

# MAINE STATE LEGISLATURE

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SEN. BETH EDMONDS  
CHAIR

REP. GLENN A. CUMMINGS  
VICE-CHAIR



123<sup>RD</sup> MAINE STATE LEGISLATURE  
LEGISLATIVE COUNCIL

SEN. ELIZABETH H. MITCHELL  
SEN. CAROL WESTON  
SEN. JOHN L. MARTIN  
SEN. RICHARD W. ROSEN  
REP. HANNAH M. PINGREE  
REP. JOSHUA A. TARDY  
REP. SEAN FAIRCLOTH  
REP. ROBERT H. CROSTHWAITE

**LEGISLATIVE COUNCIL  
DECEMBER 20, 2007  
1:00 P.M.  
REVISED AGENDA**

<b><u>Page</u></b>	<b><u>Item</u></b>	<b><u>Action</u></b>
	<b>CALL TO ORDER</b>	
	<b>ROLL CALL</b>	
<b>1</b>	<b>SUMMARY OF THE NOVEMBER 15, 2007 MEETING OF THE LEGISLATIVE COUNCIL</b>	<b>Acceptance</b>
	<b>REPORTS FROM EXECUTIVE DIRECTOR AND STAFF OFFICE DIRECTORS</b>	
<b>32</b>	▪ Executive Director's Report (Mr. Boulter)	<b>Information</b>
<b>33</b>	▪ Fiscal Report (Mr. Pennoyer)	<b>Information</b>
<b>36</b>	▪ Information Services Report (Mr. Mayotte)	<b>Information</b>
<b>37</b>	▪ Status of Legislative Studies (Mr. Norton)	<b>Information</b>

**REPORTS FROM COUNCIL COMMITTEES**

- **Personnel Committee** (Speaker Cummings, Chair)
- **State House Facilities Committee** (Rep. Pingree, Chair)  
(No Report)
- **Budget Subcommittee** (Sen. Martin, Chair)  
(No Report)
- **Subcommittee to Administer Technology** (President Edmonds, Chair)

## **OLD BUSINESS**

- |           |  |                    |
|-----------|--|--------------------|
| <b>39</b> | <b>Item #1 Council Actions Taken By Ballot (No Action Required)</b><br>A copy of a list of actions taken by ballot by the Legislative Council since its November 15, 2007 meeting is attached. | <b>Information</b> |
|-----------|--|--------------------|

## **NEW BUSINESS**

- |           |  |                    |
|-----------|--|--------------------|
|           | <b>Item #1: Establishing A Cloture Date For Newly Elected Legislators</b>  | <b>Decision</b>    |
| <b>40</b> | <b>Item #2: Tribal-State Work Group Budget</b>   | <b>Decision</b>    |
| <b>42</b> | <b>Item #3: Request By The Committee On Future Maine Prosperity For A Meeting On January 2, 2008</b>   | <b>Decision</b>    |
| <b>43</b> | <b>Item # 4: Request By The Legislative Youth Advisory Council To Authorize LYAC Bills For Introduction In The Second Regular Session [Rep. Farrington]</b>  | <b>Decision</b>    |
| <b>47</b> | <b>Item #5: After-Deadline Bill Request (<i>Resolve, To Amend The Reporting Deadline For The Working Group To Study The Effectiveness And Timeliness Of Early Identification And Intervention For Children With Hearing Loss In Maine</i>) [Rep. Farrington]</b> | <b>Decision</b>    |
| <b>49</b> | <b>Item #6: 2008 Legislative Council Schedule</b>  | <b>Information</b> |
| <b>50</b> | <b>Item #7: Final Report Of The Commission To Develop A Strategic Priorities Plan For Maine's Young Children (Separate Handout)</b>  | <b>Acceptance</b>  |
| <b>51</b> | <b>Item #8: Annual Report of the Legislative Youth Advisory Commission</b>   | <b>Acceptance</b>  |
|           | <b>Item # 8: Executive Session (If Needed)</b>   |                    |

## **ANNOUNCEMENTS AND REMARKS**

## **ADJOURNMENT**



SEN. BETH EDMONDS  
CHAIR

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123<sup>RD</sup> MAINE STATE LEGISLATURE  
LEGISLATIVE COUNCIL

**MEETING SUMMARY**  
**November 15, 2007**

**CALL TO ORDER**

Legislative Council Chair, President Edmonds called the Legislative Council meeting to order at 10:36 A.M. in the Legislative Council Chamber.

**ROLL CALL**

Senators: President Beth Edmonds, Sen. Elizabeth Mitchell, Sen. John Martin,  
Sen. Carol Weston, Sen. Richard Rosen

Representatives: Speaker Glenn Cummings, Rep. Hannah Pingree, Rep. Sean  
Faircloth, Rep. Robert Crosthwaite, Rep. Joshua Tardy

Legislative Officers: David E. Boulter, Executive Director of the Legislative Council  
Rose Breton, Legislative Finance Director  
Debra Olken, Human Resources Director  
Millicent MacFarland, Clerk of the House  
Michael Cote, Assistant Clerk of the House  
Patrick Norton, Director, Office of Policy & Legal Analysis  
Grant Pennoyer, Director, Office of Fiscal and Program Review  
Margaret Matheson, Revisor of Statutes  
Paul Mayotte, Director, Legislative Information Services

Legislative Council Chair, President Edmonds convened the meeting at 10:36 A.M. with a quorum of members present.

**SUMMARY OF OCTOBER 25, 2007 MEETING OF LEGISLATIVE COUNCIL**

Motion: That the Meeting Summary of October 25, 2007 be accepted and placed on file. Motion by Senator Mitchell. Second by Representative Pingree. **Motion passed unanimous (10-0).**

President Edmonds asked if there was any objection to taking 2 items out of order. Hearing none, the Chair then moved to **New Business, Items 1 and 2.**

## NEW BUSINESS

### Item #1: Suggested Procedures for Deciding Appeals of Legislative Bill Requests

The agenda included a suggested protocol for deciding appeals of legislative bill requests. President Edmonds asked Executive Director Boulter to summarize the suggested protocol which he did, as follows:

1. Under the terms of the Maine Constitution, Section 1 of Article IV, Part Third, Legislative Power, the business of the second regular session must be limited to budgetary matters; legislation in the Governor's call; legislation of an emergency nature admitted by the Legislature; legislation referred to committees to study and report by the Legislature in the first regular session; and legislation presented to the Legislature by written petition of the electors (direct citizen initiative).
2. Under the 123rd Legislative Council's Rules of Procedure, any action of the Council requires the affirmative vote of at least 6 members.
3. Under Rule 203 of the Joint Rules of the 123rd Legislature, any vote of the Legislative Council to accept or reject a bill or resolve for introduction under the procedures established under the Joint Rules must be taken by the yeas and nays, and that vote must be recorded and made available for public inspection.
4. Under Rule 217 of the Joint Rules, a bill that has been introduced and finally rejected in a regular or special session may not be introduced in a subsequent session of the same Legislature except by a vote of 2/3 of both chambers. Therefore, determinations as to the relevancy of Rule 217 are within the purview of the presiding officers, not the Legislative Council.

#### Suggested Protocol for deciding appeals

- A. The Legislative Council will review appeals alphabetically by sponsor.
- B. For procedural consistency, when voting on an appeal of a bill request that was denied, the initial motion on a bill will be presumed to be a motion to accept the bill request for introduction into the second regular session along with a second to that motion. (Yea is to let in a bill; nay is to reject the bill for introduction).
- C. In order to review all legislative appeals in a timely manner, voting will be by electronic vote or a show of hands, with each Council Member's vote on each bill being recorded. The record of each vote will be made available for public inspection following the meeting.
- D. Legislators who appeal a decision of the Legislative Council will be given a brief opportunity to make their case to the Council. A time limit of 2 minutes will be observed for Legislators making an appeal. Only by leave of the Chair of the Legislative Council may a person who is not a Legislator address the Council.
- E. Discussion of a bill request will be limited to whether it is appropriate for introduction under Constitutional provisions for second regular session bills, and will not speak to the merits of the bill itself. If a bill was turned down because it is closely related to another legislative request

or to a carryover bill, the burden is on the Sponsor to convincingly distinguish his or her bill request from the closely related one.

**Motion:** That the Legislative Council adopt the suggested protocol for deciding legislative appealed bill requests as set forth in the "Deciding Appeals of Legislative Bill Requests Turned Down By the Council" document dated November 15, 2007. Motion by Senator Martin. Second by Representative Faircloth. **Motion passed, unanimous (10-0).**

## **Item #2: Consideration of Legislators' Appeals of Council Action on Bill Requests**

The Council proceeded to consider and vote on 124 appeals of the Legislative Council decisions on bill requests in accordance with the adopted protocol, and using an automated voting system. The council's action on the appeals is attached.

## **RECESS**

The Council recessed at 12:31 on the motion of the Chair.

## **RECONVENED**

The Chair reconvened the meeting at 12:50 p.m. and continued with consideration of appeals until all appeals had been considered.

Of the 124 appeal requests, the Council authorized 46 requests for introduction in the 2<sup>nd</sup> Regular Session of the 123<sup>rd</sup> Legislature, 71 failed and 7 were tabled until a future Legislative Council meeting. A list of the bills and the roll call votes are attached.

The Chair then proceeded with the other items on the agenda.

## **REPORTS FROM EXECUTIVE DIRECTOR AND COUNCIL OFFICES**

### **Executive Director's Report**

David Boulter, Executive Director of the Legislative Council, reported on the following.

#### **1. Copies of Original Maine Constitution**

Work is underway to make reproductions of the original Maine Constitution and other historical documents. Time permitting, State Archivist David Cheever will be available at the council meeting to describe the project and display a reproduction page from the Constitution.

#### **2. Appointment of New Employees**

Ms. Carolyn Russo was appointed to the position of part-time Legislative Analyst in the Office of Policy and Legal Analysis, effective on Monday, November 19, 2007.

Ms. Maureen Dawson was appointed to the position of Principal Analyst in the Office of Fiscal and Program Review, effective on October 17, 2007.

Mr. Cheever displayed a reproduction of the 1<sup>st</sup> page of the original Maine Constitution and a letter from James Monroe proclaiming Maine to be a State. Mr. Cheever explained that the chairs of the Joint Standing Committee on State and Local Government had requested that the reproduction of the Constitution be displayed in the committee room. Legislative Council Chair Edmonds reminded

council members and Mr. Cheever that decisions to place artwork or historical artifacts such as the Constitution rest with the Legislative Council, acting through its State House Facilities Committee. At a future meeting, the Facilities Committee will discuss where best to display the 14 framed, full size reproduction pages of the Maine Constitution. After a short recess to view the documents, the meeting was reconvened at 1:05 P.M.

## Fiscal Report

Grant Pennoyer, Director, Office of Fiscal and Program Review, reported the following.

## Revenue Update

### Total General Fund Revenue - FY 2008 (\$'s in Millions)

	Budget	Actual	Var.	% Var.	Prior Year	% Growth
October	\$238.0	\$239.9	\$1.9	0.8%	\$226.9	5.8%
FYTD	\$839.2	\$836.0	(\$3.2)	-0.4%	\$826.0	1.2%

- General Fund revenue for October was over budget by \$1.9 million, reducing the negative variance for the fiscal year-to-date (FYTD) to \$3.2 million or -0.4%. The growth over FY 2007 remains modest at 1.2%.
- Two of the problem areas noted last month, the corporate income tax and the cigarette tax, actually had positive variances in October, but remain under budget for the FYTD, \$8.4 million and \$3.0 million, respectively.
- Sales tax revenue did not perform well in October (representing September sales), running under budget by \$2.96 million. The negative variance for the FYTD increased to \$5.8 million or 2.0%. With the recent record high oil prices as we head into the heating season, this negative variance is expected to worsen as more taxable sales are displaced with tax-exempt fuel oil purchases.
- Some notable positive variances that are temporary in nature include:
  - BETR payments are below expectations, but still resulting in a positive FYTD variance of \$8.8 million;
  - Judicial fine revenue was not distributed to the highway fund and other dedicated accounts in October; and
  - IF&W revenue includes a positive variance for the FYTD of \$2.7 million associated with revenue undistributed to various categories and dedicated accounts.

### Total Highway Fund Revenue - FY 2008 (\$'s in Millions)

	Budget	Actual	Variance	% Var.	Prior Year	% Growth
October	\$29.5	\$28.5	(\$1.0)	-3.2%	\$28.1	1.6%
FYTD	\$97.6	\$92.2	(\$5.4)	-5.5%	\$93.4	-1.2%

- Highway fund revenue was under budget in October by \$1.0 million, increasing the negative variance of the FYTD to \$5.4 million or 5.5%. Highway fund revenue showed negative growth of 1.2% for the FYTD over the same period in FY 2007.
- Most of this negative variance is driven by the negative variance in fuel taxes, which was under budget by \$1.2 million in October and \$4.2 million or 6.6% for the FYTD. However, motor vehicle registration and fees revenue category has also been under performing and is \$1.1 million under budget or 4.0% for the FYTD.

## Schedule for Revenue Forecast

- The Revenue Forecasting Committee will meet on Monday, November 19th at 9:30AM to conclude the fall forecast for the December 1<sup>st</sup> report date.

### **Information Technology Report**

Paul Mayotte, Director, Office of Legislative Information Services, reported the following.

#### **Bill Drafting System:**

No changes to report from the October Legislative Council Meeting – which stated:

The post session statute update and publishing process is reaching a conclusion. The process has required the Information Services office and contractor support to address issues identified during the update process. The work of the staff in the Revisor's office in using the new system for the first time has been excellent.

The updated Maine Revised Statutes on the Legislature's web page will be available shortly after the statute update process is completed.

Having used the bill drafting system for one complete session, staff is now preparing a long-term plan for maintaining and improving the bill drafting application.

#### **Production Tracking System:**

User testing has been extended to ensure a complete test. No significant problems have been found to date. The vendor, Voyager, has been prompt in the resolution of the problems found in testing.

Staff training and implementation plans are being finalized.

#### **Chamber Automation Request for Proposals (RFP):**

Five vendor responses were received on Friday, November 2, 2007.

An RFP evaluation team has been appointed by the Chair of the Subcommittee for Technology. As of Thursday, November 08, 2007, copies of each proposal have been forwarded to the members of the evaluation team for an initial review. The Subcommittee to Administer Technology is scheduled to meet Wednesday, December 5, 2007.

### **Status of Legislative Studies**

Pat Norton, Director, Office of Policy and Legal Analysis, reported the following:

The studies are progressing and are in the final stages of completion.

### **REPORTS FROM COUNCIL COMMITTEES**

#### **1. Personnel Committee**

Speaker Cummings reported that the Personnel Committee has been meeting over the past six weeks reviewing applications and interviewing applicants from around the country for the Director of the Law and Legislative Reference Library. The committee has concluded the recruitment process and recommends an excellent candidate based on his performance in the interview and prior education and work experience.



**Motion:** That upon the unanimous recommendation of the Personnel Committee, the Legislative Council appoint John F. Barden of Richmond, Virginia to a 3-year term as Director of the Law and Legislative Reference Library, the date of appointment effective January 2, 2008.

Initial salary for Mr. Barden is established at Step 3 of Grade 14 of the Legislature's salary schedule for legislative employees.

Motion by Speaker Cummings. Second by Senator Mitchell. **Motion passed, unanimous (10-0).**

**2. State House Facilities Committee**

(No Report)

**Note:** The State House Facilities Committee will make recommendations as to where the reproductions of the original Maine Constitution and other historical documents will be placed in the State House or Cross Building.

**3. Subcommittee to Review the Study Committee Process**

(No Report)

**4. Budget Subcommittee**

(No Report)

**5. Subcommittee to Administer Technology**

(No Report)

There was no Old Business. President Edmonds then proceeded to **Item 3** under New Business.

**NEW BUSINESS**

**ITEM #3: Request for Reconsideration of Legislative Council's Decision on Request by the Joint Standing Committee on Criminal Justice and Public Safety to Partially Fund a Sentencing Summit (Speaker Cummings)**

Speaker Cummings reported this was a request for reconsideration by the Joint Standing Committee on Criminal Justice and Public Safety of the Legislative Council's decision not to approve the request to partially fund the Sentencing Summit. The summit was held in October and Speaker Cummings asked that the Legislative Council reconsider its earlier decision not to authorize funds to partially fund this summit.

Mr. Boulter explained that after the council's decision last month, he spoke with the Department of Corrections to explain the council's decision. At that time, the department representative indicated that the Summit was sponsored by their department and it was more interested in legislator

participation rather than a financial contribution. Speaker Cummings indicated that he understood that the chairs of the Criminal Justice and Public Safety committee had made a contribution personally.

No motion was made on the request, but it was the sense of the committee that Mr. Boulter will contact the Department of Corrections about reimbursing the chairs if they in fact made a donation and wished to be reimbursed. No action was taken.

**ITEM #4: Limited License Agreement Between Time Warner Cable and Legislative Council to Televis Legislative Broadcasts**

The proposed license agreement would authorize Time Warner Cable to televise live the proceedings of the House and Senate to its cable television subscribers beginning in January 2008. The proceedings are now broadcast on the Internet. Broadcasting on cable television would be at "broadcast" quality, a higher transmission quality than through the Internet. Time Warner Cable would absorb the costs of equipment and related installation costs so there would be no cost to the legislature for televising the broadcasts.

Thomas Federle, legal counsel to Time Warner Cable, spoke briefly to the Legislative Council and answered questions. Mr. Federle reiterated that Time Warner Cable (TWC) would merely televise what was sent to it by the legislature, with the legislature retaining full control over content. Mr. Federle indicated that not all of TWC's service area would receive the two legislative channels when broadcasts began in January due to technical reasons (switching to digital equipment). Roll out of the new technology will occur across its service areas throughout 2008. As an alternative, TWC is willing to begin a pilot broadcast to select areas as a first step. By 2009, virtually all areas (95 %+ ) within TWC's service territory would be equipped with the digital technology to allow for the legislative broadcasts. Council Chair President Edmonds mentioned the importance of making the legislative process as transparent as possible, and providing an educational opportunity to the public.

Speaker Cummings stated that the House and Senate may be on different timelines for televising its proceedings and suggested that the Clerk of the House, Secretary of the Senate, the Executive Director, and Time Warner meet soon to answer some of the technical questions that need to be addressed before televising can begin. No action was taken.

**ITEM #5: Joint Proposal by University of Maine Margaret Chase Smith Policy Center, USM Muskie School of Public Service, UMaine Law School and the Maine Development Foundation to Hold Legislative Educational Forums**

President Edmonds summarized the proposal and indicated that the proposed forums are an outgrowth of the work that was done at the beginning of the first regular session to provide information sessions to Legislators. The proposal is to hold brief seminar-type forums to small groups of legislators on topical issues. The forums would be held at the Cross Café at breakfast time. Mr. Boulter reported that the plan is preliminary and dates and times have not been decided yet. The focus would be in a format where speakers would speak on a topic for around 20 minutes followed by discussions by legislators.

**Motion:** To approve the request to hold legislative educational forums and to have the Legislative Council chair appoint a subcommittee to help decide the topics to be presented. Motion by Senator Mitchell. Second by Representative Pingree. **Motion passed. (8-0)** [Representative Faircloth and Representative Tardy absent for vote.]

President Edmonds then solicited volunteers to serve on the subcommittee. Selected were: Senator Mitchell, Senator Weston, and Representative Pingree, who will meet with the Maine Development Foundation, coordinator of the forums, to help plan the forums.

**ITEM #6: Request From The Joint Select Committee On Future Maine Prosperity For Subcommittee Meeting On November 28**

**Motion:** To approve the request for one subcommittee meeting. Motion by Senator Martin. Second by Representative Pingree. **Motion passed. (8-0)** [Representative Faircloth and Representative Tardy absent for vote.]

**ITEM #7: Request To Extend The Reporting Deadline Of The Working Group To Study The Effectiveness And Timeliness Of Early Identification And Intervention For Children With Hearing Loss In Maine**

Mr. Pat Norton reported that the Working Group to Study the Effectiveness and Timeliness of Early Identification and Intervention for Children with Hearing Loss in Maine ("Working Group") is requesting that the working group be authorized to meet on December 12, 2007. Further, the request is to extend the reporting date of the working group from December 7, 2007 to March 1, 2008. Authorization for the study ends on December 12, 2007 and legislation to reauthorize the study would be required to continue into 2008.

**Motion:** To approve the request to hold one meeting on December 12, 2007 only and allow the working group to discuss pursuing legislation re-authorizing the study for the 2008 interim. Motion by Senator Martin. Second by Senator Mitchell. **Motion passed, unanimous. (8-0)** [Representative Faircloth and Representative Tardy absent for vote.]

**ITEM #8: Annual Report of the Washington County Development Authority**

**ITEM #9: Loring Development Authority of Maine 2007 Annual Report (Separate Handout)**

**ITEM #10: Third Annual Report of the Citizen Trade Policy Commission (Separate Handout)**

**Motion:** To accept the Annual Report of the Washington County Development Authority, the Loring Development Authority of Maine 2007 Annual Report, and the Third Annual Report of the Citizen Trade Policy Commission and place them on file. Motion by Senator Martin. Second by Representative Crosthwaite. **Motion passed, unanimous. (8-0)** [Representative Faircloth and Representative Tardy absent for vote.]

**ANNOUNCEMENTS AND REMARKS**

None

**ADJOURNMENT**

The Legislative Council meeting was adjourned at 1:34 P.M. **Motion passed unanimous. (8-0)** [Representative Faircloth and Representative Tardy absent for vote.]

**Legislative Council Action  
On Legislative Bill Requests  
November 15, 2007**

**Senator Bartlett**

2902 An Act To Promote Home Energy Conservation

10 - 0 Passed

Spkr. Cummings	Yes	Rep. Pingree	Yes	Rep. Faircloth	Yes	Rep. Tardy	Yes	Rep. Crosthwaite	Yes
Pres. Edmonds	Yes	Sen. Mitchell	Yes	Sen. Martin	Yes	Sen. Weston	Yes	Sen. Rosen	Yes

3109 An Act To Clarify Maine's "Do Not Call" Law

7 - 3 Passed

Spkr. Cummings	Yes	Rep. Pingree	Yes	Rep. Faircloth	Yes	Rep. Tardy	No	Rep. Crosthwaite	No
Pres. Edmonds	Yes	Sen. Mitchell	Yes	Sen. Martin	Yes	Sen. Weston	No	Sen. Rosen	Yes

**Senator Benoit**

3001 Resolve, To Allow John Jorgenson To Sue the State

10 - 0 Passed

Spkr. Cummings	Yes	Rep. Pingree	Yes	Rep. Faircloth	Yes	Rep. Tardy	Yes	Rep. Crosthwaite	Yes
Pres. Edmonds	Yes	Sen. Mitchell	Yes	Sen. Martin	Yes	Sen. Weston	Yes	Sen. Rosen	Yes

3174 An Act To Facilitate Behavioral Reform within the Department of  
Corrections

0 - 10 Failed

Spkr. Cummings	No	Rep. Pingree	No	Rep. Faircloth	No	Rep. Tardy	No	Rep. Crosthwaite	No
Pres. Edmonds	No	Sen. Mitchell	No	Sen. Martin	No	Sen. Weston	No	Sen. Rosen	No

**Representative Boland**

2957 An Act To Inform Patients of Their Right To Decline To Be  
Vaccinated

2 - 8 Failed

Spkr. Cummings	No	Rep. Pingree	Yes	Rep. Faircloth	Yes	Rep. Tardy	No	Rep. Crosthwaite	No
Pres. Edmonds	No	Sen. Mitchell	No	Sen. Martin	No	Sen. Weston	No	Sen. Rosen	No

**Legislative Council Action  
On Legislative Bill Requests  
November 15, 2007**

**Senator Bartlett**

2902	An Act To Promote Home Energy Conservation						10 - 0	Passed	
Spkr. Cummings	Yes	Rep. Pingree	Yes	Rep. Faircloth	Yes	Rep. Tardy	Yes	Rep. Crosthwaite	Yes
Pres. Edmonds	Yes	Sen. Mitchell	Yes	Sen. Martin	Yes	Sen. Weston	Yes	Sen. Rosen	Yes

3109	An Act To Clarify Maine's "Do Not Call" Law						7 - 3	Passed	
Spkr. Cummings	Yes	Rep. Pingree	Yes	Rep. Faircloth	Yes	Rep. Tardy	No	Rep. Crosthwaite	No
Pres. Edmonds	Yes	Sen. Mitchell	Yes	Sen. Martin	Yes	Sen. Weston	No	Sen. Rosen	Yes

**Senator Benoit**

3001	Resolve, To Allow John Jorgenson To Sue the State						10 - 0	Passed	
Spkr. Cummings	Yes	Rep. Pingree	Yes	Rep. Faircloth	Yes	Rep. Tardy	Yes	Rep. Crosthwaite	Yes
Pres. Edmonds	Yes	Sen. Mitchell	Yes	Sen. Martin	Yes	Sen. Weston	Yes	Sen. Rosen	Yes

3174	An Act To Facilitate Behavioral Reform within the Department of Corrections						0 - 10	Failed	
Spkr. Cummings	No	Rep. Pingree	No	Rep. Faircloth	No	Rep. Tardy	No	Rep. Crosthwaite	No
Pres. Edmonds	No	Sen. Mitchell	No	Sen. Martin	No	Sen. Weston	No	Sen. Rosen	No

**Representative Boland**

2957	An Act To Inform Patients of Their Right To Decline To Be Vaccinated						2 - 8	Failed	
Spkr. Cummings	No	Rep. Pingree	Yes	Rep. Faircloth	Yes	Rep. Tardy	No	Rep. Crosthwaite	No
Pres. Edmonds	No	Sen. Mitchell	No	Sen. Martin	No	Sen. Weston	No	Sen. Rosen	No

**Legislative Council Action  
On Legislative Bill Requests  
November 15, 2007**

**Senator Brannigan**

2989 An Act To Establish a Consumer Council System of Maine  
Consistent with the Riverview Psychiatric Center Consent Decree and  
the State's Comprehensive Mental Health Plan 10 - 0 Passed

Spkr. Cummings	Yes	Rep. Pingree	Yes	Rep. Faircloth	Yes	Rep. Tardy	Yes	Rep. Crosthwaite	Yes
Pres. Edmonds	Yes	Sen. Mitchell	Yes	Sen. Martin	Yes	Sen. Weston	Yes	Sen. Rosen	Yes

3100 An Act To Clarify the Election of Municipal Charter Commission  
Members 6 - 4 Passed

Spkr. Cummings	Yes	Rep. Pingree	Yes	Rep. Faircloth	Yes	Rep. Tardy	No	Rep. Crosthwaite	No
Pres. Edmonds	Yes	Sen. Mitchell	Yes	Sen. Martin	Yes	Sen. Weston	No	Sen. Rosen	No

3346 An Act To Require Teaching of Mental Health Awareness in Maine's  
Middle Schools 2 - 8 Failed

Spkr. Cummings	No	Rep. Pingree	Yes	Rep. Faircloth	Yes	Rep. Tardy	No	Rep. Crosthwaite	No
Pres. Edmonds	No	Sen. Mitchell	No	Sen. Martin	No	Sen. Weston	No	Sen. Rosen	No

**Senator Bromley**

3147 An Act To Allow Direct-to-consumer Wine Sales 7 - 3 Passed

Spkr. Cummings	Yes	Rep. Pingree	Yes	Rep. Faircloth	Yes	Rep. Tardy	No	Rep. Crosthwaite	No
Pres. Edmonds	No	Sen. Mitchell	Yes	Sen. Martin	Yes	Sen. Weston	Yes	Sen. Rosen	Yes

3182 An Act Regarding the Board of Examiners in Physical Therapy 3 - 7 Failed

Spkr. Cummings	No	Rep. Pingree	No	Rep. Faircloth	Yes	Rep. Tardy	No	Rep. Crosthwaite	No
Pres. Edmonds	Yes	Sen. Mitchell	No	Sen. Martin	Yes	Sen. Weston	No	Sen. Rosen	No

**Representative Browne**

2970 An Act To Designate Certain Rules of the Bureau of State Police as  
Major Substantive Rules 10 - 0 Passed

Spkr. Cummings	Yes	Rep. Pingree	Yes	Rep. Faircloth	Yes	Rep. Tardy	Yes	Rep. Crosthwaite	Yes
Pres. Edmonds	Yes	Sen. Mitchell	Yes	Sen. Martin	Yes	Sen. Weston	Yes	Sen. Rosen	Yes

**Legislative Council Action  
On Legislative Bill Requests  
November 15, 2007**

**Representative Bryant, M.**

3325 An Act To Direct the Department of Inland Fisheries and Wildlife  
and the University of Maine To Develop a Methodology To Reduce  
the Population of Deer Ticks 0 - 10 Failed

Spkr. Cummings	No	Rep. Pingree	No	Rep. Faircloth	No	Rep. Tardy	No	Rep. Crosthwaite	No
Pres. Edmonds	No	Sen. Mitchell	No	Sen. Martin	No	Sen. Weston	No	Sen. Rosen	No

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**Representative Burns**

2878 An Act To Allow the Use of Municipal Equipment on Private Roads  
for Emergency Access 5 - 5 Failed

Spkr. Cummings	Yes	Rep. Pingree	Yes	Rep. Faircloth	Yes	Rep. Tardy	No	Rep. Crosthwaite	No
Pres. Edmonds	Yes	Sen. Mitchell	No	Sen. Martin	Yes	Sen. Weston	No	Sen. Rosen	No

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**Representative Cain**

3254 An Act To Expand the Membership of the Juniper Ridge Landfill  
Advisory Committee To Include a Member from Orono 5 - 5 Failed

Spkr. Cummings	Yes	Rep. Pingree	Yes	Rep. Faircloth	Yes	Rep. Tardy	No	Rep. Crosthwaite	Yes
Pres. Edmonds	Yes	Sen. Mitchell	No	Sen. Martin	No	Sen. Weston	No	Sen. Rosen	No

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**Legislative Council Action  
On Legislative Bill Requests  
November 15, 2007**

**Representative Canavan**

2807 An Act To Amend the Law Governing Membership on the Commission on Governmental Ethics and Election Practices 3 - 7 Failed

Spkr. Cummings	Yes	Rep. Pingree	Yes	Rep. Faircloth	Yes	Rep. Tardy	No	Rep. Crosthwaite	No
Pres. Edmonds	No	Sen. Mitchell	No	Sen. Martin	No	Sen. Weston	No	Sen. Rosen	No

2923 An Act To Facilitate the Diversion of Persons with Mental Illness and Substance Abuse Away from Incarceration through the Co-occurring Disorders Court 10 - 0 Passed

Spkr. Cummings	Yes	Rep. Pingree	Yes	Rep. Faircloth	Yes	Rep. Tardy	Yes	Rep. Crosthwaite	Yes
Pres. Edmonds	Yes	Sen. Mitchell	Yes	Sen. Martin	Yes	Sen. Weston	Yes	Sen. Rosen	Yes

2924 An Act To Establish an Ombudsman for Mentally Ill Inmates 3 - 7 Failed

Spkr. Cummings	No	Rep. Pingree	Yes	Rep. Faircloth	Yes	Rep. Tardy	No	Rep. Crosthwaite	No
Pres. Edmonds	No	Sen. Mitchell	Yes	Sen. Martin	No	Sen. Weston	No	Sen. Rosen	No

**Representative Carter**

3027 An Act To Establish a Combination Spirits License 1 - 9 Failed

Spkr. Cummings	No	Rep. Pingree	No	Rep. Faircloth	Yes	Rep. Tardy	No	Rep. Crosthwaite	No
Pres. Edmonds	No	Sen. Mitchell	No	Sen. Martin	No	Sen. Weston	No	Sen. Rosen	No

3051 An Act Regarding Off-road Diesel Fuel 7 - 3 Passed

Spkr. Cummings	Yes	Rep. Pingree	Yes	Rep. Faircloth	Yes	Rep. Tardy	Yes	Rep. Crosthwaite	Yes
Pres. Edmonds	No	Sen. Mitchell	No	Sen. Martin	Yes	Sen. Weston	Yes	Sen. Rosen	No



**Legislative Council Action  
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**Representative Cebra**

3117	An Act To Require Municipal Reporting of Urban-Rural Initiative Program Funds Spending						4 - 6	Failed		
Spkr. Cummings	No	Rep. Pingree	No	Rep. Faircloth	No	Rep. Tardy	Yes	Rep. Crosthwaite	Yes	
Pres. Edmonds	No	Sen. Mitchell	No	Sen. Martin	No	Sen. Weston	Yes	Sen. Rosen	Yes	

3118	An Act To Require Municipal Reporting Regarding Expenditures of Excise Tax Revenue for Road Projects						4 - 6	Failed		
Spkr. Cummings	No	Rep. Pingree	No	Rep. Faircloth	No	Rep. Tardy	Yes	Rep. Crosthwaite	Yes	
Pres. Edmonds	No	Sen. Mitchell	No	Sen. Martin	No	Sen. Weston	Yes	Sen. Rosen	Yes	

**Representative Chase**

3371	An Act To Make Maine Turnpike Tolls More Equitable						3 - 7	Failed		
Spkr. Cummings	No	Rep. Pingree	Yes	Rep. Faircloth	No	Rep. Tardy	Yes	Rep. Crosthwaite	Yes	
Pres. Edmonds	No	Sen. Mitchell	No	Sen. Martin	No	Sen. Weston	No	Sen. Rosen	No	

**Representative Clark**

2787	An Act To Amend the Plan for the Consolidation of School Administrative Units						4 - 6	Failed		
Spkr. Cummings	No	Rep. Pingree	No	Rep. Faircloth	No	Rep. Tardy	Yes	Rep. Crosthwaite	Yes	
Pres. Edmonds	No	Sen. Mitchell	No	Sen. Martin	No	Sen. Weston	Yes	Sen. Rosen	Yes	

2857	An Act To Protect the Rights of Leaseholders						4 - 6	Failed		
Spkr. Cummings	Yes	Rep. Pingree	Yes	Rep. Faircloth	Yes	Rep. Tardy	No	Rep. Crosthwaite	No	
Pres. Edmonds	No	Sen. Mitchell	No	Sen. Martin	No	Sen. Weston	Yes	Sen. Rosen	No	

2901	An Act To Grant Step-parents the Same Rights as Biological Parents						4 - 6	Failed		
Spkr. Cummings	Yes	Rep. Pingree	Yes	Rep. Faircloth	Yes	Rep. Tardy	No	Rep. Crosthwaite	No	
Pres. Edmonds	No	Sen. Mitchell	No	Sen. Martin	Yes	Sen. Weston	No	Sen. Rosen	No	

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**Representative Cleary**

3252 An Act To Reward Environmentally Efficient Tractor-trailer Trucks 3 - 7 Failed

Spkr. Cummings	Yes	Rep. Pingree	Yes	Rep. Faircloth	Yes	Rep. Tardy	No	Rep. Crosthwaite	No
Pres. Edmonds	No	Sen. Mitchell	No	Sen. Martin	No	Sen. Weston	No	Sen. Rosen	No

**Senator Courtney**

2778 An Act To Provide Ongoing Funding for the Historic Preservation Tax Credit 8 - 2 Passed

Spkr. Cummings	No	Rep. Pingree	No	Rep. Faircloth	Yes	Rep. Tardy	Yes	Rep. Crosthwaite	Yes
Pres. Edmonds	Yes	Sen. Mitchell	Yes	Sen. Martin	Yes	Sen. Weston	Yes	Sen. Rosen	Yes

3203 An Act To Increase the Penalty for Operating under the Influence 3 - 7 Failed

Spkr. Cummings	No	Rep. Pingree	No	Rep. Faircloth	No	Rep. Tardy	No	Rep. Crosthwaite	Yes
Pres. Edmonds	No	Sen. Mitchell	No	Sen. Martin	No	Sen. Weston	Yes	Sen. Rosen	Yes

**Representative Craven**

2837 An Act To Encourage Access to Respite Care Services for Maine Families with Behavioral Health Needs 6 - 4 Passed

Spkr. Cummings	Yes	Rep. Pingree	Yes	Rep. Faircloth	Yes	Rep. Tardy	No	Rep. Crosthwaite	Yes
Pres. Edmonds	Yes	Sen. Mitchell	Yes	Sen. Martin	No	Sen. Weston	No	Sen. Rosen	No

3025 An Act To Enact the Homeless Youth Act of 2008 3 - 7 Failed

Spkr. Cummings	No	Rep. Pingree	Yes	Rep. Faircloth	Yes	Rep. Tardy	No	Rep. Crosthwaite	No
Pres. Edmonds	No	Sen. Mitchell	Yes	Sen. Martin	No	Sen. Weston	No	Sen. Rosen	No

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**Speaker Cummings**

2890 An Act To Improve the Health of Maine Communities and Reduce  
Emergency Care Burdens 6 - 4 Passed

Spkr. Cummings	Yes	Rep. Pingree	Yes	Rep. Faircloth	Yes	Rep. Tardy	No	Rep. Crosthwaite	No
Pres. Edmonds	Yes	Sen. Mitchell	Yes	Sen. Martin	Yes	Sen. Weston	No	Sen. Rosen	No

3332 An Act To Authorize the City of Portland To Lease Submerged Lands  
for Longer than 30 Years 10 - 0 Passed

Spkr. Cummings	Yes	Rep. Pingree	Yes	Rep. Faircloth	Yes	Rep. Tardy	Yes	Rep. Crosthwaite	Yes
Pres. Edmonds	Yes	Sen. Mitchell	Yes	Sen. Martin	Yes	Sen. Weston	Yes	Sen. Rosen	Yes

**Senator Damon**

2888 An Act Regarding Axle Weight on Tri-axle Farm Trucks 10 - 0 Passed

Spkr. Cummings	Yes	Rep. Pingree	Yes	Rep. Faircloth	Yes	Rep. Tardy	Yes	Rep. Crosthwaite	Yes
Pres. Edmonds	Yes	Sen. Mitchell	Yes	Sen. Martin	Yes	Sen. Weston	Yes	Sen. Rosen	Yes

3263 An Act To Make Marine Resources Management More Responsive 10 - 0 Passed

Spkr. Cummings	Yes	Rep. Pingree	Yes	Rep. Faircloth	Yes	Rep. Tardy	Yes	Rep. Crosthwaite	Yes
Pres. Edmonds	Yes	Sen. Mitchell	Yes	Sen. Martin	Yes	Sen. Weston	Yes	Sen. Rosen	Yes

**President Edmonds**

3249 Resolve, To Require the Department of Health and Human Services  
To Promote Awareness of Parkinson's Disease 6 - 4 Passed

Spkr. Cummings	Yes	Rep. Pingree	Yes	Rep. Faircloth	Yes	Rep. Tardy	No	Rep. Crosthwaite	No
Pres. Edmonds	Yes	Sen. Mitchell	Yes	Sen. Martin	Yes	Sen. Weston	No	Sen. Rosen	No

**Representative Fischer**

3125 An Act Regarding Storm Water Standards for York's of Houlton 9 - 1 Passed

Spkr. Cummings	Yes	Rep. Pingree	Yes	Rep. Faircloth	Yes	Rep. Tardy	Yes	Rep. Crosthwaite	No
Pres. Edmonds	Yes	Sen. Mitchell	Yes	Sen. Martin	Yes	Sen. Weston	Yes	Sen. Rosen	Yes

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**Representative Fletcher**

2919	An Act Regarding Private Line Construction						5 - 5	Failed	
Spkr. Cummings	No	Rep. Pingree	Yes	Rep. Faircloth	No	Rep. Tardy	Yes	Rep. Crosthwaite	Yes
Pres. Edmonds	No	Sen. Mitchell	No	Sen. Martin	No	Sen. Weston	Yes	Sen. Rosen	Yes

2922	An Act To Require Legislative Approval of Department of Environmental Protection Rules Implementing the Carbon Dioxide Cap-and-trade Program of the Regional Greenhouse Gas Initiative Act of 2007						4 - 6	Failed	
Spkr. Cummings	No	Rep. Pingree	No	Rep. Faircloth	No	Rep. Tardy	Yes	Rep. Crosthwaite	Yes
Pres. Edmonds	No	Sen. Mitchell	No	Sen. Martin	No	Sen. Weston	Yes	Sen. Rosen	Yes

**Representative Flood**

2980	An Act To Repeal the Cap on Rental Rates for State Submerged Lands						10 - 0	Passed	
Spkr. Cummings	Yes	Rep. Pingree	Yes	Rep. Faircloth	Yes	Rep. Tardy	Yes	Rep. Crosthwaite	Yes
Pres. Edmonds	Yes	Sen. Mitchell	Yes	Sen. Martin	Yes	Sen. Weston	Yes	Sen. Rosen	Yes

**Representative Gerzofsky**

3030	An Act To More Quickly Reopen Clam Flats						7 - 3	Passed	
Spkr. Cummings	Yes	Rep. Pingree	Yes	Rep. Faircloth	Yes	Rep. Tardy	Yes	Rep. Crosthwaite	No
Pres. Edmonds	Yes	Sen. Mitchell	Yes	Sen. Martin	Yes	Sen. Weston	No	Sen. Rosen	No

**Representative Giles**

2914	An Act To Establish the Wellness Tax Credit						10 - 0	Passed	
Spkr. Cummings	Yes	Rep. Pingree	Yes	Rep. Faircloth	Yes	Rep. Tardy	Yes	Rep. Crosthwaite	Yes
Pres. Edmonds	Yes	Sen. Mitchell	Yes	Sen. Martin	Yes	Sen. Weston	Yes	Sen. Rosen	Yes

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**Representative Grose**

3126 An Act To Provide Relief to the Counties of the State 5 - 5 Failed

Spkr. Cummings	Yes	Rep. Pingree	Yes	Rep. Faircloth	Yes	Rep. Tardy	No	Rep. Crosthwaite	Yes
Pres. Edmonds	No	Sen. Mitchell	No	Sen. Martin	No	Sen. Weston	Yes	Sen. Rosen	No

**Representative Haskell**

3002 An Act To Amend the Public Works Contractors' Surety Bond Law 10 - 0 Passed

Spkr. Cummings	Yes	Rep. Pingree	Yes	Rep. Faircloth	Yes	Rep. Tardy	Yes	Rep. Crosthwaite	Yes
Pres. Edmonds	Yes	Sen. Mitchell	Yes	Sen. Martin	Yes	Sen. Weston	Yes	Sen. Rosen	Yes

3097 An Act To Authorize Municipal Licensing Boards under the Liquor Laws 4 - 6 Failed

Spkr. Cummings	Yes	Rep. Pingree	Yes	Rep. Faircloth	Yes	Rep. Tardy	No	Rep. Crosthwaite	No
Pres. Edmonds	No	Sen. Mitchell	No	Sen. Martin	Yes	Sen. Weston	No	Sen. Rosen	No

**Senator Hastings**

2788 An Act To Amend the Informed Growth Act 6 - 4 Passed

Spkr. Cummings	No	Rep. Pingree	No	Rep. Faircloth	No	Rep. Tardy	Yes	Rep. Crosthwaite	Yes
Pres. Edmonds	No	Sen. Mitchell	Yes	Sen. Martin	Yes	Sen. Weston	Yes	Sen. Rosen	Yes

3059 An Act To Clarify the Population Density Parameter under the Laws Governing School Administrative Unit Consolidation 4 - 6 Failed

Spkr. Cummings	No	Rep. Pingree	No	Rep. Faircloth	No	Rep. Tardy	Yes	Rep. Crosthwaite	Yes
Pres. Edmonds	No	Sen. Mitchell	No	Sen. Martin	No	Sen. Weston	Yes	Sen. Rosen	Yes

3196 An Act To Establish the Transition Adjustment for Fiscal Year 2008-09 4 - 6 Failed

Spkr. Cummings	No	Rep. Pingree	No	Rep. Faircloth	No	Rep. Tardy	Yes	Rep. Crosthwaite	Yes
Pres. Edmonds	No	Sen. Mitchell	No	Sen. Martin	No	Sen. Weston	Yes	Sen. Rosen	Yes

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**Representative Jackson**

2874	An Act To Prohibit the Sale of Energy Drinks to Minors							6 - 4	Passed	
Spkr. Cummings	Yes	Rep. Pingree	Yes	Rep. Faircloth	Yes	Rep. Tardy	No	Rep. Crosthwaite	No	
Pres. Edmonds	Yes	Sen. Mitchell	Yes	Sen. Martin	Yes	Sen. Weston	No	Sen. Rosen	No	
3184	An Act To Provide a Tax Credit for Businesses and Homeowners Who Build Windmills							0 - 10	Failed	
Spkr. Cummings	No	Rep. Pingree	No	Rep. Faircloth	No	Rep. Tardy	No	Rep. Crosthwaite	No	
Pres. Edmonds	No	Sen. Mitchell	No	Sen. Martin	No	Sen. Weston	No	Sen. Rosen	No	

**Representative Knight**

2737	An Act To Amend the Laws Pertaining to Road Associations							7 - 3	Passed	
Spkr. Cummings	Yes	Rep. Pingree	Yes	Rep. Faircloth	Yes	Rep. Tardy	Yes	Rep. Crosthwaite	Yes	
Pres. Edmonds	No	Sen. Mitchell	No	Sen. Martin	No	Sen. Weston	Yes	Sen. Rosen	Yes	

**Representative Koffman**

3000	An Act To Restore Maine's Status as a Premier Fishing Destination							2 - 8	Failed	
Spkr. Cummings	No	Rep. Pingree	Yes	Rep. Faircloth	Yes	Rep. Tardy	No	Rep. Crosthwaite	No	
Pres. Edmonds	No	Sen. Mitchell	No	Sen. Martin	No	Sen. Weston	No	Sen. Rosen	No	
3207	An Act To Reduce Litter, Preserve Landfill Space and Protect Wildlife Habitat							5 - 5	Failed	
Spkr. Cummings	Yes	Rep. Pingree	Yes	Rep. Faircloth	Yes	Rep. Tardy	No	Rep. Crosthwaite	No	
Pres. Edmonds	Yes	Sen. Mitchell	No	Sen. Martin	Yes	Sen. Weston	No	Sen. Rosen	No	

**Representative MacDonald**

2800	An Act To Eliminate the Requirement That a Community Raise 2 Mills for Education Purposes							0 - 10	Failed	
Spkr. Cummings	No	Rep. Pingree	No	Rep. Faircloth	No	Rep. Tardy	No	Rep. Crosthwaite	No	
Pres. Edmonds	No	Sen. Mitchell	No	Sen. Martin	No	Sen. Weston	No	Sen. Rosen	No	

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**Representative Makas**

2750	An Act To Require Correct Labeling of Out-of-state Bypass Waste						3 - 7	Failed	
Spkr. Cummings	Yes	Rep. Pingree	Yes	Rep. Faircloth	Yes	Rep. Tardy	No	Rep. Crosthwaite	No
Pres. Edmonds	No	Sen. Mitchell	No	Sen. Martin	No	Sen. Weston	No	Sen. Rosen	No

2765	An Act To Control the Costs of College Textbooks						3 - 7	Failed		
Spkr. Cummings	Yes	Rep. Pingree	Yes	Rep. Faircloth	Yes	Rep. Tardy	No	Rep. Crosthwaite	No	
Pres. Edmonds	No	Sen. Mitchell	No	Sen. Martin	No	Sen. Weston	No	Sen. Rosen	No	

2867	An Act To Provide Education on Internet Safety						3 - 7	Failed		
Spkr. Cummings	Yes	Rep. Pingree	Yes	Rep. Faircloth	Yes	Rep. Tardy	No	Rep. Crosthwaite	No	
Pres. Edmonds	No	Sen. Mitchell	No	Sen. Martin	No	Sen. Weston	No	Sen. Rosen	No	

**Representative Marley**

2770	An Act To Repeal the Annual Indexing of the Fuel Tax						3 - 7	Failed	
Spkr. Cummings	Yes	Rep. Pingree	No	Rep. Faircloth	No	Rep. Tardy	No	Rep. Crosthwaite	No
Pres. Edmonds	No	Sen. Mitchell	No	Sen. Martin	No	Sen. Weston	Yes	Sen. Rosen	Yes

2773	Resolve, Directing the Department of Transportation To Study the Corrosive Effects of Chemicals Used by the Department in Inclement Weather						2 - 8	Failed	
Spkr. Cummings	No	Rep. Pingree	No	Rep. Faircloth	No	Rep. Tardy	No	Rep. Crosthwaite	No
Pres. Edmonds	No	Sen. Mitchell	No	Sen. Martin	No	Sen. Weston	Yes	Sen. Rosen	Yes

2790	An Act To Establish a Credit To Offset the Harbor Maintenance Tax						3 - 7	Failed	
Spkr. Cummings	Yes	Rep. Pingree	Yes	Rep. Faircloth	Yes	Rep. Tardy	No	Rep. Crosthwaite	No
Pres. Edmonds	No	Sen. Mitchell	No	Sen. Martin	No	Sen. Weston	No	Sen. Rosen	No

**Senator Marrache**

2895	Resolve, To Require that the Department of Economic and Community Development Establish an Independent Review Board						1 - 9	Failed		
Spkr. Cummings	No	Rep. Pingree	No	Rep. Faircloth	Yes	Rep. Tardy	No	Rep. Crosthwaite	No	
Pres. Edmonds	No	Sen. Mitchell	No	Sen. Martin	No	Sen. Weston	No	Sen. Rosen	No	

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**Senator Martin**

3063 An Act To Consolidate the Cultural Agencies To Promote Accountability and Citizen-centered Delivery of Services 7 - 3 Passed

Spkr. Cummings	Yes	Rep. Pingree	Yes	Rep. Faircloth	Yes	Rep. Tardy	Yes	Rep. Crosthwaite	No
Pres. Edmonds	Yes	Sen. Mitchell	Yes	Sen. Martin	Yes	Sen. Weston	No	Sen. Rosen	No

**Representative Millett**

3335 An Act To Clarify the Filing Requirements for Certain Not-for-profit Whitewater Rafting Organizations 10 - 0 Passed

Spkr. Cummings	Yes	Rep. Pingree	Yes	Rep. Faircloth	Yes	Rep. Tardy	Yes	Rep. Crosthwaite	Yes
Pres. Edmonds	Yes	Sen. Mitchell	Yes	Sen. Martin	Yes	Sen. Weston	Yes	Sen. Rosen	Yes

**Representative Mills, J.**

3180 An Act To Clarify the Definition of "Dumpster" as Used in the Maine Tort Claims Act 9 - 1 Passed

Spkr. Cummings	Yes	Rep. Pingree	Yes	Rep. Faircloth	Yes	Rep. Tardy	Yes	Rep. Crosthwaite	No
Pres. Edmonds	Yes	Sen. Mitchell	Yes	Sen. Martin	Yes	Sen. Weston	Yes	Sen. Rosen	Yes

**Senator Mills, P.**

3062 An Act To Facilitate the Formation of the Northwest Maine Regional School Unit 4 - 6 Failed

Spkr. Cummings	No	Rep. Pingree	No	Rep. Faircloth	No	Rep. Tardy	Yes	Rep. Crosthwaite	Yes
Pres. Edmonds	No	Sen. Mitchell	No	Sen. Martin	No	Sen. Weston	Yes	Sen. Rosen	Yes

3361 An Act To Authorize Low-stakes Cribbage Games at Charitable and Fraternal Organizations 10 - 0 Passed

Spkr. Cummings	Yes	Rep. Pingree	Yes	Rep. Faircloth	Yes	Rep. Tardy	Yes	Rep. Crosthwaite	Yes
Pres. Edmonds	Yes	Sen. Mitchell	Yes	Sen. Martin	Yes	Sen. Weston	Yes	Sen. Rosen	Yes

3363 Resolve, To Establish a Statewide Protocol for the Early Detection and Treatment of Autism 10 - 0 Passed

Spkr. Cummings	Yes	Rep. Pingree	Yes	Rep. Faircloth	Yes	Rep. Tardy	Yes	Rep. Crosthwaite	Yes
Pres. Edmonds	Yes	Sen. Mitchell	Yes	Sen. Martin	Yes	Sen. Weston	Yes	Sen. Rosen	Yes



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**Representative Miramant**

2815 An Act To Provide Equity in Reimbursement for Health Care Services 5 - 5 Failed

Spkr. Cummings	Yes	Rep. Pingree	Yes	Rep. Faircloth	Yes	Rep. Tardy	No	Rep. Crosthwaite	No
Pres. Edmonds	No	Sen. Mitchell	Yes	Sen. Martin	Yes	Sen. Weston	No	Sen. Rosen	No

**Representative Moore, G.**

2975 An Act To Exempt Commercial Logging Equipment from the State Sales Tax 3 - 7 Failed

Spkr. Cummings	No	Rep. Pingree	No	Rep. Faircloth	No	Rep. Tardy	Yes	Rep. Crosthwaite	Yes
Pres. Edmonds	No	Sen. Mitchell	No	Sen. Martin	No	Sen. Weston	Yes	Sen. Rosen	No

**Senator Nass, R.**

2839 An Act To Require That Persons Who Perform Engineering Work in Commercial Buildings Be Licensed 2 - 8 Failed

Spkr. Cummings	No	Rep. Pingree	No	Rep. Faircloth	No	Rep. Tardy	No	Rep. Crosthwaite	No
Pres. Edmonds	No	Sen. Mitchell	No	Sen. Martin	No	Sen. Weston	Yes	Sen. Rosen	Yes

3092 An Act Relating to Access on Private Roads 4 - 6 Failed

Spkr. Cummings	No	Rep. Pingree	No	Rep. Faircloth	No	Rep. Tardy	Yes	Rep. Crosthwaite	Yes
Pres. Edmonds	No	Sen. Mitchell	No	Sen. Martin	No	Sen. Weston	Yes	Sen. Rosen	Yes

3142 An Act To Amend the School Funding Formula To Facilitate School District Consolidation 5 - 5 Failed

Spkr. Cummings	No	Rep. Pingree	No	Rep. Faircloth	No	Rep. Tardy	Yes	Rep. Crosthwaite	Yes
Pres. Edmonds	No	Sen. Mitchell	No	Sen. Martin	Yes	Sen. Weston	Yes	Sen. Rosen	Yes

**Senator Nutting, J.**

3151 An Act To Prohibit Bicyclists from Passing Stopped School Buses 0 - 10 Failed

Spkr. Cummings	No	Rep. Pingree	No	Rep. Faircloth	No	Rep. Tardy	No	Rep. Crosthwaite	No
Pres. Edmonds	No	Sen. Mitchell	No	Sen. Martin	No	Sen. Weston	No	Sen. Rosen	No

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**Representative Pendleton**

2987	Resolve, To Determine Methods of Securing a Trained Laboratory Workforce for Maine	9 - 1 Passed							
Spkr. Cummings	Yes	Rep. Pingree	Yes	Rep. Faircloth	Yes	Rep. Tardy	Yes	Rep. Crosthwaite	No
Pres. Edmonds	Yes	Sen. Mitchell	Yes	Sen. Martin	Yes	Sen. Weston	Yes	Sen. Rosen	Yes

3275	An Act To Protect Nurses from Mandatory Overtime and Other Requirements	4 - 6 Failed							
Spkr. Cummings	Yes	Rep. Pingree	Yes	Rep. Faircloth	Yes	Rep. Tardy	No	Rep. Crosthwaite	No
Pres. Edmonds	Yes	Sen. Mitchell	No	Sen. Martin	No	Sen. Weston	No	Sen. Rosen	No

**Representative Percy**

3031	An Act To Equalize the Tax Burden for Education across Municipalities of the Lower Kennebec River Area	10 - 0 Passed							
Spkr. Cummings	Yes	Rep. Pingree	Yes	Rep. Faircloth	Yes	Rep. Tardy	Yes	Rep. Crosthwaite	Yes
Pres. Edmonds	Yes	Sen. Mitchell	Yes	Sen. Martin	Yes	Sen. Weston	Yes	Sen. Rosen	Yes

**Representative Perry, A.**

2884	An Act To Clarify the Status of Household Pharmaceuticals Collected for Disposal	5 - 5 Failed							
Spkr. Cummings	Yes	Rep. Pingree	Yes	Rep. Faircloth	Yes	Rep. Tardy	No	Rep. Crosthwaite	No
Pres. Edmonds	Yes	Sen. Mitchell	Yes	Sen. Martin	No	Sen. Weston	No	Sen. Rosen	No

**Representative Pieh**

3026	An Act Concerning Animal Welfare	4 - 5 Failed							
Spkr. Cummings	Yes	Rep. Pingree	No	Rep. Faircloth	Yes	Rep. Tardy	Abs.	Rep. Crosthwaite	Yes
Pres. Edmonds	No	Sen. Mitchell	No	Sen. Martin	No	Sen. Weston	Yes	Sen. Rosen	No

3034	An Act To Implement the Recommendations of the Board of Trustees of the Maine Criminal Justice Academy	4 - 5 Failed							
Spkr. Cummings	Yes	Rep. Pingree	Yes	Rep. Faircloth	Yes	Rep. Tardy	Abs.	Rep. Crosthwaite	No
Pres. Edmonds	No	Sen. Mitchell	Yes	Sen. Martin	No	Sen. Weston	No	Sen. Rosen	No

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**Representative Pilon**

2795 An Act To Alter the Method of Calculating the Excise Tax on Automobiles 4 - 6 Failed

Spkr. Cummings	Yes	Rep. Pingree	Yes	Rep. Faircloth	Yes	Rep. Tardy	Yes	Rep. Crosthwaite	No
Pres. Edmonds	No	Sen. Mitchell	No	Sen. Martin	No	Sen. Weston	No	Sen. Rosen	No

**Representative Pinkham**

3152 An Act To Authorize County Commissioners To Enact Ordinances To Provide Road Services and Maintenance 4 - 6 Failed

Spkr. Cummings	No	Rep. Pingree	No	Rep. Faircloth	No	Rep. Tardy	Yes	Rep. Crosthwaite	Yes
Pres. Edmonds	No	Sen. Mitchell	No	Sen. Martin	No	Sen. Weston	Yes	Sen. Rosen	Yes

**Senator Plowman**

2863 Resolve, To Create a Commission To Study the Real Estate Holdings of the Department of Transportation 4 - 6 Failed

Spkr. Cummings	No	Rep. Pingree	No	Rep. Faircloth	No	Rep. Tardy	Yes	Rep. Crosthwaite	Yes
Pres. Edmonds	No	Sen. Mitchell	No	Sen. Martin	No	Sen. Weston	Yes	Sen. Rosen	Yes

2864 An Act To Encourage the Education of All Maine Students 4 - 6 Failed

Spkr. Cummings	No	Rep. Pingree	No	Rep. Faircloth	No	Rep. Tardy	Yes	Rep. Crosthwaite	Yes
Pres. Edmonds	No	Sen. Mitchell	No	Sen. Martin	No	Sen. Weston	Yes	Sen. Rosen	Yes

**Representative Pratt**

3236 An Act To Secure Access to Publicly Owned Lands 3 - 7 Failed

Spkr. Cummings	Yes	Rep. Pingree	Yes	Rep. Faircloth	Yes	Rep. Tardy	No	Rep. Crosthwaite	No
Pres. Edmonds	No	Sen. Mitchell	No	Sen. Martin	No	Sen. Weston	No	Sen. Rosen	No

**Representative Priest**

2752 An Act To Protect Homeowners from Equity Stripping during Foreclosures 6 - 4 Passed

Spkr. Cummings	Yes	Rep. Pingree	Yes	Rep. Faircloth	Yes	Rep. Tardy	No	Rep. Crosthwaite	No
Pres. Edmonds	Yes	Sen. Mitchell	Yes	Sen. Martin	Yes	Sen. Weston	No	Sen. Rosen	No

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**Senator Raye**

2943 An Act To Allow a Municipality To Withdraw from a School  
Administrative Unit in Order To Join a Regional School Unit 4 - 6 Failed

Spkr. Cummings	No	Rep. Pingree	No	Rep. Faircloth	No	Rep. Tardy	Yes	Rep. Crosthwaite	Yes
Pres. Edmonds	No	Sen. Mitchell	No	Sen. Martin	No	Sen. Weston	Yes	Sen. Rosen	Yes

3057 An Act To Give Municipalities Control of Mussels Located in  
Intertidal Zones 10 - 0 Passed

Spkr. Cummings	Yes	Rep. Pingree	Yes	Rep. Faircloth	Yes	Rep. Tardy	Yes	Rep. Crosthwaite	Yes
Pres. Edmonds	Yes	Sen. Mitchell	Yes	Sen. Martin	Yes	Sen. Weston	Yes	Sen. Rosen	Yes

3112 An Act To Address Taxation of Severance Pay 4 - 6 Failed

Spkr. Cummings	No	Rep. Pingree	No	Rep. Faircloth	No	Rep. Tardy	Yes	Rep. Crosthwaite	Yes
Pres. Edmonds	No	Sen. Mitchell	No	Sen. Martin	No	Sen. Weston	Yes	Sen. Rosen	Yes

**Representative Robinson**

3124 An Act To Ensure Digital Telephone Access in Rural Areas 7 - 3 Passed

Spkr. Cummings	Yes	Rep. Pingree	Yes	Rep. Faircloth	Yes	Rep. Tardy	Yes	Rep. Crosthwaite	Yes
Pres. Edmonds	No	Sen. Mitchell	No	Sen. Martin	No	Sen. Weston	Yes	Sen. Rosen	Yes

**Senator Rosen, R.**

2967 An Act To Enhance Flexibility for the Employment of Personnel in  
Regional School Units 4 - 6 Failed

Spkr. Cummings	No	Rep. Pingree	No	Rep. Faircloth	No	Rep. Tardy	Yes	Rep. Crosthwaite	Yes
Pres. Edmonds	No	Sen. Mitchell	No	Sen. Martin	No	Sen. Weston	Yes	Sen. Rosen	Yes

**Representative Savage, D.**

3054 An Act To Create a Sales-tax-free Weekend 3 - 6 Failed

Spkr. Cummings	No	Rep. Pingree	No	Rep. Faircloth	No	Rep. Tardy	Yes	Rep. Crosthwaite	Abs
Pres. Edmonds	No	Sen. Mitchell	No	Sen. Martin	No	Sen. Weston	Yes	Sen. Rosen	Yes

**Legislative Council Action  
On Legislative Bill Requests  
November 15, 2007**

**Representative Saviello**

3008    Resolve, Directing the Department of Health and Human Services To  
         Adopt Rules Governing the Use of Lakes by Licensed Child Care  
         Facilities

10 - 0    Passed

Spkr. Cummings	Yes	Rep. Pingree	Yes	Rep. Faircloth	Yes	Rep. Tardy	Yes	Rep. Crosthwaite	Yes
Pres. Edmonds	Yes	Sen. Mitchell	Yes	Sen. Martin	Yes	Sen. Weston	Yes	Sen. Rosen	Yes

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**Legislative Council Action  
On Legislative Bill Requests  
November 15, 2007**

**Representative Schatz**

2796	An Act To Repeal the Consolidation of School Administrative Units Law						3 - 7	Failed		
Spkr. Cummings	No	Rep. Pingree	No	Rep. Faircloth	No	Rep. Tardy	No	Rep. Crosthwaite	Yes	
Pres. Edmonds	No	Sen. Mitchell	No	Sen. Martin	No	Sen. Weston	Yes	Sen. Rosen	Yes	
2797	An Act To Extend the Deadline for School Administrative Unit Consolidation						3 - 7	Failed		
Spkr. Cummings	No	Rep. Pingree	No	Rep. Faircloth	No	Rep. Tardy	No	Rep. Crosthwaite	Yes	
Pres. Edmonds	No	Sen. Mitchell	No	Sen. Martin	No	Sen. Weston	Yes	Sen. Rosen	Yes	
2798	An Act To Remove Penalties from the School Administrative Unit Consolidation Law						3 - 7	Failed		
Spkr. Cummings	No	Rep. Pingree	No	Rep. Faircloth	No	Rep. Tardy	No	Rep. Crosthwaite	Yes	
Pres. Edmonds	No	Sen. Mitchell	No	Sen. Martin	No	Sen. Weston	Yes	Sen. Rosen	Yes	
2850	An Act To Allow Law Enforcement Agencies To Use Devices That Record a Vehicle's Speed and License Plate Number in Order To Reduce Speeding						5 - 5	Failed		
Spkr. Cummings	Yes	Rep. Pingree	Yes	Rep. Faircloth	Yes	Rep. Tardy	No	Rep. Crosthwaite	No	
Pres. Edmonds	No	Sen. Mitchell	No	Sen. Martin	Yes	Sen. Weston	No	Sen. Rosen	Yes	
2851	An Act To Allow Regional School Units To Be Organized as School Unions						1 - 9	Failed		
Spkr. Cummings	No	Rep. Pingree	No	Rep. Faircloth	No	Rep. Tardy	No	Rep. Crosthwaite	Yes	
Pres. Edmonds	No	Sen. Mitchell	No	Sen. Martin	No	Sen. Weston	No	Sen. Rosen	No	
3204	An Act To Repeal the Premium Imposed on Motor Vehicle Oil Changes						6 - 4	Passed		
Spkr. Cummings	Yes	Rep. Pingree	Yes	Rep. Faircloth	Yes	Rep. Tardy	No	Rep. Crosthwaite	Yes	
Pres. Edmonds	No	Sen. Mitchell	No	Sen. Martin	No	Sen. Weston	Yes	Sen. Rosen	Yes	

**Legislative Council Action  
On Legislative Bill Requests  
November 15, 2007**

**Senator Smith, D.**

3116 An Act To Repeal the School District Consolidation Laws

Tabled pursuant to motion - 10-0

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3168 An Act To Reduce Income Tax Rates

Tabled pursuant to motion - 10-0

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3169 An Act To Create Tax Equity for Working Spouses

Tabled pursuant to motion - 10-0

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3355 An Act To Postpone the Effects and Implementation of the School  
District Consolidation Law for One Year

Tabled pursuant to motion - 10-0

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3366 An Act To Facilitate Formation of the Northwest Maine Regional  
School Unit

Tabled pursuant to motion - 10-0

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3367 An Act To Cap the Additional Charge on All Motor Vehicle Oil  
Changes

Tabled pursuant to motion - 10-0

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**Legislative Council Action  
On Legislative Bill Requests  
November 15, 2007**

**Representative Smith, N.**

3166 An Act To Ensure That State Policies Promote Sustainable Development To Enhance Communities, Reduce the Cost of Government and Achieve State Climate Goals 5 - 5 Failed

Spkr. Cummings	Yes	Rep. Pingree	Yes	Rep. Faircloth	Yes	Rep. Tardy	No	Rep. Crosthwaite	No
Pres. Edmonds	Yes	Sen. Mitchell	Yes	Sen. Martin	No	Sen. Weston	No	Sen. Rosen	No

3181 An Act Regarding the Maine Regulatory Fairness Board 9 - 1 Passed

Spkr. Cummings	Yes	Rep. Pingree	Yes	Rep. Faircloth	Yes	Rep. Tardy	Yes	Rep. Crosthwaite	No
Pres. Edmonds	Yes	Sen. Mitchell	Yes	Sen. Martin	Yes	Sen. Weston	Yes	Sen. Rosen	Yes

**Senator Strimling**

2753 An Act To Require the State To Divest Itself of Funds from Companies Doing Business with Iran 9 - 1 Passed

Spkr. Cummings	Yes	Rep. Pingree	Yes	Rep. Faircloth	Yes	Rep. Tardy	Yes	Rep. Crosthwaite	Yes
Pres. Edmonds	No	Sen. Mitchell	Yes	Sen. Martin	Yes	Sen. Weston	Yes	Sen. Rosen	Yes

**Senator Sullivan**

2820 An Act To Amend the Laws Governing Bottle Redemption and Establish the Department of Agriculture, Food and Rural Resources as the Agent in the State for Purposes of Bottle Redemption 4 - 6 Failed

Spkr. Cummings	Yes	Rep. Pingree	No	Rep. Faircloth	No	Rep. Tardy	No	Rep. Crosthwaite	No
Pres. Edmonds	No	Sen. Mitchell	Yes	Sen. Martin	No	Sen. Weston	Yes	Sen. Rosen	Yes

3368 An Act To Amend the Insurance Scoring and Rating Laws 0 - 10 Failed

Spkr. Cummings	No	Rep. Pingree	No	Rep. Faircloth	No	Rep. Tardy	No	Rep. Crosthwaite	No
Pres. Edmonds	No	Sen. Mitchell	No	Sen. Martin	No	Sen. Weston	No	Sen. Rosen	No



**Legislative Council Action  
On Legislative Bill Requests  
November 15, 2007**

**Representative Sykes**

2782 An Act To Impose a Horsepower Restriction for Boat Motors on Long Lake and Brandy Pond 10 - 0 Passed

Spkr. Cummings	Yes	Rep. Pingree	Yes	Rep. Faircloth	Yes	Rep. Tardy	Yes	Rep. Crosthwaite	Yes
Pres. Edmonds	Yes	Sen. Mitchell	Yes	Sen. Martin	Yes	Sen. Weston	Yes	Sen. Rosen	Yes

2972 An Act To Prohibit the Retail Sale or Distribution of Novelty Lighters 10 - 0 Passed

Spkr. Cummings	Yes	Rep. Pingree	Yes	Rep. Faircloth	Yes	Rep. Tardy	Yes	Rep. Crosthwaite	Yes
Pres. Edmonds	Yes	Sen. Mitchell	Yes	Sen. Martin	Yes	Sen. Weston	Yes	Sen. Rosen	Yes

**Representative Thomas**

2847 An Act To Amend the Laws Governing Wetlands and Wildlife Habitats 4 - 6 Failed

Spkr. Cummings	No	Rep. Pingree	No	Rep. Faircloth	No	Rep. Tardy	Yes	Rep. Crosthwaite	Yes
Pres. Edmonds	No	Sen. Mitchell	No	Sen. Martin	No	Sen. Weston	Yes	Sen. Rosen	Yes

2985 An Act To Establish an Exemption from the Premium Imposed on Motor Vehicle Oil Changes 2 - 8 Failed

Spkr. Cummings	No	Rep. Pingree	No	Rep. Faircloth	No	Rep. Tardy	No	Rep. Crosthwaite	Yes
Pres. Edmonds	No	Sen. Mitchell	No	Sen. Martin	No	Sen. Weston	Yes	Sen. Rosen	No

3058 An Act To Amend the Law Governing the Superpack Hunting License 7 - 3 Passed

Spkr. Cummings	No	Rep. Pingree	No	Rep. Faircloth	Yes	Rep. Tardy	Yes	Rep. Crosthwaite	Yes
Pres. Edmonds	No	Sen. Mitchell	Yes	Sen. Martin	Yes	Sen. Weston	Yes	Sen. Rosen	Yes

**Representative Trinward**

3315 Resolve, To Study Community Child Care Alternatives 3 - 7 Failed

Spkr. Cummings	Yes	Rep. Pingree	Yes	Rep. Faircloth	Yes	Rep. Tardy	No	Rep. Crosthwaite	No
Pres. Edmonds	No	Sen. Mitchell	No	Sen. Martin	No	Sen. Weston	No	Sen. Rosen	No

**Legislative Council Action  
On Legislative Bill Requests  
November 15, 2007**

**Senator Turner**

2916 An Act To Provide a State Income Tax Credit to Dentists for Military Pensions 10 - 0 Passed

Spkr. Cummings	Yes	Rep. Pingree	Yes	Rep. Faircloth	Yes	Rep. Tardy	Yes	Rep. Crosthwaite	Yes
Pres. Edmonds	Yes	Sen. Mitchell	Yes	Sen. Martin	Yes	Sen. Weston	Yes	Sen. Rosen	Yes

3338 An Act Regarding the Training of Applicants for a Limited Radiographer License by Licensed Practitioners 10 - 0 Passed

Spkr. Cummings	Yes	Rep. Pingree	Yes	Rep. Faircloth	Yes	Rep. Tardy	Yes	Rep. Crosthwaite	Yes
Pres. Edmonds	Yes	Sen. Mitchell	Yes	Sen. Martin	Yes	Sen. Weston	Yes	Sen. Rosen	Yes

**Representative Tuttle**

2757 An Act To Allow the Maine Athletic Commission To Regulate Mixed Martial Art Competitions in the State 1 - 9 Failed

Spkr. Cummings	No	Rep. Pingree	No	Rep. Faircloth	Yes	Rep. Tardy	No	Rep. Crosthwaite	No
Pres. Edmonds	No	Sen. Mitchell	No	Sen. Martin	No	Sen. Weston	No	Sen. Rosen	No

2823 An Act Regarding the Use of MaineCare Insurance during Catastrophic Illness 3 - 7 Failed

Spkr. Cummings	Yes	Rep. Pingree	Yes	Rep. Faircloth	Yes	Rep. Tardy	No	Rep. Crosthwaite	No
Pres. Edmonds	No	Sen. Mitchell	No	Sen. Martin	No	Sen. Weston	No	Sen. Rosen	No

3038 An Act To Improve the Working Conditions, Health and Personal Safety of Dispatchers at the Maine State Police Barracks in Gray, Maine Tabled pursuant to motion - 10-0

3040 Resolve, Directing Maine Emergency Medical Services To Study Methods To Protect Emergency Medical Services Personnel during the Transportation of Persons with Mental Illness 5 - 5 Failed

Spkr. Cummings	Yes	Rep. Pingree	Yes	Rep. Faircloth	Yes	Rep. Tardy	No	Rep. Crosthwaite	No
Pres. Edmonds	No	Sen. Mitchell	Yes	Sen. Martin	Yes	Sen. Weston	No	Sen. Rosen	No

**Legislative Council Action  
On Legislative Bill Requests  
November 15, 2007**

**Representative Wagner**

2978 Resolve, To Change the Name of the South Bridge between Lewiston and Auburn 7 - 3 Passed

Spkr. Cummings	Yes	Rep. Pingree	Yes	Rep. Faircloth	Yes	Rep. Tardy	Yes	Rep. Crosthwaite	No
Pres. Edmonds	Yes	Sen. Mitchell	Yes	Sen. Martin	Yes	Sen. Weston	No	Sen. Rosen	No

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**Representative Walker**

2845 An Act To Establish the Maine Nuclear Power Council 5 - 5 Failed

Spkr. Cummings	No	Rep. Pingree	No	Rep. Faircloth	No	Rep. Tardy	Yes	Rep. Crosthwaite	Yes
Pres. Edmonds	No	Sen. Mitchell	No	Sen. Martin	Yes	Sen. Weston	Yes	Sen. Rosen	Yes

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**Representative Watson**

2779 An Act To Require Boating Safety Education 6 - 4 Passed

Spkr. Cummings	Yes	Rep. Pingree	Yes	Rep. Faircloth	Yes	Rep. Tardy	No	Rep. Crosthwaite	No
Pres. Edmonds	Yes	Sen. Mitchell	Yes	Sen. Martin	Yes	Sen. Weston	No	Sen. Rosen	No

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**Representative Webster**

3048 An Act To Protect Shellfish Waters and Shellfish Resources from Coastal Pollution 8 - 2 Passed

Spkr. Cummings	Yes	Rep. Pingree	Yes	Rep. Faircloth	Yes	Rep. Tardy	No	Rep. Crosthwaite	No
Pres. Edmonds	Yes	Sen. Mitchell	Yes	Sen. Martin	Yes	Sen. Weston	Yes	Sen. Rosen	Yes

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DAVID E. BOULTER  
EXECUTIVE DIRECTOR  
OF THE LEGISLATIVE COUNCIL



MAINE STATE LEGISLATURE  
OFFICE OF THE EXECUTIVE DIRECTOR  
LEGISLATIVE COUNCIL

**Legislative Council  
Executive Director's Report**

**December 20, 2007**

**1. Citizen Trade Policy Commission staffing**

Judy Gopaul has been appointed as the new part-time staff person for the Citizen Trade Policy Council. She began work on December 14, 2007.

**2. Legislative Breakfast Forums**

Planning for legislative seminars on topics of legislative interest is continuing. The seminars are generally planned for several mornings in January. The seminar sponsors (University coalition and MDF) are scheduled to meet with the Legislative Council's planning subcommittee at 3:00PM this afternoon to discuss topics for presentation and other matters.

**3. Retirement Planning Information Session**

A session to discuss retirement planning, including issues relating to the retirement system, Social Security, health insurance for retirees and use of the Deferred Compensation program, has been scheduled for legislative employees for Friday, January 11, 2008. For more information, contact Debby Olken, Human Resource Director in the Executive Director's office.

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# Fiscal Briefing

## Legislative Council Meeting - December 20, 2007

*Prepared by the Office of Fiscal & Program Review*

### 1. Revenue Update

**Total General Fund Revenue - FY 2008 (\$'s in Millions)**

	Budget	Actual	Var.	% Var.	Prior Year	% Growth
November	\$224.7	\$216.6	(\$8.1)	-3.6%	\$207.3	4.5%
FYTD	\$1,064.0	\$1,052.6	(\$11.3)	-1.1%	\$1,033.3	1.9%

- General Fund revenue for November was under budget by \$8.1 million, increasing the negative variance for the Fiscal Year-to-date (FYTD) to \$11.3 million or -0.4%. This variance is based on the forecast prior to the December revisions. The distribution of the December revenue revisions will be reflected in the December revenue report.
- The growth of General Fund revenue over FY 2007 improved over the last month but remains modest at 1.9% comparing the first 5 months of each fiscal year.
- There is nothing in the November revenue variances that is inconsistent with the December revisions, although the sales tax line was under budget by less than expected. October sales were buoyed by a relatively strong performance in automobile sales.

**Total Highway Fund Revenue - FY 2008 (\$'s in Millions)**

	Budget	Actual	Var.	% Var.	Prior Year	% Growth
November	\$28.6	\$28.5	(\$0.1)	-0.3%	\$27.6	3.1%
FYTD	\$126.1	\$120.7	(\$5.4)	-4.3%	\$121.0	-0.2%

- Highway Fund revenue was under budget in November by \$0.1 million, increasing the negative variance of the FYTD to \$5.4 million or 4.3%. Again, this variance is based on the forecast prior to the December revenue revisions. Highway Fund revenue showed negative growth of 1.2% for the FYTD over the same period in FY 2007.
- As with the General Fund, there is no new data with this November revenue report that is inconsistent with the revised forecast.

### 2. Revenue Forecast

- The Revenue Forecasting Committee released its report which is posted at: <http://www.maine.gov/legis/ofpr/rfcmain.htm>.

### 3. Cash Balances

- The total cash pool in November was \$613.4 million, which was above the average balances of the last 6 years for November of \$562.9 million.
- The rates of return on the cash pool have dropped over the last 3 months. Some of this can be attributed to the freezing of the \$20 million Mainsail II investment. September's annualized rate of return dropped approximately 25 basis points from August (5.30% to 5.05%). The Federal Reserve Bank's interest rate declines will also bring down rates of return on cash pool investments. In November, the cash pool earned a rate of return of 4.76%.

**General Fund and Highway Fund Revenue**  
**Fiscal Year Ending June 30, 2008**  
**Reflecting Budgeted Amounts Through 123rd Legislature, 1st Regular Session \***

**NOVEMBER 2007 REVENUE VARIANCE REPORT**

Revenue Line	November '07 Budget	November '07 Actual	November '07 Variance	FY08 YTD Budget	FY08 YTD Actual	FY08 YTD Variance	FY08 YTD Variance %	FY08 Budgeted Totals
<b>General Fund</b>								
Sales and Use Tax	80,111,121	79,606,289.93	(504,831.07)	371,911,477	365,583,284.40	(6,328,192.60)	-1.7%	1,006,131,180
Service Provider Tax	3,705,218	4,250,762.43	545,544.43	16,631,789	17,421,407.83	789,618.83	4.7%	51,181,910
Individual Income Tax	107,698,641	104,070,392.88	(3,628,248.12)	453,925,551	462,519,623.83	8,594,072.83	1.9%	1,382,788,225
Corporate Income Tax	(1,000,000)	(90,557.91)	909,442.09	58,750,000	51,233,529.33	(7,516,470.67)	-12.8%	202,052,405
Cigarette and Tobacco Tax	14,852,033	11,377,800.19	(3,474,232.81)	73,463,355	67,440,425.79	(6,022,929.21)	-8.2%	163,774,241
Public Utilities Tax	0	0.00	0.00	0	347,980.26	347,980.26	N/A	17,476,987
Insurance Companies Tax	5,091,460	3,890,428.07	(1,201,031.93)	11,828,120	13,439,459.68	1,611,339.68	13.6%	76,751,673
Estate Tax	3,800,000	4,534,935.15	734,935.15	11,100,000	8,428,859.78	(2,671,140.22)	-24.1%	45,258,169
Property Tax - Unorganized Territory	0	0.00	0.00	10,403,375	10,238,664.00	(164,711.00)	-1.6%	12,263,986
Income from Investments	400,000	372,589.00	(27,411.00)	1,700,000	1,718,899.41	18,899.41	1.1%	1,424,000
Transfer to Municipal Revenue Sharing	(9,716,265)	(9,579,681.26)	136,583.74	(45,962,161)	(45,734,650.11)	227,510.89	0.5%	(134,749,842)
Transfer from Lottery Commission	3,833,400	2,952,153.82	(881,246.18)	20,125,362	20,704,169.39	578,807.39	2.9%	49,834,250
Other Revenue	15,959,036	15,214,348.81	(744,687.19)	80,090,617	79,301,197.18	(789,419.82)	-1.0%	231,506,341
<b>Totals</b>	<b>224,734,644</b>	<b>216,599,461.11</b>	<b>(8,135,182.89)</b>	<b>1,063,967,485</b>	<b>1,052,642,850.77</b>	<b>(11,324,634.23)</b>	<b>-1.1%</b>	<b>3,105,693,525</b>
<b>Highway Fund</b>								
Fuel Taxes	19,599,492	19,063,193.48	(536,298.52)	83,128,642	78,374,257.70	(4,754,384.30)	-5.7%	234,550,398
Motor Vehicle Registration and Fees	5,706,945	6,370,451.17	663,506.17	34,435,973	33,957,048.96	(478,924.04)	-1.4%	87,290,064
Inspection Fees	430,020	231,137.31	(198,882.69)	1,977,388	1,660,148.01	(317,239.99)	-16.0%	4,433,458
Fines	165,915	305,722.34	139,807.34	841,274	739,551.62	(101,722.38)	-12.1%	2,018,239
Income from Investments	85,000	172,003.06	87,003.06	385,000	614,953.10	229,953.10	59.7%	795,000
Other Revenue	2,567,416	2,332,375.08	(235,040.92)	5,366,474	5,341,369.41	(25,104.59)	-0.5%	10,195,906
<b>Totals</b>	<b>28,554,788</b>	<b>28,474,882.44</b>	<b>(79,905.56)</b>	<b>126,134,751</b>	<b>120,687,328.80</b>	<b>(5,447,422.20)</b>	<b>-4.3%</b>	<b>339,283,065</b>

\* Does not reflect the December 2007 Revenue Forecasting Committee forecast.

## Comparison of Actual Year-to-Date Revenue Through November of Each Fiscal Year

REVENUE CATEGORY	FY 2004	% Chg	FY 2005	% Chg	FY 2006	% Chg	FY 2007	% Chg	FY 2008	% Chg
<b>GENERAL FUND</b>										
Sales and Use Tax	\$337,461,671.62	6.5%	\$336,338,857.49	4.1%	\$347,412,686.14	3.3%	\$359,721,619.31	3.5%	\$365,583,284.40	1.6%
Service Provider Tax	\$0.00	N/A	\$14,808,699.07	N/A	\$13,697,481.02	-7.5%	\$15,992,103.97	16.8%	\$17,421,407.83	8.9%
Individual Income Tax	\$406,328,156.89	3.5%	\$446,444,778.74	9.9%	\$469,860,736.59	5.2%	\$505,971,284.98	7.7%	\$527,709,442.60	4.3%
Individual Income Tax (Circuitbreaker)	\$0.00	N/A	(\$21,922,405.42)	N/A	(\$30,910,949.33)	-41.0%	(\$32,947,950.46)	-6.6%	(\$33,937,452.77)	-3.0%
Individual Income Tax (BETR)	\$0.00	N/A	\$0.00	N/A	(\$39,270,908.10)	N/A	(\$34,145,786.80)	13.1%	(\$31,252,366.00)	8.5%
Corporate Income Tax	\$24,790,923.79	5.8%	\$39,582,527.66	59.7%	\$53,737,876.19	35.8%	\$45,613,413.73	-15.1%	\$51,233,529.33	12.3%
Cigarette and Tobacco Tax	\$42,331,514.08	-2.6%	\$43,031,562.75	1.7%	\$59,923,162.72	39.3%	\$72,612,503.63	21.2%	\$67,440,425.79	-7.1%
Public Utilities Tax	(\$293,687.83)	-106.0%	(\$150,000.00)	48.9%	\$0.00	100.0%	(\$116,564.00)	N/A	\$347,980.26	398.5%
Insurance Companies Tax	\$12,042,356.15	6.3%	\$14,150,166.45	17.5%	\$11,897,839.03	-15.9%	\$11,621,238.40	-2.3%	\$13,439,459.68	15.6%
Estate Tax	\$6,141,790.43	21.9%	\$7,617,912.95	24.0%	\$38,283,546.95	402.5%	\$18,902,490.83	-50.6%	\$8,428,859.78	-55.4%
Property Tax - Unorganized Territory	\$8,937,092.00	-3.9%	\$9,638,377.00	7.8%	\$9,560,399.00	-0.8%	\$10,403,375.00	8.8%	\$10,238,664.00	-1.6%
Income from Investments	\$885,155.19	-22.0%	\$1,544,452.58	74.5%	\$2,429,322.28	57.3%	\$1,919,702.20	-21.0%	\$1,718,899.41	-10.5%
Revenue Sharing Transfers	(\$39,197,618.38)	-4.9%	(\$41,577,875.32)	-6.1%	(\$41,540,873.04)	0.1%	(\$43,870,438.92)	-5.6%	(\$45,734,650.11)	-4.2%
Liquor Transfers	\$12,099,832.46	3.3%	\$50,013,012.14	313.3%	\$10,950.00	-100.0%	\$11,671.36	6.6%	\$0.00	-100.0%
Lottery Transfers	\$17,226,825.11	7.7%	\$20,796,702.47	20.7%	\$20,906,831.99	0.5%	\$21,923,100.30	4.9%	\$20,704,169.39	-5.6%
Other Revenue	\$74,779,749.91	28.4%	\$77,776,254.91	4.0%	\$78,746,885.26	1.2%	\$79,673,388.94	1.2%	\$79,301,197.18	-0.5%
<b>TOTAL GENERAL FUND REVENUE</b>	<b>\$903,533,761.42</b>	<b>6.1%</b>	<b>\$998,093,023.47</b>	<b>10.5%</b>	<b>\$994,744,986.70</b>	<b>-0.3%</b>	<b>\$1,033,285,152.47</b>	<b>3.9%</b>	<b>\$1,052,642,850.77</b>	<b>1.9%</b>
<b>HIGHWAY FUND</b>										
Fuel Taxes	\$75,017,840.73	16.0%	\$79,919,953.51	6.5%	\$78,556,059.52	-1.7%	\$79,276,851.38	0.9%	\$78,374,257.70	-1.1%
Motor Vehicle Registration and Fees	\$30,443,693.56	-1.8%	\$31,216,635.62	2.5%	\$33,856,608.25	8.5%	\$33,545,831.71	-0.9%	\$33,957,048.96	1.2%
Inspection Fees	\$1,944,566.00	17.5%	\$1,667,933.96	-14.2%	\$1,934,973.29	16.0%	\$1,883,687.32	-2.7%	\$1,660,148.01	-11.9%
Fines	\$802,713.05	-24.7%	\$744,564.05	-7.2%	\$780,476.21	4.8%	\$762,928.45	-2.2%	\$739,551.62	-3.1%
Income from Investments	\$211,627.18	-62.1%	\$303,172.28	43.3%	\$742,565.25	144.9%	\$376,613.21	-49.3%	\$614,953.10	63.3%
Other Revenue	\$4,781,010.93	0.1%	\$2,947,539.94	-38.3%	\$4,826,271.40	63.7%	\$5,143,614.11	6.6%	\$5,341,369.41	3.8%
<b>TOTAL HIGHWAY FUND REVENUE</b>	<b>\$113,201,451.45</b>	<b>9.1%</b>	<b>\$116,799,799.36</b>	<b>3.2%</b>	<b>\$120,696,953.92</b>	<b>3.3%</b>	<b>\$120,989,526.18</b>	<b>0.2%</b>	<b>\$120,687,328.80</b>	<b>-0.2%</b>

Adjusted for Service Provider Tax Split

**Information Services Report to the Legislative Council**  
**Paul Mayotte, Director, Office of Legislative Information Services**  
**Preliminary Report**  
**December 13, 2007**

**Bill Drafting System:**

- The Revisors Office has completed the update of the statutes database to reflect the bills enacted during the 1<sup>st</sup> 123<sup>rd</sup>
- The updated Maine Revised Statutes will be available on the Legislative Web page prior to the Council Meeting on December 20<sup>th</sup>
- The Revisor's Office is proceeding with bill drafting for the 2<sup>nd</sup> 123<sup>rd</sup> with over 200 bills out for signature

**Production Tracking System:**

- A combined testing / staff training session took place for the production offices on December 12<sup>th</sup> and 13<sup>th</sup>
- The production offices and the Systems Office are working to complete testing before the start of session
- No major problems with the application have been identified to date
- Reports from the new application for the Secretary and Clerk will be developed on the completion of testing

**Chamber Automation Request for Proposals (RFP):**

- A separate report from the Subcommittee for Technology will be provided





**Maine State Legislature**  
Office of Policy and Legal Analysis

**MEMORANDUM**

December 13, 2007

To: Senator Beth Edmonds, Chair  
Representative Glenn Cummings, Vice Chair  
Legislative Council

From: Patrick Norton, OPLA Director

Re: Status of interim studies and carryovers

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**STATUS OF INTERIM STUDIES**

I am pleased to report that all interim studies, except as identified below, have completed their work. Reports from those studies are either in final staff production or have already been printed. The exceptions are:

**The Joint Select Committee on Prosperity.**

- **Reporting date:** January 2, 2008
- **Status:** The Prosperity Committee has held its five authorized meetings and directed staff to prepare a draft final report. The Committee is requesting permission from the Council to hold a sixth meeting (uncompensated) on January 2, 2008 to review the final report.

**Working Group to Study the Effectiveness and Timeliness of Early Identification and Intervention for Children with Hearing Loss**

- **Reporting date:** December 7, 2007
- **Status:** The Hearing Loss Study did not meet this interim. The Chairs of the Study are requesting permission from the Council to introduce legislation to allow the Study to hold its meetings during the 2008 interim and submit its report in November 2008.

## **Committee to Study Appropriate Funding of the State Police**

- **Reporting date:** December 5, 2007
- **Status:** This Study has held all its authorized meetings, but do not plan to issue a report in December. The Chairs of the Study are planning to introduce a Joint Order on January 2<sup>nd</sup> seeking authorization for one additional meeting in early January. A report would be issued following that additional meeting.

### **STATUS OF CARRY OVER BILLS**

A total of 169 bills were carried over from the First Regular Session of the 123<sup>rd</sup> Legislature. The status of those carryover bills as of today is shown below.

Reported out:	23
Voted but not yet reported out:	60
Extension approved:	<u>86</u>
TOTAL	169

Thank you. I would be happy to answer any questions you may have about this report.

cc: David Boulter, Executive Director

**Legislative Council Actions  
Taken by Ballot Since the  
November 15, 2007 Council Meeting**

**Request for Introduction of Legislation**

A. LR 3402      **RESOLVE, To Extend the Tribal-State Work Group Until January 20, 2008**

Submitted by: Senator Elizabeth Mitchell

Accepted: December 6, 2007      Vote: 8 – 0 – 0 - 2 in favor

G:\Council\123rd Legislative Council\After Deadline Bill Requests\Actions Taken By Ballot By Since 2007-12-20 Meeting.Doc12/14/2007 9:59:48 AM

**Boulter, David**

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**From:** John Dieffenbacher-Krall [mitsced@midmaine.com]  
**Sent:** Wednesday, November 14, 2007 8:02 PM  
**To:** Boulter, David  
**Cc:** repdeborahsimpson (external); Simpson, RepDeborah; Mitchell, SenLibby; Libby Mitchell; Paul Bisulca  
**Subject:** agenda for Legislative Council  
**Attachments:** 2007-11-14 TSWG budget1.xls

Dear David,

I apologize for not dealing with this sooner. Senator Mitchell has reviewed the attached budget and approved it. I am unfamiliar with the protocol for placing items on the Legislative Council agenda. If this can be considered tomorrow, great.

John Dieffenbacher-Krall  
Executive Director  
Maine Indian Tribal-State Commission  
P.O. Box 186  
Hudson, Maine 04449  
(207) 394-2045  
Fax: please call ahead to arrange transmission  
Email: [mitsced@midmaine.com](mailto:mitsced@midmaine.com)

Tribal-State Work Group Budget  
 Originating from Resolve Chapter 142, 123rd Legislature, First Session  
 Resolve, To Continue the Tribal-State Work Group

	Resolve Designated line items	YTD Totals
<b>INCOME</b>		
General Fund	12,000	
 <b>EXPENSES</b>		
MITSC	1,170	1,170
Personal Svcs legislative per diem & travel	5,280	
Non- legislative member expenses	4,000	
Copying, printing	1,000	
Postage	550	
<b>TOTAL</b>	12,000	1,170

Sen. Dennis S. Damon, Chair

Rep. John F. Piotti, Chair



Staff:

Natalie Haynes, Legislative Analyst  
Elizabeth Cooper, Legislative Analyst  
Julie Jones, Legislative Analyst  
Brenna Byrne, Researcher

STATE OF MAINE

COMMITTEE ON FUTURE MAINE PROSPERITY

MEMORANDUM

TO: Senator Beth G. Edmonds, Chair  
Representative Glenn A. Cummings, Vice-chair  
Legislative Council

FROM: Dennis Damon, Senate Chair  
John Piotti, House Chair

Handwritten signatures of Dennis Damon and John Piotti.

DATE: December 12, 2007

RE: **Request for Meeting on January 2, 2008**

---

Pursuant to Joint Order H.P. 1018 as amended by S-19 and S-358, the Joint Select Committee on Future Maine Prosperity will terminate on January 4, 2008. At the 5<sup>th</sup> meeting the Committee members finalized recommendations for a plan to achieve sustainable prosperity in the State. The recommendations and legislation will need to be drafted for the Committee's final review. We would like to hold a meeting on January 2 to conduct this final review and ratify the report. Since the Legislature will be in Session that day, the Committee members will not incur additional costs for this meeting.

Thank you for your consideration of this request. If you have any questions, please do not hesitate to contact us.

cc: Members, JSC on Future Maine Prosperity  
Patrick Norton, Director, Office of Policy and Legal Analysis  
David Boulter, Executive Director, Legislative Council  
Grant Pennoyer, Director, Office of Fiscal and Policy Analysis

*Representative David Farrington  
Legislative Chair*



*Benjamin Goodman  
Youth Chair*

**MAINE STATE LEGISLATURE  
Legislative Youth Advisory Council**

December 12, 2007

To: Senator Beth Edmonds, Chair  
Representative Glenn Cummings, Vice-Chair  
Legislative Council

From: Representative David Farrington, Legislative Chair *DWF*  
Benjamin Goodman, Youth Chair *BG*

Re: Request for approval to submit legislation

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The Legislative Youth Advisory Council is required by law (3 MRSA, §168-A) to report biennially to the Legislative Council in December preceding each second regular session of the Legislature. A copy of our 2007 biennial report is included as part of your package today.

The law also allows the Legislative Youth Advisory Council (LYAC) to submit proposed legislation to the Legislative Council to implement the recommendations included in our report. Our report this year proposes two bills for your consideration, copies of which are attached to this memo.

The first bill makes some technical changes to the meetings and reporting dates for the LYAC and requires the Department of Education to establish minimum standards for co-curricular "honor contracts" adopted by School Boards. The second proposes to allow an eligible person to pre-register to vote upon reaching 16 years of age. Once pre-registered, that person would then be automatically registered to vote when that person reaches 18 years of age or when that person meets the age qualification for voting in a primary election under an existing provision of law, whichever occurs first.

We are asking you to approve these bills for introduction to the Second Regular Session of the 123<sup>rd</sup> Legislature. These bills represent a great deal of work by LYAC during the course of 2007, and we believe they address issues that are important to the youth of Maine.

Thank you. We appreciate your support and we look forward to working with you and other members of the Legislature on these bills.

Cc: Members, Legislative Council  
Members, LYAC  
David Boulter, Executive Director

**An Act to Implement the Recommendations of the Legislative Youth Advisory Council with Respect to Educational and Organizational Matters**

*Proposed by the Legislative Youth Advisory Council pursuant to its authority under 3 MRSA, §168-A*

***Be it enacted by the People of Maine as follows:***

**Sec. 1.** 3 MRSA, §168-A, sub-§1, ¶¶D & E are amended to read:

D. Meet at least 3 times but not more than 6 times per year, including not more than 2 public hearings on issues of importance to youth. The Council may meet more than 6 times per year, at times and at locations of their choice, provided that those additional meetings are funded entirely from outside funding sources approved by the Legislative Council under section 11; and

E. Report biennially to the Legislative Council on its activities by ~~December 1st preceding each second regular session of the Legislature~~ the first business day in February of each even-numbered year. The council may submit proposed legislation as part of its report to the Legislative Council to implement its recommendations.

**Sec. 2.** 20-A MRSA, §1001, sub-§15, last ¶ is amended to read:

A student code of conduct may include provisions allowing for the use of a district-wide extra-curricular "honor code." The school board is responsible for ensuring that school officials inform students, parents and community members of the student code of conduct.

**Sec. 3.** Minimum standards for co-curricular "honor contracts"; rules:

In consultation with the Maine State Board of Education, school administrators, teachers and parents and other interested local officials and community members, the commissioner shall, by January 1, 2009, adopt rules establishing minimum standards for co-curricular honor contracts adopted by school boards under the provisions of 20-A MRSA, §1001, sub-§15. Those minimum standards must include, but are not be limited to, specifying the types of behavior that must be covered by such contracts, the extent to which the contracts may cover behavior of students while off school grounds and not engaged in school sponsored activities, the standards to be used by the school to determine whether or not a student has violated the co-curricular contract and standards ensuring that co-curricular honor contracts, if adopted by a school board, be enforced consistently and fairly among all students. Rules adopted under this subsection are major substantive rules under the provisions of Title 5, chapter 375.

**SUMMARY**

This bill proposes to allow the Legislative Youth Advisory Council to meet more than six times per year if those additional meetings are funded by outside funding sources approved by the Legislative Council and to extend the biennial reporting date of the Legislative Youth



Advisory Council from December 1st in each odd-numbered year to the first business day in February in each even-numbered year.

The bill also amends the laws governing the duties of school boards to allow, but not require, school boards to include co-curricular "honor contracts" as part of their district-wide code of conduct. The bill also directs the Commissioner of Education to adopt major substantive rules governing the minimum standards that must be met by co-curricular honor contracts if a school board chooses to include a co-curricular honor contract as part of their code of conduct.

**An Act to Implement the Recommendation of the Legislative Youth Advisory Council to Allow Youth to Pre-register to Vote upon Reaching 16 Years of Age**

*Proposed by the Legislative Youth Advisory Council pursuant to its authority under 3 MRSA, §168-A*

***Be it enacted by the People of Maine as follows:***

**Sec. 1. 21-A MRSA, §111-B is enacted to read:**

**111-B. Pre-registration**

A person who has reached 16 years of age and who meets all applicable citizenship and residency requirements of this chapter may pre-register to vote by completing a form designed by the Secretary of State and submitting that form to the Secretary. A person who has pre-registered to vote under this section shall be automatically registered to vote when that person reaches 18 years of age or when that person meets the age qualification for voting in a primary election under section 111-A, whichever occurs first.

**Sec. 2. Rulemaking; form availability and public education.** The Secretary of State shall adopt rules as necessary and as soon as practicable to implement the provisions of Title 21-A, section 111-B of the Maine Revised Statutes. Pre-registration forms designed by the Secretary of State pursuant to that section must be publicly available during regular business hours at all local offices of the Bureau of Motor Vehicles and shall be supplied by the Secretary to all municipal registrars. The Secretary shall undertake such public education efforts as are necessary to ensure that the youth of Maine are aware of this voter pre-registration option and understand the pre-registration process. Rules adopted under this Act are routine technical rules under the provisions of Title 5, chapter 375 of the Maine Revised Statutes.

**SUMMARY**

This bill allows an eligible person to pre-register to vote upon reaching 16 years of age. Once pre-registered, that person is automatically registered to vote when that person reaches 18 years of age or when that person meets the age qualification for voting in a primary election under section 111-A, whichever occurs first. The bill directs the Secretary of State to adopt such routine technical rules as are necessary to implement this process, and is required to ensure that pre-registration forms are publicly available at all offices of the Bureau of Motor Vehicles and are provided to all municipal registrars. The Secretary of State is also directed to undertake efforts to ensure that youth in Maine are aware of this pre-registration option.



MAINE STATE LEGISLATURE  
Augusta, Maine 04333

MEMORANDUM

TO: Senator Beth G. Edmonds, Chair  
Representative Glenn A. Cummings, Vice-Chair  
*Legislative Council*

FROM: Representative David Farrington

DATE: December 12, 2007

SUBJ: **After-deadline bill request (*Resolve, to Amend the Reporting Deadline for the Working Group to Study the Effectiveness and Timeliness of Early Identification and Intervention for Children with Hearing Loss in Maine*)**

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The *Working Group to Study the Effectiveness and Timeliness of Early Identification and Intervention for Children with Hearing Loss in Maine* did not convene this interim due to difficulties in securing all necessary outside funding and in completing all necessary appointments. Because of those difficulties, Senator Sullivan and I, as chairs of the *Working Group*, submitted a request to the Legislative Council asking for an extension of our reporting date from December 7, 2007 to March 1, 2008. The Legislative Council did not approve that request, but did authorize the *Working Group* to meet once in December to decide if we wanted to submit legislation to amend the Resolve that established the *Working Group* to extend it into next interim.

Although the *Working Group* did not meet in December to discuss the issue, I am submitting an after-deadline bill request proposing legislation to extend the *Working Group* into the next interim, with a report to the Legislature in November of 2008. A copy of the proposed bill is attached.

Thank you for your consideration of this request.

Enclosure

A handwritten signature in dark ink, appearing to read 'D. Boulter'.

cc: David Boulter, Executive Director  
Patrick Norton, Director, OPLA

**Sponsor: Rep. Farrington**  
**After-deadline bill request**

**Title: Resolve, To Amend the Reporting Deadline for the Working Group to Study the Effectiveness and Timeliness of Early Identification and Intervention for Children with Hearing Loss in Maine**

**Sec. 1. Resolve 2007, c. 133, §4, amended. Resolved:** That Resolve 2007, c. 133, §4 is amended to read:

**Sec. 4. Appointments. Resolved:** That all appointments must be made no later than 30 days following the effective date of this resolve. The appointing authorities shall notify the Executive Director of the Legislative Council once all appointments have been completed. Within 15 days after appointment of all members but not before May 1, 2008, the chairs shall call and convene the first meeting of the working group, which must be no later than 30 days after the appointment of all members is complete; and be it further  
; and be it further

**Sec. 2. Resolve 2007, c. 133, §8, amended. Resolved:** That Resolve 2007, c. 133, §8 is amended to read:

**Sec. 8. Report. Resolved:** That, no later than ~~December 7, 2007~~ November 5, 2008, the working group shall submit a report that includes its findings and recommendations, including suggested legislation, to the ~~Second Regular Session of the 123rd Legislature~~ First Regular Session of the 124th Legislature. The working group is not authorized to introduce legislation; and be it further

; and be it further

**Sec. 3. Resolve 2007, c. 133, §11, enacted. Resolved:** That Resolve 2007, c. 133, §11 is enacted to read:

**'Sec. 11. Transition. Resolved:** That those members appointed to the working group prior to the commencement of the Second Regular Session of the 123rd Legislature may continue to serve as members.'

## **SUMMARY**

This resolve amends the reporting deadline for the Working Group to Study the Effectiveness and Timeliness of Early Identification and Intervention for Children with Hearing Loss in Maine. The resolve changes the reporting deadline from December 7, 2007 to November 5, 2008. The resolve clarifies that the working group may not meet until after the 123rd Legislature adjourns and that members already appointed to the working group may continue to serve as members.

DAVID E. BOULTER  
EXECUTIVE DIRECTOR  
OF THE LEGISLATIVE COUNCIL



MAINE STATE LEGISLATURE

OFFICE OF THE EXECUTIVE DIRECTOR  
LEGISLATIVE COUNCIL

To: Members of the Legislative Council, 123<sup>rd</sup> Legislature

From: Beth Edmonds, Chair *BE*  
Legislative Council

Date: December 20, 2007

Re: Legislative Council Meeting Schedule for 2008

The schedule for Legislative Council meetings for the second session of the 123<sup>rd</sup> Legislature are listed below for your planning purposes.

January 24, 2008  
February 28, 2008  
March 27, 2008  
April 24, 2008  
May 22, 2008  
June 26, 2008

July 31, 2008  
August 28, 2008  
September 25, 2008  
October 23, 2008  
November 20, 2008  
December 4, 2008 (tentative)

All Legislative Council meetings are scheduled for Thursdays, usually the fourth Thursday of each month in the Legislative Council Chamber, Room 334. The meetings will begin at **1:00 P.M.** I will make every reasonable effort to begin the meetings promptly at 1:00 so your timeliness at the meetings would be greatly appreciated. If you are unable to attend a meeting, please notify the Executive Director's Office as far in advance of the meeting as possible. The Legislative Council agenda and packet will ordinarily be provided to members prior to each meeting.

Please call the Executive Director's Office if you have any questions or need additional information. Thank you.

Cc: Joy O'Brien, Secretary of the Senate  
Millicent MacFarland, Clerk of the House  
Dave Boulter, Executive Director of the Legislative Council  
Legislative Council Office Directors

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**MAINE STATE LEGISLATURE**

Augusta, Maine 04333

**COMMISSION TO DEVELOP A STRATEGIC PRIORITIES PLAN  
FOR MAINE'S YOUNG CHILDREN**

December 7, 2007

The Honorable Beth Edmonds, Chair  
The Honorable Glenn Cummings, Vice-Chair  
Legislative Council  
123rd Maine Legislature  
115 State House Station  
Augusta, Maine 04333

Dear Senator Edmonds and Representative Cummings:

Pursuant to Resolve 2007, Chapter 136, the Commission to Develop a Strategic Priorities Plan for Maine's Young Children is pleased to submit its final report, including recommended legislation. Copies of the report have been placed on file with the Law and Legislative Reference Library.

Sincerely,

Handwritten signature of Joseph C. Brannigan in black ink.

Senator Joseph C. Brannigan, Senate Chair

Handwritten signature of Sean Faircloth in black ink.

Representative Sean Faircloth, House Chair

Enclosure

cc: Members of the Legislative Council (w/enc.)

## Legislative Youth Advisory Council

Established in 2002 ♦ Codified at 3 MRSA, §168-A

### Youth Members

Benjamin Goodman, Co-chair  
Zoë Baker  
Will Colan  
Alex Cornell du Houx  
Ian Engdahl  
Claire Howard  
Hannah Lennett  
Brandon Mazer  
Mary Beth Moyer  
David O'Heir  
Heather Pratt  
Maureen Quinn  
Margaret Richardson  
Hannah Stein  
Grace Wright



### Legislative Members

Rep. David Farrington, Co-chair  
Rep. Roberta Muse  
Sen. Joseph Perry  
Sen. Paula Benoit

### Staff

Patrick Norton  
Brenna S. Byrne  
Maine State Legislature  
Office of Policy & Legal Analysis  
13 State House Station  
Augusta, ME 04333  
Phone: (207) 287-1670  
Maine Relay Services: 1-800-437-1220

E-mail: [Patrick.Norton@legislature.maine.gov](mailto:Patrick.Norton@legislature.maine.gov)  
URL: <http://www.maine.gov/legis/opla/legyouth.htm>

December 13, 2007

The Honorable Beth Edmonds, Chair  
The Honorable Glenn Cummings, Vice-Chair  
Legislative Council  
115 State House Station  
Augusta, ME 04333

Dear Chair and Vice-Chair:

Pursuant to 3 MRSA §168-A, sub-§1(E) the Legislative Youth Advisory Commission is pleased to submit its annual report. Copies of the report have been placed on file with the Law and Legislative Reference Library.

Sincerely,

Handwritten signature of David Farrington in black ink.

Rep. David Farrington, Legislative Chair

Handwritten signature of Benjamin Goodman in black ink.

Benjamin Goodman, Youth Chair

cc: Joint Standing Committee on Education and Cultural Affairs  
Joint Standing Committee on Legal and Veterans' Affairs  
Law and Legislative Reference Library  
Members, Legislative Youth Advisory Council

Enclosure