

# MAINE STATE LEGISLATURE

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hazardous duty type of thing but I bet a case could be made for such a happening, that it could be included. I see this bill as more of the slippery slope. Thank you.

**THE PRESIDENT:** The pending question before the Senate is the motion by the Senator from Aroostook, Senator Jackson to Recede and 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 (#82)**

YEAS: Senators: ALFOND, BARTLETT, BLISS, BRYANT, GERZOFKY, GOODALL, HOBBS, JACKSON, PERRY, SIMPSON, THE PRESIDENT - ELIZABETH H. MITCHELL

NAYS: Senators: BOWMAN, BRANNIGAN, COURTNEY, CRAVEN, DAMON, DAVIS, DIAMOND, GOOLEY, HASTINGS, MARRACHE, MCCORMICK, MILLS, NASS, NUTTING, RAYE, RECTOR, ROSEN, SCHNEIDER, SHERMAN, SMITH, SULLIVAN, TRAHAN, WESTON

ABSENT: Senator: PLOWMAN

11 Senators having voted in the affirmative and 23 Senators having voted in the negative, with 1 Senator being absent, the motion by Senator **JACKSON** of Aroostook to **RECEDE** and **CONCUR**, **FAILED**.

On motion by Senator **MILLS** of Somerset, the Senate **ADHERED**.

The Chair laid before the Senate the following Tabled and Later (5/7/09) Assigned matter:

HOUSE REPORTS - from the Committee on **STATE AND LOCAL GOVERNMENT** on RESOLUTION, Proposing an Amendment to the Constitution of Maine To Change the Terms for State Senators and Members of the House of Representatives to 4 Years

H.P. 92 L.D. 108

Majority - **Ought to Pass as Amended by Committee Amendment "A" (H-139)** (7 members)

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

Tabled - May 7, 2009, by Senator **JACKSON** of Aroostook

Pending - **ACCEPTANCE OF EITHER REPORT**

(In House, May 6, 2009, the Minority **OUGHT NOT TO PASS** Report **READ** and **ACCEPTED**.)

(In Senate, May 7, 2009, Reports **READ**.)

Senator **SIMPSON** of Androscoggin moved the Senate **ACCEPT** the Minority **OUGHT NOT TO PASS** Report, in concurrence.

On motion by Senator **RAYE** of Washington, 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 (#83)**

YEAS: Senators: ALFOND, BARTLETT, BLISS, BRANNIGAN, BRYANT, COURTNEY, CRAVEN, DAVIS, DIAMOND, GERZOFKY, GOODALL, GOOLEY, HASTINGS, HOBBS, MARRACHE, ROSEN, SHERMAN, SIMPSON, SULLIVAN, WESTON, THE PRESIDENT - ELIZABETH H. MITCHELL

NAYS: Senators: BOWMAN, DAMON, JACKSON, MCCORMICK, MILLS, NASS, NUTTING, PERRY, RAYE, RECTOR, SCHNEIDER, SMITH, TRAHAN

ABSENT: Senator: PLOWMAN

21 Senators having voted in the affirmative and 13 Senators having voted in the negative, with 1 Senator being absent, the motion by Senator **SIMPSON** of Androscoggin to **ACCEPT** the Minority **OUGHT NOT TO PASS** Report, in concurrence, **PREVAILED**.

The Chair laid before the Senate the following Tabled and Later (5/7/09) Assigned matter:

HOUSE REPORTS - from the Committee on **STATE AND LOCAL GOVERNMENT** on Bill "An Act To Amend the Legislative Term Limit Laws"

H.P. 26 L.D. 31

Majority - **Ought to Pass as Amended by Committee Amendment "A" (H-136)** (7 members)

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

Tabled - May 7, 2009, by Senator **JACKSON** of Aroostook

Pending - **ACCEPTANCE OF EITHER REPORT**

(In House, May 6, 2009, the Minority **OUGHT NOT TO PASS** Report **READ** and **ACCEPTED**.)

(In Senate, May 7, 2009, Reports **READ**.)

Senator **SIMPSON** of Androscoggin moved the Senate **ACCEPT** the Minority **OUGHT NOT TO PASS** Report, in concurrence.

On motion by Senator **RAYE** of Washington, 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 Androscoggin, Senator Simpson.

Senator **SIMPSON:** Thank you, Madame President. Men and women of the Senate, I just wanted to make sure everyone understood that this bill is to change the term limit laws, assuming that there would be a Constitutional Amendment so that if you had four year terms then it mirror the same term limits that we have now, otherwise, if it were to pass, you would have two two-year terms.

**THE PRESIDENT:** The pending question before the Senate is the motion by the Senator from Androscoggin, Senator Simpson to Accept the Minority Ought Not to Pass Report. 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 (#84)**

YEAS: Senators: ALFOND, BARTLETT, BLISS, BOWMAN, BRANNIGAN, BRYANT, COURTNEY, CRAVEN, DAMON, DAVIS, DIAMOND, GERZOFISKY, GOODALL, GOOLEY, HASTINGS, HOBBS, JACKSON, MARRACHE, MCCORMICK, MILLS, NASS, NUTTING, PERRY, RAYE, RECTOR, ROSEN, SCHNEIDER, SHERMAN, SIMPSON, SMITH, SULLIVAN, TRAHAN, WESTON, THE PRESIDENT - ELIZABETH H. MITCHELL

NAYS: Senators: None

ABSENT: Senator: PLOWMAN

34 Senators having voted in the affirmative and No Senator having voted in the negative, with 1 Senator being absent, the motion by Senator **SIMPSON** of Androscoggin to **ACCEPT** the Minority **OUGHT NOT TO PASS** Report, in concurrence, **PREVAILED**.

The Chair laid before the Senate the following Tabled and Later (5/12/09) Assigned matter:

Resolve, To Encourage Access to Higher Education for Certain Child Care Providers

H.P. 736 L.D. 1069  
(C "A" H-221)

Tabled - May 12, 2009, by Senator **BARTLETT** of Cumberland

Pending - **PASSAGE TO BE ENGROSSED AS AMENDED**, in concurrence

(In House, May 6, 2009, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-221)**.)

(In Senate, May 12, 2009, **READ A SECOND TIME**.)

On motion by Senator **ALFOND** of Cumberland, the Senate **SUSPENDED THE RULES**.

On further motion by same Senator, the Senate **RECONSIDERED** whereby it **ADOPTED** Committee Amendment "A" (H-221), in concurrence.

On further motion by same Senator, Senate Amendment "A" (S-169) to Committee Amendment "A" (H-221) **READ** and **ADOPTED**.

Committee Amendment "A" (H-221) as Amended by Senate Amendment "A" (S-169) thereto, **ADOPTED**, in **NON-CONCURRENCE**.

**PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-221) AS AMENDED BY SENATE AMENDMENT "A" (S-169)** thereto, in **NON-CONCURRENCE**.

Sent down for concurrence.

The Chair laid before the Senate the following Tabled and Later (5/13/09) Assigned matter:

HOUSE REPORTS - from the Committee on **HEALTH AND HUMAN SERVICES** on Bill "An Act To Alter MaineCare Benefits as Allowed by the Federal Deficit Reduction Act of 2005"  
H.P. 730 L.D. 1055

Majority - **Ought Not to Pass** (8 members)

Minority - **Ought to Pass as Amended by Committee Amendment "A" (H-258)** (4 members)

Tabled - May 13, 2009, by Senator **RAYE** of Washington

Pending - motion by Senator **BRANNIGAN** of Cumberland to **ACCEPT** the Majority **OUGHT NOT TO PASS** Report, in concurrence

(In House, May 12, 2009, the Majority **OUGHT NOT TO PASS** Report **READ** and **ACCEPTED**.)

(In Senate, May 13, 2009, Reports **READ**.)

On motion by Senator **RAYE** of Washington, 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 Cumberland, Senator Brannigan.