

# MAINE STATE LEGISLATURE

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



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

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

Volume 1

First Regular Session  
December 4, 2002 to May 20, 2003

Pages 1 - 714

The Secretary opened the vote.

**ROLL CALL (#62)**

YEAS: Senators: BRENNAN, BROMLEY, CATHCART, DAMON, DOUGLASS, EDMONDS, GAGNON, HALL, HATCH, LEMONT, PENDLETON, ROTUNDO, SAWYER, STRIMLING, TREAT, TURNER, THE PRESIDENT - BEVERLY C. DAGGETT

NAYS: Senators: BENNETT, BLAIS, BRYANT, CARPENTER, DAVIS, GILMAN, KNEELAND, MARTIN, MAYO, MITCHELL, NASS, SAVAGE, STANLEY, WESTON, WOODCOCK, YOUNGBLOOD

ABSENT: Senator: SHOREY

EXCUSED: Senator: LAFOUNTAIN

17 Senators having voted in the affirmative and 16 Senators having voted in the negative, with 1 Senator being absent and 1 Senator being excused, the motion by Senator **ROTUNDO** of Androscoggin to **ACCEPT** the Minority **OUGHT NOT TO PASS** Report, in **NON-CONCURRENCE**, **PREVAILED**.

Sent down for concurrence.

---

The Chair laid before the Senate the following Tabled and Later (5/13/03) Assigned matter:

Bill "An Act to Ban Smoking in Beano and Bingo Halls"  
H.P. 186 L.D. 227

Tabled - May 13, 2003, by Senator **BRENNAN** of Cumberland

Pending - motion by same Senator to **RECEDE** and **CONCUR**

(In Senate, May 7, 2003, **PASSED TO BE ENGROSSED**, in concurrence.)

(In House, May 12, 2003, **PASSED TO BE ENGROSSED AS AMENDED BY HOUSE AMENDMENT "B" (H-309)**, in **NON-CONCURRENCE**.)

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

On motion by Senator **BENNETT** of Oxford, the Senate **RECEDED**.

Senator **MARTIN** of Aroostook moved the Senate **CONCUR**.

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

**THE PRESIDENT:** The Chair recognizes the Senator from Oxford, Senator Bennett.

Senator **BENNETT:** Thank you, Madame President. We are now in a position where if we agree with the action of the other body we will vote to concur. If we think the bill is in less than perfect condition, we have the ability, if this fails, to take further action. I encourage a vote against concurring.

**THE PRESIDENT:** The pending question before the Senate is the motion by the Senator from Aroostook, Senator Martin to Concur. A Roll Call has been ordered. Is the Senate ready for the question?

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

**ROLL CALL (#63)**

YEAS: Senators: BRENNAN, BROMLEY, CATHCART, DAMON, DOUGLASS, EDMONDS, GAGNON, HALL, HATCH, MARTIN, PENDLETON, ROTUNDO, STANLEY, STRIMLING, TREAT, TURNER, THE PRESIDENT - BEVERLY C. DAGGETT

NAYS: Senators: BENNETT, BLAIS, BRYANT, CARPENTER, DAVIS, GILMAN, KNEELAND, LEMONT, MITCHELL, NASS, SAVAGE, SAWYER, WESTON, WOODCOCK, YOUNGBLOOD

ABSENT: Senators: MAYO, SHOREY

EXCUSED: Senator: LAFOUNTAIN

17 Senators having voted in the affirmative and 15 Senators having voted in the negative, with 2 Senators being absent and 1 Senator being excused, the motion by Senator **MARTIN** of Aroostook to **CONCUR**, **PREVAILED**.

---

The Chair laid before the Senate the following Tabled and Later (5/13/03) Assigned matter:

HOUSE REPORTS - from the Committee on **EDUCATION AND CULTURAL AFFAIRS** on Resolve, To Prepare Maine's Students for Active Citizenship (EMERGENCY)

H.P. 333 L.D. 425

Majority - **Ought to Pass as Amended by Committee Amendment "A" (H-239)** (9 members)

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

Tabled - May 24, 2003, by Senator **DOUGLASS** of Androscoggin

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