

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

In Senate Chamber
Tuesday
January 31, 2006

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

Prayer by Reverend Michael N. Ambler, Jr. of Grace Episcopal Church in Bath.

REVEREND AMBLER: Let us pray. Lord, God, we thank You for bringing us in safety to the beginning of this new day. Thank You for the beauty that surrounds us, for woods and lakes and skies, and snow. Thank You for the people we love and care for and for those who love and care for each of us. Bless the work of this body today, we pray. Give to the Senate, its members, and its staff wisdom and courage, courtesy and compassion. Give them ears to hear those whose voices are faint and honor to do what is right rather than just what is expedient. At the end of the day, give Your peace to all those whose work has brought them to this place. Amen.

Pledge of Allegiance led by Senator Elizabeth M. Schneider of Penobscot County.

Doctor of the day, Dr. Richard Flowerdew of Falmouth.

Reading of the Journal of Thursday, January 26, 2006.

Off Record Remarks

PAPERS FROM THE HOUSE

Non-Concurrent Matter

Bill "An Act To Establish a Maternal and Infant Death Review Panel"

H.P. 984 L.D. 1420
(C "A" (H-728))

In House, January 10, 2006, **FAILED PASSAGE TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-728).**

In Senate, January 17, 2006, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-728), in NON-CONCURRENCE.**

Comes from the House, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-728) AS AMENDED BY HOUSE AMENDMENT "A" (H-739)** thereto, in **NON-CONCURRENCE.**

On motion by Senator **MAYO** of Sagadahoc, the Senate **RECEDED** and **CONCURRED.**

House Papers

Bill "An Act To Establish the Midcoast Regional Redevelopment Authority" (EMERGENCY)

H.P. 1371 L.D. 1957

Comes 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 the Maine Educational Center for the Deaf and Hard of Hearing and the Governor Baxter School for the Deaf To Lease Classroom Space to Independent Schools" (EMERGENCY)

H.P. 1386 L.D. 1979

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

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

Resolve, To Provide Influenza Immunization Agents to All Health Care Facilities in the State (EMERGENCY)

H.P. 1387 L.D. 1980

Resolve, Directing the Department of Health and Human Services To Develop a Model for Community-based Therapeutic Living Settings for Adults with Mental Illness

H.P. 1390 L.D. 1983

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

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

**Pursuant to Statute
Maine Health Data Organization**

The **Maine Health Data Organization**, 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 270: Uniform Reporting System for Health Care Quality Data Sets, a Major Substantive Rule of the Maine Health Data Organization (EMERGENCY)

H.P. 1389 L.D. 1982

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

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

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

**Pursuant to Statute
Department of Environmental Protection**

The **Department of Environmental Protection**, 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 335: Significant Wildlife Habitat, a Major Substantive Rule of the Department of Environmental Protection (EMERGENCY)

H.P. 1388 L.D. 1981

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

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

On motion by Senator **COWGER** of Kennebec, **REFERRED** to the Committee on **NATURAL RESOURCES** and ordered printed pursuant to Joint Rule 218, in concurrence.

COMMUNICATIONS

The Following Communication: S.C. 483

**STATE OF MAINE
122ND MAINE LEGISLATURE
AUGUSTA, MAINE 04333**

January 24, 2006

Chief Justice Leigh I. Saufley
Maine Supreme Judicial Court
P.O. Box 368
Portland, ME 04112

Dear Chief Justice Saufley:

We are pleased to invite you to address a Joint Session of the 122nd Maine Legislature on Wednesday, February 1, 2006 at 11:00 a.m. concerning the State of the Judiciary and any other matters that you may care to bring to our attention.

We look forward to seeing you then.

Sincerely,

S/Beth Edmonds
President of the Senate

S/John Richardson
Speaker of the House

READ and **ORDERED PLACED ON FILE.**

The Following Communication: S.C. 484

**STATE OF MAINE
SUPREME JUDICIAL COURT
PORTLAND, MAINE 04112**

January 26, 2006

The Honorable Beth G. Edmonds
President of the Senate
3 State House Station
Augusta, Maine 04333

The Honorable John Richardson
Speaker of the House
2 State House Station
Augusta, Maine 04333

Dear President Edmonds and Speaker Richardson:

I am pleased to accept your invitation to address a Joint Session of the 122nd Maine Legislature on Wednesday, February 1, 2006, at 11:00 A.M. I appreciate the courtesy of the Legislative Branch of government in permitting me to address the cause of justice in Maine.

I look forward to seeing you on February 1, 2006.

Sincerely,

S/Leigh I. Saufley
Chief Justice

READ and **ORDERED PLACED ON FILE.**

The Following Communication: S.C. 481

**MAINE STATE LEGISLATURE
COMMITTEE ON LEGAL AND VETERANS AFFAIRS
AUGUSTA, MAINE 04333**

January 23, 2006

Honorable Beth Edmonds, President of the Senate
Honorable John Richardson, Speaker of the House
122nd Maine Legislature
State House
Augusta, Maine 04333

Dear President Edmonds and Speaker Richardson:

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. 1112 RESOLUTION, Proposing an Amendment to the Constitution of Maine To Change the Legislative Term to 4 years

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

Sincerely,

S/Sen. Kenneth T. Gagnon
Senate Chair

S/Rep. John L. Patrick
House Chair

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

The Following Communication: S.C. 480

**MAINE STATE LEGISLATURE
COMMITTEE ON UTILITIES AND ENERGY
AUGUSTA, MAINE 04333**

January 23, 2006

Honorable Beth Edmonds, President of the Senate
Honorable John Richardson, Speaker of the House
122nd Maine Legislature
State House
Augusta, Maine 04333

Dear President Edmonds and Speaker Richardson:

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

L.D. 1065 An Act To Promote Economic Development and Sustainable Energy

L.D. 1675 An Act To Make a Standard Alternative Form of Regulation Available to Rural Telephone Companies

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

Sincerely,

S/Sen. Philip L. Bartlett II
Senate Chair

S/Rep. Lawrence Bliss
House Chair

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

The Following Communication: S.C. 482

**STATE OF MAINE
DEPARTMENT OF PUBLIC SAFETY
104 STATE HOUSE STATION
AUGUSTA, MAINE 04333**

January 25, 2006

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

Dear Secretary O'Brien:

Please find enclosed a copy of the application submitted to the Bureau of Justice Assistance for funding of the FY 06 Byrne Justice Assistance Grant Program.

The program requires that the application be submitted to the State Legislature or its designated body for review.

Unless I receive further instructions, I will consider that the Department of Public Safety has fulfilled its obligation in this area.

Sincerely,

S/Michael P. Cantara
Commissioner

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

The Following Communication: S.C. 485

**STATE OF MAINE
STUDY COMMISSION TO STUDY ALTERNATIVE VOTING
PROCEDURES, THE CITIZEN INITIATIVE PROCESS AND
MINOR PARTY BALLOT ACCESS
AUGUSTA, MAINE 04333**

January 23, 2006

The Honorable Beth Edmonds, President
Maine State Senate

The Honorable John Richardson, Speaker
Maine House of Representatives

State House
Augusta, Maine 04333

Dear President Edmonds and Speaker Richardson:

This letter is to inform you that the Study Commission to Study Alternative Voting Procedures, the Citizen Initiative Process and Minor Party Ballot Access has completed its work and submitted its final report pursuant to Resolve 2005, Chapter 127.

Sincerely,

S/Senator Bill Diamond, Senate Chair

S/Representative Sean Faircloth, House Chair

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

SENATE PAPERS

Resolve, Authorizing the Commissioner of Administrative and Financial Services To Sell or Lease for Veterans' Housing the Interests of the State in Hedin Hall at the Dorothea Dix Psychiatric Center

S.P. 765 L.D. 1984

Sponsored by Senator PERRY of Penobscot. (GOVERNOR'S BILL)

Cosponsored by Representative DUNN of Bangor and Senators: President EDMONDS of Cumberland, NASS of York, Representatives: BLANCHETTE of Bangor, FAIRCLOTH of Bangor, FISHER of Brewer, NASS of Acton, NORTON of Bangor.

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

Sent down for concurrence.

Resolve, To Name the New Bridge over the Penobscot River
S.P. 766 L.D. 1986

Sponsored by Senator ROSEN of Hancock.
Cosponsored by Representative LINDELL of Frankfort and Senators: DAMON of Hancock, SAVAGE of Knox, WESTON of Waldo, Representatives: FISHER of Brewer, McKENNEY of Cumberland, MUSE of Fryeburg, ROSEN of Bucksport.
Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 205.

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

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

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

Off Record Remarks

ORDERS

Joint Resolution

On motion by Senator **BRENNAN** of Cumberland, under unanimous consent on behalf of President EDMONDS of Cumberland (Cosponsored by Speaker RICHARDSON of Brunswick and Senators: BRENNAN of Cumberland, GAGNON of Kennebec, MAYO of Sagadahoc, WESTON of Waldo, Representatives: BOWLES of Sanford, CUMMINGS of Portland, DUPLESSIE of Westbrook, PINGREE of North Haven), the following Joint Resolution:

S.P. 767

JOINT RESOLUTION RECOGNIZING HEALTHY COMMUNITIES AND PLANNED APPROACH TO COMMUNITY HEALTH COALITIONS

WHEREAS, health is the result of much more than just medical care. People are healthier when they live in nurturing environments and are involved in the life of their communities; and

WHEREAS, Maine citizens have formed Healthy Communities and Planned Approach to Community Health ("PATCH") coalitions across the State to improve the health of their communities; and

WHEREAS, the Healthy Communities and PATCH coalitions are a broad and sharing network of interrelated groups of citizen volunteers consisting of individuals, families, businesses, schools,

churches, health care providers, governments and others with similar concerns and values on health and community issues; and

WHEREAS, Maine is a leader in establishing a network of healthy communities largely due to the effectiveness of the volunteer leaders and organizations in meeting local health needs; and

WHEREAS, the dedication and efforts of the citizen volunteers deserve our highest support and encouragement; now, therefore, be it

RESOLVED: That We, the Members of the One Hundred and Twenty-second Legislature now assembled in the Second Regular Session, take this opportunity to honor the ideals and accomplishments of the Healthy Communities and PATCH coalitions; and be it further

RESOLVED: That suitable copies of this resolution, duly authenticated by the Secretary of State, be transmitted to the Department of Health and Human Services, Maine CDC in token of the esteem in which we hold the citizen volunteers of the Healthy Communities and PATCH coalitions.

READ and ADOPTED.

Sent down for concurrence.

REPORTS OF COMMITTEES

House

Divided Report

The Majority of the Committee on **STATE AND LOCAL GOVERNMENT** on Bill "An Act To Establish a Maine Law Sunset Review Committee" (EMERGENCY)

H.P. 464 L.D. 631

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

Signed:

Senators:

SCHNEIDER of Penobscot
ANDREWS of York

Representatives:

BARSTOW of Gorham
McFADDEN of Dennysville
MOULTON of York
HARLOW of Portland
BISHOP of Boothbay
CROSTHWAITE of Ellsworth
BLANCHARD of Old Town
MUSE of Fryeburg

The Minority of the same Committee on the same subject reported that the same **Ought To Pass as Amended by Committee Amendment "A" (H-738).**

Signed:

Representative:

SCHATZ of Blue Hill

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

Reports **READ.**

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

Senate

Ought to Pass

Senator SCHNEIDER for the Committee on **STATE AND LOCAL GOVERNMENT** on Bill "An Act To Allow the Towns of Mapleton, Castle Hill and Chapman To Deposit All Tax Revenues, Grant Revenues and Other Income and Revenues into One Depository Account"

S.P. 648 L.D. 1694

Reported that the same **Ought to Pass.**

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

READ ONCE.

ASSIGNED FOR SECOND READING NEXT LEGISLATIVE DAY.

Divided Report

The Majority of the Committee on **EDUCATION AND CULTURAL AFFAIRS** on Bill "An Act Regarding Interscholastic Athletics"

S.P. 26 L.D. 84

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-438).**

Signed:

Senators:

MITCHELL of Kennebec
SCHNEIDER of Penobscot

Representatives:

NORTON of Bangor
DAVIS of Falmouth
FINCH of Fairfield
EDGECOMB of Caribou
GOLDMAN of Cape Elizabeth
STEDMAN of Hartland
LANSLEY of Sabattus
CAIN of Orono
MERRILL of Appleton

The Minority of the same Committee on the same subject reported that the same **Ought To Pass as Amended by Committee Amendment "B" (S-439).**

Signed:

Senator:
TURNER of Cumberland

Representative:
MAKAS of Lewiston

Reports **READ.**

On motion by Senator **MITCHELL** of Kennebec, the Majority **OUGHT TO PASS AS AMENDED BY COMMITTEE AMENDMENT "A" (S-438)** Report **ACCEPTED.**

READ ONCE.

Committee Amendment "A" (S-438) **READ** and **ADOPTED.**

ASSIGNED FOR SECOND READING NEXT LEGISLATIVE DAY.

Divided Report

The Majority of the Committee on **EDUCATION AND CULTURAL AFFAIRS** on Bill "An Act Regarding Standardized Testing in Maine" (EMERGENCY)

S.P. 715 L.D. 1798

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

Signed:

Senators:
MITCHELL of Kennebec
SCHNEIDER of Penobscot
TURNER of Cumberland

Representatives:
NORTON of Bangor
DAVIS of Falmouth
FINCH of Fairfield
EDGECOMB of Caribou
GOLDMAN of Cape Elizabeth
MAKAS of Lewiston
CAIN of Orono

The Minority of the same Committee on the same subject reported that the same **Ought To Pass as Amended by Committee Amendment "A" (S-436).**

Signed:

Representatives:
STEDMAN of Hartland
LANSLEY of Sabattus

MERRILL of Appleton

Reports **READ.**

Senator **MITCHELL** 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.

Divided Report

The Majority of the Committee on **STATE AND LOCAL GOVERNMENT** on Bill "An Act To Amend the Laws Governing the Enactment Procedures for Ordinances"

S.P. 507 L.D. 1481

Reported that the same **Ought to Pass as Amended by Committee Amendment "C" (S-437).**

Signed:

Senators:
SCHNEIDER of Penobscot
ANDREWS of York

Representatives:
McFADDEN of Dennysville
MOULTON of York
BISHOP of Boothbay
CROSTHWAITE of Ellsworth
BROWNE of Vassalboro
BARSTOW of Gorham
BLANCHARD of Old Town
MUSE of Fryeburg
SCHATZ of Blue Hill

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

Signed:

Senator:
ROTUNDO of Androscoggin

Representative:
HARLOW of Portland

Reports **READ.**

Senator **SCHNEIDER** of Penobscot 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 AS AMENDED** Report.

SECOND READERS

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

House

Bill "An Act To Address Benefits for Employees and Officers of Credit Unions"

H.P. 1231 L.D. 1723

Bill "An Act To Update the Charter of the Lewiston and Auburn Railroad Company"

H.P. 1289 L.D. 1849

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

House As Amended

Bill "An Act To Amend the Operator's License and Nondriver Identification Card Requirements for Nonimmigrants"

H.P. 376 L.D. 501
(C "A" H-736)

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.

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 (1/12/06) Assigned matter:

HOUSE REPORTS - from the Committee on **TRANSPORTATION** on Bill "An Act Concerning Dismantling of Railroad Track"

H.P. 386 L.D. 510

Majority - **Ought Not to Pass** (6 members)

Minority - **Ought to Pass as Amended by Committee Amendment "A" (H-726)** (2 members)

Tabled - January 12, 2006, by Senator **DAMON** of Hancock

Pending - **ACCEPTANCE OF EITHER REPORT**

(In House, January 10, 2006, the Majority **OUGHT NOT TO PASS** Report **READ** and **ACCEPTED**.)

(In Senate, January 12, 2006, Reports **READ**.)

On motion by Senator **DAMON** of Hancock, Bill and accompanying papers **COMMITTED** to the Committee on **TRANSPORTATION**, in **NON-CONCURRENCE**.

Sent down for concurrence.

Senate at Ease.

Senate called to order by the President.

The Chair laid before the Senate the following Tabled and Later (1/26/06) Assigned matter:

JOINT ORDER - Directing the Joint Standing Committee on Education To Review the Law Governing Construction of New High Schools

S.P. 764

Tabled - January 26, 2006, by Senator **SCHNEIDER** of Penobscot

Pending - motion by same Senator to **PASS**

(In Senate, January 26, 2006, on motion by Senator **SCHNEIDER** of Penobscot, **READ**.)

On motion by Senator **SCHNEIDER** of Penobscot, **PASSED**.

Sent down for concurrence.

Off Record Remarks

Senate at Ease.

Senate called to order by the President.

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

Senate at Ease.

Senate called to order by the President.

The Chair laid before the Senate the following Tabled and Later (1/05/06) Assigned matter:

SENATE REPORTS - from the Committee on **TAXATION** on Bill "An Act To Amend the Maine Tree Growth Tax Law To Encourage Public Access"

S.P. 455 L.D. 1328

Majority - **Ought Not to Pass** (11 members)

Minority - **Ought to Pass as Amended by Committee Amendment "A" (S-429)** (1 member)

Tabled - January 5, 2006, by Senator **PERRY** of Penobscot

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

(In Senate, January 5, 2006, Reports **READ**.)

On motion by Senator **PERRY** of Penobscot, Bill and accompanying papers **COMMITTED** to the Committee on **TAXATION**.

Sent down for 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 Increase Consumer Awareness of Prescription Drug Pricing"

H.P. 1392 L.D. 1987

Comes 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 Paper

Bill "An Act To Raise the Debt Limit of the City of Brewer High School District"

H.P. 1393 L.D. 1988

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

On motion by Senator **MITCHELL** of Kennebec, **REFERRED** to the Committee on **EDUCATION AND CULTURAL 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

**Pursuant to Public Law
Department of Agriculture, Food and Rural Resources**

The **Department of Agriculture, Food and Rural Resources**, pursuant to Public Law 2005, chapter 382, Part G, section 1 asked leave to report that the accompanying Bill "An Act To Make Revisions to the Maine Revised Statutes Relating to Agricultural Fairs"

H.P. 1391 L.D. 1985

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 Bill **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:

ENACTORS

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

Emergency Measure

An Act To Authorize the Commissioner of Inland Fisheries and Wildlife To Allow the Operation of Snowmobiles Registered outside the State at Special Events Occurring in the State
S.P. 649 L.D. 1695
(C "A" S-435)

This being an Emergency Measure and having received the affirmative vote of 33 Members of the Senate, with no Senators having voted in the negative, and 33 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.

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

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

Senator **DAVIS** of Piscataquis was granted unanimous consent to address the Senate off the Record.

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

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

On motion by Senator **BRENNAN** of Cumberland, **ADJOURNED**, to Wednesday, February 1, 2006, at 10:00 in the morning, in memory of and lasting tribute to Coretta Scott King of Atlanta, Georgia.