

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

In Senate Chamber
Tuesday
February 13, 2007

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

Prayer by Reverend Canon Henry A. Male, Jr., of Trinity Lutheran Church in South Paris.

REVEREND MALE: Just for a moment I want you to relax, please. President Edmonds, ladies and gentlemen of the Senate, I'm honored to be asked to come back with you this morning. I'm never quite sure how or why one is asked back, but I am back. It's either that I did a fine job the last time I was here and you really wanted me back or perhaps you can't remember. I hope it's not that. Who am I? I am a retired Episcopal priest, an Associate Ecumenical Officer for the Dioceses of Maine, and currently serving at the Evangelical Lutheran Church of America in South Paris, Maine. Since I was invited back I would suspect that it is something like being elected to be a Senator, I'm getting around to praying, or being reelected once again.

Let me tell you a story which may make sense when I finish. Remember I'm to be non-political, according to the letter, and non-sectarian in what ever I do today, so I feel talking about a young bride-to-be should be acceptable. This young lady learned that some of her fiancé's religious beliefs were less than standard. She asked her mother, 'What shall I do? George doesn't even believe in Hell.' The mother replied, 'Don't worry, dear, between the two of us we'll teach him.' At the wedding rehearsal the bride became nervous about her walk down the church's long aisle. Her mother reassured her, 'Don't worry, dear, you can get rid of any last minute jitters if you concentrate on three words. First think of 'aisle'. It's the same aisle you walked down every week since you were a little girl. Second, focus on the altar, the table. You were baptized at that table and have knelt before it every Sunday for years. Third, think about him, your loving groom, waiting to begin your new life together.' On the wedding day the mother's advise worked like a charm. The bride focused hard on the first word as she began her wedding march down the aisle. 'Aisle, aisle, aisle,' she repeated over and over again. Then she said, 'Altar, altar, altar.' Finally the third thing was, 'Him, him, him.' Finally when the procession ended and she was beside the groom she looked into his eyes and said, 'Aisle altar him later.'

Now what does that got to do with you? I think it has something to do with the Senators of Maine. When you first thought of running for the Senate, I'm sure you were very nervous about what your life ahead would be like. What would be expected of you? Those who elected you had preconceived ideas as to what they expected you to do. I suspect you also had preconceived ideas as well. With time things do change, as have you, and so has the job you took on. At times your constituents probably want to alter you because they differ with you. On many occasions you must likely have felt drawn into more than one

way, but the way you should be drawn is for the betterment of the people of Maine and not for the bride or the groom but what is best for all. Any sacred relationship, and I consider that is what you are in, in a sacred relationship with Maine, is a high calling. Let us pray.

God, You are called by many names by many people. May You, the source of all power, lend Your guidance and continue to be with each one of these Senators. May they continue to open to the truth in a non-partisan way even when they are forced to make a decision which may not be popular. May those decisions be ones of openness and truthfulness in respect of all they have been called to serve. This we ask in Your most powerful name. Amen.

Pledge of Allegiance led by Senator Richard A. Nass of York County.

Reading of the Journal of Thursday, February 8, 2007.

Doctor of the day, Jackie Cawley, DO of Yarmouth.

Off Record Remarks

COMMUNICATIONS

The Following Communication: S.C. 59

**STATE OF MAINE
123RD MAINE LEGISLATURE**

January 16, 2007

John Fitzsimmons, President
Maine Community College System
131 State House Station
Augusta, ME 04333

Dear President Fitzsimmons:

We are pleased to invite you to address a Joint Session of the 123rd Maine Legislature on Thursday, February 15, 2007 concerning the State of the Maine Community College System and any other matters that you may care to bring to our attention. We will begin the Joint Session at 11:00 a.m. with an address from Terrance MacTaggart, Chancellor of the University of Maine System. You will address the Joint Convention directly following the Chancellor.

We look forward to seeing you then.

Sincerely,

S/Beth G. Edmonds
President of the Senate

S/Glenn Cummings
Speaker of the House

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 60

**STATE OF MAINE
123RD MAINE LEGISLATURE**

January 16, 2007

Terrance J. MacTaggart, Chancellor
University of Maine System
P.O. Box 409
Bangor, ME 04402-0409

Dear Chancellor MacTaggart:

We are pleased to invite you to address a Joint Session of the 123rd Maine Legislature on Thursday, February 15, 2007 at 11:00 a.m. concerning the State of the University of Maine System and any other matters that you may care to bring to our attention.

On the same day, following your address, John Fitzsimmons, President of the Maine Community College System, will be addressing the Joint Convention.

We look forward to seeing you then.

Sincerely,

S/Beth G. Edmonds
President of the Senate

S/Glenn Cummings
Speaker of the House

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 68

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

February 8, 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 Title 7, MRSA, Chapter 5, Section 125, I am pleased to appoint Senator Margaret Rotundo of Androscoggin to the Board of Agriculture, representing a Senator serving on the Agriculture, Conservation and Forestry Committee. She will be replacing Senator John Nutting of Androscoggin.

Please let me know if you have any questions regarding this appointment.

Sincerely,

S/Beth Edmonds
President of the Senate

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 65

**STATE OF MAINE
ONE HUNDRED AND TWENTY-THIRD LEGISLATURE
COMMITTEE ON HEALTH AND HUMAN SERVICES**

February 7, 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 Health and Human Services has voted unanimously to report the following bills out "Ought Not to Pass":

- L.D. 48 An Act To Exempt Training and Educational Research Costs from the Voluntary Spending Cap
- L.D. 97 An Act Regarding Prescription Drug Expiration Dates

We have also notified the sponsors and cosponsors of each bill listed of the Committee's action.

Sincerely,

S/Sen. Joseph C. Brannigan
Senate Chair

S/Rep. Anne C. Perry
House Chair

READ and with accompanying papers ORDERED PLACED ON FILE.

The Following Communication: S.C. 66

**STATE OF MAINE
ONE HUNDRED AND TWENTY-THIRD LEGISLATURE
COMMITTEE ON HEALTH AND HUMAN SERVICES**

February 8, 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 Health and Human Services has voted unanimously to report the following bills out "Ought Not to Pass":

- L.D. 22 An Act To Require Health Care Practitioners to Distribute Free Samples of Medication in Certain Circumstances
- L.D. 43 Resolve, To Direct the Department of Health and Human Services To Exclude Veterans Education Assistance from Income in Determining Eligibility for the Food Stamp
- L.D. 87 Resolve, Directing the Department of Health and Human Services To Provide Printed Informational Handouts on Child Care Guidelines
- L.D. 414 An Act To Decrease Cervical Cancer in Maine Girls

We have also notified the sponsors and cosponsors of each bill listed of the Committee's action.

Sincerely,

S/Sen. Joseph C. Brannigan
Senate Chair

S/Rep. Anne C. Perry
House Chair

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

The Following Communication: S.C. 61

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

February 6, 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 Judiciary has voted unanimously to report the following bill out "Ought Not to Pass":

- L.D. 103 An Act To Give Children Equal Priority in Creditor Situations Consistent with Bankruptcy

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

Sincerely,

S/Sen. Barry J. Hobbins
Senate Chair

S/Rep. Deborah Simpson
House Chair

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

The Following Communication: S.C. 67

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

February 8, 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. 35 An Act To Require Approval by the Gambling Control Board for the Transfer of Ownership of an Off-track Betting Facility

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

Sincerely,

S/Sen. Lisa T. T. Marraché
Senate Chair

S/Rep. John L. Patrick
House Chair

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

The Following Communication: S.C. 62

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

February 6, 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 Natural Resources has voted unanimously to report the following bill out "Ought Not to Pass":

L.D. 78 An Act To Protect Neighborhoods from Scrap Metal Pollution

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

Sincerely,

S/Sen. John L. Martin
Senate Chair

S/Rep. Theodore S. Koffman
House Chair

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

The Following Communication: S.C. 63

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

February 6, 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. 83 An Act To Provide Equity for the Penobscot Nation in the Return of Tax Revenue

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.**

The Following Communication: S.C. 64

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

February 7, 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 Transportation has voted unanimously to report the following bills out "Ought Not to Pass":

L.D. 13 Resolve, To Return Swanville Road in Frankfort to State Road Classification

L.D. 14 Resolve, To Direct the Department of Transportation To Better Ensure the Safety of Students Traveling to and from School in Waterboro

L.D. 18 An Act To Streamline Permitting for and Encourage the Business of Showing Vehicles

L.D. 181 Resolve, To Reduce the Cost of Moving
Modular Homes and Increase Traffic Safety

Sponsored by Senator MILLS of Somerset.

We have also notified the sponsors and cosponsors of each bill listed of the Committee's action.

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

Sincerely,

On motion by Senator **BROMLEY** of Cumberland, **TABLED** Unassigned, pending **REFERENCE**.

S/Sen. Dennis S. Damon
Senate Chair

S/Rep. Boyd P. Marley
House Chair

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

Bill "An Act Regarding Notice That Must Be Provided by a Psychiatric Facility Concerning Certain Patients"
S.P. 228 L.D. 711

Sponsored by Senator BRANNIGAN of Cumberland.

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

Sent down for concurrence.

Off Record Remarks

SENATE PAPERS

Bill "An Act To Increase Funding for the Spaying and Neutering of Companion Animals"

S.P. 217 L.D. 680

Sponsored by Senator NUTTING of Androscoggin.
Cosponsored by Representative PIOTTI of Unity and Representative: PIEH of Bremen.

Bill "An Act To Allow Schools in the State To Self-insure for Fire, Property and Theft Insurance"

S.P. 219 L.D. 682

Sponsored by Senator NUTTING of Androscoggin.

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

Bill "An Act To Create the Insurance Fraud Division within the Bureau of Insurance"

S.P. 230 L.D. 713

Sponsored by Senator MARRACHÉ of Kennebec.
Cosponsored by Representative TARDY of Newport and Senator: SULLIVAN of York, Representatives: PERRY of Calais, VAUGHAN of Durham.

Sent down for concurrence.

Bill "An Act To Fund the Fractionation Development Center"
S.P. 224 L.D. 707

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

Sent down for concurrence.

Sponsored by Senator BRYANT of Oxford.
Cosponsored by Representative SAVIELLO of Wilton and Senators: DAMON of Hancock, DOW of Lincoln, MARTIN of Aroostook, Representatives: BRYANT of Windham, CLARK of Millinocket, JACKSON of Allagash, PATRICK of Rumford.

Bill "An Act Concerning the Examination of Persons in Protective Custody"

S.P. 218 L.D. 681

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

Sponsored by Senator NUTTING of Androscoggin.
Cosponsored by Representative PERRY of Calais and Senators: MARRACHÉ of Kennebec, RAYE of Washington, Representative: TIBBETTS of Columbia.

Sent down for concurrence.

Bill "An Act To Ensure That Pine Tree Development Zone Benefits Are Not Extended to Businesses That Compete with Existing Maine Businesses"

S.P. 235 L.D. 768

Bill "An Act To Permit Medical Providers an Opportunity To Express Regret for a Medical Error"

S.P. 221 L.D. 684

Sponsored by Senator MILLS of Somerset.

Bill "An Act To Amend the Laws Concerning the Emancipation of Minors"

S.P. 225 L.D. 708

Sponsored by Senator MARTIN of Aroostook. (BY REQUEST)

Bill "An Act To Promote Efficiency in the District Court"

S.P. 231 L.D. 714

Sponsored by Senator BROMLEY of Cumberland.
Cosponsored by Representative BRYANT of Windham and Senators: HOBBS of York, NUTTING of Androscoggin, TURNER of Cumberland.

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

Sent down for concurrence.

Bill "An Act To Amend the Accord and Satisfaction Laws To Add Juveniles"

S.P. 226 L.D. 709

Sponsored by Senator DOW of Lincoln. (BY REQUEST)
Cosponsored by Representative JACKSON of Allagash and Senator: HASTINGS of Oxford, Representative: PIEH of Bremen.

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

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

Bill "An Act To Continue To Allow Public Retiree Organizations Access to the Maine State Retirement System's List of All State Retirees" (EMERGENCY)

S.P. 229 L.D. 712

Sponsored by Senator STRIMLING of Cumberland.
Cosponsored by Senator SNOWE-MELLO of Androscoggin, Representative JACKSON of Allagash.

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

Sent down for concurrence.

Bill "An Act To Limit the Activities of Political Candidates at Polling Places to Voting"

S.P. 220 L.D. 683

Sponsored by Senator DIAMOND of Cumberland.
Cosponsored by Representative PLUMMER of Windham and Representative: MOORE of Standish.

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

Sent down for concurrence.

Bill "An Act To Clarify Portions of the Laws Governing InforME"
S.P. 216 L.D. 679

Sponsored by Senator SCHNEIDER of Penobscot.
Cosponsored by Representative BARSTOW of Gorham and Representative: JOY of Crystal.
Submitted by the Department of Administrative and Financial Services pursuant to Joint Rule 204.

Bill "An Act To Disclose Legislative Spending"

S.P. 232 L.D. 715

Sponsored by Senator MILLS of Somerset.

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

Sent down for concurrence.

Resolve, Directing the Bureau of Revenue Services To Make Information Available Concerning the Amount of Revenue Received from the Companion Animal Sterilization Fund Tax Return Checkoff

S.P. 234 L.D. 767

Sponsored by Senator SNOWE-MELLO of Androscoggin.

Committee on **STATE AND LOCAL GOVERNMENT** suggested and ordered printed.

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

Bill "An Act To Support New Drivers"

S.P. 223 L.D. 706

Sponsored by Senator BRYANT of Oxford.
Cosponsored by Representative CRAVEN of Lewiston, Representative BRYANT of Windham and Senator: DOW of Lincoln, Representatives: CLARK of Millinocket, PATRICK of Rumford.

Bill "An Act To Permit Operation of a Modified Show Vehicle on a Public Way"

S.P. 233 L.D. 766

Sent down for concurrence.

Sponsored by Senator SNOWE-MELLO of Androscoggin. Cosponsored by Senator: SAVAGE of Knox, Representatives: BROWNE of Vassalboro, CEBRA of Naples, HOGAN of Old Orchard Beach, ROSEN of Bucksport.

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

Sent down for concurrence.

Bill "An Act To Limit the Eminent Domain Authority of a Transmission and Distribution Utility"

S.P. 215 L.D. 678

Sponsored by Senator BARTLETT of Cumberland. Cosponsored by Representative BLISS of South Portland. Submitted by the Public Utilities Commission pursuant to Joint Rule 204.

Bill "An Act To Promote Rural Broadband Access"

S.P. 227 L.D. 710

Sponsored by Senator RAYE of Washington. Cosponsored by Representative PERCY of Phippsburg, Representative PINGREE of North Haven and Senators: BENOIT of Sagadahoc, SHERMAN of Aroostook, SMITH of Piscataquis, Representatives: BLANCHARD of Old Town, FISCHER of Presque Isle, FLETCHER of Winslow, RECTOR of Thomaston, SMITH of Monmouth.

On motion by Senator HOBBS of York, REFERRED to the Committee on UTILITIES AND ENERGY and ordered printed.

Sent down for concurrence.

**Pursuant to Statutes
Community Preservation Advisory Committee**

Senator DOW for the **Community Preservation Advisory Committee**, pursuant to the Maine Revised Statutes, Title 30-A, section 4350, subsection 10 asked leave to report that the accompanying Resolve, Directing the Development of a Building Code and Building Rehabilitation Code Implementation Plan S.P. 214 L.D. 677

Be REFERRED to the Committee on BUSINESS, RESEARCH AND ECONOMIC DEVELOPMENT and ordered printed pursuant to Joint Rule 218.

Report READ and ACCEPTED.

On motion by Senator DOW of Lincoln, REFERRED to the Committee on BUSINESS, RESEARCH AND ECONOMIC DEVELOPMENT and ordered printed pursuant to Joint Rule 218.

**Pursuant to Statutes
Maine Human Rights Commission**

Senator NUTTING for the **Maine Human Rights Commission**, pursuant to the Maine Revised Statutes, Title 5, section 4566, subsection 11 asked leave to report that the accompanying Bill "An Act To Amend the Maine Human Rights Act"

S.P. 222 L.D. 685

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

Report READ and ACCEPTED.

On motion by Senator NUTTING of Androscoggin, REFERRED to the Committee on JUDICIARY 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
Unfinished Business**

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

The Chair laid before the Senate the following Tabled and Later (2/8/07) Assigned matter:

Bill "An Act To Increase Funding for the State's Immunization Program" (EMERGENCY)

H.P. 441 L.D. 574

Tabled - February 8, 2007, by Senator BRANNIGAN of Cumberland

Pending - REFERENCE

(Committee on APPROPRIATIONS AND FINANCIAL AFFAIRS suggested and ordered printed.)

(In House, February 6, 2007, REFERRED to the Committee on HEALTH AND HUMAN SERVICES.)

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

Sent down for concurrence.

The Chair laid before the Senate the following Tabled and Later (2/8/07) Assigned matter:

Bill "An Act To Protect Children from Lead Exposure by Requiring Sufficient Notice of Renovations" H.P. 433 L.D. 555

Tabled - February 8, 2007, by Senator **HOBBS** of York

Pending - **REFERENCE**

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

(In House, February 6, 2007, **REFERRED** to the Committee on **JUDICIARY**.)

On motion by Senator **HOBBS** of York, **REFERRED** to the Committee on **NATURAL RESOURCES** and ordered printed, in **NON-CONCURRENCE**.

Sent down for concurrence.

The Chair laid before the Senate the following Tabled and Later (2/8/07) Assigned matter:

Bill "An Act To Fund the Purchase of Maine State Retirement System Time by Certain Veterans" H.P. 427 L.D. 549

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

Pending - **REFERENCE**

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

(In House, February 6, 2007, **REFERRED** to the Committee on **LABOR**.)

On motion by Senator **STRIMLING** of Cumberland, **REFERRED** to the Committee on **APPROPRIATIONS AND FINANCIAL AFFAIRS** and ordered printed, in **NON-CONCURRENCE**.

Sent down for concurrence.

The Chair laid before the Senate the following Tabled and Later (2/8/07) Assigned matter:

Bill "An Act To Fund the Western Maine Career Centers" (EMERGENCY) H.P. 439 L.D. 572

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

Pending - **REFERENCE**

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

(In House, February 6, 2007, **REFERRED** to the Committee on **LABOR**.)

On motion by Senator **STRIMLING** of Cumberland, **REFERRED** to the Committee on **APPROPRIATIONS AND FINANCIAL AFFAIRS** and ordered printed, in **NON-CONCURRENCE**.

Sent down for concurrence.

The Chair laid before the Senate the following Tabled and Later (2/8/07) Assigned matter:

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

Tabled - February 8, 2007, by Senator **MITCHELL** of Kennebec

Pending - motion by Senator **BOWMAN** of York to **REFER** to the Committee on **EDUCATION AND CULTURAL AFFAIRS**

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

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

Sent down for concurrence.

Senate at Ease.

Senate called to order by the President.

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

Off Record Remarks

The Chair laid before the Senate the following Tabled and Later (2/8/07) Assigned matter:

Bill "An Act To Promote Economic Growth through Entrepreneurship, the Creative Economy and Rural Economic Development"

S.P. 207 L.D. 670

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

Pending - **REFERENCE**

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

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

Sent down for concurrence.

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 Concerning Applications Processed by the Maine Land Use Regulation Commission"

H.P. 526 L.D. 695

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 Authorize a General Fund Bond Issue To Stimulate the Midcoast Economy"

H.P. 539 L.D. 718

Bill "An Act To Restore Support for HIV and AIDS Treatment and Prevention"

H.P. 542 L.D. 721

Bill "An Act To Stabilize and Expand Funding for the Graduate School of Biomedical Science at the University of Maine"

H.P. 565 L.D. 744

Bill "An Act To Expand the Maine Economic Improvement Fund"

H.P. 566 L.D. 745

Bill "An Act To Authorize a General Fund Bond Issue To Finance the Acquisition of Land and Water Access and To Access Matching Contributions"

H.P. 567 L.D. 746

Bill "An Act To Authorize a General Fund Bond Issue for the Municipal Investment Trust Fund"

H.P. 568 L.D. 747

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

Bill "An Act To Ensure Truth in Music Advertising"

H.P. 517 L.D. 686

Bill "An Act To Expand the Recycling of Beverage Containers"

H.P. 569 L.D. 748

Bill "An Act To Dedicate Unclaimed Beverage Deposits to Beverage Container Recycling Development"

H.P. 570 L.D. 749

Bill "An Act To Support Realize!Maine To Attract and Retain Young People in the State's Workforce"

H.P. 571 L.D. 750

Bill "An Act To Modernize Maine's Accountancy Laws"

H.P. 572 L.D. 751

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 Encourage Manufacturing by Expanding Pine Tree Development Zones"

H.P. 540 L.D. 719

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

On motion by Senator **BROMLEY** 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 Require Credentials for Amateur Radio Emergency Communications Volunteers"

H.P. 527 L.D. 696

Bill "An Act To Amend the Laws Relating to Department of Corrections Facilities"

H.P. 528 L.D. 697

Bill "An Act To Clarify What Constitutes a Schedule W Drug"

H.P. 541 L.D. 720

Bill "An Act To Establish the Missing Senior Citizen Alert Program"

H.P. 587 L.D. 769

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 Streamline Licensure for Sign Language Interpreters"

H.P. 573 L.D. 752

Committee on **EDUCATION AND CULTURAL AFFAIRS** 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, **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 Create the Acquired Brain Injury Fund"

H.P. 543 L.D. 722

Bill "An Act To Integrate Chronic Disease Prevention and Care into the MaineCare Program"

H.P. 544 L.D. 723

Resolve, To Direct the Department of Health and Human Services To Provide Temporary Assistance for Needy Families Benefits to Certain Guardians of Minors

H.P. 545 L.D. 724

Bill "An Act To Ensure Retail Tobacco License Compliance"

H.P. 546 L.D. 725

Bill "An Act To Provide Services for Adults with Diagnoses of Mental Retardation and Other Developmental Disabilities"

H.P. 547 L.D. 726

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.

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

PAPERS FROM THE HOUSE

House Papers

Bill "An Act To Expand the Definition of Health Care Facility under the Maine Health and Higher Educational Facilities Authority Act"

H.P. 548 L.D. 727

Resolve, To Invest in Children and Families through Family Resource Centers

H.P. 574 L.D. 753

Bill "An Act To Allow Physician Assistants To Sign Death Certificates"

H.P. 575 L.D. 754

Bill "An Act To Ensure the Success of All Maine Families through Early Care and Education"

H.P. 576 L.D. 755

Bill "An Act To Clarify Application of the Medical Marijuana Law"

H.P. 588 L.D. 770

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.

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

PAPERS FROM THE HOUSE

House Papers

Bill "An Act To Increase the Seal Fee for Registration of a Harvested Animal"

H.P. 529 L.D. 698

Bill "An Act To Enhance the Wise Use and Sound Management of Maine's Wildlife Resources"

H.P. 549 L.D. 728

Bill "An Act To Allow a Hunter To Retrieve a Dog from Posted Property"

H.P. 589 L.D. 771

Bill "An Act To Track and Record All Fishing-related Rules Changes"

H.P. 590 L.D. 772

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 Law Regarding Transactions at Financial Institutions"

H.P. 518 L.D. 687

Bill "An Act To Establish a Universal Health Care Program"

H.P. 519 L.D. 688

Bill "An Act To Preserve Dirigo Choice"

H.P. 591 L.D. 773

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 Enhance and Clarify the Small Claims System"

H.P. 577 L.D. 756

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 Facilitate MaineCare Reimbursement in Workers' Compensation Cases"

H.P. 520 L.D. 689

Bill "An Act To Compensate Employees Required To Be 'On-call' by Their Employers"

H.P. 550 L.D. 729

Bill "An Act To Improve the Ability of Superintendents To Act in the Best Interests of Students"

H.P. 578 L.D. 757

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 Paper

Bill "An Act To Modify Lobster License Fees"
H.P. 522 L.D. 691

Comes 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.

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

PAPERS FROM THE HOUSE

House Papers

Bill "An Act To Eradicate Invasive Aquatic Plants and Nuisance Species"
H.P. 523 L.D. 692

Bill "An Act Concerning Deductibles for Underground Oil Storage Facilities and Tanks"
H.P. 554 L.D. 733

Bill "An Act To Protect Household Pets and Other Animals from Poisoning"
H.P. 579 L.D. 758

Bill "An Act To Coordinate the Implementation of the In-stream Flow and Water Level Rules among the Department of Environmental Protection, the Drinking Water Program of the Department of Health and Human Services and the Public Utilities Commission"
H.P. 592 L.D. 774

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

Bill "An Act To Allow Municipalities To Establish Foundations To Support Education"
H.P. 533 L.D. 702

Bill "An Act To Improve Public Understanding in Rulemaking"
H.P. 555 L.D. 734

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 Regarding the Sales Tax"
H.P. 521 L.D. 690

RESOLUTION, Proposing an Amendment to the Constitution of Maine To Authorize the Legislature To Allow Municipalities To Exempt from Property Tax a Portion of the Value of Homesteads
H.P. 524 L.D. 693

Bill "An Act To Provide an Income Tax Exemption for Active Duty Military Pay and Disability Military Pay"
H.P. 556 L.D. 735

Bill "An Act To Protect Small Woodland Owners"
H.P. 557 L.D. 736

Bill "An Act To Promote Forest Management Planning and Certification"
H.P. 558 L.D. 737

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

Bill "An Act To Assist Communities Affected by Base Closures"
H.P. 559 L.D. 738

Resolve, Directing the Department of Administrative and Financial Services, Bureau of Revenue Services To Study and Develop a Tax Increment Financing Program To Fund the Washington County Development Authority

H.P. 560 L.D. 739

Bill "An Act To Reduce the Excise Tax on Certain Commercial Vehicles"

H.P. 581 L.D. 760

Bill "An Act To Enable Municipalities To Establish Municipal Land Banks Funded by Local Option Real Estate Transfer Taxes"

H.P. 582 L.D. 761

Bill "An Act To Enhance a Community's Capacity To Support Affordable Housing"

H.P. 583 L.D. 762

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

Bill "An Act Regarding Fines for Overweight Trucks"

H.P. 525 L.D. 694

Bill "An Act To Promote the Safety of Deaf or Hard-of-hearing Drivers"

H.P. 561 L.D. 740

Bill "An Act Regarding When an Overweight Truck May Be Required To Unload"

H.P. 562 L.D. 741

Bill "An Act To Allow Early Retirement for Captains in the Maine State Ferry Service"

H.P. 584 L.D. 763

Bill "An Act To Create a Special License Plate To Support Breast Cancer Support Services"

H.P. 593 L.D. 775

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.

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

PAPERS FROM THE HOUSE

House Papers

Bill "An Act Concerning Wholesale Power Purchases by Consumer-owned Transmission and Distribution Utilities"
H.P. 563 L.D. 742

Bill "An Act To Allow Transmission and Distribution Utilities To Generate and Sell Power"
H.P. 564 L.D. 743

Bill "An Act To Increase the Percentage of Renewable Power in Systems of Very Large Investor-owned Transmission and Distribution Utilities"
H.P. 580 L.D. 759

Bill "An Act To Clarify Standards for Issuance of a Certificate of Public Convenience and Necessity"
H.P. 585 L.D. 764

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

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

Department of Agriculture, Food and Rural Resources

The **Department of Agriculture, Food and Rural Resources**, pursuant to the Maine Revised Statutes, Title 5, section 8072 asked leave to report that the accompanying Resolve, Regarding Legislative Review of Portions of Chapter 329: Rules Governing Milk and Milk Products, a Major Substantive Rule of the Department of Agriculture, Food and Rural Resources (EMERGENCY)

H.P. 536 L.D. 705

Be **REFERRED** to the Committee on **AGRICULTURE, CONSERVATION AND FORESTRY** and ordered printed pursuant to Joint Rule 218.

Comes from the House with the Report **READ** and **ACCEPTED** and the Resolve **REFERRED** to the Committee on **AGRICULTURE, CONSERVATION AND FORESTRY** and ordered printed pursuant to Joint Rule 218.

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

On motion by Senator **NUTTING** of Androscoggin, **REFERRED** to the Committee on **AGRICULTURE, CONSERVATION AND FORESTRY** and ordered printed pursuant to Joint Rule 218, in concurrence.

Comes from the House with the Report **READ** and **ACCEPTED** and the Resolve **REFERRED** to the Committee on **HEALTH AND HUMAN SERVICES** and ordered printed pursuant to Joint Rule 218.

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

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

On motion by Senator **BRANNIGAN** of Cumberland, **REFERRED** to the Committee on **HEALTH AND HUMAN SERVICES** and ordered printed pursuant to Joint Rule 218, in concurrence.

PAPERS FROM THE HOUSE

**Pursuant to Statute
Maine Land Use Regulation Commission**

The **Maine Land Use Regulation Commission**, pursuant to the Maine Revised Statutes, Title 5, section 8072 asked leave to report that the accompanying Resolve, Regarding Legislative Review of Portions of Chapter 1: General Provisions and Chapter 10: Land Use Districts and Standards, Major Substantive Rules of the Maine Land Use Regulation Commission (EMERGENCY)
H.P. 538 L.D. 717

Be **REFERRED** to the Committee on **AGRICULTURE, CONSERVATION AND FORESTRY** and ordered printed pursuant to Joint Rule 218.

Comes from the House with the Report **READ** and **ACCEPTED** and the Resolve **REFERRED** to the Committee on **AGRICULTURE, CONSERVATION AND FORESTRY** and ordered printed pursuant to Joint Rule 218.

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

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

**Pursuant to Statute
Maine Revenue Services**

The **Maine Revenue Services**, pursuant to the Maine Revised Statutes, Title 5, section 8072 asked leave to report that the accompanying Resolve, Regarding Legislative Review of Chapter 324: ConnectME Tax Reimbursements, a Major Substantive Rule of Maine Revenue Services (EMERGENCY)
H.P. 537 L.D. 716

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

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

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

On motion by Senator **PERRY** of Penobscot, **REFERRED** to the Committee on **TAXATION** 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

**Pursuant to Statute
Department of Health and Human Services**

The **Department of Health and Human Services**, pursuant to the Maine Revised Statutes, Title 5, section 8072 asked leave to report that the accompanying Resolve, Regarding Legislative Review of Portions of MaineCare Benefits Manual, Chapter III, Section 97, Private Non-medical Institution Services, a Major Substantive Rule of the Department of Health and Human Services (EMERGENCY)
H.P. 535 L.D. 704

Be **REFERRED** to the Committee on **HEALTH AND HUMAN SERVICES** and ordered printed pursuant to Joint Rule 218.

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

PAPERS FROM THE HOUSE

**Pursuant to Statute
Governor's Office**

The **Governor's Office**, pursuant to the Maine Revised Statutes, Title 5, section 8072 asked leave to report that the accompanying Resolve, Regarding Legislative Review of Portions of ConnectME Authority, Chapter 101, a Major Substantive Rule of the Governor's Office (EMERGENCY)
H.P. 586 L.D. 765

Be **REFERRED** to the Committee on **UTILITIES AND ENERGY** and ordered printed pursuant to Joint Rule 218.

Comes from the House with the Report **READ** and **ACCEPTED** and the Resolve **REFERRED** to the Committee on **UTILITIES AND ENERGY** and ordered printed pursuant to Joint Rule 218.

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

On motion by Senator **HOBBS** of York, **REFERRED** to the Committee on **UTILITIES AND ENERGY** 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

House Paper

Bill "An Act To Repeal the Tax on Private Nonmedical Institutions" H.P. 534 L.D. 703

Committee on **TAXATION** 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**.

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

PAPERS FROM THE HOUSE

House Papers

Bill "An Act To Limit Expenditures by Political Action Committees" H.P. 531 L.D. 700

Bill "An Act To Authorize the Operation of Slot Machines on Indian Island in Old Town" H.P. 532 L.D. 701

Resolve, Authorizing Matthew Haskell To Sue the State H.P. 551 L.D. 730

Bill "An Act To Preserve the Integrity of Elections by Removing the Requirement for a Challenge Affidavit" H.P. 552 L.D. 731

Bill "An Act To Improve the Candidate Nomination and Replacement Process" H.P. 553 L.D. 732

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.

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 (2/8/07) Assigned matter:

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

Tabled - February 8, 2007, by Senator **MARRACHÉ** of Kennebec

Pending - **REFERENCE**

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

On motion by Senator **MILLS** of Somerset, Bill and accompanying papers **INDEFINITELY POSTPONED**.

Sent down for concurrence.

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

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

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

Senator **SULLIVAN** of York was granted unanimous consent to address the Senate off the Record.

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

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

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

Senator **HOBBS** of York was granted unanimous consent to address the Senate off the Record.

Senator **MARTIN** of Aroostook was granted unanimous consent to address the Senate off the Record.

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

Senator **RAYE** of Washington was granted unanimous consent to address the Senate off the Record.

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

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 Clarify the Confirmation Process of the Director of the Maine Emergency Management Agency
S.P. 196 L.D. 604

This being an Emergency Measure and having received the affirmative vote of 31 Members of the Senate, with 1 Senator having voted in the negative, and 31 being more than two-thirds of the entire elected Membership of the Senate, was **PASSED TO BE ENACTED** and having been signed by the President, was presented by the Secretary to the Governor for his approval.

Off Record Remarks

On motion by Senator **MITCHELL** of Kennebec, **ADJOURNED** to Thursday, February 15, 2007, at 10:00 in the morning.