

# MAINE STATE LEGISLATURE

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Senate Legislative Record  
One Hundred and Twentieth Legislature  
State of Maine

Volume 1

First Regular Session  
December 6, 2000 to May 23, 2001

Pages 1 - 911

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

In Senate Chamber  
Thursday  
April 26, 2001

Senate called to order by President Pro Tem Lynn Bromley of Cumberland County.

Prayer by Reverend David Glusker of the First Radio Parish Church of America in South China.

**REVEREND GLUSKER:** Two 7 year olds were playing on the playground. One of them was continually telling the other one when he could go on the slide, when he could go on the monkeybars, when he could go on the see-saw. Finally the second one, exacerbated, offered the ultimate retort of a 7 year old. "You're not the boss of me." Well, it raises the question of who's the boss of us? Is it our ethics and values? Is it our constituency? Is it a higher power who some of us call God? Who's the boss of us? It's an important question as we do important work.

Let us pray. Lord, God, we pause to acknowledge that You are the boss of us. You are the one to whom we are ultimately responsible. So our prayer is that You will guide us, that You will use us, that You will enable us as we deal with the challenges of this day. To this end we call for Your blessing. Amen.

Doctor of the day, Stephen Sears, M.D., Maine General Medical Center in Augusta.

Reading of the Journal of Wednesday, April 25, 2001.

Off Record Remarks

**ORDERS OF THE DAY**

Out of order and under suspension of the Rules, the Chair laid before the Senate the following Tabled and Later (4/10/01) Assigned matter:

JOINT ORDER - relative to Cony High School Girls Hockey Team

SLS 125

Tabled - April 10, 2001, by Senator **SMALL** of Sagadahoc

Pending - motion by Senator **DAGGETT** of Kennebec to **PASS**

(In Senate, April 10, 2001, on motion by Senator **DAGGETT** of Kennebec **READ**.)

**THE PRESIDENT PRO TEM:** The Chair recognizes the Senator from Kennebec, Senator Daggett.

Senator **DAGGETT:** Thank you, Madame President. I'm thrilled to be able to host this team here today. This is only the second year that this has been a club sport. There were only two teams that played last year in the tournament and there were 12 teams that played this year across our state. This team played a full schedule of 16 games and had an undefeated regular season record. They went on to win the end of the year tournament and we're certainly hoping that this will become a varsity sport. I'm delighted to have them here today and to recognize them. Thank you.

**PASSED.**

Under suspension of the Rules, ordered sent down forthwith for concurrence.

Out of order and under suspension of the Rules, on motion by President Pro Tem **BENNETT** of Oxford, the following Joint Order:  
S.P. 603

**ORDERED**, the House concurring, that when the House stands Adjourned it does so until Monday, April 30, 2001, at 9:00 in the morning and the Senate Adjourns until Monday, April 30, 2001, at 9:30 in the morning.

**READ and PASSED.**

Under suspension of the Rules, ordered sent down forthwith for concurrence.

**PAPERS FROM THE HOUSE**

**Non-Concurrent Matter**

Bill "An Act to Establish a Light Trailer Transporter Plate and License"

S.P. 56 L.D. 220  
(C "A" S-17)

In Senate, March 22, 2001, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-17)**.

Comes from the House, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-17) AS AMENDED BY HOUSE AMENDMENT "A" (H-136)** thereto, in **NON-CONCURRENCE**.

On motion by Senator **SAVAGE** of Knox, the Senate **RECEDED and CONCURRED**.

Off Record Remarks

**ORDERS**

**Joint Order**

An expression of Legislative Sentiment recognizing:

First Radio Parish Church of America, on the 75th Anniversary of its first broadcast, April 18, 2001. It is the world's oldest continuous nonsectarian broadcast of religion and continues to broadcast services every Sunday. Since the early 1950s, the ministry has been broadcast on television, reaching people throughout the State of Maine. First Radio Parish Church of America also reaches hearing-impaired persons through closed captioning, members of the military via Armed Forces Radio and others by way of the Internet. We offer our heartfelt congratulations and best wishes to the Trustees of First Radio Parish Church of America and wish them continued success during the coming years;

SLS 155

Sponsored by Senator DAGGETT of Kennebec.  
Cosponsored by Speaker SAXL of Portland, Senator MARTIN of Aroostook, Senator RAND of Cumberland, Senator ABROMSON of Cumberland, Representative DUDLEY of Portland, Representative McDONOUGH of Portland, Representative QUINT of Portland, Representative NORBERT of Portland, Representative BRANNIGAN of Portland, Representative MARLEY of Portland, Representative CUMMINGS of Portland, Representative BUMPS of China, Representative SCHNEIDER of Durham, Representative BRUNO of Raymond, Representative COLWELL of Gardiner, President Pro Tem BENNETT of Oxford, Senator SMALL of Sagadahoc, Senator DAVIS of Piscataquis, Senator TREAT of Kennebec, President MICHAUD of Penobscot.

**READ.**

**THE PRESIDENT PRO TEM:** The Chair recognizes the Senator from Kennebec, Senator Daggett.

Senator **DAGGETT:** Thank you, Madame President. It's indeed a pleasure to have Reverend Glusker here today to have given the prayer and to receive this sentiment. I've had the opportunity of having Reverend Glusker as my pastor in the past and have known him for some time and always appreciated the work that he has done. Certainly the First Radio Parish Church has been helpful to many and is a very unique ministry because it's available to many people and particularly to those people who are homebound and not able to participate in services otherwise. At my house it comes on early in the morning. It's a nice start to the day. I want to recognize Reverend Glusker for the good work he does and appreciate his service with the First Radio Parish Church.

**PASSED.**

Under suspension of the Rules, ordered sent down forthwith for concurrence.

**REPORTS OF COMMITTEES**

**House**

**Ought to Pass Pursuant to Joint Order**

The Committee on **STATE AND LOCAL GOVERNMENT** on Resolve, for Laying of the County Taxes and Authorizing Expenditures of Kennebec County for the Year 2001 (EMERGENCY)

H.P. 1309 L.D. 1772

Reported that the same **Ought to Pass**, pursuant to Joint Order H.P. 1247.

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

Report **READ.**

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

The Committee on **STATE AND LOCAL GOVERNMENT** on Bill "An Act to Revise the Salaries of Certain Kennebec County Officers" (EMERGENCY)

H.P. 1310 L.D. 1773

Reported that the same **Ought to Pass**, pursuant to Joint Order H.P. 1247.

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.

**Ought to Pass**

The Committee on **MARINE RESOURCES** on Bill "An Act to Modify Municipal Shellfish Ordinances"

H.P. 997 L.D. 1334

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.**

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

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**Ought to Pass As Amended**

The Committee on **CRIMINAL JUSTICE** on Bill "An Act Concerning the Administration of Medications in County Jails"  
H.P. 502 L.D. 642

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 BY COMMITTEE AMENDMENT "A" (H-161)**, in concurrence.

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The Committee on **CRIMINAL JUSTICE** on Bill "An Act to Prohibit Cyberstalking"

H.P. 594 L.D. 749

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 BY COMMITTEE AMENDMENT "A" (H-160)**, in concurrence.

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The Committee on **CRIMINAL JUSTICE** on Bill "An Act to Amend the Supervised Community Confinement Law"

H.P. 714 L.D. 929

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 BY COMMITTEE AMENDMENT "A" (H-163)**, in concurrence.

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The Committee on **CRIMINAL JUSTICE** on Bill "An Act to Establish the Maine Firefighter Training Fund"

H.P. 804 L.D. 1048

Reported that the same **Ought to Pass As Amended by Committee Amendment "A" (H-159)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-159)**.

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

**READ ONCE.**

Committee Amendment "A" (H-159) **READ** and **ADOPTED**, in concurrence.

Under suspension of the Rules, **READ A SECOND TIME** and **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-159)**, in concurrence.

---

The Committee on **CRIMINAL JUSTICE** on Bill "An Act to Adopt a New Interstate Compact Regarding Adults Who are on Probation or Parole"

H.P. 827 L.D. 1081

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 Bill **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 BY COMMITTEE AMENDMENT "A" (H-162)**, in concurrence.

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The Committee on **CRIMINAL JUSTICE** on Bill "An Act for Voluntary Testing for Hepatitis-C of Adult Prisoners in the Maine Correctional System"

H.P. 968 L.D. 1292

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 BY COMMITTEE AMENDMENT "A" (H-164)**, in concurrence.

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The Committee on **MARINE RESOURCES** on Resolve, to Regulate the Harvesting of Horseshoe Crabs

H.P. 259 L.D. 308

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 BY COMMITTEE AMENDMENT "A" (H-158)**, in concurrence.

---

The Committee on **MARINE RESOURCES** on Bill "An Act to Revise Maine Laws Governing Aquaculture"

H.P. 288 L.D. 366

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 BY COMMITTEE AMENDMENT "A" (H-157)**, in concurrence.

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#### Divided Report

The Majority of the Committee on **EDUCATION AND CULTURAL AFFAIRS** on Bill "An Act to Eliminate Smoking in Maine Schools and on School Grounds"

H.P. 482 L.D. 622

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

Signed:

Senators:

MITCHELL of Penobscot  
NUTTING of Androscoggin  
ROTUNDO of Androscoggin

Representatives:

RICHARD of Madison  
DESMOND of Mapleton  
WATSON of Farmingdale  
ESTES of Kittery  
CUMMINGS of Portland  
ANDREWS of York  
WESTON of Montville  
LEDWIN of Holden

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

Signed:

Representatives:

SKOGLUND of St. George  
STEDMAN of Hartland

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-123)**.

Reports **READ**.

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

**READ ONCE.**

Committee Amendment "A" (H-123) **READ** and **ADOPTED**, in concurrence.

Under suspension of the Rules, **READ A SECOND TIME** and **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-123)**, in concurrence.

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**Divided Report**

The Majority of the Committee on **EDUCATION AND CULTURAL AFFAIRS** on Bill "An Act to Require Cardiopulmonary Resuscitation Certification Prior to Graduation from High School"

H.P. 673 L.D. 873

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

Signed:

Senators:

MITCHELL of Penobscot  
NUTTING of Androscoggin  
ROTUNDO of Androscoggin

Representatives:

RICHARD of Madison  
DESMOND of Mapleton  
SKOGLUND of St. George  
WATSON of Farmingdale  
ESTES of Kittery  
CUMMINGS of Portland  
STEDMAN of Hartland  
WESTON of Montville  
LEDWIN of Holden

The Minority of the same Committee on the same subject reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-144).**

Signed:

Representative:

ANDREWS of York

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

Reports **READ.**

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

**Divided Report**

The Majority of the Committee on **STATE AND LOCAL GOVERNMENT** on Bill "An Act to Restructure the Kennebec County Advisory Budget Committee"

H.P. 1226 L.D. 1673

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

Signed:

Senators:

PENDLETON of Cumberland  
YOUNGBLOOD of Penobscot  
ROTUNDO of Androscoggin

Representatives:

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

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

Signed:

Representatives:

KASPRZAK of Newport  
CRESSEY of Baldwin

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

Reports **READ.**

On motion by President Pro Tem **BENNETT** of Oxford, **TABLED** until Later in Today's Session, pending **ACCEPTANCE OF EITHER REPORT.**

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**Senate**

**Ought to Pass**

Senator **SAVAGE** for the Committee on **TRANSPORTATION** on Joint Resolution Memorializing Congress and the United States Department of Transportation to Study the Sufficiency of West-east Transportation Links

S.P. 589

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

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

**READ** and **ADOPTED.**

Sent down for concurrence.

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**Ought to Pass As Amended**

Senator KNEELAND for the Committee on **AGRICULTURE, CONSERVATION AND FORESTRY** on Bill "An Act to Implement the Maine Agricultural Internship and Training Program"  
S.P. 227 L.D. 792

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 BY COMMITTEE AMENDMENT "A" (S-79)**.

Sent down for concurrence.

---

Senator NUTTING for the Committee on **AGRICULTURE, CONSERVATION AND FORESTRY** on Bill "An Act to Amend the Laws Governing the Maine Potato Board"  
S.P. 285 L.D. 996

Reported that the same **Ought to Pass As Amended by Committee Amendment "A" (S-78)**.

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

**READ ONCE**.

Committee Amendment "A" (S-78) **READ** and **ADOPTED**.

Under suspension of the Rules, **READ A SECOND TIME** and **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-78)**.

Sent down for concurrence.

---

Senator SAVAGE for the Committee on **TRANSPORTATION** on Bill "An Act to Eliminate the Fee for Veterans Registration Plates"  
S.P. 14 L.D. 31

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 BY COMMITTEE AMENDMENT "A" (S-81)**.

Sent down for concurrence.

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**Off Record Remarks**

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Senator SAVAGE for the Committee on **TRANSPORTATION** on Bill "An Act to Amend the Covered Load Laws"  
S.P. 293 L.D. 1004

Reported that the same **Ought to Pass As Amended by Committee Amendment "A" (S-83)**.

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

**READ ONCE**.

Committee Amendment "A" (S-83) **READ** and **ADOPTED**.

Under suspension of the Rules, **READ A SECOND TIME** and **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-83)**.

Sent down for concurrence.

---

Senator SAVAGE for the Committee on **TRANSPORTATION** on Bill "An Act to Allow the Maine Turnpike Authority to Levy an Administrative Fee against Toll Evaders"  
S.P. 417 L.D. 1361

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 BY COMMITTEE AMENDMENT "A" (S-82)**.

Sent down for concurrence.

---

Senator FERGUSON for the Committee on **UTILITIES AND ENERGY** on Bill "An Act to Lower In-state Phone Costs for Rural Maine"

S.P. 17 L.D. 33



Reported that the same **Ought to Pass As Amended by Committee Amendment "A" (S-76)**.

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

**READ ONCE**.

Committee Amendment "A" (S-76) **READ** and **ADOPTED**.

Under suspension of the Rules, **READ A SECOND TIME** and **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-76)**.

Sent down for concurrence.

---

Senator FERGUSON for the Committee on **UTILITIES AND ENERGY** on Bill "An Act to Revise the Charter of the Ogunquit Sewer District"

S.P. 252 L.D. 884

Reported that the same **Ought to Pass As Amended by Committee Amendment "A" (S-77)**.

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

**READ ONCE**.

Committee Amendment "A" (S-77) **READ** and **ADOPTED**.

Under suspension of the Rules, **READ A SECOND TIME** and **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-77)**.

Sent down for concurrence.

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**Divided Report**

The Majority of the Committee on **LEGAL AND VETERANS AFFAIRS** on Bill "An Act to Allow Beverage Sales from Mobile Service Vehicles on Golf Courses" (EMERGENCY)

S.P. 35 L.D. 133

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

Signed:

Senators:

DOUGLASS of Androscoggin  
WOODCOCK of Franklin  
BROMLEY of Cumberland

Representatives:

CHIZMAR of Lisbon  
COTE of Lewiston  
ESTES of Kittery  
O'BRIEN of Lewiston  
PATRICK of Rumford

The Minority of the same Committee on the same subject reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-80)**.

Signed:

Representatives:

LABRECQUE of Gorham  
TUTTLE of Sanford  
HEIDRICH of Oxford  
DUNCAN of Presque Isle  
MAYO of Bath

Reports **READ**.

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

Sent down for concurrence.

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**ENACTORS**

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

**Act**

An Act to Provide George J. Mitchell and William S. Cohen Lifetime License Plates

H.P. 782 L.D. 1026

**PASSED TO BE ENACTED** and having been signed by the President Pro Tem was presented by the Secretary to the Governor for his approval.

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

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**ORDERS OF THE DAY**

**Unfinished Business**

The following matters in the consideration of which the Senate was engaged at the time of Adjournment had preference in the Orders of the Day and continued with such preference until disposed of as provided by Senate Rule 516.

The Chair laid before the Senate the following Tabled and Later (4/24/01) Assigned matter:

**JOINT ORDER** - relative to the Committee on **NATURAL RESOURCES** reporting a bill regarding invasive species  
S.P. 599

Tabled - April 24, 2001, by Senator **MARTIN** of Aroostook

Pending - motion by same Senator to **PASS**

(In Senate, April 24, 2001, on motion by Senator **MARTIN** of Aroostook, **READ**.)

On motion by Senator **MARTIN** of Aroostook, **PASSED**.

Under suspension of the Rules, ordered sent down forthwith for concurrence.

---

The Chair laid before the Senate the following Tabled and Later (4/10/01) Assigned matter:

HOUSE REPORTS - from the Committee on **JUDICIARY** on "Resolve, to Establish a Fatherhood Issues Study Commission" H.P. 370 L.D. 472

Majority - **Ought to Pass as Amended Committee Amendment "A" (H-87)** (10 members)

Minority - **Ought Not to Pass** (3 members)

Tabled - April 10, 2001, by Senator **RAND** of Cumberland

Pending - motion by same Senator to **ACCEPT** the Majority **OUGHT TO PASS AS AMENDED** Report, in concurrence

(In House, April 5, 2001, 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-87)**.)

(In Senate, April 10, 2001, Reports **READ**.)

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

**READ ONCE.**

Committee Amendment "A" (H-87) **READ** and **ADOPTED**, in concurrence.

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

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Senate at Ease.

Senate called to order by President Pro Tem **LYNN BROMLEY** of Cumberland County.

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The Chair laid before the Senate the following Tabled and Later Today Assigned matter:

HOUSE REPORT - from the Committee on **STATE AND LOCAL GOVERNMENT** on Resolve, for Laying of the County Taxes and Authorizing Expenditures of Kennebec County for the Year 2001 (EMERGENCY)

H.P. 1309 L.D. 1772

Reported - **Ought to Pass**, pursuant to Joint Order H.P. 1247.

Tabled - April 26, 2001, by Senator **DAGGETT** of Kennebec

Pending - **ACCEPTANCE OF REPORT**

(In House, April 25, 2001, Report **READ** and **ACCEPTED** and the Resolve **PASSED TO BE ENGROSSED**.)

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

Report **ACCEPTED**, in concurrence.

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

(See action later today.)

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

#### REPORTS OF COMMITTEES

##### House

##### Ought to Pass

The Committee on **AGRICULTURE, CONSERVATION AND FORESTRY** on Joint Resolution Memorializing the President of the United States, Secretary of the Interior Gale A. Norton and the Congress of the United States to Abandon Plans to Conduct a Feasibility Study Concerning the Best Establishment of a National Park in Maine's North Woods

H.P. 1137

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

Comes from the House with the Report **READ** and **ACCEPTED** and the Resolution **ADOPTED**.

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

Resolution **READ** and **ADOPTED**, in concurrence.

---

The Committee on **LEGAL AND VETERANS AFFAIRS** on Bill "An Act to Amend the Public Drinking Law"

H.P. 703 L.D. 918

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.

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

**REPORTS OF COMMITTEES**

**House**

**Ought to Pass As Amended**

The Committee on **LABOR** on Bill "An Act to Allow Flexibility in Payment of School Year Employee Wages"  
H.P. 1110 L.D. 1479

Reported that the same **Ought to Pass As Amended by Committee Amendment "A"** (H-170).

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A"** (H-170).

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

**READ ONCE.**

Committee Amendment "A" (H-170) **READ** and **ADOPTED**, in concurrence.

Under suspension of the Rules, **READ A SECOND TIME** and **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A"** (H-170), in concurrence.

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The Committee on **LEGAL AND VETERANS AFFAIRS** on Bill "An Act to Discourage Underage Consumption of Alcohol by a Minor"  
H.P. 222 L.D. 257

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 BY COMMITTEE AMENDMENT "A"** (H-167), in concurrence.

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The Committee on **MARINE RESOURCES** on Bill "An Act to Extend the Repeal of the Lobster Trap Tag Freeze"  
H.P. 266 L.D. 344

Reported that the same **Ought to Pass As Amended by Committee Amendment "A"** (H-171).

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A"** (H-171).

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

**READ ONCE.**

Committee Amendment "A" (H-171) **READ** and **ADOPTED**, in concurrence.

Under suspension of the Rules, **READ A SECOND TIME** and **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A"** (H-171), in concurrence.

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

**REPORTS OF COMMITTEES**

**House**

**Ought to Pass As Amended**

The Committee on **TRANSPORTATION** on Bill "An Act to Modernize the Laws Regarding Bicycle Safety"  
H.P. 263 L.D. 312

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 BY COMMITTEE AMENDMENT "A"** (H-177), in concurrence.

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The Committee on **TRANSPORTATION** on Bill "An Act to Exempt Organized Veterans Groups from Motor Vehicle Registration of Ceremonial Vehicles"

H.P. 557 L.D. 712

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 BY COMMITTEE AMENDMENT "A" (H-178)**, in concurrence.

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The Committee on **TRANSPORTATION** on Bill "An Act to Clarify when Reduced Speed Limits are in Effect in School Zones" (EMERGENCY)

H.P. 643 L.D. 843

Reported that the same **Ought to Pass As Amended by Committee Amendment "A" (H-179)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-179)**.

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

**READ ONCE.**

Committee Amendment "A" (H-179) **READ** and **ADOPTED**, in concurrence.

Under suspension of the Rules, **READ A SECOND TIME** and **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-179)**, in concurrence.

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The Committee on **TRANSPORTATION** on Bill "An Act to Eliminate the Fees Imposed on Purple Heart Recipients for Special Registration Plates"

H.P. 730 L.D. 950

Reported that the same **Ought to Pass As Amended by Committee Amendment "A" (H-180)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-180)**.

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

**READ ONCE.**

Committee Amendment "A" (H-180) **READ** and **ADOPTED**, in concurrence.

Under suspension of the Rules, **READ A SECOND TIME** and **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-180)**, in concurrence.

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

#### **REPORTS OF COMMITTEES**

##### **House**

##### **Ought to Pass As Amended**

The Committee on **UTILITIES AND ENERGY** on Bill "An Act to Allow Flexibility in Regulation of Telephone Utilities"

H.P. 849 L.D. 1121

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 BY COMMITTEE AMENDMENT "A" (H-165)**, in concurrence.

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The Committee on **UTILITIES AND ENERGY** on Bill "An Act to Amend the Charter of the Portland Water District to Permit the Extension of Water and Wastewater Service to the Town of Raymond" (EMERGENCY)

H.P. 1220 L.D. 1661

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 BY COMMITTEE AMENDMENT "A" (H-166)**, in concurrence.

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Off Record Remarks

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

**REPORTS OF COMMITTEES**

**House**

**Divided Report**

The Majority of the Committee on **BUSINESS AND ECONOMIC DEVELOPMENT** on Bill "An Act to Permit the Sale of Motorcycles on Sunday"

H.P. 59 L.D. 68

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

Signed:

Senators:

BROMLEY of Cumberland  
YOUNGBLOOD of Penobscot

Representatives:

THOMAS of Orono  
HATCH of Skowhegan  
RICHARDSON of Brunswick  
BRYANT of Dixfield  
CLOUGH of Scarborough  
DORR of Camden  
MICHAUD of Fort Kent

The Minority of the same Committee on the same subject reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-108)**.

Signed:

Senator:

SHOREY of Washington

Representatives:

MORRISON of Baileyville  
DUPREY of Hampden

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

Reports **READ**.

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

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

**REPORTS OF COMMITTEES**

**House**

**Divided Report**

The Majority of the Committee on **TAXATION** on Bill "An Act to Exempt Bottled Water from State Sales Tax"

H.P. 800 L.D. 1044

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

Signed:

Senators:

GAGNON of Kennebec  
KNEELAND of Aroostook

Representatives:

GREEN of Monmouth  
STANLEY of Medway  
GAGNE of Buckfield  
PERRY of Bangor  
McLAUGHLIN of Cape Elizabeth  
BUCK of Yarmouth  
BOWLES of Sanford

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

Signed:

Representatives:

McGOWAN of Pittsfield  
MURPHY of Berwick

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-155)**.

Reports **READ**.

On motion by Senator **GAGNON** of Kennebec, the Majority **OUGHT TO PASS AS AMENDED** Report **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 BY COMMITTEE AMENDMENT "A" (H-155)**, in concurrence.

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

**ENACTORS**

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

**Resolve**

Resolve, Directing the Department of Inland Fisheries and Wildlife to Submit a Proposal to Encourage the Harvest of Coyotes

H.P. 199 L.D. 229  
(C "A" H-98)

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

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

**REPORTS OF COMMITTEES**

**House**

**Divided Report**

The Majority of the Committee on **STATE AND LOCAL GOVERNMENT** on Bill "An Act to Preserve the Right to Air-dry Laundry"

H.P. 1126 L.D. 1523

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

Signed:

Senators:

PENDLETON of Cumberland  
YOUNGBLOOD of Penobscot  
ROTUNDO of Androscoggin

Representatives:

BAGLEY of Machias  
McDONOUGH of Portland  
HATCH of Skowhegan  
MURPHY of Berwick  
CHASE of Levant  
LESSARD of Topsham

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

Signed:

Representatives:

McLAUGHLIN of Cape Elizabeth  
KASPRZAK of Newport  
HASKELL of Milford  
CRESSEY of Baldwin

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

Reports **READ.**

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

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

**REPORTS OF COMMITTEES**

**House**

**Divided Report**

The Majority of the Committee on **TAXATION** on Bill "An Act to Create Equitable Taxation of Leased Property"  
H.P. 456 L.D. 577

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

Signed:

Senators:

GAGNON of Kennebec  
KNEELAND of Aroostook

Representatives:

GREEN of Monmouth  
STANLEY of Medway  
GAGNE of Buckfield  
PERRY of Bangor  
McLAUGHLIN of Cape Elizabeth  
MURPHY of Berwick  
BUCK of Yarmouth  
BUMPS of China  
BOWLES of Sanford

The Minority of the same Committee on the same subject reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-153)**.

On motion by President Pro Tem **BENNETT** of Oxford, **ADJOURNED**, pursuant to the Joint Order, to Monday, April 30, 2001, at 9:30 in the morning.

Signed:

Representative:  
McGOWAN of Pittsfield

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.

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Senate at Ease.

Senate called to order by President Pro Tem **LYNN BROMLEY** of Cumberland County.

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On motion by Senator **DAGGETT** of Kennebec, the Senate **RECONSIDERED** whereby it **PASSED TO BE ENGROSSED**, in concurrence, the following:

Resolve, for Laying of the County Taxes and Authorizing Expenditures of Kennebec County for the Year 2001 (EMERGENCY)

H.P. 1309 L.D. 1772

(In House, April 25, 2001, **PASSED TO BE ENGROSSED**.)

(In Senate, April 26, 2001, **PASSED TO BE ENGROSSED**, in concurrence.)

On further motion by same Senator, **TABLED** until Later in Today's Session, pending **PASSAGE TO BE ENGROSSED**, in concurrence.

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Off Record Remarks

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

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Senate at Ease.

Senate called to order by President Pro Tem **LYNN BROMLEY** of Cumberland County.

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