

# 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  
Friday  
June 1, 2007

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

Prayer by Reverend Dr. Bruce Young of First United Methodist  
Church in Lincoln.

**REVEREND YOUNG:** I'd like to thank President Edmonds and  
Senator Schneider for inviting me to be with you this morning and  
to evoke God's blessing upon your proceedings. Shall we pray.

Oh God of wisdom, I pray that You would send Your holy  
spirit on these elected officials who have gathered in this place  
today. Grant that they may be guided in their decision making  
process, that they may find strength and courage in You to face  
the doubts and uncertainties that may come, and the grace to ask  
in prayer for what You would have them do, that they may walk  
not by their own understanding but in the light of Your holy  
countenance. Most gracious and loving God, You have blessed  
the great State of Maine and I pray that You will be with these  
elected leaders as they talk together about how best to use the  
gifts that we, as the people of this state and as Your children,  
have been given. I call on You to hear this prayer, to be present  
to their deliberations and to guide their hearts that they may make  
their decisions with an understanding of words You spoke to  
Israel through the prophet Micah, as you said, 'For behold, I have  
told you, oh mortal, what is good; and what does the Lord require  
of you, but to seek justice, love kindness, and walk humbly with  
you God?' These things we pray in Your holy name, oh Lord.  
Amen.

Reading of the Journal of Thursday, May 31, 2007.

Off Record Remarks

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

On motion by Senator **MARTIN** of Aroostook, the following Joint  
Order:

S.P. 719

Ordered, the House concurring, that when the House and Senate  
adjourn, the House do so until Monday, June 4, 2007 at 9:00 and  
the Senate do so until Tuesday, June 5, 2007 at 10:00 in the  
morning.

READ and PASSED.

Ordered sent down forthwith for concurrence.

PAPERS FROM THE HOUSE

Non-Concurrent Matter

Bill "An Act To Adjust the State Valuation of Boothbay Harbor"  
H.P. 1350 L.D. 1917

In House, May 30, 2007, **REFERRED** to the Committee on  
**TAXATION** and ordered printed.

In Senate, May 30, 2007, on motion by Senator **STRIMLING** of  
Cumberland, **REFERRED** to the Committee on **STATE AND  
LOCAL GOVERNMENT**, in **NON-CONCURRENCE**.

Comes from the House, that Body **INSISTED**:

On motion by Senator **SCHNEIDER** of Penobscot, the Senate  
**ADHERED**.

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

COMMUNICATIONS

The Following Communication: S.C. 367

STATE OF MAINE  
ONE HUNDRED AND TWENTY-THIRD LEGISLATURE  
COMMITTEE ON AGRICULTURE, CONSERVATION AND  
FORESTRY

May 31, 2007

Honorable Beth Edmonds, President of the Senate  
Honorable Glenn Cummings, Speaker of the House  
123rd Maine Legislature  
State House  
Augusta, Maine 04333

Dear President Edmonds and Speaker Cummings:

Pursuant to Joint Rule 310, we are writing to notify you that  
the Joint Standing Committee on Agriculture, Conservation and  
Forestry has voted unanimously to report the following bill out  
"Ought Not to Pass":

L.D. 548 An Act To Prevent Abuse of Pet Ownership  
Rights

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

Sincerely,

S/Sen. John M. Nutting  
Senate Chair

S/Rep. Wendy Pieh  
House Chair

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

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The Following Communication: S.C. 368

**STATE OF MAINE  
ONE HUNDRED AND TWENTY-THIRD LEGISLATURE  
COMMITTEE ON LEGAL AND VETERANS AFFAIRS**

May 30, 2007

Honorable Beth Edmonds, President of the Senate  
Honorable Glenn Cummings, Speaker of the House  
123rd Maine Legislature  
State House  
Augusta, Maine 04333

Dear President Edmonds and Speaker Cummings:

Pursuant to Joint Rule 310, we are writing to notify you that the Joint Standing Committee on Legal and Veterans Affairs has voted unanimously to report the following bill out "Ought Not to Pass":

L.D. 1121 An Act To Provide That Lottery Proceeds Be Devoted to Public or Charitable Uses

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

Sincerely,

S/Sen. Lisa T. Marraché  
Senate Chair

S/Rep. John L. Patrick  
House Chair

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

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The Following Communication: S.C. 369

**STATE OF MAINE  
ONE HUNDRED AND TWENTY-THIRD LEGISLATURE  
COMMITTEE ON TAXATION**

May 31, 2007

Honorable Beth Edmonds, President of the Senate  
Honorable Glenn Cummings, Speaker of the House  
123rd Maine Legislature  
State House  
Augusta, Maine 04333

Dear President Edmonds and Speaker Cummings:

Pursuant to Joint Rule 310, we are writing to notify you that the Joint Standing Committee on Taxation has voted unanimously to report the following bill out "Ought Not to Pass":

L.D. 395 An Act To Use National Standards To Determine Maine's Relative Tax Burden for Purposes of Budget Caps

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

Sincerely,

S/Sen. Joseph C. Perry  
Senate Chair

S/Rep. John F. Piotti  
House Chair

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

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**REPORTS OF COMMITTEES**

**House**

**Ought to Pass As Amended**

The Committee on **LEGAL AND VETERANS AFFAIRS** on Bill "An Act To Establish a Fund to Provide American Flags at Veterans' Graves"

H.P. 1129 L.D. 1607

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-319).**

Comes from the House with the Report **READ and ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-319) AS AMENDED BY HOUSE AMENDMENT "A" (H-361)** thereto.

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

**READ ONCE.**

Committee Amendment "A" (H-319) **READ.**

House Amendment "A" (H-361) to Committee Amendment "A" (H-319) **READ and ADOPTED**, in concurrence.

Committee Amendment "A" (H-319) as Amended by House Amendment "A" (H-361) thereto, **ADOPTED**, in concurrence.

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

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**Divided Report**

The Majority of the Committee on **AGRICULTURE, CONSERVATION AND FORESTRY** on Bill "An Act To Fund Pesticide Education in the State"

H.P. 1252 L.D. 1798

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

Signed:

Senator:

SHERMAN of Aroostook

Representatives:

GIFFORD of Lincoln

MAREAN of Hollis

LUNDEEN of Mars Hill

CRAY of Palmyra

EDGECOMB of Caribou

PINEAU of Jay

The Minority of the same Committee on the same subject reported that the same **Ought To Pass as Amended by Committee Amendment "A" (H-324)**.

Signed:

Senators:

NUTTING of Androscoggin

ROTUNDO of Androscoggin

Representatives:

PIEH of Bremen

CARTER of Bethel

PRATT of Eddington

PIOTTI of Unity

Comes from the House with the Minority **OUGHT TO PASS AS AMENDED** Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-324)**.

Reports **READ**.

Senator **NUTTING** of Androscoggin moved the Senate **ACCEPT** the Minority **OUGHT TO PASS AS AMENDED** Report, in concurrence.

On motion by Senator **WESTON** of Waldo, **TABLED** until Later in Today's Session, pending the motion by Senator **NUTTING** of Androscoggin to **ACCEPT** the Minority **OUGHT TO PASS AS AMENDED** Report, in concurrence.

**Divided Report**

The Majority of the Committee on **EDUCATION AND CULTURAL AFFAIRS** on Bill "An Act Regarding the Sharing of Educational Costs in School Administrative Units of Multiple Municipalities"

H.P. 1204 L.D. 1721

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

Signed:

Senators:

BOWMAN of York

MITCHELL of Kennebec

MILLS of Somerset

Representatives:

NORTON of Bangor

MAKAS of Lewiston

FARRINGTON of Gorham

SUTHERLAND of Chapman

MUSE of Fryeburg

STRANG BURGESS of Cumberland

The Minority of the same Committee on the same subject reported that the same **Ought To Pass as Amended by Committee Amendment "A" (H-327)**.

Signed:

Representatives:

FINCH of Fairfield

HARLOW of Portland

EDGECOMB of Caribou

McFADDEN of Dennysville

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

Reports **READ**.

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

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**Divided Report**

The Majority of the Committee on **LEGAL AND VETERANS AFFAIRS** on Bill "An Act To Reimburse Philip Wolley for Litigation Expenses Incurred in Connection with His Termination and Reinstatement as a State Employee"

H.P. 11 L.D. 10

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

Signed:

Senators:

MARRACHÉ of Kennebec

PLOWMAN of Penobscot

BRYANT of Oxford

Representatives:

PINKHAM of Lexington Township  
TRINWARD of Waterville  
PATRICK of Rumford  
BLANCHETTE of Bangor

The Minority of the same Committee on the same subject reported that the same **Ought To Pass as Amended by Committee Amendment "A" (H-378)**.

Signed:

Representatives:

MOORE of Standish  
WEDDELL of Frankfort  
TUTTLE of Sanford  
NASS of Acton  
GOULD of South Berwick  
FITTS of Pittsfield

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

Reports **READ**.

Senator **MARRACHÉ** of Kennebec moved the Senate **ACCEPT** the Majority **OUGHT NOT TO PASS** 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 NOT TO PASS** Report, in concurrence.

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**Divided Report**

The Majority of the Committee on **TRANSPORTATION** on Resolve, To Investigate Cellular Telephone Use and Driver Safety  
H.P. 443 L.D. 576

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-349)**.

Signed:

Senators:

DAMON of Hancock  
DIAMOND of Cumberland  
SAVAGE of Knox

Representatives:

MARLEY of Portland  
MAZUREK of Rockland  
HOGAN of Old Orchard Beach  
THOMAS of Ripley  
CEBRA of Naples  
ROSEN of Bucksport  
THERIAULT of Madawaska  
PEOPLES of Westbrook

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

Signed:

Representatives:

BROWNE of Vassalboro  
FISHER of Brewer

Comes from the House with 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-349)**.

Reports **READ**.

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

**READ ONCE**.

Committee Amendment "A" (H-349) **READ** and **ADOPTED**, in concurrence

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

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**Senate**

**Ought to Pass As Amended**

Senator **STRIMLING** for the Committee on **LABOR** on Bill "An Act To Enhance the Workers' Compensation Board Advocate Program"

S.P. 506 L.D. 1439

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

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

**READ ONCE**.

Committee Amendment "A" (S-179) **READ** and **ADOPTED**.

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

---

Senator **PERRY** for the Committee on **TAXATION** on Bill "An Act To Amend the Tax Credit for Biofuel Production"

S.P. 320 L.D. 1003

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-182)**.

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

**READ ONCE**.

Committee Amendment "A" (S-182) **READ** and **ADOPTED**.

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

---

Senator PERRY for the Committee on **TAXATION** on Bill "An Act Relating to Uncollectible Cigarette and Tobacco Taxes"  
S.P. 417 L.D. 1169

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-183).**

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

**READ ONCE.**

Committee Amendment "A" (S-183) **READ** and **ADOPTED**.

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

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**Divided Report**

The Majority of the Committee on **EDUCATION AND CULTURAL AFFAIRS** on Bill "An Act Relating to the Wells-Ogunquit Community School District"

S.P. 375 L.D. 1123

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-175).**

Signed:

Senator:

BOWMAN of York

Representatives:

FINCH of Fairfield  
FARRINGTON of Gorham  
HARLOW of Portland  
SUTHERLAND of Chapman  
EDGECOMB of Caribou  
McFADDEN of Dennysville  
MUSE of Fryeburg  
STRANG BURGESS of Cumberland

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

Signed:

Senators:

MITCHELL of Kennebec  
MILLS of Somerset

Representatives:

NORTON of Bangor  
MAKAS of Lewiston

Reports **READ**.

Senator BOWMAN of York moved the Senate **ACCEPT** the Majority **OUGHT TO PASS AS AMENDED** Report.

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

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**Divided Report**

The Majority of the Committee on **INLAND FISHERIES AND WILDLIFE** on Bill "An Act Regarding All-terrain Vehicle Registration"

S.P. 712 L.D. 1912

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-186).**

Signed:

Senators:

BRYANT of Oxford  
PERRY of Penobscot  
GOOLEY of Franklin

Representatives:

JACKSON of Allagash  
RICHARDSON of Carmel  
SAVIELLO of Wilton  
McLEOD of Lee  
WHEELER of Kittery  
LUNDEEN of Mars Hill  
FINCH of Fairfield  
BRYANT of Windham

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

Signed:

Representative:

EBERLE of South Portland

Reports **READ**.

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

**READ ONCE.**

Committee Amendment "A" (S-186) **READ**.

On motion by Senator WESTON of Waldo, **TABLED** until Later in Today's Session, pending **ADOPTION** of Committee Amendment "A" (S-186).

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**Divided Report**

The Majority of the Committee on **LEGAL AND VETERANS AFFAIRS** on Bill "An Act To Allow the Use of Credit Cards To Purchase Wine, Beer and Spirits from Distributors"  
S.P. 595 L.D. 1688

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

Signed:

Senators:

MARRACHÉ of Kennebec  
BRYANT of Oxford

Representatives:

WEDDELL of Frankfort  
PINKHAM of Lexington Township  
PATRICK of Rumford  
TUTTLE of Sanford  
BLANCHETTE of Bangor

The Minority of the same Committee on the same subject reported that the same **Ought To Pass as Amended by Committee Amendment "A" (S-185)**.

Signed:

Senator:

PLOWMAN of Penobscot

Representatives:

MOORE of Standish  
TRINWARD of Waterville  
NASS of Acton  
GOULD of South Berwick  
FITTS of Pittsfield

Reports **READ**.

Senator **MARRACHÉ** of Kennebec 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.

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**SECOND READERS**

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

**House**

Bill "An Act To Amend the Laws Relating to the Maine State Retirement System"

H.P. 1221 L.D. 1738

Resolve, Regarding Legislative Review of Portions of Chapter 3: Maine Clean Election Act and Related Provisions, a Major Substantive Rule of the Commission on Governmental Ethics and Election Practices (EMERGENCY)

H.P. 1309 L.D. 1877

**READ A SECOND TIME** and **PASSED TO BE ENGROSSED**, in concurrence.

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**House As Amended**

Bill "An Act To Amend the Laws Governing Welfare"

H.P. 31 L.D. 29  
(C "A" H-351)

Bill "An Act To Require Cigarettes Sold in Maine To Be Fire-safe"

H.P. 68 L.D. 70  
(C "A" H-338)

Bill "An Act To Prohibit the Use of Cellular Telephones by Minors while Driving"

H.P. 143 L.D. 161  
(C "A" H-348)

Bill "An Act To Provide Additional Background Information to the Probate Court"

H.P. 171 L.D. 200  
(C "A" H-339)

Bill "An Act To Allow the District Court To Enter Parental Rights and Responsibilities Orders in Child Protection Proceedings"

H.P. 305 L.D. 389  
(C "A" H-340)

Bill "An Act To Allow the District Court To Adjudicate Parentage in Child Protective Custody Cases"

H.P. 306 L.D. 390  
(C "A" H-341)

Bill "An Act To Limit Liability for the Performance of Community Service"

H.P. 313 L.D. 397  
(C "A" H-342)

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

H.P. 508 L.D. 659  
(C "A" H-343)

Bill "An Act To Require a Commercial Applicator's License To Use Pesticides in Food-handling Establishments"

H.P. 650 L.D. 861  
(C "A" H-318)

Bill "An Act To Amend the Wrongful Death Laws"

H.P. 655 L.D. 866  
(C "A" H-344)



Bill "An Act To Eliminate the Estate Recovery Delayed Claims Exemption"

H.P. 730 L.D. 970  
(C "A" H-325)

Resolve, To Preserve the Saco River (EMERGENCY)  
H.P. 752 L.D. 1034  
(C "A" H-357)

Bill "An Act To Address Eating Disorders in Maine"  
H.P. 762 L.D. 1044  
(C "A" H-359)

Resolve, To Study the Promotion, Expansion and Regulation of the Harness Racing Industry (EMERGENCY)  
H.P. 791 L.D. 1073  
(C "A" H-317)

Bill "An Act To Amend the Commission on Governmental Ethics and Election Practices' Appointment Process"  
H.P. 829 L.D. 1136  
(C "A" H-336)

Resolve, To Encourage Increased Use of Biodiesel Fuels in Maine  
H.P. 852 L.D. 1159  
(C "A" H-347)

Bill "An Act Regarding Property and Casualty Insurance Actuarial Opinion of Reserves"  
H.P. 890 L.D. 1262  
(C "A" H-353)

Bill "An Act To Clarify Restrictions on Accepting Campaign Contributions Laws"  
H.P. 950 L.D. 1341  
(C "A" H-337)

Bill "An Act To Authorize the Maine Board of Pharmacy To Establish a Pharmacist Health Program" (EMERGENCY)  
H.P. 1100 L.D. 1575  
(C "A" H-335)

Bill "An Act To Authorize the Use of Parenting Coordinators in Maine"  
H.P. 1237 L.D. 1771  
(C "A" H-345)

Bill "An Act To Facilitate Collection of Money Owed to the State"  
H.P. 1265 L.D. 1813  
(C "A" H-346)

Resolve, Regarding Legislative Review of Portions of Chapter 131: The Maine Federal, State and Local Accountability Standards, a Major Substantive Rule of the Department of Education (EMERGENCY)

H.P. 1269 L.D. 1821  
(C "A" H-312)

Bill "An Act To Change the Evaluation Criteria for Those with Developmental Disabilities"  
H.P. 1300 L.D. 1868  
(C "A" H-358)

Bill "An Act To Protect Maine Homeowners from Predatory Lending"  
H.P. 1301 L.D. 1869  
(C "A" H-354)

Resolve, Regarding Legislative Review of Portions of Chapter 270: Uniform Reporting Systems for Maine Quality Data Sets, a Major Substantive Rule of the Maine Health Data Organization (EMERGENCY)

H.P. 1306 L.D. 1874  
(C "A" H-352)

**READ A SECOND TIME and PASSED TO BE ENGROSSED AS AMENDED**, in concurrence.

---

**Senate**

Bill "An Act To Extend the Time Allowed for Outcome-based Forestry" (EMERGENCY)  
S.P. 713 L.D. 1914

**READ A SECOND TIME and PASSED TO BE ENGROSSED.**

Sent down for concurrence.

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**Senate As Amended**

Bill "An Act To Amend Laws Relating to Persons Serving as Permanency Guardians or Receiving Permanency Guardianship Subsidies"  
S.P. 170 L.D. 515  
(C "A" S-176)

Bill "An Act To Amend Certain Laws Affecting Transportation"  
S.P. 270 L.D. 860  
(C "A" S-177)

Bill "An Act Concerning Blasting near Residential Areas" (EMERGENCY)  
S.P. 283 L.D. 895  
(C "A" S-169)

Bill "An Act To Promote Compliance with the Workers' Compensation Laws"  
S.P. 359 L.D. 1107  
(C "A" S-174)

Bill "An Act To Modernize the Laws Pertaining to the Sport of Skiing and Use of Ski Areas"  
S.P. 419 L.D. 1171  
(C "A" S-171)

Bill "An Act To Require the Department of Environmental Protection To Exclude Repeat Violators of Environmental Laws from Receiving State Contracts"

S.P. 388 L.D. 1200  
(C "A" S-170)

Bill "An Act To Update the Maine Business Corporation Act"

S.P. 608 L.D. 1741  
(C "A" S-178)

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

Sent down for concurrence.

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

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**ENACTORS**

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

**Emergency Measure**

An Act To Promote Efficiency in the Use of the Communications Equipment Fund

H.P. 414 L.D. 536  
(C "A" H-294)

This being an Emergency Measure and having received the affirmative vote of 30 Members of the Senate, with no Senators having voted in the negative, and 30 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.

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**Emergency Measure**

An Act To Amend the Laws Relating to Corporations, Limited Partnerships, Limited Liability Companies and Limited Liability Partnerships

S.P. 642 L.D. 1806

This being an Emergency Measure and having received the affirmative vote of 30 Members of the Senate, with no Senators having voted in the negative, and 30 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.

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**Acts**

An Act To Protect the All-terrain Vehicle Trail System  
H.P. 354 L.D. 455  
(C "A" H-291)

An Act To Amend Laws Pertaining to Entry into the Lobster Fishery

H.P. 392 L.D. 509  
(C "A" H-255)

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

H.P. 433 L.D. 555  
(H "A" H-290 to C "A" H-179)

An Act To Promote Transportation Planning, Increase Efficiency and Reduce Sprawl

H.P. 861 L.D. 1180  
(C "A" H-296)

An Act To Create Uniformity among Certain Self-insureds

S.P. 396 L.D. 1208  
(C "A" S-130)

An Act To Enhance Availability of Emergency Telephone Services

H.P. 975 L.D. 1383  
(C "A" H-282)

An Act To Enhance Fairness in Arbitration

S.P. 516 L.D. 1489  
(C "A" S-131)

An Act To Amend the Long-term Care Insurance Law

S.P. 678 L.D. 1865

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

---

An Act Regarding the Long-term Contracting Authority of the Public Utilities Commission

H.P. 224 L.D. 268  
(C "A" H-220)

Senator **SMITH** of Piscataquis moved to **INDEFINITELY POSTPONE** the Bill and accompanying papers, in **NON-CONCURRENCE**.

On motion by Senator **MARTIN** of Aroostook, **TABLED** until Later in Today's Session, pending the motion by Senator **SMITH** of Piscataquis to **INDEFINITELY POSTPONE** the Bill and accompanying papers, in **NON-CONCURRENCE**.

---

An Act To Protect Pregnant Women and Children from Toxic Chemicals Released into the Home

H.P. 1167 L.D. 1658  
(C "A" H-231)

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

On motion by Senator **MARTIN** of Aroostook, **TABLED** until Later in Today's Session, pending **ENACTMENT**, in concurrence. (Roll Call Ordered)

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**Resolves**

Resolve, To Achieve Cost Savings of 7% in State Government  
H.P. 434 L.D. 556  
(C "A" H-37)

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

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Resolve, To Provide for an Independent Evaluation of the Procedures and Programs of the Department of Health and Human Services for Promoting Permanency and Safety for Children

S.P. 484 L.D. 1396  
(C "A" S-119)

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

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**HELD MATTER**

An Act To Make Lobster Trap Molesting a Civil Offense  
H.P. 18 L.D. 16  
(C "A" H-74)

(In House, May 30, 2007, **PASSED TO BE ENACTED**.)

(In Senate, May 31, 2007, **FAILED ENACTMENT**, in **NON-CONCURRENCE**.)

On motion by Senator **DAMON** of Hancock, the Senate **RECONSIDERED** whereby the Bill **FAILED ENACTMENT**, in **NON-CONCURRENCE**.

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Senate at Ease.

Senate called to order by the President.

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Senator **SAVAGE** of Knox requested and received leave of the Senate that members and staff be allowed to remove their jackets for the remainder of this Session.

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

On motion by Senator **MARTIN** of Aroostook, **TABLED** until Later in Today's Session, pending **ENACTMENT**, in concurrence. (Roll Call Ordered)

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

**REPORTS OF COMMITTEES**

**House**

**Divided Report**

The Majority of the Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY** on Bill "An Act To Make Maine Safer by Collecting DNA from Those Convicted of Felonies"  
H.P. 334 L.D. 418

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-368)**.

Signed:

Senators:

DIAMOND of Cumberland  
McCORMICK of Kennebec  
SHERMAN of Aroostook

Representatives:

GERZOFISKY of Brunswick  
GREELEY of Levant  
HILL of York  
HANLEY of Gardiner  
PLUMMER of Windham  
TIBBETTS of Columbia  
KAENRATH of South Portland  
HASKELL of Portland  
SYKES of Harrison

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

Signed:

Representative:

BLANCHETTE of Bangor

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-368)**.

Reports **READ**.

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

**READ ONCE.**

Committee Amendment "A" (H-368) **READ** and **ADOPTED**, in concurrence.

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

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**ORDERS OF THE DAY**

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

HOUSE REPORTS - the Committee on **LEGAL AND VETERANS AFFAIRS** on Bill "An Act To Reimburse Philip Wolley for Litigation Expenses Incurred in Connection with His Termination and Reinstatement as a State Employee"  
H.P. 11 L.D. 10

Majority - **Ought Not to Pass** (7 members)

Minority - **Ought To Pass as Amended by Committee Amendment "A"** (H-378) (6 members)

Tabled - June 1, 2007, by Senator **MARRACHÉ** of Kennebec

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

(In House, May 31, 2007, the Majority **OUGHT NOT TO PASS** Report **READ** and **ACCEPTED**.)

(In Senate, June 1, 2007, Reports **READ**.)

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

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

Bill "An Act Regarding All-terrain Vehicle Registration"  
S.P. 712 L.D. 1912

Tabled - June 1, 2007, by Senator **WESTON** of Waldo

Pending - **ADOPTION OF COMMITTEE AMENDMENT "A"** (S-186)

(In Senate, June 1, 2007, Reports **READ**. The Majority **OUGHT TO PASS AS AMENDED** Report **ACCEPTED**. **READ ONCE**. Committee Amendment "A" (S-186) **READ**.)

Committee Amendment "A" (S-186) **ADOPTED**.

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

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Senate at Ease.

Senate called to order by the President.

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

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Senator **WESTON** of Waldo was granted unanimous consent to address the Senate off the Record.

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Senator **ROTUNDO** of Androscoggin was granted unanimous consent to address the Senate off the Record.

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Senator **BRYANT** of Oxford was granted unanimous consent to address the Senate off the Record.

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Senator **NUTTING** of Androscoggin was granted unanimous consent to address the Senate off the Record.

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Off Record Remarks

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On motion by Senator **MARTIN** of Aroostook, **ADJOURNED**, pursuant to the Joint Order, to Tuesday, June 5, 2007, at 10:00 in the morning.