

# MAINE STATE LEGISLATURE

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Senate Legislative Record  
One Hundred and Twenty-Third Legislature

State of Maine

Daily Edition

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Senate at Ease.

Senate called to order by the President.

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### ORDERS OF THE DAY

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

Bill "An Act To Incorporate Binding Arbitration for Monetary Issues in Collective Bargaining for All State, County and Municipal Employees"

S.P. 257 L.D. 814

Tabled - June 14, 2007, by Senator **MARTIN** of Aroostook

Pending - motion by Senator **STRIMLING** of Cumberland to **RECEDE** and **CONCUR** (Roll Call Ordered)

(In Senate, June 12, 2007, **FAILED PASSAGE TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-268).**)

(In House, June 14, 2007, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-268)**, in **NON-CONCURRENCE.**)

(In Senate, June 14, 2007, Senator **MARTIN** of Aroostook moved the Senate **INSIST.**)

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

### ROLL CALL (#146)

YEAS: Senators: BARTLETT, BOWMAN, BRANNIGAN, BROMLEY, BRYANT, DAMON, HOBBS, NUTTING, SCHNEIDER, STRIMLING, SULLIVAN, THE PRESIDENT - BETH G. EDMONDS

NAYS: Senators: BENOIT, COURTNEY, DIAMOND, DOW, GOOLEY, HASTINGS, MARRACHE, MARTIN, MCCORMICK, MILLS, MITCHELL, NASS, PERRY, PLOWMAN, RAYE, ROSEN, ROTUNDO, SAVAGE, SHERMAN, SMITH, SNOWE-MELLO, TURNER, WESTON

12 Senators having voted in the affirmative and 23 Senators having voted in the negative, the motion by Senator **STRIMLING** of Cumberland to **RECEDE** and **CONCUR**, **FAILED.**

On motion by Senator **MARTIN** of Aroostook, the Senate **INSISTED.**

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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 Allow Direct-to-consumer Wine and Malt Liquor Sales"

S.P. 54 L.D. 143  
(C "A" S-245)

In Senate, June 12, 2007, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-245).**

Comes from the House, the Bill and accompanying papers **INDEFINITELY POSTPONED**, in **NON-CONCURRENCE.**

On motion by Senator **MARRACHÉ** of Kennebec, the Senate **RECEDED** and **CONCURRED.**

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### ORDERS OF THE DAY

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

Bill "An Act To Enable the Dirigo Health Program To Be Self-administered"

H.P. 347 L.D. 431  
(C "A" H-285)

Tabled - June 14, 2007, by Senator **MITCHELL** of Kennebec

Pending - motion by Senator **DIAMOND** of Cumberland to **ADOPT** Senate Amendment "D" (S-309)

(In House, May 24, 2007, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-285).**)

(In Senate, May 29, 2007, **READ A SECOND TIME.**)

(In Senate, June 14, 2007, on motion by Senator **DIAMOND** of Cumberland, Senate Amendment "D" (S-309) **READ.**)

On motion by Senator **WESTON** of Waldo, supported by a Division of one-fifth of the members present and voting, a Roll Call was ordered.

**THE PRESIDENT:** The Chair recognizes the Senator from York, Senator Sullivan.

Senator **SULLIVAN:** Thank you, Madame President, men and women of the Senate. This is an amendment to the self-insurance that would put more insight and would allow, as the Senator from Cumberland, Senator Diamond, said, more transparency and also all four-corners, both Majority and Minority Party will have a say in the new board. I would ask your support. I voted the way I did, asking it to be tabled, earlier simply because I had not seen the amendment. We were partying at our luncheon and had not seen it. Having seen it and spoken to the

good Senator prior, I just wanted to see it and read it before I voted on it. I would ask you to support this.

**THE PRESIDENT:** The pending question before the Senate is the motion by the Senator from Cumberland, Senator Diamond to Adopt Senate Amendment "D" (S-309). 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 (#147)**

YEAS: Senators: BARTLETT, BENOIT, BOWMAN, BRANNIGAN, BROMLEY, BRYANT, COURTNEY, DAMON, DIAMOND, DOW, GOOLEY, HASTINGS, HOBBS, MARRACHE, MARTIN, MCCORMICK, MILLS, MITCHELL, NASS, NUTTING, PERRY, PLOWMAN, RAYE, ROSEN, ROTUNDO, SAVAGE, SCHNEIDER, SHERMAN, SMITH, SNOWE-MELLO, STRIMLING, SULLIVAN, TURNER, WESTON, THE PRESIDENT - BETH G. EDMONDS

NAYS: Senators: None

35 Senators having voted in the affirmative and No Senator having voted in the negative, the motion by Senator **DIAMOND** of Cumberland to **ADOPT** Senate Amendment "D" (S-309), **PREVAILED**.

On motion by Senator **WESTON** of Waldo, supported by a Division of one-fifth of the members present and voting, a Roll Call was ordered.

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

**ROLL CALL (#148)**

YEAS: Senators: BARTLETT, BOWMAN, BRANNIGAN, BROMLEY, BRYANT, DAMON, DIAMOND, HOBBS, MARRACHE, MARTIN, MITCHELL, NUTTING, PERRY, ROTUNDO, SCHNEIDER, STRIMLING, SULLIVAN, THE PRESIDENT - BETH G. EDMONDS

NAYS: Senators: BENOIT, COURTNEY, DOW, GOOLEY, HASTINGS, MCCORMICK, MILLS, NASS, PLOWMAN, RAYE, ROSEN, SAVAGE, SHERMAN, SMITH, SNOWE-MELLO, TURNER, WESTON

18 Senators having voted in the affirmative and 17 Senators having voted in the negative, was **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-285) AND SENATE AMENDMENT "D" (S-309)**, in **NON-CONCURRENCE**.

Sent down for concurrence.

The Chair laid before the Senate the following Tabled and Later (6/13/07) Assigned matter:

HOUSE REPORTS - from the Committee on **STATE AND LOCAL GOVERNMENT** on Bill "An Act To Increase the Number of Androscoggin County Commissioners"  
H.P. 1349 L.D. 1916

Majority - **Ought to Pass as Amended by Committee Amendment "A" (H-507)** (9 members)

Minority - **Ought Not to Pass** (4 members)

Tabled - June 13, 2007, by Senator **MARTIN** of Aroostook

Pending - **ACCEPTANCE OF EITHER REPORT**

(In House, June 12, 2007, the Majority **OUGHT TO PASS AS AMENDED** Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-507)**.)

(In Senate, June 13, 2007, Reports **READ**.)

Senator **NUTTING** of Androscoggin moved the Senate **ACCEPT** the Majority **OUGHT TO PASS AS AMENDED** Report, in concurrence.

On motion by Senator **SCHNEIDER** of Penobscot, supported by a Division of one-fifth of the members present and voting, a Roll Call was ordered.

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

**ROLL CALL (#149)**

YEAS: Senators: BARTLETT, BENOIT, COURTNEY, DIAMOND, DOW, GOOLEY, HASTINGS, MILLS, NASS, NUTTING, PLOWMAN, RAYE, ROSEN, SAVAGE, SHERMAN, SMITH, SNOWE-MELLO, STRIMLING, WESTON

NAYS: Senators: BOWMAN, BRANNIGAN, BROMLEY, BRYANT, DAMON, HOBBS, MARRACHE, MARTIN, MCCORMICK, MITCHELL, PERRY, ROTUNDO, SCHNEIDER, SULLIVAN, TURNER, THE PRESIDENT - BETH G. EDMONDS

19 Senators having voted in the affirmative and 16 Senators having voted in the negative, the motion by Senator **NUTTING** of Androscoggin to **ACCEPT** the Majority **OUGHT TO PASS AS AMENDED** Report, in concurrence, **PREVAILED**.

**READ ONCE.**

Committee Amendment "A" (H-507) **READ** and **ADOPTED**, in concurrence.