

DAVID BOULTER EXECUTIVE DIRECTOR SHS #115

MAINE STATE LEGISLATURE OFFICE OF THE REVISOR OF STATUTES PHONE: (207)287-1650 FAX: (207)287-6468

<u>MEMO</u>

TO: Members of the Legislative Council Legislative Council Staff Offices

FROM: Margaret E. Matheson

RE: Information for November 15, 2007 Council Meeting Appeal of Rejected Bill Requests

DATE: November 9, 2007

This packet is being distributed only to members of the Legislative Council and staff offices. It contains ballots, which include summaries and titles, of requests that were rejected at the October 25, 2007 meeting and that are being appealed by the sponsors. Sponsors' letters of appeal are also included. There is no distribution to the public by the Revisor's Office; however, copies of the appealed bill titles will be available to the public at the November 15, 2007 meeting of the Council.

You should add this packet to your notebook and bring your notebook with you to the appeal meeting on November 15th.

g:ltrforappeal packet

123RD LEGISLATURE SECOND REGULAR SESSION APPEALED BILL REQUESTS



Office of the Revisor of Statutes

BOOK II APPEALS

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PART

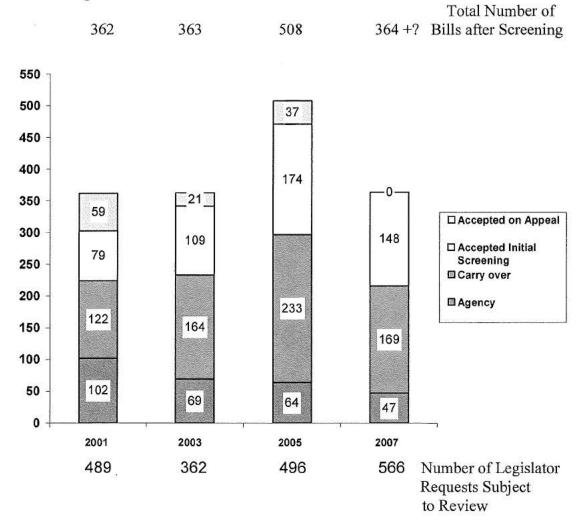
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- 7. Appealed Bill Requests Notices and Ballots (Alphabetical by Prime Sponsor)
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INTRODUCTION

This volume contains the titles and summaries of the 134 bill requests filed before cloture, rejected at the Legislative Council's October 25th meeting and appealed by the appeal deadline on November 7th. The council accepted 148 of 566 requests at its October 25th meeting. Part 7 contains a record of the vote for the requests and is sorted by sponsors' names in alphabetical order. Each sponsor's appeal notice is reproduced as received followed immediately by the ballot for the appealed request. Also included in Part 8 is a list of appealed bills by broad subject and in Parts 9 and 10 are lists of bill requests accepted by broad subject and in order alphabetically by sponsor.

The graph below shows categories of bill requests for this session and the past three second regular sessions.



PART 7

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Senator Philip L. Bartlett II Utilities and Energy Committee, Chair Natural Resources Committee, Member 3 State House Station Augusta, ME 04333-0003 (207) 287-1515

> 141 South Street, Gorham, ME 04038 (207) 839-7827

November 6, 2007

RE: Appeal of the decision of the Legislative Council to reject LR 2902 – "An Act to Promote Home Energy Conservation"

Dear President Edmonds, Chair of the Legislative Council:

Energy costs for the homeowner in Maine are high, and going higher daily. As I write this, the price of oil is nearing \$100/bbl, and heating oil is approaching \$3.00/gallon. Other energy costs are expected to rise in tandem with these increases. Methods of lowering an individual's energy use in their own home are available, but often very expensive, so that while it will save the consumer money in the long run (in addition to lowering our overall energy use and helping the environment), the initial price barrier is generally too great for the individual consumer to overcome.

LR 2902's intent is to develop creative ways of assisting the consumer to overcome the large start-up costs of home-based energy saving devices and start saving energy (and money) as soon as possible. This bill will come before my committee, and it is my belief that it can be dealt with in a timely manner, without adding an undo burden to our workload. Please reconsider your initial decision and allow LR 2902 to be considered in the Second Session of the 123rd Legislature.

Sincerely,

Varia

Senator Philip L. Bartlett, II Senate District 6

UTE ENERGY CONSERVATION EFFICIENCY MAINE GRANTS

LR: 2902

Sponsor: Senator Bartlett of Cumberland

An Act To Promote Home Energy Conservation

Edmonds	Yes				Cı	ummings	No	
Mitchell	No				Pi	ngree	No	
Martin	No				Fa	ircloth	No	
Weston	No				Та	ırdy	No	
Rosen	No				Cr	osthwaite	No	
			Yes	No	Abstain	Absent		
		Total:	1	9	0	0	Out	

Comments

This bill would authorize Efficiency Maine to provide grants to be used to increase the efficiency of home heating.

Senator Philip L. Bartlett II

123rd Legislature Senate of Maine Senate District 6

Utilities and Energy Committee, Chair Natural Resources Committee, Member 3 State House Station Augusta, ME 04333-0003 (207) 287-1515

> 141 South Street, Gorham, ME 04038 (207) 839-7827

November 6, 2007

RE: Appeal of the decision of the Legislative Council to reject LR 3109 – "An Act to Clarify Maine's 'Do Not Call' Law"

Dear President Edmonds, Chair of the Legislative Council:

Last session, as Senate Chair of the Utilities Committee, I sponsored a bill for the Attorney General to clarify and simplify the Do Not Call law in Maine. Jim McKenna from the AG's office testified in favor of the bill, and the committee moved to work session, where we voted it "Unanimous -OTP." The bill sailed equally smoothly through the House and Senate and was signed into law by the Governor.

LD 1837's intent was to "harmonize" the Federal and State standards, making uniform both the compliance and protection aspects of this important law. It came very close to achieving this goal. Unfortunately, two technical glitches were discovered, and LR 3109 was designed to rectify those glitches and truly harmonize Maine and Federal law 'Do Not Call' applications.

In short, LR 3109 is an emergency because it is needed to restore Maine's mirroring of Federal protections regarding the Existing Business Relationship, and regarding Good Faith Affirmative Defense, both of which were inadvertently repealed in Maine when we passed LD 1837. My committee should be able to work this bill expeditiously, with minimal disruption to the short Session. Please reconsider your initial decision and allow LR 3109 to be considered in the Second Session of the 123rd Legislature.

Sincerely,

Jasta

Senator Philip L. Bartlett, II Senate District 6

123rd Legislature - Second Regular Session Legislative Council Vote on Screened Requests

BRED BUSINESS PRACTICES TELEPHONE SOLICITATION

LR: 3109

Sponsor: Senator Bartlett of Cumberland

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

Edmonds	No				C	ımmings	No
Mitchell	No				Pi	ngree	No
Martin	No				Fa	ircloth	No
Weston	No				Тε	urdy	Absent
Rosen	Yes				Cr	osthwaite	No
			Yes	No	Abstain	Absent	
		Total:	1	8	0	1	Out

Comments

This bill would expand exemptions under the state "Do Not Call" law to parallel federal law concerning existing business relationships.



Senator Paula I. Benoit

3 State House Station Augusta, ME 04333-0003 (207) 287-1505

> 61 Painted Point Road Phippsburg, ME 04562 Home (207) 389-1382

November 5, 2007

To: Senator Beth Edmonds, Chair Legislative Council

From: Senator Paula Benoit

Re: LR 3001 – Resolve, To Allow John Jorgenson to Sue the State of Maine

Please accept my appeal of the Council's denial of the above bill for consideration in the Second Regular Session of the Legislature.

The purpose of this bill is to allow the Jorgensens to receive fair compensation for John's injuries, should the jury decide that he is entitled to an excess of \$400,000. John Jorgenson was tragically injured in a collision between his car and a MDOT construction vehicle. As a result of the crash, John has permanently lost vision in both eyes and suffered life-threatening injuries.

John's medical expenses exceed \$500,000 and he is now confined to a wheelchair and dependent on his wife Karen for full time care. John and Karen are pursuing a compensation claim against the MDOT, but the claim is limited by the Maine Tort Claims Act \$400,000.

This bill is an emergency because the Jorgenson's case has been scheduled for court early next year.

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LVA TORT CLAIMS

CLAIMS AGAINST THE STATE

LR: 3001

Sponsor: Senator Benoit of Sagadahoc

Resolve, To Allow John Jorgenson To Sue the State

Edmonds	No				Ci	ummings	No	
Mitchell	No				Pi	ngree	No	
Martin	No				Fa	ircloth	No	
Weston	Yes				Та	ırdy	Absent	
Rosen	Yes	2			Cr	osthwaite	Yes	
		50	Yes	No	Abstain	Absent		
		Total:	3	6	0	1	Out	

Comments

This resolve would allow John Jorgenson, who was injured in a collision with a Department of Transportation vehicle, to sue the State and recover up to \$4,000,000 of any damages awarded by a jury.



Senator Paula I. Benoit

3 State House Station Augusta, ME 04333-0003 (207) 287-1505

> 61 Painted Point Road Phippsburg, ME 04562 Home (207) 389-1382

November 6, 2007

To: Senator Beth Edmonds, Chair Legislative Council

From: Senator Paula Benoit

Re: LR 3174 – An Act to Facilitate Behavioral Reform within the Department of Corrections.

Please accept my appeal of the Council's denial of the above bill for consideration in the Second Regular Session of the Legislature.

This Legislation would place the non-violent portion of Maine's prisoners and place them in the New Horizons Academy program, which has already been successful in two previous testing trials, in 2004 and 2006, within the Maine State Prison. It would also require the state to develop an effective ankle bracelet program for participants administered by the DOC.

This bill is an emergency because the Governor is looking for space and for money to pay for the support of state prisoners. This proposed legislation will offer a true cost savings while at the same time increasing the success rate for re-entry into mainstream society.

123rd Legislature - Second Regular Session Legislative Council Vote on Screened Requests

CJPS SENTENCES

ALTERNATIVES

LR: 3174

Sponsor: Senator Benoit of Sagadahoc

An Act To Facilitate Behavioral Reform within the Department of Corrections

Edmonds	No				Cı	ummings	No
Mitchell	No				Pi	ngree	No
Martin	No				Fa	ircloth	No
Weston	Yes				Та	irdy	Absent
Rosen	Yes				Cr	osthwaite	No
			Yes	No	Abstain	Absent	
		Total:	2	7	0	.1	Out

Comments

This bill would implement an ankle bracelet program for nonviolent prisoners in county jails and require them to participate in the New Horizons Academy program.

Closely Related Leg Req: LR 3052 Representative Carter

11/6/2007 1:25:28PM



State of Maine House of Representatives 2 State House Station Augusta, Maine 04333-0002

October 30, 2007

Hon. Beth Edmonds, Chair Legislative Council 115 State House Station Augusta, ME 04333

Dear President Edmonds:

It is my intention to appeal the Council's rejection of the following bill request:

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

I look forward to addressing the Council on November 15 to discuss this proposal and to clarify its need for inclusion as emergency legislation for the upcoming session.

Respectfully,

Andrea

Andrea Boland State Representative, House District 142 22 Kent Street, Sanford, ME 04073 207-324-4459

HHS HEALTH CARE SERVICES PREVENTION PROGRAMS

Sponsor: Representative Boland of Sanford

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

Edmonds	No					Ci	ummings	No	30
Mitchell	No	17				Pi	ngree	No	
Martin	No					Fa	ircloth	No	
Weston	No					Та	ardy	Absent	
Rosen	No					Cr	osthwaite	No	
				Yes	No	Abstain	Absent		
	æ	2	Total:	0	9	0	1	Out	

Comments

This bill would require a health care provider to give written and oral notification to a patient who is to be vaccinated of the patient's right to decline to be vaccinated.

Joseph Brannigan 168 Concord Street Portland, ME 04103

November 2, 2007

Honorable Beth G. Edmonds, Chairman The Legislative Council 122 Hunter Road Freeport, ME 04032 Honorable Glenn A. Cummings, Vice Chair The Legislative Council 24 Nevens Street Portland, ME 04103

RE: Appeal of Initial Determination by Legislative Council on LR 2989, An Act to Establish the Consumer Council System of Maine Consistent with The Riverview Psychiatric Center Consent Decree and the Sate's Comprehensive Mental Health Plan

Dear Senator Edmonds and Representative Cummings:

I am writing to appeal and seek reconsideration of the Legislative Council's initial determination not to accept LR 2989 into the Second Session.

This is a very important piece of legislation, and one which should properly be brought before the Legislature for early consideration and enactment. In support of this, I attach a copy of the October 30, 2007 letter of Dan Wathen, Court Master under the AMHI Consent Decree. Here, former Chief Justice Wathen lays out the important background of this matter and the fact that the Department is behind schedule in complying with the Adult Mental Health Services Plan which was approved on October 13, 2006 and called for both Statewide and local councils to be fully formed by August of 2007.

Justice Wathen cites approvingly the text that has been developed by Council Members and the Department, and urges that it be included in the coming Legislative Council. I join his sentiments in my capacity as Senate Chair of the Health and Human Services Committee. I also look forward to talking with each of you as well as the other Members of the Council in advance of the November 15 appeal meeting.

Thank you for your attention to this important matter.

Very truly yours,

Joseph Brannigan

HHS MENTAL HEALTH SERVICES DELIVERY

Sponsor: Senator Brannigan of Cumberland

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

Edmonds	No				Cu	ummings	8	No
Mitchell	No				Pi	ngree		No
Martin	No				Fa	ircloth	a.	No
Weston	No				Та	urdy		Absent
Rosen	No				Cr	osthwaite		No
			Yes	No	Abstain	Absent		2
		Total:	0	9	0	1		Out

Comments

This bill would establish a statewide consumer council in order to influence public policy and address community issues affecting the lives of consumers of mental health services.



Senator Joseph C. Brannigan

3 State House Station Augusta, ME 04333-0003 (207) 287-1515

> 168 Concord Street, Portland, ME 04103 (207) 772-6047

November 5, 2007

Senate President Beth Edmonds, Chair Legislative Council 115 State House Station Augusta, Maine 04333

Re: LR 3100 "An Act to Clarify the Election of Municipal Charter Commission Members"

Dear President Edmonds, Speaker Cummings and Members of the Council:

I request your reconsideration of my LR 3100, referenced above.

This legislation would amend the procedure for the election of members of a municipal Charter Commission. Currently, members must either be on the same ballot as the underlying issue of whether to form a charter commission at all, or the municipality must hold a special election, with its accompanying expense, within 90 days of the vote authorizing the commission. The amendment gives the municipality the option of either letting election of members be on the same ballot as the question authorizing the commission, or having members elected no later than the first regular or special municipal or state election that occurs at least 90 days after the vote authorizing the commission. In virtually all cases, this would be within 8 months or less of voting on the commission itself (e.g. November to June) <u>particularly in light of the new state law requiring voter approval of school budgets</u>. This would not preclude a municipality from holding a special election earlier if it chose to do so.

Thank you for your consideration.

Sincerely,

Senator Joseph C. Brannigan

123rd Legislature - Second Regular Session Legislative Council Vote on Screened Requests

SLG MUNICIPALITIES ELECTIONS

LR: 3100

Sponsor: Senator Brannigan of Cumberland

An Act To Clarify the Election of Municipal Charter Commission Members

Edmonds	No				С	ummings	Yes
Mitchell	No				Р	ingree	No
Martin	No				F	aircloth	No
Weston	No				Т	ardy	Absent
Rosen	No				С	rosthwaite	No
			Yes	No	Abstain	Absent	
		Total:	1	8	0	1	Out

Comments

This bill would allow the election of municipal charter commission members no later than the next scheduled regular or special municipal or state election that is at least 90 days after a referendum authorizing a charter commission. The bill also would establish a method of determining the number of voter members on a charter commission.



Senator Joseph C. Brannigan 3 State House Station Augusta, ME 04333-0003 (207) 287-1515

> 168 Concord Street, Portland, ME 04103 (207) 772-6047

November 6, 2007

Senate President Beth Edmonds, Chair Legislative Council 115 State House Station Augusta, Maine 04333

Re: LR 3346 "An Act to Require the Teaching of Mental Health Awareness in Maine's Middle Schools"

Dear President Edmonds, Speaker Cummings and Members of the Council:

I request your reconsideration of LR 3346, referenced above. We must begin to educate our children about mental health. Even if this were to pass next session, it could take another year or two to implement. We simply cannot wait.

This effort has a great deal of support and would accomplish the following:

- Reduce the stigma associated with mental illness, by explaining the biology of the disease so that a youngsters' classmates better understand why their seatmate acts as he or she does;

- Better understanding should bring about a healthier learning environment for all students – less disruption in the classroom;

- Teachers and students alike will experience less stress in the classroom - a plus for all; and

- A fully prepared, <u>free of charge</u> curriculum developed by the National Institute of Health (NIH) is available to teachers and is updated each year - also free of charge.

This is also important for the student who lives with parents with mental illness, alcoholism or drug addiction. By openly discussing the biological aspects of mental illness, young people will feel less "alone" and more open to speaking of such things in a non-threatening environment. Perhaps, too, we can lesson the potential for horrifically violent crimes being committed by mental health consumers if they have a better support system earlier in their lives. Children once the target of "bullying" or those who are experiencing thoughts of not being understood may not resort to suicide. Maine's suicide rate is currently among the highest in New England. We can do better – and must. Better understanding, a better learning environment and better relationships will make for happier and healthier classrooms, families and communities.

To understand why a student's seatmate comes to school tired, poorly dressed, and unable to concentrate, sad, angry or depressed could make the difference in a child's life – indeed, in both student's lives. The process begins here - with us.

As you deliberate the many appeals that come before you, I hope you will give this one every consideration and allow it to go forward. Thank you for your consideration!

Best regards, Jos Craming

Senator Joseph C. Brannigan Fax (207) 287-1585 * TTY (207) 287-1583 * Message Service 1-800-423-6900 * Web Site: http://www.state.me.us/legis/senate

EDU SCHOOL POLICIES CURRICULUM

Sponsor: Senator Brannigan of Cumberland

An Act To Require Teaching of Mental Health Awareness in Maine's Middle Schools

		Total:	0	9	0	1	Out
			Yes	No	Abstain	Absent	
Rosen	No	8 7			Cr	osthwaite	No
Weston	No				Тε	urdy	Absent
Martin	No				Fa	ircloth	No
Mitchell	No				Pi	ngree	No
Edmonds	No				C	ummings	No

Comments

This bill would require that mental health awareness be taught in all middle schools in Maine and would require the Department of Education to include the curriculum as prescribed by the National Institutes of Health's "The Science of Mental Illness" curriculum supplement series for grades 6 to 8 to enhance the understanding of mental illness from biological, psychological and environmental aspects in the classroom, making for healthier communities. It would assist children suffering from the disease, their peers, teachers and school staff, and families of those with the disease.



Senator Lynn Bromley Business, Research and Economic

Business, Research and Economic Development Committee, Chair

> 3 State House Station Augusta, ME 04333-0003 (207) 287-1515

102 Mitchell Road, South Portland, ME 04106 (207) 799-2065

November 5, 2007

RE: Appeal of the decision of the Legislative Council to reject LR 3147 – "An Act to Allow Direct-to-Consumer Wine Sales"

Dear President Edmonds, Chair of the Legislative Council:

LR 3147 will do just what the title says, allow direct to consumer wine sales. The bill is as much about allowing Maine wineries to export their products as it is about allowing Maine consumers to receive wine. This bill is an emergency because in the absence of these sales our Maine farm wineries are at a distinct disadvantage. States that allow direct sales work on the principle of reciprocity, so our wineries cannot export their products, thus drastically reducing their potential market. This deprives Maine businesses of sales and the state of needed revenue. Realizing that this appears similar to other legislation that was proposed and rejected by the Legislature makes this appeal a more difficult task, but this bill targets the barrier that Maine law presents to product export. Discussions over the summer have resulted in a novel approach to address the objections found last year, and the proposed LR is far less broad in scope. Enough so that it warrants separate consideration.

Please reconsider your initial decision and allow LR 3147 to be considered in the Second Session of the 123rdLegislature.

Sincerely,

Senator Lynn Bromley Maine Senate, District #7

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LVA ALCOHOLIC BEVERAGES INTERSTATE SHIPPING

Sponsor: Senator Bromley of Cumberland

An Act To Allow Direct-to-consumer Wine Sales

Edmonds	No				Cı	ummings	No
Mitchell	No				Pi	ngree	No
Martin	No				Fa	ircloth	No
Weston	Yes				Ta	urdy	Absent
Rosen	Yes				Cr	osthwaite	No
			Yes	No	Abstain	Absent	
		Total:	2	7	0	.1	Out

Comments

This bill would allow direct-to-consumer sales of wine to state-registered buyers.

JR 217 Ruling Needed: LD 143

LR: 3147



Senator Lynn Bromley Business, Research and Economic Development Committee, Chair

> 3 State House Station Augusta, ME 04333-0003 (207) 287-1515

102 Mitchell Road, South Portland, ME 04106 (207) 799-2065

November 6, 2007

RE: Appeal of the decision of the Legislative Council to reject LR 3182 – "An Act Regarding the Board of Examiners in Physical Therapy"

Dear President Edmonds, Chair of the Legislative Council:

The physical therapy board of examiners is in something of a crisis. Because of quorum issues the board meets very infrequently. Waits for scope of practice questions and disciplinary hearings are very long - up to a year. This bill will make changes to the composition of the board to allow them to meet more frequently, and remove these roadblocks to good practice in the profession.

This bill would come before my committee, and I am certain it can be dispatched with quickly and not negatively impact either the work of the BRED committee or the Legislature in the short session. Please reconsider your initial decision and allow LR 3182 to be considered in the Second Session of the 123rd Legislature.

Sincerely,

Senator Lynn Bromley Maine Senate, District #7

BRED LICENSING

PHYSICAL THERAPISTS

Sponsor: Senator Bromley of Cumberland

An Act Regarding the Board of Examiners in Physical Therapy

Edmonds	No	25				С	ummings	No
Mitchell	No					Pi	ngree	No
Martin	No					Fa	aircloth	No
Weston	No		*			Та	ardy	Absent
Rosen	No					C	rosthwaite	No
				Yes	No	Abstain	Absent	
		<i>12</i>	Total:	0	9	0	1	Out

Comments

This bill would increase the number of physical therapists on the Board of Examiners in Physical Therapy from 2 to 3.



HOUSE OF REPRESENTATIVES 2 STATE HOUSE STATION AUGUSTA, MAINE 04333-0002 (207) 287-1440 TTY: (207) 287-4469

William P. Browne 793 Webber Pond Road Vassalboro, ME 04989 Residence: (207) 622-3096 E-Mail: wpbrowne@gmail.com

November 5, 2007

The Honorable Beth Edmonds, Chair Maine Legislative Council 115 State House Station Augusta, Maine 04333-0115

Dear Chair Edmonds:

Please accept this letter as an appeal of the Legislative Council's recent decision regarding LR 2970, "An Act To Designate Certain Rules of the Bureau of State Police as Major Substantive Rules."

As legislators, we all are keenly aware that agency rules are placed under one of two categories and are subject to applicable procedures. Major substantive rules are ones that, in the judgment of the Legislature, rise to a level where more careful consideration and examination must take place because of its impact, whether it be financial, service- or benefit-related or excessively burdensome to the public or government unit.

The Joint Standing Committee on Transportation has voted to begin the process of changing agency rules that are not presently in compliance with federal rules. Although amending the rules may make Maine eligible for additional monies, the cost of enacting change could far outweigh this influx of cash. Businesses all over this state could potentially be encumbered with enormous costs. These changes should be made in the light of day at a public hearing where all affected parties would have the opportunity to weigh in and participate in discussions regarding their livelihood. Committee members would be able to listen to both proponents and opponents and then make an informed decision based on public input.

I will be in attendance at the next Legislative Council meeting to speak in favor of LR 2970; however, please do not hesitate to contact me should you have questions. I would be happy to discuss in more detail the merits of this measure.

Thank you for your time and consideration.

Sincerely, William P

William P. Browne State Representative

TRA MOTOR CARRIERS SAFETY

Sponsor: Representative Browne of Vassalboro

An Act To Designate Certain Rules of the Bureau of State Police as Major Substantive Rules

Edmonds	No				C	ummings	No
Mitchell	No				Pi	ngree	No
Martin	Yes				Fa	aircloth	No
Weston	Yes				Тε	ardy	Absent
Rosen	Yes				Cı	rosthwaite	Yes
			Yes	No	Abstain	Absent	
2	5	Total:	4	5	0	1	Out

Comments

This bill would change the Department of Public Safety, Bureau of State Police rule-making authority designation regarding motor carrier safety to major substantive. Currently these rules are designated as routine technical rules.



HOUSE OF REPRESENTATIVES 2 STATE HOUSE STATION AUGUSTA, MAINE 04333-0002 (207) 287-1400 TTY: (207) 287-4469

Mark E. Bryant 166 Albion Road Windham. ME 04062 Residence: (207) 892-6591

November 6, 2007

Hon. Beth Edmonds, Chair Legislative Council 115 State House Station Augusta, ME 04333

Dear President Edmonds:

It is my intention to appeal the Council's rejection of the following bill request:

LR 3325, An Act to Require the Department of Inland Fisheries and Wildlife to Study the Development of a Food Additive that Kills Deer Ticks

I look forward to addressing the Council on November 15 to discuss this proposal and to clarify its need for inclusion as emergency legislation for the upcoming session. Information from the Department of Inland Fisheries and Wildlife will be forthcoming on their ability to implement such a proposal should it be enacted into law. Additionally, I plan to update the Legislative Council on the work that Senator Bryant and I have already completed on the issue of Lyme Disease in Maine and how this proposal would work in concert with those efforts.

Respectfully,

Mark Bryant State Representative

IFW INLAND FISHERIES AND WILDLIFE DEPT POWERS

Sponsor: Representative Bryant, M. of Windham

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

Edmonds	No				Cı	ummings	No
Mitchell	No				Pi	ngree	No
Martin	No				Fa	ircloth	No
Weston	No				Та	ırdy	Absent
Rosen	No				Cr	osthwaite	No
	25	2	Yes	No	Abstain	Absent	
		Total:	0	9	0	1	Out

Comments

This bill would direct the Department of Inland Fisheries and Wildlife and the University of Maine to develop a methodology to reduce the population of deer ticks.



House of Representatives 2 state house station augusta, maine 04333-0002 (207) 287-1400 TTY: (207) 287-4469

Rick Burns P.O. Box 40 Berwick, ME 03901 Residence: (207) 698-1526

Business: (603) 781-4226

October 30, 2007

Hon. Beth Edmonds, Chair Legislative Council 115 State House Station Augusta, ME 04333

Dear President Edmonds:

It is my intention to appeal the Council's rejection of the following bill request:

LR 2878, An Act to Allow the Use of Municipal Equipment on Private Roads for Emergency Access.

I look forward to addressing the Council on November 15 to discuss this proposal and to clarify its need for inclusion as emergency legislation for the upcoming session.

Respectfully,

Rich Bur

Rick Burns State Representative

TRA ROADS

PRIVATE WAYS

Sponsor: Representative Burns of Berwick

An Act To Allow the Use of Municipal Equipment on Private Roads for Emergency Access

Edmonds	No				C	ummings	No		
Mitchell	No				P	ingree	No		
Martin	No				F	aircloth	No	91	
Weston	No					ardy	Absent		41 1
Rosen	No				Crosthwaite		No	33	
			Yes	No	Abstair	Absent			
		Total:	0	9	0	1	Out		

Comments

This bill would allow the voters in a town to authorize the use of the town's equipment and resources on private roads to ensure access by emergency service vehicles during an emergency as declared by the Governor.

JR 217 Ruling Needed: LD 906



HOUSE OF REPRESENTATIVES 2 STATE HOUSE STATION AUGUSTA, MAINE 04333-0002 (207) 287-1400 TTY: (207) 287-4469

Emily Ann Cain

103 Forest Avenue Orono, ME 04473 Residence: (207) 866-3753 E-Mail: RepEmily.Cain@legislature.maine.gov

November 5, 2007

Hon. Beth Edmonds, Chair Legislative Council 115 State House Station Augusta, ME 04333

Dear President Edmonds:

It is my intention to appeal the Council's rejection of the following bill request:

LR 3254: An Act to Expand the Membership of the Juniper Ridge Landfill Advisory Committee to Include a Member from Orono.

I look forward to addressing the Council on November 15 to discuss this proposal and to clarify its need for inclusion as emergency legislation for the upcoming session.

Respectfully

Emily Ann Cain State Representative

NAT WASTE FACILITIES LANDFILLS

Sponsor: Representative Cain of Orono

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

Edmonds	Yes				C	ummings	Yes	
Mitchell	Yes	3			Pi	ngree	Yes	
Martin	No				Fa	aircloth	Yes	
Weston	No				Ta	ardy	Absent	
Rosen	No				C	rosthwaite	No	
			Yes	No	Abstain	Absent	9	
		Total:	5	4	0	1	Out	

Comments

This bill would expand the membership of the Juniper Ridge Landfill Advisory Committee to include a member from Orono.



HOUSE OF REPRESENTATIVES 2 STATE HOUSE STATION AUGUSTA, MAINE 04333-0002 (207) 287-1400 TTY: (207) 287-4469

Marilyn E. Canavan

28 May Street Waterville, ME 04901 Residence: (207) 872-6221 E-Mail: mcanavan@verizon.net

October 30, 2007

Hon. Beth Edmonds, Chair Legislative Council 115 State House Station Augusta, ME 04333

Dear President Edmonds:

It is my intention to appeal the Council's rejection of the following bill request:

LR 2807 – An Act To Amend the Law Governing Membership on the Commission on Governmental Ethics and Election Practices

I look forward to addressing the Council on November 15 to discuss this proposal and to clarify its need for inclusion as emergency legislation for the upcoming session.

Respectfully,

deaven

Marilyn Canavan State Representative

LVA GOVERNMENTAL ETHICS ETHICS COMMISSION

Sponsor: Representative Canavan of Waterville

An Act To Amend the Law Governing Membership on the Commission on Governmental Ethics and Election Practices

Edmonds	No				Cı	ummings	No	
Mitchell	No				Pi	ngree	No	
Martin	No				Fa	ircloth	No	
Weston	No				Та	ardy	Absent	
Rosen	No				Cr	osthwaite	No	
			Yes	No	Abstain	Absent		
		Total:	0	9	0	1	Out	
		86						

Comments

This bill would change the way members of the Commission on Governmental Ethics and Election Practices are chosen to the way originally enacted in law. In addition, this bill would prohibit the officers, directors or members of the boards of organizations that lobby the Legislature, or affiliates of such organizations, from serving as members of the Commission on Governmental Ethics and Election Practices.



House of Representatives 2 State House Station Augusta, Maine 04333-0002 (207) 287-1400 TTY: (207) 287-4469

Marilyn E. Canavan

28 May Street Waterville, ME 04901 Residence: (207) 872-6221 E-Mail: mcanavan@verizon.net

> President Beth Edmonds Legislative Council Chair State House Station 7 Augusta, Maine 04333-0007

Re: Appeal of LR 2923: An Act to Facilitate the Diversion of Persons with Mental Illness and Substance Abuse Away from Incarceration through the Co-Occurring Disorders Court

The Co-Occurring Disorders Court (COCD) is one of the most cost effective initiatives in state government. A nationally recognized evaluator calculates that the net savings from the Court have so far exceeded \$700 thousand in the past 28 months, based on reduced incarceration alone without including the savings from therapeutic improvements and the substantial future savings from having turned peoples' lives around.

Operating in Augusta, the Court carries a continuing load of 18 to 20 defendants, people with only the most challenging mental illnesses, usually with superimposed substance abuse. All who are admitted to the Court have pled guilty to a serious crime and have a past history of frequent incarceration.

The Court is supported largely within existing resources by those employed by the Judicial Department and the District Attorney's office. However, the case manager, whose contract cost is \$73,000 per year, and drug and alcohol testing, that costs \$8000 per year, can only be sustained with external funding. For 28 months, those costs have been paid by a three-year federal grant that runs out July 1, 2008.

The operating cost of the program borne by the state funding being requested is about \$4000 per person per year. The corresponding cost of incarcerating that same person within DOC is \$38,000 per year plus the added cost of supplying medical and psychiatric services at DOC expense rather than through MaineCare.

Although the costs of the Court are paid by or through the Judicial Department, substantial savings are accruing daily to the Department of Corrections, DHHS and local law enforcement. When a defendant "graduates" from the Court, the DOC saves the cost of present and future incarcerations; DHHS saves on future treatment and case management; and local police have fewer calls.

Most of the savings accrue to the State because the avoided sentences are serious enough to fall within DOC rather than county jails. Savings from the Co-Occurring Disorders Court exceed those from ordinary drug courts because each defendant's mental disease is managed with aggressive interventions. When the underlying dysfunction is successfully treated or controlled, concomitant substance abuse is eliminated and the defendant is graduated from the Court with a likelihood of relapse that is significantly reduced.

The future savings for each graduate and the intangible value of restoring a person to productive life are incalculable.

Yours truly,

Waip Lacara

Rep. Marilyn Canavan

District 76 Oakland (part) and Waterville (part)

CJPS SENTENCES

ALTERNATIVES

Sponsor: Representative Canavan of Waterville

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

Edmonds	No				C	ummings	Yes
Mitchell	No	訪			Pi	ngree	Yes
Martin	No				Fa	aircloth	No
Weston	No				Ta	ardy	Absent
Rosen	No				Cı	rosthwaite	No
			Yes	No	Abstain	Absent	
		Total:	2	7	0	1	Out
	(* 27)						24 C

Comments

This bill would provide continued funding for the Kennebec County Co-occurring Disorders Court to allow it to continue the diversion of persons with significant mental illness, substance abuse disorders and criminal conduct from incarceration in county and state correctional facilities.

Closely Related Leg Req: LR 2924 Representative Canavan



Marilyn E. Canavan 28 May Street Waterville, ME 04901 Residence: (207) 872-6221 E-Mail: mcanavan@verizon.net

October 30, 2007

Hon. Beth Edmonds, Chair Legislative Council 115 State House Station Augusta, ME 04333

Dear President Edmonds:

It is my intention to appeal the Council's rejection of the following bill request:

LR 2924 – An Act To Establish an Ombudsman for Mentally III Inmates

I look forward to addressing the Council on November 15 to discuss this proposal and to clarify its need for inclusion as emergency legislation for the upcoming session.

Respectfully,

active

Marilyn Canavan State Representative

CJPS CORRECTIONS DEPT ADMINISTRATION

LR: 2924

Sponsor: Representative Canavan of Waterville

An Act To Establish an Ombudsman for Mentally Ill Inmates

Edmonds	No				Cu	ummings	No	
Mitchell	No					ngree	Yes	
Martin	No				Fa	ircloth	Yes	
Weston	No				Тε	irdy	Absent	35
Rosen	No				Cr	osthwaite	No	
			Yes	No	Abstain	Absent	옜	
		Total:	2	7	0	1	Out	

Comments

This bill would establish an ombudsman for mentally ill inmates.

Closely Related Leg Req: LR 2923 Representative Canavan



Timothy A. Carter 744 Intervale Road Bethel, ME 04217 Residence: (207) 824-7698

October 30, 2007

Hon. Beth Edmonds, Chair Legislative Council 115 State House Station Augusta, ME 04333

Dear President Edmonds:

It is my intention to appeal the Council's rejection of the following bill request:

LR 3027 - An Act To Establish a Combination Spirits License

I look forward to addressing the Council on November 15 to discuss this proposal and to clarify its need for inclusion as emergency legislation for the upcoming session.

Respectfully,

Timothy Carter State Representative

District 91 Bethel, Eustis, Gilead, Hanover, Kingfield, Newry, Rangeley, Stoneham, Upton, Woodstock and Plantations of Dallas, Lincoln and Magalloway, plus the unorganized territories of East Central Franklin (part, including part of Salem Township), North Franklin, North Oxford, South Oxford (including Albany and Mason Townships) and Milton Township

LVA ALCOHOLIC BEVERAGES LICENSING

Sponsor: Representative Carter of Bethel

An Act To Establish a Combination Spirits License

Edmonds	No				C	ummings	No		
Mitchell	No	貂			Pi	ngree	No		
Martin	Yes				Fa	aircloth	Yes		
Weston	No				Т	ardy	Absent		
Rosen	No				C	rosthwaite	No		
			Yes	No	Abstain	Absent		<i>a</i>	
		Total:	2	7	0	1	Out		

Comments

This bill would allow a general store that has less than \$150,000 per year in gross sales, that has less than 1,250 square feet of sales area and that is the only general store within a municipality to purchase a combination beer and wine license for \$300 plus applicable fees.

36



Timothy A. Carter 744 Intervale Road Bethel, ME 04217 Residence: (207) 824-7698

October 30, 2007

Hon. Beth Edmonds, Chair Legislative Council 115 State House Station Augusta, ME 04333

Dear President Edmonds:

It is my intention to appeal the Council's rejection of the following bill request:

LR 3051 – An Act Regarding Off-road Diesel Fuel

I look forward to addressing the Council on November 15 to discuss this proposal and to clarify its need for inclusion as emergency legislation for the upcoming session.

Respectfully,

Timothy Carter State Representative

District 91 Bethel, Eustis, Gilead, Hanover, Kingfield, Newry, Rangeley, Stoneham, Upton, Woodstock and Plantations of Dallas, Lincoln and Magalloway, plus the unorganized territories of East Central Franklin (part, including part of Salem Township), North Franklin, North Oxford, South Oxford (including

Albany and Mason Townships) and Milton Township

NAT FUELS

REFORMULATED FUEL

LR: 3051

Sponsor: Representative Carter of Bethel

An Act Regarding Off-road Diesel Fuel

Edmonds	No				Cu	ummings	No
Mitchell	No				Pi	ngree	No
Martin	Yes				Fa	ircloth	No
Weston	No				Та	urdy	Absent
Rosen	No	83			C	rosthwaite	No
			Yes	No	Abstain	Absent	
		Total:	1	8	0	1	Out

Comments

This bill would permit users of off-road diesel fuel to receive a fuel tax exemption upon purchase rather than as an annual tax refund. The bill would require purchasers to show a certification document to sellers that verifies the fuel tax exemption for an amount of diesel equal to their previous year's consumption. The purchaser would then add dye to the tax-exempt fuel to ensure that the fuel is not used for on-road purposes.



Richard M. Cebra

15 Steamboat Landing Naples, ME 04055 Residence: (207) 693-4951 Business: (207) 693-6782 Cell Phone: (207) 232-9339 RepRich.Cebra@legislature.maine.gov

November 6, 2007

Legislative Council Maine State Legislature 115 State House Station Augusta, ME 04333-0115

Notice of Appeal of Legislative Council Decision on LR 3117, "An Act To Require Municipal Reporting of Urban-Rural Initiative Program Funds Spending"

Dear Madam Chair and Members of Legislative Council:

I would like to appeal the Legislative Council's decision on the following bill:

• LR 3117, "An Act To Require Municipal Reporting of Urban-Rural Initiative Program Funds Spending"

Thank you for your time and consideration.

Sincerely,

an M. Polon

Richard M. Cebra State Representative

TRA TRANSPORTATION DEPT PLANNING

Sponsor: Representative Cebra of Naples

An Act To Require Municipal Reporting of Urban-Rural Initiative Program Funds Spending

Edmonds	No				C	ummings	No
Mitchell	No				Pi	ngree	No
Martin	No				Fa	ircloth	No
Weston	No				Та	ardy	No
Rosen	No				С	osthwaite	No
			Yes	No	Abstain	Absent	
		Total:	0	10	0	0	Out

Comments

This bill would require municipalities to report annually to the Department of Transportation on how Urban-Rural Initiative Program funds are spent by those municipalities.



Richard M. Cebra

15 Steamboat Landing Naples, ME 04055 Residence: (207) 693-4951 Business: (207) 693-6782 Cell Phone: (207) 232-9339 RepRich.Cebra@legislature.maine.gov House of Representatives 2 state house station Augusta, maine 04333-0002 (207) 287-1440 TTY: (207) 287-4469

November 6, 2007

Legislative Council Maine State Legislature 115 State House Station Augusta, ME 04333-0115

Notice of Appeal of Legislative Council Decision on LR 3118, "An Act To Require Municipal Reporting Regarding Expenditures of Excise Tax Revenue for Road Projects"

Dear Madam Chair and Members of Legislative Council:

I would like to appeal the Legislative Council's decision on the following bill:

• LR 3118, "An Act To Require Municipal Reporting Regarding Expenditures of Excise Tax Revenue for Road Projects"

Thank you for your time and consideration.

Sincerely,

an M. Polom

Richard M. Cebra State Representative

TRA TRANSPORTATION DEPT PLANNING

Sponsor: Representative Cebra of Naples

An Act To Require Municipal Reporting Regarding Expenditures of Excise Tax Revenue for Road Projects

Edmonds	No				Cu	ummings	No
Mitchell	No				Pi	ngree	No
Martin	No				Fa	ircloth	No
Weston	No	31			Та	ırdy	No
Rosen	No	:+ -			Cr	osthwaite	No
			Yes	No	Abstain	Absent	2
		Total:	0	10	0	0	Out

Comments

This bill would require municipalities to report annually to the Department of Transportation regarding those road projects that were funded with excise tax revenue.

Attention: Revisor's Office

State House Station 7

Augusta, ME 04333-0007

To: President Edmonds, Chair of the Legislative Council

Appeal for: "An Act to Make Turnpike Tolls More Equitable"

LR: 3371

President Edmonds;

This is an appeal of the decision of the Legislative Council to reject the bill request submission known as LR 3371 and titled "An Act to Make Tolls More Equitable" for the following reasons:

- Tolls from the Wells exit (#19) to the York exit (#7) are <u>\$1.75 one way</u> (for less than 12 miles) or <u>\$3.50</u> (round trip) (cash price)
- Wells residents traveling to York and back pay <u>nearly 16 cents a mile</u> (cash price)
- Kennebunk residents (exit #25) traveling round trip to York (exit #7) pay \$4.10 round trip or approx. 14 cents a mile. (cash price)
- Many residents of Wells and Kennebunk travel for medical reasons to York as York Hospital and medical support businesses are located there.
- Average toll cost for entire length of Turnpike travel: approx 4-5 cents per mile (cash price)
- Wells and surrounding area have a large amount of older residents who are on limited income
- Study done in 2000 indicated 80% of senior residents of Wells and Ogunquit had low to moderate income levels
- Many of the seniors in the southern Maine area travel to York Hospital or affiliated services regularly <u>at a cost of</u> <u>16 cents a mile</u> on the ME Turnpike if they get on at Wells
- The cost for Maine residents in Wells and Kennebunk is <u>300 to 400% higher to travel from Kennebunk or Wells</u> to York and Back, then the average cost per mile for the length of the Turnpike (cash price)
- Even if our residents were to use the "commuter" pass, which can reduce the cost of tolls between 2 points to 50% if used to its maximum capacity, going from Kennebunk or Wells to York and back at a 50% break would still mean residents living and traveling locally along that stretch of the Maine Turnpike would pay 150% to 200% more than the average cost per mile for the length of the Maine Pike.
- Wells and Kennebunk residents who must -- or choose to-- travel from the exits/entrances of their towns to York along the Maine Turnpike are paying many times their fair share to travel conveniently to their destination..
- The request is not to be treated better. The request is to be treated fairly.
- York residents PAY NO TOLLS to go south to Kittery—the same distance it costs Kennebunk residents to go south to Wells, which costs 60 cents.
- From Kittery to York and back (or visa versa) is FREE and is approximately the same travel distance as from Wells to York which is \$1.75.

The Maine Turnpike is to report back to the Transportation Committee by the end of December with support and justification for the moving and reconstruction of a new Toll Barrier in York. All 3 of their proposed sites are even closer to Wells and Kennebunk, yet no reduction of the Toll cost for the two towns has been on the table. A new 14 million dollar Turnpike Headquarters has been approved and the cost will come from tolls—tolls that right now are unfairly and inequitably burdensome to both Wells and Kennebunk residents traveling the southern (home) section of the Pike.

Technology is available to reduce and make fair the tolling system. The time to do that is NOW before the proposed toll increases take place and place an even heavier weight on the Wells and Kennebumk residents who travel the southern most 15 miles on the Maine Turnpike for work, health or family reasons.

That is the reason this bill request was done this year. The reports are now, the construction is approved, the toll increases are on the horizon and the inequities have gone on too long to continue even another year.

Please reconsider the rejection of this bill request and accept the submission of LR 3371.

Sincerely,

Rep. Kathleen D. Chase Wells, Dist #147 142 Branch Road Wells, Maine 04090 646-2118 kathydhchase@hotmail.com 43

TRA TURNPIKE AUTHORITY POWERS

Sponsor: Representative Chase of Wells

An Act To Make Maine Turnpike Tolls More Equitable

.

Edmonds		No					С	ummings	No	- 1960
Mitchell		No					Р	ingree	No	
Martin		No					F	aircloth	No	
Weston		No					Т	ardy	No	
Rosen		No					С	rosthwaite	No	64
	3				Yes	No	Abstain	Absent		
-			15	Total:	0	10	0	0	Out	
	•									

Comments

This bill would change the method of determining the tolls charged to a commuter pass on the Maine Turnpike by basing the toll on the average toll cost per mile of the turnpike. One cent of the toll would go to those municipalities in which or near which a toll barrier is located.

Closely Related Leg Req: LR 3209 Representative Marley



Herbert E. Clark

180 Bowdoin Street Millinocket, ME 04462 Residence: (207) 723-5746 Fax: (207) 723-5746 E-Mail: clarkhe@prexar.com

November 2, 2007

Hon. Beth Edmonds, Chair Legislative Council 115 State House Station Augusta, ME 04333

Dear President Edmonds:

It is my intention to appeal the Council's rejection of the following bill request:

LR 2787, "An Act to Amend the Plan for the Consolidation of School Administrative Units"

I look forward to addressing the Council on November 15 to discuss this proposal, and to clarify its need for inclusion as emergency legislation for the upcoming session.

Respectfully,

Herbert E. Clark State Representative

EDU CONSOLIDATION ADMINISTRATIVE UNITS

LR: 2787

Sponsor: Representative Clark of Millinocket

An Act To Amend the Plan for the Consolidation of School Administrative Units

Edmonds		Cummings
Mitchell	ai.	Pingree
Martin		Faircloth
Weston		Tardy
Rosen		Crosthwaite

Yes No Abstain Absent

Total: Rejected pursuant to motion that passed: 6 yes, 3 no, 1 absent

Comments

This bill would amend the law governing the consolidation of school administrative units by specifying that it is the municipality, rather than the school administrative unit, that is responsible for forming a reorganization planning committee. This bill would also clarify that, unless specified exceptions apply, when circumstances justify an exception to the minimum size requirement of a school administrative unit, the unit must serve at least 1,200 students.

Closely Related Leg Req: LR 3059 Senator Hastings



Herbert E. Clark

180 Bowdoin Street Millinocket, ME 04462 Residence: (207) 723-5746 Fax: (207) 723-5746 E-Mail: clarkhe@prexar.com

November 5, 2007

Hon. Beth Edmonds, Chair Legislative Council 115 State House Station Augusta, ME 04333

Dear President Edmonds:

It is my intention to appeal the Council's rejection of the following bill request:

LR 2857, "An Act to Protect the Rights of Leaseholders"

I look forward to addressing the Council on November 15 to discuss this proposal, and to clarify its need for inclusion as emergency legislation for the upcoming session.

Respectfully,

Herbert E. Clark State Representative

123rd Legislature - Second Regular Session Legislative Council Vote on Screened Requests

JUD REAL ESTATE PROPERTY RIGHTS

LR: 2857

Sponsor: Representative Clark of Millinocket

An Act To Protect the Rights of Leaseholders

Edmonds	No				Cı	ummings	No
Mitchell	No				Pi	ngree	No
Martin	Yes				Fa	ircloth	No
Weston	No				Та	rdy	Absent
Rosen	No				Cr	osthwaite	No
			Yes	No	Abstain	Absent	52
		Total:	1	8	0	I	Out

Comments

This bill would enact measures designed to protect the rights of leaseholders.

JR 217 Ruling Needed: LD 1576



Herbert E. Clark

180 Bowdoin Street Millinocket, ME 04462 Residence: (207) 723-5746 Fax: (207) 723-5746 E-Mail: clarkhe@prexar.com

November 5, 2007

Hon. Beth Edmonds, Chair Legislative Council 115 State House Station Augusta, ME 04333

Dear President Edmonds:

It is my intention to appeal the Council's rejection of the following bill request:

LR 2901, "An Act to Grant Step-parents the Same Rights as Biological Parents"

I look forward to addressing the Council on November 15 to discuss this proposal, and to clarify its need for inclusion as emergency legislation for the upcoming session.

Respectfully,

Herbert E. Clark State Representative

JUD DOMESTIC RELATIONS PARENTAL RIGHTS

Sponsor: Representative Clark of Millinocket

An Act To Grant Step-parents the Same Rights as Biological Parents

Edmonds	No				С	ummings	No
Mitchell	No				Р	ingree	No
Martin	No					aircloth	No
Weston	No				Т	ardy	Absent
Rosen	No				C	rosthwaite	No
			Yes	No	Abstain	Absent	
		Total:	0	9	0	1	Out
				<u>1</u>			

Comments

This bill would amend the law to grant step-parents the same rights held by biological parents with respect to decisions regarding a child, including decisions about medical treatment and education needs.



HOUSE OF REPRESENTATIVES 2 STATE HOUSE STATION AUGUSTA, MAINE 04333-0002 (207) 287-1400 TTY: (207) 287-4469 Email: RepRichard.Cleary@legislature.maine.gov

Richard C. Cleary P. O. Box 9 Houlton, ME 04730 Residence: (207) 532-2905 Fax: (207) 532-3308

October 31, 2007

Hon. Beth Edmonds, Chair Legislative Council 115 State House Station Augusta, ME 04333

Dear President Edmonds:

It is my intention to appeal the Council's rejection of the following bill request:

LR 3252 An Act to Reward Environmentally Efficient Tractor-trailer Trucks

I look forward to addressing the Council on November 15 to discuss this proposal and to clarify its need for inclusion as emergency legislation for the upcoming session.

Respectfully,

State Representative

TRA MOTOR CARRIERS WEIGHT

LR: 3252

Sponsor: Representative Cleary of Houlton

An Act To Reward Environmentally Efficient Tractor-trailer Trucks

Edmonds N	No			C	ummings	No	
Mitchell N	ло			Pi	ngree	No	52 5
Martin N	ło			Fa	aircloth	No	×
Weston N	lo			Та	ardy	Absent	
Rosen N	1 0			Cı	rosthwaite	No	
		Yes	No	Abstain	Absent		
	Total	: 0	9	0	1	Out	*

Comments

This bill would allow tractor-trailer trucks to haul an additional 400 pounds if those trucks are environmentally efficient according to federal standards.



Senator Jonathan T.E. Courtney 3 State House Station Augusta, ME 04333-0003 (207) 287-1505

> 31 Birchwood Lane, Springvale, ME 04083 (207) 324-5467

November 6, 2007

To: Senator Beth Edmonds, Chair Legislative Council

From: Senator Jon Courtney

Re: LR 2778 – An Act to Provide Ongoing Funding for the Historic Preservation Tax Credit

Please accept my appeal of the Council's denial of the above bill for consideration in the Second Regular Session of the Legislature.

This Legislation would identify funding sources for future historic preservation tax credits by earmarking tax revenues generated in renovating or refurbishing properties that receive historic preservation tax credits.

This bill is an emergency because it will provide necessary economic development boost to struggling towns and cities.

123rd Legislature - Second Regular Session Legislative Council Vote on Screened Requests

TAX INCOME TAX CREDITS

Sponsor: Senator Courtney of York

An Act To Provide Ongoing Funding for the Historic Preservation Tax Credit

Edmonds	No				С	ummings	No	
Mitchell	No				Pi	ngree	No	
Martin	No				Fa	ircloth	No	
Weston	Yes				T	ardy	Absent	2
Rosen	Yes	10			С	rosthwaite	Yes	
			Yes	No	Abstain	Absent		
		Total:	3	6	0	1	Out	

Comments

This bill would identify adequate funding sources for future historic preservation tax credits by earmarking tax revenues generated in renovating or refurbishing properties and structures that receive the historic preservation tax credit. This bill would provide that structures previously used as mills would qualify for funding from these tax revenues.

JR 217 Ruling Needed: LD 1356 Closely Related CO: LD 262 Closely Related Leg Req: LR 3344 Representative Koffman Closely Related Leg Req: LR 3375 Representative Koffman

Senator Jonathan T.E. Courtney 3 State House Station Augusta, ME 04333-0003 (207) 287-1505

> 31 Birchwood Lane, Springvale, ME 04083 (207) 324-5467



November 6, 2007

To: Senator Beth Edmonds, Chair Legislative Council

From: Senator Jon Courtney

Re: LR 3203- An Act to Increase the Penalty for Operating Under the Influence

Please accept my appeal of the Council's denial of the above bill for consideration in the Second Regular Session of the Legislature.

This Legislation would increase the penalty for operating under the influence for the second and subsequent conviction. This bill would also prohibit plea bargaining to a lesser crime.

This is an emergency because people with multiple convictions are still driving drunk. Enacting this would help get these drunk drivers off the road and save lives.

CJPS OPERATING UNDER INFLUENCE PENALTIES

Sponsor: Senator Courtney of York

An Act To Increase the Penalty for Operating under the Influence

Edmonds	No		Cummings	No
Mitchell	No		Pingree	No
Martin	No		Faircloth	No
Weston	No		Tardy	Absent
Rosen	No	20 - C	Crosthwaite	No
		Yes N	lo Abstain Absent	
		Total: 0	9 0 1	Out

Comments

This bill would amend current operating-under-the-influence laws by mandating a 10-year sentence for a death caused while operating under the influence after a prior conviction for operating under the influence, prohibiting operating under the influence from being plea-bargained to a lesser crime, and establishing reciprocity for operating under the influence committed in other states.



Margaret M. Craven 41 Russell Street Lewiston, ME 04240 Residence: (207) 783-1897 Fax: (207) 782-1734 E-Mail: mcraven@midmaine.com

> Senator Beth Edmonds, Senate President Maine State Senate Augusta, Maine, 04333

11/5/207

Dear Madame President, Mr. Speaker, and Members of the Legislative Council,

Regarding LR 2837, An Act to Encourage Access to Respite Care Services for Maine Families with Behavioral Health Needs. I respectfully request an appeal. This bill would abolish the ineffective sliding fee scale that has resulted in far fewer families gaining access to respite services. Respite services are an important part of Maine's behavioral health (through age 20) program to assure that families are able to care for their children with special needs in their own homes.

There is no opposition to this effort; the Commissioner of DHHS has given it her blessing, because it creates a barrier for families seeking respite services.

I respectfully request Madame President and Members of the Council; you allow this bill to run its course. Some children, who have behavioral health needs, require 24-7 supervision. Some set fires, harm younger siblings, elope from their homes, or harm themselves. We need to make sure those families get a break.

Thank you for your consideration of this request.

Respectfully, Marganet Crewen

Rep. Margaret Craven Lewiston

HHS HEALTH CARE SERVICES RESPITE CARE

Sponsor: Representative Craven of Lewiston

An Act To Encourage Access to Respite Care Services for Maine Families with Behavioral Health Needs

Edmonds	No		68		Cu	ummings	No
Mitchell	No				Pi	ngree	No
Martin	Yes	Faircloth					No
Weston	No	Tardy					Absent
Rosen	No				Cr	Yes	
			Yes	No	Abstain	Absent	
		Total:	2	7	0	1	Out

Comments

This bill would repeal the sliding fee scale for respite care services, which is based on ability to pay.



Margaret M. Craven

41 Russell Street Lewiston, ME 04240 Residence: (207) 783-1897 Fax: (207) 782-1734 E-Mail: mcraven@midmaine.com

> Senator Beth Edmonds, Senate President Maine State Senate Augusta, Maine, 04333

11/5/207

Dear Madame President, Mr. Speaker, and Members of the Legislative Council,

I respectfully request an appeal regarding LR 3025, The Homeless Youth Act of 2008.

Funding from the Federal government has been cut back in Maine by \$3,525,000., beginning October 1, 2007. These funding cuts include cuts to Youth Shelters, Transitional Living Programs, and Street Outreach. Programs affected are located in Portland, Lewiston, Bangor, Houlton, Hinckley, and Skowhegan. These programs serve youth from throughout the State of Maine. The loss of funding constitutes an emergency as many vulnerable homeless youth will loss services and housing beginning this fall.

This Act establishes the Maine State Housing Authority as the lead agency for distributing appropriated funds for homeless youth, and authorizes the Housing Authority to distribute allocated funds in the amount of \$850.000.00 to Homeless Youth Programs identified as needing State funding due to the loss of Federal funds. This allocation will be made for one year in order to allow programs to find other funding sources and or to apply for future Federal Funding.

Further, The Homeless Youth Act of 2008 "carves out" licensed residential facilities know as Transitional Living Programs from the State of Maine's managed care system, requiring DHHS to allow licensed Transitional Living Programs for Homeless Youth to continue to receive PNMI payments outside of the planned managed care system".

Thank you for your consideration of this request.

Respectfully, and Craver

Rep. Margaret Craven

123rd Legislature - Second Regular Session Legislative Council Vote on Screened Requests

HHS HOMELESS PERSONS YOUTH

LR: 3025

Sponsor: Representative Craven of Lewiston

An Act To Enact the Homeless Youth Act of 2008

Edmonds	No				C	ummings	No
Mitchell	No				Pi	ngree	No
Martin	No				Fa	ircloth	No
Weston	No				Τa	ırdy	Absent
Rosen	No				Cr	osthwaite	No
			Yes	No	Abstain	Absent	
	8	Total:	0	9	0	1	Out
8							

Comments

This bill would enact the Homeless Youth Act of 2008 to meet the emergency needs of homeless youth 12 to 21 years of age in the State by continuing to fund existing services and to create funding for more services.



STATE OF MAINE

HOUSE OF REPRESENTATIVES SPEAKER'S OFFICE AUGUSTA, MAINE 04333-0002 (207) 287-1300

GLENN CUMMINGS SPEAKER OF THE HOUSE

November 5, 2007

The Honorable Beth Edmonds Chair, Legislative Council 1 State House Station Augusta, ME 04333

Dear President Edmonds:

I am writing to appeal the Legislative Council decision regarding LR 2890, "An Act to Improve the Health of Maine Communities and Reduce Emergency Care Burdens."

This legislation will address the emergency situation in Maine healthcare. Many people without consistent and affordable healthcare use the emergency room as their main source of health service for non-emergency care. Unfortunately, emergency room visits represent the most expensive healthcare and are driving up the costs for all consumers. LR 2890 will establish regional programs which will provide more preventive and consistent care, so problems can be addressed before they require an emergency room visit.

I ask that you grant my request for this vital legislation. Please let me know if you have any other questions.

Respectfully,

Glenn Cummings Speaker of the House

HHS HEALTH CARE FACILITIES CLINICS

Sponsor: Speaker Cummings of Portland

An Act To Improve the Health of Maine Communities and Reduce Emergency Care Burdens

Edmonds	Yes			,	C	ummings	Yes	
Mitchell	Yes					ingree	Yes	
Martin	No				F	aircloth	Yes	
Weston	No				Т	ardy	Absent	5 . 50
Rosen	No				С	rosthwaite	No	
			Yes	No	Abstain	Absent		
		Total:	5	4	0	1	Out	

Comments

This bill would create pilot projects with community health centers in the State in order to work to improve the health of communities.



STATE OF MAINE

HOUSE OF REPRESENTATIVES SPEAKER'S OFFICE AUGUSTA, MAINE 04333-0002 (207) 287-1300

GLENN CUMMINGS SPEAKER OF THE HOUSE

November 5, 2007

The Honorable Beth Edmonds Chair, Legislative Council 1 State House Station Augusta, ME 04333

Dear President Edmonds:

I am writing to appeal the Legislative Council decision regarding LR 3332, "An Act to Authorize the City of Portland to Lease Submerged Lands for Longer than 30 Years."

This legislation is extremely important to the State, the region, and the City as it is a critical element in the City's ability to negotiate an economic development project on the Portland waterfront which will provide the funds necessary to preserve and rehabilitate the 85 year old Maine State Pier, and add an estimated value of over \$100 million on city owned property.

This project will generate significant sales tax revenue for the State as well as property taxes for the City. It will also provide the funds necessary to repair and renovate the existing Maine State Pier which needs somewhere between \$15 million and \$20 million worth of restoration primarily due to the advanced deterioration of the pilings supporting the public facility.

The City Council is currently considering two proposals for the lease and redevelopment of the Maine State Pier and other associated property. Both developers, Ocean Properties Ltd. and The Olympia Companies have stated that they cannot fund and construct the anticipated pier improvements and development project without a lease for a minimum of 75 to 99 years. The necessity of this period had been confirmed by the City's independent financial advisor, Joe Cuetara of Moors and Cabot. No financial lender is likely to put such extraordinary amounts at risk on the basis of a lease that would be considered short term by financial markets in relation to the amount of money that would be invested.

Although current state law limits the State's ability to lease submerged lands to a maximum of 30 years, this particular project and the facts related to it in Portland are unique and will not set a precedent up and down the Maine coast.

The unique factors involved in this project are that the City, as a part of a State-City partnership related to the Bath Iron Works project in 1981, spend \$30 million (estimated \$70,774,462 million in 2006 dollars) purchasing the port facilities that are now the subject of the proposed development project. The State executed a deed to the City for all port facilities and related submerged lands. One title examiner suggested that because the enabling legislation behind the deed did not specifically state submerged lands that the City's ownership of those submerged lands should be clarified.

I ask that you grant my request for this vital legislation. Please let me know if you have any other questions.

Respectfully,

Glenn Cummings Speaker of the House

ACF PUBLIC LANDS SUBMERGED LANDS

Sponsor: Speaker Cummings of Portland

An Act To Authorize the City of Portland To Lease Submerged Lands for Longer than 30 Years

Edmonds	No				С	ummings	No
Mitchell	No				Pi	ingree	No
Martin	No				Fa	aircloth	No
Weston	No				Т	ardy	Absent
Rosen	No					rosthwaite	No
			Yes	No	Abstain	Absent	*1
		Total:	0	9	0	1	Out

Comments

The bill would allow the City of Portland to lease submerged lands for longer than 30 years.

Closely Related Leg Req: LR 3313 Senator Brannigan

Senator Dennis S. Damon

Transportation Committee, Chair Marine Resources Committee, Chair 3 State House Station Augusta, ME 04333-0003 (207) 287-1515

> 256 Oak Point Road, Trenton, ME 04605 (207) 667-9629



November 5, 2007

Senate President Beth Edmonds Chair of the Legislative Council

Dear Madame President:

I write asking you and the Legislative Council to reconsider your actions of October 25, 2007 whereby you voted to reject my proposed legislation LR 2888 An Act Regarding Axle Weight on Tri-axle Farm Trucks.

The above referenced proposal would allow the approximately 119 such vehicles currently registered in Maine to operate carrying their farm's produce to market. Currently, through strict interpretation of the law, these vehicles are found in violation and subject to significant fines. My proposal would not allow them to operate in excess of their current vehicle gross weight restrictions, it would not exempt them from any current vehicle inspection standards nor would it exempt them from any vehicle registration fees.

My proposal would allow them to get their produce to market in a safe and efficient manner. I consider this an emergency matter because not addressing it now would mean it would not be considered until the 124th Legislature convenes thereby causing the effected farmers to suffer unnecessarily through two more harvest seasons.

Thank you for your consideration of my request. I am available should you desire further information on this matter.

Sincerely,

Senator Dennis S. Damon Maine Senate – District #28

cc: Mr. Donald Flannery, Maine Potato Growers Association

TRA MOTOR VEHICLES FARM VEHICLES

Sponsor: Senator Damon of Hancock

An Act Regarding Axle Weight on Tri-axle Farm Trucks

Edmonds	No				Cu	ummings	No
Mitchell	No				Pi	ngree	No
Martin	Yes				Fa	ircloth	No
Weston	No				Та	ırdy	Absent
Rosen	Yes				Cr	osthwaite	No
			Yes	No	Abstain	Absent	
		Total:	2	7	0	1.	Out

Comments

This bill would expand the axle tolerance limit for tri-axle farm trucks to 64,000 pounds. The bill would not make any changes to the gross weight limit and is for tri-axle trucks with farm registrations only.

LR: 2888



Senator Dennis S. Damon

Transportation Committee, Chair Marine Resources Committee, Chair 3 State House Station Augusta, ME 04333-0003 (207) 287-1515

> 256 Oak Point Road, Trenton, ME 04605 (207) 667-9629

November 6, 2007

Senate President Beth Edmonds Chair, Legislative Council

RE: Appeal of LR 3263: An Act To Make Marine Resources Management More Responsive

Dear Madame President & Members of the Legislative Council,

I write asking you and the Legislative Council to reconsider your actions of October 25, 2007 whereby you voted to reject my proposed legislation LR 3263 An Act To Make Marine Resources Management More Responsive.

This bill is of an emergency nature because the Gouldsboro Clam Ordinance depends on its adoption. Without this proposed legislation, their livelihood would be severely affected, and it would be a tremendous determent to the people of the area.

This bill is proposing to make a particular type of Department of Marine Resources rule-making (rules which limit the taking of one type of marine organism for the purpose of protecting another type of marine organism) routine technical, instead of major substantive, rules. As routine technical rules, DMR can complete the procedure outlined in the Administrative Procedures Act and have the rule in place within 2-3 months.

In contrast, if major substantive rule-making is begun in the middle of a legislative session, it can take until the effective date of the following legislative session for the rule to go into effect – perhaps as long as 18 months.

Increasingly, DMR has run into situations where non-controversial rules needed to effectively manage Maine's marine resources have been unnecessarily delayed. They are aware of similar situations pending in the near future. Without a change to this statute, many opportunities for adaptive, ecosystem-based management will not be able to advance.

Thank you for your time and consideration regarding this proposal.

Sincerely,

Senator Dennis S. Damon Maine Senate – District #28

MAR MARINE RESOURCES DEPT RULES

LR: 3263

Sponsor: Senator Damon of Hancock

An Act To Make Marine Resources Management More Responsive

Edmonds	No				C	ummings	No			
Mitchell	No				Pi	ngree	No			
Martin	Yes				Fa	ircloth	Yes			
Weston	No				Ta	ardy	Absent	19		
Rosen	No	255			Ci	osthwaite	No			
			Yes	No	Abstain	Absent				
		Total:	2	7	0	1	Out		<u>2</u>	

Comments

This bill would change the rules that are adopted to limit the taking of a marine organism for the purpose of protecting another marine organism from major substantive to routine technical in order to allow the Department of Marine Resources to respond more effectively to fisheries management needs.



Beth Edmonds President of the Senate

3 State House Station Augusta, ME 04333-0003 (207) 287-1500 Fax (207) 287-5862

November 5, 2007

To: Senator Beth Edmonds, Chair Members of the Legislative Council of the 123rd Maine Legislature

From: Beth Edmonds, Sponsor of LR 3249

Re: Appeal of Council Decision Regarding LR 3249, An Act to Promote Awareness of Parkinson's Disease

This bill is an emergency and should be considered in the 2^{nd} Regular Session, as it would improve the quality of emergency care provided to persons with Parkinson's Disease, and help prevent injury or fatalities that could result from improper care.

The bill would create a program to better educate emergency care workers in recognizing and treating people with Parkinson's disease. Proponents of this legislation have told me some scary stories of near-fatal mistakes that have been made because of the lack of training to recognize and treat people with Parkinson's during emergencies. It is not appropriate for us to wait another year to begin the education process to ensure that our Maine citizens, and the many visitors to our state, receive proper emergency care. The following is a bit of background on the issue, provided by Lillian Scenna, Program Manager of the Parkinson's Information and Referral Center at the MaineHealth Learning Resource Center:

Parkinson's disease (PD) is a progressive disease of the brain that seriously affects mobility, ability to communicate, bodily functions, thought and emotions. In crisis situations, these symptoms make it extremely difficult for people with PD to communicate their needs to emergency personnel who are trying to assist them. Due to lack of training, emergency personnel often fail to recognize common signs of PD, such as tremors or shaking and difficulty with movement, balance, and speech. This can seriously jeopardize the quality of care that PD patients receive and at worse, endanger their lives.

An estimated 7,000 residents of Maine have PD, and many of them lead active lives and live independently in their own homes. Although medication can help control the disease, symptoms can change rapidly and unpredictably, resulting in the need for emergency medical care. PD symptoms also become worse in stressful situations such as accidents.

To improve emergency care for people with PD, we propose to make training about signs and symptoms of the disease available to emergency department personnel throughout Maine, and others in key positions to help people with PD who are experiencing a crisis.

HHS DISEASES

AWARENESS

Sponsor: President Edmonds of Cumberland

Resolve, To Require the Department of Health and Human Services To Promote Awareness of Parkinson's Disease

Edmonds	Yes				C	ummings	No		
Mitchell	No				Pi	ngree	No		
Martin	No				Fa	aircloth	No		
Weston	No				Та	ardy	Absent		
Rosen	No				C	rosthwaite	No		
			Yes	No	Abstain	Absent			
-1		Total:	1	8	0	1	Out	*	

Comments

This resolve would require the Department of Health and Human Services to design and implement a program to educate people about Parkinson's disease and how to respond to crisis situations for persons with Parkinson's disease. The education programs would be directed toward people who work in the fields of health care, emergency services, public transportation and crisis intervention.



HOUSE OF REPRESENTATIVES 2 STATE HOUSE STATION AUGUSTA, MAINE 04333-0002 (207) 287-1400 TTY: (207) 287-4469

Sean Faircloth P.O. Box 1574 Bangor, ME 04402 E-Mail: sfaircloth@gwi.net

November 6, 2007

Hon. Beth Edmonds, Chair Legislative Council 115 State House Station Augusta, ME 04333

Dear President Edmonds:

It is my intention to appeal the Council's rejection of the following bill request:

LR 3326: An Act to Clarify the Rights and Obligations of Regional School Units Concerning the Transfer and Subsequent Reassignment

I look forward to addressing the Council on November 15 to discuss this proposal and to clarify its need for inclusion as emergency legislation for the upcoming session.

Respectfully,

Sean Faircloth State Representative

EDU CONSOLIDATION LABOR ISSUES

Sponsor: Representative Faircloth of Bangor

An Act To Clarify the Rights and Obligations of Regional School Units Concerning the Transfer and Subsequent Reassignment of Teachers and Other Employees

Edmonds			Cummings
Mitchell			Pingree
Martin			Faircloth
Weston			Tardy
Rosen			Crosthwaite
	х		Yes No Abstain Absent
		Total:	Rejected pursuant to motion that passed: 6 yes, 3 no, 1 absent

Comments

This bill would clarify the rights and obligations of regional school units concerning the reassignment of teachers and other employees of the regional school unit in the transitional period from the operational date of the regional school unit until the completion of negotiations for a collective bargaining agreement in which uniformity and consistency are achieved.

Closely Related CO: LD 1931

Closely Related Leg Req: LR 2967 Senator Rosen, R. Closely Related Leg Req: LR 3319 Representative Lansley



House of Representatives 2 state house station augusta, maine 04333-0002 (207) 287-1400 TTY: (207) 287-4469

Jeremy Fischer

6C Third Street Presque Isle, ME 04769 Residence: (207) 551-3097 E-Mail: Rep.Jeremy.Fischer@legislature.maine.gov

October 31, 2007

Hon. Beth Edmonds, Chair Legislative Council 115 State House Station Augusta, ME 04333

Dear President Edmonds:

It is my intention to appeal the Council's rejection of the following bill request:

LR 3125, An Act Regarding Storm Water Standards for York's of Houlton.

I look forward to addressing the Council on November 15 to discuss this proposal and to clarify its need for inclusion as emergency legislation for the upcoming session.

Respectfully,

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Jeremy Fischer State Representative

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NAT WATER QUALITY WASTEWATER DISCHARGES

Sponsor: Representative Fischer of Presque Isle

An Act Regarding Storm Water Standards for York's of Houlton

Edmonds	No				. (Cummings	Yes	
Mitchell	No				1	Pingree	Yes	
Martin	Yes				I	Faircloth	Yes	
Weston	No				э (]	Fardy	Absent	
Rosen	No				(Crosthwaite	No	
			Yes	No	Abstai	n Absent		
		Total:	4	5	0	1	Out	
						98 71 - 1984		

Comments

This bill would require the Department of Environmental Protection to apply a particular storm water standard to York's of Houlton due to the unique circumstances of the project site. Under this bill, York's of Houlton would be required to meet all other applicable standards.



HOUSE OF REPRESENTATIVES 2 STATE HOUSE STATION AUGUSTA, MAINE 04333-0002 (207) 287-1440 TTY: (207) 287-4469

Kenneth C. Fletcher

382 Garland Road Winslow, ME 04901 Residence: (207) 872-6760 E-Mail: fletcher2@adelphia.net

November 6, 2007

The Honorable Beth Edmonds, Chair Maine Legislative Council 115 State House Station Augusta, ME 04333-0115

Dear Senator Edmonds:

I am submitting this letter as notice that my bill LR 2919, "An Act Regarding Private Line Construction," will be appealed at the next Legislative Council meeting on November 15, 2007.

This bill should be considered emergency legislation because there continues to be questions as to the intent of previous legislation which governed the process for T&D electric utilities to (1) the length of time to complete work related to line extensions, (2) the methodology of utility's pricing and trade practices relative to private contractors, and (3) the fairness of utility's line extension pricing and trade practices to customers. This act would provide additional clarification on intent and specific pricing methodology to ensure that there is fairness and an actual cost-based competitive process so that customers would have meaningful information in selecting the entity to conduct the line extension activity.

Please do not hesitate to contact me should you have any questions or concerns about my bill request. I can be reached at home in Winslow at 872-6760.

Sincerely,

Fletites

Ken Fletcher State Representative

UTE ELECTRIC UTILITIES TRANSMISSION LINES

LR: 2919

Sponsor: Representative Fletcher of Winslow

An Act Regarding Private Line Construction

Edmonds	No				Ci	ummings	No
Mitchell	No				Pi	ngree	No
Martin	No				Fa	ircloth	No
Weston	Yes				Та	ırdy	Yes
Rosen	Yes				Cr	osthwaite	Yes
			Yes	No	Abstain	Absent	
		Total:	4	6	0	0	Out
		Total:			Cr Abstain	osthwaite Absent	Yes

Comments

This bill would clarify that electric utilities must provide a detailed quote that includes all costs to each residential, commercial or industrial customer to build a line extension, rather than relying on per-foot average pricing.



House of Representatives 2 state house station Augusta, maine 04333-0002 (207) 287-1440 TTY: (207) 287-4469

Kenneth C. Fletcher

382 Garland Road Winslow, ME 04901 Residence: (207) 872-6760 E-Mail: fletcher2@adelphia.net

November 6, 2007

The Honorable Beth Edmonds, Chair Maine Legislative Council 115 State House Station Augusta, ME 04333-0115

Dear Senator Edmonds:

I am submitting this letter as notice that my bill LR 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," will be appealed at the next Legislative Council meeting on November 15, 2007.

This bill should be considered emergency legislation because the CO2 Budget Trading Program rules are integral to the implementation and success of the Regional Greenhouse Gas Initiative (RGGI). When the Legislature originally approved LD 1851, "An Act To Establish the Regional Greenhouse Gas Initiative Act of 2007," in the spring of 2007, it was recognized that the Trading program was critical so that very specific provisions were included in the legislation to ensure the Maine Department of Environmental Protection (MDEP) would have specific guidance when they conducted rulemaking. In September 2007 the MDEP published their proposed technical rules for Chapter 156, which contained several significant variances in program definitions and details as compared to the enabling legislation. Therefore, it is apparent that the Legislature needs to provide more definitive direction to the MDEP and changing Chapter 156 to major substantive rules will enable that review and approval to occur.

Please do not hesitate to contact me should you have any questions or concerns about my bill request. I can be reached at home in Winslow at 872-6760.

Sincerely,

en Pletiter

Ken Fletcher State Representative

NAT AIR QUALITY EMISSIONS

LR: 2922

Sponsor: Representative Fletcher of Winslow

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

Edmonds	No				C	ummings	No		
Mitchell	No				Pi	ngree	No		
Martin	No				Fa	ircloth	No		ä
Weston	Yes				Ta	ardy	Absent		
Rosen	Yes				Cr	osthwaite	Yes	34	
			Yes	No	Abstain	Absent			
		Total:	3	6	0	1	Out		

Comments

Under current law, rules adopted to implement the carbon dioxide cap-and-trade program of the Regional Greenhouse Gas Initiative Act of 2007 are designated as routine technical rules. This bill would change those rules from routine technical rules to major substantive rules.



HOUSE OF REPRESENTATIVES 2 STATE HOUSE STATION AUGUSTA, MAINE 04333-0002 (207) 287-1440 TTY: (207) 287-4469

Patrick S. A. Flood

56 Wedgewood Drive Winthrop, ME 04364 Residence: (207) 395-4915 E-Mail: RepPatrick.Flood@legislature.maine.gov

> The Honorable Beth Edmonds – Chair Legislative Council Office of the Revisor of Statutes State House Station 7 Augusta, Mc 04333-0007

November 5, 2007

Re: Legislative Appeal

LR 2980 - "An Act To Repeal the Cap on Rental Rates for State Submerged Lands"

Dear Madame Chair:

Summary: If enacted, LR 2980 will remove or alter caps on lease rates that the State charges businesses and individuals (marinas and docks primarily) for lands owned by the State of Maine under our lakes and coastlines. These rates (and the caps on some of the lease rates) have not been increased for over ten years and our State is foregoing a significant amount of revenue due to this inaction on our part. By simply updating rates in a reasoned way, we will increase special revenues by over \$1 million. I believe that this is in fact an emergency and requires responsible actions on our part to:

- 1. Eliminate some or all of the artificial caps that were placed on lease rates in the 90's
- 2. Consider bringing base lease rates up to date, if only for inflation.

Details: During the 122nd Legislature, The ACF Committee (of which I was a member) reviewed the Conservation Department's programs and became aware of the fact that lease rates for submerged lands had not been updated in approximately ten years. We encouraged the Department to update the rates. The Department requested that they be given a year to discuss the potential rate increases with affected persons and businesses (such as marinas) and the Committee agreed with that request. I was appointed a subcommittee of one to work with the Department to report back to the ACF Committee during the first year of the 123rd Early in the First Session of the 123rd, we submitted a report proposing that we increase the rates in '09. The ACF Committee accepted that report and asked us to provide suggested rate changes during the Session in '08. LR 2980 is a collaborative effort between the Department and myself. We are now requesting the legislative authority to complete this three-year process. The Department of Conservation supports the request.

If accepted by Legislative Council, I believe that LR 2980 would be referenced to the ACF Committee and quickly receive significant support (due to the year of discussions with affected parties) for its implementation and enactment. This proposal has been well thought and strongly inclusive of the Department and affected parties. I respectfully request your support.

Sincerely, Patrick S. A. Flood

State Representative

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ACF PUBLIC LANDS SUBMERGED LANDS

LR: 2980

Sponsor: Representative Flood of Winthrop

An Act To Repeal the Cap on Rental Rates for State Submerged Lands

Edmonds	No				(Cummings	No
Mitchell	No				F	Pingree	No
Martin	No				H	aircloth	No
Weston	No				1	Fardy	Absent
Rosen	No	25			(Crosthwaite	No
			Yes	No	Abstain	n Absent	
		Total:	0	9	0	1	Out

Comments

This bill would repeal the current cap of \$1,200 per year on rental rates for submerged lands leased from the State.



HOUSE OF REPRESENTATIVES 2 STATE HOUSE STATION AUGUSTA, MAINE 04333-0002 (207) 287-1400 TTY: (207) 287-4469

Stan Gerzofsky 3 Federal Street Brunswick, ME 04011 Residence: (207) 373-1328 Business: (207) 725-8967 E-Mail: STAN1340@aol.com

October 30, 2007

Hon. Beth Edmonds, Chair Legislative Council 115 State House Station Augusta, ME 04333

Dear President Edmonds:

It is my intention to appeal the Council's rejection of the following bill request:

LR 3030 An Act To More Quickly Reopen Clam Flats

I look forward to addressing the Council on November 15 to discuss this proposal and to clarify its need for inclusion as emergency legislation for the upcoming session.

Respectfully,

State Representative Stan Gerzofsky

123rd Legislature - Second Regular Session Legislative Council Vote on Screened Requests

MAR SHELLFISH HARVESTING

LR: 3030

Sponsor: Representative Gerzofsky of Brunswick

An Act To More Quickly Reopen Clam Flats

Edmonds	No			82	Ci	ummings	No
Mitchell	No				Pi	ngree	No
Martin	No				Fa	ircloth	No
Weston	No				Тε	ardy	Absent
Rosen	No				Cı	osthwaite	No
			Yes	No	Abstain	Absent	
		Total:	0	9	0	1	Out

Comments

This bill would give municipalities the option to hire private laboratories to engage in extra water sampling so that more shellfish growing areas can be analyzed and, if they are clean, utilized.



Jayne Crosby Giles

15 Tozier Street Belfast, ME 04915 Residence: (207) 338-0711 Fax: (207) 338-4752 E-Mail: RepJayne.Giles@legislature.maine.gov

November 1, 2007

The Honorable Beth Edmonds President of the Senate and Chair Legislative Council State House Station #115 Augusta, Maine 04333-0115

Re: L.R. 2914, "An Act To Establish the Wellness Tax Credit"

Dear President Edmonds:

I am writing to formally request an appeal of the Legislative Council's decision regarding L.R. 2914, "An Act To Establish the Wellness Tax Credit." Should Council members have any relevant questions as to why this bill is an emergency and should be admitted for consideration during the 123rd Legislature's Second Regular Session, I will be in attendance at the November 15 meeting to address their concerns.

Thank you for your time and consideration. Should you wish to discuss this matter with me personally, I can be reached at home, 338-0711, or on my mobile phone at 944-0380.

Respectfully,

" Cealor Sites he Crosby Giles

State Representative

House of Representatives 2 state house station Augusta, maine 04333-0002 (207) 287-1400 TTY: (207) 287-4469

123rd Legislature - Second Regular Session Legislative Council Vote on Screened Requests

TAX INCOME TAX CREDITS

LR: 2914

Sponsor: Representative Giles of Belfast

An Act To Establish the Wellness Tax Credit

Edmonds	No				С	ummings	No	* N
Mitchell	No				Р	ingree	No	
Martin	No				F	aircloth	No	
Weston	No				Т	ardy	Absent	
Rosen	No				С	rosthwaite	No	
			Yes	No	Abstain	Absent		
	10	Total:	0	9	0	1	Out	
						8		

Comments

This bill would give a tax credit of \$100 per employee for a business that institutes a wellness program in the workplace.



HOUSE OF REPRESENTATIVES 2 STATE HOUSE STATION AUGUSTA, MAINE 04333-0002 (207) 287-1400 TTY: (207) 287-4469

Carol A. Grose 37 River Road Woolwich, ME 04579 Residence: (207) 443-2843

October 30, 2007

Hon. Beth Edmonds, Chair Legislative Council 115 State House Station Augusta, ME 04333

Dear President Edmonds:

It is my intention to appeal the Council's rejection of the following bill request:

LR 3126: An Act to Provide Relief to the Counties of the State.

I look forward to addressing the Council on November 15 to discuss this proposal and to clarify its need for inclusion as emergency legislation for the upcoming session.

Respectfully,

and Frose

Carol Grose State Representative

AFA STATE FINANCES REVENUE SHARING

LR: 3126

Sponsor: Representative Grose of Woolwich

An Act To Provide Relief to the Counties of the State

Edmonds	No				С	ummings	No	15
Mitchell	No	12			Pi	ingree	No	
Martin	No				Fa	aircloth	No	
Weston	No				Т	ardy	Absent	
Rosen	No				С	rosthwaite	No	
	Xé		Yes	No	Abstain	Absent		
		Total:	0	9	0	1	Out	
2								

Comments

This bill would require the State to return percentages of funds collected for traffic violations to the counties to enable the counties to hire more part-time staff in the sheriffs' offices.

Closely Related Leg Req: LR 2751 Representative Makas



Anne M. Haskell 31 Higgins Street Portland, ME 04103 Cell: (207) 712-1244 www.haskellfromthehouse.com House of Representatives 2 state house station augusta, maine 04333-0002 (207) 287-1400 TTY: (207) 287-4469

State of Maine Legislative Council Attn: President Beth Edmonds, Chair State House Station Augusta, ME 04333

Re: LR 3002 - an Act to Amend the Public Works Contractors' Surety Bond Law

Dear President Edmonds and members of the Legislative Council:

This bill request seeks to **improve Maine's business climate** by lowering the cost of public works projects and making it easier for small business contractors to bid for those projects.

Currently for public works projects that exceed \$100,000, a performance and payment bond is required. Contractors will often require that the cost of obtaining performance and payment bonds be a pass-through to the contracting body which results in a cost increase for the project. This bill seeks to **raise that level to \$250,000** and allow the commonly used '**letter of credit' as an alternative** at the discretion of the public authority.

I believe the current cost pass-through would be reduced, that the risk would be minimal because it is permissive for the public authority.

I respectfully request your favorable consideration of this appeal. Thank you.

Sincerely,

Rep. Anne Haskell Dist. #117 Portland, ME 04103

District 117 Portland (part)

123rd Legislature - Second Regular Session Legislative Council Vote on Screened Requests

BRED INDUSTRIES

CONSTRUCTION

LR: 3002

Sponsor: Representative Haskell of Portland

An Act To Amend the Public Works Contractors' Surety Bond Law

Edmonds	No		÷.		С	ummings	No	
Mitchell	No				Pi	ngree	No	
Martin	No				Fa	aircloth	No	843
Weston	No		14				Absent	
Rosen	No				C	rosthwaite	No	
15			Yes	No	Abstain	Absent		
		Total:	0	9	0	1	Out	

Comments

This bill would increase the threshold amount of a contract to construct or repair a public building at which bonds are required from \$100,000 to \$250,000. This bill would also allow a letter of credit to be used in lieu of a bond, at the discretion of the public entity awarding the contract.

Closely Related Leg Req: LR 2969 Representative Crockett



HOUSE OF REPRESENTATIVES 2 STATE HOUSE STATION AUGUSTA, MAINE 04333-0002 (207) 287-1400 TTY: (207) 287-4469

Anne M. Haskell 31 Higgins Street Portland, ME 04103 Cell: (207) 712-1244 www.haskellfromthehouse.com

> State of Maine Legislative Council Attn: President Beth Edmonds, Chair State House Station Augusta, ME 04333

> > Re: LR 3097 - an Act to Authorize Municipal Licensing Boards under the Liquor Laws

Dear President Edmonds and members of the Legislative Council:

This bill request seeks to **improve Maine's business climate** by improving the process for obtaining a liquor license in communities where it has been approved by the state bureau. Instead of having to be put on the sometime crowed agenda of a city council meeting, there would be a separate appointed board to whom they could apply. This should help businesses because the municipal licensing board will focus only on these specific licenses. This should provide a **more timely response** for businesses.

Since the new board is **permissive only**, and must be approved by the state bureau, there should be **no additional risk**.

This bill authorizes municipalities to enact an ordinance establishing a municipal licensing board to hear and decide applications for new or renewal liquor licenses and special permits for music, dancing and entertainment in facilities that have a liquor license. Prior to the enactment of an ordinance by a municipality's legislative body, the municipal officers have to submit a written policy on liquor licensing and have it approved by the Bureau of Licensing and Enforcement.

I would appreciate your favorable consideration of this appeal. Thank you.

Sincerely,

Rep. Anne Haskell Dist #117

123rd Legislature - Second Regular Session Legislative Council Vote on Screened Requests

SLG MUNICIPALITIES SERVICES

Sponsor: Representative Haskell of Portland

An Act To Authorize Municipal Licensing Boards under the Liquor Laws

Edmonds	No				Cu	ummings	Yes	35
Mitchell	No				Pi	ngree	Yes	
Martin	No				Fa	ircloth	Yes	
Weston	No				Та	ardy	Absent	
Rosen	No				Сг	osthwaite	No .	
			Yes	No	Abstain	Absent		s.
		Total:	3	6	0	1	Out	
				93				

Comments

This bill would authorize a municipality to enact an ordinance establishing a municipal licensing board to hear and decide applications for new or renewal liquor licenses and special permits for music, dancing and entertainment in facilities that have a liquor license. Prior to the enactment of an ordinance by a municipality's legislative body, the municipal officers must submit a written policy on liquor licensing for approval by the Department of Public Safety, Liquor Licensing and Compliance Division.



Senator David R. Hastings III

Judiciary Committee, Member 3 State House Station Augusta, ME 04333-0003 (207) 287-1505

> 955 Main Street, Frveburg, ME 04037 Home (207) 935-3175 Office (207) 935-2061

November 5, 2007

To: Senator Beth Edmonds, Chair Legislative Council

From: Senator David Hastings

LR 2788 - An Act To Amend The Informed Growth Act Re:

Please accept my appeal of the Council's denial of the above bill for consideration in the next session.

The purpose of this bill is to allow a municipality, by public referendum, to opt out of the provisions of the Informed Growth Act and rely on its existing land use ordinances to manage growth within its borders. Affirmative vote at a public referendum would be required to opt out under all forms of local government. Municipal home rule will be honored.

I consider this bill an emergency since major economic development welcomed by at least one community is being delayed because of the Informed Growth Act. Developer Roger Pomerleau, of Augusta, informs me that his investor partner will not proceed with a proposal for a \$10 Million plus project in the town of Waldoboro, with its many new jobs, even though the town says it wants the development, because of the burdens and uncertainties of the Act.

We all agree on the need for economic investment in Maine. The Legislature needs to determine quickly if the Informed Growth Act has the unintended consequence of stifling welcome investment, and if so, can this be corrected by giving willing voters in municipalities the opportunity to opt out of the Act and use their own land use ordinances to manage growth and development. The Informed Growth Act should not be allowed to become the No Growth Act.

senate.Ir2788 Informed Growth Act

123rd Legislature - Second Regular Session Legislative Council Vote on Screened Requests

SLG MUNICIPALITIES LAND USE

Sponsor: Senator Hastings of Oxford

An Act To Amend the Informed Growth Act

Edmonds	No				Cı	ummings	No
Mitchell	No				Pi	ngree	No
Martin	No				Fa	ircloth	No
Weston	Yes				Та	ardy	Absent
Rosen	Yes				Cr	osthwaite	Yes
			Yes	No	Abstain	Absent	
		Total:	3	6	0	1	Out

Comments

This bill would add an option for a municipality to waive the right to apply the provisions of the Informed Growth Act at any time by its legislative body. This bill would also require that if the legislative body is a town council or city council the vote must be approved by the citizens at a referendum.

Closely Related Leg Req: LR 2789 Senator Hastings

LR: 2788

92



Judiciary Committee, Member 3 State House Station Augusta, ME 04333-0003 (207) 287-1505

> 955 Main Street, Fryeburg, ME 04037 Home (207) 935-3175 Office (207) 935-2061

October 31, 2007

To: Senator Beth Edm**o**nds, Chair Legislative Council

From: Senator David Hastings

Re: LR 3059 - An act to clarify the population density parimeter under the laws governing school administrative unit consolidation

Please accept my appeal of the Council's denial of the above bill for consideration in the next session.

This bill is intended only to codify the agreement reached with Commissioner Gendron on the eve of the budget vote clarifying the population density exception to the 2,500 student minimum requirement for consolidation.

The consolidation law as written contains a "Parameters" section listing circumstances that would justify a less than 2,500 student unit, one of which is population density. On the day of the vote, Commissioner Gendron agreed that a population density of less than 100 people per square mile within the proposed unit would justify such an exception. This agreement was discussed in detail in Senator Mitchell's office prior to the vote and entered into the record during Senate debate.

The purpose of this bill is to simply add the agreed upon provision to the law.

This bill is an emergency since districts which would have qualified for this exemption, but have had their plans denied, are facing the deadline under the consolidation law to have their plans approved this winter.

D3.senate.lr3059 school consolidation



EDU CONSOLIDATION ADMINISTRATIVE UNITS

Sponsor: Senator Hastings of Oxford

An Act To Clarify the Population Density Parameter under the Laws Governing School Administrative Unit Consolidation

Edmonds	Cummings	
Mitchell	Pingree	
Martin	Faircloth	
Weston	Tardy	
Rosen	Crosthwaite	
	Yes No Abstain Absent	

Total: Rejected pursuant to motion that passed: 6 yes, 3 no, 1 absent

Comments

This bill would specify that, for purposes of the law governing school administrative unit consolidation, a population density of less than 100 persons per square mile constitutes a justification for a proposed school unit's serving fewer than 2,500 students.

Closely Related Leg Req: LR 2787 Representative Clark

Senator David R. Hastings III

Judiciary Committee, Member 3 State House Station Augusta, ME 04333-0003 (207) 287-1505

> 955 Main Street, Fryeburg, ME 04037 Home (207) 935-3175 Office (207) 935-2061



October 31, 2007

To: Senator Beth Edmunds, Chair Legislative Council

From: Senator David Hastings

Re: LR 3196- An act to establish the transition adjustment for fiscal year 2008-09

Please accept my appeal of the Council's denial of the above bill for consideration in the next session. It has nothing to do with the consolidation law.

The purpose of this bill is to provide a vehicle for continued transitional state subsidy funds to MSAD #61 in Naples and to other similarly situated districts, which otherwise face a dramatic adverse fiscal impact on their state subsidy under the EPS formula because of property valuation increases on the lakes within the region.

SAD #61 received about \$6.7 million in state subsidy in 2004-05, before LD 1. They have received transitional funding for three years but, even with the transition funds, their subsidy has been reduced this year to \$5.5 million. The district has been informed by DOE, that without additional transitional funding, its state subsidy will be reduced an additional \$2.4 to \$3 million or approximately 50% in 2008-09.

The residents of SAD #61 are not wealthy. Average incomes are low. The problem is caused by spiking valuations on the lakes. LD 1 is not working there. The district needs continued transitional funding.

This bill is an emergency since any additional transitional funding for SAD #61, and similarly situated districts for 2008-09 must be established in the upcoming session.

D3.senate.lr3196 transition adjustment

95

EDU SCHOOL FUNDING FORMULA ESSENTIAL PROGRAMS AND SERVICES

Sponsor: Senator Hastings of Oxford

An Act To Establish the Transition Adjustment for Fiscal Year 2008-09

Edmonds	No				Ci	ummings	No	
Mitchell	No				Pi	ngree	No	
Martin	No				Fa	ircloth	No	10
Weston	No				Та	ardy	Absent	
Rosen	Yes				Cı	rosthwaite	Yes	
			Yes	No	Abstain	Absent		
	202 i	Total:	2	7	0	1	Out	

Comments

This bill would require the Commissioner of Education to establish the transition adjustment for fiscal year 2008-09 at the same level as the adjustment in fiscal year 2007-08.



HOUSE OF REPRESENTATIVES 2 STATE HOUSE STATION AUGUSTA, MAINE 04333-0002 (207) 287-1400 TTY: (207) 287-4469

Troy D. Jackson P. O. Box 221

Fort Kent, ME 04743 Residence: (207) 834-4081 Fax: (207) 834-4081 E-Mail: jacksonfor1@hotmail.com

November 6, 2007

Hon. Beth Edmonds, Chair Legislative Council 115 State House Station Augusta, ME 04333

Dear President Edmonds:

It is my intention to appeal the Council's rejection of the following bill request:

LR 2874, An Act to Prohibit the Sale of Energy Drinks to Minors

I look forward to addressing the Council on November 15 to discuss this proposal and to clarify its need for inclusion as emergency legislation for the upcoming session.

Respectfully,

. Jacks

Troy Jackson State Representative

123rd Legislature - Second Regular Session Legislative Council Vote on Screened Requests

BRED BUSINESS PRACTICES SALES

LR: 2874

Sponsor: Representative Jackson of Allagash

An Act To Prohibit the Sale of Energy Drinks to Minors

Edmonds	No				C	ummings	No
Mitchell	Yes				Pi	ngree	No
Martin	Yes				Fa	ircloth	No
Weston	No				Тε	ırdy	Absent
Rosen	No	32	03		Ct	osthwaite	No
			Yes	No	Abstain	Absent	
		Total:	2	7	0	1	Out

Comments

This bill would prohibit the sale of energy drinks to minors.



HOUSE OF REPRESENTATIVES 2 STATE HOUSE STATION AUGUSTA, MAINE 04333-0002 (207) 287-1400 TTY: (207) 287-4469

Troy D. Jackson P. O. Box 221 Fort Kent, ME 04743 Residence: (207) 834-4081 Fax: (207) 834-4081 E-Mail: jacksonfor1@hotmail.com

November 6, 2007

Hon. Beth Edmonds, Chair Legislative Council 115 State House Station Augusta, ME 04333

Dear President Edmonds:

It is my intention to appeal the Council's rejection of the following bill request:

LR 3184, An Act to Provide a Tax Credit for Businesses and Homeowners Who Build Windmills

I look forward to addressing the Council on November 15 to discuss this proposal and to clarify its need for inclusion as emergency legislation for the upcoming session.

Respectfully,

2 Jacks

Troy Jackson State Representative

Printed on recycled paper

TAX INCOME TAX CREDITS

Sponsor: Representative Jackson of Allagash

An Act To Provide a Tax Credit for Businesses and Homeowners Who Build Windmills

			С	ummings	No	
			Pi	ngree	No	
			Fa	aircloth	Yes	
			Т	ardy	Absent	
			C	rosthwaite	No	
	Yes	No	Abstain	Absent		
Total:	2	7	0	1	Out	
	Total:	National Contractor	And the second sec	Pi Fa Ta <u>Yes No Abstain</u>		Pingree No Faircloth Yes Tardy Absent Crosthwaite No <u>Yes No Abstain Absent</u>

Comments

This bill would provide a tax credit to businesses and homeowners who build windmills.

Closely Related CO: LD 349

Charbonneau, Edward

From: Sent: To: Cc: Subject: L Gary Knight [Igary.knight@usa.net] Sunday, November 04, 2007 9:13 AM Revisor's Office (revisor.office@legislature.maine.gov) bcroswaite@verizon.net; loonalone@roadrunner.com LR 2737 / Appeal plead

President Beth Edmonds, Chairperson Legislative Council State of Maine Augusta, Maine 04330

Dear President Edmonds,

I respectfully request that the Legislative Council give consideration to reversing its decision to deny LF 2737, "An Act to Amend the Laws Pertaining to Road Associations." This particular bill has been requested of me by a constituent who has convinced me that timing is particularly imperative, thus meeting the "emergency" requirement fir the upcoming session. I would further point out that the bill is definitely not of partisan nature and that one of the stronger advocates of me pursuing this avenue is a former Democratic member of the Maine House of Representative, Linda McKee of Wayne.

Your thoughtful reconsideration would be much appreciated by me and the many folks who have written or called me relative to the measure. Thank you in advance for reviewing my request.

Sincerely,

Representative L. Gary Knight, District #81 (Leeds, Livermore, Livermore Falls and Wayne)

1

TRA ROADS

MAINTENANCE

Sponsor: Representative Knight of Livermore Falls

An Act To Amend the Laws Pertaining to Road Associations

Edmonds	No				С	ummings	No	
Mitchell	No		2		Pi	ingree	No	×
Martin	No		50		Fa	aircloth	No	
Weston	Yes				Т	ardy	Absent	
Rosen	Yes				C	rosthwaite	Yes	
			Yes	No	Abstain	Absent	22	
		Total:	3	6	0	1	Out	

Comments

This bill would amend the laws pertaining to road associations by tying in the present law with the adoption of comprehensive bylaws so that all aspects of a road association may be dealt with. The bill would also amend the current law to allow people on public easements to form a road association. The bill would also require that road association assessments be based not only on property assessments but on use and property assessments, determined by a majority vote of the road association at a meeting.

Closely Related Leg Req: LR 3092 Senator Nass, R.

LR: 2737



House of Representatives 2 state house station augusta, maine 04333-0002 (207) 287-1400 TTY: (207) 287-4469

Ted Koffman 168 Mill Brook Road

 Bar Harbor, ME 04609

 Residence:
 (207) 288-8930

 Business:
 (207) 288-5015

 Fax:
 (207) 288-4359

 E-Mail:
 koffman@acadia.net

November 4, 2007

Hon. Beth Edmonds, Chair Legislative Council 115 State House Station Augusta, ME 04333

Dear President Edmonds:

It is my intention to appeal the Council's rejection of the following bill request:

LR 3000, An Act to Restore Maine's Status as a Premier Fishing Destination.

I look forward to addressing the Council on November 15 to discuss this proposal and to clarify its need for inclusion as emergency legislation for the upcoming session.

Jed Koffman

Ted Koffman State Representative

MAR RECREATIONAL FISHING RESTORE FISHING AS IMPORTANT RECREATION INDUSTRY

Sponsor: Representative Koffman of Bar Harbor

An Act To Restore Maine's Status as a Premier Fishing Destination

Edmonds	No				Ci	ummings	No
Mitchell	No	а			Pi	ngree	No
Martin	No				Fa	ircloth	No
Weston	No				Та	urdy	Absent
Rosen	No				Cr	osthwaite	No
			Yes	No	Abstain	Absent	
		Total:	0	9	0	1	Out

Comments

This bill would restore Maine's former national reputation as a premier destination for serious anglers from around the world, and thereby strengthen Maine's outdoor tourism-based economy, by improving visitors' fishing experiences through state fisheries regulations and management measures.

LR: 3000



Ted Koffman

168 Mill Brook Road Bar Harbor, ME 04609 Residence: (207).288-8930 Business: (207) 288-5015 Fax: (207) 288-4359 E-Mail: koffman@acadia.net

November 5, 2007

Hon. Beth Edmonds, Chair Legislative Council 115 State House Station Augusta, ME 04333

Dear President Edmonds:

It is my intention to appeal the Council's rejection of the following bill request:

LR 3207, An Act to Reduce Litter, Preserve Landfill Space and Protect Wildlife Habitat.

I look forward to addressing the Council on November 15 to discuss this proposal and to clarify its need for inclusion as emergency legislation for the upcoming session.

Respectfully,

Jed Koffman

Ted Koffman State Representative

House of Representatives 2 state house station augusta, maine 04333-0002 (207) 287-1400 TTY: (207) 287-4469

2

NAT CONTAINERS - RETURNABLE PLASTIC BAGS

Sponsor: Representative Koffman of Bar Harbor

An Act To Reduce Litter, Preserve Landfill Space and Protect Wildlife Habitat

Edmonds	No				С	ummings	No	
Mitchell	No				Pi	ngree	No	
Martin	No				Fa	aircloth	No	
Weston	No				Т	ardy	Absent	25
Rosen	No				C	rosthwaite	No	
			Yes	No	Abstain	Absent		
		Total:	0	9	0	1	Out	

Comments

This bill would implement a fee on plastic grocery shopping bags of 20 cents each. Customers who provide their own cloth bags would be given a 20-cent credit per bag. If the grocery store provided biodegradable, starch-based bags, the store could keep 10 cents of the fee. The balance would be forwarded to the Department of Environmental Protection for its waste management program.



HOUSE OF REPRESENTATIVES 2 STATE HOUSE STATION AUGUSTA, MAINE 04333-0002 (207) 287-1400 TTY: (207) 287-4469

W. Bruce MacDonald 656 Back River Road Boothbay, ME 04537 Residence: (207) 633-0570

October 30, 2007

Hon. Beth Edmonds, Chair Legislative Council 115 State House Station Augusta, ME 04333

Dear President Edmonds:

It is my intention to appeal the Council's rejection of the following bill request:

LR 2800 An Act To Eliminate the Requirement That a Community Raise 2 Mills for Education Purposes

I look forward to addressing the Council on November 15 to discuss this proposal and to clarify its need for inclusion as emergency legislation for the upcoming session.

Upruce Marsonald

State Representative Bruce MacDonald

123rd Legislature - Second Regular Session Legislative Council Vote on Screened Requests

EDU SCHOOL FUNDING FORMULA ADJUSTMENTS

LR: 2800

Sponsor: Representative MacDonald of Boothbay

An Act To Eliminate the Requirement That a Community Raise 2 Mills for Education Purposes

Edmonds	No				(Cummings	No
Mitchell	No				1	Pingree	No
Martin	No				1	Faircloth	No
Weston	No				1	Fardy	Absent
Rosen	No				(Crosthwaite	No
	27		Yes	No	Abstai	n Absent	
		Total:	0	9	0	1	Out
						13	

Comments

This bill would eliminate the requirement that a community raise a minimum of 2 mills for education purposes.

Closely Related Leg Req: LR 2776 Representative MacDonald



HOUSE OF REPRESENTATIVES 2 STATE HOUSE STATION AUGUSTA, MAINE 04333-0002 (207) 287-1400 TTY: (207) 287-4469

Elaine Makas

10 Sheffield Avenue Lewiston, ME 04240 Residence: (207) 784-5726 Business: (207) 784-5726 E-Mail: elaine@makas.com

October 30, 2007

Hon. Beth Edmonds, Chair Legislative Council 115 State House Station Augusta, ME 04333

Dear President Edmonds:

It is my intention to appeal the Council's rejection of the following bill request:

LR 2750 An Act To Require Correct Labeling of Out-of-state Bypass Waste

I look forward to addressing the Council on November 15 to discuss this proposal and to clarify its need for inclusion as emergency legislation for the upcoming session.

Respectfully,

State Representative Elaine Makas

123rd Legislature - Second Regular Session Legislative Council Vote on Screened Requests

NAT WASTES

BY-PASS WASTE

Sponsor: Representative Makas of Lewiston

An Act To Require Correct Labeling of Out-of-state Bypass Waste

Edmonds	No		•			С	ummings	No	78
Mitchell	No					Pi	ngree	No	
Martin	No					Fa	aircloth	No	
Weston	No					Ta	ardy	Absent	
Rosen	No	2	9 26			C	rosthwaite	No	
				Yes	No	Abstain	Absent		
		54	Total:	0	9	0	1	Out	

Comments

This bill would require a restriction on the amount of out-of-state bypass waste brought into the State that can be eventually considered as Maine waste.

Closely Related Leg Req: LR 2948 Representative Wagner

LR: 2750



House of Representatives 2 state house station augusta, maine 04333-0002 (207) 287-1400 TTY: (207) 287-4469

Elaine Makas 10 Sheffield Avenue

Lewiston, ME 04240 Residence: (207) 784-5726 Business: (207) 784-5726 E-Mail: elaine@makas.com

October 30, 2007

Hon. Beth Edmonds, Chair Legislative Council 115 State House Station Augusta, ME 04333

Dear President Edmonds:

It is my intention to appeal the Council's rejection of the following bill request:

LR 2765 An Act To Control the Costs of College Textbooks

I look forward to addressing the Council on November 15 to discuss this proposal and to clarify its need for inclusion as emergency legislation for the upcoming session.

State Representative Elaine Makas

EDU COLLEGES AND UNIVERSITIES POLICIES AND PROGRAMS

Sponsor: Representative Makas of Lewiston

An Act To Control the Costs of College Textbooks

Edmonds	No				Cu	ummings	No	
Mitchell	No				Pi	ngree	No	
Martin	No				Fa	ircloth	No	
Weston	No				Та	ardy	Absent	
Rosen	No				Ci	osthwaite	No	
			Yes	No	Abstain	Absent		
15	92 33	Total:	0	9	0	1	Out	

Comments

This bill would prohibit the practice of bundling, which requires the purchase of other items with a textbook. It would require publishers to indicate textbook prices for educators to know when recommending textbooks and it would strengthen ethics issues in the textbook community.



House of Representatives 2 state house station augusta, maine 04333-0002 (207) 287-1400 TTY: (207) 287-4469

Elaine Makas 10 Sheffield Avenue Lewiston, ME 04240 Residence: (207) 784-5726 Business: (207) 784-5726 E-Mail: elaine@makas.com

October 30, 2007

Hon. Beth Edmonds, Chair Legislative Council 115 State House Station Augusta, ME 04333

Dear President Edmonds:

It is my intention to appeal the Council's rejection of the following bill request:

LR 2867 An Act To provide Education on Internet Safety

I look forward to addressing the Council on November 15 to discuss this proposal and to clarify its need for inclusion as emergency legislation for the upcoming session.

State Representative Elaine Makas

123rd Legislature - Second Regular Session Legislative Council Vote on Screened Requests

EDU SCHOOL POLICIES CURRICULUM

Sponsor: Representative Makas of Lewiston

An Act To Provide Education on Internet Safety

Edmonds	No				C	ummings	No
Mitchell	No				Pi	ngree	No
Martin	No				Fa	aircloth	No
Weston	No				Ta	ardy	Absent
Rosen	No				Ci	rosthwaite	No
			Yes	No	Abstain	Absent	
		Total:	0	9	0	1	Out

Comments

This bill would require that schools in Maine provide education on Internet safety.

LR: 2867



House of Representatives 2 state house station augusta, maine 04333-0002 (207) 287-1400 TTY: (207) 287-4469

Boyd P. Marley 11 Maplewood Street Portland, ME 04103 Residence: (207) 878-3224 E-Mail: ABSPMarley@verizon.net

October 31, 2007

Hon. Beth Edmonds, Chair Legislative Council 115 State House Station Augusta, ME 04333

Dear President Edmonds:

It is my intention to appeal the Council's rejection of the following bill request:

LR 2770 - An Act To Repeal the Annual Indexing of the Fuel Tax

I look forward to addressing the Council on November 15 to discuss this proposal and to clarify its need for inclusion as emergency legislation for the upcoming session.

my P. m. h

Boyd Marley State Representative

TAX MISCELLANEOUS TAXES MOTOR FUEL TAX

Sponsor: Representative Marley of Portland

An Act To Repeal the Annual Indexing of the Fuel Tax

Edmonds	No				Cu	ummings	No
Mitchell	No				Pi	ngree	No
Martin	No				Fa	ircloth	No
Weston	No	14			Та	ırdy	Absent
Rosen	No				Cr	osthwaite	No
			Yes	No	Abstain	Absent	
		Total:	0	9	0	1	Out

Comments

This bill would repeal the annual adjustment of the fuel tax for inflation.

JR 217 Ruling Needed: LD 89

LR: 2770



House of Representatives 2 state house station augusta, maine 04333-0002 (207) 287-1400 TTY: (207) 287-4469

I Maplewood Street Portland, ME 04103 Residence: (207) 878-3224 E-Mail: ABSPMarley@verizon.net

Boyd P. Marley

October 30, 2007

Hon. Beth Edmonds, Chair Legislative Council 115 State House Station Augusta, ME 04333

Dear President Edmonds:

It is my intention to appeal the Council's rejection of the following bill request:

LR 2773 – Resolve, Directing the Department of Transportation To Study the Corrosive Effects of Chemicals Used by the Department in Inclement Weather

I look forward to addressing the Council on November 15 to discuss this proposal and to clarify its need for inclusion as emergency legislation for the upcoming session.

P. m. Ly

Boyd Marley State Representative

TRA ROADS

MAINTENANCE

Sponsor: Representative Marley of Portland

Resolve, Directing the Department of Transportation To Study the Corrosive Effects of Chemicals Used by the Department in Inclement Weather

Edmonds	No	Cummings	No
Mitchell	No	Pingrèe	No
Martin	No	Faircloth	No
Weston	No	Tardy	Absent
Rosen	No	Crosthwaite	No
		Yes No Abstain Absent	
		Total: 0 9 0 1	Out

Comments

This resolve would require the Department of Transportation to study the corrosive effect on vehicles and infrastructure of magnesium chloride used on roads.

Closely Related Leg Req: LR 2738 Representative Miramant Closely Related Leg Req: LR 2793 Representative Weddell Closely Related Leg Req: LR 3087 Representative Schatz



Boyd P. Marley 11 Maplewood Street Portland, ME 04103 Residence: (207) 878-3224 E-Mail: ABSPMarley@verizon.net

October 30, 2007

Hon. Beth Edmonds, Chair Legislative Council 115 State House Station Augusta, ME 04333

Dear President Edmonds:

It is my intention to appeal the Council's rejection of the following bill request:

LR 2790 - An Act To Establish a Credit To Offset the Harbor Maintenance Tax

I look forward to addressing the Council on November 15 to discuss this proposal and to clarify its need for inclusion as emergency legislation for the upcoming session.

HOUSE OF REPRESENTATIVES 2 STATE HOUSE STATION AUGUSTA, MAINE 04333-0002

TTY: (207) 287-4469

(207) 287-1400

my P. mily

Boyd Marley State Representative

123rd Legislature - Second Regular Session Legislative Council Vote on Screened Requests

TAX INCOME TAX CREDITS

LR: 2790

Sponsor: Representative Marley of Portland

An Act To Establish a Credit To Offset the Harbor Maintenance Tax

Edmonds No Cummings No	n la st
Mitchell No Pingree No	
Martin No Faircloth No	
Weston No Tardy At	sent
Rosen No Crosthwaite No	
Yes No Abstain Absent	
Total: 0 9 0 1 Ou	ıt

Comments

This bill would provide a tax credit to offset the harbor maintenance tax that is imposed on Maine companies shipping their goods through Maine's ports.



Senator Lisa T. Marraché 3 State House Station Augusta, Maine 04333-0003 (207) 287-1515

> 109 Silver Street, Waterville, ME 04901 (207) 861-0154

November 5, 2007

RE: Appeal of the decision of the Legislative Council to reject LR 2895 – "Resolve, to Require that the Department of Economic and Community development Establish an Independent Review Board"

Dear President Edmonds, Chair of the Legislative Council:

When doing research, data must be independently reviewed before it is affirmed and published The task of assembling these panels, which requires a great deal of effort and expense, is a serious impediment for those doing research in Maine, and is a great barrier to those who would otherwise use Maine as a base for their research projects. This bill would create one central review panel, on staff to the state, but paid for by a fee on those who use it. This would keep some of the research organizations here that are having difficulty finding the appropriate panel, and would encourage others to come to the state. I am concerned that some may leave without this sort of help from the state before the next session. If we are serious as a state about attracting research and development projects, we need to create this type of service within state government. Please reconsider your initial decision and allow LR 2902 to be considered in the Second Session of the 123rd Legislature.

Sincerely,

Kina > Manache

Senator Lisa Marraché Maine Senate, District #25

BRED ECONOMIC DEVELOPMENT DEPT PLANNING

Resolve, To Require that the Department of Economic and Community Development Establish an Independent Review Board

Edmonds	No				C	ummings	No
Mitchell	No				Pi	ngree	No
Martin	No				Fa	aircloth	No
Weston	No				Та	ardy	Absent
Rosen	No				C	rosthwaite	No
	3		Yes	No	Abstain	Absent	
		Total:	0	9	0	1	Out
12							

Comments

This bill would require that the Department of Economic and Community Development establish an ongoing and permanent review board to review studies submitted by research and development companies

Matheson, Margaret

From: Schaffer, Peggy

Sent: Friday, November 02, 2007 4:42 PM

To: Matheson, Margaret

Subject: Sen. Martin's Appeal for LR 3063

Appeal of LR 3063 - An Act to Consolidate the Cultural Agencies to Promote Accountability and Citizen-centered Delivery of Services

Reason for Appeal:

The current structure of the cultural agencies does not provide for accountability or transparency of tax payers dollars. This bill's emergency nature centers on the findings of the recent audit identifying what could, at best, be described as inadequate accountability and oversight. Additionally, the continuing need to consolidate state government to reduce inefficiencies and the passage of the New Centuries bond package for \$2 million compound the urgent need for the legislature act this session, before the distribution of the New Century funds, to consolidate these agencies and promote greater accountability.

Sen. John Martin.

Peggy Schaffer Chief of Staff Senate Majority Office Maine State Legislature 3 State House Station Augusta, ME 04333-0003 207-287-1515 207-287-4886 (direct) 207-557-1801 (cell) peggy.schaffer@legislature.maine.gov

SLG STATE AGENCIES SECRETARY OF STATE DEPT

Sponsor: Senator Martin of Aroostook

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

Edmonds	No				C	ummings	No	
Mitchell	No				Pi	ngree	No	
Martin	No				Fa	aircloth	No	
Weston	No				Ta	ardy	Absent	
Rosen	No				C	rosthwaite	No	
			Yes	No	Abstain	Absent		
		Total:	0	9	0	1	Out	

Comments

This bill would consolidate the cultural agencies to promote accountability and citizen-centered delivery of services.

37 Golden Guernsey Drive Waterford, Maine 04088 November 5, 2007

Hon. Beth Edmonds, Chair and MembersLegislative Council3 State House StationAugusta, Maine 04333

Dear Senator Edmonds,

I am writing to appeal the rejection of LR 3335, An Act To Clarify the Filing Requirements for Certain Not-for-profit Whitewater Rafting Organizations, one of 3 bills that I submitted for consideration in the upcoming Second Regular Session. I appreciate the fact that the Council is appropriately trying to limit the volume of legislation to be considered next year in order to better manage the legislative calendar and complete our work prior to the statutory deadline. I will briefly describe below the reasons why I feel this bill should not, in any way, compromise the Council's leadership objectives.

First, the Moxie Gore Paddling Club – based in South Paris, Maine – is the only not-for-profit organization authorized to raft on Maine rivers and this request comes from that club seeking to make a very technical change in the statute that authorized their operation in 1996. Thus, the bill has the full support of that club's leadership and should not elicit opposition from any other group.

Secondly, I have discussed this proposal with the Deputy Commissioner of Inland Fisheries and Wildlife – which department oversees the statute in question - and he informs me that he sees no reason not to make the proposed statutory changes. He was also directly involved in, and instrumental in shaping the outcome of, the whitewater rafting legislation considered during the 1990's and is very familiar with this particular rafting club.

Lastly, the proposed amendments are only intended to provide DIFW with a more factual listing of dues-paying club members who are engaged in the leadership and direction of the Moxie Gore Paddling Club at the start of a calendar year with a complete listing of dues-paying members to follow at the completion of the rafting season, rather than a speculative, and premature, list of potential members before they actually join the club. The membership information that will be filed under this proposal will, thus, be factual, current and more useful to DIFW in performing its oversight functions.

I hope you will see fit to allow this bill to be accepted and I thank you for your consideration of this appeal letter.

Sincerely,

H. Sawin Millett, Jr.

IFW RECREATION

WHITEWATER RAFTING

Sponsor: Representative Millett of Waterford

An Act To Clarify the Filing Requirements for Certain Not-for-profit Whitewater Rafting Organizations

Edmonds	No				C	ummings	No
Mitchell	No	8			Pi	ngree	No
Martin	No				Fa	aircloth	No
Weston	Yes				Та	ardy	Absent
Rosen	No				C	rosthwaite	Yes
			Yes	No	Abstain	Absent	
		Total:	2	7	0	1	Out

Comments

This bill would amend the filing requirements for noncommercial whitewater rafting organizations by having the initial filing limited to the requested information from the club's officers, directors and trustees, with a subsequent filing for all dues-paying members at the end of the rafting season each year, not later than December 31st.



House of Representatives 2 state house station augusta, maine 04333-0002 (207) 287-1400 TTY: (207) 287-4469

Janet T. Mills P. O. Box 110

Farmington, ME 04938Residence:(207) 778-4848Business:(207) 474-3324Fax:(207) 474-3609

November 1, 2007

Hon. Beth Edmonds, Chair Legislative Council 115 State House Station Augusta, ME 04333

Dear President Edmonds:

It is my intention to appeal the Council's rejection of the following bill request:

LR 3180, "An Act to Clarify the Definition of "Dumpster" as Used in the Maine Tort Claims Act"

I look forward to addressing the Council on November 15 to discuss this proposal and to clarify its need for inclusion as emergency legislation for the upcoming session.

int of minds

Janet T. Mills State Representative

JUD TORTS

TORT CLAIMS ACT

Sponsor: Representative Mills, J. of Farmington

An Act To Clarify the Definition of "Dumpster" as Used in the Maine Tort Claims Act

Edmonds	No				C	ummings	No	
Mitchell	No				Pi	ngree	No	
Martin	No				Fa	aircloth	No	
Weston	No				Т	ardy	Absent	93 1
Rosen	No		Crosthwaite				No	
			Yes	No	Abstain	Absent		
	3	Total:	0	9	0	1	Out	

Comments

This bill would clarify the definition of "dumpster" as used in the Maine Tort Claims Act.

The Maine Senate

123rd Legislature

Peter Mills P. O. Box Nine Skowhegan, Maine 04976 Tel. 207-858-6400 pmills@mainelegal.net November 6, 2007

President Beth Edmonds Legislative Council Chair State House Station 7 Augusta, Maine 04333-0007

Re: Appeal of LR 3062, An Act to Facilitate the Formation of the Northwest Maine Regional School Unit.

The purpose of this bill is to allow three present school units, those centered on Bingham, Jackman and Greenville to form an RSU.

Although the resulting unit would not contain the number of students required by the new consolidation law, it would include a sufficient number of towns and townships to represent about 10% of the land mass of the state of Maine. These three units are highly isolated, by distance, woods and water bodies, in ways much more profound than some of the salt water island districts that are presently exempt.

This is not an anti-consolidation bill. It is an alternative consolidation bill that would bring to fruition the work of these three school units who began their studies and negotiations long before the state's recent consolidation initiative.

Yours truly,

Peter Mills

123rd Legislature - Second Regular Session Legislative Council Vote on Screened Requests

EDU CONSOLIDATION ADMINISTRATIVE UNITS

Sponsor: Senator Mills, P. of Somerset

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

Edmonds	Cumming	;S
Mitchell	Pingree	
Martin	Faircloth	
Weston	Tardy	
Rosen	Crosthwa	ite
	Yes No Abstain Absen	t

Total: Rejected pursuant to motion that passed: 6 yes, 3 no, 1 absent

Comments

This bill would encourage the formation of a regional school unit in northwest Maine comprised of Maine School Administrative District No. 12, Maine School Administrative District No. 13, the Town of Greenville, the Town of Shirley, Pleasant Ridge Plantation, Dennistown Plantation, Kingsbury Plantation, the Town of Beaver Cove, the Town of Caratunk, the Forks Plantation, West Forks Plantation and portions of the unorganized territory, including Rockwood. The bill would provide that the reorganization plan prepared by the Reorganization Planning Committee may include a cost-sharing formula applicable both to required local contributions and additional local funds based on valuation, number of pupils or other factors, and may include other cost-sharing transition provisions as determined by the Reorganization Planning Committee. The bill would authorize the Commissioner of Education to approve a reorganization plan for the proposed Northwest Regional School Unit with less than 1,200 resident pupils on the basis of geography, demographics, transportation and population density, but subject to a plan to reorganize administrative functions and noninstructional personnel so that projected expenditures for system administration, transportation, special education and facilities and maintenance will not have an adverse impact on the instructional program.

Closely Related Leg Req: LR 3153 Representative Pinkham Closely Related Leg Req: LR 3366 Senator Smith, D.



123rd Legislature

Peter Mills P. O. Box Nine Skowhegan, Maine 04976 Tel. 207-858-6400 pmills@mainelegal.net November 6, 2007

President Beth Edmonds Legislative Council Chair State House Station 7 Augusta, Maine 04333-0007

Re: Appeal of **LR 3361,** An Act to Authorize Low Stakes Cribbage Games at Charitable and Fraternal Organizations

If this does not sound like an emergency to some of you, then you haven't been getting calls from our many constituents who have been suddenly deprived of their cribbage games by an abrupt change in policy of the Maine State Police.

These weekly games that have been going on for decades were curtailed this fall because the MSP has decided that each table in a cribbage tournament constitutes a separate game of chance requiring a separate license and a \$15 fee.

Heretofore, the entire site or room was considered a single game. With this unexpected change in interpretation of an old law, many hundreds of Maine citizens have been put out of their customary tournament games at Eagles and Legion Halls across the state.

If MSP had simply deferred enforcement of its new interpretation and sponsored a department bill to clarify the law, then there would be no "emergency." The timing of their action created the emergency.

It will only require a few words to clarify the law. Please indulge these people and save us all from more calls.

Yours truly,

Peter Mills

LVA GAMBLING GAMES OF CHANCE

Sponsor: Senator Mills, P. of Somerset

An Act To Authorize Low-stakes Cribbage Games at Charitable and Fraternal Organizations

Edmonds	No				C	ummings	No	
Mitchell	No				Pi	ngree	No	92
Martin	No				Fa	aircloth	No	
Weston	Yes				Ta	ardy	Absent	
Rosen	Yes			Crosthwaite		Yes		
			Yes	No	Abstain	Absent		
		Total:	3	6	0	1	Out	

Comments

This bill would authorize nonprofit, charitable and fraternal organizations to administer cribbage games as games of chance by charging \$15 per evening for a maximum of 60 participants, as long as the total amount wagered for the evening does not exceed \$300. This bill would address the recent determination by the Department of Public Safety that cribbage games conducted by groups such as the American Legion and the Eagles Club, with low-stakes prizes for a license fee of \$15 are not in compliance with current state law.



123rd Legislature

Peter Mills P. O. Box Nine Skowhegan, Maine 04976 Tel. 207-858-6400 pmills@mainelegal.net November 6, 2007

President Beth Edmonds Legislative Council Chair State House Station 7 Augusta, Maine 04333-0007

Re: Appeal of LR 3363: Resolve, To Establish a Statewide Protocol for the Early Detection and Treatment of Autism

In just six years, the prevalance of autism among Maine children ages 3 to 20 grew three-fold, from 594 in the year 2000 to 1760 in 2006. It is by far the fastest growing component of services provided to young children by CDS and to those of school age within Special Education.

While much of the growth arises from improved dianostics, there also appears to be a growing underlying incidence. Just last week, the American Academy of Pediatrics (AAP) published two comprehensive policy papers referring to the autism epidemic as "one of the most challenging public health issues today."

Although Autistic Spectrum Disorder (ASD) is incurable, as many as 40% can be significantly improved through early detection and aggressive treatment. For many high-functioning children within the autistic spectrum, there is substantial uncertainty about what services may be necessary or mandated under state and federal law. Confusion over the needs of this significant and growing population is at the heart of some of the most vehement recent controversies and litigation about the administration of CDS and special ed.

Last June, a comprehensive DHHS study concluded that there does not currently exist "an adequate comprehensive, collaborative, interagency-wide system capable of responding to increasing needs for early identification, assessment and treatment, and long term support" of people with ASD.

New, sophisticated, and subtle screening tests may detect autism in children as young as 12 months old. When such early signs are detected, it pays dividends to intervene immediately with intensive treatment by qualified therapists. Although Maine does a good job of finding ASD children after age 3, the emerging imperative is to find these children at a much younger age and to start immediate treatment, preferably within the first year or 18 months.

This resolve directs DOE and DHHS to focus jointly on effective early screening, diagnosis and treatment of autistic children and to create a unified protocol to deal with ASD. This protocol should be subject to continuing review as evidence improves. At present there may be as many as 16 different policies for serving young children under CDS and another 290 for children being served by school districts. In addition there is divided jurisdiction among DOE, DHHS and DOL with a number of separate silos of federal, state, local and private funding.

The proper allocation of public resources to this deserving population should be directed from a common source, right from the top, based on the best evidence, wherever it leads.

Yours truly,

Peter Mills

HHS DISABLED PERSONS AUTISTIC PERSONS

Sponsor: Senator Mills, P. of Somerset

Resolve, To Establish a Statewide Protocol for the Early Detection and Treatment of Autism

Edmonds	No	2			С	ummings	No
Mitchell	No				P	ngree	No
Martin	No				Fa	aircloth	No
Weston	No				Ta	ardy	Absent
Rosen	No				Crosthwaite		No
			Yes	No	Abstain	Absent	
		Total:	0	9	0	1	Out

Comments

This bill would direct the Department of Education and the Department of Health and Human Services within their existing resources to establish a uniform statewide protocol for the screening of all children between 18 and 30 months of age for signs of autism. For each child who tests positive, this bill would implement through the 16 Child Development Services System sites guidelines jointly adopted by the Department of Education and the Department of Health and Human Services incorporating best practices as supported by evidence-based clinical trials.



David Miramant

174 Mountain Street Camden, ME 04843 Residence: (207) 236-4845 E-Mail: RepDave.Miramant@legislature.maine.gov

November 1, 2007

Hon. Beth Edmonds, Chair Legislative Council 115 State House Station Augusta, ME 04333

Dear President Edmonds:

It is my intention to appeal the Council's rejection of the following bill request:

LR 2739, "An Act to Require that a Person Who Testifies before a Committee Must be Sworn In"

I look forward to addressing the Council on November 15 to discuss this proposal and to clarify its need for inclusion as emergency legislation for the upcoming session.

Respectfully,

Dave Miramant State Representative

House of Representatives 2 state house station augusta, maine 04333-0002 (207) 287-1400 TTY: (207) 287-4469

123rd Legislature - Second Regular Session Legislative Council Vote on Screened Requests

LVA LEGISLATURE COMMITTEES

Sponsor: Representative Miramant of Camden

An Act To Require That a Person Who Testifies before a Committee Must Be Sworn In

Edmonds	No				Cu	ummings	No
Mitchell	No				Pi	ngree	No
Martin	No				Fa	ircloth	No
Weston	No		94 1		Та	urdy	Absent
Rosen	No				Crosthwaite		No
			Yes	No	Abstain	Absent	
		Total:	0	9	0	1	Out

Comments

This bill would require that anyone who testifies before a committee must be sworn in.



David Miramant

174 Mountain Street Camden, ME 04843 Residence: (207) 236-4845 E-Mail: RepDave.Miramant@legislature.maine.gov

November 1, 2007

Hon. Beth Edmonds, Chair Legislative Council 115 State House Station Augusta, ME 04333

Dear President Edmonds:

It is my intention to appeal the Council's rejection of the following bill request:

LR 2815, "An Act to Provide Equity in Reimbursement for Health Care Services"

I look forward to addressing the Council on November 15 to discuss this proposal and to clarify its need for inclusion as emergency legislation for the upcoming session.

Respectfully,

Doul Me

Dave Miramant State Representative

HOUSE OF REPRESENTATIVES 2 STATE HOUSE STATION AUGUSTA, MAINE 04333-0002 (207) 287-1400 TTY: (207) 287-4469

IFS INSURANCE HEALTH

Sponsor: Representative Miramant of Camden

An Act To Provide Equity in Reimbursement for Health Care Services

Edmonds	Yes				C	Cummings	Yes	
Mitchell	No				P	ingree	Yes	
Martin	No				F	aircloth	Yes	
Weston	No				Т	ardy	Absent	
Rosen	No			Crosthwaite		No		
			Yes	No	Abstair	Absent		
		Total:	4	5	0	1	Out	2

Comments

This bill would prohibit insurance companies from distinguishing between preferred and nonpreferred health care providers and hospitals in order to prevent inequities in billing between insured individuals and insurance companies. The bill would provide the same relationship to insured individuals as that claimed by insurance companies with respect to health care providers and hospitals regarding terms of reimbursement.



HOUSE OF REPRESENTATIVES 2 STATE HOUSE STATION AUGUSTA, MAINE 04333-0002 (207) 287-1400 TTY: (207) 287-4469

Gary W. Moore 130 Oak Hill Road Standish, ME 04084 Residence: (207) 310-8095 E-Mail: garymooreforstandish@adelphia.net

November 6, 2007

The Honorable Beth Edmonds, Chair Maine Legislative Council 115 State House Station Augusta, ME 04333-0115

Dear Senator Edmonds:

I am submitting this letter as notice that my bill LR 2975, "An Act To Exempt Commercial Logging Equipment from the State Sales Tax," will be appealed at the next Legislative Council meeting on November 15, 2007.

It is vital to address this issue. With neighboring states exempting logging equipment, our independent loggers are faced with a serious disadvantage. The State of New Hampshire is actively and positively recruiting Maine-based operations. Every day puts Maine loggers closer to extinction. The excruciating burden this tax places on our loggers should be removed or mitigated.

Please do not hesitate to contact me should you have any questions or concerns about my bill request. I can be reached at home in Standish at 310-8095.

Sincerely,

Mary h. Mone

Gary W. Moore State Representative

TAX SALES AND USE TAX EXEMPT ITEMS

Sponsor: Representative Moore, G. of Standish

An Act To Exempt Commercial Logging Equipment from the State Sales Tax

Edmonds	No				C	ummings	No
Mitchell	No				Pi	ngree	No
Martin	No				Fa	ircloth	No
Weston	No				Ta	ardy	Absent
Rosen	No				C	osthwaite	No
			Yes	No	Abstain	Absent	
		Total:	0	9	0	1	Out

Comments

This bill would exempt from the sales tax commercial logging equipment.

140

Senator Richard A. Nass

3 State House Station Augusta, ME 04333-0003 (207) 287-1505

> P.O. Box 174, Acton, ME 04001 (207) 477-2607



November 6, 2007

To: Senator Beth Edmonds, Chair Legislative Council

From: Senator Richard Nass

Re: LR 2839-An Act to Require That Persons Who Perform Engineering Work in Commercial Buildings to Be Licensed

Please accept my appeal of the Council's denial of the above bill for consideration in the Second Regular Session of the Legislature.

This bill would require that a person who installs HVAC and electrical systems for commercial buildings must use plans designed by a licensed professional engineer.

This legislation is an emergency because there have been recent cases of improperly designed HVAC and electrical systems installed. These faulty systems pose a substantial risk to the people using the facilities and cost building owners hundreds of thousands to correct.

BRED LICENSING ENGINEERS

LR: 2839

Sponsor: Senator Nass, R. of York

An Act To Require That Persons Who Perform Engineering Work in Commercial Buildings Be Licensed

Edmonds	No				Ci	ummings	No	
Mitchell	No				Pi	ngree	No	
Martin	No				Fa	ircloth	No	
Weston	No	179			Та	ırdy	Absent	
Rosen	No				Cr	osthwaite	No	
			Yes	No	Abstain	Absent	÷.	
		Total:	0	9	0	1	Out	

Comments

This bill would require that a person who installs air conditioning units in commercial buildings be licensed by the Department of Professional and Financial Regulation, State Board of Licensure for Professional Engineers.



Senator Richard A. Nass 3 State House Station Augusta, ME 04333-0003 (207) 287-1505

> P.O. Box 174, Acton, ME 04001 (207) 477-2607

November 6, 2007

To: Senator Beth Edmonds, Chair Legislative Council

From: Senator Richard Nass

Re: LR 3092-An Act Relating to Access on Private Roads

Please accept my appeal of the Council's denial of the above bill for consideration in the Second Regular Session of the Legislature.

This Legislation would allow owners of property on a private road to meet in order to determine what improvements need to be made to bring the road up to municipal standards.

This is an emergency because, in Acton, 160 families live on one camp road. This road was destroyed during the Patriot's Day flooding and most of these families were isolated for several days. These residents have attempted to assemble the necessary easements to begin the process of bringing this road up to town standard but unfortunately their efforts are being thwarted by one property owner. This proposal will give the road association additional alternatives to encourage this property owner to cooperate.

SLG MUI	NICIPALITIES				LR: 3092
RO	DADS				
Sponsor: Sena	ator Nass, R. of Y	York	8		
An Act Relati	ng to Access on	Private Roads			
Edmonds	No		Cummings	No	
Mitchell	No		Pingree	No	
Martin	No		Faircloth	No	
Weston	Yes		Tardy	Absent	
Rosen	Yes		Crosthwaite	Yes	
		Yes No	Abstain Absent		12
		Total: 3 6	0 1	Out	

Comments

This bill would allow owners of property on a private way to meet to determine what improvements need to be made to bring the road to municipal standards.

Closely Related Leg Req: LR 2737 Representative Knight



Senator Richard A. Nass 3 State House Station Augusta, ME 04333-0003 (207) 287-1505

> P.O. Box 174, Acton, ME 04001 (207) 477-2607

November 6, 2007

145

To: Senator Beth Edmonds, Chair Legislative Council

From: Senator Richard Nass

Re: LR 3142– An Act to Amend the School Funding Formula to Facilitate School District Consolidation

Please accept my appeal of the Council's denial of the above bill for consideration in the Second Regular Session of the Legislature.

This Legislation would allow the Joint Standing Committee on Education to look at the obstacles to consolidation including the cost to individual school districts to join a consolidated district. The bill would also permit districts to develop their own costsharing agreements and hold districts harmless that are penalized by the new consolidation enabling all partners to benefit from the savings.

This is an emergency because the schools in southern York County will not get voter support to consolidate without a change in the law.

EDU CONSOLIDATION COST-SHARING

An Act To Amend the School Funding Formula To Facilitate School District Consolidation

Edmonds	Cummings	
Mitchell	Pingree	
Martin	Faircloth	
Weston	Tardy	
Rosen	Crosthwaite	35
	Van Na Abstain Absout	

Yes No Abstain Absent

Total: Rejected pursuant to motion that passed: 6 yes, 3 no, 1 absent

Comments

This bill would allow the Joint Standing Committee on Education and Cultural Affairs to look at the obstacles to consolidation, which include, but are not limited to, the cost of implementing consolidation to individual school administrative units. The committee is authorized to submit legislation that allows local school administrative units to develop cost-sharing agreements for regional school units to hold harmless districts that are penalized by the new consolidation and allow all partners to benefit from the cost reductions from consolidation.

Closely Related Leg Req:	LR	2962	Representative Edgecomb
Closely Related Leg Req:	LR	2983	Representative Walker
Closely Related Leg Req:	LR	2996	Senator Bryant, B.
Closely Related Leg Req:	LR	3005	Representative Hogan
Closely Related Leg Req:	LR	3015	Representative Miramant
Closely Related Leg Req:	LR	3032	Senator Turner
Closely Related Leg Req:	LR	3104	Representative Hayes
Closely Related Leg Req:	LR	3110	Senator Mitchell
Closely Related Leg Req:	LR	3144	Representative Pingree
Closely Related Leg Req:	LR	3145	Representative Pingree
Closely Related Leg Req:	LR	3175	Representative Saviello
Closely Related Leg Req:	LR	3219	Representative Connor
Closely Related Leg Req:	LR	3223	Senator Hobbins

LR: 3142

Senator John M. Nutting



Agriculture, Conservation and Forestry Committee, Chair Judiciary Committee, Member 3 State House Station Augusta, ME 04333-0003 (207) 287-1515

November 5, 2007

79 Campbell Road, Leeds, ME 04263 (207) 524-3941

Senate President Beth Edmonds, Chair Speaker Glenn Cummings, Vice-Chair Legislative Council 115 State House Station Augusta, Maine 04333

Re: LR 3151 "An Act to Prohibit Bicyclists from Passing Stopped School Buses"

Dear President Edmonds, Speaker Cummings and Members of the Council:

I request your reconsideration of LR 3151, referenced above. This issue was brought to my attention by a bus driver who witnessed two small children attempting to board his bus nearly rundown by a bicyclist. The bicyclist came barreling down a hill, passed the stopped bus (with red flashers going) and nearly hit the kids. The bus driver found it alarming and continues to be disturbed by it.

According to both the A.G.'s Office and the D. A.'s Office, there is contradiction in current statute. This needs to be addressed and remedied. The D. A. would not be inclined to treat a bicycle as a motor vehicle under current statute and the Maine State Police say current law references the term 'vehicle' which, by way of definition, would exclude bicycles. Generally the law regarding bicycles clearly defines the 'rules' of operation, and is distinctly different than that for motor vehicles.

Current law also states that "a person riding a bicycle or scooter on a way has the rights and is subject to the duties applicable to the operator of a vehicle," with exceptions. Title 29-A, Subsection 101-91 states, however, "Vehicle" means a device for conveyance of persons or property on a way. "Vehicle" does not include conveyances propelled or drawn by human power or used exclusively on tracks or snowmobiles as defined in Title 12, S 13001 or an electric personal assistive mobility device as defined in this section."

Again, I request that you allow this issue to be addressed in the upcoming session so that statute can be clarified and we do not put more Maine children in harm's way. Thank you and please let me know if you have questions or concerns.

Sincerely,

John M. Nutting

Fax (207) 287-1585 * TTY (207) 287-1583 * Message Service 1-800-423-6900 * Web Site: http://www.state.me.us/legis/senate email: SenJohn.Nutting@legislature.maine.gov

147

TRA BICYCLES

REQUIREMENTS

Sponsor: Senator Nutting, J. of Androscoggin

An Act To Prohibit Bicyclists from Passing Stopped School Buses

Edmonds	No				Cı	ummings	No	
Mitchell	No				Pi	ngree	No	
Martin	No				Fa	ircloth	No	
Weston	No				Та	ardy	Absent	
Rosen	No				Cr	osthwaite	No	
			Yes	No	Abstain	Absent		
		Total:	0	9	0	1	Out	

Comments

This bill would make it illegal for a bicyclist to pass a stopped school bus that has its flashers on and would provide the same penalties for infractions as those prescribed for motor vehicles.



HOUSE OF REPRESENTATIVES 2 STATE HOUSE STATION AUGUSTA, MAINE 04333-0002 (207) 287-1400 TTY: (207) 287-4469

Peggy A. Pendleton 110 Holmes Road Scarborough, ME 04074 Residence: (207) 883-5414

November 1, 2007

Hon. Beth Edmonds, Chair Legislative Council 115 State House Station Augusta, ME 04333

Dear President Edmonds:

It is my intention to appeal the Council's rejection of the following bill request:

LR 2987, "Resolve, To Determine Methods of Securing a Trained Laboratory Workforce for Maine"

I look forward to addressing the Council on November 15 to discuss this proposal, and to clarify its need for inclusion as emergency legislation for the upcoming session.

Respectfully,

Peggy Pendleton State Representative

BRED ECONOMIC DEVELOPMENT PLANNING

Resolve, To Determine Methods of Securing a Trained Laboratory Workforce for Maine

Edmonds No	Cummings	No
Mitchell No	Pingree	No
Martin No	Faircloth	No
Weston No	Tardy	Absent
Rosen No	Crosthwaite	No
Yes N	Abstain Absent	
Total: 0	0 1	Out

Comments

This resolve would require the Department of Economic and Community Development, Office of Innovation to convene a working group to study and report back to the Legislature with methods of overcoming a shortfall of trained laboratory workers.



HOUSE OF REPRESENTATIVES 2 STATE HOUSE STATION AUGUSTA, MAINE 04333-0002 (207) 287-1400 TTY: (207) 287-4469

Peggy A. Pendleton 110 Holmes Road Scarborough, ME 04074 Residence: (207) 883-5414

November 1, 2007

Hon. Beth Edmonds, Chair Legislative Council 115 State House Station Augusta, ME 04333

Dear President Edmonds:

It is my intention to appeal the Council's rejection of the following bill request:

LR 3265, "An Act to Reduce Municipal Property Taxes"

I look forward to addressing the Council on November 15 to discuss this proposal, and to clarify its need for inclusion as emergency legislation for the upcoming session.

Respectfully,

Peggy Pendleton State Representative

TAX TAX ASSESSMENT VALUATION

Sponsor: Representative Pendleton of Scarborough

An Act To Reduce Municipal Property Taxes

Edmonds	Yes				С	ummings	Yes	
Mitchell	Yes				Pi	ngree	Yes	
Martin	No				Fa	aircloth	Yes	
Weston	No				Та	ardy	Absent	
Rosen	No				C	rosthwaite	No	
			Yes	No	Abstain	Absent		
		Total:	5	4	0	1	Out	

Comments

This bill would require the State to reimburse municipalities for the portion of the taxes they have lost as a result of tax-exempt property. The State would create a classification system for tax-exempt property. Local town assessors would use the classification system to assess the value of tax-exempt property. The State would reimburse municipalities for the lost property taxes based on the new classification system.

LR: 3265



HOUSE OF REPRESENTATIVES 2 STATE HOUSE STATION AUGUSTA, MAINE 04333-0002 (207) 287-1400 TTY: (207) 287-4469

Peggy A. Pendleton 110 Holmes Road Scarborough, ME 04074 Residence: (207) 883-5414

November 1, 2007

Hon. Beth Edmonds, Chair Legislative Council 115 State House Station Augusta, ME 04333

Dear President Edmonds:

It is my intention to appeal the Council's rejection of the following bill request:

LR 3275, "An Act to Protect Nurses from Mandatory Overtime and Other Requirements"

I look forward to addressing the Council on November 15 to discuss this proposal, and to clarify its need for inclusion as emergency legislation for the upcoming session.

Respectfully,

Peggy Pendleton State Representative

BRED LICENSING NURSES

Sponsor: Representative Pendleton of Scarborough

An Act To Protect Nurses from Mandatory Overtime and Other Requirements

Edmonds	No				С	ummings	No
Mitchell	No				Pi	ingree	Yes
Martin	No	72			Fa	aircloth	Yes
Weston	No				Т	ardy	Absent
Rosen	No				C	rosthwaite	No
			Yes	No	Abstain	Absent	
		Total:	2	7	0	1	Out

Comments

This bill would prohibit employers from disciplining or removing any right, benefit or privilege of a registered nurse, licensed practical nurse or licensed nursing assistant for refusing to work overtime. The bill would also regulate the practice of requiring nursing staff to be on call.

LR: 3275



HOUSE OF REPRESENTATIVES 2 STATE HOUSE STATION AUGUSTA, MAINE 04333-0002 (207) 287-1400 TTY: (207) 287-4469

Leila J. Percy 934 Popham Road Phippsburg, ME 04562 Residence: (207) 389-2133 Business: (207) 389-2133 E-Mail: RepLeila.Percy@legislature.maine.gov

October 30, 2007

Hon. Beth Edmonds, Chair Legislative Council 115 State House Station Augusta, ME 04333

Dear President Edmonds:

It is my intention to appeal the Council's rejection of the following bill request:

LR 3031 An Act to Equalize the Tax Burden for Education across Municipalities of the Lower Kennebec River Area

I look forward to addressing the Council on November 15 to discuss this proposal and to clarify its need for inclusion as emergency legislation for the upcoming session.

Respectfully,

ماني

State Representative Leila Percy

EDU CONSOLIDATION ADMINISTRATIVE UNITS

Sponsor: Representative Percy of Phippsburg

An Act To Equalize the Tax Burden for Education across Municipalities of the Lower Kennebec River Area

Edmonds		Cummings
Mitchell		Pingree
Martin		Faircloth
Weston		Tardy
Rosen	9	Crosthwaite
		Yes No Abstain Absent
		Total: Rejected pursuant to motion that passed: 6 yes, 3 no, 1 absent
	· · · · · · · · · · · · · · · · · · ·	

Comments

This bill would enact a mechanism to equalize the tax burden for education across municipalities authorized to regionalize in the lower Kennebec River area pursuant to Private and Special Law 2007, chapter 25. The bill would also authorize limiting choice for students from municipalities that join the regional school unit after the initial date of consolidation.

Closely Related Leg Req: LR 3121 Senator Benoit



House of Representatives 2 state house station augusta, maine 04333-0002 (207) 287-1400 TTY: (207) 287-4469

Anne C. Perry 474 South Street Calais, ME 04619 Residence: (207) 454-7338 Business: (207) 454-3640 E-Mail: aperry@maineline.net

October 30, 2007

Hon. Beth Edmonds, Chair Legislative Council 115 State House Station Augusta, ME 04333

Dear President Edmonds:

It is my intention to appeal the Council's rejection of the following bill request:

LR 2884 An Act to Clarity the Status of Household Pharmaceuticals Collected for Disposal

I look forward to addressing the Council on November 15 to discuss this proposal and to clarify its need for inclusion as emergency legislation for the upcoming session.

Respectfully,

C. FERM

Anne Perry State Representative

District 31 Baileyville, Baring, Calais, Charlotte, Passamaquoddy Indian Township, Passamaquoddy ¹⁵Pleasant Point, Perry and Robbinston, plus part of the unorganized territory of North Washington

NAT WASTES

SPECIAL WASTES

Sponsor: Representative Perry, A. of Calais

An Act To Clarify the Status of Household Pharmaceuticals Collected for Disposal

Edmonds	Yes				Cu	ummings	Yes
Mitchell	Yes				Pi	ngree	Yes
Martin	No				Fa	ircloth	Yes
Weston	No				Та	ardy	Absent
Rosen	No				Cr	osthwaite	No
			Yes	No	Abstain	Absent	
		Total:	5	4	0	1	Out

Comments

This bill would clarify that household pharmaceuticals collected for disposal pursuant to Public Law 2003, chapter 369 constitute "household waste" rather than "hazardous waste."

158

From: Pieh, RepWendy (FWD)

Sent: Tuesday, November 06, 2007 5:40 PM

To: Revisor's Office (revisor.office@legislature.maine.gov); Cummings, RepGlenn Subject: Appeals

My power has been off this afternoon, and I have just now been able to send in my appeals.

I hope you will accept them,

Thank you,

Wendy Pieh

From: Pieh, RepWendy (FWD)

Sent: Tuesday, November 06, 2007 5:33 PM

To: Revisor's Office (revisor.office@legislature.maine.gov)

Subject: Appeals

I am writing to appeal LR 3026, An Act Concerning Animal Welfare.

Rationale: This bill was denied based on a lower LR, LR2754, submitted by Representative Pratt, and having a similar title. After talking with him, it appears that his bill will not cover the items that are contained in LR3026.

LR3026 was written, with the assistance of the Departments of Agriculture and Public Safety to cover two items, which both concern LD1615, the bill submitted by the Department of Agriculture that dealt with the entire Animal Welfare Act. The first item is to look at the requirement that anyone that sells **a** dog or a cat must have a vendors' license. This was not intended. The other item, that was removed on the Appropriations Table, was the setting up of a program so that a person who hits a cat or a dog has a method to report it. Both departments support this concept.

Thank you for your reconsideration of this LR,

Wendy Pieh District 50

	MALS TS					LR: 3026
Sponsor: Rep	resentative Piel	h of Bremen				
An Act Conce	erning Animal	Welfare				
Edmonds	No			Cummings	No	
Mitchell	No			Pingree	Yes	<i>a</i> :
Martin	No			Faircloth	Yes	
Weston	Yes			Tardy	Absent	
Rosen	No			Crosthwaite	Yes	
		Ye	es No	Abstain Absent		
		Total:	4 5	0 1	Out	

Comments

This bill would amend the animal welfare laws to change the requirement concerning vendors' licenses for selling cats and dogs for sales of one litter or part of a litter. This bill would also direct the Attorney General and the Bureau of Public Safety to implement a reporting program when a motor vehicle hits or injures a pet animal, patterned after the program concerning motor vehicles striking a moose or deer.

Closely Related Leg Req: LR 2754 Representative Pratt Closely Related Leg Req: LR 3230 Senator Damon From: Pieh, RepWendy (FWD)

Sent: Tuesday, November 06, 2007 5:40 PM

To: Revisor's Office (revisor.office@legislature.maine.gov); Cummings, RepGlenn

Subject: Appeals

My power has been off this afternoon, and I have just now been able to send in my appeals.

I hope you will accept them,

Thank you,

Wendy Pieh

From:Pieh, RepWendy (FWD)Sent:Tuesday, November 06, 2007 5:38 PMTo:Revisor's Office (revisor.office@legislature.maine.gov)Subject:Appeals

This letter is written to appeal LR 3034, An Act to Implement to Recommendations of the Board of Trustees of the Maine CRiminal Justice Academy.

The reason this LR was denied is that it was not perceived as an emergency.

After speaking with the Commissioner of Public Safety concerning the recent shooting of a Maine citizen by a part time police officer in Waldoboro, I submitted this title in hopes that some of these recommendations can help such an incident to not happen again. I do perceive this as an emergency.

Thank you for your reconsideration,

Wendy Pieh

CJPS LAW ENFORCEMENT CRIMINAL JUSTICE ACADEMY

Sponsor: Representative Pieh of Bremen

An Act To Implement the Recommendations of the Board of Trustees of the Maine Criminal Justice Academy

Edmonds	No				C	ummings	No
Mitchell	No				Pi	ngree	Yes
Martin	No				Fa	ircloth	Yes
Weston	No				Τε	ardy	Absent
Rosen	No				Ci	osthwaite	No
			Yes	No	Abstain	Absent	
		Total:	2	7	0	1	Out

Comments

This bill would implement the recommendations of the Board of Trustees of the Maine Criminal Justice Academy regarding training requirements for police officers.



HOUSE OF REPRESENTATIVES 2 STATE HOUSE STATION AUGUSTA, MAINE 04333-0002 (207) 287-1400 TTY: (207) 287-4469

Donald E. Pilon 299 Ferry Road

Saco, ME 04072 Residence: (207) 284-8161 Business: (207) 985-4952 Fax: (207) 286-1911 E-Mail: RepDon.Pilon@legislature.maine.gov

November 2, 2007

Hon. Beth Edmonds, Chair Legislative Council 115 State House Station Augusta, ME 04333

Dear President Edmonds:

It is my intention to appeal the Council's rejection of the following bill request:

LR 2795, "An Act to Alter the Method of Calculating the Excise Tax on Automobiles"

I look forward to addressing the Council on November 15 to discuss this proposal, and to clarify its need for inclusion as emergency legislation for the upcoming session.

Respectfully,

n Film.

Donald E. Pilon State Representative

TAX MISCELLANEOUS TAXES EXCISE TAX

Sponsor: Representative Pilon of Saco

An Act To Alter the Method of Calculating the Excise Tax on Automobiles

Edmonds	No				Cu	ummings	No
Mitchell	No				Pi	ngree	Yes
Martin	No				Fa	ircloth	Yes
Weston	No				Та	ırdy	Absent
Rosen	No				Cr	osthwaite	No
		Υ.	Yes	No	Abstain	Absent	
		Total:	2	7	0	1	Out

Comments

This bill would alter the method of calculating the excise tax on automobiles.

JR 217 Ruling Needed: LD's 79, 459, 558, 1460 and 1905

Closely Related Leg Req: LR 2774 Representative McDonough Closely Related Leg Req: LR 3053 Representative Savage, D.

164



HOUSE OF REPRESENTATIVES 2 STATE HOUSE STATION AUGUSTA, MAINE 04333-0002 (207) 287-1400 TTY: (207) 287-4469

Wright H. Pinkham, Sr. 1480 Long Falls Road Lexington Twp., ME 04961 Residence: (207) 628-2916

November 1, 2007

Legislative Council Maine State Legislature 115 State House Station Augusta, ME 04333-0115

Notice of Appeal of Legislative Council Decision on LR 3152, "An Act To Authorize County Commissioners To Enact Ordinances To Provide Road Services and Maintenance"

Dear Madam Chair and Members of Legislative Council:

I would like to appeal the Legislative Council's decision on the following bill:

• LR 3152, "An Act To Authorize County Commissioners To Enact Ordinances To Provide Road Services and Maintenance"

Thank you for your time and consideration.

Sincerely,

Wright H. Pukhan by

Wright H. Pinkham, Sr. State Representative

District 88 Anson, Bingham, Caratunk, Carrabassett Valley, Embden, Jackman, Moose River, Moscow, New Portland, Wellington and Plantations of Brighton, Coplin, Dennistown, Highland, Pleasant Ridge, The Forks, West Forks, plus the unorganized territories of Concord, Lexington and Wyman Townships, 165 Northeast Somerset (including Rockwood Strip), Northwest Somerset and Seboomook Lake

SLG COUNTY GOVERNMENT COMMISSIONERS

Sponsor: Representative Pinkham of Lexington Township

An Act To Authorize County Commissioners To Enact Ordinances To Provide Road Services and Maintenance

Edmonds	No				Cu	ummings	No
Mitchell	No				Pi	ngree	No
Martin	No				Fa	ircloth	No
Weston	No				Та	ardy	Absent
Rosen	No				Cr	osthwaite	No
			Yes	No	Abstain	Absent	12
		Total:	0	9	0	1	Out

Comments

This bill would specifically authorize the county commissioners of a county to enact an ordinance for the purposes of providing road services and maintenance.

Closely Related CO: LD 885

Senator Debra D. Plowman



Legal and Veterans Affairs Committee, Member 3 State House Station Augusta, ME 04333-0003 (207) 287-1505

> P.O. Box 468, Hampden, ME 04444 (207) 862-4506

November 5, 2007

167

To: Senator Beth Edmonds, Chair Legislative Council

From: Senator Debra Plowman

Re: LR 2863 - Resolve, To Create a Commission to Study the Real Estate Holdings of the Department of Transportation

Please accept my appeal of the Council's denial of the above bill for consideration in the Second Regular Session of the Legislature.

The purpose of this bill is to require the Department of Transportation to conduct a survey of its property holdings and would create an independent commission to determine which properties should be sold or held for future use.

This bill should be considered an emergency because the state's highway budget is underfunded and this would free up necessary money needed for vital bridge and road repairs.

TRA TRANSPORTATION DEPT PLANNING

LR: 2863

Sponsor: Senator Plowman of Penobscot

Resolve, To Create a Commission To Study the Real Estate Holdings of the Department of Transportation

Edmonds	No				С	ummings	No
Mitchell	No				Pi	ngree	No
Martin	No				Fa	aircloth	Absent
Weston	Yes				Т	ardy	Yes
Rosen	Yes				C	rosthwaite	Yes
			Yes	No	Abstain	Absent	12
		Total:	4	5	0	1	Out

Comments

This resolve would create a commission to study the real estate holdings of the Department of Transportation. The commission would be charged with evaluating Department of Transportation locations and making recommendations regarding the sale or retention of real estate.

123rd Legislature Senate of Maine Senate District 33

Senator Debra D. Plowman Legal and Veterans Affairs Committee, Member 3 State House Station Augusta, ME 04333-0003 (207) 287-1505

> P.O. Box 468, Hampden, ME 04444 (207) 862-4506

November 5, 2007

169

To: Senator Beth Edmonds, Chair Legislative Council

From: Senator Debra Plowman

Re: LR 2864 – An Act to Encourage the Education of All Maine Students

Please accept my appeal of the Council's denial of the above bill for consideration in the Second Regular Session of the Legislature.

The purpose of this bill is to require an RSU high school to accept all students of a sending town that has choice. Currently, some receiving schools pick and choose which students they will accept from sending towns. This proposal would guarantee that if a sending town signs a contract with a high school, that high school must accept all the students. If the receiving school has a contract with a town but does not accept all the students, the cost of sending the students they do accept will be at the EPS rate and not the tuition rate.

This bill should be considered an emergency because individual school consolidation plans are being developed and this needs to become law before towns finalize negotiations.

EDU CONSOLIDATION SECONDARY SCHOOL

Sponsor: Senator Plowman of Penobscot

An Act To Encourage the Education of All Maine Students

Edmonds	Cummings	
Mitchell	Pingree	
Martin	Faircloth	
Weston	Tardy	
Rosen	Crosthwaite	
	Voc No Abstein Absent	

Yes No Abstain Absent

Total: Rejected pursuant to motion that passed: 6 yes, 3 no, 1 absent

Comments

This bill would provide that a regional school unit that requires a member school unit to send secondary students to the secondary school of that regional school unit must accept all the secondary students of that member school unit.



House of Representatives 2 state house station augusta, maine 04333-0002 (207) 287-1400 TTY: (207) 287-4469

Benjamin Marriner Pratt

95 Hatcase Pond Road Eddington, ME 04428 Residence/Cell: (207) 745-7372 E-Mail: RepBen.Pratt@legislature.maine.gov

November 1, 2007

Hon. Beth Edmonds, Chair Legislative Council 115 State House Station Augusta, ME 04333

Dear President Edmonds:

It is my intention to appeal the Council's rejection of the following bill request:

LR 3236: An Act to Secure Access to Publicly Owned Lands

I look forward to addressing the Council on November 15 to discuss this proposal and to clarify its need for inclusion as emergency legislation for the upcoming session.

Respectfully,

Bin Mr Part

Ben Pratt State Representative

ACF PUBLIC LANDS ACCESS

Sponsor: Representative Pratt of Eddington

An Act To Secure Access to Publicly Owned Lands

No				C	ummings	No
No						No
No				Fa	ircloth	No
No						Absent
No						No
		Yes	No	Abstain	Absent	
	Total:	0	9	0	1	Out
	No No No	No No No	No No No <u>Yes</u>	No No No <u>Yes No</u>	No Pi No Fa No Ta No Ci <u>Yes No Abstain</u>	NoPingreeNoFairclothNoTardyNoCrosthwaiteYesNoAbstainAbsent

Comments

This bill would require that Maine residents be able to access public reserve lands for day use without having to pay gate or road fees. It would require the Department of Conservation to ensure that access to public reserve lands located inside larger tracks of land such as the North Maine Woods gate system would be accessible to residents for day use free of charge.

November 5, 2007

Senator Betheda Edmonds, Chair Maine Legislative Council State House Station 2 Augusta, Me 04333-0002

Re: LR 2752, An Act to Protect Homeowners from Equity Stripping During Foreclosure

Dear Senator Edmonds:

I am appealing the initial decision of the Legislative Council not to admit this bill into the second regular session. As the Maine Bar Association is holding the Legal Year in Review all day presentation on the 15th, and as I am attending it in order to get needed continuing legal education credits, I will not be able to attend the Legislative Council meeting on the 15th. I hope this letter will answer your questions.

I would like to set out a few reasons why this bill should be admitted to the second regular session.

At present, some companies are contacting homeowners who are in the midst of foreclosure, and promising them cash up front, free monthly rent, and a chance to keep their homes despite foreclosure. All the homeowners have to do is sign over their deed to the so called "rescue company." Almost always, the homeowners lose their homes to these companies, and the companies often then disappear.

This fraud, known as equity stripping, is increasingly common in the United States. Will Lund, the Superintendent of Consumer Credit, has had four or five complaints from home owners in Maine who have had this fraud committed on them. Unfortunately, the recent predatory lending act, enacted last session, does not deal with equity stripping.

Several states are considering legislation to control this fraud, such as Nebraska, Connecticut, and Massachusetts, and Minnesota has enacted a statute controlling foreclosure purchasers. Superintendent Lund has said that he will work with me in drafting this bill.

This bill should be enacted in the second regular session to stop this practice in its tracks in Maine. As the subprime mortgage market is a grave concern to us now, we should try to eliminate fraudulent practices which surround foreclosures in that market.

Thank you.

Sincerely,

Charles Priest Representative, District 63

IFS FINANCIAL PRACTICES MORTGAGES

LR: 2752

Sponsor: Representative Priest of Brunswick

An Act To Protect Homeowners from Equity Stripping during Foreclosures

рі — — — — — — — — — — — — — — — — — — —	9		Cu	ummings	No	
			Pi	ngree	No	
s			Fa	ircloth	No	
			Та	ardy	Absent	
			Cr	osthwaite	No	
	Yes	No	Abstain	Absent		
Total:	1	8	0	1	Out	
0 e	o o o o	o es o <u>Yes</u>	o es o o <u>Yes No</u>	o Cu po Pi es Fa po Ta po Cu <u>Yes No Abstain</u>	b Cummings p Pingree es Faircloth p Tardy c Crosthwaite <u>Yes No Abstain Absent</u>	Cummings No D Pingree No es Faircloth No D Tardy Absent D Crosthwaite No

Comments

This bill would enact measures designed to protect homeowners from equity stripping during foreclosures.

Closely Related Leg Req: LR 2939 Speaker Cummings Closely Related Leg Req: LR 2940 Speaker Cummings Senator Kevin L. Raye

Maine Senate, District 29 63 Sunset Cove Lane Perry, Maine 04667

Tel. 207-853-9406

Government Oversight Committee SenatorRaye@wwsisp.com Health and Human Services Committee



November 5, 2007

President Beth Edmonds Chair, Legislative Council c/o Revisor of Statutes State House Augusta, Maine 04333

Dear President Edmonds:

I am writing to appeal the decision of the Legislative Council to deny Legislative Request # 2943, An Act to Allow a Municipality to Withdraw from a School Administrative Unit in Order to Join a Regional School Unit.

This emergency bill would address a problem brought to my attention by the Town of Steuben, which wishes to partner with the communities of SAD 37 and other towns in Washington County in forming a new Regional School Unit. Unfortunately, in enacting the school district consolidation law, the Legislature repealed the existing withdrawal process, leaving Steuben trapped in School Union 96, which is pursuing an alignment with towns more distant from Steuben.

This arrangement would deprive Steuben of the ability to choose their partners, which is at adds with the stated intent of the new law. Unless this issue is addressed legislatively, Steuben will be forced into a large RSU in which they would be the sole Washington County municipality.

Steuben officials are deeply concerned by the fact that the legislation being offered by Commissioner Gendron does not address this situation, so I hope you will reconsider your denial of L.R. 2943.

Thank you for your attention to this matter.

Sincerely,

Kevin Kaye

KEVIN L. RAYE Maine State Senator

cc: Sen. Carol Weston, Senate Republican Leader Sen. Richard Rosen, Assistant Senate Republican Leader

EDU CONSOLIDATION MUNICIPAL WITHDRAWAL

LR: 2943

Sponsor: Senator Raye of Washington

An Act To Allow a Municipality To Withdraw from a School Administrative Unit in Order To Join a Regional School Unit

Edmonds Mitchell Martin Weston

Rosen

Cummings Pingree Faircloth

Tardy

Crosthwaite

Yes No Abstain Absent

Total: Rejected pursuant to motion that passed: 6 yes, 3 no, 1 absent

Comments

This bill would allow a municipality to withdraw from a school administrative unit in order to join a regional school unit.

Closely Related Leg Req: LR 3010 Representative Miramant

Senator Kevin L. Raye

Maine Senate, District 29 63 Sunset Cove Lane Perry, Maine 04667

Tel. 207-853-9406

Government Oversight Committee SenatorRaye@wwsisp.com

Health and Human Services Committee



November 5, 2007

President Beth Edmonds Chair, Legislative Council c/o Revisor of Statutes State House Augusta, Maine 04333

Dear President Edmonds:

I am writing to appeal the decision of the Legislative Council to deny Legislative Request # 3057, An Act to Give Municipalities Control of Mussels Located in Intertidal Zones.

This emergency bill would address a critically important problem which has arisen just this fall in a number of coastal communities in Washington and Hancock Counties, where draggers have begun dragging for mussels in the intertidal zone. The result of this new practice is the utter destruction of valuable clam, perwinkle and marine worm habitat. State law currently assigns municipalities responsibility for regulating the harvesting of clams, periwinkles and marine worms in the intertidal zone, but mussels were not included as dragging had never previously occurred in intertidal zones, and was not foreseen.

Many municipalities have worked diligently to conserve and seed this habitat and, absent a change in the law, are powerless to protect the flats from this new and highly destructive practice. The result of inaction would be the continued destruction of vital habitat and severe economic loss to clammers and wormers in the months ahead.

I hope you will allow the Legislature to consider this important issue so municipalities will be able to continue their stewardship of the vital habitat which they have been entrusted to protect over the years.

Thank you for your attention to this matter.

Sincerely,

Kerin Raye

KEVIN L. RAYE Maine State Senator

cc: Sen. Carol Weston, Senate Republican Leader 177 Sen. Richard Rosen, Assistant Senate Republican Leader

123rd Legislature - Second Regular Session Legislative Council Vote on Screened Requests

MAR SHELLFISH LR: 3057 MUSSELS Sponsor: Senator Raye of Washington

An Act To Give Municipalities Control of Mussels Located in Intertidal Zones

Edmonds	No				C	ummings	No	
Mitchell	No				Pi	ngree	No	
Martin	No				Fa	ircloth	No	
Weston	Yes				Τa	ardy	Absent	
Rosen	Yes				Ci	osthwaite	Yes	
		*	Yes	No	Abstain	Absent		
		Total:	3	6	0	1	Out	

Comments

This bill would include mussels located in intertidal zones on the list of species that are under the control of municipalities.

Senator Kevin L. Kaye

Maine Senate, District 29 63 Sunset Cove Lane Perry, Maine 04667

Tel. 207-853-9406

Government Oversight Committee SenatorRaye@wwsisp.com Health and Human Services Committee



November 5, 2007

President Beth Edmonds Chair, Legislative Council c/o Revisor of Statutes State House Augusta, Maine 04333

Dear President Edmonds:

I am writing to appeal the decision of the Legislative Council to deny Legislative Request # 3112, An Act to Address Taxation of Severance Pay.

This emergency bill would address an issue brought to my attention by union workers who lost their jobs as the result of the recent closure of the Domtar paper machine in Baileyville. In meetings with Senators Snowe and Collins and me, union representatives expressed concern at the taxation of their severance pay, which they feel amounts to the State of Maine further complicating the financial losses they face as a result of losing their jobs.

In response to the concerns raised by these workers, I filed L.R. 3112 as a concept draft that would allow the Taxation Committee to review the state's practice with respect to the taxation of severance pay. I know that the workers affected by the Domtar closure, as well as other Maine workers facing the loss of their livelihood would appreciate the opportunity to have their concerns considered by the Legislature in a timely manner.

Thank you for your attention to this matter.

Sincerely,

Kerin Raye

KEVIN L. RAYE Maine State Senator

cc: Sen. Carol Weston, Senate Republican Leader Sen. Richard Rosen, Assistant Senate Republican Leader

123rd Legislature - Second Regular Session Legislative Council Vote on Screened Requests

TAX INCOME TAX EXEMPTIONS

Sponsor: Senator Raye of Washington

An Act To Address Taxation of Severance Pay

			Cu	ummings	No	
			Pi	ngree	No	
			Fa	ircloth	No	
SMA.			Та	ırdy	Absent	
			Cr	osthwaite	No	
	Yes	No	Abstain	Absent		
Total:	0	9	0	1	Out	
		Yes	Yes No	Pir Fa Ta Cr <u>Yes No Abstain</u>	Crosthwaite Yes No Abstain Absent	Pingree No Faircloth No Tardy Absent Crosthwaite No Yes No Abstain Absent

Comments

This bill would provide an exemption from state income tax for severance pay.

LR: 3112



HOUSE OF REPRESENTATIVES 2 STATE HOUSE STATION AUGUSTA, MAINE 04333-0002 (207) 287-1440 TTY: (207) 287-4469

John C. Robinson 15 Cranberry Pond Road Raymond, ME 04071 Residence: (207) 655-8657 Fax: (207) 539-8839 E-mail: RepJohn.Robinson@legislature.maine.gov

November 6, 2007

The Honorable Beth Edmonds President of the Senate and Chair Legislative Council State House Station #115 Augusta, Maine 04333-0115

Re: L.R. 3124, "An Act To Ensure Digital Telephone Access in Rural Areas"

Dear President Edmonds:

I am writing to formally request an appeal of the Legislative Council's decision regarding L.R. 3124, "*An Act To Ensure Digital Telephone Access in Rural Areas.*" Should Council members have any relevant questions as to why this bill is an emergency and should be admitted for consideration during the 123rd Legislature's Second Regular Session, I will be in attendance at the November 15 meeting to address their concerns.

Thank you for your time and consideration. Should you wish to discuss this matter with me personally, I can be reached at home, 655-8657, or on my mobile phone at 462-5225.

Sincerely,

John C. Robinson State Representative

UTE TELECOMMUNICATIONS TELEPHONE SYSTEMS

Sponsor: Representative Robinson of Raymond

An Act To Ensure Digital Telephone Access in Rural Areas

Edmonds	No				Cu	ummings	No
Mitchell	No				Pi	ngree	No
Martin	Yes				Fa	ircloth	No
Weston	No				Та	urdy	No
Rosen	No				Cr	No	
			Yes	No	Abstain	Absent	
	š	Total:	1	9	0	0	Out

Comments

This bill would ensure digital telephone access in rural areas.

Closely Related CO: LD 305

LR: 3124



Senator Richard W. Rosen Assistant Republican Leader 3 State House Station Augusta, ME 04333-0003 (207) 287-1505

> PO Box 877, Bucksport, ME 04416 Residence (207) 469-3779 Office (207) 469-3306

October 26, 2007

The Honorable Beth Edmonds, Chair Maine Legislative Council 3 State House Station Augusta, ME 04333

Dear President Edmonds,

I wish to appeal the decision of the Legislative Council on October 25, 2007 to deny admission of LR 2967, "An Act to Enhance Flexibility for Employment of Personnel in Regional School Units".

I would be happy to answer any questions you may have regarding this appeal.

Sincerel

Richard Rosen State Senator

EDU CONSOLIDATION LABOR ISSUES

¥.

Sponsor: Senator Rosen, R. of Hancock

An Act To Enhance Flexibility for the Employment of Personnel in Regional School Units

Edmonds	Cummings
Mitchell	Pingree
Martin	Faircloth
Weston	Tardy
Rosen	Crosthwaite

Yes No Abstain Absent

Total: Rejected pursuant to motion that passed: 6 yes, 3 no, 1 absent

Comments

This bill would remove the provisions of Public Law 2007, chapter 240, Part XXXX that relate to employment contracts in school administrative units that join regional school units.

Closely Related CO: LD 1931 Closely Related Leg Req: LR 3319 Representative Lansley Closely Related Leg Req: LR 3326 Representative Faircloth



Senator Richard W. Rosen Assistant Republican Leader

3 State House Station Augusta, ME 04333-0003 (207) 287-1505

> PO Box 877, Bucksport, ME 04416 Residence (207) 469-3779 Office (207) 469-3306

October 26, 2007

The Honorable Beth Edmonds, Chair Maine Legislative Council 3 State House Station Augusta, ME 04333

Dear President Edmonds,

I wish to appeal the decision of the Legislative Council on October 25, 2007 to deny admission of LR 3041, "An Act to Exempt Host Municipalities from Financial Obligations as a Result of Offering Secondary School Choice Within Regional School Units".

I would be happy to answer any questions you may have regarding this appeal.

Sincerely. **Richard Rosen**

State Senator

EDU CONSOLIDATION INCREASED COSTS

Sponsor: Senator Rosen, R. of Hancock

An Act To Exempt Host Municipalities from Financial Obligations as a Result of Offering Secondary School Choice within Regional School Units

Edmonds	Cummings
Mitchell	Pingree
Martin	Faircloth
Weston	Tardy
Rosen	Crosthwaite
	Yes No Abstain Absent

Total: Rejected pursuant to motion that passed: 6 yes, 3 no, 1 absent

Comments

This bill would ensure that municipalities without secondary school choice are not financially obligated by a regional school unit for expenditures that are used to support student attendance at a high school other than the regional school unit's.

Closely Related Leg Req:	LR 2881	Representative McFadden
Closely Related Leg Req:	LR 2958	Representative MacDonald
Closely Related Leg Req:	LR 3014	Representative Miramant
Closely Related Leg Req:	LR 3046	Representative Webster
Closely Related Leg Req:	LR 3159	Representative Lewin
Closely Related Leg Req:	LR 3376	Representative Babbidge



David G. Savage 202 U.S. Route 1, Box 364 Falmouth, ME 04105 Residence: (207) 781-3336 RepDavid.Savage@legislature.maine.gov House of Representatives 2 state house station augusta, maine 04333-0002 (207) 287-1440 TTY: (207) 287-4469

October 30, 2007

Legislative Council Maine State Legislature 115 State House Station Augusta, ME 04333-0115

Notice of Appeal of Legislative Council Decision on LR 3053, "An Act To Adjust the Excise Tax on Motor Vehicles"

Dear Madam Chair and Members of Legislative Council:

I would like to appeal the Legislative Council's decision on the following bill:

• LR 3053, "An Act To Adjust the Excise Tax on Motor Vehicles"

Thank you for your time and consideration.

Sincerely,

Dend 13. from

David G. Savage State Representative

123rd Legislature - Second Regular Session Legislative Council Vote on Screened Requests

TAX MISCELLANEOUS TAXES EXCISE TAX

Sponsor: Representative Savage, D. of Falmouth

An Act To Adjust the Excise Tax on Motor Vehicles

Edmonds	No				C	ummings	No	
Mitchell	No			<u>ی</u>	Pi	ngree	No	
Martin	No				Fa	ircloth	No	
Weston	No				Ta	ardy	Absent	
Rosen	No				C	rosthwaite	No	
			Yes	No	Abstain	Absent		
		Total:	0	9	0	1	Out	정

Comments

This bill would calculate the excise tax on motor vehicles by applying the tax to only 90% of the manufacturer's suggested retail price, or "MSRP," rather than the full MSRP.

JR 217 Ruling Needed: LD's 79, 459, 558, 1460 and 1905

Closely Related Leg Req: LR 2774 Representative McDonough Closely Related Leg Req: LR 2795 Representative Pilon LR: 3053



David G. Savage 202 U.S. Route 1, Box 364 Falmouth, ME 04105 Residence: (207) 781-3336 RepDavid.Savage@legislature.maine.gov HOUSE OF REPRESENTATIVES 2 STATE HOUSE STATION AUGUSTA, MAINE 04333-0002 (207) 287-1440 TTY: (207) 287-4469

October 30, 2007

Legislative Council Maine State Legislature 115 State House Station Augusta, ME 04333-0115

Notice of Appeal of Legislative Council Decision on LR 3054, "An Act to Create a Sales-tax-free Weekend"

Dear Madam Chair and Members of Legislative Council:

I would like to appeal the Legislative Council's decision on the following bill:

• LR 3054, "An Act to Create a Sales-tax-free Weekend,"

Thank you for your time and consideration.

Sincerely,

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David G. Savage State Representative

123rd Legislature - Second Regular Session Legislative Council Vote on Screened Requests

TAX SALES AND USE TAX EXEMPT ITEMS

Sponsor: Representative Savage, D. of Falmouth

An Act To Create a Sales-tax-free Weekend

Edmonds	No				C	Cummings	No	
Mitchell	No				F	ingree	No	
Martin	No				F	aircloth	No	
Weston	No				г	ardy	Absent	
Rosen	No				Crosthwaite		No	
			Yes	No	Abstair	Absent		
		Total:	0	9	0	1	Out	

Comments

This bill would create a weekend for shopping that is sales-tax-free and is based on Massachusetts law.

JR 217 Ruling Needed: LD 829

Closely Related Leg Req: LR 2783 Representative Rosen, K.

LR: 3054

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HOUSE OF REPRESENTATIVES 2 STATE HOUSE STATION AUGUSTA, MAINE 04333-0002 (207) 287-1440 TTY: (207) 287-4469

David G. Savage 202 U.S. Route 1, Box 364 Falmouth, ME 04105 Residence: (207) 781-3336 RepDavid.Savage@legislature.maine.gov

October 30, 2007

Legislative Council Maine State Legislature 115 State House Station Augusta, ME 04333-0115

Notice of Appeal of Legislative Council Decision on LR 3055, "An Act to Require the Purchaser to Pay All Property Taxes"

Dear Madam Chair and Members of Legislative Council:

I would like to appeal the Legislative Council's decision on the following bill:

• LR 3055, "An Act to Require the Purchaser to Pay All Property Taxes"

Thank you for your time and consideration.

Sincerely,

- J. J. Er p-

David G. Savage State Representative

TAX PROPERTY TAX PROCEDURES COLLECTION

Sponsor: Representative Savage, D. of Falmouth

An Act To Require the Purchaser To Pay All Property Taxes

Edmonds	No				С	ummings	No
Mitchell	No				Р	ingree	No
Martin	No				·F	aircloth	No
Weston	No				Т	ardy	Absent
Rosen	No				C	rosthwaite	No
			Yes	No	Abstain	Absent	
		Total:	0	9	0	1	Out

Comments

This bill would require the purchaser to be solely responsible for paying the property taxes on property.

Closely Related Leg Req:LR2785Representative SiroisClosely Related Leg Req:LR2838Representative CravenClosely Related Leg Req:LR2841Representative Bryant, M.Closely Related Leg Req:LR2921Representative Fletcher



David G. Savage 202 U.S. Route 1, Box 364 Falmouth, ME 04105 Residence: (207) 781-3336 RepDavid.Savage@legislature.maine.gov HOUSE OF REPRESENTATIVES 2 STATE HOUSE STATION AUGUSTA, MAINE 04333-0002 (207) 287-1440 TTY: (207) 287-4469

October 30, 2007

Legislative Council Maine State Legislature 115 State House Station Augusta, ME 04333-0115

Notice of Appeal of Legislative Council Decision on LR 3306, "An Act To Require Insurance Carriers To Pay a Minimum Amount for Emergency Treatment"

Dear Madam Chair and Members of Legislative Council:

I would like to appeal the Legislative Council's decision on the following bill:

• LR 3306, "An Act To Require Insurance Carriers To Pay a Minimum Amount for Emergency Treatment"

Thank you for your time and consideration.

Sincerely,

D-J. S. f-

David G. Savage State Representative

123rd Legislature - Second Regular Session Legislative Council Vote on Screened Requests

IFS INSURANCE HEALTH

LR: 3306

Sponsor: Representative Savage, D. of Falmouth

An Act To Require Insurance Carriers To Pay a Minimum Amount for Emergency Treatment

Edmonds	No				C	ummings		No
Mitchell	No				Р	ingree		No
Martin	No				F	aircloth		No
Weston	No				Т	ardy	14	Absent
Rosen	No				C	rosthwaite	4	No
			Yes	No	Abstain	Absent		
		Total:	0	9	0	1		Out

Comments

This bill would require insurance carriers to pay at least 80% of the cost of emergency medical services rendered when an emergency occurs more than 100 miles from the residence of the insured patient.



David G. Savage 202 U.S. Route 1, Box 364 Falmouth, ME 04105 Residence: (207) 781-3336 RepDavid.Savage@legislature.maine.gov House of Representatives 2 state house station augusta, maine 04333-0002 (207) 287-1440 TTY: (207) 287-4469

October 30, 2007

Legislative Council Maine State Legislature 115 State House Station Augusta, ME 04333-0115

Notice of Appeal of Legislative Council Decision on LR 3311, "Resolve, To More Clearly Define Vernal Pools and What Distances Are Best For Protection"

Dear Madam Chair and Members of Legislative Council:

I would like to appeal the Legislative Council's decision on the following bill:

• LR 3311, "Resolve, To More Clearly Define Vernal Pools and What Distances Are Best For Protection"

Thank you for your time and consideration.

Sincerely,

- J. H. f----

David G. Savage State Representative

NAT PROTECTED NATURAL RESOURCES WETLANDS

Sponsor: Representative Savage, D. of Falmouth

Resolve, To More Clearly Define Vernal Pools and What the Best Distances Are for Protection

Edmonds	No				Cu	ummings	No
Mitchell	No				Pi	ngree	No
Martin	No				Fa	ircloth	No
Weston	Yes				Та	rdy	Absent
Rosen	Yes				Cr	osthwaite	Yes
	(2)		Yes	No	Abstain	Absent	
		Total:	3	6	0	1	Out

Comments

This resolve would require that the Department of Environmental Protection to propose a clearer definition of "vernal pool" and better scientific parameters of accurate distances needed to protect the vernal pools.



HOUSE OF REPRESENTATIVES 2 STATE HOUSE STATION AUGUSTA, MAINE 04333-0002 (207) 287-1400 TTY: (207) 287-4469

Thomas B. Saviello

60 Applegate Lane Wilton, ME 04294 Residence: (207) 645-3420 Business: (207) 897-1422 Fax: (207) 897-1783 E-Mail: drtom16@hotmail.com

November 6, 2007

The Honorable Beth Edmonds President of the Senate and Chair Legislative Council State House Station #115 Augusta, Maine 04333-0115

Re: L.R. 3008, "*Resolve, Directing the Department of Health and Human Services To* Adopt Rules Governing the Use of Lakes by Licensed Child Care Facilities"

Dear President Edmonds:

I am writing to formally request an appeal of the Legislative Council's decision regarding L.R. 3008, "*Resolve, Directing the Department of Health and Human Services To Adopt Rules Governing the Use of Lakes by Licensed Child Care Facilities.*" Should Council members have any relevant questions as to why this bill is an emergency and should be admitted for consideration during the 123rd Legislature's Second Regular Session, I will be in attendance at the November 15 meeting to address their concerns.

Thank you for your time and consideration. Should you wish to discuss this matter with me personally, I can be reached at home at 645-3420.

Sincerely,

Tom Saviello State Representative

> District 90 Avon, New Vineyard, Phillips, Strong, Temple and Wilton, plus the unorganized territories of East Central Franklin (part, including Freeman Township and part of Salem Township) and Perkins and Washington Townships

HHS CHILDREN AND FAMILIES CHILD CARE

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

Edmonds	No		Cummings		No			
Mitchell	No				P	ingree	No	
Martin	No		Faircloth				No	
Weston	Yes				Т	ardy	Absent	
Rosen	No				С	rosthwaite	Yes	
			Yes	No	Abstain	Absent		
		Total:	2	7	0	1	Out	
5 C								12

Comments

This bill would require the Department of Health and Human Services to adopt rules governing the use of lakes by licensed child care facilities.



HOUSE OF REPRESENTATIVES 2 STATE HOUSE STATION AUGUSTA, MAINE 04333-0002 (207) 287-1400 TTY: (207) 287-4469

James M. Schatz

P. O. Box 437 Blue Hill, ME 04614 Residence: (207) 374-5204 Business: (207) 374-5126 E-Mail: RepJim.Schatz@legislature.maine.gov

November 6, 2007

Hon. Beth Edmonds, Chair Legislative Council 115 State House Station Augusta, ME 04333

Dear President Edmonds:

It is my intention to appeal the Council's rejection of the following bill request:

LR 2796: An Act to Repeal the Consolidation of School Administrative Units

I look forward to addressing the Council on November 15 to discuss this proposal and to clarify its need for inclusion as emergency legislation for the upcoming session.

Respectfully,

Jim Schatz State Representative

EDU CONSOLIDATION REPEAL

Sponsor: Representative Schatz of Blue Hill

An Act To Repeal the Consolidation of School Administrative Units Law

Edmonds	Cummings	
Mitchell	Pingree	
Martin	Faircloth	
Weston	Tardy	
Rosen	Crosthwaite	

Yes No Abstain Absent

Total: Rejected pursuant to motion that passed: 6 yes, 3 no, 1 absent

Comments

This bill would repeal the school administrative unit consolidation requirements enacted into law in the First Regular Session of the 123rd Legislature.

Closely Related Leg Req: LR 2937 Senator Weston Closely Related Leg Req: LR 3116 Senator Smith, D. Closely Related Leg Req: LR 3162 Representative Eaton LR: 2796



HOUSE OF REPRESENTATIVES 2 STATE HOUSE STATION AUGUSTA, MAINE 04333-0002 (207) 287-1400 TTY: (207) 287-4469

James M. Schatz

P. O. Box 437 Blue Hill, ME 04614 Residence: (207) 374-5204 Business: (207) 374-5126 E-Mail: RepJim.Schatz@legislature.maine.gov

November 6, 2007

Hon. Beth Edmonds, Chair Legislative Council 115 State House Station Augusta, ME 04333

Dear President Edmonds:

It is my intention to appeal the Council's rejection of the following bill request:

LR 2797: An Act to Extend the Deadline for School Administrative Unit Consolidation

I look forward to addressing the Council on November 15 to discuss this proposal and to clarify its need for inclusion as emergency legislation for the upcoming session.

Respectfully,

Jim Schatz State Representative

EDU CONSOLIDATION EXTEND DEADLINES

LR: 2797

Sponsor: Representative Schatz of Blue Hill

An Act To Extend the Deadline for School Administrative Unit Consolidation

Edmonds	Cummings
Mitchell	Pingree
Martin	 Faircloth
Weston	Tardy
Rosen	Crosthwaite

Yes No Abstain Absent

Total: Rejected pursuant to motion that passed: 6 yes, 3 no, 1 absent

Comments

This bill would extend the deadlines imposed in the school administrative unit consolidation requirements by 3 years.

Closely Related Leg Req: LR 2803 Representative Cebra Closely Related Leg Req: LR 3221 Representative Clark Closely Related Leg Req: LR 3246 Representative Pratt Closely Related Leg Req: LR 3355 Senator Smith, D.



HOUSE OF REPRESENTATIVES 2 STATE HOUSE STATION AUGUSTA, MAINE 04333-0002 (207) 287-1400 TTY: (207) 287-4469

James M. Schatz

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November 6, 2007

Hon. Beth Edmonds, Chair Legislative Council 115 State House Station Augusta, ME 04333

Dear President Edmonds:

It is my intention to appeal the Council's rejection of the following bill request:

LR 2798: An Act to Remove the Penalties for from the School Administrative Unit Consolidation Law

I look forward to addressing the Council on November 15 to discuss this proposal and to clarify its need for inclusion as emergency legislation for the upcoming session.

Respectfully,

Jim Schatz State Representative

123rd Legislature - Second Regular Session Legislative Council Vote on Screened Requests

EDU CONSOLIDATION PENALTIES

Sponsor: Representative Schatz of Blue Hill

An Act To Remove Penalties from the School Administrative Unit Consolidation Law

Edmonds		Cummings
Mitchell		Pingree
Martin		Faircloth
Weston	2.3	Tardy
Rosen		Crosthwaite

Yes No Abstain Absent

Total: Rejected pursuant to motion that passed: 6 yes, 3 no, 1 absent

Comments

This bill would eliminate the penalties imposed on school districts if the districts haven't yet met all the school administrative unit consolidation requirements.

Closely Related Leg Req: LR 2801 Representative Edgecomb Closely Related Leg Req: LR 2804 Representative Cebra Closely Related Leg Req: LR 3012 Representative Miramant Closely Related Leg Req: LR 3130 Representative Treat



HOUSE OF REPRESENTATIVES 2 STATE HOUSE STATION AUGUSTA, MAINE 04333-0002 (207) 287-1400 TTY: (207) 287-4469

James M. Schatz

P. O. Box 437 Blue Hill, ME 04614 Residence: (207) 374-5204 Business: (207) 374-5126 E-Mail: RepJim.Schatz@legislature.maine.gov

November 6, 2007

Hon. Beth Edmonds, Chair Legislative Council 115 State House Station Augusta, ME 04333

Dear President Edmonds:

It is my intention to appeal the Council's rejection of the following bill request:

LR 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

I look forward to addressing the Council on November 15 to discuss this proposal and to clarify its need for inclusion as emergency legislation for the upcoming session.

Respectfully,

Jim Schatz State Representative

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123rd Legislature - Second Regular Session Legislative Council Vote on Screened Requests

TRA TRAFFIC REGULATIONS SPEED

Sponsor: Representative Schatz of Blue Hill

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

Edmonds	No				C	ummings	No
Mitchell	No				Pi	ngree	No
Martin	No				Fa	ircloth	No
Weston	No				Тε	ardy	No
Rosen	No				Cr	osthwaite	No
			Yes	No	Abstain	Absent	
		Total:	0	10	0	0	Out
Martin Weston	No No	Total:	h	1	Fa Ta Cr Abstain	ircloth ardy osthwaite Absent	No No No

Comments

This bill would allow law enforcement agencies to use devices on roads that indicate to a driver the driver's speed, take a picture of the driver's license plate and facilitate the issuance of a speeding ticket, if appropriate, in an effort to reduce the incidence of speeding, particularly on rural roads.

LR: 2850



HOUSE OF REPRESENTATIVES 2 STATE HOUSE STATION AUGUSTA, MAINE 04333-0002 (207) 287-1400 TTY: (207) 287-4469

James M. Schatz

P. O. Box 437 Blue Hill, ME 04614 Residence: (207) 374-5204 Business: (207) 374-5126 E-Mail: RepJim.Schatz@legislature.maine.gov

November 6, 2007

Hon. Beth Edmonds, Chair Legislative Council 115 State House Station Augusta, ME 04333

Dear President Edmonds:

It is my intention to appeal the Council's rejection of the following bill request:

LR 2851: An Act to Allow Regional School Units to Be Organized as School Unions

I look forward to addressing the Council on November 15 to discuss this proposal and to clarify its need for inclusion as emergency legislation for the upcoming session.

Respectfully,

Jim Schatz State Representative

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EDU CONSOLIDATION ADMINISTRATIVE UNITS

Sponsor: Representative Schatz of Blue Hill

An Act To Allow Regional School Units To Be Organized as School Unions

Edmonds	Cummings
Mitchell	Pingree
Martin	Faircloth
Weston	Tardy
Rosen	Crosthwaite

Yes No Abstain Absent

Total: Rejected pursuant to motion that passed: 6 yes, 3 no, 1 absent

Comments

This bill would allow regional school units to be organized as school unions.

LR: 2851



House of Representatives 2 state house station augusta, maine 04333-0002 (207) 287-1400 TTY: (207) 287-4469

James M. Schatz P. O. Box 437 Blue Hill, ME 04614 Residence: (207) 374-5204 Business: (207) 374-5126 E-Mail: RepJim.Schatz@legislature.maine.gov

November 6, 2007

Hon. Beth Edmonds, Chair Legislative Council 115 State House Station Augusta, ME 04333

Dear President Edmonds:

It is my intention to appeal the Council's rejection of the following bill request:

LR 2979: An Act to Allow a Regional School Unit with More than One Secondary School to Charge Different Tuition Rates

I look forward to addressing the Council on November 15 to discuss this proposal and to clarify its need for inclusion as emergency legislation for the upcoming session.

Respectfully,

Jim Schatz State Representative

EDU CONSOLIDATION SECONDARY SCHOOL

Sponsor: Representative Schatz of Blue Hill

An Act To Allow a Regional School Unit with More than One Secondary School To Charge Different Tuition Rates

Edmonds	Cummings
Mitchell	Pingree
Martin	Faircloth
Weston	Tardy
Rosen	Crosthwaite
	Yes No Abstain Absent

Total: Rejected pursuant to motion that passed: 6 yes, 3 no, 1 absent

Comments

This bill would allow a regional school unit with more than one secondary school to charge municipalities that send students to those schools different tuition rates for those secondary schools.



HOUSE OF REPRESENTATIVES 2 STATE HOUSE STATION AUGUSTA, MAINE 04333-0002 (207) 287-1400 TTY: (207) 287-4469

James M. Schatz

P. O. Box 437 Blue Hill, ME 04614 Residence: (207) 374-5204 Business: (207) 374-5126 E-Mail: RepJim.Schatz@legislature.maine.gov

November 6, 2007

Hon. Beth Edmonds, Chair Legislative Council 115 State House Station Augusta, ME 04333

Dear President Edmonds:

It is my intention to appeal the Council's rejection of the following bill request:

LR 3204: An Act to Repeal the Premium Imposed on Motor Vehicle Oil Changes

I look forward to addressing the Council on November 15 to discuss this proposal and to clarify its need for inclusion as emergency legislation for the upcoming session.

Respectfully,

Jim Schatz State Representative

NAT WASTES

HAZARDOUS WASTES

Sponsor: Representative Schatz of Blue Hill

An Act To Repeal the Premium Imposed on Motor Vehicle Oil Changes

Edmonds	No				Cu	ummings	No
Mitchell	No				Pi	ngree	No
Martin	No				Fa	ircloth	No
Weston	No				Та	rdy	Absent
Rosen	No				Crosthwaite		No
			Yes	No	Abstain	Absent	
		Total:	0	9	0	1	Out

Comments

This bill would repeal the premium imposed last session on motor vehicle oil changes.

Closely Related Leg Req: LR 2985 Representative Thomas Closely Related Leg Req: LR 3367 Senator Smith, D.



Senator Douglas M. Smith 3 State House Station

Augusta, ME 04333-0003 (207) 287-1505

P.O. Box 460, Dover-Foxcroft, ME 04426 Home (207) 564-8819 Cell (207) 717-3360

November 5, 2007

To: Senator Beth Edmonds, Chair Legislative Council

From: Senator Doug Smith

Re: LR 3116 – An Act To Repeal the School District Consolidation Laws

Please accept my appeal of the Council's denial of the above bill for consideration in the next session.

This bill is intended to repeal the school consolidation laws passed in the First Regular Session of the 123rd Legislature. It is an emergency because the current law provides insufficient time for implementation. The data being provided by the department is also lacking and in some cases contrary to the district's numbers, thus creating difficulties in implementation.

123rd Legislature - Second Regular Session Legislative Council Vote on Screened Requests

EDU CONSOLIDATION REPEAL

Sponsor: Senator Smith, D. of Piscataquis

An Act To Repeal the School District Consolidation Laws

Edmonds Mitchell Martin Weston

Rosen

Cummings Pingree Faircloth Tardy Crosthwaite

Yes No Abstain Absent

Total: Rejected pursuant to motion that passed: 6 yes, 3 no, 1 absent

Comments

This bill would repeal the school district consolidation laws.

Closely Related Leg Req: LR 2796 Representative Schatz Closely Related Leg Req: LR 2937 Senator Weston Closely Related Leg Req: LR 3162 Representative Eaton LR: 3116



Senator Douglas M. Smith

3 State House Station Augusta, ME 04333-0003 (207) 287-1505

P.O. Box 460, Dover-Foxcroft, ME 04426 Home (207) 564-8819 Cell (207) 717-3360

November 5, 2007

To: Senator Beth Edmunds, Chair Legislative Council

From: Senator Doug Smith

Re: LR 3168- An Act to Reduce Income Tax Rates

Please accept my appeal of the Council's denial of the above bill for consideration in the next session.

This bill is intended to cut income tax rates at all brackets over a 3 year period. Given the State's poor economic growth and lack of capital investment this bill is an emergency. Consideration and subsequent passage of this bill would stimulate investment and job creation and make Maine more economically stable.

123rd Legislature - Second Regular Session Legislative Council Vote on Screened Requests

TAX INCOME TAX RATE

Sponsor: Senator Smith, D. of Piscataquis

An Act To Reduce Income Tax Rates

Edmonds	No	40			C	ummings	No	
Mitchell	No				Pi	ngree	No	
Martin	No	2			Fa	ircloth	No	
Weston	No				Тε	ardy	Absent	
Rosen	No				Cr	osthwaite	Yes	
			Yes	No	Abstain	Absent		
		Total:	1	8	0	1	Out	

Comments

This bill would phase in, over a 3-year period, a reduction in individual income tax rates.

JR 217 Ruling Needed:	LD 1670	
Closely Related CO:	LD 952	
Closely Related CO:	LD 1582	
Closely Related CO:	LD 1833	
Closely Related Leg Req:	LR 3300	Representative Lansley
Closely Related Leg Req:	LR 3351	Representative Pingree

LR: 3168



Senator Douglas M. Smith

3 State House Station Augusta, ME 04333-0003 (207) 287-1505

P.O. Box 460, Dover-Foxcroft, ME 04426 Home (207) 564-8819 Cell (207) 717-3360

November 5, 2007

To: Senator Beth Edmunds, Chair Legislative Council

From: Senator Doug Smith

Re: LR 3169- An Act to Create Tax Equity for Working Spouses

Please accept my appeal of the Council's denial of the above bill for consideration in the next session.

This bill is intended to cut the income tax rates for working spouses or second income earners, who are currently being taxed at the highest marginal rate of the higher income earner, effectively penalizing the lower income earner. Given rising gas and fuel prices, health care costs, and rising prices in general this bill would allow working couples to keep more of their money.

Fax (207) 287-1527 * TTY (207) 287-1583 * Message Service 1-800-423-6900 * Web Site: http://www.state.me.us/legis/senate

217

123rd Legislature - Second Regular Session Legislative Council Vote on Screened Requests

TAX INCOME TAX RATE

Sponsor: Senator Smith, D. of Piscataquis

An Act To Create Tax Equity for Working Spouses

Edmonds	No				C	ummings	No	
Mitchell	No				P	ingree	No	
Martin	No				Fa	aircloth	No	
Weston	Yes	t 2	Tardy				Absent	
Rosen	Yes		Crosthwaite				Yes	
5			Yes	No	Abstain	Absent	27	
		Total:	3	6	0	1	Out	

Comments

This bill would institute a flat 4.25% individual income tax on second wage earners for those filing a married joint return.



Senator Douglas M. Smith

3 State House Station Augusta, ME 04333-0003 (207) 287-1505

P.O. Box 460, Dover-Foxcroft, ME 04426 Home (207) 564-8819 Cell (207) 717-3360

November 5, 2007

To: Senator Beth Edmunds, Chair Legislative Council

From: Senator Doug Smith

Re: LR 3355 – An Act to Postpone the Effects and Implementation of School District Consolidation for One Year

Please accept my appeal of the Council's denial of the above bill for consideration in the next session.

This bill is intended to postpone the implementation of the school consolidation laws passed in the First Regular Session of the 123rd Legislature for One Year. It is an emergency because the current law provides insufficient time for implementation. The data being provided by the department is also lacking and in some cases contrary to the district's numbers, thus creating difficulties in implementation. Thousands of state dollars are being spent on implementation with a citizen's initiative to repeal the law pending. Delaying the effects of the law would give districts adequate time to consider all aspects of consolidation, study the available data and allow for the citizen's repeal to be resolved.

Fax (207) 287-1527 * TTY (207) 287-1583 * Message Service 1-800-423-6900 * Web Site: http://www.state.me.us/legis/senate

EDU CONSOLIDATION EXTEND DEADLINES

Sponsor: Senator Smith, D. of Piscataquis

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

Edmonds	Cummings
Mitchell	Pingree
Martin	Faircloth
Weston	Tardy
Rosen	Crosthwaite

Yes No Abstain Absent

Total: Rejected pursuant to motion that passed: 6 yes, 3 no, 1 absent

Comments

This bill would postpone the effects and implementation of the school district consolidation law, suspend any funding of the law, halt meetings and suspend deadlines.

Closely Related Leg Req: LR 2797 Representative Schatz Closely Related Leg Req: LR 2803 Representative Cebra Closely Related Leg Req: LR 3221 Representative Clark Closely Related Leg Req: LR 3246 Representative Pratt



Senator Douglas M. Smith

3 State House Station Augusta, ME 04333-0003 (207) 287-1505

P.O. Box 460, Dover-Foxcroft, ME 04426 Home (207) 564-8819 Cell (207) 717-3360

November 5, 2007

To: Senator Beth Edmunds, Chair Legislative Council

From: Senator Doug Smith

Re: LR 3366- An Act to Facilitate Formation of the Northwest Maine Regional School Unit

Please accept my appeal of the Council's denial of the above bill for consideration in the next session.

The purpose of this bill is to encourage the formation of a Regional School Unit in northwest Maine comprised of Maine School Administrative District No. 12, Maine School Administrative District No. 13, the Town of Greenville, the Town of Shirley, Pleasant Ridge Plantation, Dennistown Plantation, Kingsbury Plantation, the Town of Beaver Cove, the Town of Caratunk, the Forks Plantation, West Forks Plantation and portions of the unorganized territory.

- 1. The bill will provide that the reorganization plan prepared by the Reorganization Planning Committee may include a cost sharing formula applicable both to required local contributions and additional local funds based on valuation, number of pupils or other factors, and may include other cost sharing transition provisions as determined by the Reorganization Planning Committee; and
- 2. The bill will authorize the Commissioner to approve a reorganization plan for the proposed Northwest Regional School Unit with less than 1,200 resident pupils on the basis of geography, demographics, transportation, and population density, but subject to a plan to reorganize administrative functions and non-instructional personnel so that projected expenditures for system administration, transportation, special education and facilities and maintenance will not have an adverse impact on the instructional program.

Given the geographic remoteness, sparse population of the area, previously demonstrated cost savings measures, and voluntary consolidation plans, special consideration should be made for this group. It is for these reasons this bill should be considered an emergency.

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EDU CONSOLIDATION ADMINISTRATIVE UNITS

LR: 3366

Sponsor: Senator Smith, D. of Piscataquis

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

Edmonds	Cummings
Mitchell	Pingree
Martin	Faircloth
Weston	Tardy
Rosen	Crosthwaite
	Yes No Abstain Absent

Total: Rejected pursuant to motion that passed: 6 yes, 3 no, 1 absent

Comments

This bill would encourage the formation of a regional school unit in northwest Maine comprised of School Administrative District No. 12, School Administrative District No. 13, the Town of Greenville, the Town of Shirley, Pleasant Ridge Plantation, Dennistown Plantation, Kingsbury Plantation, the Town of Beaver Cove, the Town of Caratunk, the Forks Plantation, West Forks Plantation and portions of the unorganized territory.

Closely Related Leg Req: LR 3062 Senator Mills, P. Closely Related Leg Req: LR 3153 Representative Pinkham

Senator Douglas M. Smith



3 State House Station Augusta, ME 04333-0003 (207) 287-1505

P.O. Box 460, Dover-Foxcroft; ME 04426 Home (207) 564-8819 Cell (207) 717-3360

November 5, 2007

To: Senator Beth Edmunds, Chair Legislative Council

From: Senator Doug Smith

Re: LR 3367- An Act to Cap the Additional Charge in All Motor Vehicle Oil Changes

Please accept my appeal of the Council's denial of the above bill for consideration in the next session.

This bill is intended to cap the additional charge on All Motor Vehicle Oil Charges at \$1, regardless of the number of lubricants, as defined in statute, being changed. The law, which took effect Oct 1, 2007 is not being implemented as the Natural Resources Committee had intended. Additionally, there is a lot of confusion within the industry collecting the fee and within the department enforcing the collection, Maine Revenue Services. It is my understanding that MRS has given two differing opinions as to what "motor vehicles" are subject to the fee. I have also heard that state agencies are poised to access the fee based upon mileage rather than actual changes.

123rd Legislature - Second Regular Session Legislative Council Vote on Screened Requests

NAT WASTES

HAZARDOUS WASTES

Sponsor: Senator Smith, D. of Piscataquis

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

Edmonds	No				С	ummings	No
Mitchell	No				P	ingree	No
Martin	No				Fa	aircloth	No
Weston	No					ardy	Absent
Rosen	Yes				Crosthwaite		Yes
			Yes	No	Abstain	Absent	
		Total:	2	7	0	1	Out

Comments

This bill would cap the additional charge on all motor vehicle oil changes to one dollar per service.

Closely Related Leg Req: LR 2985 Representative Thomas Closely Related Leg Req: LR 3204 Representative Schatz LR: 3367



HOUSE OF REPRESENTATIVES 2 STATE HOUSE STATION AUGUSTA, MAINE 04333-0002 (207) 287-1400 TTY: (207) 287-4469

Nancy E. Smith 259 Tillson Road Monmouth, ME 04259 Residence: (207) 933-2707 Fax: (207) 933-2707

October 30, 2007

Hon. Beth Edmonds, Chair Legislative Council 115 State House Station Augusta, ME 04333

Dear President Edmonds:

It is my intention to appeal the Council's rejection of the following bill request:

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

I look forward to addressing the Council on November 15 to discuss this proposal and to clarify its need for inclusion as emergency legislation for the upcoming session.

Respectfully,

State Representative Nancy Smith

SLG STATE GOVERNMENT FUTURE PLANNING

Sponsor: Representative Smith, N. of Monmouth

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

Edmonds	No				Cı	mmings	No	
Mitchell	No				Pi	ngree	Yes	
Martin	No				Fa	ircloth	Yes	
Weston	No				Ta	rdy	Absent	
Rosen	No				Cr	osthwaite	No	
			Yes	No	Abstain	Absent		
		Total:	2	7	0	1	Out	

Comments

This bill would require all state agencies and departments to identify all governing statutes and regulations to ensure that they promote compact, mixed-use development, reduce automobile dependence and are consistent with the State's greenhouse gas reduction goals and the state climate action plan. The agencies would identify problem areas in the laws that discourage these goals and report to the 124th Legislature proposing legislation.



HOUSE OF REPRESENTATIVES 2 STATE HOUSE STATION AUGUSTA, MAINE 04333-0002 (207) 287-1400 TTY: (207) 287-4469

Nancy E. Smith 259 Tillson Road Monmouth, ME 04259 Residence: (207) 933-2707 Fax: (207) 933-2707

October 30, 2007

Hon. Beth Edmonds, Chair Legislative Council 115 State House Station Augusta, ME 04333

Dear President Edmonds:

It is my intention to appeal the Council's rejection of the following bill request:

LR 3181 An Act Regarding the Maine Regulatory Fairness Board

I look forward to addressing the Council on November 15 to discuss this proposal and to clarify its need for inclusion as emergency legislation for the upcoming session.

Respectfully,

In

State Representative Nancy Smith

BRED ECONOMIC DEVELOPMENT BUSINESS ASSISTANCE

LR: 3181

Sponsor: Representative Smith, N. of Monmouth

An Act Regarding the Maine Regulatory Fairness Board

Edmonds	No				C	ummings	No	
Mitchell	No				Р	ingree	No	
Martin	No	×			F	aircloth	No	
Weston	No		Tardy				Absent	
Rosen	No				Crosthwaite		No	
			Yes	No	Abstain	Absent		
3		Total:	0	9	0	1	Out	
							40 10	

Comments

This bill would allow the members of the Maine Regulatory Fairness Board to be reimbursed for their expenses.

123rd Legislature Senate of

Senator Ethan K. Strimling

Joint Standing Committee on Labor, Chair Taxation Committee, Member

> **3** State House Station Augusta, ME 04333-0003 (207) 287-1515

> > 211 Spring Street, Portland, ME 04102 (207) 828-8634

November 5, 2007

Senate President Beth Edmonds, Chair Speaker Glenn Cummings, Vice-Chair Legislative Council 115 State House Station Augusta, Maine 04333

Re: LR 2753 "An Act to Require the State to Divest Itself of Funds from Companies Doing Business with Iran"

Dear President Edmonds, Speaker Cummings and Members of the Council:

I request your reconsideration with regards to my LR 2753, referenced above. Maine has a strong tradition of not investing its resources with businesses tied to any country or entity which might be causing our military and civilian forces harm. For these reasons I seek to address this issue with my fellow legislators in the upcoming session.

Thank you for attention to this matter. Let me know if you have questions or concerns.

Sincerely,

Senator Ethan K. Strimling Senate District #8

EKS/dcs

AFA STATE FINANCES BUDGET PROCEDURES

LR: 2753

Sponsor: Senator Strimling of Cumberland

An Act To Require the State To Divest Itself of Funds from Companies Doing Business with Iran

Edmonds	No				Cı	ummings	Yes
Mitchell	No				Pi	ngree	No
Martin	Yes				Fa	ircloth	No
Weston	No				Та	ırdy	Absent
Rosen	No	200			Cr	osthwaite	No
			Yes	No	Abstain	Absent	
		Total:	2	7	0	1	Out

Comments

This bill would require the State to divest itself of funds from companies that do business with Iran.



Senator Nancy B. Sullivan

Insurance and Financial Services, Chair Labor Committee, Member 3 State House Station Augusta, ME 04333-0003 (207) 287-1515

> 20 Westwood Drive, Biddeford, ME 04005 (207) 282-5594

November 5, 2007

RE: Appeal of LR 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

Dear Madame President and Members of the Legislative Council,

I respectively request that you reconsider your actions of October 25th, in which you rejected my proposed legislation, LR 2820. This bill is truly of an emergency nature and deserves to be examined during the coming session.

LR 2820 would strengthen our current bottle law in Maine, which was a citizen's initiated bill, by establishing the Department of Agriculture, Food, and Rural Resources as the agent for purposes of bottle redemption. It is based off of the bottle return legislation in Massachusetts and Oregon. In a strictly financial sense, this legislation would generate for the state \$30 to \$50 million in revenue each year.

Currently, the agents for bottle redemption in Maine are our distributors and bottling companies. These are large corporations with little to no ties to Maine. They are making serious amounts of money off of the inefficient system that governs our bottle return laws. Every consumer in Maine pays five cents per returnable bottle purchased, which is returned to them upon the return of the bottle to a redemption center. The five cents on the bottles that are not returned stays in the hands of the distributors. This is estimated to be from \$30 to \$50 million per year. Should the State assume the role of the agent, this money would enter into our revenue stream. Considering that we adjourned this past session with a \$10 million budget hole, I would certainly argue that any legislation generating this amount of revenue is certainly worthy of examination during this coming session and rises to the level of emergency.

Our current bottle redemption system is failing. The people suffering the most at this time from this failure are the small bottle redemption centers. But should the system continue on its current path, our Maine way of life – our environment, and our residents will be the ones to ultimately suffer. Our distributors are pushing the small redemption centers out of business and encouraging them to turn to automated recycling machines. Rate of return will drop significantly if that is the only means available for residents to return their bottles, resulting in greater waste and debris within our roadways, our waterways, and our enviable, clean ecosystem.

Something must be done. And with the revenue this legislation would generate for the state and the current state of our bottle return program in Maine – if this does not rise to the level of emergency, I'm not quite sure what would. I thank you for your time and your consideration regarding this matter.

Sincerely,

Nancy Sullivan

Senator Nancy B. Sullivan Maine Senate – District #4

BRED CONTAINERS - RETURNABLE BOTTLES

Sponsor: Senator Sullivan of York

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

Edmonds	No				С	ummings	No
Mitchell	No				Pi	ngree	No
Martin	No				Fa	aircloth	No
Weston	No		Tardy				Absent
Rosen	No			Crosthwaite		rosthwaite	No
			Yes	No	Abstain	Absent	
		Total:	0	9	0	1	Out
	9 .						

Comments

This bill would increase by one cent the amount that may be retained by redemption centers that are licensed and authorized through the State, and it would establish the Department of Agriculture, Food and Rural Resources as the agent in the State for purposes of bottle redemption.

JR 217 Ruling Needed: LD'S 748, 749, 1657 and 1696



Senator Nancy B. Sullivan

Insurance and Financial Services, Chair Labor Committee, Member 3 State House Station Augusta, ME 04333-0003 (207) 287-1515

> 20 Westwood Drive, Biddeford, ME 04005 (207) 282-5594

November 5, 2007

Senate President Beth Edmonds Chair, Legislative Council

RE: Appeal of the Legislative Council decision to reject: LR 3368, An Act to Amend the Insurance Scoring and Re-Rating Laws

Dear President Edmonds and members of the Legislative Council:

Earlier this year my Committee reported out LD 1083 with a 12-1 OTP report. The bill subsequently went under the hammer in the House and Senate, and is now 2007 Public Law 74.

The new law is a simple consumer protection mechanism that we wrote in reaction to concern about the common practice of insurers using credit information as a criterion when underwriting insurance policies. Our bill, which ultimately won the blessing of the insurance lobby, allowed a consumer to request, once per year, that an insurer re-rate the policy. The request would theoretically be used when a consumer believes that an improvement to his/her credit score might cause a small reduction in insurance premium upon the policy's renewal or anniversary.

However, now that insurers are preparing to comply with the law, they have informed our Committee that there is a minor technicality that essentially negates the intent of the law. As enacted, PL 74 could force the new rating to be based upon old data. The solution to this technical issue is a 10-word amendment that, by requiring insurers to use the freshest possible data in rating a policy, benefits consumers whose credit score has improved.

I fully expect that my committee will be able to open and close this matter in the minimum amount of time. Please reconsider your action wherein you rejected LR 3368.

Thank you,

Nancy Sullivan

Senator Nancy Sullivan Maine Senate – District #12

IFS INSURANCE PRACTICES RATING

Sponsor: Senator Sullivan of York

An Act To Amend the Insurance Scoring and Rerating Laws

Edmonds	No				C	ummings	No	
Mitchell	No				Pi	ngree	No	
Martin	No				Fa	ircloth	No	
Weston	No				Τa	ardy	Absent	
Rosen	No				Crosthwaite		No	
			Yes	No	Abstain	Absent		
		Total:	0	9	0	1	Out	

Comments

This bill would provide an exemption to actions generated by insurers requesting rescoring.



HOUSE OF REPRESENTATIVES 2 STATE HOUSE STATION AUGUSTA, MAINE 04333-0002 (207) 287-1440 TTY: (207) 287-4469

Richard M. Sykes P. O. Box 86 Harrison, ME 04040 Residence: (207) 583-2958 Fax: (207) 583-2958 E-Mail: rksyx@megalink.net

November 6, 2007

The Honorable Beth Edmonds President of the Senate and Chair Legislative Council State House Station #115 Augusta, Maine 04333-0115

Re: L.R. 2782, "An Act To Impose a Horsepower Restriction for Boat Motors on Long Lake and Brandy Pond"

Dear President Edmonds:

I am writing to formally request an appeal of the Legislative Council's decision regarding L.R. 2782, "An Act To Impose a Horsepower Restriction for Boat **Motors on Long Lake and Brandy Pond**." Should Council members have any relevant questions as to why this bill is an emergency and should be admitted for consideration during the 123rd Legislature's Second Regular Session, I will be in attendance at the November 15 meeting to address their concerns.

Thank you for your time and consideration. Should you wish to discuss this matter with me personally, I can be reached at home, 583-2958, or on my mobile phone at 650-2220.

Sincerely,

Buller J M. S. Kan

Dilated an exercised menor

Richard M. Sykes State Representative

IFW RECREATION WATERCRAFT

Sponsor: Representative Sykes of Harrison

An Act To Impose a Horsepower Restriction for Boat Motors on Long Lake and Brandy Pond

Edmonds	No				C	ummings	No
Mitchell	No	-2			Pi	ngree	No
Martin	No				Fa	ircloth	No
Weston	No				Та	ırdy	Absent
Rosen	No				Сг	osthwaite	Yes
			Yes	No	Abstain	Absent	
		Total:	1	8	0	1	Out

Comments

This bill would limit the horsepower of boat motors operated on Long Lake and Brandy Pond in the towns of Bridgton, Harrison and Naples in Cumberland County.

Closely Related Leg Req: LR 2998 Representative Pilon



HOUSE OF REPRESENTATIVES 2 STATE HOUSE STATION AUGUSTA, MAINE 04333-0002 (207) 287-1440 TTY: (207) 287-4469

Richard M. Sykes P. O. Box 86 Harrison, ME 04040 Residence: (207) 583-2958 Fax: (207) 583-2958 E-Mail: rksyx@megalink.net

November 6, 2007

The Honorable Beth Edmonds President of the Senate and Chair Legislative Council State House Station #115 Augusta, Maine 04333-0115

Re: L.R. 2972, "An Act To Prohibit the Retail Sale or Distribution of Novelty Lighters"

Dear President Edmonds:

I am writing to formally request an appeal of the Legislative Council's decision regarding L.R. 2972, "An Act To Prohibit the Retail Sale or Distribution of Novelty Lighters." Should Council members have any relevant questions as to why this bill is an emergency and should be admitted for consideration during the 123rd Legislature's Second Regular Session, I will be in attendance at the November 15 meeting to address their concerns.

Thank you for your time and consideration. Should you wish to discuss this matter with me personally, I can be reached at home, 583-2958, or on my mobile phone at 650-2220.

Sincerely,

Jula J M. S. for

Richard M. Sykes State Representative

123rd Legislature - Second Regular Session Legislative Council Vote on Screened Requests

BRED BUSINESS PRACTICES SALES

Sponsor: Representative Sykes of Harrison

An Act To Prohibit the Retail Sale or Distribution of Novelty Lighters

Edmonds	No				C	ummings	No
Mitchell	No				Pi	ngree	No
Martin	No					ircloth	No
Weston	No				Ta	ardy	Absent
Rosen	No				Ci	osthwaite	No
			Yes	No	Abstain	Absent	
		Total:	0	9	0	1	Out

Comments

This bill would prohibit the retail sale or distribution of novelty lighters.



HOUSE OF REPRESENTATIVES 2 STATE HOUSE STATION AUGUSTA, MAINE 04333-0002 (207) 287-1440 TTY: (207) 287-4469

Douglas A. Thomas

306 Stream Road Ripley, ME 04930 Residence: (207) 277-3017 Business: (207) 277-3017

October 31, 2007

Legislative Council Maine State Legislature 115 State House Station Augusta, ME 04333-0115

Notice of Appeal of Legislative Council Decision on LR 2847, "An Act To Amend the Laws Governing Wetlands and Wildlife Habitats"

Dear Madam Chair and Members of Legislative Council:

I would like to appeal the Legislative Council's decision on the following bill:

• LR 2847, "An Act To Amend the Laws Governing Wetlands and Wildlife Habitats"

Thank you for your time and consideration.

Sincerely, Doug Thomas

Doug Thomas State Representative

123rd Legislature - Second Regular Session Legislative Council Vote on Screened Requests

NAT LAND USE SET-BACKS

Sponsor: Representative Thomas of Ripley

An Act To Amend the Laws Governing Wetlands and Wildlife Habitats

Edmonds	No				C	Cummings	No
Mitchell	No				Р	ingree	No
Martin	No				F	aircloth	No
Weston	Yes				Т	ardy	Absent
Rosen	Yes				C	crosthwaite	Yes
			Yes	No	Abstain	Absent	
		Total:	3	6	0	1	Out

Comments

This bill would reduce from 250 feet to 75 feet the setback requirements that apply to wetlands and would eliminate the setback requirements that apply to forested wetlands. This bill would also require that the least restrictive guidelines apply to manmade wetlands, and would require that, before an area may qualify as a wildlife habitat, it must be demonstrated that the area is inhabited by such wildlife.



HOUSE OF REPRESENTATIVES 2 STATE HOUSE STATION AUGUSTA, MAINE 04333-0002 (207) 287-1440 TTY: (207) 287-4469

Douglas A. Thomas

306 Stream Road Ripley, ME 04930 Residence: (207) 277-3017 Business: (207) 277-3017

November 6, 2007

Legislative Council Maine State Legislature 115 State House Station Augusta, ME 04333-0115

Notice of Appeal of Legislative Council Decision on LR 2985, "An Act To Establish an Exemption from the Premium Imposed on Motor Vehicle Oil Changes"

Dear Madam Chair and Members of Legislative Council:

I would like to appeal the Legislative Council's decision on the following bill:

• LR 2985, "An Act To Establish an Exemption from the Premium Imposed on Motor Vehicle Oil Changes"

Thank you for your time and consideration.

Sincerely, Woug Thomas

Doug Thomas State Representative

÷

NAT WASTES

HAZARDOUS WASTES

Sponsor: Representative Thomas of Ripley

An Act To Establish an Exemption from the Premium Imposed on Motor Vehicle Oil Changes

Edmonds	No				Cu	ummings	No
Mitchell	No				Pi	ngree	No
Martin	No				Fa	ircloth	No
Weston	No				Та	ırdy	Absent
Rosen	No	×			Cr	osthwaite	Yes
			Yes	No	Abstain	Absent	
		Total:	1	8	0	1	Out

Comments

This bill would exempt oil changes performed by the owner of a motor vehicle from the premium imposed on motor vehicle oil changes.

Closely Related Leg Req: LR 3204 Representative Schatz Closely Related Leg Req: LR 3367 Senator Smith, D.



HOUSE OF REPRESENTATIVES 2 STATE HOUSE STATION AUGUSTA, MAINE 04333-0002 (207) 287-1440 TTY: (207) 287-4469

Douglas A. Thomas

306 Stream Road Ripley, ME 04930 Residence: (207) 277-3017 Business: (207) 277-3017

October 31, 2007

Legislative Council Maine State Legislature 115 State House Station Augusta, ME 04333-0115

Notice of Appeal of Legislative Council Decision on LR 3058, "An Act To Amend the Law Governing the Superpack Hunting License"

Dear Madam Chair and Members of Legislative Council:

I would like to appeal the Legislative Council's decision on the following bill:

• LR 3058, "An Act To Amend the Law Governing the Superpack Hunting License"

Thank you for your time and consideration.

Sincerely, Doug Thomas

Doug Thomas State Representative

IFW HUNTING LICENSES

LICENSES

Sponsor: Representative Thomas of Ripley

An Act To Amend the Law Governing the Superpack Hunting License

Edmonds	No	31			C	Cummings	No
Mitchell	No				Р	ingree	No
Martin	No				F	aircloth	No
Weston	No				T	ardy	Absent
Rosen	No				C	Crosthwaite	Yes
			Yes	No	Abstair	h Absent	
		Total:	1	8	0	1	Out

Comments

This bill would permit a hunter with a superpack license to shoot only one deer with a firearm. The hunter may, however, enter the any-deer lottery. Currently, a superpack licensee may take 2 deer, one buck and one antlerless, with an option of entry into the any-deer lottery.



HOUSE OF REPRESENTATIVES 2 STATE HOUSE STATION AUGUSTA, MAINE 04333-0002 (207) 287-1400 TTY: (207) 287-4469

Pamela Jabar Trinward

 117 Silver Street

 Waterville, ME 04901

 Residence:
 (207) 872-7545

 Fax:
 (207) 877-0460

November 6, 2007

Hon. Beth Edmonds, Chair Legislative Council 115 State House Station Augusta, ME 04333

Dear President Edmonds:

It is my intention to appeal the Council's rejection of the following bill request:

LR 3315, An Act to Study Community Childcare Alternatives

I look forward to addressing the Council on November 15 to discuss this proposal and to clarify its need for inclusion as emergency legislation for the upcoming session.

Respectfully,

Panela Jabar Trinward

Pamela Jabar Trinward State Representative

HHS CHILDREN AND FAMILIES CHILD CARE

Sponsor: Representative Trinward of Waterville

Resolve, To Study Community Child Care Alternatives

Edmonds	No					C	ummings	No	
Mitchell	No					Pi	ngree	No	
Martin	No					Fa	ircloth	No	
Weston	No				18	Та	ardy	Absent	
Rosen	No					Ci	rosthwaite	No	3.8 (
		s:		Yes	No	Abstain	Absent		
			Total:	0	9	0	1	Out	

Comments

This resolve would create a study commission to review the availability of community programming throughout Maine when public schools are not in session due to storm cancellations or school breaks. It will assess the need of working parents statewide who choose to stay home with their children in the event of a school cancellation or break and risk losing pay or shifts at work. Further, the study commission will make recommendations on how the Department of Education may support communities, children and working parents through the development of pilot programs for alternative activities for school-age children.



Senator Karl W. Turner 3 State House Station Augusta, ME 04333-0003 (207) 287-1505

> 16 Town Landing Road, Cumberland, ME 04110 (207) 829-6427

November 4, 2007

President Edmonds Chair of the Legislative Council

> Subject: Appeal of Legislative Council Rejection of Bill Request LR 2916 for 2nd Regular Session

Reference: Memo from Revisor of Statutes dated 10/29/2007

Dear President Edmonds,

I wish to appeal the rejection action of the Legislative Council taken October 25, 2007 on LR 2916 entitled, An Act to Provide a State Income Tax Credit to Dentists for Military Pensions.

Regards,

Karl W. Turnen

Sen. Karl W. Turner

TAX INCOME TAX CREDITS

Sponsor: Senator Turner of Cumberland

An Act To Provide a State Income Tax Credit to Dentists for Military Pensions

Edmonds	No				Ci	ummings	No
Mitchell	No				Pi	ngree	No
Martin	No				Fa	ircloth	No
Weston	No				Та	irdy	Absent
Rosen	No				Cr	osthwaite	No
*			Yes	No	Abstain	Absent	
		Total:	0	9	0	1	Out

Comments

This bill would establish a state income tax credit for dentists collecting a military pension. The credit could be claimed only if: 1. The dentist continues to practice at least 1/2 time; and 2. The dentist accepts MaineCare patients.



Senator Karl W. Turner 3 State House Station Augusta, ME 04333-0003 (207) 287-1505

> 16 Town Landing Road, Cumberland, ME 04110 (207) 829-6427

November 4, 2007

President Edmonds Chair of the Legislative Council

> Subject: Appeal of Legislative Council Rejection of Bill Request LR 3338 for 2nd Regular Session

Reference: Memo from Revisor of Statutes dated 10/29/2007

Dear President Edmonds,

I wish to appeal the rejection action of the Legislative Council taken October 25, 2007 on LR 3338 entitled, An Act Regarding the Training of Applicants for a Limited Radiographer License by Licensed Practitioners.

Regards,

Karl W. Time

Sen. Karl W. Turner

Fax (207) 287-1527 * TTY (207) 287-1583 * Message Service 1-800-423-6900 * Web Site: http://www.state.me.us/legis/senate email: kwturner@yahoo.com

BRED LICENSING

RADIOLOGICAL TECHNICIANS

LR: 3338

Sponsor: Senator Turner of Cumberland

An Act Regarding the Training of Applicants for a Limited Radiographer License by Licensed Practitioners

Edmonds	48	No				C	ummings	No
Mitchell		No				Pi	ngree	No
Martin		No				Fa	ircloth	No
Weston		No				Та	urdy	Absent
Rosen		No				Cr	osthwaite	No
				Yes	No	Abstain	Absent	
e:			Total:	0	9	0	1	Out

Comments

This bill would amend the laws governing medical radiation health and safety as they relate to the award of a limited radiographer license by the Radiologic Technology Board of Examiners to provide that an applicant may train in the use of fluoroscope equipment if under the direct supervision of a licensed practitioner.



HOUSE OF REPRESENTATIVES 2 STATE HOUSE STATION AUGUSTA, MAINE 04333-0002 (207) 287-1400 TTY: (207) 287-4469

John L. Tuttle, Jr. 176 Cottage Street Sanford, ME 04073 Residence: (207) 324-5964

October 30, 2007

Hon. Beth Edmonds, Chair Legislative Council 115 State House Station Augusta, ME 04333

Dear President Edmonds:

It is my intention to appeal the Council's rejection of the following bill request:

LR 2757, "An Act to Allow the Maine Athletic Commission to Regulate Mixedmartial Art Competitions in the State"

I look forward to addressing the Council on November 15 to discuss this proposal, and to clarify its need for inclusion as emergency legislation for the upcoming session.

Respectfully,

John L. Juste pr.

John L. Tuttle, Jr. State Representative

BRED LICENSING

ATHLETIC COMMISSION

LR: 2757

Sponsor: Representative Tuttle of Sanford

An Act To Allow the Maine Athletic Commission To Regulate Mixed Martial Art Competitions in the State

Edmonds	No		1 1		C	ummings	No
Mitchell	No				Pi	ngree	No
Martin	No				Fa	aircloth	No
Weston	No				Ta	ardy	Absent
Rosen	No		2		C	rosthwaite	No
			Yes	No	Abstain	Absent	
		Total:	0	9	0	1	Out

Comments

This bill would allow the Maine Athletic Commission to regulate mixed martial art competitions in the State.

Closely Related Leg Req: LR 3037 Representative Greeley



John L. Tuttle, Jr. 176 Cottage Street

Sanford, ME 04073 Residence: (207) 324-5964

October 30, 2007

Hon. Beth Edmonds, Chair Legislative Council 115 State House Station Augusta, ME 04333

Dear President Edmonds:

It is my intention to appeal the Council's rejection of the following bill request:

LR 2823, "An Act Regarding the Use of Maine Care Insurance during Catastrophic Illness"

HOUSE OF REPRESENTATIVES 2 STATE HOUSE STATION AUGUSTA, MAINE 04333-0002

TTY: (207) 287-4469

(207) 287-1400

I look forward to addressing the Council on November 15 to discuss this proposal, and to clarify its need for inclusion as emergency legislation for the upcoming session.

Respectfully,

- L Jutte pr.

John L. Tuttle, Jr. State Representative

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HHS MEDICAID MAINECARE

Sponsor: Representative Tuttle of Sanford

An Act Regarding the Use of MaineCare Insurance during Catastrophic Illness

Edmonds	No	÷.			Cu	ummings	No	
Mitchell	No				Pi	ngree	No	
Martin	No				Fa	ircloth	No	
Weston	No				Ta	ardy	Absent	
Rosen	No	0			Cr	rosthwaite	No	
			Yes	No	Abstain	Absent		
	<u>10</u>	Total:	0	9	0	1	Out	
	No				Cr Abstain	rosthwaite	No	

Comments

This bill would allow a person on disability to qualify for MaineCare insurance in the event of catastrophic illness.

7



House of Representatives 2 state house station Augusta, maine 04333-0002 (207) 287-1400 TTY: (207) 287-4469

John L. Tuttle, Jr. 176 Cottage Street Sanford, ME 04073 Residence: (207) 324-5964

October 30, 2007

Hon. Beth Edmonds, Chair Legislative Council 115 State House Station Augusta, ME 04333

Dear President Edmonds:

It is my intention to appeal the Council's rejection of the following bill request:

LR 3038, "An Act to Improve the Working Conditions, Health and Personal Safety of Dispatchers at the Maine State Police Barracks in Gray, Maine"

I look forward to addressing the Council on November 15 to discuss this proposal, and to clarify its need for inclusion as emergency legislation for the upcoming session.

Respectfully,

John L Jutte p.

John L. Tuttle, Jr. State Representative

CJPS LAW ENFORCEMENT STATE POLICE

Sponsor: Representative Tuttle of Sanford

An Act To Improve the Working Conditions, Health and Personal Safety of Dispatchers at the Maine State Police Barracks in Gray, Maine

Edmonds	No					Cu	ummings	No
Mitchell	No					Pi	ngree	No
Martin	No					Fa	ircloth	No
Weston	No				10	Тε	urdy	Absent
Rosen	No					Cr	osthwaite	No
				Yes	No	Abstain	Absent	
			Total:	0	9	0	1	Out
		2011						

Comments

This bill would enact measures designed to improve the working conditions, health and personal safety of dispatchers at the Maine State Police barracks in Gray, Maine.

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HOUSE OF REPRESENTATIVES 2 STATE HOUSE STATION AUGUSTA, MAINE 04333-0002 (207) 287-1400 TTY: (207) 287-4469

John L. Tuttle, Jr. 176 Cottage Street Sanford, ME 04073 Residence: (207) 324-5964

October 30, 2007

Hon. Beth Edmonds, Chair Legislative Council 115 State House Station Augusta, ME 04333

Dear President Edmonds:

It is my intention to appeal the Council's rejection of the following bill request:

LR 3040, "Resolve, Directing Maine Emergency Medical Services to Study Methods to Protect Emergency Medical Services Personnel during Transportation of Persons with Mental Illness"

I look forward to addressing the Council on November 15 to discuss this proposal, and to clarify its need for inclusion as emergency legislation for the upcoming session.

Respectfully, John L. Juttle fr.

John L. Tuttle, Jr. State Representative

CJPS EMERGENCY MEDICAL SERVICES SYSTEM

Sponsor: Representative Tuttle of Sanford

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

Edmonds	No				Ci	ummings	Yes
Mitchell	No				Pi	ngree	No
Martin	Yes				Fa	ircloth	Yes
Weston	No				Та	ardy	Absent
Rosen	No				Cr	osthwaite	No
	34 : *		Yes	No	Abstain	Absent	
		Total:	3	6	0	1	Out

Comments

This resolve would establish a commission to study methods of protecting emergency medical services personnel during the transportation of persons with mental illness.



House of Representatives 2 state house station augusta, maine 04333-0002 (207) 287-1400 TTY: (207) 287-4469

Richard V. Wagner 26 Mountain Avenue Lewiston, ME 04240 Residence: (207) 784-0645

October 30, 2007

Hon. Beth Edmonds, Chair Legislative Council 115 State House Station Augusta, ME 04333

Dear President Edmonds:

It is my intention to appeal the Council's rejection of the following bill request:

LR 2978 Resolve, To Change the Name of the South Bridge between Lewiston and Auburn

I look forward to addressing the Council on November 15 to discuss this proposal and to clarify its need for inclusion as emergency legislation for the upcoming session.

Respectfully,

State Representative Richard Wagner

123rd Legislature - Second Regular Session Legislative Council Vote on Screened Requests

TRA ROADS

BRIDGES

Sponsor: Representative Wagner of Lewiston

Resolve, To Change the Name of the South Bridge between Lewiston and Auburn

Edmonds		No				C	ummings	No	
Mitchell		No				Pi	ingree	No	
Martin		No				Fa	aircloth	No	ġ.
Weston		No		55		Та	ardy	Absent	
Rosen	•	No				C	rosthwaite	No	
		2		Yes	No	Abstain	Absent		
			Total:	0	9	0	1	Out	

Comments

This resolve would change the name of the South Bridge between Lewiston and Auburn.



HOUSE OF REPRESENTATIVES 2 STATE HOUSE STATION AUGUSTA, MAINE 04333-0002 (207) 287-1400 TTY: (207) 287-4469

Robert P. Walker P. O. Box 33 Lincolnville, ME 04849 Residence: (207) 236-7791

November 1, 2007

The Honorable Beth Edmonds, Chair Maine Legislative Council 115 State House Station Augusta, Maine 04333-0115

Dear Chair Edmonds:

Please accept this letter as an appeal of the Legislative Council's recent decision regarding LR 2845, "An Act To Establish the Maine Nuclear Power Council."

Continued growth in demand for energy for both home and industrial uses combined with uncertain future supplies of oil and natural gas necessitate discussion and development of new energy policy. The recent passage of the Regional Greenhouse Gas Initiative focused our attention on the need for development of non- or low-carbon emission energy production. Nuclear power should be part of the discussion.

Serious inquiry and debate about the role of nuclear power in Maine needs to start sooner than later. Power plants can take up to ten years to design, permit and build. We cannot wait for wild fluctuations in price and/or supply of oil and natural gas to push us into another energy crisis before we seriously examine alternatives. Nuclear power is used worldwide and uses a relatively cheap and plentiful source of fuel which could meet a significant portion of Maine's and the northeast's future energy needs.

I appreciate your consideration and encourage your support for LR 2845, "An Act To Establish the Maine Nuclear Power Council."

Sincerely,

MAN /LA

Bob Walker State Representative

123rd Legislature - Second Regular Session Legislative Council Vote on Screened Requests

UTE NUCLEAR POWER

NUCLEAR POWER COUNCIL ESTABLISHED

Sponsor: Representative Walker of Lincolnville

An Act To Establish the Maine Nuclear Power Council

Edmonds	No				C	Cummings	No	
Mitchell	No				Р	ingree	No	
Martin	Yes				F	aircloth	No	
Weston	Yes				Т	ardy	Yes	
Rosen	Yes				C	Crosthwaite	Yes	
			Yes	No	Abstain	Absent		
		Total:	5	5	0	0	Out	

Comments

This bill would establish the Maine Nuclear Power Council to explore the need for carbon-free alternatives for power generation such as nuclear power in the State to lessen the State's dependency on foreign oil and natural gas sources. The council would also facilitate the planning for, locating of and study of the environmental impacts for the construction of a nuclear power facility and coordinate and expedite compliance with appropriate federal requirements.

Closely Related Leg Req: LR 3018 Representative Jacobsen

LR: 2845



HOUSE OF REPRESENTATIVES 2 STATE HOUSE STATION AUGUSTA, MAINE 04333-0002 (207) 287-1400 TTY: (207) 287-4469

 Thomas R. Watson

 1565 Washington Street

 Bath, ME 04530

 Residence: (207) 442-7493

 Business: (207) 443-1606

 Fax: (207) 386-0512

 E-Mail: trwatson@street-law.com

October 30, 2007

Hon. Beth Edmonds, Chair Legislative Council 115 State House Station Augusta, ME 04333

Dear President Edmonds:

It is my intention to appeal the Council's rejection of the following bill request:

LR 2779 An Act To Require Boating Safety Education

I look forward to addressing the Council on November 15 to discuss this proposal and to clarify its need for inclusion as emergency legislation for the upcoming session.

Respectfully,

State Representative Thom Watson

123rd Legislature - Second Regular Session Legislative Council Vote on Screened Requests

IFW RECREATION WATERCRAFT

Sponsor: Representative Watson of Bath

An Act To Require Boating Safety Education

Edmonds	Yes				C	ummings	Yes
Mitchell	Yes				Р	ingree	Yes
Martin	No				F	aircloth	Yes
Weston	No				Т	ardy	Absent
Rosen	No				C	Crosthwaite	No
			Yes	No	Abstain	Absent	
		Total:	5	4	0	1	Out

Comments

This bill would require mandatory boating safety education for all power boat operators in Maine.

Closely Related Leg Req: LR 2945 Representative Sykes Closely Related Leg Req: LR 3309 Representative Bryant, M. LR: 2779

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HOUSE OF REPRESENTATIVES 2 STATE HOUSE STATION AUGUSTA, MAINE 04333-0002 (207) 287-1400 TTY: (207) 287-4469

David C. Webster P.O. Box 124 Freeport, ME 04032 Residence: (207) 865-4311 RepDavid.Webster@legislature.maine.gov

October 31, 2007

Hon. Beth Edmonds, Chair Legislative Council 115 State House Station Augusta, ME 04333

Dear President Edmonds:

It is my intention to appeal the Council's rejection of the following bill request:

LR 3048 An Act To Protect Shellfish Harvesters from Coastal Pollution

I look forward to addressing the Council on November 15 to discuss this proposal and to clarify its need for inclusion as emergency legislation for the upcoming session.

Respectfully,

State Representative David Webster

123rd Legislature - Second Regular Session Legislative Council Vote on Screened Requests

NAT WASTES

SOURCE REDUCTION

Sponsor: Representative Webster of Freeport

An Act To Protect Shellfish Waters and Shellfish Resources from Coastal Pollution

Edmonds	No					C	ummings	Yes
Mitchell	No	(#.) 82				Pi	ngree	Yes
Martin	No					Fa	ircloth	Yes
Weston	No					Ta	ardy	Absent
Rosen	No					Ci	osthwaite	No
				Yes	No	Abstain	Absent	
			Total:	3	6	0	1	Out

Comments

This bill would require that a failing septic system be repaired before the sale of a home.



HOUSE OF REPRESENTATIVES 2 STATE HOUSE STATION AUGUSTA, MAINE 04333-0002 (207) 287-1400 TTY: (207) 287-4469

Walter A. Wheeler, Sr.

46 Rogers Road Kittery, ME 03904 Residence: (207) 439-2693

October 29, 2007

Hon. Beth Edmonds, Chair Legislative Council 115 State House Station Augusta, ME 04333

Dear President Edmonds:

It is my intention to appeal the Council's rejection of the following bill request:

LR 3312, "An Act to Amend the Hunting Season for Ruffed Grouse"

I look forward to addressing the Council on November 15 to discuss this proposal, and to clarify its need for inclusion as emergency legislation for the upcoming session.

Respectfully,

walter wheeler in

State Representative Walter A. Wheeler, Sr.

123rd Legislature - Second Regular Session Legislative Council Vote on Screened Requests

LR: 3312

IFW HUNTING SEASON

Sponsor: Representative Wheeler of Kittery

An Act To Amend the Hunting Season for Ruffed Grouse

Edmonds	No				C	ummings	No
Mitchell	No				Pi	ngree	No
Martin	No	÷			Fa	aircloth	No
Weston	No				Та	ardy	Absent
Rosen	No				C	rosthwaite	No
			Yes	No	Abstain	Absent	
		Total:	0	9	0	1	Out

Comments

This bill would require the Department of Inland Fisheries and Wildlife to restrict the hunting season for ruffed grouse or partridge to the months of October and November.

Agriculture,	Conservation and Forestry
LR: 2980	Sponsor: Representative Flood
Title:	An Act To Repeal the Cap on Rental Rates for State Submerged Lands
Comment:	This bill would repeal the current cap of \$1,200 per year on rental rates for submerged lands leased from the State.
LR: 3026	Sponsor: Representative Pieh
Title:	An Act Concerning Animal Welfare
Comment:	This bill would amend the animal welfare laws to change the requirement concerning vendors' licenses for selling cats and dogs for sales of one litter or part of a litter. This bill would also direct the Attorney General and the Bureau of Public Safety to implement a reporting program when a motor vehicle hits or injures a pet animal, patterned after the program concerning motor vehicles striking a moose or deer.
Closely	Related Leg Req: LR 2754 Representative Pratt
Closely	Related Leg Req: LR 3230 Senator Damon
LR: 3236	Sponsor: Representative Pratt
Title:	An Act To Secure Access to Publicly Owned Lands
Comment:	This bill would require that Maine residents be able to access public reserve lands for day use without having to pay gate or road fees. It would require the Department of Conservation to ensure that access to public reserve lands located inside larger tracks of land such as the North Maine Woods gate system would be accessible to residents

LR: 3332

Sponsor: Speaker Cummings

- Title: An Act To Authorize the City of Portland To Lease Submerged Lands for Longer than 30 Years
- Comment: The bill would allow the City of Portland to lease submerged lands for longer than 30 years.

Closely Related Leg Req: LR 3313 Senator Brannigan

for day use free of charge.

Appropriations and Financial Affairs

LR: 2753	Sponsor: Senator Strimling
Title:	An Act To Require the State To Divest Itself of Funds from Companies Doing
	Business with Iran
Comment:	This bill would require the State to divest itself of funds from companies that do business with Iran.

LR: 3126

Sponsor: Representative Grose

Title: An Act To Provide Relief to the Counties of the State

Comment: This bill would require the State to return percentages of funds collected for traffic violations to the counties to enable the counties to hire more part-time staff in the sheriffs' offices.

Closely Related Leg Req: LR 2751 Representative Makas

Business, Re	esearch and Economic Development
LR: 2757	Sponsor: Representative Tuttle
Title:	An Act To Allow the Maine Athletic Commission To Regulate Mixed Martial Art Competitions in the State
Comment:	This bill would allow the Maine Athletic Commission to regulate mixed martial art competitions in the State.
Closely	y Related Leg Req: LR 3037 Representative Greeley
LR: 2820	Sponsor: Senator Sullivan
Title:	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
Comment:	This bill would increase by one cent the amount that may be retained by redemption
	centers that are licensed and authorized through the State, and it would establish the Department of Agriculture, Food and Rural Resources as the agent in the State for purposes of bottle redemption.
JR 2	17 Ruling Needed: LD'S 748, 749, 1657 and 1696
LR: 2839	Sponsor: Senator Nass, R.
Title:	An Act To Require That Persons Who Perform Engineering Work in Commercial Buildings Be Licensed
Comment:	This bill would require that a person who installs air conditioning units in commercial buildings be licensed by the Department of Professional and Financial Regulation, State Board of Licensure for Professional Engineers.
LR: 2874	Sponson Democratic Line Laster a
	Sponsor: Representative Jackson
	An Act To Prohibit the Sale of Energy Drinks to Minors
Comment:	This bill would prohibit the sale of energy drinks to minors.
LR: 2895	Sponsor: Senator Marrache
	Resolve, To Require that the Department of Economic and Community Development Establish an Independent Review Board
Comment:	This bill would require that the Department of Economic and Community
	Development establish an ongoing and permanent review board to review studies submitted by research and development companies
LR: 2972	Sponsor: Representative Sykes
	- r

Title: An Act To Prohibit the Retail Sale or Distribution of Novelty LightersComment: This bill would prohibit the retail sale or distribution of novelty lighters.

Business, Re	search and Economic Development
LR: 2987	Sponsor: Representative Pendleton
Title:	Resolve, To Determine Methods of Securing a Trained Laboratory Workforce for Maine
Comment:	This resolve would require the Department of Economic and Community Development, Office of Innovation to convene a working group to study and report back to the Legislature with methods of overcoming a shortfall of trained laboratory workers.
LR: 3002	Sponsor: Representative Haskell
	An Act To Amend the Public Works Contractors' Surety Bond Law
Comment:	This bill would increase the threshold amount of a contract to construct or repair a public building at which bonds are required from \$100,000 to \$250,000. This bill would also allow a letter of credit to be used in lieu of a bond, at the discretion of the public entity awarding the contract.
Closely	Related Leg Req: LR 2969 Representative Crockett
LR: 3109	Sponsor: Senator Bartlett
Title:	An Act To Clarify Maine's "Do Not Call" Law
Comment:	This bill would expand exemptions under the state "Do Not Call" law to parallel federal law concerning existing business relationships.
LR: 3181	Sponsor: Representative Smith, N.
	An Act Regarding the Maine Regulatory Fairness Board
Comment:	This bill would allow the members of the Maine Regulatory Fairness Board to be reimbursed for their expenses.
LR: 3182	Sponsor: Senator Bromley
	An Act Regarding the Board of Examiners in Physical Therapy
Comment:	This bill would increase the number of physical therapists on the Board of Examiners in Physical Therapy from 2 to 3.
LR: 3275 Title:	Sponsor: Representative Pendleton An Act To Protect Nurses from Mandatory Overtime and Other Requirements
Comment:	This bill would prohibit employers from disciplining or removing any right, benefit or privilege of a registered nurse, licensed practical nurse or licensed nursing assistant for refusing to work overtime. The bill would also regulate the practice of requiring nursing staff to be on call.

LR: 3338

Sponsor: Senator Turner

- Title: An Act Regarding the Training of Applicants for a Limited Radiographer License by Licensed Practitioners
- Comment: This bill would amend the laws governing medical radiation health and safety as they relate to the award of a limited radiographer license by the Radiologic Technology Board of Examiners to provide that an applicant may train in the use of fluoroscope equipment if under the direct supervision of a licensed practitioner.

Criminal Au	stice and Public Safety	
LR: 2923 Sponsor: Representative Canavan		
	An Act To Facilitate the Diversion of Persons with Mental Illness and Substance Abuse Away from Incarceration through the Co-occurring Disorders Court	
Comment:	This bill would provide continued funding for the Kennebec County Co-occurring Disorders Court to allow it to continue the diversion of persons with significant mental illness, substance abuse disorders and criminal conduct from incarceration in county and state correctional facilities.	
Closely	y Related Leg Req: LR 2924 Representative Canavan	
LR: 2924	Sponsor: Representative Canavan	
Title:	An Act To Establish an Ombudsman for Mentally Ill Inmates	
Comment:	This bill would establish an ombudsman for mentally ill inmates.	
Closely	y Related Leg Req: LR 2923 Representative Canavan	
LR: 3034	Sponsor: Representative Pieh	
Title:	An Act To Implement the Recommendations of the Board of Trustees of the Maine Criminal Justice Academy	
Comment:	This bill would implement the recommendations of the Board of Trustees of the Maine Criminal Justice Academy regarding training requirements for police officers.	
LR: 3038	Sponsor: Representative Tuttle	
Title:	An Act To Improve the Working Conditions, Health and Personal Safety of Dispatchers at the Maine State Police Barracks in Gray, Maine	
Comment:	This bill would enact measures designed to improve the working conditions, health and personal safety of dispatchers at the Maine State Police barracks in Gray, Maine.	
LR: 3040	Sponsor: Representative Tuttle	
Title:	Resolve, Directing Maine Emergency Medical Services To Study Methods To Protect Emergency Medical Services Personnel during the Transportation of Persons with Mental Illness	
Comment:	This resolve would establish a commission to study methods of protecting emergency medical services personnel during the transportation of persons with mental illness.	
LR: 3174	Sponsor: Senator Benoit	
	An Act To Facilitate Behavioral Reform within the Department of Corrections	
Comment:	This bill would implement an ankle bracelet program for nonviolent prisoners in	

county jails and require them to participate in the New Horizons Academy program.

Closely Related Leg Req: LR 3052 Representative Carter

Criminal Justice and Public Safety

LR: 3203

Sponsor: Senator Courtney

Title: An Act To Increase the Penalty for Operating under the Influence

Comment: This bill would amend current operating-under-the-influence laws by mandating a 10-year sentence for a death caused while operating under the influence after a prior conviction for operating under the influence, prohibiting operating under the influence from being plea-bargained to a lesser crime, and establishing reciprocity for operating under the influence committed in other states.

Education and Cultural Affairs		
LR: 2765	:	Sponsor: Representative Makas
Title:	An Act To Control the Costs of College Textbooks	
Comment:	This bill would prohibit the practice of bundling, which requires with a textbook. It would require publishers to indicate educators to know when recommending textbooks and it wo issues in the textbook community.	te textbook prices for
LR: 2787 Title:	An Act To Amend the Plan for the Consolidation of School	Sponsor: Representative Clark Administrative Units
Comment:	This bill would amend the law governing the consolidation of units by specifying that it is the municipality, rather than the unit, that is responsible for forming a reorganization plannin would also clarify that, unless specified exceptions apply, w an exception to the minimum size requirement of a school ac unit must serve at least 1,200 students.	e school administrative g committee. This bill hen circumstances justify
Closely	y Related Leg Req: LR 3059 Senator Hastings	
LR: 2796		Sponsor: Representative Schatz
Title:	An Act To Repeal the Consolidation of School Administrati	ve Units Law
Comment:	This bill would repeal the school administrative unit consoli enacted into law in the First Regular Session of the 123rd Le	-
Closely	y Related Leg Req: LR 2937 Senator Weston	
Closely	y Related Leg Req: LR 3116 Senator Smith, D.	
Closely	y Related Leg Req: LR 3162 Representative Eaton	
LR: 2797	:	Sponsor: Representative Schatz
Title:	An Act To Extend the Deadline for School Administrative U	Jnit Consolidation
Comment:	This bill would extend the deadlines imposed in the school a consolidation requirements by 3 years.	administrative unit
Closely	y Related Leg Req: LR 2803 Representative Cebra	
Closely	y Related Leg Req: LR 3221 Representative Clark	
Closely	y Related Leg Req: LR 3246 Representative Pratt	
Closely	y Related Leg Req: LR 3355 Senator Smith, D.	
LR: 2798	:	Sponsor: Representative Schatz
	An Act To Remove Penalties from the School Administrativ Law	e Unit Consolidation
	This bill would eliminate the penalties imposed on school di haven't yet met all the school administrative unit consolidati	
Closely	v Related Leg Req: LR 2801 Representative Edgecomb	
-	Related Leg Req: LR 2804 Representative Cebra	
-	y Related Leg Req: LR 3012 Representative Miramant	
Closely	Related Leg Req: LR 3130 Representative Treat	

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	nd Cultural Affairs
LR: 2800	Sponsor: Representative MacDonald
Title:	An Act To Eliminate the Requirement That a Community Raise 2 Mills for Education Purposes
Comment:	This bill would eliminate the requirement that a community raise a minimum of 2 mills for education purposes.
Closely	Related Leg Req: LR 2776 Representative MacDonald
LR: 2851	Sponsor: Representative Schatz
Title:	An Act To Allow Regional School Units To Be Organized as School Unions
Comment:	This bill would allow regional school units to be organized as school unions.
LR: 2864	Sponsor: Senator Plowman
Title:	An Act To Encourage the Education of All Maine Students
Comment:	This bill would provide that a regional school unit that requires a member school unit to send secondary students to the secondary school of that regional school unit must accept all the secondary students of that member school unit.
LR: 2867	Sponsor: Representative Makas
	An Act To Provide Education on Internet Safety
Comment:	This bill would require that schools in Maine provide education on Internet safety.
LR: 2943	Sponsor: Senator Raye
	Sponson senaror rage
Title:	An Act To Allow a Municipality To Withdraw from a School Administrative Unit in Order To Join a Regional School Unit
	An Act To Allow a Municipality To Withdraw from a School Administrative Unit in
Comment:	An Act To Allow a Municipality To Withdraw from a School Administrative Unit in Order To Join a Regional School Unit This bill would allow a municipality to withdraw from a school administrative unit in
Comment:	An Act To Allow a Municipality To Withdraw from a School Administrative Unit in Order To Join a Regional School Unit This bill would allow a municipality to withdraw from a school administrative unit in order to join a regional school unit.
Comment: Closely LR: 2967	An Act To Allow a Municipality To Withdraw from a School Administrative Unit in Order To Join a Regional School Unit This bill would allow a municipality to withdraw from a school administrative unit in order to join a regional school unit. Related Leg Req: LR 3010 Representative Miramant
Comment: Closely LR: 2967 Title: Comment:	An Act To Allow a Municipality To Withdraw from a School Administrative Unit in Order To Join a Regional School Unit This bill would allow a municipality to withdraw from a school administrative unit in order to join a regional school unit. Related Leg Req: LR 3010 Representative Miramant Sponsor: Senator Rosen, R. An Act To Enhance Flexibility for the Employment of Personnel in Regional School Units This bill would remove the provisions of Public Law 2007, chapter 240, Part XXXX that relate to employment contracts in school administrative units that join regional school units.
Comment: Closely LR: 2967 Title: Comment: Cl	An Act To Allow a Municipality To Withdraw from a School Administrative Unit in Order To Join a Regional School Unit This bill would allow a municipality to withdraw from a school administrative unit in order to join a regional school unit. Related Leg Req: LR 3010 Representative Miramant Sponsor: Senator Rosen, R. An Act To Enhance Flexibility for the Employment of Personnel in Regional School Units This bill would remove the provisions of Public Law 2007, chapter 240, Part XXXX that relate to employment contracts in school administrative units that join regional
Comment: Closely LR: 2967 Title: Comment: Cl Closely	An Act To Allow a Municipality To Withdraw from a School Administrative Unit in Order To Join a Regional School Unit This bill would allow a municipality to withdraw from a school administrative unit in order to join a regional school unit. Related Leg Req: LR 3010 Representative Miramant Sponsor: Senator Rosen, R. An Act To Enhance Flexibility for the Employment of Personnel in Regional School Units This bill would remove the provisions of Public Law 2007, chapter 240, Part XXXX that relate to employment contracts in school administrative units that join regional school units. osely Related CO: LD 1931
Comment: Closely LR: 2967 Title: Comment: Cl Closely	An Act To Allow a Municipality To Withdraw from a School Administrative Unit in Order To Join a Regional School Unit This bill would allow a municipality to withdraw from a school administrative unit in order to join a regional school unit. Related Leg Req: LR 3010 Representative Miramant Sponsor: Senator Rosen, R. An Act To Enhance Flexibility for the Employment of Personnel in Regional School Units This bill would remove the provisions of Public Law 2007, chapter 240, Part XXXX that relate to employment contracts in school administrative units that join regional school units. osely Related CO: LD 1931 Related Leg Req: LR 3319 Representative Lansley
Comment: Closely LR: 2967 Title: Comment: Closely Closely LR: 2979	An Act To Allow a Municipality To Withdraw from a School Administrative Unit in Order To Join a Regional School Unit This bill would allow a municipality to withdraw from a school administrative unit in order to join a regional school unit. Related Leg Req: LR 3010 Representative Miramant Sponsor: Senator Rosen, R. An Act To Enhance Flexibility for the Employment of Personnel in Regional School Units This bill would remove the provisions of Public Law 2007, chapter 240, Part XXXX that relate to employment contracts in school administrative units that join regional school units. osely Related CO: LD 1931 Related Leg Req: LR 3319 Representative Lansley Related Leg Req: LR 3326 Representative Faircloth

Education ar	Education and Cultural Affairs	
LR: 3031	Sponsor: Representative Percy	
Title:	An Act To Equalize the Tax Burden for Education across Municipalities of the Lower	
	Kennebec River Area	
Comment:	This bill would enact a mechanism to equalize the tax burden for education across municipalities authorized to regionalize in the lower Kennebec River area pursuant to Private and Special Law 2007, chapter 25. The bill would also authorize limiting choice for students from municipalities that join the regional school unit after the initial date of consolidation.	
Closely	Related Leg Req: LR 3121 Senator Benoit	
LR: 3041	Sponsor: Senator Rosen, R.	
Title:	An Act To Exempt Host Municipalities from Financial Obligations as a Result of Offering Secondary School Choice within Regional School Units	
Comment:	This bill would ensure that municipalities without secondary school choice are not financially obligated by a regional school unit for expenditures that are used to support student attendance at a high school other than the regional school unit's.	
Closely	Related Leg Req: LR 2881 Representative McFadden	
Closely	Related Leg Req: LR 2958 Representative MacDonald	
Closely	Related Leg Req: LR 3014 Representative Miramant	
Closely	Related Leg Req: LR 3046 Representative Webster	
Closely	Related Leg Req: LR 3159 Representative Lewin	
Closely	Related Leg Req: LR 3376 Representative Babbidge	
LR: 3059	Sponsor: Senator Hastings	
Title:	An Act To Clarify the Population Density Parameter under the Laws Governing School Administrative Unit Consolidation	
	This bill would specify that, for purposes of the law governing school administrative unit consolidation, a population density of less than 100 persons per square mile constitutes a justification for a proposed school unit's serving fewer than 2,500 students.	

Closely Related Leg Req: LR 2787 Representative Clark

Education and Cultural Affairs		
LR: 3062	Sponsor: Senator Mills, P.	
Title:	An Act To Facilitate the Formation of the Northwest Maine Regional School Unit	
Comment:	This bill would encourage the formation of a regional school unit in northwest Maine comprised of Maine School Administrative District No. 12, Maine School Administrative District No. 13, the Town of Greenville, the Town of Shirley, Pleasant Ridge Plantation, Dennistown Plantation, Kingsbury Plantation, the Town of Beaver Cove, the Town of Caratunk, the Forks Plantation, West Forks Plantation and portions of the unorganized territory, including Rockwood. The bill would provide that the reorganization plan prepared by the Reorganization Planning Committee may include a cost-sharing formula applicable both to required local contributions and additional local funds based on valuation, number of pupils or other factors, and may include other cost-sharing transition provisions as determined by the Reorganization Planning Committee. The bill would authorize the Commissioner of Education to approve a reorganization plan for the proposed Northwest Regional School Unit with less than 1,200 resident pupils on the basis of geography, demographics, transportation and population density, but subject to a plan to reorganize administrative functions and noninstructional personnel so that projected expenditures for system administration, transportation, special education and facilities and maintenance will not have an adverse impact on the instructional program.	

Closely Related Leg Req: LR 3153 Representative Pinkham Closely Related Leg Req: LR 3366 Senator Smith, D.

LR: 3116

Sponsor: Senator Smith, D.

Title: An Act To Repeal the School District Consolidation Laws Comment: This bill would repeal the school district consolidation laws.

Closely Related Leg Req: LR 2796 Representative Schatz Closely Related Leg Req: LR 2937 Senator Weston Closely Related Leg Req: LR 3162 Representative Eaton

Appealed Requests		
Education and Cultural Affairs		
LR: 3142	Sponsor: Senator Nass, R.	
Title:	An Act To Amend the School Funding Formula To Facilitate School District Consolidation	
Comment:	This bill would allow the Joint Standing Committee on Education and Cultural Affairs to look at the obstacles to consolidation, which include, but are not limited to, the cost of implementing consolidation to individual school administrative units. The committee is authorized to submit legislation that allows local school administrative units to develop cost-sharing agreements for regional school units to hold harmless districts that are penalized by the new consolidation and allow all partners to benefit from the cost reductions from consolidation.	
-	Related Leg Req: LR 2962 Representative Edgecomb	
Closely	Related Leg Req: LR 2983 Representative Walker	
Closely	Related Leg Req: LR 2996 Senator Bryant, B.	
Closely	Related Leg Req: LR 3005 Representative Hogan	
Closely	Related Leg Req: LR 3015 Representative Miramant	
Closely	Related Leg Req: LR 3032 Senator Turner	
Closely	Related Leg Req: LR 3104 Representative Hayes	
Closely	Related Leg Req: LR 3110 Senator Mitchell	
Closely	Related Leg Req: LR 3144 Representative Pingree	
Closely	Related Leg Req: LR 3145 Representative Pingree	
Closely	Related Leg Req: LR 3175 Representative Saviello	
Closely	Related Leg Req: LR 3219 Representative Connor	
Closely	Related Leg Req: LR 3223 Senator Hobbins	
LR: 3196	Sponsor: Senator Hastings	
	An Act To Establish the Transition Adjustment for Fiscal Year 2008-09	
	This bill would require the Commissioner of Education to establish the transition adjustment for fiscal year 2008-09 at the same level as the adjustment in fiscal year 2007-08.	
LR: 3326	Sponsor: Representative Faircloth	
	An Act To Clarify the Rights and Obligations of Regional School Units Concerning the Transfer and Subsequent Reassignment of Teachers and Other Employees	
	This bill would clarify the rights and obligations of regional school units concerning the reassignment of teachers and other employees of the regional school unit in the transitional period from the operational date of the regional school unit until the completion of negotiations for a collective bargaining agreement in which uniformity and consistency are achieved.	
	osely Related CO: LD 1931	
•	Related Leg Req: LR 2967 Senator Rosen, R.	
Closely	Related Leg Req: LR 3319 Representative Lansley	

LR: 3346	id Cultural Affairs Sponsor: Senator Brannigan
-	An Act To Require Teaching of Mental Health Awareness in Maine's Middle Schools
Comment:	This bill would require that mental health awareness be taught in all middle schools in Maine and would require the Department of Education to include the curriculum as prescribed by the National Institutes of Health's "The Science of Mental Illness" curriculum supplement series for grades 6 to 8 to enhance the understanding of mental illness from biological, psychological and environmental aspects in the classroom, making for healthier communities. It would assist children suffering from the disease, their peers, teachers and school staff, and families of those with the disease.
LR: 3355	Sponsor: Senator Smith, D.
Title:	An Act To Postpone the Effects and Implementation of the School District Consolidation Law for One Year
Comment:	This bill would postpone the effects and implementation of the school district consolidation law, suspend any funding of the law, halt meetings and suspend deadlines.
Closely	Related Leg Req: LR 2797 Representative Schatz
Closely	Related Leg Req: LR 2803 Representative Cebra
Closely	Related Leg Req: LR 3221 Representative Clark
Closely	Related Leg Req: LR 3246 Representative Pratt
LR: 3366 Title:	Sponsor: Senator Smith, D. An Act To Facilitate Formation of the Northwest Maine Regional School Unit
	This bill would encourage the formation of a regional school unit in northwest Maine comprised of School Administrative District No. 12, School Administrative District No. 13, the Town of Greenville, the Town of Shirley, Pleasant Ridge Plantation, Dennistown Plantation, Kingsbury Plantation, the Town of Beaver Cove, the Town of Caratunk, the Forks Plantation, West Forks Plantation and portions of the unorganized territory.
Closely	Related Leg Req: LR 3062 Senator Mills, P.
•	Related Leg Req: LR 3153 Representative Pinkham

Health and Human Services		
LR: 2823	Sponsor: Representative Tuttle	
Title:	An Act Regarding the Use of MaineCare Insurance during Catastrophic Illness	
Comment:	This bill would allow a person on disability to qualify for MaineCare insurance in the event of catastrophic illness.	
LR: 2837	Sponsor: Representative Craven	
	An Act To Encourage Access to Respite Care Services for Maine Families with Behavioral Health Needs	
Comment:	This bill would repeal the sliding fee scale for respite care services, which is based on ability to pay.	
LR: 2890	Sponsor: Speaker Cummings	
	An Act To Improve the Health of Maine Communities and Reduce Emergency Care Burdens	
Comment:	This bill would create pilot projects with community health centers in the State in order to work to improve the health of communities.	
LR: 2957	Sponsor: Representative Boland	
Title:	An Act To Inform Patients of Their Right To Decline To Be Vaccinated	
Comment:	This bill would require a health care provider to give written and oral notification to a patient who is to be vaccinated of the patient's right to decline to be vaccinated.	
LR: 2989	Sponsor: Senator Brannigan	
	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	
Comment:	This bill would establish a statewide consumer council in order to influence public policy and address community issues affecting the lives of consumers of mental health services.	
LR: 3008	Sponsor: Representative Saviello	
	Resolve, Directing the Department of Health and Human Services To Adopt Rules Governing the Use of Lakes by Licensed Child Care Facilities	
Comment:	This bill would require the Department of Health and Human Services to adopt rules governing the use of lakes by licensed child care facilities.	
LR: 3025	Sponsor: Representative Craven	
Title:	An Act To Enact the Homeless Youth Act of 2008	
Comment:	This bill would enact the Homeless Youth Act of 2008 to meet the emergency needs of homeless youth 12 to 21 years of age in the State by continuing to fund existing services and to create funding for more services.	

Health and I	Human Services
LR: 3249	Sponsor: President Edmonds
Title:	Resolve, To Require the Department of Health and Human Services To Promote Awareness of Parkinson's Disease
Comment:	This resolve would require the Department of Health and Human Services to design and implement a program to educate people about Parkinson's disease and how to respond to crisis situations for persons with Parkinson's disease. The education programs would be directed toward people who work in the fields of health care, emergency services, public transportation and crisis intervention.
LR: 3315	Sponsor: Representative Trinward
Title:	Resolve, To Study Community Child Care Alternatives
Comment:	This resolve would create a study commission to review the availability of community programming throughout Maine when public schools are not in session due to storm cancellations or school breaks. It will assess the need of working parents statewide who choose to stay home with their children in the event of a school cancellation or break and risk losing pay or shifts at work. Further, the study commission will make recommendations on how the Department of Education may support communities, children and working parents through the development of pilot

LR: 3363

Sponsor: Senator Mills, P.

Title: Resolve, To Establish a Statewide Protocol for the Early Detection and Treatment of Autism

programs for alternative activities for school-age children.

Comment: This bill would direct the Department of Education and the Department of Health and Human Services within their existing resources to establish a uniform statewide protocol for the screening of all children between 18 and 30 months of age for signs of autism. For each child who tests positive, this bill would implement through the 16 Child Development Services System sites guidelines jointly adopted by the Department of Education and the Department of Health and Human Services incorporating best practices as supported by evidence-based clinical trials.

Insurance an	d Financial Services		
LR: 2752	Sponsor: Representative Priest		
Title:	An Act To Protect Homeowners from Equity Stripping during Foreclosures		
Comment:	This bill would enact measures designed to protect homeowners from equity stripping during foreclosures.		
Closely	Related Leg Req: LR 2939 Speaker Cummings		
Closely	Related Leg Req: LR 2940 Speaker Cummings		
LR: 2815 Title:	Sponsor: Representative Miramant An Act To Provide Equity in Reimbursement for Health Care Services		
Comment:	This bill would prohibit insurance companies from distinguishing between preferred and nonpreferred health care providers and hospitals in order to prevent inequities in billing between insured individuals and insurance companies. The bill would provide the same relationship to insured individuals as that claimed by insurance companies with respect to health care providers and hospitals regarding terms of reimbursement.		
LR: 3306	Sponsor: Representative Savage, D.		
	An Act To Require Insurance Carriers To Pay a Minimum Amount for Emergency Treatment		
Comment:	This bill would require insurance carriers to pay at least 80% of the cost of emergency medical services rendered when an emergency occurs more than 100 miles from the residence of the insured patient.		
LR: 3368	Sponsor: Senator Sullivan		
	An Act To Amend the Insurance Scoring and Rerating Laws		
Comment:	This bill would provide an exemption to actions generated by insurers requesting		

rescoring.

	ries and Wildlife	
LR: 2779	Sponsor: Representative Watson	
Title:	An Act To Require Boating Safety Education	
Comment:	This bill would require mandatory boating safety education for all power boat operators in Maine.	
Closely	Related Leg Req: LR 2945 Representative Sykes	
Closely	Related Leg Req: LR 3309 Representative Bryant, M.	
LR: 2782	Sponsor: Representative Sykes	
Title:	An Act To Impose a Horsepower Restriction for Boat Motors on Long Lake and Brandy Pond	
Comment:	This bill would limit the horsepower of boat motors operated on Long Lake and Brandy Pond in the towns of Bridgton, Harrison and Naples in Cumberland County.	
Closely	Related Leg Req: LR 2998 Representative Pilon	
LR: 3058 Title:	Sponsor: Representative Thomas An Act To Amend the Law Governing the Superpack Hunting License	
Comment:	This bill would permit a hunter with a superpack license to shoot only one deer with a firearm. The hunter may, however, enter the any-deer lottery. Currently, a superpack licensee may take 2 deer, one buck and one antlerless, with an option of entry into the any-deer lottery.	
LR: 3312 Title:	Sponsor: Representative Wheeler An Act To Amend the Hunting Season for Ruffed Grouse	
Comment:	This bill would require the Department of Inland Fisheries and Wildlife to restrict the hunting season for ruffed grouse or partridge to the months of October and November.	
LR: 3325 Title:	Sponsor: Representative Bryant, M. 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	
Comment:	This bill would direct the Department of Inland Fisheries and Wildlife and the University of Maine to develop a methodology to reduce the population of deer ticks.	
LR: 3335	Sponsor: Representative Millett	
	An Act To Clarify the Filing Requirements for Certain Not-for-profit Whitewater Rafting Organizations	
Comment:	This bill would amend the filing requirements for noncommercial whitewater rafting organizations by having the initial filing limited to the requested information from the	

club's officers, directors and trustees, with a subsequent filing for all dues-paying members at the end of the rafting season each year, not later than December 31st.

Judiciary

LR: 2857 Title: An Act To Protect the Rights of Leaseholders Sponsor: Representative Clark

Comment: This bill would enact measures designed to protect the rights of leaseholders.

JR 217 Ruling Needed: LD 1576

LR: 2901

Sponsor: Representative Clark

Title: An Act To Grant Step-parents the Same Rights as Biological Parents

Comment: This bill would amend the law to grant step-parents the same rights held by biological parents with respect to decisions regarding a child, including decisions about medical treatment and education needs.

LR: 3180

Sponsor: Representative Mills, J.

- Title: An Act To Clarify the Definition of "Dumpster" as Used in the Maine Tort Claims Act
- Comment: This bill would clarify the definition of "dumpster" as used in the Maine Tort Claims Act.

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Legal and V	eterans Affairs
LR: 2739	Sponsor: Representative Miramant
Title:	An Act To Require That a Person Who Testifies before a Committee Must Be Sworn In
Comment:	This bill would require that anyone who testifies before a committee must be sworn in.
LR: 2807	Sponsor: Representative Canavan
Title:	An Act To Amend the Law Governing Membership on the Commission on Governmental Ethics and Election Practices
Comment:	This bill would change the way members of the Commission on Governmental Ethics and Election Practices are chosen to the way originally enacted in law. In addition, this bill would prohibit the officers, directors or members of the boards of organizations that lobby the Legislature, or affiliates of such organizations, from serving as members of the Commission on Governmental Ethics and Election Practices.
LR: 3001	Sponsor: Senator Benoit
Title:	Resolve, To Allow John Jorgenson To Sue the State
Comment:	This resolve would allow John Jorgenson, who was injured in a collision with a Department of Transportation vehicle, to sue the State and recover up to \$4,000,000 of any damages awarded by a jury.
LR: 3027	Sponsor: Representative Carter
	An Act To Establish a Combination Spirits License
Comment:	This bill would allow a general store that has less than \$150,000 per year in gross sales, that has less than 1,250 square feet of sales area and that is the only general store within a municipality to purchase a combination beer and wine license for \$300 plus applicable fees.
LR: 3147 Title:	An Act To Allow Direct-to-consumer Wine Sales
Comment:	This bill would allow direct-to-consumer sales of wine to state-registered buyers.
ID O	

JR 217 Ruling Needed: LD 143

Legal and	Veterans .	Affairs	
LR: 3361			

Sponsor: Senator Mills, P.

- Title: An Act To Authorize Low-stakes Cribbage Games at Charitable and Fraternal Organizations
- Comment: This bill would authorize nonprofit, charitable and fraternal organizations to administer cribbage games as games of chance by charging \$15 per evening for a maximum of 60 participants, as long as the total amount wagered for the evening does not exceed \$300. This bill would address the recent determination by the Department of Public Safety that cribbage games conducted by groups such as the American Legion and the Eagles Club, with low-stakes prizes for a license fee of \$15 are not in compliance with current state law.

Marine Resources				
LR: 3000	Sponsor: Representative Koffman			
Title:	An Act To Restore Maine's Status as a Premier Fishing Destination			
Comment:	his bill would restore Maine's former national reputation as a premier destination for erious anglers from around the world, and thereby strengthen Maine's outdoor purism-based economy, by improving visitors' fishing experiences through state sheries regulations and management measures.			
LR: 3030	Sponsor: Representative Gerzofsky			
Title:	An Act To More Quickly Reopen Clam Flats			
Comment:	This bill would give municipalities the option to hire private laboratories to engage in extra water sampling so that more shellfish growing areas can be analyzed and, if they are clean, utilized.			
LR: 3057	Sponsor: Senator Raye			
Title:	An Act To Give Municipalities Control of Mussels Located in Intertidal Zones			
Comment:	This bill would include mussels located in intertidal zones on the list of species that are under the control of municipalities.			
LR: 3263	Sponsor: Senator Damon			
Title:	An Act To Make Marine Resources Management More Responsive			
Comment:	This bill would change the rules that are adopted to limit the taking of a marine organism for the purpose of protecting another marine organism from major substantive to routine technical in order to allow the Department of Marine Resources to respond more effectively to fisheries management needs.			

Natural Res	Durces	
LR: 2750	Sponsor: Representative Makas	
Title:	An Act To Require Correct Labeling of Out-of-state Bypass Waste	
	This bill would require a restriction on the amount of out-of-state bypass waste brought into the State that can be eventually considered as Maine waste.	
Closely	V Related Leg Req: LR 2948 Representative Wagner	
LR: 2847 Title:	Sponsor: Representative Thomas An Act To Amend the Laws Governing Wetlands and Wildlife Habitats	
Comment:	his bill would reduce from 250 feet to 75 feet the setback requirements that apply to etlands and would eliminate the setback requirements that apply to forested etlands. This bill would also require that the least restrictive guidelines apply to anmade wetlands, and would require that, before an area may qualify as a wildlife abitat, it must be demonstrated that the area is inhabited by such wildlife.	
LR: 2884 Title:	Sponsor: Representative Perry, A. An Act To Clarify the Status of Household Pharmaceuticals Collected for Disposal	
Comment:	This bill would clarify that household pharmaceuticals collected for disposal pursuant to Public Law 2003, chapter 369 constitute "household waste" rather than "hazardous waste."	
LR: 2922	Sponsor: Representative Fletcher	
Title:	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	
Comment:	Under current law, rules adopted to implement the carbon dioxide cap-and-trade program of the Regional Greenhouse Gas Initiative Act of 2007 are designated as routine technical rules. This bill would change those rules from routine technical rules to major substantive rules.	
LR: 2985	Sponsor: Representative Thomas	
	An Act To Establish an Exemption from the Premium Imposed on Motor Vehicle Oil Changes	
Comment:	This bill would exempt oil changes performed by the owner of a motor vehicle from the premium imposed on motor vehicle oil changes.	
•	Related Leg Req: LR 3204 Representative Schatz Related Leg Req: LR 3367 Senator Smith, D.	
LR: 3048	Sponsor: Representative Webster	
	An Act To Protect Shellfish Waters and Shellfish Resources from Coastal Pollution	
	This bill would require that a failing septic system be repaired before the sale of a home.	

Natural Res	ources	
LR: 3051	S	ponsor: Representative Carter
Title:	An Act Regarding Off-road Diesel Fuel	
Comment:	This bill would permit users of off-road diesel fuel to receive upon purchase rather than as an annual tax refund. The bill w to show a certification document to sellers that verifies the fu amount of diesel equal to their previous year's consumption. then add dye to the tax-exempt fuel to ensure that the fuel is r purposes.	yould require purchasers el tax exemption for an The purchaser would
LR: 3125 Title:	Sp An Act Regarding Storm Water Standards for York's of Houl	oonsor: Representative Fischer ton
Comment:	This bill would require the Department of Environmental Pro particular storm water standard to York's of Houlton due to the of the project site. Under this bill, York's of Houlton would be other applicable standards.	e unique circumstances
LR: 3204	S	ponsor: Representative Schatz
Title:	An Act To Repeal the Premium Imposed on Motor Vehicle O	il Changes
Comment:	This bill would repeal the premium imposed last session on n changes.	notor vehicle oil
•	y Related Leg Req: LR 2985 Representative Thomas y Related Leg Req: LR 3367 Senator Smith, D.	
LR: 3207		nsor: Representative Koffman t Wildlife Habitat
	This bill would implement a fee on plastic grocery shopping l Customers who provide their own cloth bags would be given If the grocery store provided biodegradable, starch-based bag 10 cents of the fee. The balance would be forwarded to the D Environmental Protection for its waste management program.	bags of 20 cents each. a 20-cent credit per bag. s, the store could keep Department of
LR: 3254 Title:	An Act To Expand the Membership of the Juniper Ridge Lan Committee To Include a Member from Orono	Sponsor: Representative Cain dfill Advisory
Comment:	This bill would expand the membership of the Juniper Ridge Committee to include a member from Orono.	Landfill Advisory
LR: 3311	Spons	or: Representative Savage, D.
Title:	Resolve, To More Clearly Define Vernal Pools and What the Protection	Best Distances Are for
Comment:	This resolve would require that the Department of Environme propose a clearer definition of "vernal pool" and better scient accurate distances needed to protect the vernal pools.	

Natural Resources			
LR: 3367			Sponsor: Senator Smith, D.
Title:	An Act To Cap the	e Additiona	al Charge on All Motor Vehicle Oil Changes
Comment:	This bill would cap dollar per service.	p the additi	onal charge on all motor vehicle oil changes to one
Closely	Related Leg Req:	LR 2985	Representative Thomas
Closely	Related Leg Req:	LR 3204	Representative Schatz

State and Lo	ocal Government
LR: 2788	Sponsor: Senator Hastings
Title:	An Act To Amend the Informed Growth Act
Comment:	This bill would add an option for a municipality to waive the right to apply the provisions of the Informed Growth Act at any time by its legislative body. This bill would also require that if the legislative body is a town council or city council the vote must be approved by the citizens at a referendum.
Closely	y Related Leg Req: LR 2789 Senator Hastings
LR: 3063	Sponsor: Senator Martin
	An Act To Consolidate the Cultural Agencies To Promote Accountability and Citizen-centered Delivery of Services
Comment:	This bill would consolidate the cultural agencies to promote accountability and citizen-centered delivery of services.
LR: 3092	Sponsor: Senator Nass, R.
	An Act Relating to Access on Private Roads
Comment:	This bill would allow owners of property on a private way to meet to determine what improvements need to be made to bring the road to municipal standards.
Closely	Related Leg Req: LR 2737 Representative Knight
LR: 3097	Sponsor: Representative Haskell
Title:	An Act To Authorize Municipal Licensing Boards under the Liquor Laws
Comment:	This bill would authorize a municipality to enact an ordinance establishing a municipal licensing board to hear and decide applications for new or renewal liquor licenses and special permits for music, dancing and entertainment in facilities that have a liquor license. Prior to the enactment of an ordinance by a municipality's legislative body, the municipal officers must submit a written policy on liquor licensing for approval by the Department of Public Safety, Liquor Licensing and Compliance Division.
LR: 3100	Sponsor: Senator Brannigan
Title:	An Act To Clarify the Election of Municipal Charter Commission Members
Comment:	This bill would allow the election of municipal charter commission members no later than the next scheduled regular or special municipal or state election that is at least 90 days after a referendum authorizing a charter commission. The bill also would establish a method of determining the number of voter members on a charter commission.
LR: 3152	Sponsor: Representative Pinkham
	An Act To Authorize County Commissioners To Enact Ordinances To Provide Road Services and Maintenance
	This bill would specifically authorize the county commissioners of a county to enact an ordinance for the purposes of providing road services and maintenance. osely Related CO: LD 885

State and Local Government

LR: 3166 Sponsor: Representative Smith, N. Title: An Act To Ensure That State Policies Promote Sustainable Development To Enhance Communities, Reduce the Cost of Government and Achieve State Climate Goals Comment: This bill would require all state agencies and departments to identify all governing statutes and regulations to ensure that they promote compact, mixed-use development, reduce automobile dependence and are consistent with the State's greenhouse gas

reduction goals and the state climate action plan. The agencies would identify problem areas in the laws that discourage these goals and report to the 124th Legislature proposing legislation.

Taxation LR: 2770 Sponsor: Representative Marley Title: An Act To Repeal the Annual Indexing of the Fuel Tax Comment: This bill would repeal the annual adjustment of the fuel tax for inflation. JR 217 Ruling Needed: LD 89 LR: 2778 Sponsor: Senator Courtney Title: An Act To Provide Ongoing Funding for the Historic Preservation Tax Credit Comment: This bill would identify adequate funding sources for future historic preservation tax credits by earmarking tax revenues generated in renovating or refurbishing properties and structures that receive the historic preservation tax credit. This bill would provide that structures previously used as mills would qualify for funding from these tax revenues. JR 217 Ruling Needed: LD 1356 Closely Related CO: LD 262 Closely Related Leg Req: LR 3344 Representative Koffman Closely Related Leg Req: LR 3375 Representative Koffman LR: 2790 Sponsor: Representative Marley Title: An Act To Establish a Credit To Offset the Harbor Maintenance Tax Comment: This bill would provide a tax credit to offset the harbor maintenance tax that is imposed on Maine companies shipping their goods through Maine's ports. LR: 2795 Sponsor: Representative Pilon Title: An Act To Alter the Method of Calculating the Excise Tax on Automobiles Comment: This bill would alter the method of calculating the excise tax on automobiles. JR 217 Ruling Needed: LD's 79, 459, 558, 1460 and 1905 Closely Related Leg Req: LR 2774 Representative McDonough Closely Related Leg Req: LR 3053 Representative Savage, D. LR: 2914 **Sponsor: Representative Giles** Title: An Act To Establish the Wellness Tax Credit Comment: This bill would give a tax credit of \$100 per employee for a business that institutes a wellness program in the workplace.

LR: 2916

Sponsor: Senator Turner

Title: An Act To Provide a State Income Tax Credit to Dentists for Military Pensions

Comment: This bill would establish a state income tax credit for dentists collecting a military pension. The credit could be claimed only if: 1. The dentist continues to practice at least 1/2 time; and 2. The dentist accepts MaineCare patients.

Taxation		
LR: 2975	Sponsor: Representative Moore, G.	
Title: An Act To Exempt Commercial Logging Equipment f	rom the State Sales Tax	
Comment: This bill would exempt from the sales tax commercial	logging equipment.	
LR: 3053	Sponsor: Representative Savage, D.	
Title: An Act To Adjust the Excise Tax on Motor Vehicles	Sponsor, Representative Savage, D.	
-		
Comment: This bill would calculate the excise tax on motor vehic 90% of the manufacturer's suggested retail price, or "M MSRP.		
JR 217 Ruling Needed: LD's 79, 459, 558, 1460 and 1905		
Closely Related Leg Req: LR 2774 Representative McDong	bugh	
Closely Related Leg Req: LR 2795 Representative Pilon	5	
LR: 3054	Sponsor: Representative Savage, D.	
Title: An Act To Create a Sales-tax-free Weekend	Sponson Representative Surage, D.	
Comment: This bill would create a weekend for shopping that is s	sales-tax-free and is based on	
Massachusetts law.	sales-tax-free and is based off	
JR 217 Ruling Needed: LD 829		
Closely Related Leg Req: LR 2783 Representative Rosen, K	ζ.	
LR: 3055	Sponsor: Representative Savage, D.	
Title: An Act To Require the Purchaser To Pay All Property	Taxes	
Comment: This bill would require the purchaser to be solely response taxes on property.	onsible for paying the property	
Closely Related Leg Req: LR 2785 Representative Sirois		
Closely Related Leg Req: LR 2838 Representative Craven		
Closely Related Leg Req: LR 2841 Representative Bryant, I	M.	
Closely Related Leg Req: LR 2921 Representative Fletcher		
LR: 3112	Sponsor: Senator Raye	
Title: An Act To Address Taxation of Severance Pay		
Comment: This bill would provide an exemption from state incon	he tax for severance nav	
	ie un for severance pay.	
LR: 3168	Sponsor: Senator Smith, D.	
Title: An Act To Reduce Income Tax Rates	Sponsor: Senator Siniti, D.	
	the individual in a set	
Comment: This bill would phase in, over a 3-year period, a reduct rates.	tion in individual income tax	
JR 217 Ruling Needed: LD 1670		
Closely Related CO: LD 952		
Closely Related CO: LD 1582		
Closely Related CO: LD 1833		
Closely Related Leg Req: LR 3300 Representative Lansley		
Closely Related Leg Req: LR 3351 Representative Pingree		

Taxation	
LR: 3169	Sponsor: Senator Smith, D.
Title: An Act To Cre	ate Tax Equity for Working Spouses
	institute a flat 4.25% individual income tax on second wage earners a married joint return.
Windmills	Sponsor: Representative Jackson vide a Tax Credit for Businesses and Homeowners Who Build provide a tax credit to businesses and homeowners who build
Closely Related C	O: LD 349

LR: 3265

Sponsor: Representative Pendleton

Title: An Act To Reduce Municipal Property Taxes

Comment: This bill would require the State to reimburse municipalities for the portion of the taxes they have lost as a result of tax-exempt property. The State would create a classification system for tax-exempt property. Local town assessors would use the classification system to assess the value of tax-exempt property. The State would reimburse municipalities for the lost property taxes based on the new classification system.

Transportati	ion			
LR: 2737	Sponsor: Representative Knight			
Title:	An Act To Amend the Laws Pertaining to Road Associations			
Comment:	This bill would amend the laws pertaining to road associations by tying in the present law with the adoption of comprehensive bylaws so that all aspects of a road association may be dealt with. The bill would also amend the current law to allow people on public easements to form a road association. The bill would also require that road association assessments be based not only on property assessments but on use and property assessments, determined by a majority vote of the road association at a meeting.			
Closely	Related Leg Req: LR 3092 Senator Nass, R.			
LR: 2773	Sponsor: Representative Marley			
Title:	Resolve, Directing the Department of Transportation To Study the Corrosive Effects of Chemicals Used by the Department in Inclement Weather			
Comment:	This resolve would require the Department of Transportation to study the corrosive effect on vehicles and infrastructure of magnesium chloride used on roads.			
Closely	Related Leg Req: LR 2738 Representative Miramant			
Closely	Related Leg Req: LR 2793 Representative Weddell			
Closely	Related Leg Req: LR 3087 Representative Schatz			
LR: 2850	Sponsor: Representative Schatz			
Title:	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			
Comment:	This bill would allow law enforcement agencies to use devices on roads that indicate to a driver the driver's speed, take a picture of the driver's license plate and facilitate the issuance of a speeding ticket, if appropriate, in an effort to reduce the incidence of speeding, particularly on rural roads.			
LR: 2863	Sponsor: Senator Plowman			
Title:	Resolve, To Create a Commission To Study the Real Estate Holdings of the Department of Transportation			
Comment:	This resolve would create a commission to study the real estate holdings of the Department of Transportation. The commission would be charged with evaluating Department of Transportation locations and making recommendations regarding the sale or retention of real estate.			
LR: 2878	Sponsor: Representative Burns			
	An Act To Allow the Use of Municipal Equipment on Private Roads for Emergency Access			
	This bill would allow the voters in a town to authorize the use of the town's equipment and resources on private roads to ensure access by emergency service vehicles during an emergency as declared by the Governor.			
10 21	7 Puling Needed: J.D. 006			

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Transportat LR: 2888	tion Sponsor: Senator Damon		
Title:	An Act Regarding Axle Weight on Tri-axle Farm Trucks		
Comment:	This bill would expand the axle tolerance limit for tri-axle farm trucks to 64,000 pounds. The bill would not make any changes to the gross weight limit and is for tri-axle trucks with farm registrations only.		
LR: 2970	Sponsor: Representative Browne		
Title:	An Act To Designate Certain Rules of the Bureau of State Police as Major Substantive Rules		
Comment:	This bill would change the Department of Public Safety, Bureau of State Police rule-making authority designation regarding motor carrier safety to major substantive. Currently these rules are designated as routine technical rules.		
LR: 2978	Sponsor: Representative Wagner		
	Resolve, To Change the Name of the South Bridge between Lewiston and Auburn		
Comment:	This resolve would change the name of the South Bridge between Lewiston and Auburn.		
LR: 3117	Sponsor: Representative Cebra		
Title:	An Act To Require Municipal Reporting of Urban-Rural Initiative Program Funds Spending		
Comment:	This bill would require municipalities to report annually to the Department of Transportation on how Urban-Rural Initiative Program funds are spent by those municipalities.		
LR: 3118	Sponsor: Representative Cebra		
	An Act To Require Municipal Reporting Regarding Expenditures of Excise Tax Revenue for Road Projects		
Comment:	This bill would require municipalities to report annually to the Department of Transportation regarding those road projects that were funded with excise tax revenue.		
LR: 3151	Sponsor: Senator Nutting, J.		
	An Act To Prohibit Bicyclists from Passing Stopped School Buses		
Comment:	This bill would make it illegal for a bicyclist to pass a stopped school bus that has its flashers on and would provide the same penalties for infractions as those prescribed for motor vehicles.		
LR: 3252 Title:	Sponsor: Representative Cleary An Act To Reward Environmentally Efficient Tractor-trailer Trucks		
	This bill would allow tractor-trailer trucks to haul an additional 400 pounds if those trucks are environmentally efficient according to federal standards.		

Transportation LR: 3371

Title: An Act To Make Maine Turnpike Tolls More Equitable

Sponsor: Representative Chase

Comment: This bill would change the method of determining the tolls charged to a commuter pass on the Maine Turnpike by basing the toll on the average toll cost per mile of the turnpike. One cent of the toll would go to those municipalities in which or near which a toll barrier is located.

Closely Related Leg Req: LR 3209 Representative Marley

Utilities and Energy				
LR: 2845	Sponsor: Representative Walker			
Title:	An Act To Establish the Maine Nuclear Power Council			
Comment:	This bill would establish the Maine Nuclear Power Council to explore the need for carbon-free alternatives for power generation such as nuclear power in the State to lessen the State's dependency on foreign oil and natural gas sources. The council would also facilitate the planning for, locating of and study of the environmental impacts for the construction of a nuclear power facility and coordinate and expedite compliance with appropriate federal requirements.			
Closely Related Leg Req: LR 3018 Representative Jacobsen				
LR: 2902	Sponsor: Senator Bartlett			
Title:	An Act To Promote Home Energy Conservation			
Comment:	This bill would authorize Efficiency Maine to provide grants to be used to increase the efficiency of home heating.			
LR: 2919 Title:	Sponsor: Representative Fletcher An Act Regarding Private Line Construction			
Comment:	This bill would clarify that electric utilities must provide a detailed quote that includes all costs to each residential, commercial or industrial customer to build a line extension, rather than relying on per-foot average pricing.			
LR: 3124 Title:	Sponsor: Representative Robinson An Act To Ensure Digital Telephone Access in Rural Areas			

Comment: This bill would ensure digital telephone access in rural areas.

Closely Related CO: LD 305

Total number of appealed requests: 134

Report: APPBYSUB

PART 9

AGRICULTURE, CONSERVATION AND FORESTRY

LR: 2754 Sponsor: Representative Pratt

Date Accepted: 10/25/07

An Act To Ensure Ethical and Humane Dog Breeding in the State

SUMMARY

This bill would enact measures designed to address the inhumane breeding standards of so-called "puppy mills" in the State. This bill would outlaw the most egregious dog breeding practices and would establish a Maine humane dog breeding standard.

LR: 2832 Sponsor: Senator Martin

Date Accepted: 10/25/07

An Act To Amend the Laws Governing Agricultural Marketing and Bargaining

SUMMARY

This bill would amend the laws governing agricultural marketing and bargaining.

LR: 3197 Sponsor: Senator Weston An Act To Reduce Wild Blueberry Theft Date Accepted: 10/25/07

SUMMARY

This bill would increase the penalties for violation of the laws regarding transportation and receipt of wild blueberries. The bill would also clarify the law regarding issuance of permits for transportation of wild blueberries.

APPROPRIATIONS AND FINANCIAL AFFAIRS

LR: 3139 Sponsor: Representative Perry, A. Date Accepted: 10/25/07

An Act To Implement a Consent Judgment Regarding Oxycontin Abuse

SUMMARY

This bill would require the Treasurer of State to transfer funds received from a consent judgment in the amount of \$719,000 to the Department of Health and Human Services, Office of Substance Abuse for the purpose of funding prescription drug abuse prevention programs which the funds are intended for in the consent judgment.

LR: 3154 Sponsor: Representative Connor An Act To Fund the Children's Immunization Program

Date Accepted: 10/25/07

SUMMARY

This bill would provide funding for the children's immunization program so that the program can provide vaccines to children according to guidelines established by the federal Department of Health and Human Services, Centers for Disease Control and Prevention.

LR: 3205 Sponsor: Senator Raye

An Act To Provide for the Construction of a Warehouse in Eastport

SUMMARY

This bill would provide \$1,200,000 to the Department of Transportation for the construction of a warehouse at the port of Eastport.

LR: 3262 Sponsor: President Edmonds I An Act To Ensure Continued Operation of the Poison Hotline

Date Accepted: 10/25/07

Date Accepted: 10/25/07

SUMMARY

This bill would appropriate funds to the Department of Health and Human Services for a grant to the Northern New England Poison Center to continue operation of the poison hotline. The amount of the appropriation would be \$170,000 in fiscal year 2008 and \$680,000 in fiscal year 2009.

BUSINESS, RESEARCH AND ECONOMIC DEVELOPMENT

LR: 2746 Sponsor: Representative Conover Date Accepted: 10/25/07

An Act To Ensure That Children's Toys and Products Are Free of Lead

SUMMARY

This bill would direct the Maine Center for Disease Control and Prevention to use a portion of the funds in the lead poisoning prevention fund to test products that are customarily used by children for lead.

LR: 2875 Sponsor: Representative McFadden

Date Accepted: 10/25/07

An Act To Require That Sellers of Scrap Metal Provide Identification

SUMMARY

This bill would require that sellers of scrap metal provide identification in an effort to prevent the rising theft of copper and other increasingly expensive metals.

LR: 2877 Sponsor: Representative Pingree

Date Accepted: 10/25/07

An Act To Protect Children's Health and the Environment from Toxic Chemicals in Toys and Children's Products

SUMMARY

This bill would create a system for identifying, testing and listing known dangerous chemicals in products sold in the State that are intended for children.

LR: 2883 Sponsor: Representative Perry, A.

Date Accepted: 10/25/07

An Act To Clarify the Licensure of Advanced Practice Registered Nurses

SUMMARY

This bill would change the language providing for authority to practice as an advanced practice registered nurse. Under the bill, licensure would be a one-step process rather than the two-step process currently in place.

LR: 3003 Sponsor: Senator Mitchell

Date Accepted: 10/25/07 An Act To Create the York County Regional Development Authority

SUMMARY

This bill would create a regional development authority that would have as its eligible members any municipalities located within York County that vote, pursuant to procedures specified in the laws creating the authority, to become members of that authority. The regional development authority would have broad authority to engage in activities to promote, facilitate and conduct economic development through the creating of jobs, educational programs, workforce housing and other related activities that would all take place through a coordinated, cooperative regional effort among members of the regional development authority.

LR: 3149 Sponsor: Senator Bromley

Date Accepted: 10/25/07

An Act To Strengthen the Maine Small Business and Entrepreneurship Commission

SUMMARY

This bill would improve the functioning of the Maine Small Business and Entrepreneurship Commission by enhancing members' terms and appointments and increasing the duties of the commission.

LR: 3280 Sponsor: Representative Koffman

Date Accepted: 10/25/07

An Act To Clarify the Enforcement Authority of the Board of Underground Storage Tank Installers in Addressing Uncertified Practices

SUMMARY

This bill would amend the law governing certification of underground oil storage tank installers by the Board of Underground Storage Tank Installers. It would give the board authority, consistent with the authority enjoyed by other state boards and commissions under the Maine Revised Statutes, Title 10, section 8003-C, to pursue disciplinary action for uncertified practice.

LR: 3320 Sponsor: Senator Mitchell

Date Accepted: 10/25/07

An Act To Advance the Maine Economy

SUMMARY

This bill would implement specific programs to attract, retain and expand business opportunities in the State through the creation of a Maine expansion fund; development of an advanced entrepreneurial training program; streamlining environmental permitting at the state and local levels; development of the Maine Green Energy Investment Fund, to be similar to the Massachusetts Green Energy Fund; better alignment of Maine's business development network with the State's potential economic growth areas; and enhancing connections between Maine's industry needs and workforce development programs, including the community college system and university system.

LR: 3328 Sponsor: Representative Eaton

Date Accepted: 10/25/07

An Act To Require Large Retailers To Disclose the State's Implied Warranty Law to Customers SUMMARY

This bill would require large retailers to disclose the State's implied warranty law to customers.

CRIMINAL JUSTICE AND PUBLIC SAFETY

LR: 2744 Sponsor: Representative Gerzofsky

An Act Regarding the Sale of Firearms to Minors

Date Accepted: 10/25/07

SUMMARY

This bill would prohibit the sale of a firearm to a person 16 years of age or older and under 18 years of age. It provides an exception for a sale by a parent, foster parent or guardian or a sale approved by a parent, foster parent or guardian.

LR: 2846 Sponsor: Representative Gerzofsky Date Accepted: 10/25/07 An Act To Reduce Property Taxes, Eliminate Duplication and Streamline Government by Unifying the State Prisons and County Jails

SUMMARY

This bill would merge the county jails and state prisons under one unified state agency.

LR: 2848 Sponsor: Representative Hill Date Accepted: 10/25/07 An Act To Strengthen the Crime of Visual Sexual Aggression against a Child

SUMMARY

This bill would strengthen the crime of visual sexual aggression against a child by adding to the crime exposure made in a public place as well as a private place. This bill will close a loophole that prohibited prosecution of a person who exposed that person's self to a child in a public place.

LR: 2952 Sponsor: Representative Crockett

Date Accepted: 10/25/07 An Act To Better Coordinate and Reduce the Cost of the Delivery of State and County Correctional Services

SUMMARY

This bill would establish the Joint State-County Corrections Authority, which would be empowered to do the following: 1. Direct the management of the inmate populations of the county and state corrections facilities and programs as necessary to achieve maximum utilization of existing resources, consistent with best correctional practices and public safety; 2. Oversee the transport of inmates by county and state correctional facilities in order to reduce the overall cost of inmate transport in the State, consistent with the interests of security, other governmental agencies, including the courts, and the needs of the inmates; 3. Ensure that the counties and the State maximize the use of alternatives to incarceration, consistent with best correctional practices and the protection of public safety; 4. Review and approve all requests for construction of new or expanded county or state correctional facilities through a certificate of need process; and 5. Conduct inspections of and to accredit county and state correctional facilities.

LR: 3052 Sponsor: Representative Carter

Date Accepted: 10/25/07

An Act To Establish a Bracelet Monitoring Program for Persons Convicted of Minor Crimes

SUMMARY

This bill would create a state bracelet program similar to the one now in the counties. The state program would also be able to accept qualified inmates from county jails that do not live in the county where incarcerated.

An Act To Exempt Certain Facilities from Life Safety Code Sprinkler Requirements

LR: 3229 Sponsor: Senator Martin

Date Accepted: 10/25/07

		SUMMARY			
	This bill would grandfather existing facilities from the sprinkler requirement of the National Fire				
	Protect	tion Association Life Safety Code.			
LR	3237 An Act	Sponsor: President Edmonds t To Strengthen Criminal Laws against Domestic Viol SUMMARY	Date Accepted: 10/25/07 ence		
This bill would amend Public Law 2007, chapter 436 to implement the intent of the proponents would ensure that instances of domestic violence that occurred before the effective date of the considered when determining whether an assault or other violence that occurs after the effective of a course of conduct that justifies a higher criminal penalty.					
LR		Sponsor: Representative Cleary t To Allow Community Service in Lieu of Fines SUMMARY	Date Accepted: 10/25/07		
	This bi require	ill would allow the court to order a person who fails to ement.	pay a fine to complete a community service		
LR:		Sponsor: Representative Berry	Date Accepted: 10/25/07		
An Act To Prevent the Theft and Recycling of Certain Metals SUMMARY					
		ill would require scrap dealers to authenticate that cop n for processing are not stolen property.	per, beer kegs or catalytic converters brought		
LR:		Sponsor: Representative Tardy	Date Accepted: 10/25/07		
	An Act To Allow Limited Charitable Solicitations by Law Enforcement Associations SUMMARY				
		ill would allow limited charitable solicitations by law ophic illness, injury or event suffered by a law enforce			
LR:		Sponsor: Representative Perry, A. t To Provide Support for At-risk Children SUMMARY	Date Accepted: 10/25/07		
		ill would create a program within the juvenile court sy ent of at-risk youth.	stem to address punishment and proactive		

EDUCATION AND CULTURAL AFFAIRS

LR: 2829 Sponsor: Senator Mitchell

Date Accepted: 10/25/07

An Act To Fully Fund School Breakfast from Kindergarten to Grade 12

SUMMARY

This bill would require that all public schools from kindergarten to grade 12 have a full school breakfast program, and provides funding for the program.

LR: 2870 Sponsor: Representative Simpson An Act To Protect Student Athletes Date Accepted: 10/25/07

SUMMARY

This bill would require certain safety precautions and training for extracurricular activities, including prohibiting the return of a student to a practice or competition during which the student became unconscious.

LR: 2911 Sponsor: Representative Eberle

Date Accepted: 10/25/07

Resolve, Authorizing the President of the Maine Community College System To Sell Two Parcels of Real Property in South Portland

SUMMARY

This bill would authorize the Maine Community College System to sell two parcels of land in South Portland "as is," with no representations of warranties, by quit claim deed without covenant.

LR: 2912 Sponsor: Representative Jackson

Date Accepted: 10/25/07

An Act Regarding Educational Testing and Evaluations

SUMMARY

This bill would provide that the deadline of 60 days in which to conduct an education evaluation applies to school days only and removes weekend days and school vacation days from the calculation of the deadline.

LR: 2925 Sponsor: Representative Treat

Date Accepted: 10/25/07

An Act To Expand Access to Foreign Language Instruction in State Schools

SUMMARY

This bill would assist teachers of modern and classical languages whose primary language is not English to retain certification while receiving support to pass the required Praxis test. It would establish alternative standards for certification while maintaining high standards and meeting the requirements of the federal No Child Left Behind Act of 2001.

LR: 2930 Sponsor: Representative Connor

Date Accepted: 10/25/07

An Act To Provide Degree-granting Authority to the Landing School of Boatbuilding and Design SUMMARY

This bill would give the Landing School of Boatbuilding and Design the authority to grant degrees.

LR: 2949 Sponsor: Representative Finch Date Accepted: 10/25/07 An Act Regarding the Application of Term Limits for the State Board of Education SUMMARY

This bill provides that term limits for members of the State Board of Education apply to current members as well as future appointees and that, if a person is appointed to fill a vacancy on the board and serves more than 1/2 of an unexpired term, that service counts as one term for the application of term limits.

LR: 3093 Sponsor: Senator Weston Date Accepted: 10/25/07 An Act To Use Valid Risk and Preventive Factors for Youth Programs SUMMARY This bill would require the State, in its biannual survey of students, to use the "Committees That Care" survey recommended by the United States Department of Health and Human Services, Substance Abuse and Mental Health Services Administration. LR: 3133 Sponsor: Representative Flood Date Accepted: 10/25/07 An Act To Provide Parents of Special Needs Children Access to Ombudsman Services **SUMMARY** This bill would provide funding for ombudsman services in the Department of Education and require school systems to provide notice to parents of special needs children of the availability of such services. Date Accepted: 10/25/07 **LR: 3140** Sponsor: Representative Treat Resolve, To Reimburse School Administrative District No. 11 for the State Share of Retirement Contributions Paid in Error **SUMMARY**

This resolve would authorize and direct the Commissioner of Education to make a state subsidy adjustment to School Administrative District No. 11 for contributions to the Maine Public Employees Retirement System that should have been paid by the department from state funds, but which were instead paid in error by School Administrative District No. 11 from local funds.

LR: 3150 Sponsor: Senator Bowman Date Accepted: 10/25/07 An Act To Improve the Compliance and Accountability of the Child Development Services System **SUMMARY**

This bill would require more frequent and more detailed reporting by the Department of Education regarding Child Development Services System sites that are either not in compliance with state law or are under state governance.

Date Accepted: 10/25/07 **LR: 3331** Sponsor: Representative Rector An Act To Ensure Support for a Model of Consolidated and Integrated Secondary and Postsecondary Education

SUMMARY

This bill would direct the Department of Education to select a model school unit and provide support and an assurance of funding so that the unit can serve as a model of consolidated and integrated secondary and postsecondary education to other districts throughout the State.

Date Accepted: 10/25/07

An Act To Increase the State Subsidy for Adult Education within the Department of Education **SUMMARY**

This bill would increase the state subsidy for adult education within the Department of Education.

LR: 2968 Sponsor: Representative Crockett

HEALTH AND HUMAN SERVICES

LR: 2781 Sponsor: Representative Duprey An Act To Protect Children

Date Accepted: 10/25/07

SUMMARY

This bill would prohibit smoking in vehicles in which children under 18 years of age are present.

LR: 2792 Sponsor: Representative Richardson, W. Date Accepted: 10/25/07 Resolve, To Establish a Reporting Method of the Statistics of Diseases SUMMARY

This bill would require that the Department of Health and Human Services, Maine Center for Disease Control and Prevention establish a reporting method of the numbers of diseases or illnesses acquired in hospitals in the State compared to the total percentage of patients treated in the hospital to help consumers make better decisions for patient health care.

LR: 2813 Sponsor: Senator Brannigan Date Accepted: 10/25/07 An Act To Repeal the Ban on the Sale and Furnishing of Hard Snuff

SUMMARY

This bill would repeal the prohibition on the sale, furnishing or gifting of hard snuff.

LR: 2917 Sponsor: Representative Crockett

Date Accepted: 10/25/07 An Act To Prohibit Hospitals from Charging for Treatment To Correct Medical Mistakes **SUMMARY**

This bill would prohibit hospitals from charging for care to correct medical mistakes, such as leaving an instrument in a patient or operating on the wrong body part.

LR: 2965 Sponsor: Representative Blanchette An Act To Protect Children from Secondhand Smoke Date Accepted: 10/25/07

SUMMARY

This bill would prohibit a person from smoking in a motor vehicle if there is a minor present.

LR: 2994 Sponsor: Senator Bryant, B. Date Accepted: 10/25/07 An Act To Expand the Case Definition of Lyme Disease for Purposes of Compiling the Annual Lyme Disease Surveillance Report

SUMMARY

This bill would direct the Department of Health and Human Services, Maine Center for Disease Control and Prevention to expand the case definition of Lyme disease for purposes of compiling the annual Lyme disease surveillance report.

LR: 3102 Sponsor: Speaker Cummings Date Accepted: 10/25/07 An Act To Inform Consumers of, and Protect Children from, Hazardous Lead-based Paint SUMMARY

This bill would enact measures to increase child safety by reducing exposure to lead-based paint in residential properties and by imposing lead poisoning prevention fees on manufacturers and wholesalers of paint sold in the State. Money from the fees would support activities for lead hazard prevention.

LR: 3215 Sponsor: Senator Martin

An Act Relating to the Office of Substance Abuse

SUMMARY

This bill would elevate the Office of Substance Abuse to a cabinet-level agency in order to address the substance abuse problem in this State. This cabinet-level agency would address the cost of substance abuse in this State and the effects of substance abuse on health care costs, workers' compensation, economic development and the reputation of the Maine workforce. This bill would allow the State to coordinate statewide substance abuse and addiction policies at a high level.

LR: 3220 Sponsor: Representative Connor

An Act To Protect Children from Lead Poisoning SUMMARY

This bill would expand the Lead Poisoning Control Act by requiring that all physicians screen children under 6 years of age at designated intervals and by requiring kindergartens to obtain evidence of screening for lead poisoning for every child.

LR: 3231 Sponsor: Senator Diamond

An Act To Ensure Access to Necessary Health Care Services in Maine

SUMMARY

This bill would eliminate the capital investment fund, which is a cap limiting the amount of capital spending that hospitals and physicians may make for health care projects that are subject to the certificate of need law.

LR: 3293 Sponsor: Representative Miller Date Accepted: 10/25/07 An Act To Allow the Administration of Emergency Medication to Children by Municipal Employees **SUMMARY**

Similar to the law that allows school personnel to administer epinephrine, this bill would allow trained municipal employees to administer epinephrine to children using "epi-pens" in the event of an emergency.

LR: 3299 Sponsor: Representative Campbell Date Accepted: 10/25/07 An Act To Preserve Access to Assisted Living Services for Maine's Elderly and Disabled Citizens SUMMARY

This bill would preserve access to assisted living services for elderly and disabled citizens by amending MaineCare rules for reimbursement and adjusting MaineCare reimbursement rates as they relate to assisted living services.

LR: 3316 Sponsor: Representative Bryant, M. Date Accepted: 10/25/07

Resolve, To Require the Department of Health and Human Services To Provide Appropriate Cost-of-living Adjustments for Certain Medical and Remedial Private Nonmedical Institutions SUMMARY

This bill would require the Department of Health and Human Services to amend its principles of reimbursement for certain residential care facilities and certain medical and remedial private nonmedical institutions to provide these facilities with a 2% cost-of-living adjustment in fiscal year 2008-09.

Date Accepted: 10/25/07

Date Accepted: 10/25/07

Date Accepted: 10/25/07

LR: 3327 Sponsor: Representative Strang Burgess Date Accepted: 10/25/07 An Act To Prevent and Treat Cancer in Maine by Implementing Critical Portions of the Comprehensive Cancer Program

SUMMARY

This bill would provide an ongoing General Fund appropriation for a comprehensive cancer screening, detection and prevention program. The program would be funded by equalizing taxes on loose, or "roll your own," tobacco and the price of prerolled cigarettes. This bill would require all tobacco products other than cigarettes to be taxed at the rate of \$1 per ounce.

LR: 3342 Sponsor: Representative Craven

Date Accepted: 10/25/07 Resolve, To Create a Blue Ribbon Commission To Study Long-Term Home-based Care **SUMMARY**

This bill would establish a blue ribbon commission on the future of long-term home-based and community-based care to examine and make recommendations on the development of choices to meet unmet needs and financing options to ensure access and affordability.

LR: 3378 Sponsor: Representative Mills, J. Date Accepted: 10/25/07 An Act To Avoid the Expense of Unnecessary Medical Facility Inspections

SUMMARY

This bill would clarify that state inspections of medical facilities and survey visits are not called for unless there is a documented complaint regarding a specific problem.

INSURANCE AND FINANCIAL SERVICES

LR: 2805 Sponsor: Representative Mazurek Date Accepted: 10/25/07 An Act Relating to Insurance Coverage for Colorectal Cancer Early Detection **SUMMARY**

This bill would require all health insurance policies, contracts and certificates to provide coverage for colorectal cancer screening tests.

LR: 2889 Sponsor: Speaker Cummings Resolve, Directing the Bureau of Financial Institutions To Study the Impact of Identity Theft and Data

Security Breaches in the State **SUMMARY**

This resolve would direct the Department of Professional and Financial Regulation, Bureau of Financial Institutions to study the effect of data security breaches on Maine consumers, financial institutions and credit unions, including the damages suffered as a result of these breaches, and to report its findings and recommendations to the Legislature no later than February 1, 2009.

LR: 2940 Sponsor: Speaker Cummings

Date Accepted: 10/25/07 An Act To Prevent Home Foreclosures and Provide Consumer Assistance

SUMMARY

This bill would provide consumer counseling services and free legal service resources for consumers caught in the subprime predatory lending boom.

LR: 3105 Sponsor: Representative Barstow Date Accepted: 10/25/07 An Act To Clarify the Laws Governing the Extension of Health Care Coverage to Dependents SUMMARY

This bill would amend the law enacted last session that extended health insurance coverage for dependent children up to 25 years of age by clarifying definitions and eligibility for dependent children up to 25 years of age.

LR: 3217 Sponsor: Representative Brautigam An Act To Protect Life Insurance Consumers

SUMMARY

This bill would amend Maine's law on viatical settlements to be consistent with the recently adopted National Association of Insurance Commissioners Viatical Settlements Model Act by seeking a limited 5-year moratorium on certain life insurance settlements and requiring more robust disclosure requirements to policy owners.

LR: 3302 Sponsor: Representative Brautigam Date Accepted: 10/25/07 An Act To Ensure Stability and Affordability within the Health Insurance Market **SUMMARY**

This bill would merge the individual and small group health insurance markets and would establish a reinsurance model designed to offset any increases in rates for small business that result from the merger of markets.

Date Accepted: 10/25/07

Date Accepted: 10/25/07

INLAND FISHERIES AND WILDLIFE

LR: 2769 Sponsor: Representative Driscoll

Date Accepted: 10/25/07

An Act To Allow Online Registration of Watercraft

SUMMARY

This bill would require the Department of Inland Fisheries and Wildlife to allow Maine residents to register their watercraft online.

LR: 2934 Sponsor: Senator Martin An Act To Amend the Provisions for All-terrain Vehicles Date Accepted: 10/25/07

SUMMARY

This bill would allow a landowner to decide who can cross the landowner's property with an all-terrain vehicle and still continue to receive the protection of the State.

LR: 2946 Sponsor: Representative Sykes An Act To Enact Guidelines for Operating a Boat Date Accepted: 10/25/07

Date Accepted: 10/25/07

Date Accepted: 10/25/07

SUMMARY

This bill would require the same guidelines for operating personal watercraft when operating all motorboats.

LR: 3050 Sponsor: Representative Carter

Resolve, To Build a Public Dock on Mooselookmeguntic Lake SUMMARY

This resolve would direct the Department of Inland Fisheries and Wildlife to study the feasibility of building a dock for public use and summer rentals on Mooselookmeguntic Lake at the Toothaker Landing site to restore public access to the lake now that the current dock has been privately purchased.

LR: 3056 Sponsor: Representative Jackson

An Act To Allow Certain Assistance to Bear Hunters

SUMMARY

This bill would allow certain assistance to bear hunters.

LR: 3135 Sponsor: Representative Flood

Date Accepted: 10/25/07 An Act To Clarify the Application of Protections under Significant Wildlife Habitats Pertaining to Nonmetallic Mining Activities

SUMMARY

This bill would clarify that the law that offers new protections to significant wildlife habitat does not apply to nonmetallic mineral mining activities that were permitted or otherwise authorized by the State prior to the effective date of the law.

LR: 3238 Sponsor: Representative Pratt

Date Accepted: 10/25/07

An Act To Amend the Whitewater Rafting Allocation System

SUMMARY

This bill would prohibit the Department of Inland Fisheries and Wildlife from removing, revoking or suspending allocations from a whitewater rafting outfitter for any reason other than to protect public safety or for continued or serious violation of the outfitter's license. The department could not remove, revoke or suspend allocations for what it determines to be the failure of the outfitter to continue using its allocations productively or for other subjective reasons.

JUDICIARY

LR: 2898 Sponsor: Senator Sullivan

Date Accepted: 10/25/07

Date Accepted: 10/25/07

Date Accepted: 10/25/07

Date Accepted: 10/25/07

An Act To Prevent Domestic Violence and Protect Our Citizens

SUMMARY

This bill would enact measures designed to prevent domestic violence and to protect the citizens of the State, including establishing county domestic violence advocacy offices, the funding of attorney services for victims of domestic violence, increased funding for safe houses and crisis assistance, the establishment of a statewide registry of perpetrators and the creation of a task force to undertake a comprehensive review of the criminal code related to domestic violence.

LR: 2986 Sponsor: Senator Hobbins

An Act To Correct the Uniform Limited Partnership Act of 2007

SUMMARY

This bill would correct a gap in the Uniform Limited Partnership Act of 2007 inadvertently created by Public Law 2005, chapter 543. Current law is ambiguous with regard to what law applies to existing limited partnerships that do not elect to be covered by the new law before July 1, 2008.

LR: 3136 Sponsor: Representative Cleary Date Accepted: 10/25/07 An Act To Assist Distressed Businesses Organized as Limited Liability Companies

SUMMARY

This bill would allow a limited liability company, upon filing with the Secretary of State, to be excused from further filings with the Secretary of State as long as the company does not transact any business.

LR: 3202 Sponsor: Senator Nutting, J.

An Act To Clarify the Qualifications of Mental Health Examiners

SUMMARY

This bill would add nurse practitioners, advanced practice nurses and physician assistants to the list of medical personnel authorized to conduct involuntary commitment examinations.

LR: 3248 Sponsor: Representative Berry

An Act To Create a Mental Health Homicide Review Board **SUMMARY**

This bill would create a mental health homicide review board in conjunction with the Attorney General's office similar to the domestic violence review board that currently exists.

LR: 3281 Sponsor: Representative Dill

Date Accepted: 10/25/07 An Act To Prohibit Discrimination Based on Familial Status and Responsibilities

SUMMARY

This bill would amend the Maine Human Rights Act to prohibit employment discrimination based on marital status, parental status and family responsibilities.

LR: 3297 Sponsor: Representative Hinck An Act To Shield Journalists' Confidential Sources Date Accepted: 10/25/07

SUMMARY This bill would protect a journalist's confidential sources. Under certain circumstances, a court may compel the disclosure of the identity of a source.

LABOR

LR: 2761 Sponsor: Representative Tuttle Date Accepted: 10/25/07

An Act To Amend the Family Medical Leave Laws To Include Siblings

SUMMARY

This bill would allow an employee to take family medical leave for a sibling with a serious health condition.

LR: 2843 Sponsor: Speaker Cummings

Date Accepted: 10/25/07

An Act To Ensure Family Child Care Providers the Freedom To Jointly Negotiate with the State SUMMARY

This bill would enable family child care providers, including state-certified home day care providers and legal, unlicensed providers who participate in the State's child care subsidy programs for low-income families, to jointly negotiate with the State concerning the provision of quality child care services. It would establish procedures for a fair election and certification of an exclusive representative to participate on the providers' behalf in these negotiations and provide for the conduct and subjects of negotiations. It would help to ensure that providers are not restricted from engaging in joint activities to improve access to and the delivery of quality child care services.

LR: 2942 Sponsor: Speaker Cummings

An Act To Improve the Elections Process under the Maine Labor Relations Board Laws SUMMARY

This bill would amend the Maine Labor Relations Board laws to change the timing of elections.

LR: 3094 Sponsor: Senator Benoit

Date Accepted: 10/25/07

Date Accepted: 10/25/07

An Act To Allow Changes to Beneficiaries under the Maine Public Employees Retirement System SUMMARY

This bill would allow a retiree in the Maine Public Employees Retirement System to change the designated beneficiary more than once.

LR: 3253 Sponsor: Representative Patrick

Date Accepted: 10/25/07

An Act Regarding International Trade Agreements SUMMARY

This bill would require legislative approval before the State is required to adhere to government procurement rules, service sector rules and investment rules of an international trade agreement.

LR: 3317 Sponsor: Representative Bryant, M.

Date Accepted: 10/25/07

An Act To Protect Maine Workers during Labor Disputes

SUMMARY

This bill would allow workers locked out of their jobs during extensive labor disputes access to Maine unemployment insurance benefits after 60 days and the opportunity to pursue retraining opportunities that are typically available to laid-off employees after 120 days without resolution of the dispute.

LEGAL AND VETERANS AFFAIRS

LR: 2756 Sponsor: Representative Piotti Date Accepted: 10/25/07 An Act To Ensure Integrity in Financing Publicly Funded Campaigns

SUMMARY

This bill would prohibit a publicly financed candidate for Governor or the Legislature from directing state funds to a spouse, domestic partner or other contributor to the candidate's household finances for services provided. This bill would also prohibit a publicly financed candidate from directing state funds to a business owned by that family member for services.

LR: 2809 Sponsor: Representative Canavan Date Accepted: 10/25/07 An Act To Require the Enhanced Disclosure of the Costs of Lobbying

SUMMARY

This bill would require that any person or entity who hires a lobbyist disclose to the Commission on Governmental Ethics and Election Practices the amount of expenditures to the lobbyist to advance or defeat proposed legislation.

LR: 2853 Sponsor: Speaker Cummings

Date Accepted: 10/25/07 An Act To Promote Transparency and Accountability in Campaigns and Governmental Ethics **SUMMARY**

This bill would enact measures designed to promote transparency and accountability in campaigns and governmental ethics.

LR: 3294 Sponsor: President Edmonds Date Accepted: 10/25/07 An Act To Increase Public Confidence in Government by Expanding Public Disclosure **SUMMARY**

This bill would expand the list of information that Legislators and executive branch officials are required to list on financial disclosures to include interest in real estate, the value of various investments, positions as officers and directors of corporations and names of spouses and dependents.

LR: 3357 Sponsor: President Edmonds

Date Accepted: 10/25/07

An Act To Meet the Emergency Needs of Maine Veterans

SUMMARY

This bill would increase the amount of emergency assistance that the Bureau of Maine Veterans' Services may provide to a veteran for medical needs from \$500 to \$5,000.

MARINE RESOURCES

LR: 3029 Sponsor: Representative Gerzofsky Date Accepted: 10/25/07 An Act To Protect Public Health and Promote a Healthy Shellfish Industry

SUMMARY

This bill would require the Department of Marine Resources to establish rules that permit the purchase of soft-shell clams at landings by certified shellfish dealers.

LR: 3045 Sponsor: Representative Webster

Date Accepted: 10/25/07 An Act To Make Clam Flat Status Notification More Efficient, Cost-effective and Economically Beneficial to the Shellfish Industry

SUMMARY

This bill would make the shellfish hotline the mechanism by which the Department of Marine Resources would notify shellfish harvesters of the opening and closing of clam flats.

LR: 3214 Sponsor: Senator Damon

An Act To Preserve the Cobscook Bay Scallop Fishery

SUMMARY

This bill would require the suspension of a person's scallop fishing license if that person is convicted of 3 or more violations of the scallop fishing laws in Cobscook Bay. This bill would also establish a mandatory fine for violations of scallop fishing laws in Cobscook Bay.

LR: 3243 Sponsor: Senator Damon

Date Accepted: 10/25/07

Date Accepted: 10/25/07

An Act To Restore Diadromous Fish in the St. Croix River

SUMMARY

This bill would require the Commissioner of Marine Resources and the Commissioner of Inland Fisheries and Wildlife to ensure that by May 1, 2008 the fishways on the Woodland Dam and the Grand Falls Dam are configured in a manner that allows the passage of alewives.

NATURAL RESOURCES

LR: 2764 Sponsor: Senator Schneider

Date Accepted: 10/25/07 An Act To Protect Public Safety, Provide for the Prudent Use of Landfill Capacity and Save Taxpayers Money

SUMMARY

This bill would limit to 50,000 pounds the weight of trucks delivering trash to state-owned landfills that have been expanded or built out. It also would direct the Executive Department, State Planning Office and the Department of Environmental Protection to calculate the solid waste disposal capacity needs of the State.

LR: 2831 Sponsor: Senator Schneider

Resolve, To Determine Appropriate Buffer Zones for Landfill Construction and Expansion SUMMARY

This resolve would require the Executive Department, State Planning Office and the Department of Environmental Protection to adopt major substantive rules regarding buffer zones for landfill construction and expansion. These rules must protect the public and nearby property owners from the visual effects, odor and noise of landfills. The State Planning Office and the Department of Environmental Protection must hold public hearings in conjunction with the development of these rules.

LR: 2982 Sponsor: Senator Bartlett

Date Accepted: 10/25/07

Date Accepted: 10/25/07

An Act To Amend the Laws Governing Storm Water Management

SUMMARY

This bill would require disturbed areas created after January 1, 2008 that are associated with utility substations to meet only the basic standards for storm water management under the rules of the Department of Environmental Protection.

LR: 3033 Sponsor: Representative MacDonald Date Accepted: 10/25/07 An Act To Require Capture and Sequestration of Carbon Dioxide Emissions from New Coal-powered Industrial Facilities in the State

SUMMARY

This bill would, to meet Maine's climate goals and to promote development of new clean energy and carbon reduction technologies, prohibit development of new coal-powered industrial facilities in the State unless such facilities capture and permanently isolate 90% of the carbon dioxide emissions that contribute to global warming. This proposal would apply only to new industrial enterprises that generate electricity or other products for commercial use and are powered by more than 10,000 tons of coal per year.

LR: 3131 Sponsor: Senator Strimling An Act To Diminish Global Warming Date Accepted: 10/25/07

Date Accepted: 10/25/07

SUMMARY

This bill would prohibit the sale or use of incandescent light bulbs beginning in 2010.

LR: 3134 Sponsor: Representative Flood

An Act To Require a Natural Resource Protection Laws Permit for Certain Gravel Pits and Quarries SUMMARY

This bill would amend the performance standards for gravel pits and quarries to clarify that a variance may be granted for excavations close to a protected natural resource only with a permit under the natural resource protection laws.

LR: 3201 Sponsor: Representative Koffman

Date Accepted: 10/25/07

An Act To Update the Regional Greenhouse Gas Initiative

SUMMARY

This bill would amend the definition of "fossil fuel fired" electrical generating units to comply with the definition in the final version of the model rules for the regional greenhouse gas initiative.

LR: 3260 Sponsor: Representative Percy

Date Accepted: 10/25/07

An Act To Safeguard the Natural Communities of Pitch Pine, Semi-dune and Wetland SUMMARY

This bill would provide protection for unique areas that are of geological interest and are botanic and wildlife habitats in Maine coastal areas. The guidelines for protecting these areas would be jointly developed by the Natural Areas Program and the Maine Geological Survey, both within the Department of Conservation, Bureau of Geology and Natural Areas; the Department of Inland Fisheries and Wildlife; and the Department of Environmental Protection.

LR: 3264 Sponsor: Representative Wagner

An Act To Provide for Enforcement of the Office Paper Recycling Program

SUMMARY

This bill would require the Department of Environmental Protection, Bureau of Remediation and Waste Management to enforce the office paper recycling program. The bureau would report to the Legislature on a biannual basis. Penalties would be established for noncompliance. Funds from penalties would be used to pay or defray the cost of enforcement.

LR: 3274 Sponsor: Senator Martin

Date Accepted: 10/25/07

Date Accepted: 10/25/07

An Act To Extend the Deadline for Applications for Costs Associated with the Remediation of a Waste Oil Site in Plymouth

SUMMARY

This bill would extend from 180 to 365 the number of days provided for those seeking to borrow funds from the Finance Authority of Maine to apply for funding to assist with the remediation of the Plymouth Waste Oil Site.

LR: 3362 Sponsor: Senator Mills, P.

Date Accepted: 10/25/07

An Act To Raise the Per Diem Rate for Members of the Board of Environmental Protection and the Maine Land Use Regulation Commission

SUMMARY

This bill would increase from \$55 to \$100 the per diem fees for members of the Board of Environmental Protection and the Maine Land Use Regulation Commission

LR: 3369 Sponsor: Representative Koffman

An Act Concerning Vapor Recovery Requirements

Date Accepted: 10/25/07 An Act To Clarify the Waste Motor Oil Disposal Site Remediation Program

SUMMARY

This bill would require specific definition of what types of fluids and what types of motor vehicles are to be charged under the Waste Motor Oil Disposal Site Remediation Program

LR: 3384 Sponsor: Senator Nass, R.

Date Accepted: 10/25/07

SUMMARY

This bill would supply a repeal date for the gasoline station vapor recovery requirements.

STATE AND LOCAL GOVERNMENT

LR: 2871 Sponsor: Representative Casavant Date Accepted: 10/25/07 An Act To Allow Disability Variances To Be Granted for Reasons Other than Ingress or Egress SUMMARY

This bill would amend zoning law to allow a disability variance to be granted for the construction of structures that assist a disabled person other than for ingress and egress to the property.

LR: 2897 Sponsor: Senator Rosen, R. Date Accepted: 10/25/07 An Act To Amend the Lucerne-in-Maine Village Corporation Charter **SUMMARY**

This bill would amend the Lucerne-in-Maine Village Corporation charter to add certain parts of Peakes Hill Road to the confines of the village.

LR: 2932 Sponsor: Representative Tardy An Act To Help Prevent Identity Theft

SUMMARY

This bill would require that any state or federal tax lien or other documents required to contain personally identifiable information not include the complete information or number on the document.

LR: 2951 Sponsor: Representative Theriault Date Accepted: 10/25/07 Resolve, To Authorize the State To Convey an Unused Parcel of Land in Frenchville to an Abutting Neighbor

SUMMARY

This resolve would authorize the sale of a parcel of unused state property in Frenchville to an abutting neighbor.

LR: 3289 Sponsor: Representative Canavan An Act To Limit Outsourcing of Government Functions **SUMMARY**

This bill would prohibit the State from outsourcing to private contractors a function previously performed by state workers unless the private contractor provides proof of the contractor's ability to perform the function more efficiently than state workers.

LR: 3301 Sponsor: Representative Hayes An Act To Protect Personally Identifying Information Date Accepted: 10/25/07

Date Accepted: 10/25/07

SUMMARY

This bill would allow a person who prepares for filing in a public office a document that contains another individual's personal information, such as social security number or driver's license number, to be held liable for compromising that individual's identity.

LR: 3336 Sponsor: Representative Millett

Date Accepted: 10/25/07 An Act To Ensure That State Government Is a Model Employer of People with Disabilities SUMMARY

This bill would reestablish the position of Disability Employment Services Coordinator within the Department of Administrative and Financial Services to review hiring and promotion procedures for workers with disabilities, expand outreach efforts, increase efforts to accommodate workers with disabilities and seek to increase the number of workers with disabilities within State Government.

Date Accepted: 10/25/07

LR: 3353 Sponsor: Representative Hill

Date Accepted: 10/25/07

An Act To Require the Accurate Designation of Flood Plain Areas

SUMMARY

This bill would require that the most current topographical and GIS data available be used when making municipal maps and changes to those maps.

TAXATION

LR: 2785 Sponsor: Representative Sirois Date Accepted: 10/25/07 An Act To Protect Sellers in Residential Real Estate Transactions

SUMMARY

This bill would protect the seller of a residential real estate transaction from penalties due to any buyer's financial problems.

LR: 2903 Sponsor: Senator Bartlett An Act To Provide Property Tax Relief Date Accepted: 10/25/07

SUMMARY

This bill would establish a refundable tax credit on primary residences.

LR: 2977 Sponsor: Representative Faircloth An Act To Increase Access to Dental Care Date Accepted: 10/25/07

SUMMARY

This bill would provide a 5-year income tax exemption and sales tax exemption for dental equipment supplies purchased by a dentist who: is licensed to practice in Maine; agrees to practice in underserved areas in Maine as determined by the Department of Health and Human Services; and establishes a new dental practice or joins an existing practice.

LR: 3016 Sponsor: President Edmonds Date Accepted: 10/25/07 An Act To Enhance Economic Development in Maine's Aviation Industry

SUMMARY

This bill would exempt the sale and lease of aircraft and the sale of aircraft parts and equipment from state sales tax.

LR: 3028 Sponsor: Senator Hastings An Act To Clarify the Sales Tax on Prepared Meals Date Accepted: 10/25/07

SUMMARY

This bill would amend the definition of retail sale in the laws governing sales tax to exclude the serving of prepared food by a youth camp licensed by the Department of Health and Human Services.

LR: 3035 Sponsor: Representative Brautigam Date Accepted: 10/25/07 An Act To Provide Tax Treatment Consistency for Limited Liability and Subchapter S Corporations SUMMARY

This bill would credit a member of a limited liability corporation or a subchapter S corporation that member's share of the entity's tax paid to another state or taxing jurisdiction.

LR: 3119 Sponsor: Representative Thomas Date Accepted: 10/25/07 An Act To Clarify the Exemption of Retail Sales of Kerosene from the Sales Tax SUMMARY

This bill would specifically exempt from the sales tax kerosene that is sold at retail outlets and stored in individual containers of 5 gallons or less.

LR: 3156 Sponsor: Representative Tardy Date Accepted: 10/25/07 An Act To Eliminate Property Tax Exemptions for Commercial Processors of Septic Waste SUMMARY

This bill would require that property taxes be paid on commercial processors of septic waste.

LR: 3279 Sponsor: Representative Duchesne An Act To Reestablish Fairness in Corporate Taxation Date Accepted: 10/25/07

SUMMARY

This bill would require real estate investment trusts to pay income taxes at the same rates as corporations.

LR: 3303 Sponsor: Representative Wheeler An Act To Provide Property and Excise Tax Relief to Disabled Maine Veterans

Date Accepted: 10/25/07

SUMMARY This bill would provide a property tax exemption and vehicle excise tax exemption to those veterans who are considered service-connected 100% permanently disabled.

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TRANSPORTATION

LR:	An Act	To Ban the Use of Liquid Calcium on Roads SUMMARY	Date Accepted: 10/25/07			
	This bi	This bill would ban the use of liquid calcium on roads.				
LR:		Sponsor: Representative Hinck To Conserve Gasoline and Preserve Clean Air SUMMARY	Date Accepted: 10/25/07			
	This bill would prohibit idling by motor vehicles for certain lengths of time based on the outside air temperature and would make Maine law consistent with the laws in New Hampshire and Massachusetts on vehicle idling.					
LR:		Sponsor: Senator Marrache To Prevent the Closing of Store Road in Somerset Cou SUMMARY	Date Accepted: 10/25/07 unty			
	This bi	This bill would require that a county road in Somerset County, Store Road, be kept open.				
LR:		Sponsor: Representative Kaenrath To Increase the Time Period for Motor Vehicle Inspec SUMMARY	Date Accepted: 10/25/07 ctions to 2 Years			
		This bill would require a motor vehicle registered in the State to be inspected every 2 years, instead of the current annual requirement.				
LR:	An Act Annual	To Ensure That the Requirement of Airport Manager 7 Registration Certificate until January 1, 2009 SUMMARY				
	This bill would delay the implementation of the requirement that an airport manager not be issued an annual registration certificate before completing airport manager training to January 1, 2009.					
LR:		Sponsor: Representative Marley To Implement the Recommendations of the Governor' SUMMARY	Date Accepted: 10/25/07 s Task Force on Passenger Rail Funding			
	This bill would implement the recommendations of the Governor's Task Force on Passenger Rail Funding.					
LR:		Sponsor: Representative Mills, J. To Allow Nondangerous Drivers To Obtain a Work-re SUMMARY	Date Accepted: 10/25/07 estricted License			
		This bill would expand the availability of work-restricted licenses for habitual offenders and those convicted of driving to endanger or operating after suspension.				

LR: 3343 Sponsor: Representative Wheeler Date Accepted: 10/25/07 An Act To Require a Hearing When a Fatality Results from a Motor Vehicle Accident SUMMARY

This bill would require the Bureau of Motor Vehicles to hold a hearing to investigate all motor vehicle accidents that result in a human fatality. This bill would also require the Secretary of State to review all such cases over the immediately preceding 12-month period to determine whether changes need to be made to the law.

LR: 3360 Sponsor: Senator Mills, P.

Date Accepted: 10/25/07

An Act To Authorize the Department of Transportation To Recover for the Highway Fund Any Money Recovered from Those Responsible for Doing Damage to State Roads and Bridges SUMMARY

Currently, if the Department of Transportation recovers funds from motorists and others who do damage to highways, the money must be turned over to the General Fund. This bill would make it clear that the Department of Transportation has both the right and the duty to recover such sums for the exclusive benefit of the Highway Fund.

UTILITIES AND ENERGY

LR: 2755 Sponsor: Representative Carter Date Accepted: 10/25/07

An Act To Provide a Rebate for Clean Energy Geothermal Heating Units

SUMMARY

This bill would provide a rebate for the purchase and installation of geothermal heating units to Maine homes or businesses, similar to the one currently available for the purchase and installation of solar heating units.

LR: 2784 Sponsor: Representative Hinck

Date Accepted: 10/25/07

An Act To Preserve Successful Historic Neighborhood Schools

SUMMARY

This bill would allow the State to exempt a historic neighborhood school from some requirements of existing energy standards if the school can achieve substantial compliance with the standards or otherwise demonstrates substantial energy efficiencies or other education, social or environmental benefits over alternative school siting proposals. The analysis under the amended law would factor in the embodied energy in an existing building and energy use as part of school transportation if the alternative proposals involve construction of a new school or a school in a more remote location.

LR: 2834 Sp	onsor: Representative Pingree
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Date Accepted: 10/25/07 An Act To Lower Energy Costs and Increase Renewable Energy in Maine

SUMMARY

This bill would enact measures designed to develop more sustainable and affordable energy policies for the State. These measures may include methods to increase access to renewable energy; reduce energy costs; and utilize energy partnerships to maximize resources and production.

LR: 2927 Sponsor: Representative Bliss

Date Accepted: 10/25/07

An Act To Establish Consistent Consumer Protections for Cable and Video Programming Customers SUMMARY

This bill would require the Public Utilities Commission to adopt a uniform set of consumer protection standards for all cable and video services. This bill would also require the Public Utilities Commission to develop a model franchise agreement that a municipality could adopt to streamline the municipal franchising process, ensure consistency in customer service and encourage competition for the providing of video services.

LR: 3091 Sponsor: Senator Weston

Date Accepted: 10/25/07 An Act To Increase Public Safety and Limit Liability for Businesses and Employees Who Work with Liquefied Petroleum Gas

SUMMARY

This bill would limit the liability of marketers, transporters, handlers and sellers of propane gas for actual and punitive damages related to the installation, modification, repair or servicing of propane gas systems or appliances by any other person.

LR: 3114 Sponsor: Representative Pingree

An Act To Decrease Energy Costs on Downeast Islands

Date Accepted: 10/25/07

SUMMARY

This bill would allow island electric cooperatives on Swans Island and Frenchboro Island to sell wholesale electric generation service to reduce their cost of providing retail service.

LR:		Sponsor: Senator Raye To Create the Starboard Water Distri	ict	Date Accepted: 10/25/07		
	SUMMARY This bill would create the Starboard Water District.					
LR:		Sponsor: Senator Bryant, B. To Protect Persons Responding to the S		Date Accepted: 10/25/07 Supply by a Water Utility		
	This bill would exempt from liability those persons responding to the sudden loss of a water supply by a water utility.					
LR:				Date Accepted: 10/25/07 Area of the Great Salt Bay Sanitary District		
	This bil District		pro within the serv	vice area of the Great Salt Bay Sanitary		
LR:		Sponsor: Representative Millett To Amend the Charter of the Norway S		Date Accepted: 10/25/07		
				rict so that it conforms with the actual service		
LR:		Sponsor: Representative Miller To Clarify the Qualifications of Insta S		Date Accepted: 10/25/07 blar Energy Rebate Program		
	This bill would clarify who qualifies as a qualified solar thermal system installer since currently installers who are required to take a qualification course still need a plumber to approve installations.					
		duct		Date Accepted: 10/25/07 the Rates of a Utility Found To Engage in		
	This bill would allow the Public Utilities Commission, upon a finding that a regulated utility has failed to disclose pertinent ratemaking information needed by the Public Utilities Commission to establish just and reasonable rates or has engaged in utility misconduct, to engage in retroactive ratemaking for the purpose of resetting the utility's rates to be just and reasonable. If the commission determines that the utility rates are unjust or unreasonable or if the utility had earnings in excess of its authorized rate of return, the Public Utility Commission would be authorized to require a refund.					
		stored		Date Accepted: 10/25/07 fility Services Are Interrupted for Repairs		

This bill would require utility companies to provide better notice to consumers of those utilities when the services are scheduled for repairs and interruptions.

LR: 3352 Sponsor: Representative Pingree

Date Accepted: 10/25/07

An Act To Protect Maine Electricity Consumers

SUMMARY

This bill would amend Maine public utilities laws within the Maine Revised Statutes, Title 35-A, and would also amend certain private and special laws to ensure that the State has authorized its agencies and others to fully protect electricity consumers in the current era of state deregulation and increased federal preemption.

LR: 3364 Sponsor: Senator Martin

Date Accepted: 10/25/07

An Act To Protect Electricity Consumers of Northern Maine SUMMARY

This bill would amend portions of the Maine Revised Statutes, Title 35-A to increase the power and duties of the Public Utilities Commission to more fully protect the electricity consumers of northern Maine from further price increases, to diminish recent price increases to these consumers and to make energy infrastructure decisions that protect northern Maine electricity consumers.

LR: 3365 Sponsor: Senator Strimling

Date Accepted: 10/25/07

Date Accepted: 10/25/07

An Act To Promote Competition in Maine's Electric Industry

SUMMARY

This bill would allow persons other than transmission and distribution utilities to compete with any transmission and distribution utilities that are affiliated with persons who own or operate electrical generation in the State.

LR: 3377 Sponsor: Representative Adams An Act To Ensure the Integrity of Prepaid Calling Accounts

SUMMARY

This bill would require 25-day notice of an increase in in-state rates to holders of already purchased prepaid calling accounts. This bill would require clear disclosure at point of sale. This bill would also place into law the terms of the 2007 settlement agreement negotiated with the Office of the Public Advocate.

Sponsor: Representative Adams

LR: 3377 An Act To Ensure the Integrity of Prepaid Calling Accounts

Sponsor: Representative Barstow

LR: 3105 An Act To Clarify the Laws Governing the Extension of Health Care Coverage to Dependents

Sponsor: Senator Bartlett

LR: 2903 An Act To Provide Property Tax Relief LR: 2982 An Act To Amend the Laws Governing Storm Water Management

Sponsor: Senator Benoit

LR: 3094

An Act To Allow Changes to Beneficiaries under the Maine Public Employees Retirement System

Sponsor: Representative Berry

LR: 3240
An Act To Prevent the Theft and Recycling of Certain Metals
LR: 3248
An Act To Create a Mental Health Homicide Review Board
LR: 3304
An Act To Allow the Public Utilities Commission To Change the Rates of a Utility Found To Engage in Misconduct

Sponsor: Representative Blanchette

LR: 2965 An Act To Protect Children from Secondhand Smoke

Sponsor: Representative Bliss

LR: 2927

An Act To Establish Consistent Consumer Protections for Cable and Video Programming Customers

Sponsor: Senator Bowman

LR: 3150 An Act To Improve the Compliance and Accountability of the Child Development Services System

Sponsor: Senator Brannigan

LR: 2813 An Act To Repeal the Ban on the Sale and Furnishing of Hard Snuff

Sponsor: Representative Brautigam

LR: 3035 An Act To Provide Tax Treatment Consistency for Limited Liability and Subchapter S Corporations LR: 3217 An Act To Protect Life Insurance Consumers LR: 3302 An Act To Ensure Stability and Affordability within the Health Insurance Market

Sponsor: Senator Bromley

LR: 3149 An Act To Strengthen the Maine Small Business and Entrepreneurship Commission LR: 3310 An Act To Provide Reasonable Notice to Consumers When Utility Services Are Interrupted for Repairs and Restored

Sponsor: Senator Bryant, B.

LR: 2994 An Act To Expand the Case Definition of Lyme Disease for Purposes of Compiling the Annual Lyme Disease Surveillance Report LR: 3172 An Act To Protect Persons Responding to the Loss of a Water Supply by a Water Utility

Sponsor: Representative Bryant, M.

LR: 3316Resolve, To Require the Department of Health and Human Services To Provide Appropriate Cost-of-living Adjustments for Certain Medical and Remedial Private Nonmedical InstitutionsLR: 3317An Act To Protect Maine Workers during Labor Disputes

Sponsor: Representative Campbell

LR: 3299 An Act To Preserve Access to Assisted Living Services for Maine's Elderly and Disabled Citizens

Sponsor: Representative Canavan

LR: 2809 An Act To Require the Enhanced Disclosure of the Costs of Lobbying LR: 3289 An Act To Limit Outsourcing of Government Functions

Sponsor: Representative Carter

LR: 2755
An Act To Provide a Rebate for Clean Energy Geothermal Heating Units
LR: 3050
Resolve, To Build a Public Dock on Mooselookmeguntic Lake
LR: 3052
An Act To Establish a Bracelet Monitoring Program for Persons Convicted of Minor Crimes

Sponsor: Representative Casavant

LR: 2871

An Act To Allow Disability Variances To Be Granted for Reasons Other than Ingress or Egress

Sponsor: Representative Cleary

LR: 3136An Act To Assist Distressed Businesses Organized as Limited Liability CompaniesLR: 3239An Act To Allow Community Service in Lieu of Fines

Sponsor: Representative Connor

LR: 2930

An Act To Provide Degree-granting Authority to the Landing School of Boatbuilding and Design LR: 3154 An Act To Fund the Children's Immunization Program LR: 3220

An Act To Protect Children from Lead Poisoning

Sponsor: Representative Conover

LR: 2746

An Act To Ensure That Children's Toys and Products Are Free of Lead

Sponsor: Representative Craven

LR: 3342 Resolve, To Create a Blue Ribbon Commission To Study Long-Term Home-based Care

Sponsor: Representative Crockett

LR: 2917

An Act To Prohibit Hospitals from Charging for Treatment To Correct Medical Mistakes LR: 2952

An Act To Better Coordinate and Reduce the Cost of the Delivery of State and County Correctional Services

LR: 2968

An Act To Increase the State Subsidy for Adult Education within the Department of Education

Sponsor: Speaker Cummings

LR: 2843

An Act To Ensure Family Child Care Providers the Freedom To Jointly Negotiate with the State LR: 2853

An Act To Promote Transparency and Accountability in Campaigns and Governmental Ethics LR: 2889

Resolve, Directing the Bureau of Financial Institutions To Study the Impact of Identity Theft and Data Security Breaches in the State

LR: 2940

An Act To Prevent Home Foreclosures and Provide Consumer Assistance LR: 2942

An Act To Improve the Elections Process under the Maine Labor Relations Board Laws LR: 3102

An Act To Inform Consumers of, and Protect Children from, Hazardous Lead-based Paint

Sponsor: Senator Damon

LR: 3214 An Act To Preserve the Cobscook Bay Scallop Fishery LR: 3243 An Act To Restore Diadromous Fish in the St. Croix River

Sponsor: Senator Diamond

LR: 3231 An Act To Ensure Access to Necessary Health Care Services in Maine

Sponsor: Representative Dill

LR: 3281 An Act To Prohibit Discrimination Based on Familial Status and Responsibilities

Sponsor: Senator Dow

LR: 3241 An Act To Include the Town of Nobleboro within the Service Area of the Great Salt Bay Sanitary District

Sponsor: Representative Driscoll

LR: 2769 An Act To Allow Online Registration of Watercraft

Sponsor: Representative Duchesne

LR: 3279 An Act To Reestablish Fairness in Corporate Taxation

Sponsor: Representative Duprey

LR: 2781 An Act To Protect Children

Sponsor: Representative Eaton

LR: 3328 An Act To Require Large Retailers To Disclose the State's Implied Warranty Law to Customers

Sponsor: Representative Eberle

LR: 2911 Resolve, Authorizing the President of the Maine Community College System To Sell Two Parcels of Real Property in South Portland

Sponsor: President Edmonds

LR: 3016
An Act To Enhance Economic Development in Maine's Aviation Industry
LR: 3237
An Act To Strengthen Criminal Laws against Domestic Violence
LR: 3262
An Act To Ensure Continued Operation of the Poison Hotline
LR: 3294
An Act To Increase Public Confidence in Government by Expanding Public Disclosure
LR: 3357

An Act To Meet the Emergency Needs of Maine Veterans

Sponsor: Representative Faircloth

LR: 2977 An Act To Increase Access to Dental Care

Sponsor: Representative Finch

LR: 2949

An Act Regarding the Application of Term Limits for the State Board of Education

Sponsor: Representative Flood

LR: 3133

An Act To Provide Parents of Special Needs Children Access to Ombudsman Services LR: 3134

An Act To Require a Natural Resource Protection Laws Permit for Certain Gravel Pits and Quarries LR: 3135

An Act To Clarify the Application of Protections under Significant Wildlife Habitats Pertaining to Nonmetallic Mining Activities

Sponsor: Representative Gerzofsky

LR: 2744
An Act Regarding the Sale of Firearms to Minors
LR: 2846
An Act To Reduce Property Taxes, Eliminate Duplication and Streamline Government by Unifying the State Prisons and County Jails
LR: 3029
An Act To Protect Public Health and Promote a Healthy Shellfish Industry

Sponsor: Senator Hastings

LR: 3028 An Act To Clarify the Sales Tax on Prepared Meals

Sponsor: Representative Hayes

LR: 3301 An Act To Protect Personally Identifying Information

Sponsor: Representative Hill

LR: 2848 An Act To Strengthen the Crime of Visual Sexual Aggression against a Child LR: 3353 An Act To Require the Accurate Designation of Flood Plain Areas

Sponsor: Representative Hinck

LR: 2775 An Act To Conserve Gasoline and Preserve Clean Air LR: 2784 An Act To Preserve Successful Historic Neighborhood Schools LR: 3297 An Act To Shield Journalists' Confidential Sources

Sponsor: Senator Hobbins

LR: 2986 An Act To Correct the Uniform Limited Partnership Act of 2007

Sponsor: Representative Jackson

LR: 2912 An Act Regarding Educational Testing and Evaluations LR: 3056 An Act To Allow Certain Assistance to Bear Hunters

Sponsor: Representative Kaenrath

LR: 2966 An Act To Increase the Time Period for Motor Vehicle Inspections to 2 Years

Sponsor: Representative Koffman

LR: 3201
An Act To Update the Regional Greenhouse Gas Initiative
LR: 3280
An Act To Clarify the Enforcement Authority of the Board of Underground Storage Tank Installers in
Addressing Uncertified Practices
LR: 3369
An Act To Clarify the Waste Motor Oil Disposal Site Remediation Program

Sponsor: Representative MacDonald

LR: 3033

An Act To Require Capture and Sequestration of Carbon Dioxide Emissions from New Coal-powered Industrial Facilities in the State

Sponsor: Representative Marley

LR: 3210

An Act To Implement the Recommendations of the Governor's Task Force on Passenger Rail Funding

Sponsor: Senator Marrache

LR: 2816 An Act To Prevent the Closing of Store Road in Somerset County

Sponsor: Senator Martin

LR: 2832
An Act To Amend the Laws Governing Agricultural Marketing and Bargaining
LR: 2934
An Act To Amend the Provisions for All-terrain Vehicles
LR: 3215
An Act Relating to the Office of Substance Abuse
LR: 3229
An Act To Exempt Certain Facilities from Life Safety Code Sprinkler Requirements
LR: 3274
An Act To Extend the Deadline for Applications for Costs Associated with the Remediation of a Waste Oil Site in Plymouth

LR: 3364 An Act To Protect Electricity Consumers of Northern Maine

Sponsor: Representative Mazurek

LR: 2805 An Act Relating to Insurance Coverage for Colorectal Cancer Early Detection

Sponsor: Representative McFadden

LR: 2875 An Act To Require That Sellers of Scrap Metal Provide Identification

Sponsor: Representative Miller

LR: 3270An Act To Clarify the Qualifications of Installers under the Solar Energy Rebate ProgramLR: 3293An Act To Allow the Administration of Emergency Medication to Children by Municipal Employees

Sponsor: Representative Millett

LR: 3242 An Act To Amend the Charter of the Norway Water District LR: 3336 An Act To Ensure That State Government Is a Model Employer of People with Disabilities

Sponsor: Representative Mills, J.

LR: 3278 An Act To Allow Nondangerous Drivers To Obtain a Work-restricted License LR: 3378 An Act To Avoid the Expense of Unnecessary Medical Facility Inspections

Sponsor: Senator Mills, P.

LR: 3360

An Act To Authorize the Department of Transportation To Recover for the Highway Fund Any Money Recovered from Those Responsible for Doing Damage to State Roads and Bridges LR: 3362

An Act To Raise the Per Diem Rate for Members of the Board of Environmental Protection and the Maine Land Use Regulation Commission

Sponsor: Representative Miramant

LR: 2738 An Act To Ban the Use of Liquid Calcium on Roads LR: 3009 An Act To Ensure That the Requirement of Airport Manager Training Does Not Affect the Issuance of an Annual Registration Certificate until January 1, 2009

Sponsor: Senator Mitchell

LR: 2829 An Act To Fully Fund School Breakfast from Kindergarten to Grade 12 LR: 3003 An Act To Create the York County Regional Development Authority

LR: 3320 An Act To Advance the Maine Economy

Sponsor: Senator Nass, R.

LR: 3384 An Act Concerning Vapor Recovery Requirements

Sponsor: Senator Nutting, J.

LR: 3202 An Act To Clarify the Qualifications of Mental Health Examiners

Sponsor: Representative Patrick

LR: 3253 An Act Regarding International Trade Agreements

Sponsor: Representative Percy

LR: 3260 An Act To Safeguard the Natural Communities of Pitch Pine, Semi-dune and Wetland

Sponsor: Representative Perry, A.

LR: 2883 An Act To Clarify the Licensure of Advanced Practice Registered Nurses LR: 3139 An Act To Implement a Consent Judgment Regarding Oxycontin Abuse LR: 3259 An Act To Provide Support for At-risk Children

Sponsor: Representative Pingree

LR: 2834 An Act To Lower Energy Costs and Increase Renewable Energy in Maine LR: 2877 An Act To Protect Children's Health and the Environment from Toxic Chemicals in Toys and Children's Products LR: 3114 An Act To Decrease Energy Costs on Downeast Islands LR: 3352 An Act To Protect Maine Electricity Consumers

Sponsor: Representative Piotti

LR: 2756 An Act To Ensure Integrity in Financing Publicly Funded Campaigns

Sponsor: Representative Pratt

LR: 2754 An Act To Ensure Ethical and Humane Dog Breeding in the State LR: 3238 An Act To Amend the Whitewater Rafting Allocation System

Sponsor: Senator Raye

LR: 3129 An Act To Create the Starboard Water District LR: 3205 An Act To Provide for the Construction of a Warehouse in Eastport

Sponsor: Representative Rector

LR: 3331 An Act To Ensure Support for a Model of Consolidated and Integrated Secondary and Postsecondary Education

Sponsor: Representative Richardson, W.

LR: 2792

Resolve, To Establish a Reporting Method of the Statistics of Diseases

Sponsor: Senator Rosen, R.

LR: 2897

An Act To Amend the Lucerne-in-Maine Village Corporation Charter

Sponsor: Senator Schneider

LR: 2764

An Act To Protect Public Safety, Provide for the Prudent Use of Landfill Capacity and Save Taxpayers Money

LR: 2831

Resolve, To Determine Appropriate Buffer Zones for Landfill Construction and Expansion

Sponsor: Representative Simpson

LR: 2870 An Act To Protect Student Athletes

Sponsor: Representative Sirois

LR: 2785 An Act To Protect Sellers in Residential Real Estate Transactions

Sponsor: Representative Strang Burgess

LR: 3327

An Act To Prevent and Treat Cancer in Maine by Implementing Critical Portions of the Comprehensive Cancer Program

Sponsor: Senator Strimling

LR: 3131 An Act To Diminish Global Warming

LR: 3365 An Act To Promote Competition in Maine's Electric Industry

Sponsor: Senator Sullivan

LR: 2898 An Act To Prevent Domestic Violence and Protect Our Citizens