

# MAINE STATE LEGISLATURE

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

Volume III

Second Special Session (Continued)  
March 22, 2004 to April 30, 2004

Second Confirmation Session  
August 25, 2004

Interim Appendix

Senate Legislative Sentiments

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Pages 1416 - 1812

**Emergency Resolve**

Resolve, Authorizing the Commissioner of Administrative and Financial Services To Sell or Lease the Interests of the State in Certain Real Estate in Presque Isle, Known as the "Aroostook Residential Center"

H.P. 1307 L.D. 1785  
(C "A" H-696; S "A" S-457)

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

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

**REPORTS OF COMMITTEES**

**Senate**

**Ought to Pass As Amended**

Senator **DOUGLASS** for the Committee on **EDUCATION AND CULTURAL AFFAIRS** on Bill "An Act To Authorize Educational Technicians II in Winslow, China and Vassalboro"

S.P. 781 L.D. 1944

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-500)**.

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

**READ ONCE**.

Committee Amendment "A" (S-500) **READ** and **ADOPTED**.

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

Sent down for 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:

**Acts**

An Act To Clarify Property Eligible for Reimbursement of Property Taxes under the Business Equipment Tax Reimbursement Program

H.P. 1326 L.D. 1804  
(H "A" H-846 to C "A" H-823)

An Act To Regulate the Breeding and Sale of Small Mammals  
H.P. 1453 L.D. 1952  
(H "A" H-851)

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

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

**REPORTS OF COMMITTEES**

**House**

**Ought to Pass Pursuant to Resolve**

The Committee on **JUDICIARY**, pursuant to Resolve 2003, chapter 83, section 9 and Resolve 2003, chapter 101, section 3, on Bill "An Act To Implement the Recommendations of the Committee To Study Compliance with Maine's Freedom of Access Laws"

H.P. 1456 L.D. 1957

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

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY HOUSE AMENDMENT "A" (H-866)**.

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

**READ ONCE**.

House Amendment "A" (H-866) **READ** and **ADOPTED**, in concurrence.

Under suspension of the Rules, **READ A SECOND TIME**.

On motion by Senator **PENDLETON** of Cumberland, Senate Amendment "A" (S-502) **READ**.

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

Senator **PENDLETON:** Thank you, Madame President. This amendment simply clarifies that all the elements of completing a request for public records must be considered in estimating costs and determining whether all the required payment should be paid in advance. It is language that was discussed in the committee and should have been included in the bill. When the bill was drafted, it was accidentally left out.

On motion by Senator **PENDLETON** of Cumberland, Senate Amendment "A" (S-502) **ADOPTED**.

**PASSED TO BE ENGROSSED AS AMENDED BY HOUSE AMENDMENT "A" (H-866) AND SENATE AMENDMENT "A" (502), in NON-CONCURRENCE.**

Sent down for concurrence.

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

**PAPERS FROM THE HOUSE**

**Non-Concurrent Matter**

Bill "An Act To Amend the Motor Vehicle Laws" (EMERGENCY)  
S.P. 632 L.D. 1700  
(C "A" S-473)

In Senate, April 1, 2004, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-473).**

Comes from the House, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-473) AS AMENDED BY HOUSE AMENDMENT "C" (H-865)** thereto, in **NON-CONCURRENCE.**

On motion by Senator **HATCH** of Somerset, the Senate **RECEDED** and **CONCURRED.**

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**ORDERS OF THE DAY**

The Chair laid before the Senate the following Tabled and Later (4/5/04) Assigned matter:

SENATE REPORTS - from the Committee on **UTILITIES AND ENERGY** on Bill "An Act To Create the Starboard Water District" (EMERGENCY)  
S.P. 770 L.D. 1935

Majority - **Ought to Pass as Amended by Committee Amendment "A" (S-484)** (10 members)

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

Tabled - April 5, 2004, by Senator **HALL** of Lincoln

Pending - **ACCEPTANCE OF EITHER REPORT**

(In Senate, April 5, 2004, Reports **READ.**)

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

**READ ONCE.**

Committee Amendment "A" (S-484) **READ** and **ADOPTED.**

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

Sent down for concurrence.

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

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

SENATE REPORTS - from the Committee on **HEALTH AND HUMAN SERVICES** on Bill "An Act To Ensure Disclosure of Prescription Drug Prices"

S.P. 736 L.D. 1890

Majority - **Ought to Pass as Amended by Committee Amendment "A" (S-496)** (7 members)

Minority - **Ought Not To Pass** (5 members)

Tabled - April 7, 2004, by Senator **BRENNAN** of Cumberland

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

(In Senate, April 7, 2004, Reports **READ.**)

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

**READ ONCE.**

Committee Amendment "A" (S-496) **READ** and **ADOPTED.**

Under suspension of the Rules, **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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Senate at Ease.

Senate called to order by the President.

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On motion by Senator **TREAT** of Kennebec, **ADJOURNED**, to Thursday, April 8, 2004, at 10:00 in the morning.