

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)

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
Monday
May 7, 2001

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

Prayer by Reverend Carl Geores of the Presbyterian Mission at the Eastward in Monmouth.

REVEREND GEORES: Good morning. Let us pray. Living God, it is the beginning of another week, another day. We need Your guidance and help to keep our minds open to Your presence and to the leading of Your spirit. There is still much work to be done and many decisions to be made. Give us wisdom and courage as we ponder the issues that are before us. Help us always to remember that we've been elected to serve all the people of Maine. Raise our concern for the people who depend on this body to ensure that they have at least a small share in the abundant life that they see all around them. Keep us from allowing weariness and cynicism to cloud our collective judgment and at the end of the day may we know that we have used our best judgment, and that we have tried to be fair and just in all our decisions. Amen.

Pledge of Allegiance led by Senator Norman K. Ferguson, Jr. of Oxford County.

Doctor of the day, M. Theodore Silver, M.D. of Bangor.

Reading of the Journal of Friday, May 4, 2001.

Off Record Remarks

PAPERS FROM THE HOUSE

Non-Concurrent Matter

JOINT ORDER - relative to the Joint Standing Committee on Business and Economic Development reporting to the House legislation ensuring statewide television broadcast of state high school basketball championship games

H.P. 1317

In House, May 3, 2001, **READ** and **PASSED**.

In Senate, May 3, 2001, **READ** and on motion by Senator **SHOREY** of Washington, **INDEFINITELY POSTPONED**, in **NON-CONCURRENCE**.

Comes from the House, that Body **ADHERED**.

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

Non-Concurrent Matter

Resolve, Creating the State Fire and Emergency Medical Services Academy

S.P. 271 L.D. 936
(C "A" S-74)

In Senate, April 25, 2001, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-74)**.

Comes from the House, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-74) AS AMENDED BY HOUSE AMENDMENT "A" (H-295)** thereto, in **NON-CONCURRENCE**.

On motion by Senator **MCALEVEY** of York, the Senate **RECEDED** and **CONCURRED**.

Non-Concurrent Matter

Bill "An Act to Remove State Road Signs with Offensive Names from Interstate Route 95 and the Maine Turnpike"
(EMERGENCY)

H.P. 478 L.D. 618
(C "A" H-122)

In Senate, April 24, 2001, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-122)**, in concurrence.

Comes from the House, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-122) AS AMENDED BY HOUSE AMENDMENT "A" (H-306)** thereto, in **NON-CONCURRENCE**.

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

Non-Concurrent Matter

SENATE REPORTS - from the Committee on **CRIMINAL JUSTICE** on Bill "An Act to Require a Life Sentence for Murder Unless There Are Mitigating Circumstances"

S.P. 203 L.D. 768

Majority - **Ought Not to Pass** (8 members)

**Minority - Ought to Pass as Amended by Committee
Amendment "A" (S-95) (3 members)**

In Senate, May 1, 2001, the Majority **OUGHT NOT TO PASS**
Report **READ** and **ACCEPTED**.

Comes from the House, the Minority **OUGHT TO PASS AS
AMENDED** Report **READ** and **ACCEPTED** and the Bill **PASSED
TO BE ENGROSSED AS AMENDED BY COMMITTEE
AMENDMENT "A" (S-95)**, in **NON-CONCURRENCE**.

On motion by Senator **MCALLEVEY** of York, **TABLED 1**
Legislative Day, pending **FURTHER CONSIDERATION**.

COMMUNICATIONS

The Following Communication: S.C. 260

**MAINE RURAL DEVELOPMENT COUNCIL
5717 CORBETT HALL, UNIVERSITY OF MAINE
ORONO, MAINE 04469-5717**

April 26, 2001

Dear Members of the 120th Legislature:

Enclosed please find your copy of the Maine Rural Development Council report titled, "Building Community Capacity and Providing Advocacy for Social and Economic Needs in Rural Maine, 2000-2001." This is written for the 120th Legislature pursuant to PL 1999, C. 731, S. VVV-15 and 20, requiring a report about MRDC's community capacity building projects funded under the one-time appropriation made by the second regular session of the 119th Legislature.

We hope the document will help inform your deliberation in the current session on LD 1142 - "An Act to Provide Annual Support to the Maine Rural Development Council and its Community Capacity Work in Distressed Areas of the State."

If you have any questions or need more information, please do not hesitate to contact the Maine Rural Development Council

Sincerely yours,

S/Robert P. Ho

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

REPORTS OF COMMITTEES

House

**Ought to Pass
Pursuant to Joint Order**

The Committee on **TRANSPORTATION** on Joint Study Order to Establish the Committee to Study the Authorization of Specialty License Plates

H.P. 1327

Reported that the same **Ought to Pass**, pursuant to Joint Order (H.P. 1327).

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

Report **READ**.

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

**Ought to Pass
Pursuant to Joint Order**

The Committee on **NATURAL RESOURCES** on Joint Study Order to Establish The Task Force to Study the Costs and Design of a Household Hazardous Waste Disposal Program
H.P. 878

Reported that the same **Ought to Pass**, pursuant to Joint Order (H.P. 878).

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

Report **READ**.

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

Ought to Pass As Amended

The Committee on **NATURAL RESOURCES** on Bill "An Act to Create Certainty in Maine's Air Quality Program"
H.P. 938 L.D. 1252

Reported that the same **Ought to Pass As Amended by Committee Amendment "A" (H-298)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-298)**.

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

READ ONCE.

Committee Amendment "A" (H-298) **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-298)**, in concurrence.

The Committee on **TAXATION** on Bill "An Act to Provide Equity in the Payment of Excise Tax on Rented Equipment"
H.P. 724 L.D. 944

Reported that the same **Ought to Pass As Amended by Committee Amendment "A" (H-305)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-305)**.

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

READ ONCE.

Committee Amendment "A" (H-305) **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-305)**, in concurrence.

The Committee on **TRANSPORTATION** on Bill "An Act to Provide Specialty Plates for Modified Show Vehicles"
H.P. 753 L.D. 972

Reported that the same **Ought to Pass As Amended by Committee Amendment "A" (H-304)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-304)**.

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

READ ONCE.

Committee Amendment "A" (H-304) **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-304)**, in concurrence.

The Committee on **NATURAL RESOURCES** on Bill "An Act to Establish the Maine Building Rehabilitation Code"
H.P. 994 L.D. 1331

Reported that the same **Ought to Pass As Amended by Committee Amendment "A" (H-299)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-299)**.

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

READ ONCE.

Committee Amendment "A" (H-299) **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-299)**, in concurrence.

The Committee on **NATURAL RESOURCES** on Bill "An Act to Ensure the Financial Stability and Effectiveness of Certain Pollution Abatement Programs Administered by the Department of Environmental Protection"
H.P. 1011 L.D. 1348

Reported that the same **Ought to Pass As Amended by Committee Amendment "A" (H-300)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-300)**.

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

READ ONCE.

Committee Amendment "A" (H-300) **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-300)**, in concurrence.

The Committee on **NATURAL RESOURCES** on Resolve, to Create a Stakeholders Group to Modernize Maine's Clean Air Policy
H.P. 1047 L.D. 1404

Reported that the same **Ought to Pass As Amended by Committee Amendment "A" (H-301)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Resolve **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-301)**.

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

READ ONCE.

Committee Amendment "A" (H-301) **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-301)**, in concurrence.

The Committee on **NATURAL RESOURCES** on Bill "An Act to Ensure Municipal Authority over Sludge and Septage Land Spreading Sites"

H.P. 1080 L.D. 1449

Reported that the same **Ought to Pass As Amended by Committee Amendment "A" (H-302)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-302)**.

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

READ ONCE.

Committee Amendment "A" (H-302) **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-302)**, in concurrence.

The Committee on **NATURAL RESOURCES** on Bill "An Act to Provide for State Monitoring and Management of Conservation Easements"

H.P. 1252 L.D. 1700

Reported that the same **Ought to Pass As Amended by Committee Amendment "A" (H-303)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-303)**.

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

READ ONCE.

Committee Amendment "A" (H-303) **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-303)**, in concurrence.

Divided Report

The Majority of the Committee on **JUDICIARY** on Bill "An Act to Authorize the Maine Indian Tribal-State Commission to Introduce Legislation and to Organize Assemblies of State and Tribal Leaders"

H.P. 879 L.D. 1171

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-284)**.

Signed:

Senator:
RAND of Cumberland

Representatives:
LaVERDIERE of Wilton
BULL of Freeport
JACOBS of Turner
MITCHELL of Vassalboro
MUSE of South Portland
SIMPSON of Auburn

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

Signed:

Senators:
McALEVEY of York
FERGUSON of Oxford

Representatives:
MADORE of Augusta
WATERHOUSE of Bridgton
SHERMAN of Hodgdon
MENDROS of Lewiston

Comes from the House with the Majority **OUGHT TO PASS AS AMENDED** Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-284) AND HOUSE AMENDMENT "A" (H-311)**.

Reports **READ**.

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

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

Divided Report

The Majority of the Committee on **LEGAL AND VETERANS AFFAIRS** on Resolve, Authorizing Sharon Huff and Raymond Huff to Sue the State

H.P. 357 L.D. 447

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

Signed:

Senators:

DOUGLASS of Androscoggin
WOODCOCK of Franklin
BROMLEY of Cumberland

Representatives:

LABRECQUE of Gorham
CHIZMAR of Lisbon
COTE of Lewiston
ESTES of Kittery
TUTTLE of Sanford
O'BRIEN of Lewiston
HEIDRICH of Oxford
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" (H-296)**.

Signed:

Representatives:

DUNCAN of Presque Isle
MAYO of Bath

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 **JUDICIARY** on Bill "An Act to Amend the Maine Tort Claims Act"

H.P. 747 L.D. 966

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-279)**.

Signed:

Senators:

RAND of Cumberland
McALEVEY of York
FERGUSON of Oxford

Representatives:

LaVERDIERE of Wilton
BULL of Freeport
JACOBS of Turner
MITCHELL of Vassalboro
MUSE of South Portland

SIMPSON of Auburn
MADORE of Augusta
SHERMAN of Hodgdon
MENDROS of Lewiston

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

Signed:

Representative:

WATERHOUSE of Bridgton

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-279)**.

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-279) **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-279)**, in concurrence.

Divided Report

10 members of the Committee on **JUDICIARY** on Bill "An Act to Encourage and Support a Mother's Decision to Breast-feed in this State"

H.P. 1039 L.D. 1396

Reported in Report "A" that the same **Ought to Pass**.

Signed:

Senators:

RAND of Cumberland
McALEVEY of York
FERGUSON of Oxford

Representatives:

LaVERDIERE of Wilton
BULL of Freeport
JACOBS of Turner
MITCHELL of Vassalboro
MUSE of South Portland
SIMPSON of Auburn
SHERMAN of Hodgdon

2 members of the same Committee on the same subject reported in Report "B" that the same **Ought Not to Pass**.

Signed:

Representatives:

MADORE of Augusta
WATERHOUSE of Bridgton

1 member of the same Committee on the same subject reported in Report "C" that the same **Ought to Pass as Amended by Committee Amendment "A" (H-278).**

Signed:

Representatives:

MENDROS of Lewiston

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

Reports **READ.**

On motion by Senator **RAND** of Cumberland, Report "A", **OUGHT TO PASS ACCEPTED**, in concurrence.

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

Senate

**Ought to Pass
Pursuant to Joint Order**

The Committee on **UTILITIES AND ENERGY** on Joint Study Order to Establish a Blue Ribbon Commission on Electric Energy Production, Demand and Cost

S.P. 566

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-138)**, pursuant to Joint Order (S.P. 566).

Report **READ.**

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

Ought to Pass As Amended

Senator **MARTIN** for the Committee on **NATURAL RESOURCES** on Bill "An Act to Implement the Recommendations of the Task Force to Study Growth Management"

S.P. 380 L.D. 1278

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

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

READ ONCE.

Committee Amendment "A" (S-139) **READ** and **ADOPTED.**

Under suspension of the Rules, **READ A SECOND TIME and PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-139).**

Sent down for concurrence.

ENACTORS

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

Acts

An Act to Make an Owner Responsible for Injuries Caused by a Dog

S.P. 189 L.D. 661
(C "A" S-98)

An Act to Prohibit Negative Option Sales Without a Consumer's Express Agreement

S.P. 324 L.D. 1092
(C "A" S-106)

PASSED TO BE ENACTED and having been signed by the President were presented by the Secretary to the Governor for his approval.

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 (5/4/01) Assigned matter:

Bill "An Act to Eliminate Maine Employers' Mutual Insurance Company Industry and Geographic Divisions and Related Advisory Boards and Other Outdated Provisions"

H.P. 471 L.D. 599
(C "A" H-198)

Tabled - May 4, 2001 by Senator **DAGGETT** of Kennebec

Pending - **FURTHER CONSIDERATION**

(In Senate, April 30, 2001, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-198)**, in concurrence.)

(In House, May 3, 2001, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-198) AND HOUSE AMENDMENT "A" (H-266)**, in **NON-CONCURRENCE**.)

On motion by Senator **LAFOUNTAIN** of York, the Senate **RECEDED** and **CONCURRED**.

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

SENATE REPORTS - from the Committee on **HEALTH AND HUMAN SERVICES** on Resolve, to Create a State-run Pharmacy Benefits Manager

H.P. 706 L.D. 921

Majority - **Ought to Pass as Amended by Committee Amendment "A" (H-251)** (11 members)

Minority - **Ought Not to Pass** (1 member)

Tabled - May 3, 2001, by Senator **LONGLEY** of Waldo

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

(In House, May 3, 2001, the Majority **OUGHT TO PASS AS AMENDED** Report **READ** and **ACCEPTED** and the Resolve **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-251)**.)

(In Senate, May 3, 2001, Reports **READ**.)

On motion by Senator **LONGLEY** of Waldo, the Majority **OUGHT TO PASS AS AMENDED** Report **ACCEPTED**, in concurrence

READ ONCE.

Committee Amendment "A" (H-251) **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-251)**, in concurrence.

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

PAPERS FROM THE HOUSE

Joint Resolutions

The following Joint Resolution: H.P. 1335

JOINT RESOLUTION PROCLAIMING THE MONTH OF MAY AS BICYCLE MONTH

WHEREAS, the bicycle is a clean and healthy form of transportation and recreation; and

WHEREAS, residents of Maine are among the millions of Americans who will experience the fun and joy of bicycling during the month of May through educational programs in schools, safety events, helmet promotion, trail work days and charity rides; and

WHEREAS, bicycling is a significant part of tourism in the State, reportedly bringing in \$36,000,000 annually to the State's economy; and

WHEREAS, residents of the State and other Americans in record number are turning to bicycling for recreation, exercise and transportation; and

WHEREAS, bicycle clubs, schools, parks and recreation departments, police departments, hospitals, companies and civic groups throughout the State are promoting bicycling as a leisure activity as well as an environmentally friendly alternative to the automobile during the month of May 2001; now, therefore, be it

RESOLVED: That, We, the Members of the One Hundred and Twentieth Legislature now assembled in the First Regular Session, on behalf of the people we represent, take this opportunity to proclaim the month of May as Bicycle Month throughout our State and urge all who support bicycling to participate in planned events; and be it further

RESOLVED: That a suitable copy of this resolution, duly authenticated by the Secretary of State, be transmitted to the Bicycle Coalition of Maine.

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

READ and **ADOPTED**, in concurrence.

The following Joint Resolution: H.P. 1336

JOINT RESOLUTION RECOGNIZING THE IMPORTANCE OF SECURING STEWARDSHIP FUNDS FOR THE MANAGEMENT OF LANDS AND EASEMENTS

WHEREAS, there exist a number of state agencies and boards that engage in the purchase or acquisition of land or easements; and

WHEREAS, once acquired, state lands and easements generally require management; and

WHEREAS, management needs for various parcels of land and easements vary according to the State's interest and the management needs of the specific parcel; and

WHEREAS, state agencies and boards that engage in purchasing or acquiring land or easements include the Land for Maine's Future Board, the Maine Outdoor Heritage Fund, the Department of Conservation and the Department of Inland Fisheries and Wildlife; and

WHEREAS, state entities are authorized to accept stewardship funds to manage state-held land and easements; now, therefore, be it

RESOLVED: That, We, the Members of the One Hundred and Twentieth Legislature now assembled in the First Regular Session, on behalf of the people we represent, encourage all state agencies and boards that engage in the purchase or acquisition of land or easements to attempt to secure stewardship funds for management of lands and easements at the time of the purchase or acquisition; and be it further

RESOLVED: That suitable copies of this resolution, duly authenticated by the Secretary of State, be transmitted to the Land for Maine's Future Board, the Department of Agriculture, Food and Rural Resources, the Department of Conservation, the Department of Inland Fisheries and Wildlife and the Department of Transportation.

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

READ and **ADOPTED**, in concurrence.

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

REPORTS OF COMMITTEES

House

Ought to Pass As Amended

The Committee on **NATURAL RESOURCES** on Bill "An Act to Assist Municipalities in Developing and Using Geographic Information Systems to Track Development and Promote Smart Growth"

H.P. 457 L.D. 578

Reported that the same **Ought to Pass As Amended by Committee Amendment "A" (H-315)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-315)**.

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

READ ONCE.

Committee Amendment "A" (H-315) **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-315)**, in concurrence.

The Committee on **NATURAL RESOURCES** on Bill "An Act to Amend Certain Laws Regarding Land and Water Quality Protection"

H.P. 1108 L.D. 1477

Reported that the same **Ought to Pass As Amended by Committee Amendment "A" (H-314)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-314)**.

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

READ ONCE.

Committee Amendment "A" (H-314) **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-314)**, in concurrence.

The Committee on **NATURAL RESOURCES** on Bill "An Act to Improve the Inspection and Maintenance of Underground Oil Storage Tanks"

H.P. 1225 L.D. 1666

Reported that the same **Ought to Pass As Amended by Committee Amendment "A" (H-316)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-316)**.

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

READ ONCE.

Committee Amendment "A" (H-316) **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-316)**, in concurrence.

Senate at Ease.

Senate called to order by the President.

ORDERS OF THE DAY

The Chair laid before the Senate the following Tabled and Later (5/3/01) Assigned matter:

SENATE REPORTS - from the Committee on **BANKING AND INSURANCE** on Bill "An Act to Clarify Certain Provisions of the Laws Governing Health Maintenance Organizations and Health Plans"

S.P. 26 L.D. 126

Majority - **Ought Not to Pass** (9 members)

Minority - **Ought to Pass as Amended by Committee Amendment "A" (S-129)** (4 members)

Tabled - May 3, 2001, by Senator **LAFOUNTAIN** of York

Pending - motion by same Senator to **ACCEPT** the Minority **OUGHT TO PASS AS AMENDED** Report

(In Senate, May 3, 2001, Reports **READ**.)

On motion by Senator **LAFOUNTAIN** of York, Bill and accompanying papers **INDEFINITELY POSTPONED**.

Sent down for concurrence.

Off Record Remarks

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

Senator **SMALL** of Sagadahoc was granted unanimous consent to address the Senate off the Record.

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

Off Record Remarks

RECESSED until the sound of the bell.

After Recess

Senate called to order by the President.

The Chair noted the absence of the Senator from York, Senator **LEMONT** and further excused the same Senator from today's Roll Call votes.

Off Record Remarks

The Chair laid before the Senate the following Tabled and Later (5/4/01) Assigned matter:

HOUSE REPORTS - from the Committee on **CRIMINAL JUSTICE** on Bill "An Act to Prevent Theft of Motor Fuels"

H.P. 907 L.D. 1221

Majority - **Ought Not to Pass** (9 members)

Minority - **Ought to Pass as Amended by Committee Amendment "A" (H-272)** (3 members)

Tabled - May 4, 2001, by Senator **MCALEVEY** of York

Pending - motion by same Senator to **ACCEPT** the Majority **OUGHT NOT TO PASS** Report, in concurrence

(In House, May 3, 2001, the Majority **OUGHT NOT TO PASS** Report **READ** and **ACCEPTED**.)

(In Senate, May 3, 2001, Reports **READ**.)

Senator **MCALEVEY** of York requested and received leave of the Senate to withdraw his motion to **ACCEPT** the Majority **OUGHT NOT TO PASS** Report, in concurrence.

On further motion by same Senator, the Minority **OUGHT TO PASS AS AMENDED** Report **ACCEPTED**, in **NON-CONCURRENCE**.

READ ONCE.

Committee Amendment "A" (H-272) **READ** and **ADOPTED**, in **NON-CONCURRENCE**.

Under suspension of the Rules, **READ A SECOND TIME** and **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-272)**, in **NON-CONCURRENCE**.

Sent down for concurrence.

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

HOUSE REPORTS - from the Committee on **JUDICIARY** on Bill "An Act to Authorize the Maine Indian Tribal-State Commission to Introduce Legislation and to Organize Assemblies of State and Tribal Leaders"

H.P. 879 L.D. 1171

Majority - **Ought to Pass as Amended by Committee Amendment "A" (H-284)** (7 members)

Minority - **Ought Not to Pass** (6 members)

Tabled - May 7, 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, May 4, 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-284) AND HOUSE AMENDMENT "A" (H-311).**)

(In Senate, May 7, 2001, Reports **READ.**)

The Chair ordered a Division. 15 Senators having voted in the affirmative and 13 Senators having voted in the negative, the motion by Senator **RAND** of Cumberland to **ACCEPT** the Majority **OUGHT TO PASS AS AMENDED** Report, in concurrence, **PREVAILED.**

READ ONCE.

Committee Amendment "A" (H-284) **READ** and **ADOPTED**, in concurrence.

House Amendment "A" (H-311) **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-284) AND HOUSE AMENDMENT "A" (H-311)**, in concurrence.

The Chair laid before the Senate the following Tabled and Later (4/25/01) Assigned matter:

SENATE REPORTS - from the Committee on **AGRICULTURE, CONSERVATION AND FORESTRY** on Bill "An Act to Facilitate the Creation of Boat Launch Sites in the Maine Land Use Regulation Commission's Jurisdiction"

S.P. 350 L.D. 1164

Majority - **Ought to Pass as Amended by Committee Amendment "A" (S-71)** (9 members)

Minority - **Ought Not to Pass** (4 members)

Tabled - April 25, 2001, by Senator **KNEELAND** of Aroostook

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

(In Senate, April 25, 2001, Reports **READ.**)

On motion by Senator **MARTIN** of Aroostook, Bill and accompanying papers **COMMITTED** to the Committee on **AGRICULTURE, CONSERVATION AND FORESTRY**, in **NON-CONCURRENCE.**

Sent down for concurrence.

The Chair laid before the Senate the following Tabled and Later (4/12/01) Assigned matter:

HOUSE REPORTS - from the Committee on **STATE AND LOCAL GOVERNMENT** on Bill "An Act to Allow Washington County to Elect Its Own District Attorney"

H.P. 354 L.D. 444

Majority - **Ought to Pass as Amended by Committee Amendment "A" (H-77)** (10 members)

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

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

Pending - **ACCEPTANCE OF EITHER REPORT**

(In House, April 11, 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-77) AND HOUSE AMENDMENT "A" (H-111).**)

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

On motion by Senator **SHOREY** of Washington, the Majority **OUGHT TO PASS AS AMENDED** Report **ACCEPTED**, in concurrence. Subsequently, the Senate **RECONSIDERED** whereby it **ACCEPTED** the Majority **OUGHT TO PASS AS AMENDED** Report, in concurrence.

THE PRESIDENT: The Chair recognizes the Senator from Hancock, Senator Goldthwait.

Senator **GOLDTHWAIT:** Thank you, Mr. President, ladies and gentlemen of the Senate. I've been trying for a couple of days to sort out the implications of the bill for both Hancock and Washington Counties. I don't plan to support the pending motion and I just would like to explain why. Hancock and Washington County are a single prosecutorial district at this point. They have one District Attorney. I have not heard that there are any particular issues regarding coverage. It seems to me a bit of an awkward time to be splitting that office into two prosecutorial districts with the attendant costs that would be involved, and there is likely to be an increase in costs for both counties through this proposal. Currently there is some staff that serves in an overlapping capacity. The difficulty in constructing a fiscal note for the bill, as I understand it, is because whether or not this happens would be dependent on an election. The bill provides that the District Attorney who served in either of those counties could be a resident of either county. So in other words, a person from Hancock County could actually be elected district attorney for Washington County. It's hard to sort out what the costs would be. But it's fairly clear that there would be some. For instance, the computer server that now serves both counties but resides in Hancock County, would be clearly the property of Hancock County, would not be available to Washington County, and that would be one cost. Other issues about what additional staff needs this might generate are not clear, but there would be

some. Certainly the cost of an additional prosecutorial district, and therefore another District Attorney, would be a clear cost to the state. So, in the absence of any input that I have had from anyone residing in either of those counties regarding a problem with the way it is currently constructed, not to mention the fact that one would wonder whether other counties would decide that their own prosecutorial district would be a good thing, I would urge you to oppose the pending motion, and request a division.

At the request of Senator **GOLDTHWAIT** of Hancock a Division was had. 17 Senators having voted in the affirmative and 15 Senators having voted in the negative, the motion by Senator **SHOREY** of Washington to **ACCEPT** the Majority **OUGHT TO PASS AS AMENDED** Report, in concurrence, **PREVAILED**.

READ ONCE.

Committee Amendment "A" (H-77) **READ**.

On motion by Senator **SHOREY** of Washington, Senate Amendment "A" (S-85) to Committee Amendment "A" (H-77) **READ**.

On motion by Senator **GOLDTHWAIT** of Hancock, supported by a Division of at least one-fifth of the members present and voting, a Roll Call was ordered.

THE PRESIDENT: The Chair recognizes the Senator from Washington, Senator Shorey.

Senator **SHOREY:** Thank you, Mr. President, men and women of the Senate. I stand today in front of you offering this amendment. The amendment calls for \$40,000 for the position. The good Senator from Hancock, Senator Goldthwait, made a lot of good points. I think it deserves scrutiny by the Appropriations Committee. I will be voting for my district and for my county, because I believe a District Attorney will service us well. With the problems we have down there with the drugs currently, we have a lot of problems. I would urge each and every one of you to vote your conscience.

THE PRESIDENT: The pending question before the Senate is the motion by the Senator from Washington, Senator Shorey to Accept the Majority Ought to Pass Report. A Roll Call has been ordered. Is the Senate ready for the question?

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#38)

YEAS: Senators: BENNETT, BROMLEY, CARPENTER, DAVIS, GAGNON, KILKELLY, MARTIN, MCALEVEY, MILLS, ROTUNDO, SAVAGE, SHOREY, SMALL, THE PRESIDENT - MICHAEL H. MICHAUD

NAYS: Senators: ABROMSON, CATHCART, DAGGETT, DOUGLASS, EDMONDS, FERGUSON, GOLDTHWAIT, LAFOUNTAIN, LONGLEY, MITCHELL, NUTTING, O'GARA, RAND, SAWYER, TREAT, TURNER, WOODCOCK, YOUNGBLOOD

ABSENT: Senators: KNEELAND, PENDLETON

EXCUSED: Senator: LEMONT

14 Senators having voted in the affirmative and 18 Senators having voted in the negative, with 2 Senators being absent and 1 Senator being excused, the motion by Senator **SHOREY** of Washington to **ADOPT** Senate Amendment "A" (S-85) to Committee Amendment "A" (H-77), **FAILED**.

Committee Amendment "A" (H-77) **ADOPTED**, in concurrence.

Under suspension of the Rules, **READ A SECOND TIME** and **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-77)**, in **NON-CONCURRENCE**. Subsequently, the Senate **RECONSIDERED** whereby the Bill was **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-77)**, in **NON-CONCURRENCE**.

House Amendment "A" (H-111) **READ** and **ADOPTED**, in concurrence.

Senator **MILLS** of Somerset requested a Roll Call.

On further motion by same Senator, **TABLED** 1 Legislative Day, pending **PASSAGE TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-77) AND HOUSE AMENDMENT "A" (H-111)**, in concurrence. (Roll Call Requested)

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

ENACTORS

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

Emergency Measure

An Act to Amend the Rule-making Process Regarding the State's Plumbing Code

H.P. 214 L.D. 249
(C "A" H-222)

This being an Emergency Measure and having received the affirmative vote of 32 Members of the Senate, with no Senators having voted in the negative, and 32 being more than two-thirds of the entire elected Membership of the Senate, was **PASSED TO BE ENACTED** and having been signed by the President, was presented by the Secretary to the Governor for his approval.

Emergency Measure

An Act to Amend the Lobster Fishing Owner and Operator Laws to Allow Limited Charter Vessel Operation

H.P. 301 L.D. 379
(C "A" H-254)

This being an Emergency Measure and having received the affirmative vote of 32 Members of the Senate, with no Senators having voted in the negative, and 32 being more than two-thirds of the entire elected Membership of the Senate, was **PASSED TO BE ENACTED** and having been signed by the President, was presented by the Secretary to the Governor for his approval.

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

ENACTORS

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

Resolves

Resolve, to Provide for the Transfer of Funds to the Tire Management Fund and Require a Plan to Permanently Dedicate Fees Paid When Purchasing a New Tire or Battery to Tire Stockpile Abatement, Remediation and Cleanup

H.P. 200 L.D. 230
(C "A" H-225)

Resolve, to Coordinate and Improve Access To Health Care for Women

H.P. 419 L.D. 540
(C "A" H-242)

Resolve, Directing the Bureau of Health to Develop a Comprehensive Plan for the Detection and Treatment of Hepatitis C

H.P. 531 L.D. 686

Resolve, to Assess the Consequences of Climate Change in the State

H.P. 1066 L.D. 1429
(C "A" H-230)

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

Senate at Ease.

Senate called to order by the President.

Resolve, Establishing a Commission to Study the Laws Governing the Sentencing of a Person Convicted of a Crime Involving a Child

H.P. 670 L.D. 870
(C "A" H-263)

On motion by Senator **GOLDTHWAIT** of Hancock, **TABLED** until Later in Today's Session, pending **FINAL PASSAGE**, in concurrence.

Resolve, Establishing a Criminal Code Revision Commission

H.P. 1093 L.D. 1462
(C "A" H-261)

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

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

ENACTORS

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

Emergency Measure

An Act to Define and Ensure Coverage of Basic Health Services by Health Maintenance Organizations

H.P. 749 L.D. 968
(C "A" H-200)

This being an Emergency Measure and having received the affirmative vote of 31 Members of the Senate, with no Senators having voted in the negative, and 31 being more than two-thirds of the entire elected Membership of the Senate, was **PASSED TO BE ENACTED** and having been signed by the President, was presented by the Secretary to the Governor for his approval.

Emergency Measure

An Act to Increase the Dedicated Wild Blueberry Tax

H.P. 961 L.D. 1274
(C "A" H-243)

This being an Emergency Measure and having received the affirmative vote of 31 Members of the Senate, with no Senators having voted in the negative, and 31 being more than two-thirds of the entire elected Membership of the Senate, was **PASSED TO BE ENACTED** and having been signed by the President, was presented by the Secretary to the Governor for his approval.

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

ENACTORS

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

Emergency Resolve

Resolve, to Amend the National Guard Education Assistance Pilot Program

H.P. 429 L.D. 550
(C "A" H-232)

This being an Emergency Measure and having received the affirmative vote of 31 Members of the Senate, with no Senators having voted in the negative, and 31 being more than two-thirds of the entire elected Membership of the Senate, was **PASSED TO BE ENACTED** and having been signed by the President, was presented by the Secretary to the Governor for his approval.

Emergency Measure

An Act to Increase the Borrowing Capacity of the Topsham Sewer District

H.P. 985 L.D. 1322
(C "A" H-228)

This being an Emergency Measure and having received the affirmative vote of 31 Members of the Senate, with no Senators having voted in the negative, and 31 being more than two-thirds of the entire elected Membership of the Senate, was **PASSED TO BE ENACTED** and having been signed by the President, was presented by the Secretary to the Governor for his approval.

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

ENACTORS

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

Emergency Resolve

Resolve, to Amend Certain Dates for the Issuance of Bonds
H.P. 1002 L.D. 1339

This being an Emergency Measure and having received the affirmative vote of 31 Members of the Senate, with no Senators having voted in the negative, and 31 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.

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:

Mandate

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

H.P. 1309 L.D. 1772
(S "A" S-108)

This being a Mandate, in accordance with the provisions of Section 21 of Article IX of the Constitution, having received the affirmative vote of 31 Members of the Senate, with no Senators having voted in the negative, and 31 being more than two-thirds of the entire elected Membership of the Senate, was **PASSED TO BE ENACTED** and having been signed by the President, was presented by the Secretary to the Governor for his approval.

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

ENACTORS

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

Acts

An Act Regarding Prisoner Participation in Public Work Projects or Improvements to Charitable Organizations' Property

H.P. 264 L.D. 313
(C "A" H-262)

An Act to Exempt from the Definition of "Watercraft" Permanently Affixed Boats

H.P. 350 L.D. 440

An Act to Prevent Damage to Lobsters

H.P. 359 L.D. 449
(C "A" H-255)

PASSED TO BE ENACTED and having been signed by the President were presented by the Secretary to the Governor for his approval.

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

ENACTORS

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

Acts

An Act Exempting Prehistoric and Historic Archaeological Work from Permitting Requirements under the Natural Resource Protection Laws and the Shoreland Zoning Laws

H.P. 395 L.D. 516
(C "A" H-226)

An Act to Amend Certain Laws Administered by the Department of Environmental Protection

H.P. 406 L.D. 527

An Act to Repeal the Requirement that the Kennebec County Budget be Approved by the Legislature

H.P. 427 L.D. 548
(C "A" H-176)

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 Improve Access to Residential Care in Rural Maine

H.P. 404 L.D. 525
(C "A" H-240)

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

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

ENACTORS

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

Acts

An Act to Establish the Maine Cave Protection Act

H.P. 439 L.D. 560
(C "A" H-227)

An Act to Ensure that Fishways on Tidal Waters are Working

H.P. 464 L.D. 592
(C "A" H-256)

An Act to Establish the Office of Securities within the Department of Professional and Financial Regulation

H.P. 465 L.D. 593
(C "A" H-238)

An Act to Clarify the Rights of Residents Within Wildlife Sanctuaries

H.P. 516 L.D. 655
(C "A" H-259)

An Act to Strengthen the Ground Water Oil Clean-up Fund

H.P. 657 L.D. 857
(C "A" H-229)

PASSED TO BE ENACTED and having been signed by the President were presented by the Secretary to the Governor for his approval.

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

ENACTORS

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

Acts

An Act to Increase Funding for the Maine Dental Education Loan Program

H.P. 692 L.D. 896

An Act to Restrict the Commercial Harvest of Snapping Turtles in Order to Ensure Sustainability of the Resource

H.P. 824 L.D. 1078

An Act to Amend the Health Care Facility Immunization Laws

H.P. 1044 L.D. 1401
(C "A" H-241)

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 Exempt Maine State Retirement System Employee Contributions from State Income Tax

H.P. 808 L.D. 1063
(C "A" H-215)

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

An Act Creating the New Crime of Aggravated Attempted Murder

H.P. 867 L.D. 1147
(C "A" H-260)

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

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

ENACTORS

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

Acts

An Act to Implement the Recommendations of the Secretary of State and the Maine State Police Regarding Low-speed Vehicles
H.P. 1191 L.D. 1614
(C "A" H-220)

An Act to Amend the Laws Pertaining to Municipal Shellfish Management
H.P. 1266 L.D. 1717
(C "A" H-257)

An Act to Amend the Maine Banking Code
H.P. 1271 L.D. 1729
(C "A" H-247)

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 Implement the Recommendations of the Veterans Commemorative Decal Task Force
H.P. 1238 L.D. 1683
(C "A" H-221)

On motion by Senator **SAVAGE** of Knox, placed on the **SPECIAL HIGHWAY TABLE**, pending **ENACTMENT**, in concurrence.

Senate at Ease.

Senate called to order by the President.

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

On motion by President Pro Tem **BENNETT** of Oxford, **ADJOURNED** to Tuesday, May 8, 2001, at 9:00 in the morning.