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

The Committee on **JUDICIARY** on Resolve, Directing the Family Law Advisory Commission To Study and Report on Legal Issues Surrounding Surrogate Parenting and Gestational Agreements
H.P. 642 L.D. 865

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-127)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Resolve **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-127)**.

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

READ ONCE.

Committee Amendment "A" (H-127) **READ** and **ADOPTED**, in concurrence.

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

The Committee on **LABOR** on Bill "An Act To Improve Timeliness of Unemployment Trust Fund Deposits"

H.P. 1081 L.D. 1476

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-147)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-147)**.

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

READ ONCE.

Committee Amendment "A" (H-147) **READ** and **ADOPTED**, in concurrence.

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

Off Record Remarks

The Committee on **NATURAL RESOURCES** on Bill "An Act To Require the Consideration of the Cumulative Effect on Protected Natural Resources When Permitting Activities"

H.P. 197 L.D. 242

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-134)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-134)**.

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

READ ONCE.

Committee Amendment "A" (H-134) **READ** and **ADOPTED**, in concurrence.

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

The Committee on **NATURAL RESOURCES** on Bill "An Act To Manage Water Resources"

H.P. 380 L.D. 491

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-136)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-136)**.

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

READ ONCE.

Committee Amendment "A" (H-136) **READ** and **ADOPTED**, in concurrence.

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

The Committee on **NATURAL RESOURCES** on Bill "An Act To Clarify the Responsibilities of the Department of Environmental Protection"

H.P. 427 L.D. 564

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-144)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-144)**.

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

READ ONCE.

Committee Amendment "A" (H-144) **READ** and **ADOPTED**, in concurrence.

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

The Committee on **NATURAL RESOURCES** on Bill "An Act to Provide Additional Financing for Costs Associated with the Remediation of a Waste Oil Site in Plymouth" (EMERGENCY)
H.P. 475 L.D. 645

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-166)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-166)**.

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

READ ONCE.

Committee Amendment "A" (H-166) **READ** and **ADOPTED**, in concurrence.

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

The Committee on **NATURAL RESOURCES** on Bill "An Act To Maintain Beaches as Recreation Sites for the Public"
H.P. 513 L.D. 696

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-167)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-167)**.

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

READ ONCE.

Committee Amendment "A" (H-167) **READ** and **ADOPTED**, in concurrence.

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

The Committee on **NATURAL RESOURCES** on Bill "An Act To Amend a Requirement Concerning Dioxin"
H.P. 1030 L.D. 1403

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-169)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-169)**.

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

READ ONCE.

Committee Amendment "A" (H-169) **READ** and **ADOPTED**, in concurrence.

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

The Committee on **TRANSPORTATION** on Bill "An Act To Allow Modular Home Transporters To Obtain Trailer Transit Plates" (EMERGENCY)

H.P. 266 L.D. 323

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-160)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-160)**.

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

READ ONCE.

Committee Amendment "A" (H-160) **READ** and **ADOPTED**, in concurrence.

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

The Committee on **TRANSPORTATION** on Bill "An Act To Amend the Laws Governing Antique Vehicles"

H.P. 285 L.D. 365

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-149)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-149)**.

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

READ ONCE.

Committee Amendment "A" (H-149) **READ** and **ADOPTED**, in concurrence.

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

The Committee on **TRANSPORTATION** on Bill "An Act To Increase the Availability of Handicapped Parking Spaces for People with Disabilities"

H.P. 332 L.D. 424

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-165)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-165)**.

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

READ ONCE.

Committee Amendment "A" (H-165) **READ** and **ADOPTED**, in concurrence.

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

The Committee on **TRANSPORTATION** on Bill "An Act To Assist Low-income Families To Comply with the Booster Seat Law" (EMERGENCY)

H.P. 474 L.D. 644

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-161)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-161)**.

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

READ ONCE.

Committee Amendment "A" (H-161) **READ** and **ADOPTED**, in concurrence.

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

The Committee on **TRANSPORTATION** on Bill "An Act To Create a Registration Plate for Experimental Automobiles"

H.P. 507 L.D. 690

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-137)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-137)**.

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

READ ONCE.

Committee Amendment "A" (H-137) **READ** and **ADOPTED**, in concurrence.

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

The Committee on **TRANSPORTATION** on Bill "An Act To Allow Modified Automotive Suspension"

H.P. 595 L.D. 818

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-122)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-122)**.

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

READ ONCE.

Committee Amendment "A" (H-122) **READ** and **ADOPTED**, in concurrence.

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

The Committee on **TRANSPORTATION** on Bill "An Act To Amend the Motor Vehicle Laws Pertaining to Mufflers"

H.P. 596 L.D. 819

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-178)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-178)**.

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

READ ONCE.

Committee Amendment "A" (H-178) **READ** and **ADOPTED**, in concurrence.

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

The Committee on **TRANSPORTATION** on Bill "An Act To Make Technical Amendments to Truck Size and Weight Laws"

H.P. 1065 L.D. 1457

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-177)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-177)**.

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

READ ONCE.

Committee Amendment "A" (H-177) **READ** and **ADOPTED**, in concurrence.

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

The Committee on **UTILITIES AND ENERGY** on Bill "An Act To Clarify That All Companies Offering Telephone Services for Compensation, Including Switchless Resellers, Are Telephone Utilities"

H.P. 574 L.D. 775

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-125)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-125)**.

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

READ ONCE.

Committee Amendment "A" (H-125) **READ** and **ADOPTED**, in concurrence.

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

The Committee on **UTILITIES AND ENERGY** on Bill "An Act To Allow Consumer-owned Utilities To Purchase Power at Negotiated Wholesale Rates, Terms and Conditions"

H.P. 747 L.D. 1030

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-124)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-124)**.

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

READ ONCE.

Committee Amendment "A" (H-124) **READ** and **ADOPTED**, in concurrence.

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

Divided Report

The Majority of the Committee on **AGRICULTURE, CONSERVATION AND FORESTRY** on Bill "An Act To Require Use of United States Citizens for Work with the Bureau of Parks and Lands"

H.P. 227 L.D. 284

Reported that the same be **REFERRED** to the Committee on **LABOR**

Signed:

Senator:

BRYANT of Oxford

Representatives:

McKEE of Wayne

PINEAU of Jay

PIOTTI of Unity

SMITH of Monmouth

CARR of Lincoln

CHURCHILL of Orland

FLETCHER of Winslow

EDER of Portland

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

Signed:

Senators:

KNEELAND of Aroostook

YOUNGBLOOD of Penobscot

Representatives:

LUNDEEN of Mars Hill

HONEY of Boothbay

Comes from the House with the Majority Report **READ** and **ACCEPTED** and the Bill and accompanying papers **REFERRED** to the Joint Standing Committee on **LABOR**.

Reports **READ**.

On motion by Senator **BRYANT** of Oxford, the Majority Report **ACCEPTED** and the Bill and accompanying papers **REFERRED** to the Committee on **LABOR**, in concurrence.

Divided Report

The Majority of the Committee on **BUSINESS, RESEARCH AND ECONOMIC DEVELOPMENT** on Bill "An Act To Require Water Tests Prior to the Sale of Homes"

H.P. 959 L.D. 1305

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

Signed:

Senators:

BROMLEY of Cumberland
HALL of Lincoln
SHOREY of Washington

Representatives:

SULLIVAN of Biddeford
O'BRIEN of Lewiston
SMITH of Monmouth
AUSTIN of Gray
BERUBE of Lisbon
RECTOR of Thomaston
ROGERS of Brewer

The Minority of the same Committee on the same subject reported that the same **Ought To Pass**.

Signed:

Representatives:

DUPREY of Medway
JACOBSEN of Waterboro

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

Reports **READ**.

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

Divided Report

The Majority of the Committee on **INLAND FISHERIES AND WILDLIFE** on Bill "An Act To Clarify Reciprocity for ATV Registration"

H.P. 279 L.D. 359

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-130)**.

Signed:

Senators:

BRYANT of Oxford
CARPENTER of York
KNEELAND of Aroostook

Representatives:

DUNLAP of Old Town
McGLOCKLIN of Embden
WHEELER of Kittery
WOTTON of Littleton
WATSON of Bath
PINEAU of Jay
RICHARDSON of Greenville
TRAHAN of Waldoboro

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

Signed:

Representatives:

HONEY of Boothbay
TOBIN of Dexter

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-130)**.

Reports **READ**.

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

READ ONCE.

Committee Amendment "A" (H-130) **READ** and **ADOPTED**, in concurrence.

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

Divided Report

The Majority of the Committee on **INSURANCE AND FINANCIAL SERVICES** on Bill "An Act To Expand the Mission of the Public Advocate"

H.P. 768 L.D. 1051

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

Signed:

Senators:

LaFOUNTAIN of York
DOUGLASS of Androscoggin
MAYO of Sagadahoc

Representatives:

VAUGHAN of Durham
PERRY of Calais
BREAULT of Buxton
WOODBURY of Yarmouth
O'NEIL of Saco
GLYNN of South Portland
SNOWE-MELLO of Poland
YOUNG of Limestone
PERRY of Bangor

The Minority of the same Committee on the same subject reported that the same **Ought To Pass as Amended by Committee Amendment "A" (H-176)**.

Signed:

Representative:
CANAVAN of Waterville

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

Reports **READ**.

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

Divided Report

The Majority of the Committee on **LEGAL AND VETERANS**
AFFAIRS on Bill "An Act To Prohibit Municipal Elections within 60
Days of a Statewide Election"

H.P. 225 L.D. 282

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

Signed:

Senators:
GAGNON of Kennebec
LEMONT of York

Representatives:
CLARK of Millinocket
PATRICK of Rumford
BLANCHETTE of Bangor
CANAVAN of Waterville
LANDRY of Sanford
HOTHAM of Dixfield
BROWN of South Berwick
MOORE of Standish

The Minority of the same Committee on the same subject
reported that the same **Ought To Pass as Amended by**
Committee Amendment "A" (H-173).

Signed:

Senator:
MAYO of Sagadahoc

Representatives:
GLYNN of South Portland
JENNINGS of Leeds

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

Reports **READ**.

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

Divided Report

The Majority of the Committee on **UTILITIES AND ENERGY** on
Bill "An Act To Enhance Homeland Security"

H.P. 530 L.D. 724

Reported that the same **Ought to Pass as Amended by**
Committee Amendment "A" (H-131).

Signed:

Senators:
HALL of Lincoln
BROMLEY of Cumberland
YOUNGBLOOD of Penobscot

Representatives:
RINES of Wiscasset
FLETCHER of Winslow
LUNDEEN of Mars Hill
MOODY of Manchester
ADAMS of Portland
BERRY of Belmont
BLISS of South Portland
CRESSEY of Baldwin
RICHARDSON of Skowhegan

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

Signed:

Representative:
GOODWIN of Pembroke

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-131).

Reports **READ**.

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

READ ONCE.

Committee Amendment "A" (H-131) **READ** and **ADOPTED**, in
concurrence.

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

Senate

Ought to Pass

Senator **LaFOUNTAIN** for the Committee on **INSURANCE AND**
FINANCIAL SERVICES on Bill "An Act To Establish Fee Caps
under the Maine Insurance Code"

S.P. 510 L.D. 1522

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 DOUGLASS for the Committee on **EDUCATION AND CULTURAL AFFAIRS** on Bill "An Act To Amend the Laws Governing Home Instruction"

S.P. 83 L.D. 160

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-79)**.

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

READ ONCE.

Committee Amendment "A" (S-79) **READ** and **ADOPTED**.

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

Sent down for concurrence.

Senator LaFOUNTAIN for the Committee on **INSURANCE AND FINANCIAL SERVICES** on Bill "An Act To Provide Parity in Lending by State-chartered Financial Institutions"

S.P. 223 L.D. 614

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-82)**.

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

READ ONCE.

Committee Amendment "A" (S-82) **READ** and **ADOPTED**.

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

Sent down for concurrence.

Senator EDMONDS for the Committee on **LABOR** on Bill "An Act To Allow for Immediate Unemployment Fact-finding Interviews for Able and Availability Issues"

S.P. 485 L.D. 1453

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-81)**.

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

READ ONCE.

Committee Amendment "A" (S-81) **READ** and **ADOPTED**.

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

Sent down for concurrence.

Divided Report

The Majority of the Committee on **JUDICIARY** on Bill "An Act To Allow Certain Persons Representing Business Entities To Appear in Court in Forcible Entry and Detainer Cases"

S.P. 143 L.D. 407

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

Signed:

Senators:

PENDLETON of Cumberland
CATHCART of Penobscot

Representatives:

NORBERT of Portland
BULL of Freeport
SIMPSON of Auburn
GERZOFISKY of Brunswick
BENNETT of Caribou
MILLS of Farmington
LORING of the Penobscot Nation

The Minority of the same Committee on the same subject reported that the same **Ought To Pass**.

Signed:

Senator:

WOODCOCK of Franklin

Representatives:

SHERMAN of Hodgdon
CARR of Lincoln
DUPREY of Hampden
BRYANT-DESCHENES of Turner

Reports **READ**.

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

Divided Report

The Majority of the Committee on **LABOR** on Bill "An Act To Improve Collection of Information about Work-related Injuries and To Enhance Injury Prevention Efforts"

S.P. 135 L.D. 398

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-80).**

Signed:

Senators:

EDMONDS of Cumberland
STANLEY of Penobscot

Representatives:

SMITH of Van Buren
HUTTON of Bowdoinham
HATCH of Skowhegan
PATRICK of Rumford
JACKSON of Fort Kent
WATSON of Bath

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

Signed:

Senator:

BLAIS of Kennebec

Representatives:

TREADWELL of Carmel
CRESSEY of Baldwin
HEIDRICH of Oxford
NUTTING of Oakland

Reports **READ.**

Senator **EDMONDS** of Cumberland 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.

SECOND READERS

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

Senate

Bill "An Act to Allow Members of the Maine Public Drinking Water Commission to Serve More than 2 Consecutive Terms"

S.P. 70 L.D. 147

Resolve, To Lower the Costs of Prescription Drugs through the Use of the Federal Public Health Service Act

S.P. 249 L.D. 711

Bill "An Act Relating to Motorcycles and Driver Education"

S.P. 289 L.D. 894

Bill "An Act Pertaining to Trustee Services for the Maine Turnpike Authority"

S.P. 302 L.D. 906

Bill "An Act To Amend the Debt Management Services Laws"

S.P. 486 L.D. 1458

Bill "An Act To Update and Clarify the Law Regarding the Conversion of a Nonprofit Hospital and Medical Service Organization to a Domestic Stock Insurer"

S.P. 496 L.D. 1490

READ A SECOND TIME and PASSED TO BE ENGROSSED.

Sent down for concurrence.

Senate As Amended

Bill "An Act To Increase Access to Higher Education"

S.P. 108 L.D. 326
(C "A" S-71)

Bill "An Act To Stimulate Economic Growth in Northern Penobscot County"

S.P. 117 L.D. 335
(C "A" S-65)

Bill "An Act to Strengthen State Investment in the University of Maine System for Applied Research and Development"

S.P. 119 L.D. 337
(C "A" S-66)

Bill "An Act To Improve the Effectiveness of the Maine Coastal and Inland Surface Oil Clean-up Fund"

S.P. 205 L.D. 596
(C "A" S-72)

Bill "An Act To Require the Department of Environmental Protection To Develop and Implement an Eradication Plan for Invasive Aquatic Plants"

S.P. 245 L.D. 707
(C "A" S-75)

Bill "An Act To Allow a Judge To Assess a Fee on a Defendant To Reimburse a Municipality for a Drug Test"

S.P. 311 L.D. 970
(C "A" S-76)

Resolve, To Renew the Veterans' Emergency Assistance Program

S.P. 350 L.D. 1021
(C "A" S-74)

Bill "An Act To Enhance Juvenile Rehabilitation"

S.P. 397 L.D. 1192
(C "A" S-77)

Bill "An Act To Provide for the 2003 and 2004 Allocations of the State Ceiling on Private Activity Bonds" (EMERGENCY)

S.P. 428 L.D. 1326
(C "A" S-73)

Resolve, To Rename the Patty Hill Road in Medford the Clyde Hichborn Road

S.P. 431 L.D. 1329
(C "A" S-78)

Bill "An Act Concerning the Renewal of Commercial Harvester and Dealer Licenses"

S.P. 457 L.D. 1387
(C "A" S-70)

Bill "An Act To Create a Marine Harvesting Demonstration License"

S.P. 459 L.D. 1389
(C "A" S-69)

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

Sent down for concurrence.

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

ENACTORS

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

Emergency Measure

An Act To Promote Affordable Telephone Service for Business and Residential Customers in Rural Maine

S.P. 99 L.D. 265
(C "A" S-21)

THE PRESIDENT: The Chair recognizes the Senator from Penobscot, Senator Youngblood.

Senator **YOUNGBLOOD:** Thank you, Madame President, ladies and gentlemen of the Senate. I won't take but just a second of your time. This is a good bill, it was passed unanimously by the Utilities Committee. This was about access. About five years ago, the legislature said that interstate and intrastate fees need to be brought closer together; they were completely out of balance. A great deal of progress has been made in doing that. A deadline of May 31, 2003 was set to do that. The Public Utilities Commission had not done enough to move the smaller, rural telephone companies of Maine into that arena. Verizon made a big step, very early on. A lot of work needed to be done in order

to meet that May 31st deadline. Rate shock would have had to happen. There would have been substantial increases in excess of 50%.

The amendment to this gives the Public Utilities Commission another two years in order to implement this, until May 31, 2005. To let the PUC know the attitude of the committee, the committee voted to send a letter to them saying that this is important to the people of Maine. The equalization of interstate and intrastate fees is important. Get on with it. Don't do, as you've done this time, and drag your feet, come back here in May 2005 and say that you need another extension. That letter encourages the PUC to get on with that, to do this equalization process. It is important to all of the people of the State of Maine. I thank you for the opportunity, Madame President, to put that on the record.

THE PRESIDENT: The Chair recognizes the Senator from Lincoln, Senator Hall.

Senator **HALL:** Thank you, Madame President, ladies and gentlemen of the Senate. May I first thank the good Senator from Penobscot, Senator Youngblood, for his remarks about this bill and for the work that he put in on creating a consensus on this and moving it forward.

With your indulgence, Madame President, I would just briefly read the letter from the committee to the Public Utilities Commission for the record. It reads as follows: 'Dear Chairman Welch:

The purpose of this letter is to convey to the commission the intent of the Utilities and Energy Committee with regard to the committee amendment to L.D. 265. This amendment changes current law by giving discretion to the commission to decide whether to reduce instate toll access rates to be equal to or less than the interstate toll access rates. It does require, however, that the commission ensure that the instate access rates meet the interstate access rates as of January 1, 2003.

The amendment gives discretion to the commission to determine the schedule for achieving this result before May 2005. The committee expects that, in exercising this discretion, the commission shall commence proceedings, as soon as possible, to develop appropriate phase-in schedules which ensure fairness to all customers without causing rate shock. Thank you for your attention and cooperation.' It is signed by the committee chairs.

Thank you, Madame President, for listening to that and I appreciate the opportunity to have read that into the record. I hope that the Senate will now pass this without further concern. Thank you.

This being an Emergency Measure and having received the affirmative vote of 28 Members of the Senate, with no Senators having voted in the negative, and 28 being more than two-thirds of the entire elected Membership of the Senate, was **PASSED TO BE ENACTED** and having been signed by the President, was presented by the Secretary to the Governor for his approval.

Emergency Resolve

Resolve, Authorizing Municipalities To Consolidate Voting Districts for Special Elections on Bond Issues Held in 2003
S.P. 539 L.D. 1581

This being an Emergency Measure and having received the affirmative vote of 28 Members of the Senate, with no Senators having voted in the negative, and 28 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 Laws Governing the Workers' Compensation Board Administrative Fund
H.P. 16 L.D. 9
(C "A" H-106)

An Act To Increase Protection for Endangered and Threatened Species
H.P. 246 L.D. 303
(C "A" H-105)

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

An Act To Change the Membership of the Plumbers' Examining Board To Include a Local Plumbing Inspector
H.P. 499 L.D. 682
(H "A" H-110 to C "A" H-89)

An Act To Amend the Laws Regarding the Location of the Wells National Estuarine Research Reserve
H.P. 576 L.D. 777
(C "A" H-100)

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

An Act To Enhance Enforcement of Safety Zone Laws
H.P. 614 L.D. 837
(C "A" H-102)

An Act To Require Disclosure of the Amount and Duration of Unemployment Benefits to Recipients
H.P. 711 L.D. 954
(C "A" H-104)

An Act To Allow Recipients To Withdraw from Receiving Unemployment Benefits by Phone and at Any Time before Receiving Benefits
H.P. 712 L.D. 955
(C "A" H-103)

An Act To Require Continuing Education for Professional Engineers
S.P. 320 L.D. 979
(H "A" H-109)

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

An Act To Make Allocations from Maine Turnpike Authority Funds for the Maine Turnpike Authority for the Calendar Year Ending December 31, 2004
H.P. 852 L.D. 1153

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

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

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

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

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

Resolve

Resolve, Regarding State Designation of Memorials Honoring the Underground Railroad
S.P. 75 L.D. 152
(C "A" S-36)

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

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

On motion by Senator **TREAT** of Kennebec, **ADJOURNED** to Wednesday, April 30, 2003, at 10:00 in the morning.