

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

Committee Amendment "A" (S-510) as Amended by Senate Amendment "A" (S-517) thereto, **ADOPTED**.

Under suspension of the Rules, **READ A SECOND TIME** and **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-510) AS AMENDED BY SENATE AMENDMENT "A" (S-517)** thereto.

Sent down for concurrence.

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

Senate at Ease.

Senate called to order by the President.

Off Record Remarks

RECESSED until the sound of the bell.

After Recess

Senate called to order by the President.

ORDERS OF THE DAY

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

Bill "An Act To Establish the Gambling Control Board To License and Regulate Slot Machines at Commercial Harness Racing Tracks" (EMERGENCY)

H.P. 1342 L.D. 1820

Tabled - April 14, 2004, by Senator **LAFOUNTAIN** of York

Pending - motion by Senator **MAYO** of Sagadahoc to **ADOPT SENATE AMENDMENT "C" (S-515) TO COMMITTEE AMENDMENT "A" (H-868)** (Roll Call Ordered)

(In House, April 12, 2004, the Majority **OUGHT TO PASS AS AMENDED BY COMMITTEE AMENDMENT "A" (H-868)** Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-868)**.)

(In Senate, April 14, 2004, at the request of Senator **GAGNON** of Kennebec, Reports **READ**. On motion by Senator **GAGNON** of Kennebec, the Majority **OUGHT TO PASS AS AMENDED BY COMMITTEE AMENDMENT "A" (H-868)** Report, **ACCEPTED**, in concurrence. **READ ONCE**. Committee Amendment "A" (H-868) **READ**. On motion by Senator **STRIMLING** of Cumberland, Senate Amendment "B" (S-512) to Committee Amendment "A" (H-868) **READ**. On motion by Senator **GAGNON** of Kennebec, Senate Amendment "B" (S-512) to Committee Amendment "A" (H-868) **INDEFINITELY POSTPONED**. On motion by Senator **GILMAN** of Cumberland, Senate Amendment "A" (S-511) to Committee Amendment "A" (H-868) **READ**. On motion by Senator **GAGNON** of Kennebec, Senate Amendment "A" (S-511) to Committee Amendment "A" (H-868) **INDEFINITELY POSTPONED**. On motion by Senator **MAYO** of Sagadahoc, Senate Amendment "C" (S-515) to Committee Amendment "A" (H-868) **READ**.)

THE PRESIDENT: The pending question before the Senate is the motion by the Senator from Sagadahoc, Senator Mayo to Adopt Senate Amendment "C" (S-515) to Committee Amendment "A" (H-868). 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 (#370)

YEAS: Senators: **BLAIS, BRENNAN, BRYANT, CARPENTER, CATHCART, DAMON, DOUGLASS, EDMONDS, GAGNON, GILMAN, HATCH, KNEELAND, LAFOUNTAIN, LEMONT, MARTIN, MAYO, MITCHELL, PENDLETON, ROTUNDO, SAVAGE, SAWYER, STANLEY, TREAT, TURNER, WESTON, WOODCOCK, YOUNGBLOOD, THE PRESIDENT - BEVERLY C. DAGGETT**

NAYS: Senators: **BENNETT, BROMLEY, DAVIS, NASS, STRIMLING**

ABSENT: Senators: **HALL, SHOREY**

28 Senators having voted in the affirmative and 5 Senators having voted in the negative, with 2 Senators being absent, the motion by Senator **MAYO** of Sagadahoc to **ADOPT** Senate Amendment "C" (S-515) to Committee Amendment "A" (H-868), **PREVAILED**.

Committee Amendment "A" (H-868) as Amended by Senate Amendment "C" (S-515) thereto, **ADOPTED**.

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

On motion by Senator **MAYO** of Sagadahoc, Senate Amendment "A" (S-519) **READ**.

THE PRESIDENT: The Chair recognizes the Senator from Sagadahoc, Senator Mayo.

Senator **MAYO**: Thank you, Madame President, ladies and gentlemen of the Senate. This amendment is extremely simple. If you read the summary, it states the amendment prohibits the use of a credit card or debit card to play a slot machine. This is one of the issues that was under discussion a number of hours ago. This amendment clarifies that point once and for all. I would urge its adoption. Thank you.

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

Senator **STRIMLING**: Thank you, Madame President. I would just like to say thank you very much for bringing this clarification up. It does make me feel much more comfortable about making sure people are not just putting their credit cards into the slot machine and watching their mortgage payment go away.

On motion by Senator **MAYO** of Sagadahoc, Senate Amendment "A" (S-519) **ADOPTED**.

PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-868) AS AMENDED BY SENATE AMENDMENT "C" (S-515) thereto AND SENATE AMENDMENT "A" (H-868), in NON-CONCURRENCE.

Sent down for concurrence.

All matters thus acted upon were ordered sent down forthwith 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:

**Pursuant to Constitution
Public Land**

Resolve, Authorizing Certain Land Transactions by the Department of Conservation, Bureau of Parks and Lands
S.P. 775 L.D. 1942
(C "A" S-508)

In accordance with the provisions of Article IX, Section 23 of the Constitution, this requires the affirmative vote of two-thirds of the entire elected Membership of the Senate, 33 Senators having voted in the affirmative and no Senators having voted in the negative, and 33 being more than two-thirds of the entire elected Membership of the Senate, was **FINALLY PASSED** and having been signed by the President, was presented by the Secretary to the Governor for his approval.

Act

An Act To Require Surety Bonding by Payroll Processing Companies

H.P. 1369 L.D. 1843
(H "C" H-902 to C "A" H-838)

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

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 the Responsibilities under the Adult Protective Services Act

H.P. 1287 L.D. 1765
(C "A" H-887)

An Act To Promote Economic Development in the State by Encouraging the Production of Electricity from Renewable and Indigenous Resources

H.P. 1429 L.D. 1929
(C "A" H-886)

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

An Act To Ensure Disclosure of Prescription Drug Prices

S.P. 736 L.D. 1890
(C "A" S-496)

On motion by Senator **DAVIS** of Piscataquis, **TABLED** until Later in Today's Session, pending **ENACTMENT**, in concurrence.

An Act To Amend the Protection from Harassment Laws

H.P. 1410 L.D. 1906
(C "A" H-840; H "A" H-889)

THE PRESIDENT: The Chair recognizes the Senator from Franklin, Senator Woodcock.