

MAINE STATE LEGISLATURE

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Legislative Record
House of Representatives
One Hundred and Twenty-Fourth Legislature
State of Maine

Volume I

First Regular Session

December 3, 2008 – May 27, 2009

Pages 1-608

ONE HUNDRED AND TWENTY-FOURTH LEGISLATURE
FIRST REGULAR SESSION
14th Legislative Day
Tuesday, February 24, 2009

S/Rep. Anne C. Perry
House Chair
READ and ORDERED PLACED ON FILE.

The House met according to adjournment and was called to order by the Speaker.

Prayer by Professor Douglas Walrath, Lowry Professor of Practical Theology, Bangor Theological Seminary (retired).
National Anthem by Sami Stevens, East Winthrop.
Pledge of Allegiance.
Doctor of the day, Judith Chamberlain, M.D., Brunswick.
The Journal of Thursday, February 19, 2009 was read and approved.

SENATE PAPERS

Bill "An Act To Assist Small Businesses with Creating Jobs"
(S.P. 227) (L.D. 612)

Committee on **BUSINESS, RESEARCH AND ECONOMIC DEVELOPMENT** suggested and ordered printed.

Came from the Senate, with the Bill and accompanying papers **INDEFINITELY POSTPONED.**

On motion of Representative PINGREE of North Haven, the Bill and accompanying papers were **INDEFINITELY POSTPONED** in concurrence.

Non-Concurrent Matter

Bill "An Act Regarding the Computation of Workers' Compensation Rates Based on Past Claims"
(H.P. 453) (L.D. 639)

REFERRED to the Committee on **INSURANCE AND FINANCIAL SERVICES** in the House on February 19, 2009.

Came from the Senate **REFERRED** to the Committee on **LABOR** in **NON-CONCURRENCE.**

The House voted to **RECEDE AND CONCUR.**

COMMUNICATIONS

The Following Communication: (H.C. 65)

STATE OF MAINE

**ONE HUNDRED AND TWENTY-FOURTH LEGISLATURE
COMMITTEE ON HEALTH AND HUMAN SERVICES**

February 18, 2009
Honorable Elizabeth H. Mitchell, President of the Senate
Honorable Hannah M. Pingree, Speaker of the House
124th Legislature
State House
Augusta, Maine 04333
Dear President Mitchell and Speaker Pingree:
Pursuant to Joint Rule 310, we are writing to notify you that the Joint Standing Committee on Health and Human Services has voted unanimously to report the following bills out "Ought Not to Pass":
L.D. 155 An Act To Ban Smoking on Public Beaches and in Public Parks
L.D. 163 An Act To Require Health Care Practitioners To Distribute Free Samples of Medications in Certain Circumstances

We have also notified the sponsors and cosponsors of each bill listed of the Committee's action.
Sincerely,
S/Sen. Joseph C. Brannigan
Senate Chair

The Following Communication: (H.C. 66)
**STATE OF MAINE
ONE HUNDRED AND TWENTY-FOURTH LEGISLATURE
COMMITTEE ON JUDICIARY**

February 19, 2009
Honorable Elizabeth H. Mitchell, President of the Senate
Honorable Hannah M. Pingree, Speaker of the House
124th Legislature
State House
Augusta, Maine 04333

Dear President Mitchell and Speaker Pingree:
Pursuant to Joint Rule 310, we are writing to notify you that the Joint Standing Committee on Judiciary has voted unanimously to report the following bill out "Ought Not to Pass":
L.D. 291 An Act To Exempt Breast-feeding Mothers from Jury Duty

We have also notified the sponsor and cosponsors of the Committee's action.
Sincerely,
S/Sen. Lawrence Steven Bliss
Senate Chair
S/Rep. Charles R. Priest
House Chair

READ and ORDERED PLACED ON FILE.

The Following Communication: (H.C. 67)
**STATE OF MAINE
ONE HUNDRED AND TWENTY-FOURTH LEGISLATURE
COMMITTEE ON LEGAL AND VETERANS AFFAIRS**

February 18, 2009
Honorable Elizabeth H. Mitchell, President of the Senate
Honorable Hannah M. Pingree, Speaker of the House
124th Legislature
State House
Augusta, Maine 04333

Dear President Mitchell and Speaker Pingree:
Pursuant to Joint Rule 310, we are writing to notify you that the Joint Standing Committee on Legal and Veterans Affairs has voted unanimously to report the following bills out "Ought Not to Pass":
L.D. 3 An Act To Designate Registered Voters Not Enrolled in a Political Party as Independent Voters
L.D. 28 An Act To Promote the Integrity of Citizens' Initiatives (EMERGENCY)
L.D. 102 An Act To Exempt a Door Prize Awarded at a Fishing Tournament from Being Classified as a Game of Chance
L.D. 116 An Act To Allow Political Signs on Private Property Only

We have also notified the sponsors and cosponsors of each bill listed of the Committee's action.
Sincerely,
S/Sen. Nancy B. Sullivan
Senate Chair
S/Rep. Pamela Jabar Trinward
House Chair

READ and ORDERED PLACED ON FILE.

The Following Communication: (H.C. 68)

STATE OF MAINE

**ONE HUNDRED AND TWENTY-FOURTH LEGISLATURE
COMMITTEE ON MARINE RESOURCES**

February 19, 2009

Honorable Elizabeth H. Mitchell, President of the Senate
Honorable Hannah M. Pingree, Speaker of the House
124th Legislature
State House
Augusta, Maine 04333

Dear President Mitchell and Speaker Pingree:

Pursuant to Joint Rule 310, we are writing to notify you that the Joint Standing Committee on Marine Resources has voted unanimously to report the following bill out "Ought Not to Pass":

L.D. 141 An Act To Allow a Person 65 Years of Age or Older To Obtain a Lobster License without Completing the Apprenticeship Program

We have also notified the sponsor and cosponsors of the Committee's action.

Sincerely,

S/Sen. Dennis S. Damon
Senate Chair
S/Rep. Leila J. Percy
House Chair

READ and ORDERED PLACED ON FILE.

The Following Communication: (H.C. 69)

STATE OF MAINE

**ONE HUNDRED AND TWENTY-FOURTH LEGISLATURE
COMMITTEE ON TAXATION**

February 18, 2009

Honorable Elizabeth H. Mitchell, President of the Senate
Honorable Hannah M. Pingree, Speaker of the House
124th Legislature
State House
Augusta, Maine 04333

Dear President Mitchell and Speaker Pingree:

Pursuant to Joint Rule 310, we are writing to notify you that the Joint Standing Committee on Taxation has voted unanimously to report the following bill out "Ought Not to Pass":

L.D. 218 An Act To Exempt the United States Flag from Sales Tax

We have also notified the sponsor and cosponsors of the Committee's action.

Sincerely,

S/Sen. Joseph C. Perry
Senate Chair
S/Rep. Thomas R. Watson
House Chair

READ and ORDERED PLACED ON FILE.

The Following Communication: (H.C. 70)

STATE OF MAINE

**ONE HUNDRED AND TWENTY-FOURTH LEGISLATURE
COMMITTEE ON TRANSPORTATION**

February 18, 2009

Honorable Elizabeth H. Mitchell, President of the Senate
Honorable Hannah M. Pingree, Speaker of the House
124th Legislature
State House

Augusta, Maine 04333

Dear President Mitchell and Speaker Pingree:

Pursuant to Joint Rule 310, we are writing to notify you that the Joint Standing Committee on Transportation has voted unanimously to report the following bill out "Ought Not to Pass":

L.D. 262 Resolve, Directing the Department of Transportation To Install a Flashing Light in Charleston

We have also notified the sponsor and cosponsors of the Committee's action.

Sincerely,

S/Sen. Dennis S. Damon
Senate Chair
S/Rep. Edward J. Mazurek
House Chair

READ and ORDERED PLACED ON FILE.

PETITIONS, BILLS AND RESOLVES REQUIRING REFERENCE

The following Bills and Resolves were received, and upon the recommendation of the Committee on Reference of Bills were **REFERRED** to the following Committees, ordered printed and sent for concurrence:

AGRICULTURE, CONSERVATION AND FORESTRY

Bill "An Act To Create a Moratorium on the Open-air Production of Genetically Engineered Pharmaceutical Crops in Maine"

(H.P. 491) (L.D. 708)

Sponsored by Representative PRATT of Eddington.

Cosponsored by Representatives: BERRY of Bowdoinham, BOLAND of Sanford, CONNOR of Kennebunk, McCABE of Skowhegan, PIOTTI of Unity, SMITH of Monmouth.

APPROPRIATIONS AND FINANCIAL AFFAIRS

Bill "An Act To Authorize a General Fund Bond Issue To Weatherize and Upgrade the Energy Efficiency of Maine Homes and Businesses and To Provide a Trained Workforce"

(H.P. 492) (L.D. 709)

Sponsored by Representative HINCK of Portland.

Cosponsored by Senator BLISS of Cumberland and Representatives: BERRY of Bowdoinham, BLANCHARD of Old Town, FITTS of Pittsfield, FLAHERTY of Scarborough, MARTIN of Eagle Lake, TREAT of Hallowell, WEBSTER of Freeport, Senator: SHERMAN of Aroostook.

BUSINESS, RESEARCH AND ECONOMIC DEVELOPMENT

Bill "An Act To Streamline Health Care Services in Maine by Allowing Certified Nurse Practitioners and Certified Nurse Midwives To Verify Medical Papers and Records"

(H.P. 478) (L.D. 695)

Sponsored by Representative PERRY of Calais.

Cosponsored by Senator BRANNIGAN of Cumberland and Representatives: ADAMS of Portland, BEAUDETTE of Biddeford, SANBORN of Gorham, WEBSTER of Freeport.

Resolve, To Reclaim Past Unredeemed Beverage Container Deposits

(H.P. 479) (L.D. 696)

Sponsored by Representative MARTIN of Eagle Lake.

Cosponsored by Senator PERRY of Penobscot and Representatives: CAIN of Orono, CLEARY of Houlton, EBERLE

of South Portland, HILL of York, ROTUNDO of Lewiston, SMITH of Monmouth, TREAT of Hallowell, WATSON of Bath.

Bill "An Act To Allow Denturists To Practice to the Level of Their Educational Training"

(H.P. 493) (L.D. 710)

Sponsored by Representative SHAW of Standish.

Cosponsored by Senator TRAHAN of Lincoln and Representatives: CLARK of Millinocket, DAVIS of Sangerville, DUCHESNE of Hudson, GILBERT of Jay, WALSH INNES of Yarmouth, LEGG of Kennebunk, PILON of Saco, WRIGHT of Berwick.

Bill "An Act To Authorize the Social Work Education Loan Repayment Program"

(H.P. 494) (L.D. 711)

Sponsored by Representative CASAVANT of Biddeford.

Cosponsored by Senator BRANNIGAN of Cumberland and Representatives: ADAMS of Portland, BEAUDETTE of Biddeford, BEAUDOIN of Biddeford, CAIN of Orono, LEGG of Kennebunk, PERRY of Calais, RICHARDSON of Carmel, Senator: ALFOND of Cumberland.

Bill "An Act Concerning Cremated Remains"

(H.P. 501) (L.D. 718)

Sponsored by Representative PRATT of Eddington.

Cosponsored by Representatives: CRAY of Palmyra, GIFFORD of Lincoln.

CRIMINAL JUSTICE AND PUBLIC SAFETY

Bill "An Act To Suspend Driver's Licenses of Persons Operating All-terrain Vehicles, Watercraft and Snowmobiles while Intoxicated"

(H.P. 495) (L.D. 712)

Sponsored by Representative AUSTIN of Gray.

Cosponsored by Senator SCHNEIDER of Penobscot and Representatives: GIFFORD of Lincoln, LEWIN of Eliot, McFADDEN of Dennysville, PRESCOTT of Topsham, ROBINSON of Raymond, SARTY of Denmark, SYKES of Harrison, THIBODEAU of Winterport.

Bill "An Act Regarding Assault on a Firefighter"

(H.P. 496) (L.D. 713)

Sponsored by Representative PRATT of Eddington.

Cosponsored by Representatives: CRAY of Palmyra, DUCHESNE of Hudson, GREELEY of Levant, LAJOIE of Lewiston.

EDUCATION AND CULTURAL AFFAIRS

Bill "An Act To Stabilize School Heating Costs"

(H.P. 480) (L.D. 697)

Sponsored by Representative DILL of Cape Elizabeth.

Cosponsored by Senator ALFOND of Cumberland and Representatives: CAIN of Orono, CASAVANT of Biddeford, LOVEJOY of Portland, MARTIN of Eagle Lake, NELSON of Falmouth, RANKIN of Hiram, SUTHERLAND of Chapman, WILLETTE of Presque Isle.

Bill "An Act To Allow School Budget Validation Referenda To Be Held on a Saturday" (EMERGENCY)

(H.P. 481) (L.D. 698)

Sponsored by Representative WEAVER of York.

Cosponsored by Representatives: CUSHING of Hampden, EDGECOMB of Caribou, HAYES of Buckfield, HILL of York, KNIGHT of Livermore Falls, LANGLEY of Ellsworth, PINKHAM of Lexington Township, RUSSELL of Portland.

HEALTH AND HUMAN SERVICES

Bill "An Act To Restore Funding for Bed-hold Days at Private Nonmedical Institutions"

(H.P. 483) (L.D. 700)

Sponsored by Representative MARTIN of Eagle Lake.

Cosponsored by Senator BRANNIGAN of Cumberland and Representatives: BUTTERFIELD of Bangor, CLARK of Millinocket, CLEARY of Houlton, EVES of North Berwick, HASKELL of Portland, HILL of York, MILLER of Somerville, PERRY of Calais, PIEH of Bremen, ROTUNDO of Lewiston, TRINWARD of Waterville, WHEELER of Kittery, Senator: PERRY of Penobscot.

Bill "An Act To Fund the Screening and Early Detection Elements of the Statewide Cancer Plan"

(H.P. 484) (L.D. 701)

Sponsored by Representative STRANG BURGESS of Cumberland.

Cosponsored by Senator MARRACHÉ of Kennebec and Representatives: AUSTIN of Gray, AYOTTE of Caswell, BEAULIEU of Auburn, BERRY of Bowdoinham, BLODGETT of Augusta, BRIGGS of Mexico, BROWNE of Vassalboro, BURNS of Biddeford, CAIN of Orono, CAMPBELL of Newfield, CASAVANT of Biddeford, CHASE of Wells, CRAY of Palmyra, CROCKETT of Augusta, CUSHING of Hampden, DAVIS of Sangerville, DILL of Cape Elizabeth, DRISCOLL of Westbrook, EATON of Sullivan, EDGECOMB of Caribou, EVES of North Berwick, FITTS of Pittsfield, FLAHERTY of Scarborough, FOSSEL of Alna, GIFFORD of Lincoln, GILES of Belfast, HUNT of Buxton, JOY of Crystal, KNAPP of Gorham, KNIGHT of Livermore Falls, LEWIN of Eliot, MAZUREK of Rockland, NELSON of Falmouth, NUTTING of Oakland, PEOPLES of Westbrook, PERCY of Phippsburg, PERRY of Calais, PINKHAM of Lexington Township, PLUMMER of Windham, PRESCOTT of Topsham, SAVIELLO of Wilton, STUCKEY of Portland, THIBODEAU of Winterport, TILTON of Harrington, TUTTLE of Sanford, WAGNER of Lyman, WAGNER of Lewiston, WELSH of Rockport, Senators: BARTLETT of Cumberland, BOWMAN of York, COURTNEY of York, DAMON of Hancock, GOOLEY of Franklin, HOBBS of York, JACKSON of Aroostook, RECTOR of Knox, SIMPSON of Androscoggin, SULLIVAN of York.

Resolve, Directing the Department of Health and Human Services To Raise Public Awareness of Reflex Sympathetic Dystrophy Syndrome

(H.P. 504) (L.D. 721)

Sponsored by Representative SYKES of Harrison.

Cosponsored by Representatives: LAJOIE of Lewiston, LEWIN of Eliot, SCHATZ of Blue Hill, WHEELER of Kittery, Senator: GERZOFKY of Cumberland.

INLAND FISHERIES AND WILDLIFE

Resolve, Establishing Goals and Principles for Fisheries Management for the Department of Inland Fisheries and Wildlife

(H.P. 482) (L.D. 699)

Sponsored by Representative DUCHESNE of Hudson.

Cosponsored by Senator TRAHAN of Lincoln and Representatives: CLARK of Millinocket, EBERLE of South Portland, PRATT of Eddington, SAVIELLO of Wilton, SHAW of Standish.

Bill "An Act To Empower Anglers in Fish Stocking Decisions"

(H.P. 497) (L.D. 714)

Sponsored by Representative PRATT of Eddington.

Cosponsored by Representatives: CRAY of Palmyra,

DUCHESNE of Hudson, GIFFORD of Lincoln, PIOTTI of Unity, SAVIELLO of Wilton.

Bill "An Act To Allow Nonresidents under 14 Years of Age To Fish without a License"

(H.P. 502) (L.D. 719)

Sponsored by Representative SUTHERLAND of Chapman.

Cosponsored by Representative O'BRIEN of Lincolnville and Representatives: FINCH of Fairfield, JOHNSON of Greenville, STUCKEY of Portland.

Bill "An Act To Permit the Commercial Harvesting of Illegal and Nuisance Fish Species"

(H.P. 503) (L.D. 720)

Sponsored by Representative PRATT of Eddington.

Cosponsored by Representatives: ADAMS of Portland, BERRY of Bowdoinham, BRIGGS of Mexico, CRAY of Palmyra, GIFFORD of Lincoln, PIOTTI of Unity, SAVIELLO of Wilton.

INSURANCE AND FINANCIAL SERVICES

Bill "An Act To Enable the Use of Credit Cards for Governmental Transactions"

(H.P. 498) (L.D. 715)

Sponsored by Representative CROCKETT of Augusta.

Cosponsored by Senator MARRACHÉ of Kennebec and Representatives: BEAUDETTE of Biddeford, BLODGETT of Augusta, FLEMINGS of Bar Harbor, HASKELL of Portland, WATSON of Bath, Senators: MILLS of Somerset, NASS of York, PERRY of Penobscot.

JUDICIARY

Bill "An Act To Allow the Donation of Certain Perishable Food Products to Nonprofit Organizations"

(H.P. 485) (L.D. 702)

Sponsored by Representative BROWNE of Vassalboro.

Cosponsored by Senator DAVIS of Cumberland and Representatives: AYOTTE of Caswell, BLANCHARD of Old Town, LEWIN of Eliot, MILLETT of Waterford, PERCY of Phippsburg, Senator: RECTOR of Knox.

Bill "An Act Regarding Claims for Civil Perjury"

(H.P. 486) (L.D. 703)

Sponsored by Representative CROCKETT of Bethel.

Cosponsored by Senator MILLS of Somerset and Representatives: CLEARY of Houlton, DAVIS of Sangerville, JOHNSON of Greenville, PRIEST of Brunswick, Senator: GOOLEY of Franklin.

Bill "An Act To Change the Definition of 'Domestic Partner' in the Laws Governing Custody of Remains"

(H.P. 499) (L.D. 716)

Sponsored by Representative PRATT of Eddington.

LEGAL AND VETERANS AFFAIRS

Bill "An Act To Allow Property Owners To Terminate Residential Leases That Do Not Contain Termination Language"

(H.P. 487) (L.D. 704)

Sponsored by Representative TUTTLE of Sanford.

NATURAL RESOURCES

Bill "An Act To Manage Risks Associated with Surface Uses on Public Water Supplies"

(H.P. 505) (L.D. 722)

Sponsored by Representative PIEH of Bremen.

STATE AND LOCAL GOVERNMENT

Bill "An Act To Clarify the Qualifications for the Position of State Archivist"

(H.P. 488) (L.D. 705)

Sponsored by Representative ROTUNDO of Lewiston.

TRANSPORTATION

Bill "An Act To Impose a Maximum Speed Limit of 45 Miles Per Hour on Roads on Which a School Bus Stop Is Located"

(H.P. 489) (L.D. 706)

Sponsored by Representative CONNOR of Kennebunk.

Cosponsored by Representatives: PILON of Saco, VALENTINO of Saco.

Bill "An Act To Settle a Dispute between Andrea LaPointe and Michael Barden and the State"

(H.P. 490) (L.D. 707)

Sponsored by Representative TREAT of Hallowell.

Cosponsored by Senator McCORMICK of Kennebec.

UTILITIES AND ENERGY

Bill "An Act To Ensure Proper Oversight of Propane Facilities"

(H.P. 500) (L.D. 717)

Sponsored by Representative FITTS of Pittsfield.

By unanimous consent, all matters having been acted upon were **ORDERED SENT FORTHWITH**.

REPORTS OF COMMITTEE

Change of Committee

Representative CAIN from the Committee on **APPROPRIATIONS AND FINANCIAL AFFAIRS** on Bill "An Act To Fund the Maine Downtown Center"

(H.P. 75) (L.D. 91)

Reporting that it be **REFERRED** to the Committee on **BUSINESS, RESEARCH AND ECONOMIC DEVELOPMENT**.

Report was **READ** and **ACCEPTED** and the Bill **REFERRED** to the Committee on **BUSINESS, RESEARCH AND ECONOMIC DEVELOPMENT**.

Sent for concurrence.

Representative CAIN from the Committee on **APPROPRIATIONS AND FINANCIAL AFFAIRS** on Bill "An Act To Fund Fully the Purchase of Military Time" (EMERGENCY)

(H.P. 88) (L.D. 104)

Reporting that it be **REFERRED** to the Committee on **LABOR**.

Report was **READ** and **ACCEPTED** and the Bill **REFERRED** to the Committee on **LABOR**.

Sent for concurrence.

Representative CAIN from the Committee on **APPROPRIATIONS AND FINANCIAL AFFAIRS** on Bill "An Act To Appropriate Funds To Equip State Trooper Cars with Cages"

(H.P. 212) (L.D. 269)

Reporting that it be **REFERRED** to the Committee on **TRANSPORTATION**.

Report was **READ** and **ACCEPTED** and the Bill **REFERRED** to the Committee on **TRANSPORTATION**.
Sent for concurrence.

Representative CAIN from the Committee on **APPROPRIATIONS AND FINANCIAL AFFAIRS** on Bill "An Act To Renovate and Expand the Boat Launch on Long Lake in St. Agatha"

(H.P. 241) (L.D. 305)

Reporting that it be **REFERRED** to the Committee on **AGRICULTURE, CONSERVATION AND FORESTRY**.

Report was **READ** and **ACCEPTED** and the Bill **REFERRED** to the Committee on **AGRICULTURE, CONSERVATION AND FORESTRY**.

Sent for concurrence.

Representative CAIN from the Committee on **APPROPRIATIONS AND FINANCIAL AFFAIRS** on Bill "An Act To Facilitate Repairs to the Saco River Retaining Wall"

(H.P. 253) (L.D. 317)

Reporting that it be **REFERRED** to the Committee on **BUSINESS, RESEARCH AND ECONOMIC DEVELOPMENT**.

Report was **READ** and **ACCEPTED** and the Bill **REFERRED** to the Committee on **BUSINESS, RESEARCH AND ECONOMIC DEVELOPMENT**.

Sent for concurrence.

Representative CAIN from the Committee on **APPROPRIATIONS AND FINANCIAL AFFAIRS** on Bill "An Act To Reimburse Debra Bilodeau for Her Expenses Incurred in Connection with Her Petition for Appointment as a Foster Parent"

(H.P. 275) (L.D. 368)

Reporting that it be **REFERRED** to the Committee on **HEALTH AND HUMAN SERVICES**.

Report was **READ** and **ACCEPTED** and the Bill **REFERRED** to the Committee on **LEGAL AND VETERANS AFFAIRS**.

Sent for concurrence.

CONSENT CALENDAR First Day

In accordance with House Rule 519, the following items appeared on the Consent Calendar for the First Day:

(S.P. 18) (L.D. 46) Bill "An Act To Allow Nonmember Directors To Serve on the Board of Cooperative Agricultural Associations" Committee on **AGRICULTURE, CONSERVATION AND FORESTRY** reporting **Ought to Pass**

(S.P. 49) (L.D. 130) Bill "An Act To Allow a Municipality Greater Flexibility To Disburse State Fees" Committee on **STATE AND LOCAL GOVERNMENT** reporting **Ought to Pass**

(H.P. 53) (L.D. 60) Resolve, To Rename the Father Curran Bridge in Augusta Committee on **TRANSPORTATION** reporting **Ought to Pass**

(H.P. 94) (L.D. 110) Bill "An Act To Allow School Buses To Travel at the Posted Speed Limit on the Interstate and the Maine Turnpike" Committee on **TRANSPORTATION** reporting **Ought to Pass**

(H.P. 108) (L.D. 124) Bill "An Act To Remove Game Sanctuary Status for Certain Lands in the Town of Orrington" Committee on **INLAND FISHERIES AND WILDLIFE** reporting **Ought to Pass**

(H.P. 130) (L.D. 151) Bill "An Act To Amend the Alewife Fishing Laws" Committee on **MARINE RESOURCES** reporting **Ought to Pass**

There being no objections, the above items were ordered to appear on the Consent Calendar tomorrow under the listing of Second Day.

CONSENT CALENDAR Second Day

In accordance with House Rule 519, the following items appeared on the Consent Calendar for the Second Day:

(S.P. 11) (L.D. 2) Bill "An Act To Provide Rule-making Authority to the Maine Library Commission"

(H.P. 32) (L.D. 37) Bill "An Act To Allow a Weight Tolerance for Vehicle Auxiliary Power Units"

(H.P. 95) (L.D. 111) Resolve, To Name Part of Route 16 the Alton E. Worcester Highway

No objections having been noted at the end of the Second Legislative Day, the Senate Paper was **PASSED TO BE ENGROSSED** in concurrence and the House Papers were **PASSED TO BE ENGROSSED** and sent for concurrence.

The following items were taken up out of order by unanimous consent:

SENATE PAPERS

Bill "An Act To Lower the Cost of State Government in the Departments under the Purview of the Joint Standing Committee on Agriculture, Conservation and Forestry"

(S.P. 249) (L.D. 674)

Resolve, To Authorize the Department of Conservation To Place Priority on Access to Certain Prominent Water Bodies under the Land for Maine's Future Fund

(S.P. 262) (L.D. 687)

Resolve, Directing the Commissioner of Agriculture, Food and Rural Resources To Develop Best Management Practices for Poultry Production

(S.P. 267) (L.D. 692)

Came from the Senate, **REFERRED** to the Committee on **AGRICULTURE, CONSERVATION AND FORESTRY** and ordered printed.

REFERRED to the Committee on **AGRICULTURE, CONSERVATION AND FORESTRY** in concurrence.

Bill "An Act To Authorize a General Fund Bond Issue To Finance the Acquisition of Land and Interest in Land for Public Land and Water Access, Conservation, Wildlife and Fish Habitats, Outdoor Recreation Including Hunting and Fishing and Farmland Preservation and To Access Matching Contributions from Public and Private Sources"

(S.P. 259) (L.D. 684)

Bill "An Act To Authorize a General Fund Bond Issue To Create a New Health Care Internet Infrastructure"

(S.P. 279) (L.D. 729)

Bill "An Act To Authorize a General Fund Bond Issue To Support Small Businesses' Access to Capital"

(S.P. 282) (L.D. 732)

Came from the Senate, **REFERRED** to the Committee on **APPROPRIATIONS AND FINANCIAL AFFAIRS** and ordered printed.

REFERRED to the Committee on **APPROPRIATIONS AND FINANCIAL AFFAIRS** in concurrence.

Bill "An Act To Improve the Protection for Buyers of Motor Vehicles from Vehicles Labeled Lemons in Other States"

(S.P. 248) (L.D. 673)

Bill "An Act To Promote Cost-effective and Broad-based Vision Care for Maine Citizens by Clarifying the Scope of Prescription Authority by an Optometrist"

(S.P. 258) (L.D. 683)

Bill "An Act To Designate Cumberland County as a Pine Tree Development Zone"

(S.P. 281) (L.D. 731)

Came from the Senate, **REFERRED** to the Committee on **BUSINESS, RESEARCH AND ECONOMIC DEVELOPMENT** and ordered printed.

REFERRED to the Committee on **BUSINESS, RESEARCH AND ECONOMIC DEVELOPMENT** in concurrence.

Bill "An Act To Amend the Laws Concerning Disorderly Conduct"

(S.P. 242) (L.D. 668)

Bill "An Act To Improve the Process for Issuing Concealed Weapons Permits"

(S.P. 276) (L.D. 726)

Bill "An Act To Protect Sports Officials"

(S.P. 277) (L.D. 727)

Bill "An Act To Allow Bail Commissioners To Access Criminal Records"

(S.P. 280) (L.D. 730)

Came from the Senate, **REFERRED** to the Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY** and ordered printed.

REFERRED to the Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY** in concurrence.

Bill "An Act To Lower the Cost of State Government in the Departments under the Purview of the Joint Standing Committee on Education and Cultural Affairs"

(S.P. 252) (L.D. 677)

Bill "An Act To Provide Middle School Students with Access to Innovative Science Education"

(S.P. 253) (L.D. 678)

Bill "An Act To Protect Student Privacy while Complying with Federal Law"

(S.P. 274) (L.D. 725)

Came from the Senate, **REFERRED** to the Committee on **EDUCATION AND CULTURAL AFFAIRS** and ordered printed.

REFERRED to the Committee on **EDUCATION AND CULTURAL AFFAIRS** in concurrence.

Bill "An Act To Lower the Cost of State Government in the Departments under the Purview of the Joint Standing Committee on Health and Human Services"

(S.P. 250) (L.D. 675)

Bill "An Act To Provide Transparency Concerning Operating Expenses for Hospitals"

(S.P. 273) (L.D. 724)

Came from the Senate, **REFERRED** to the Committee on **HEALTH AND HUMAN SERVICES** and ordered printed.

REFERRED to the Committee on **HEALTH AND HUMAN SERVICES** in concurrence.

Bill "An Act Regarding the Purchase of Fish for Stocking Inland Waters"

(S.P. 241) (L.D. 667)

Bill "An Act To Lower the Cost of State Government in the Departments under the Purview of the Joint Standing Committee on Inland Fisheries and Wildlife"

(S.P. 251) (L.D. 676)

Came from the Senate, **REFERRED** to the Committee on **INLAND FISHERIES AND WILDLIFE** and ordered printed.

REFERRED to the Committee on **INLAND FISHERIES AND WILDLIFE** in concurrence.

Bill "An Act To Equalize Annuity and Structured Settlement Annuity Benefits with Life Insurance under the Maine Life and Health Insurance Guaranty Association"

(S.P. 263) (L.D. 688)

Bill "An Act To Protect Homeowners in Foreclosure Proceedings"

(S.P. 278) (L.D. 728)

Came from the Senate, **REFERRED** to the Committee on **INSURANCE AND FINANCIAL SERVICES** and ordered printed.

REFERRED to the Committee on **INSURANCE AND FINANCIAL SERVICES** in concurrence.

Bill "An Act To Allow a Court To Award Attorney's Fees in Successful Freedom of Access Appeals"

(S.P. 254) (L.D. 679)

Bill "An Act Regarding Guardians Ad Litem"

(S.P. 264) (L.D. 689)

Came from the Senate, **REFERRED** to the Committee on **JUDICIARY** and ordered printed.

REFERRED to the Committee on **JUDICIARY** in concurrence.

Bill "An Act To Clarify an Employer's Ability To Collect the Overcompensation of Wages"

(S.P. 243) (L.D. 669)

Bill "An Act To Add Maine Maritime Academy Representation to the State Employee Health Commission"

(S.P. 246) (L.D. 672)

Bill "An Act To Clarify the Minimum Wage Exemption for Summer Camp Counselors Working at Day Camps"

(S.P. 260) (L.D. 685)

Bill "An Act To Clarify the Status and Benefits of Employees of the Child Development Services System"

(S.P. 268) (L.D. 693)

Came from the Senate, **REFERRED** to the Committee on **LABOR** and ordered printed.

REFERRED to the Committee on **LABOR** in concurrence.

Bill "An Act Regarding Agency Liquor Stores" (EMERGENCY)

(S.P. 257) (L.D. 682)

Bill "An Act To Allow Limited Partnerships between Brewers and Wholesalers"

(S.P. 269) (L.D. 694)

Came from the Senate, **REFERRED** to the Committee on **LEGAL AND VETERANS AFFAIRS** and ordered printed.

REFERRED to the Committee on **LEGAL AND VETERANS AFFAIRS** in concurrence.

By unanimous consent, all matters having been acted upon were **ORDERED SENT FORTHWITH**.

Bill "An Act To Lower the Cost of State Government in the Departments under the Purview of the Joint Standing Committee on Marine Resources"

(S.P. 266) (L.D. 691)

Came from the Senate, **REFERRED** to the Committee on **MARINE RESOURCES** and ordered printed.

REFERRED to the Committee on **MARINE RESOURCES** in concurrence.

On motion of Representative BURNS of Whiting, the House adjourned at 10:57 a.m., until 10:00 a.m., Thursday, February 26, 2009 and in honor and lasting tribute to Francis Casimir Whalen, Jr., of Gardiner, Matthew John Herrick, of Brunswick and Florence "Flossie" M. Alexander, of Cundy's Harbor.

Bill "An Act To Require Semiannual Testing in Certain Gravel Pits"

(S.P. 261) (L.D. 686)

Resolve, To Require the Department of Environmental Protection To Amend Its Rules for Hydropower Projects To Require a Detailed Cost-benefit Analysis

(S.P. 272) (L.D. 723)

Came from the Senate, **REFERRED** to the Committee on **NATURAL RESOURCES** and ordered printed.

REFERRED to the Committee on **NATURAL RESOURCES** in concurrence.

Bill "An Act To Hold Municipal Officers Harmless for a Determination That a Town Way or Public Easement Is Considered Abandoned"

(S.P. 255) (L.D. 680)

Bill "An Act To Lower the Cost of State Government in the Departments under the Purview of the Joint Standing Committee on State and Local Government"

(S.P. 256) (L.D. 681)

Came from the Senate, **REFERRED** to the Committee on **STATE AND LOCAL GOVERNMENT** and ordered printed.

REFERRED to the Committee on **STATE AND LOCAL GOVERNMENT** in concurrence.

Bill "An Act To Clarify When the Rental of a Car Is Exempt from Sales and Use Tax"

(S.P. 240) (L.D. 666)

Bill "An Act To Make Health Insurance More Affordable"

(S.P. 244) (L.D. 670)

Bill "An Act To Exempt Clean Fuel Vehicles from Sales Tax"

(S.P. 245) (L.D. 671)

Came from the Senate, **REFERRED** to the Committee on **TAXATION** and ordered printed.

REFERRED to the Committee on **TAXATION** in concurrence.

Resolve, Directing the Department of Transportation and the Maine Turnpike Authority To Find Efficiencies in the Maine Transportation System

(S.P. 238) (L.D. 664)

Bill "An Act To Enhance Safety on Maine's Bridges"

(S.P. 239) (L.D. 665)

Came from the Senate, **REFERRED** to the Committee on **TRANSPORTATION** and ordered printed.

REFERRED to the Committee on **TRANSPORTATION** in concurrence.
