

MAINE STATE LEGISLATURE

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

Daily Edition

First Regular Session
December 6, 2006 to June 21, 2007

Pages 1 - 1266

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

In Senate Chamber
Thursday
February 8, 2007

Senate called to order by President Beth Edmonds of
Cumberland County.

Prayer by Reverend Elizabeth J. Bachelder Smith, of Highland
Avenue United Methodist Church in Gardiner.

REVEREND BACHELDER SMITH: Let us pray together.
Gracious God of all who believe in Your goodness and love, You
celebrate with us the gift of each new day. We acknowledge Your
presence with us here in the Chamber this morning and ask that
in Your mercy You will guide and uphold the members of our
State Senate as they deliberate on behalf of the men, women,
and children of Maine today. May their hearts be full of wisdom
and courage as they confront the challenges and grasp the
opportunities before us in this time. We pray for one another
gathered here; for our leaders in the House as well as in the
Senate; for our Governor, John E. Baldacci; and especially for
those whom we serve, the people of the State of Maine. May
Your rich blessings continue to be upon us as we pray in Your
holy name. Amen.

Reading of the Journal of Tuesday, February 6, 2007.

Doctor of the day, Katherine Pope, MD of Cumberland Foreside.

Off Record Remarks

Out of order and under suspension of the Rules, on motion by
Senator **MITCHELL** of Kennebec, the following Joint Order:
S.P. 188

Ordered, the House concurring, that when the House and Senate
adjourn, they do so until Tuesday, February 13, 2007, at 10:00 in
the morning.

READ and PASSED.

Ordered sent down forthwith for concurrence.

PAPERS FROM THE HOUSE

Non-Concurrent Matter

Joint Order, To Implement the Recommendations of the Joint
Select Committee on Research, Economic Development and the
Innovation Economy Regarding Tax Incentives for Research and
Development Entrepreneurs and Businesses
S.P. 131

In Senate, January 30, 2007, on motion by Senator **BROMLEY** of
Cumberland, **READ** and **PASSED**.

Comes from the House, **READ** and **PASSED AS AMENDED BY
HOUSE AMENDMENT "A" (H-2)**, in **NON-CONCURRENCE**.

On motion by Senator **BROMLEY** of Cumberland, the Senate
RECEDED and **CONCURRED**.

House Papers

Bill "An Act To Prevent Abuse of Pet Ownership Rights"
H.P. 426 L.D. 548

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

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

Bill "An Act To Protect Beef Producers"
H.P. 438 L.D. 571

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

On motion by Senator **NUTTING** of Androscoggin, **REFERRED** to
the Committee on **INLAND FISHERIES AND WILDLIFE**, in **NON-
CONCURRENCE**.

Sent down for concurrence.

Bill "An Act To Authorize a General Fund Bond Issue To Promote
Increased Research and Development Collaboration between the
Environmental and Energy Technology Sector and the University
of Maine System"

H.P. 416 L.D. 538

Bill "An Act To Authorize a General Fund Bond Issue for the
Western Maine Creative Arts Center"

H.P. 440 L.D. 573

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

On motion by Senator **ROTUNDO** of Androscoggin, **REFERRED** to the Committee on **APPROPRIATIONS AND FINANCIAL AFFAIRS** and ordered printed, in concurrence.

Resolve, To Stimulate Tourism Development Projects
H.P. 403 L.D. 525

Bill "An Act To Allow the Independent Practice of Dental Hygiene"
H.P. 428 L.D. 550

Bill "An Act To Expand Jurisdictions of Municipal Housing Authorities"
H.P. 442 L.D. 575

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

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

Bill "An Act To Allow for Corporate Ownership of Dental Practices"
H.P. 431 L.D. 553

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

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

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

Resolve, To Promote Public Safety by Establishing a Multiple-OUI Registry
H.P. 395 L.D. 517

Bill "An Act To Protect Children in Public Schools by Notifying All School Personnel of Sex Offenders Residing, Working or Attending School in the School District"
H.P. 396 L.D. 518

Bill "An Act To Amend the Laws Relating to Juveniles"
H.P. 399 L.D. 521

Resolve, To Investigate Cellular Telephone Use and Driver Safety
H.P. 443 L.D. 576

Bill "An Act Concerning the Transport of Inmates in the Custody of the Sheriff"
H.P. 444 L.D. 577

Come from the House, **REFERRED** to the Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY** and ordered printed.

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

Bill "An Act To Provide Assistance to Family Members, Friends and Neighbors Who Provide Home Health Care for Senior Citizens"
H.P. 397 L.D. 519

Bill "An Act To Ensure Access to MaineCare Services"
H.P. 398 L.D. 520

Bill "An Act To Create the Maine Health Card Program"
H.P. 429 L.D. 551

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

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

Bill "An Act To Increase Funding for the State's Immunization Program" (EMERGENCY)
H.P. 441 L.D. 574

Committee on **APPROPRIATIONS AND FINANCIAL SERVICES** suggested and ordered printed.

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

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

Bill "An Act To Ban Personal Watercraft on East Carry Pond, Middle Carry Pond and West Carry Pond"
H.P. 417 L.D. 539

Resolve, To Extend Fall Fishing Opportunities
H.P. 446 L.D. 579

Come from the House, **REFERRED** to the Committee on **INLAND FISHERIES AND WILDLIFE** and ordered printed.

On motion by Senator **BRYANT** of Oxford, **REFERRED** to the Committee on **INLAND FISHERIES AND WILDLIFE** and ordered printed, in concurrence.

Bill "An Act To Increase Eligibility for the Dirigo Health Program"
H.P. 404 L.D. 526

Bill "An Act To Help Maine People Be Informed Medical
Consumers"
H.P. 445 L.D. 578

Bill "An Act To Repeal Certain Health Savings Account
Provisions"
H.P. 456 L.D. 589

Bill "An Act To Amend Certain Requirements Applicable to
Insurance Producers"
H.P. 457 L.D. 590

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

On motion by Senator **SULLIVAN** of York, **REFERRED** to the
Committee on **INSURANCE AND FINANCIAL SERVICES** and
ordered printed, in concurrence.

Bill "An Act To Authorize a Court To Appoint Counsel in
Protection from Abuse Hearings"
H.P. 418 L.D. 540

Bill "An Act To Provide for Punitive Damages against Sex
Offenders"
H.P. 430 L.D. 552

Bill "An Act To Provide for Punitive Damages against Drunk
Drivers"
H.P. 447 L.D. 580

Bill "An Act To Amend the Laws Pertaining to Improvident
Transfers"
H.P. 448 L.D. 581

Bill "An Act To Permit Medical and Social Service Professionals
To Report Animal Cruelty"
H.P. 450 L.D. 583

Bill "An Act Concerning Animal Control Officers as Mandated
Reporters of Abuse"
H.P. 451 L.D. 584

Come from the House, **REFERRED** to the Committee on
JUDICIARY and ordered printed.

On motion by Senator **HOBBS** of York, **REFERRED** to the
Committee on **JUDICIARY** and ordered printed, in concurrence.

Bill "An Act To Clarify the Status of a Case following the
Establishment of Permanent Guardianship"
H.P. 388 L.D. 505

Committee on **HEALTH AND HUMAN SERVICES** suggested and
ordered printed.

Comes from the House, **REFERRED** to the Committee on
JUDICIARY.

On motion by Senator **HOBBS** of York, **REFERRED** to the
Committee on **JUDICIARY** and ordered printed, in concurrence.

Senate at Ease.

Senate called to order by the President.

Off Record Remarks

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 **APPROPRIATIONS AND FINANCIAL
AFFAIRS** on Bill "An Act To Make Supplemental Appropriations
and Allocations for the Expenditures of State Government and To
Change Certain Provisions of the Law Necessary to the Proper
Operations of State Government for the Fiscal Year Ending June
30, 2007" (EMERGENCY)

H.P. 186 L.D. 215

Reported that the same **Ought to Pass as Amended by
Committee Amendment "A" (H-3)**.

Comes from the House with the Report **READ** and **ACCEPTED**
and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY
COMMITTEE AMENDMENT "A" (H-3)**.

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

READ ONCE.

Committee Amendment "A" (H-3) **READ** and **ADOPTED**, in
concurrence.

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

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

Bill "An Act To Protect Children from Lead Exposure by Requiring Sufficient Notice of Renovations"

H.P. 433 L.D. 555

Committee on **NATURAL RESOURCES** suggested and ordered printed.

Comes from the House, **REFERRED** to the Committee on **JUDICIARY**.

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

Bill "An Act To Allow Civil Penalties for Trespass while Engaging in Activities Regulated by Inland Fisheries and Wildlife"

H.P. 455 L.D. 588

Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY** suggested and ordered printed.

Comes from the House, **REFERRED** to the Committee on **JUDICIARY**.

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

Bill "An Act To Require the Posting of Proof of Workers' Compensation Insurance at Construction Sites"

H.P. 400 L.D. 522

Bill "An Act To Encourage the Owners of Sole Proprietorships To Hire More Employees"

H.P. 419 L.D. 541

Bill "An Act Regarding Occupational Safety and Health Training for Workers on State-funded Construction Projects"

H.P. 458 L.D. 591

Come from the House, **REFERRED** to the Committee on **LABOR** and ordered printed.

On motion by Senator **STRIMLING** of Cumberland, **REFERRED** to the Committee on **LABOR** and ordered printed, in concurrence.

Bill "An Act To Fund the Purchase of Maine State Retirement System Time by Certain Veterans"

H.P. 427 L.D. 549

Committee on **APPROPRIATIONS AND FINANCIAL AFFAIRS** suggested and ordered printed.

Comes from the House, **REFERRED** to the Committee on **LABOR**.

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

Bill "An Act To Fund the Western Maine Career Centers" (EMERGENCY)

H.P. 439 L.D. 572

Committee on **APPROPRIATIONS AND FINANCIAL AFFAIRS** suggested and ordered printed.

Comes from the House, **REFERRED** to the Committee on **LABOR**.

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

Bill "An Act To Increase the Penalty for Late Filings by Lobbyists"

H.P. 435 L.D. 557

Bill "An Act To Establish Instant Run-off Voting for Gubernatorial Races"

H.P. 452 L.D. 585

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

On motion by Senator **MARRACHÉ** of Kennebec, **REFERRED** to the Committee on **LEGAL AND VETERANS AFFAIRS** and ordered printed, in concurrence.

Bill "An Act To Amend the Shellfish Laws"

H.P. 432 L.D. 554

Bill "An Act To Simplify Notification Procedures for Water Quality Changes"

H.P. 453 L.D. 586

Come from the House, **REFERRED** to the Committee on **MARINE RESOURCES** and ordered printed.

On motion by Senator **DAMON** of Hancock, **REFERRED** to the Committee on **MARINE RESOURCES** and ordered printed, in concurrence.

Resolve, To Direct the Department of Environmental Protection To Locate and Remediate a Gasoline Spill Contaminating a Private Well

H.P. 420 L.D. 542

Bill "An Act To Protect and Improve Lake Water Quality"

H.P. 454 L.D. 587

Come from the House, **REFERRED** to the Committee on **NATURAL RESOURCES** and ordered printed.

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

Off Record Remarks

Resolve, To Reduce the Size of State Government by Four Percent

H.P. 434 L.D. 556

Comes from the House, **REFERRED** to the Committee on **STATE AND LOCAL GOVERNMENT** and ordered printed.

On motion by Senator **SCHNEIDER** of Penobscot, **REFERRED** to the Committee on **STATE AND LOCAL GOVERNMENT** and ordered printed, in concurrence.

Bill "An Act To Provide for Enforcement of Land Use Limitations Relating to Cemeteries"

H.P. 401 L.D. 523

Committee on **NATURAL RESOURCES** suggested and ordered printed.

Comes from the House, **REFERRED** to the Committee on **STATE AND LOCAL GOVERNMENT**.

On motion by Senator **SCHNEIDER** of Penobscot, **REFERRED** to the Committee on **STATE AND LOCAL GOVERNMENT** and ordered printed, in concurrence.

Bill "An Act To Expand Property Tax Benefits for Retired Citizens"

H.P. 405 L.D. 527

Bill "An Act To Improve the Business Equipment Tax Exemption"

H.P. 406 L.D. 528

Bill "An Act To Encourage Newly Retired Veterans To Reside in Maine"

H.P. 407 L.D. 529

Bill "An Act To Encourage Open Space through Current Use Taxation of Open Space Land Set Aside for Long-term Protection from Development"

H.P. 408 L.D. 530

Bill "An Act To Improve the Method of Taxing Natural Gas for Highway Use"

H.P. 409 L.D. 531

Resolve, To Establish the Maine Tree Growth Tax Law Review Committee

H.P. 421 L.D. 543

Bill "An Act To Provide Maine Land Conservation Tax Incentives"

H.P. 422 L.D. 544

Bill "An Act To Create Fairness in the Motor Vehicle Excise Tax by Implementing the Recommendations of the Secretary of State's Task Force on Registration Fees"

H.P. 436 L.D. 558

Bill "An Act Regarding the Valuation of Land within Buffer Areas Established under the Natural Resources Protection Laws"

H.P. 437 L.D. 559

Bill "An Act To Create Fairness in Maine's Property Taxes"

H.P. 449 L.D. 582

Come from the House, **REFERRED** to the Committee on **TAXATION** and ordered printed.

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

Bill "An Act To Exempt Registered Farm Trucks from Commercial Inspection"

H.P. 402 L.D. 524

Resolve, To Create a Plan for the Downeast Airport Authority

H.P. 410 L.D. 532

Bill "An Act To Establish 'Clean Air - No Idling' Zones"

H.P. 411 L.D. 533

Resolve, Directing the Maine Turnpike Authority To Study the Relocation of the York Toll Booth

H.P. 412 L.D. 534

Bill "An Act To Create a Retired Firefighter Registration Plate"

H.P. 413 L.D. 535

Resolve, To Name the Bridge on Route 201 in Jackman over the Moose River the Veterans Memorial Bridge

H.P. 423 L.D. 545

Resolve, Directing the Department of Transportation To Amend Its Rules Regarding Noise Abatement Costs

H.P. 424 L.D. 546

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

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

Bill "An Act To Promote Efficiency in the Use of the Communications Equipment Fund" (EMERGENCY)

H.P. 414 L.D. 536

Bill "An Act To Create Fairness in E-9-1-1 Funding"
H.P. 425 L.D. 547

Come from the House, **REFERRED** to the Committee on
UTILITIES AND ENERGY and ordered printed.

On motion by Senator **BARTLETT** of Cumberland, **REFERRED**
to the Committee on **UTILITIES AND ENERGY** and ordered
printed, in concurrence.

COMMUNICATIONS

The Following Communication: S.P. 203

STATE OF MAINE
123RD LEGISLATURE

February 7, 2007

Sen. Philip L. Bartlett II
Senate Chair, Joint Standing Committee on Utilities and Energy
Rep. Lawrence Bliss
House Chair, Joint Standing Committee on Utilities and Energy
123rd Legislature
Augusta, ME 04333

Dear Senator Bartlett and Representative Bliss:

Please be advised that Governor John E. Baldacci has nominated
Vendean Vafiades of Hallowell for reappointment to the Public
Utilities Commission.

Pursuant to M.R.S.A. Title 35-A §105, this nomination will require
review by the Joint Standing Committee on Utilities and Energy
and confirmation by the Senate.

Sincerely,

S/Beth Edmonds
President of the Senate

S/Glenn Cummings
Speaker of the House

READ and **REFERRED** to the Committee on **UTILITIES AND**
ENERGY.

Sent down for concurrence.

The Following Communication: S.P. 204

STATE OF MAINE
123RD LEGISLATURE

February 7, 2007

Sen. Bill Diamond
Senate Chair, Joint Standing Committee on Criminal Justice and
Public Safety
Rep. Stan Gerzofsky
House Chair, Joint Standing Committee on Criminal Justice and
Public Safety
123rd Legislature
Augusta, ME 04333

Dear Senator Diamond and Representative Gerzofsky:

Please be advised that Governor John E. Baldacci has nominated
Anne Jordan of South Portland for appointment as Commissioner
of Public Safety.

Pursuant to M.R.S.A. Title 25 §2901, this nomination will require
review by the Joint Standing Committee on Criminal Justice and
Public Safety and confirmation by the Senate.

Sincerely,

S/Beth Edmonds
President of the Senate

S/Glenn Cummings
Speaker of the House

READ and **REFERRED** to the Committee on **CRIMINAL**
JUSTICE AND PUBLIC SAFETY.

Sent down for concurrence.

The Following Communication: S.C. 58

123RD LEGISLATURE
OFFICE OF THE PRESIDENT
3 STATE HOUSE STATION
AUGUSTA, MAINE 04333-0003

February 5, 2007

Honorable Joy O'Brien
Secretary of the Senate
3 State House Station
Augusta, ME 04333

Dear Secretary O'Brien:

Pursuant to my authority under P.L. 1999, Chapter 496, I am
pleased to reappoint the following people to the Advisory
Committee on Dental Education:

Sophia Glidden of Augusta, as a nonvoting member representing
an office of primary healthcare

Brenda McCormick of Augusta, as a representative of the
Department of Health and Human Services

Jack Comart of Augusta, as a representative of a major statewide
organization dedicated to ensuring equal justice

Please contact my office if you have any questions regarding these appointments.

Sincerely,

S/Beth Edmonds
President of the Senate

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 57

**UNIVERSITY OF SOUTHERN MAINE
CENTER FOR EDUCATION POLICY,
APPLIED RESEARCH & EVALUATION
37 COLLEGE AVENUE
GORHAM, ME 04038**

January 30, 2007

Dear Policymaker,

We are pleased to present you with the eleventh edition of The Condition of K-12 Public Education in Maine, a publication of the Maine Education Policy Research Institute, a joint institute funded by the Maine Legislature and the University of Maine System. Under the direction of the Institute's Steering Committee, the Institute is charged with developing a system for monitoring the progress of Maine K-12 public education, and for conducting policy and research studies.

This book is designed to provide you with a yearly report on the state of Maine public schools and education. We hope you find this information helpful. If you have any questions please feel free to contact us.

Sincerely,

S/David L. Silvernail
Director
Maine Education Policy Research Institute
University of Southern Maine Office

READ and with accompanying papers ORDERED PLACED ON FILE.

The Following Communication: H.C. 62

**STATE OF MAINE
CLERK'S OFFICE
2 STATE HOUSE STATION
AUGUSTA, MAINE 04333**

February 6, 2007

Honorable Joy J. O'Brien
Secretary of the Senate
3 State House Station
Augusta, Maine 04333

Dear Secretary O'Brien:

Please be advised that pursuant to House Rule 201.1 (I), the Speaker made the following change to an appointment to a Committee of the 123rd Maine Legislature:

The appointment of Representative JOY of Crystal to the Joint Standing Committee on Labor was rescinded.

Representative THOMAS of Ripley was appointed to the Joint Standing Committee on Labor, replacing Representative JOY of Crystal.

Sincerely,

S/Millicent M. MacFarland
Clerk of the House

READ and ORDERED PLACED ON FILE.

SENATE PAPERS

Resolve, To Allow Municipalities To Purchase Burn Permit Software

S.P. 190 L.D. 598

Sponsored by Senator BARTLETT of Cumberland.
Cosponsored by Representative BARSTOW of Gorham and Senator: BRANNIGAN of Cumberland, Representative: FARRINGTON of Gorham.

On motion by Senator NUTTING of Androscoggin, **REFERRED** to the Committee on **AGRICULTURE, CONSERVATION AND FORESTRY** and ordered printed.

Sent down for concurrence.

Bill "An Act To Support the Capital Riverfront Improvement District" (EMERGENCY)

S.P. 195 L.D. 603

Sponsored by Senator MITCHELL of Kennebec.
Cosponsored by Representative CROCKETT of Augusta and Representative: SILSBY of Augusta.

Bill "An Act To Restore Funding to the Maine Joint Environmental Training Coordinating Committee"

S.P. 211 L.D. 674

Sponsored by Senator MARTIN of Aroostook.
Cosponsored by Representative FISCHER of Presque Isle and Representative: THERIAULT of Madawaska.

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

Sent down for concurrence.

Bill "An Act To Improve Electrical Safety"
S.P. 199 L.D. 607

Sponsored by Senator ROTUNDO of Androscoggin.

Bill "An Act To Amend the Laws Dealing with the Posting of Gas Prices"
S.P. 208 L.D. 671

Sponsored by Senator DIAMOND of Cumberland.
Cosponsored by Representative ROBINSON of Raymond and
Representatives: MAREAN of Hollis, MOORE of Standish.

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

Sent down for concurrence.

Bill "An Act To Promote Economic Growth through
Entrepreneurship, the Creative Economy and Rural Economic
Development"
S.P. 207 L.D. 670

Sponsored by Senator MARTIN of Aroostook.
Cosponsored by Representative JACKSON of Allagash and
Representatives: CAIN of Orono, FISCHER of Presque Isle,
MILLS of Farmington, THERIAULT of Madawaska.

Committee on **BUSINESS, RESEARCH AND ECONOMIC DEVELOPMENT** suggested and ordered printed.

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

Bill "An Act To Eliminate the Interest on Security Deposits for
Mobile Homes"
S.P. 212 L.D. 675

Sponsored by Senator DAMON of Hancock.
Cosponsored by Representative KOFFMAN of Bar Harbor.

Committee on **BUSINESS, RESEARCH AND ECONOMIC DEVELOPMENT** suggested and ordered printed.

On motion by Senator **BROMLEY** of Cumberland, **REFERRED** to the Committee on **INSURANCE AND FINANCIAL SERVICES**.

Sent down for concurrence.

Bill "An Act To Protect Licensed Pawnbrokers"
S.P. 198 L.D. 606

Sponsored by Senator ROTUNDO of Androscoggin.

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

Sent down for concurrence.

Resolve, To Regulate Blasting Operators
S.P. 189 L.D. 597

Sponsored by Senator MITCHELL of Kennebec.
Cosponsored by Representative CROCKETT of Augusta and
Representatives: KOFFMAN of Bar Harbor, SILSBY of Augusta.

Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY**
suggested and ordered printed.

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

Sent down for concurrence.

Bill "An Act To Clarify the Confirmation Process of the Director of
the Maine Emergency Management Agency" (EMERGENCY)
S.P. 196 L.D. 604

Sponsored by Senator STRIMLING of Cumberland.
Cosponsored by Representative GERZOFKY of Brunswick and
Senators: DIAMOND of Cumberland, HASTINGS of Oxford,
Representative: GROSE of Woolwich.
Approved for introduction by a majority of the Legislative Council
pursuant to Joint Rule 205.

Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY**
suggested and ordered printed.

On motion by Senator **DIAMOND** of Cumberland, under
suspension of the Rules, **READ TWICE** and **PASSED TO BE
ENGROSSED**, without reference to a Committee.

Ordered sent down forthwith for concurrence.

Bill "An Act To Strengthen the Scientific Research Support
Capability of the Maine State Museum"
S.P. 209 L.D. 672

Sponsored by Senator MITCHELL of Kennebec.
Cosponsored by Senators: President EDMONDS of Cumberland,
SCHNEIDER of Penobscot.

Committee on **EDUCATION AND CULTURAL AFFAIRS** suggested and ordered printed.

Senator **BOWMAN** of York moved to **REFER** to the Committee on **EDUCATION AND CULTURAL AFFAIRS**.

On motion by Senator **MITCHELL** of Kennebec, **TABLED** until Later in Today's Session, pending the motion by Senator **BOWMAN** of York to **REFER** to the Committee on **EDUCATION AND CULTURAL AFFAIRS**.

Resolve, To Preserve and Support Community Treatment Options for Children's Behavioral Health Needs
S.P. 201 L.D. 609

Sponsored by Senator **BRANNIGAN** of Cumberland.
Cosponsored by Representative **CONNOR** of Kennebunk and Senators: **MARRACHÉ** of Kennebec, **RAYE** of Washington, Representatives: **BEAUDOIN** of Biddeford, **CAMPBELL** of Newfield, **GROSE** of Woolwich, **LEWIN** of Eliot, **MILLER** of Somerville, **WALCOTT** of Lewiston.

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

Sent down for concurrence.

Bill "An Act To Eliminate the Super Pack Hunting License"
S.P. 197 L.D. 605

Sponsored by Senator **MARRACHÉ** of Kennebec.
Cosponsored by Representative **TUTTLE** of Sanford and Senator: **SCHNEIDER** of Penobscot.

On motion by Senator **BRYANT** of Oxford, **REFERRED** to the Committee on **INLAND FISHERIES AND WILDLIFE** and ordered printed.

Sent down for concurrence.

Bill "An Act To Clarify Confidentiality in Child Protective Proceedings"
S.P. 194 L.D. 602

Sponsored by Senator **PERRY** of Penobscot.
Cosponsored by Senator **PLOWMAN** of Penobscot.

Bill "An Act To Extend the Statute of Limitations for Certain Medical Malpractice Cases"
S.P. 200 L.D. 608

Sponsored by Senator **ROTUNDO** of Androscoggin.

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

Sent down for concurrence.

Bill "An Act To Reform the Taxation of Malt Liquor and Wine"
S.P. 202 L.D. 610

Sponsored by Senator **MILLS** of Somerset.

Committee on **LEGAL AND VETERANS AFFAIRS** suggested and ordered printed.

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

Resolve, To Direct the Bureau of General Services To Develop a Purchasing Pool for Political Subdivisions of the State and School Administrative Units
S.P. 193 L.D. 601

Sponsored by Senator **PERRY** of Penobscot.

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

Sent down for concurrence.

Bill "An Act To Improve Revenue Sharing"
S.P. 192 L.D. 600

Sponsored by Senator **PERRY** of Penobscot.

Bill "An Act To Reallocate Revenues from the Real Estate Transfer Tax" (EMERGENCY)
S.P. 205 L.D. 668

Sponsored by Senator **NASS** of York.
Cosponsored by Representatives: **KOFFMAN** of Bar Harbor, **WATSON** of Bath.

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

Sent down for concurrence.

Bill "An Act To Create an Airport Authority"
S.P. 191 L.D. 599

Sponsored by Senator **MARRACHÉ** of Kennebec.
Cosponsored by Senators: **DAMON** of Hancock, **SAVAGE** of Knox, **SCHNEIDER** of Penobscot, Representatives: **MARLEY** of Portland, **TRINWARD** of Waterville.

Resolve, To Direct the Department of Transportation To Make Improvements to U.S. Route 2-A

S.P. 206 L.D. 669

Sponsored by Senator SHERMAN of Aroostook.
Cosponsored by Representative CLEARY of Houlton and Senator: RAYE of Washington, Representatives: FISCHER of Presque Isle, FISHER of Brewer, JACKSON of Allagash, JOY of Crystal, THERIAULT of Madawaska.

On motion by Senator **DAMON** of Hancock, **REFERRED** to the Committee on **TRANSPORTATION** and ordered printed.

Sent down for concurrence.

Bill "An Act To Address the Issue of Drive-offs from Service Stations"

S.P. 210 L.D. 673

Sponsored by Senator DIAMOND of Cumberland.
Cosponsored by Representative MOORE of Standish and Representatives: MAREAN of Hollis, ROBINSON of Raymond.

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

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

Sent down for concurrence.

**Pursuant to Resolve
Task Force to Study Maine's Homeland Security Needs**

Senator STRIMLING for the **Task Force to Study Maine's Homeland Security Needs**, pursuant to Resolve 2005, chapter 126 asked leave to report that the accompanying Bill "An Act To Implement the Recommendations of the Task Force To Study Maine's Homeland Security Needs" (EMERGENCY)

S.P. 213 L.D. 676

Be **REFERRED** to the Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY** and ordered printed pursuant to Joint Rule 218.

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

On motion by Senator **DIAMOND** of Cumberland, **REFERRED** to the Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY** and ordered printed pursuant to Joint Rule 218.

Sent down for concurrence.

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

ORDERS OF THE DAY

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

Bill "An Act To Allow for Corporate Ownership of Dental Practices"

H.P. 431 L.D. 553

Tabled - February 8, 2007, by Senator **BROMLEY** of Cumberland

Pending - **REFERENCE**

(Committee on **JUDICIARY** suggested and ordered printed.)

(In House, February 6, 2007, **REFERRED** to the Committee on **BUSINESS, RESEARCH AND ECONOMIC DEVELOPMENT**.)

On motion by Senator **BROMLEY** of Cumberland, **REFERRED** to the Committee on **JUDICIARY** and ordered printed, in **NON-CONCURRENCE**.

Sent down for concurrence.

The Chair laid before the Senate the following Tabled and Specially (1/16/07) Assigned matter:

Bill "An Act To Protect Minors from Certain Bill Collectors"
H.P. 96 L.D. 104

Tabled - January 9, 2007, by Senator **HOBBINS** of York

Pending - **REFERENCE**

(In House, January 9, 2007, **REFERRED** to the Committee on **JUDICIARY** and ordered printed.)

On motion by Senator **SULLIVAN** of York, **REFERRED** to the Committee on **INSURANCE AND FINANCIAL SERVICES**, in **NON-CONCURRENCE**.

Sent down for concurrence.

Senate at Ease.

Senate called to order by the President.

On motion by Senator **MITCHELL** of Kennebec, **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:

ENACTORS

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

Emergency Measure

An Act To Make Supplemental Appropriations and Allocations for the Expenditures of State Government and To Change Certain Provisions of the Law Necessary to the Proper Operations of State Government for the Fiscal Year Ending June 30, 2007
H.P. 186 L.D. 215
(C "A" H-3)

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

Senator **ROTUNDO:** Thank you, Madame President, men and women of the Senate. The emergency FY07 budget before you is about keeping promises to the people of Maine. This is a responsible budget which keeps our promises to health care providers as well as consumers by providing them with the payments for services owed to them. The budget, which came out of the Appropriations Committee with a unanimous report, provides \$20 million for hospital settlements and a \$30 million appropriation to pay for increased payments for hospitals beginning July 1, 2007. In addition it provides up to \$52 million more for the hospitals from the FY07 cascade. This \$102 million for the hospitals provides for an earlier payment of the settlement money owed then the Chief Executive had initially agreed to. The budget also restores an \$8 million deallocation made by the 122nd Legislature from the Fund for a Healthy Maine and makes good on a promise to provide the state match to communities for Federal Disaster Relief. I urge you to support the budget before you and help us, as a legislature, meet our obligations to the people of Maine. Thank you.

THE PRESIDENT: The Chair recognizes the Senator from Cumberland, Senator Turner.

Senator **TURNER:** Thank you, Madame President, ladies and gentlemen of the Senate. I couldn't let the opportunity go by without putting something into the record. I think our committee worked very hard to come to consensus on the emergency supplemental as before you today. We were guided, in fact, by the words from the Health and Human Services Committee which had given us the unanimous report back expressing grave concerns about what had transpired with respect to Health and Human Services and the transparency that we all hoped to have on a go-forward basis with respect to solving our problems with Health and Human Services. I think, as the good Senator from Androscoggin, Senator Rotundo, indicates, it makes a down payment on the monies that we owe to the hospitals for services already rendered. It puts a mechanism in place to up tick the prospective interim payment that will allow us to stay abreast of the services that they provide us on a go-forward basis and we

will be paying for those in a timely manner. Many of us, on both sides of the aisle, were very concerned about the run rate of payments to providers as we go through FY07 towards June 30th. We do have a safety mechanism built into our thinking where, after monitoring closely on a weekly basis payments that are flowing through the MAP account in the Department of Health and Human Services, we will, if necessary, revisit FY07 one additional time in order to make sure we land correctly in a balanced form by June 30th. I think this is a budget that warrants your support and I would strongly encourage you to support it by your vote. Thank you very much.

On motion by Senator **MARTIN** of Aroostook, supported by a Division of one-fifth of the members present and voting, a Roll Call was ordered.

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#18)

YEAS: Senators: BARTLETT, BENOIT, BOWMAN, BRANNIGAN, BROMLEY, BRYANT, COURTNEY, DAMON, DIAMOND, DOW, GOOLEY, HASTINGS, HOBBS, MARRACHE, MARTIN, MCCORMICK, MILLS, MITCHELL, NASS, NUTTING, PERRY, RAYE, ROSEN, ROTUNDO, SAVAGE, SCHNEIDER, SHERMAN, SMITH, SNOWE-MELLO, STRIMLING, SULLIVAN, TURNER, WESTON, THE PRESIDENT - BETH G. EDMONDS

NAYS: Senators: None

ABSENT: Senator: PLOWMAN

This being an Emergency Measure and having received the affirmative vote of 34 Members of the Senate, with no Senators having voted in the negative, and 34 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 Measure

An Act Regarding the Certification of the Required Driving Time for a License for Certain Persons under 21 Years of Age
H.P. 362 L.D. 478
(H "A" H-4)

This being an Emergency Measure and having received the affirmative vote of 34 Members of the Senate, with no Senators having voted in the negative, and 34 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:

PAPERS FROM THE HOUSE

House Paper

Resolve, To Create the Sebago Lake Village State Park
H.P. 478 L.D. 629

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

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

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

PAPERS FROM THE HOUSE

House Papers

Bill "An Act To Generate Entrepreneurship, Small Business Development and Employment among Women and Rural Residents through Training and Technical Support"
H.P. 460 L.D. 611

Bill "An Act To Authorize a General Fund Bond Issue for Capital Improvements for the Maine Community College System"
H.P. 461 L.D. 612

Bill "An Act To Support and Expand Regional Teacher Development Centers and Early College Readiness Programs"
H.P. 495 L.D. 646

Bill "An Act To Encourage Economic Development"
H.P. 496 L.D. 647

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

On motion by Senator **ROTUNDO** of Androscoggin, **REFERRED** to the Committee on **APPROPRIATIONS AND FINANCIAL AFFAIRS** and ordered printed, in concurrence.

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

PAPERS FROM THE HOUSE

House Papers

Resolve, Directing the Commissioner of Professional and Financial Regulation To Strengthen Safety Inspection Requirements Governing Industrial Elevators
H.P. 479 L.D. 630

Bill "An Act to Focus State Agency Efforts in Economic Development on Entrepreneurial Sustainability and Growth"
H.P. 505 L.D. 656

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

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

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

PAPERS FROM THE HOUSE

House Papers

Bill "An Act To Protect Children from Sexual Predators"
H.P. 462 L.D. 613

Bill "An Act To Strengthen OUI Laws As They Pertain to Drugs"
H.P. 480 L.D. 631

Bill "An Act To Reduce Maine's Property Tax Burden by Funding County Jails"
H.P. 481 L.D. 632

Resolve, To Ensure Pet Safety during Emergencies
H.P. 498 L.D. 649

Come from the House, **REFERRED** to the Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY** and ordered printed.

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

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

PAPERS FROM THE HOUSE

House Paper

Bill "An Act To Modify the Essential Programs and Services Formula To Aid Rural School Districts"

H.P. 463 L.D. 614

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

On motion by Senator **BOWMAN** of York, **REFERRED** to the Committee on **EDUCATION AND CULTURAL AFFAIRS** and ordered printed, in concurrence.

Off Record Remarks

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

PAPERS FROM THE HOUSE

House Papers

Bill "An Act To Authorize the Use of the Department of Health and Human Services Staff as Hearing Officers"

H.P. 464 L.D. 615

Bill "An Act To Equalize MaineCare Reimbursements to Hospitals"

H.P. 499 L.D. 650

Bill "An Act To Support Small, Local and Efficient Hospitals"

H.P. 500 L.D. 651

Resolve, To Ensure Appropriate Personal Needs Allowances for Persons Residing in Long-term Care Facilities

H.P. 501 L.D. 652

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

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

Bill "An Act To Provide Funding for Transitional Employment Training Opportunities for Persons with Mental Illness"

H.P. 506 L.D. 657

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

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

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

PAPERS FROM THE HOUSE

House Papers

Bill "An Act To Allow the Transfer of an Antlerless Deer Permit to a Child with a Disability"

H.P. 465 L.D. 616

Bill "An Act To Promote Moose Hunting"

H.P. 466 L.D. 617

Bill "An Act To Increase the Amount Retained by Agents Who Issue Hunting and Fishing Licenses"

H.P. 467 L.D. 618

Bill "An Act To Improve Funding for the State Snowmobile Trail System"

H.P. 482 L.D. 633

Bill "An Act To Encourage Landowners To Allow Hunting"

H.P. 483 L.D. 634

Bill "An Act Regarding Proof of a Violation of the Laws against Hunting on Sunday"

H.P. 502 L.D. 653

Bill "An Act To Make License Requirements and Rules Consistent for Young Anglers"

H.P. 503 L.D. 654

Bill "An Act To Change the Firearms Season on Deer"

H.P. 504 L.D. 655

Come from the House, **REFERRED** to the Committee on **INLAND FISHERIES AND WILDLIFE** and ordered printed.

On motion by Senator **BRYANT** of Oxford, **REFERRED** to the Committee on **INLAND FISHERIES AND WILDLIFE** and ordered printed, in concurrence.

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

PAPERS FROM THE HOUSE

House Papers

Bill "An Act To Amend the Banking Laws Regarding Industrial Loan Company Reciprocity across State Lines"

H.P. 484 L.D. 635

Bill "An Act To Protect the Health of Infants"

H.P. 507 L.D. 658

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

On motion by Senator **SULLIVAN** of York, **REFERRED** to the Committee on **INSURANCE AND FINANCIAL SERVICES** and ordered printed, in concurrence.

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

PAPERS FROM THE HOUSE

House Paper

Bill "An Act To Establish a Mediation Process for Landlord-tenant Disputes"

H.P. 508 L.D. 659

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

On motion by Senator **HOBBINS** of York, **REFERRED** to the Committee on **JUDICIARY** and ordered printed, in concurrence.

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

PAPERS FROM THE HOUSE

House Papers

Bill "An Act To Change the Qualifications for the Chair of the Maine Unemployment Insurance Commission"

H.P. 509 L.D. 660

Bill "An Act To Maintain Retirement Health Benefits for State Retirees"

H.P. 510 L.D. 661

Come from the House, **REFERRED** to the Committee on **LABOR** and ordered printed.

On motion by Senator **STRIMLING** of Cumberland, **REFERRED** to the Committee on **LABOR** and ordered printed, in concurrence.

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

PAPERS FROM THE HOUSE

House Papers

Bill "An Act Relating to Liquor Samples"

H.P. 469 L.D. 620

Bill "An Act To Create Optional Public Financing of Legislative Leadership Elections"

H.P. 485 L.D. 636

Bill "An Act To Update Absentee Ballot Procedures" (EMERGENCY)

H.P. 512 L.D. 663

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

On motion by Senator **MARRACHÉ** of Kennebec, **REFERRED** to the Committee on **LEGAL AND VETERANS AFFAIRS** and ordered printed, in concurrence.

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

PAPERS FROM THE HOUSE

House Paper

Resolve, To Establish a Lobster Trap Tag Transfer Program

H.P. 470 L.D. 621

Come from the House, **REFERRED** to the Committee on **MARINE RESOURCES** and ordered printed.

REFERRED to the Committee on **MARINE RESOURCES** and ordered printed, in concurrence.

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

PAPERS FROM THE HOUSE

House Paper

Bill "An Act To Limit Mercury Exposure" (EMERGENCY)

H.P. 486 L.D. 637

Come from the House, **REFERRED** to the Committee on **NATURAL RESOURCES** and ordered printed.

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

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

PAPERS FROM THE HOUSE

House Papers

Resolve, To Study the Need for and Placement of a Child Care Center in or near the State House Complex

H.P. 471 L.D. 622

Bill "An Act To Require Joint Planning and Development Board Review for Proposed Developments That Abut Municipal Boundaries"

H.P. 487 L.D. 638

RESOLUTION, Proposing an Amendment to the Constitution of Maine To Require That Members of the House and Senate Be Assigned Seats That Correlate with Each Member's District for the Purpose of Enhancing Communications and Reducing the Perception of Partisan Gridlock

H.P. 513 L.D. 664

Come from the House, **REFERRED** to the Committee on **STATE AND LOCAL GOVERNMENT** and ordered printed.

On motion by Senator **SCHNEIDER** of Penobscot, **REFERRED** to the Committee on **STATE AND LOCAL GOVERNMENT** and ordered printed, in concurrence.

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

PAPERS FROM THE HOUSE

House Papers

Bill "An Act To Change the Standard State Tax Deduction for Married People Filing Jointly to \$10,000"

H.P. 472 L.D. 623

Bill "An Act To Increase the Maine Resident Homestead Property Tax Exemption Amount to \$25,000"

H.P. 473 L.D. 624

Bill "An Act To Clarify the Application of the Real Estate Transfer Tax in Regards to Section 1031 Exchanges"

H.P. 488 L.D. 639

Bill "An Act To Assess Farm Buildings at Current Use Value"

H.P. 489 L.D. 640

Bill "An Act To Amend the Nonresident Income Tax Filing Requirements"

H.P. 490 L.D. 641

Bill "An Act Regarding the Calculation of Tree Growth Reimbursements to Municipalities" (EMERGENCY)

H.P. 514 L.D. 665

Come from the House, **REFERRED** to the Committee on **TAXATION** and ordered printed.

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

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

PAPERS FROM THE HOUSE

House Papers

Resolve, To Establish a Commission To Study the Feasibility of the State's Acquiring the Golden Road (EMERGENCY)

H.P. 474 L.D. 625

Bill "An Act To Require Warning Lights at All Railroad Crossings"

H.P. 475 L.D. 626

Bill "An Act to Clarify Certain Laws Concerning Posted Speed Limit"

H.P. 491 L.D. 642

Bill "An Act To Clarify Certain Equipment Provisions for Motor Vehicles"

H.P. 492 L.D. 643

Bill "An Act To Amend the Motor Vehicle Laws"

H.P. 493 L.D. 644

Bill "An Act To Amend Maine's Abandoned Vehicle Laws"

H.P. 515 L.D. 666

Bill "An Act To Modify the Motor Vehicle Insurance Cancellation Notification Law"

H.P. 516 L.D. 667

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

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

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

PAPERS FROM THE HOUSE

House Papers

Bill "An Act To Ensure Uniform Emergency Medical Dispatch Services in Maine" (EMERGENCY)

H.P. 476 L.D. 627

Bill "An Act To Promote Municipal Energy Conservation"

H.P. 494 L.D. 645

Come from the House, **REFERRED** to the Committee on **UTILITIES AND ENERGY** and ordered printed.

On motion by Senator **SULLIVAN** of York, **REFERRED** to the Committee on **UTILITIES AND ENERGY** and ordered printed, in concurrence.

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

PAPERS FROM THE HOUSE

**Pursuant to Statute
Family Law Advisory Commission**

The **Family Law Advisory Commission**, pursuant to the Maine Revised Statutes, Title 19-A, section 354, subsection 2 asked leave to report that the accompanying Bill "An Act To Permit Modification of Department-initiated Paternity Judgments Concerning Parental Rights"

H.P. 477 L.D. 628

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

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **REFERRED** to the Committee on **JUDICIARY** and ordered printed pursuant to Joint Rule 218.

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

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

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

PAPERS FROM THE HOUSE

Joint Resolution

The following Joint Resolution:

H.P. 459

**JOINT RESOLUTION RECOGNIZING FEBRUARY 8TH
AS CUB SCOUT DAY**

WHEREAS, the Boy Scouts of America have provided youth with character-building programs for nearly 100 years; and

WHEREAS, the Boy Scouts of America fosters friendships and dedication to participatory citizenship; and

WHEREAS, the Boy Scouts of America encourages its nearly 3 million members nationwide to be fit in body and spirit; and

WHEREAS, the Boy Scouts in Maine have rendered outstanding service to our communities through good deeds such as food drives, neighborhood cleanups, Eagle Scout service projects and visits to the elderly; and

WHEREAS, the Boy Scouts in Maine have developed outstanding leaders through their programs; and

WHEREAS, the Cub Scout program was introduced by the Boy Scouts of America in 1930, although its roots go back to the first days of Scouting when the "Wolf Cub" program for younger boys was established; and

WHEREAS, more than 50,000,000 members have joined the Cub Scouts of America since its inception and no other program in history has had as far-ranging an impact on American youth as the Cub Scouts; now, therefore be it

RESOLVED: That We, the Members of the One Hundred and Twenty-third Legislature, now assembled in the First Regular Session, on behalf of the people we represent, take this opportunity on the anniversary of the founding of the Cub Scouts of America to express our appreciation to all the boys in Maine who are and who have been Cub Scouts, for their valuable contributions to their community, their State and their Nation; and be it further

RESOLVED: That suitable copies of this resolution, duly authenticated by the Secretary of State, be transmitted to the Pine Tree Council and the Katahdin Area Council of the Boy Scouts of America with our appreciation.

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:

PAPERS FROM THE HOUSE

House Paper

Bill "An Act To Require All State Employees To Carry State Health Insurance"

H.P. 468 L.D. 619

Committee on **INSURANCE AND FINANCIAL SERVICES** suggested and ordered printed.

Comes from the House, **REFERRED** to the Committee on **LABOR**.

On motion by Senator **STRIMLING** of Cumberland, **REFERRED** to the Committee on **LABOR** and ordered printed, in concurrence.

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

PAPERS FROM THE HOUSE

House Paper

Bill "An Act To Maintain the Amount of State Land That Is Open for Hunting"

H.P. 497 L.D. 648

Committee on **AGRICULTURE, CONSERVATION AND FORESTRY** suggested and ordered printed.

Comes from the House, **REFERRED** to the Committees on **AGRICULTURE, CONSERVATION AND FORESTRY** and **INLAND FISHERIES AND WILDLIFE**.

On motion by Senator **NUTTING** of Androscoggin, **REFERRED** to the Committees on **AGRICULTURE, CONSERVATION AND FORESTRY** and **INLAND FISHERIES AND WILDLIFE** and ordered printed, in concurrence.

On motion by Senator **MITCHELL** of Kennebec, **ADJOURNED**, pursuant to the Joint Order, until Tuesday, February 13, 2007, at 10:00 in the morning, in memory of and lasting tribute to Mary M. Wright of Farmington.

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

PAPERS FROM THE HOUSE

House Paper

Bill "An Act to Protect the Machiasport Clam Flats along the Machias River from Effluent Contamination"

H.P. 415 L.D. 537

Committee on **UTILITIES AND ENERGY** suggested and ordered printed.

Comes from the House, **REFERRED** to the Committee on **NATURAL RESOURCES**.

REFERRED to the Committee on **NATURAL RESOURCES** and ordered printed, in concurrence.

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

Senator **GOOLEY** of Franklin was granted unanimous consent to address the Senate on the Record.

Senator **GOOLEY**: Thank you, Madame President. I was meaning to get up and speak earlier on the passing of Mary Wright of Farmington who was the first woman Selectman in the Town of Farmington. She was a teacher and she served in the capacity as a teacher and as a Selectperson with great esteem. She was an outspoken individual. I did want to stand and recognize her at this time. At the end of this session could we adjourn in honor of Mary Wright? Thank you.
