

MAINE STATE LEGISLATURE

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Senate Legislative Record
One Hundred and Twentieth Legislature
State of Maine

Volume 2

First Regular Session (Continued)
May 24, 2001 to June 22, 2001

First Confirmation Session
October 24, 2001

Second Confirmation Session
December 6, 2001

Second Regular Session
January 2, 2002 to April 1, 2002

Pages 912 - 1844

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

In Senate Chamber
Friday
January 18, 2002

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

Prayer by Reverend Glenn Palmer of the Maine Army National Guard.

REVEREND PALMER: I bring you greetings from your brothers and sisters in the Maine Army National Guard.

Let's bow our heads in prayer. Creator God, source of all goodness and hope, we lift up the family of Senator Joel Abromson this morning. We ask that You would weave a web of care and protection and comfort around his family. Hold them and all who suffer and grieve and mourn in this confused and hurting world in Your loving arms and sustain them and nourish them with the promise that in You, the God of life, that death is not the end. We ask that You, in and through the power of Your holy spirit, be present here in this body of the Maine State Senate this morning and that You would be with and for and in and near this body as they seek to do Your will in serving their God, their country, their state, their community, and their neighbor. We ask this in Your holy and precious name. Amen.

Doctor of the day, Phillip Tedrick, D.O., Readfield.

Reading of the Journal of Tuesday, January 15, 2002.

Off Record Remarks

Out of order and under suspension of the Rules, on motion by President Pro Tem **MICHAUD** of Penobscot, the following Joint Order: S.P. 747

ORDERED, the House concurring, that when the House stands Adjourned it does so until Tuesday, January 22, 2002, at 4:00 in the afternoon and the Senate Adjourns until Tuesday, January 22, 2002, at 5:00 in the afternoon.

READ and 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 **MICHAUD** of Penobscot, the following Senate Order: S.O. 25

ORDERED, that a message be sent to the House of Representatives proposing a Joint Convention of the two branches of the Legislature to be held in the Hall of the House, at 12:40 in the afternoon for the purpose of extending to John Wallach, Founder and President of Seeds of Peace an invitation to attend the Convention and make such communication as pleases him.

READ and PASSED.

The Chair appointed President Pro Tem **MICHAUD** of Penobscot to deliver the message to the House of Representatives. The Sergeant-At-Arms escorted the Senator to the House of Representatives.

Senate at Ease.

Senate called to order by the President.

Subsequently, President Pro Tem **MICHAUD** of Penobscot reported that he had delivered the message with which he was charged.

Out of order and under suspension of the Rules, under unanimous consent, on motion by Senator **SMALL** of Sagadahoc on behalf of President **BENNETT** of Oxford, (Cosponsored by Speaker **SAXL** of Portland and Senators: **ABROMSON** of Cumberland, **BROMLEY** of Cumberland, **CARPENTER** of York, **CATHCART** of Penobscot, **DAGGETT** of Kennebec, **DAVIS** of Piscataquis, **DOUGLASS** of Androscoggin, **EDMONDS** of Cumberland, **FERGUSON** of Oxford, **GAGNON** of Kennebec, **GOLDTHWAIT** of Hancock, **KILKELLY** of Lincoln, **KNEELAND** of Aroostook, **LaFOUNTAIN** of York, **LEMONT** of York, **LONGLEY** of Waldo, **MARTIN** of Aroostook, **McALEVEY** of York, President Pro Tem **MICHAUD** of Penobscot, **MILLS** of Somerset, **MITCHELL** of Penobscot, **NUTTING** of Androscoggin, **O'GARA** of Cumberland, **PENDLETON** of Cumberland, **RAND** of Cumberland, **ROTUNDO** of Androscoggin, **SAVAGE** of Knox, **SAWYER** of Penobscot, **SHOREY** of Washington, **SMALL** of Sagadahoc, **TREAT** of Kennebec, **TURNER** of Cumberland, **WOODCOCK** of Franklin, **YOUNGBLOOD** of Penobscot, Representatives: **ANDREWS** of York, **ANNIS** of Dover-Foxcroft, **ASH** of Belfast, **BAGLEY** of Machias, **BAKER** of Bangor, **BELANGER** of Caribou, **BERRY** of Belmont, **BERRY** of Livermore, **BLANCHETTE** of Bangor, **BLISS** of South Portland, **BOUFFARD** of Lewiston, **BOWLES** of Sanford, **BRANNIGAN** of Portland, **BROOKS** of Winterport, **BRUNO** of Raymond, **BRYAN** of Dixfield, **BUCK** of Yarmouth, **BULL** of Freeport, **BUMPS** of China, **BUNKER** of Kossuth Township, **CANAVAN** of Waterville, **CARR** of Lincoln, **CHASE** of Levant, **CHICK** of Lebanon, **CHIZMAR** of Lisbon, **CLARK** of Millinocket, **CLOUGH** of Scarborough, **COLLINS** of Wells, **COLWELL** of Gardiner, **COTE** of Lewiston, **COWGER** of Hallowell, **CRABTREE** of Hope,

CRESSEY of Baldwin, CUMMINGS of Portland, DAIGLE of Arundel, DAVIS of Falmouth, DESMOND of Mapleton, DORR of Camden, DUDLEY of Portland, DUGAY of Cherryfield, DUNCAN of Presque Isle, DUNLAP of Old Town, DUPLESSIE of Westbrook, DUPREY of Hampden, ESTES of Kittery, ETNIER of Harpswell, FISHER of Brewer, FOSTER of Gray, FULLER of Manchester, GAGNE of Buckfield, GERZOFISKY of Brunswick, GLYNN of South Portland, GOODWIN of Pembroke, GOOLEY of Farmington, GREEN of Monmouth, HALL of Bristol, HASKELL of Milford, HATCH of Skowhegan, HAWES of Standish, HEIDRICH of Oxford, HONEY of Boothbay, HUTTON of Bowdoinham, JACOBS of Turner, JODREY of Bethel, JONES of Greenville, KANE of Saco, KASPRZAK of Newport, KOFFMAN of Bar Harbor, LABRECQUE of Gorham, LANDRY of Patten, LaVERDIERE of Wilton, LAVERRIERE-BOUCHER of Biddeford, LEDWIN of Holden, LEMOINE of Old Orchard Beach, LESSARD of Topsham, LORING of the Penobscot Nation, LOVETT of Scarborough, LUNDEEN of Mars Hill, MacDOUGALL of North Berwick, MADORE of Augusta, MAILHOT of Lewiston, MARLEY of Portland, MARRACHÉ of Waterville, MATTHEWS of Winslow, MAYO of Bath, McDONOUGH of Portland, McGLOCKLIN of Embden, McGOWAN of Pittsfield, McKEE of Wayne, McKENNEY of Cumberland, McLAUGHLIN of Cape Elizabeth, McNEIL of Rockland, MENDROS of Lewiston, MICHAEL of Auburn, MICHAUD of Fort Kent, MITCHELL of Vassalboro, MORRISON of Baileyville, MURPHY of Berwick, MURPHY of Kennebunk, MUSE of South Portland, MUSE of Fryeburg, NASS of Acton, NORBERT of Portland, NORTON of Bangor, NUTTING of Oakland, O'BRIEN of Augusta, O'BRIEN of Lewiston, O'NEIL of Saco, PARADIS of Frenchville, PATRICK of Rumford, PEAVEY of Woolwich, PERKINS of Penobscot, PERRY of Bangor, PINEAU of Jay, PINKHAM of Lamoine, POVICH of Ellsworth, QUINT of Portland, RICHARDSON of Brunswick, RICHARD of Madison, RINES of Wiscasset, ROSEN of Bucksport, SAVAGE of Buxton, SCHNEIDER of Durham, SHERMAN of Hodgdon, SHIELDS of Auburn, SIMPSON of Auburn, SKOGLUND of St. George, SMITH of Van Buren, SNOWE-MELLO of Poland, SOCTOMAH of the Passamaquoddy Tribe, STANLEY of Medway, STEDMAN of Hartland, SULLIVAN of Biddeford, TARAZEWICH of Waterboro, TESSIER of Fairfield, THOMAS of Orono, TOBIN of Windham, TOBIN of Dexter, TRACY of Rome, TRAHAN of Waldoboro, TREADWELL of Carmel, TUTTLE of Sanford, TWOMEY of Biddeford, USHER of Westbrook, VOLENIK of Brooklin, WATERHOUSE of Bridgton, WATSON of Farmingdale, WESTON of Montville, WHEELER of Bridgewater, WHEELER of Eliot, WINSOR of Norway, YOUNG of Limestone), the following Joint Resolution:

S.P. 748

JOINT RESOLUTION HONORING JOHN WALLACH AND SEEDS OF PEACE

WHEREAS, in a 1993 meeting with representatives from Israel, Egypt and Palestine, John Wallach, an award-winning journalist, proposed the creation of a program allowing teenagers from regions of conflict an opportunity to break the cycle of violence and attend a summer camp in the United States together to learn about conflict resolution and the art of peacemaking; and

WHEREAS, this vision led to the creation of a nonprofit, nonpolitical organization called Seeds of Peace; and

WHEREAS, Seeds of Peace International Camp is set in the bucolic setting of Otisfield, Maine, where participants live together in cabins, share meals and converse with teenagers "from the other side" for the first time; and

WHEREAS, these youngsters canoe, swim and play sports together; find creative expression through music, drama and other fine arts; and enter the threshold of the information age in state-of-the-art computer classes; and

WHEREAS, the annual number of participants has increased from 50 to almost 500, and regional representation has increased from 3 Middle Eastern nations to include Israel, the Palestinian Authority, Jordan, Egypt, Morocco, Tunisia, Qatar and Yemen, and now also includes delegations of Greek and Turkish Cypriots, first-generation United States immigrants from Portland, Maine and participants from Albania, Bosnia-Herzegovina, Bulgaria, Croatia, Macedonia, Yugoslavia, Romania, India and Pakistan; and

WHEREAS, its proven impact and success as an effective model for resolving conflict worldwide have earned Seeds of Peace international recognition, including a UNESCO Peace Prize from the United Nations and the 2002 International First Freedom Award from the Council for America's First Freedom; and

WHEREAS, its founder, John Wallach, was awarded the Legion of Honor of the Hashemite Kingdom of Jordan by His Late Majesty King Hussein and has received honorary doctorates from Middlebury College and the University of Southern Maine; and

WHEREAS, the people of Maine are privileged and honored to have the Seeds of Peace International Camp located within its borders, and numerous Maine businesses and educational institutions have played an important role in the success of Seeds of Peace; and

WHEREAS, Seeds of Peace is celebrating its 10th anniversary in 2002, having helped over 2,000 young people from 20 nations learn the fine art of peacemaking; now, therefore, be it

RESOLVED: That We, the Members of the One Hundred and Twentieth Legislature, now assembled in the Second Regular Session, honor the vision of John Wallach and applaud the efforts of Seeds of Peace; and be it further

RESOLVED: That suitable copies of this resolution, duly authenticated by the Secretary of State, be transmitted to the President of the United States of America, George W. Bush, Secretary of State Colin Powell and the Secretary-General of the United Nations, Kofi Annan, as well as to John Wallach and the Seeds of Peace organization on behalf of the people of Maine as a token of their esteem and their gratitude.

READ and ADOPTED.

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

COMMUNICATIONS

The Following Communication: S.P. 749

**STATE OF MAINE
120TH LEGISLATURE**

January 17, 2002

Hon. Betheda G. Edmonds
Senate Chair, Joint Standing Committee on
Labor

Hon. George H. Bunker, Jr.
House Chair, Joint Standing Committee on
Labor
120th Legislature
Augusta, ME 04333

Dear Senator Edmonds and Representative Bunker:

Please be advised that Governor Angus S. King, Jr. has
nominated Catherine R. Sullivan of Portland for reappointment to
the Maine State Retirement System, Board of Trustees.

Pursuant to Title 5, M.R.S.A., §17102, this nomination will require
review by the Joint Standing Committee on Labor and
confirmation by the Senate.

Sincerely,

S/Richard A. Bennett
President of the Senate

S/Michael V. Saxl
Speaker of the House

READ and REFERRED to the Committee on **LABOR**.

Sent down for concurrence.

The Following Communication: S.P. 750

**STATE OF MAINE
120TH LEGISLATURE**

January 17, 2002

Hon. Anne M. Rand
Senate Chair, Joint Standing Committee on
Judiciary

Hon. Charles C. LaVerdiere
House Chair, Joint Standing Committee on
Judiciary
120th Legislature
Augusta, ME 04333

Dear Senator Rand and Representative LaVerdiere:

Please be advised that Governor Angus S. King, Jr. has
nominated Michael M. Hastings of Hampden for reappointment to
the Maine Indian Tribal-State Commission.

Pursuant to Title 30, M.R.S.A., §6212, this nomination will require
review by the Joint Standing Committee on Judiciary and
confirmation by the Senate.

Sincerely,

S/Richard A. Bennett
President of the Senate

S/Michael V. Saxl
Speaker of the House

READ and REFERRED to the Committee on **JUDICIARY**.

Sent down for concurrence.

The Following Communication: S.C. 532

**STATE OF MAINE
120TH MAINE LEGISLATURE**

January 8, 2002

John Wallach
370 Lexington Ave., Suite 1409
New York, NY 10017

Dear Mr. Wallach:

We are pleased to invite you to address a Joint Session of the
120th Maine Legislature on Friday, January 18, 2002 at 1:00 p.m.
to deliver remarks regarding the Seeds of Peace project.

We look forward to seeing you then.

Sincerely,

S/Richard A. Bennett
President of the Senate

S/Michael V. Saxl
Speaker of the House

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 533

**SEEDS OF PEACE
370 LEXINGTON AVENUE
NEW YORK, NY 10017**

January 15, 2002

The Honorable Richard A. Bennett
President
Maine Senate
Three State House Station
Augusta, ME 04333

Dear Senator Bennett:

It is my honor and privilege to accept your invitation to address a
joint session of the Maine Legislature on Friday, January 18th.
For ten years, Maine has been the home of the Seeds of Peace
International Camp Program. In the past decade, almost 2,000

teenagers have graduated from the Seeds of Peace International Camp in Otisfield, which brings together teenagers from regions of conflict, including the Middle East, Pakistan, India, Cyprus, Greece, Turkey, Bosnia, Croatia, Serbia, Kosovo, and Macedonia. Through the creation of open dialogues, team building, group projects and activities, and conflict-resolution sessions, these "seeds of peace" begin the difficult process of developing the mutual trust, respect, and empathy needed to break the cycles of hatred and violence.

Maine has been an invaluable partner in the Seeds of Peace mission. The state's idyllic setting and the continual support of the community has created a very special bond between our young people and Maine. We have also extended our program to include Maine teenagers, as American ambassadors at the International Camp Program, and, through the Portland Project, which brings together Portland youth of diverse cultural backgrounds, including African-Americans and immigrants from Rwanda, Kampuchea (Cambodia) and Vietnam.

We forget that we have as much, perhaps more, in common than separates and divides us. That is why Seeds of Peace believes in coexistence and in the common humanity that unites us. Maine has helped Seeds of Peace to weave the fabric of tolerance and understanding so that the next generation will lead us away from fear and hatred. With its unique partnership with Seeds of Peace, the state of Maine is helping to nurture the young people who will be the leaders of tomorrow.

I thank you for your support and commitment to Seeds of Peace.

Sincerely,

S/John Wallach
President and Founder

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 530

**MAINE STATE LEGISLATURE
AUGUSTA, MAINE 04330
COMMISSION TO STUDY EQUITY IN THE DISTRIBUTION OF
GAS TAX REVENUES ATTRIBUTABLE TO SNOWMOBILES,
ALL-TERRAIN VEHICLES AND WATERCRAFT**

January 10, 2002

The Honorable Richard A. Bennett, President
The Honorable Michael V. Saxl, Speaker
120th Maine Legislature
State House
Augusta, ME 04333

Dear President Bennett and Speaker Saxl:

Pursuant to Resolves 2001, chapter 68, the Commission to Study Equity in the Distribution of Gas Tax Revenues Attributable to Snowmobiles, All-terrain Vehicles and Watercraft is pleased to submit its final report including recommended legislation to the 120th Maine Legislature. Copies of the report have been

transmitted to the members of the Legislative Council, the Joint Standing Committee on Inland Fisheries and Wildlife, the Joint Standing Committee on Transportation, the Joint Standing Committee on Agriculture, the Joint Standing Committee on Taxation and the Joint Standing Committee on Marine Resources. Copies of the report have also been placed on file with the Law and Legislative Reference Library.

Sincerely,

S/Sen. Marge L. Kil Kelly, Co-Chair

S/Rep. Joseph E. Clark, Co-Chair

READ and with accompanying papers ORDERED PLACED ON FILE.

The Following Communication: S.C. 531

**MAINE STATE LEGISLATURE
AUGUSTA, MAINE 04330
COMMITTEE TO STUDY ISSUES CONCERNING CHANGES
TO THE
TRADITIONAL USES OF MAINE FORESTS AND LANDS**

January 15, 2002

The Honorable Richard A. Bennett, President
The Honorable Michael V. Saxl, Speaker
120th Maine Legislature
State House
Augusta, ME 04333

Dear President Bennett and Speaker Saxl:

Pursuant to Joint Order, HP 1391 as amended by HP 1393, the Committee to Study Issues Concerning Changes to the Traditional Uses of Maine Forests and Lands is pleased to submit its final report including recommended legislation to the 120th Maine Legislature. Copies of the report have been transmitted to the members of the Legislative Council and to the Joint Standing Committee on Agriculture, Conservation and Forestry. Copies of the report have also been placed on file with the Law and Legislative Reference Library.

Sincerely,

S/Sen. Paul T. Davis, Sr., Co-Chair

S/Rep. Sharon Libby Jones, Co-Chair

READ and with accompanying papers ORDERED PLACED ON FILE.

SENATE PAPERS

Bill "An Act to Ban the Use of Aircraft While Hunting"
S.P. 746 L.D. 2078

Sponsored by Senator CARPENTER of York.
Cosponsored by Representative DUNLAP of Old Town and
Senators: DAVIS of Piscataquis, FERGUSON of Oxford,
KILKELLY of Lincoln, SAVAGE of Knox, WOODCOCK of
Franklin, Representatives: CHICK of Lebanon, McGLOCKLIN of
Embden, PATRICK of Rumford.
Approved for introduction by a majority of the Legislative Council
pursuant to Joint Rule 205.

REFERRED to the Committee on **INLAND FISHERIES AND
WILDLIFE** and ordered printed.

Sent down for concurrence.

REPORTS OF COMMITTEES

Senate

Change of Committee

Senator GOLDTHWAIT for the Committee on
APPROPRIATIONS AND FINANCIAL AFFAIRS on Bill "An Act
to Continue Funding for the Maine Microenterprise Initiative
Fund"

S.P. 186 L.D. 658

Reported that the same be **REFERRED** to the Committee on
BUSINESS AND ECONOMIC DEVELOPMENT.

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

REFERRED to the Committee on **BUSINESS AND ECONOMIC
DEVELOPMENT**.

Sent down for concurrence.

Senator GOLDTHWAIT for the Committee on
APPROPRIATIONS AND FINANCIAL AFFAIRS on Bill "An Act
to Enhance Economic Development Capacity"

S.P. 337 L.D. 1144

Reported that the same be **REFERRED** to the Committee on
BUSINESS AND ECONOMIC DEVELOPMENT.

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

REFERRED to the Committee on **BUSINESS AND ECONOMIC
DEVELOPMENT**.

Sent down for concurrence.

Senator EDMONDS for the Committee on **LABOR** on Bill "An Act
to Transfer Funds From the Service Retirement Benefit Reserve
to the Maine State Retirement System in Order to Fund the
Change in Retirement Eligibility Requirements for Game
Wardens and Marine Patrol Officers" (EMERGENCY)

S.P. 683 L.D. 1885

Reported that the same be **REFERRED** to the Committee on
APPROPRIATIONS AND FINANCIAL AFFAIRS.

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

REFERRED to the Committee on **APPROPRIATIONS AND
FINANCIAL AFFAIRS**.

Sent down for concurrence.

Senator EDMONDS for the Committee on **LABOR** on Bill "An Act
to Establish the Retired Teacher Health Insurance Contribution
Fund"

S.P. 708 L.D. 1910

Reported that the same be **REFERRED** to the Committee on
APPROPRIATIONS AND FINANCIAL AFFAIRS.

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

REFERRED to the Committee on **APPROPRIATIONS AND
FINANCIAL AFFAIRS**.

Sent down for concurrence.

Senator BROMLEY for the Committee on **LEGAL AND
VETERANS AFFAIRS** on Bill "An Act to Require Tax-exempt
Corporations to File Copies of Federal Internal Revenue Service
Form 990 with the Secretary of State"

S.P. 702 L.D. 1904

Reported that the same be **REFERRED** to the Committee on
JUDICIARY.

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

REFERRED to the Committee on **JUDICIARY**.

Sent down for concurrence.

Divided Report

The Majority of the Committee on **EDUCATION AND
CULTURAL AFFAIRS** on Bill "An Act to Phase Out Community
Income Considerations from the School Funding Formula"

S.P. 9 L.D. 1

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

Signed:

Senators:

MITCHELL of Penobscot
ROTUNDO of Androscoggin

Representatives:

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

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

Signed:

Senator:

NUTTING of Androscoggin

Representative:

DESMOND of Mapleton

Reports **READ**.

Senator **MITCHELL** of Penobscot moved the Senate **ACCEPT** the Majority **OUGHT NOT TO PASS** 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 NOT TO PASS** Report.

SECOND READERS

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

Senate

Bill "An Act to Amend the Charter of the Corinna Sewer District" (EMERGENCY)

S.P. 704 L.D. 1906

READ A SECOND TIME and PASSED TO BE ENGROSSED.

Sent down for concurrence.

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

Off Record Remarks

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

SENATE PAPERS

Bill "An Act Relating to the Transfer to GNE, LLC of Certain Privileges Bestowed by the Legislature upon Great Northern Paper, Inc."

S.P. 751 L.D. 2085

Sponsored by President Pro Tem **MICHAUD** of Penobscot. Cosponsored by Representative **STANLEY** of Medway and Senator: **MARTIN** of Aroostook, Representative: **CLARK** of Millinocket. Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 205.

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

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

Off Record Remarks

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

ORDERS

Joint Resolution

A Joint Resolution in Memoriam:

Henry Black, of West Baldwin, beloved husband of Helen H. Black, a member of the Maine State Senate serving District 25 from 1985 to 1988 and a selectman for the Town of Baldwin for 12 years. Mr. Black had operated the family business, Briarcliff Farms, since 1946. He was an active participant in many community and civic organizations, serving as a member of the Baldwin Grange, the West Baldwin Volunteer Fire Department and as a director at the Sacopee Valley Health Center. He was involved with the Cumberland County Extension, the Agri-Mark Co-Op, the Maine Farm Bureau, the Dairy Shrine and the American Jersey Cattle Club. He was particularly proud of his involvement with the Fryeburg Fair Association in which he was a longtime livestock superintendent. Mr. Black will be greatly missed by his loving family and many friends; SLS 589

Sponsored by President **BENNETT** of Oxford. Cosponsored by Representative: **CRESSEY** of Baldwin.

READ.

THE PRESIDENT: The Chair recognizes the Senator from Sagadahoc, Senator Small.

Senator **SMALL**: Thank you, Mr. President, men and women of the Senate. The Senate has once again lost a friend and former colleague, Henry Black. I did not serve with Henry in the Senate although our Secretary, Secretary Cahill, did. I was in the House and I remember Henry as always being someone who spoke up for the issues that affected agriculture and farmers. I think he was considered a very great friend to all those people who sometimes aren't well represented up here. What I do remember about Henry was his ties that never seemed to quite cover his girth. As someone said, Henry had a heart as big as his waistline. He seemed to enjoy the fact that his ties only came about half way down and Pam said that he did that intentionally. I guess that will always remain the great mystery as to why. He was a good friend to many and I think he was widely respected on both sides of the aisle just for his fairness and his simple intent to do well for his constituents and for his community. For that, I don't think anybody could ask more. I would ask, Mr. President, when we adjourn today that we adjourn in memory of Henry Black.

At this point a message was received from the House of Representatives, borne by Representative COLWELL of Gardiner informing the Senate that the House concurred with the proposition for a Convention of the two branches of the Legislature to be held in the Hall of the House at 12:40 in the afternoon for the purpose of extending to John Wallach, Founder and President of Seeds of Peace, an invitation to attend the Convention and make such communications as pleases him.

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

Senator **NUTTING**: Ladies and gentlemen of the Senate, I have known Henry Black all my life. He was especially proud of the fact that his farm, Briarcliff Farm, sold breeding stock to farmers virtually in every state in the United States. His breeding stock was known all over the world. Some of the premiere sires in the Jersey breed in the world came from his farm. I think it's a very big, big loss. I think it's also very sad that the last animals had left his farm just a few months ago. He'll be greatly missed. Thanks.

ADOPTED.

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

Off Record Remarks

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

Off Record Remarks

On motion by Senator **DAGGETT** of Kennebec, **RECESSED** until the sound of the bell.

After Recess

Senate called to order by the President.

At this point, the Senate retired to the Hall of the House, where a Joint Convention was formed.

After Convention

In Senate Chamber

Senate called to order by the President

Senate at Ease.

Senate called to order by the President.

Off Record Remarks

RECESSED until the sound of the bell.

After Recess

Senate called to order by the President.

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

PAPERS FROM THE HOUSE

House Paper

Bill "An Act to Clarify the Law Enforcement Authority of Capitol Security Personnel" (EMERGENCY)

H.P. 1573 L.D. 2079

Committee on **CRIMINAL JUSTICE** suggested and ordered printed.

Comes from the House, under suspension of the Rules, **READ TWICE** and **PASSED TO BE ENGROSSED**, without Reference to a Committee.

Under suspension of the Rules, **READ TWICE** and **PASSED TO BE ENGROSSED**, without Reference to a Committee, in concurrence.

LEGISLATIVE RECORD - SENATE, FRIDAY, JANUARY 18, 2002

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

On motion by Senator **SMALL** of Sagadahoc, **ADJOURNED**, pursuant to the Joint Order, to Tuesday, January 22, 2002, at 5:00 in the afternoon in memory of and lasting tribute to former Senator Henry Black of West Baldwin.