

MAINE STATE LEGISLATURE

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Legislative Record
House of Representatives
One Hundred and Nineteenth Legislature
State of Maine

Volume III

Second Regular Session

March 23, 2000 – May 12, 2000

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House Legislative Sentiments
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ONE HUNDRED AND NINETEENTH LEGISLATURE
SECOND REGULAR SESSION
37th Legislative Day
Thursday, April 27, 2000

Senate Chair
S/Rep. Jane W. Saxl
House Chair

READ and ORDERED PLACED ON FILE.

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

Prayer by the Honorable Bonnie Green, Monmouth.

Pledge of Allegiance.

The Journal of yesterday was read and approved.

COMMUNICATIONS

The Following Communication: (H.C. 435)

**STATE OF MAINE
ONE HUNDRED AND NINETEENTH LEGISLATURE
COMMITTEE ON APPROPRIATIONS AND FINANCIAL
AFFAIRS**

April 26, 2000

Honorable Mark W. Lawrence, President of the Senate

Honorable G. Steven Rowe, Speaker of the House

119th Maine Legislature

State House

Augusta, Maine 04333

Dear President Lawrence and Speaker Rowe:

Pursuant to Joint Rule 310, we are writing to notify you that the Joint Standing Committee on Appropriations and Financial Affairs has voted unanimously to report the following bills out "Ought Not to Pass":

L.D. 2653 An Act to Create an Assessment Resource Center for Maine's Homeless and At-risk Youth

L.D. 2683 An Act to Enhance Economic Development in the State of Maine

We have also notified the sponsors and cosponsors of each bill listed of the Committee's action.

Sincerely,

S/Sen. Michael H. Michaud

Senate Chair

S/Rep. Elizabeth Townsend

House Chair

READ and ORDERED PLACED ON FILE.

The Following Communication: (H.C. 436)

**STATE OF MAINE
ONE HUNDRED AND NINETEENTH LEGISLATURE
COMMITTEE ON BANKING AND INSURANCE**

April 26, 2000

Honorable Mark W. Lawrence, President of the Senate

Honorable G. Steven Rowe, Speaker of the House

119th Maine Legislature

State House

Augusta, Maine 04333

Dear President Lawrence and Speaker Rowe:

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

L.D. 1619 An Act to Create A Patients' Bill of Rights

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

Sincerely,

S/Sen. Lloyd P. LaFountain III

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

ORDERS

On motion of Representative BROOKS of Winterport, the following Joint Order: (H.P. 1955)

ORDERED, the Senate concurring, that the Joint Select Committee on the Psychiatric Treatment Initiative is established as follows.

Sec. 1. Committee established. The Joint Select Committee on the Psychiatric Treatment Initiative, referred to in this order as the "committee," is established to work with the interested parties in the community and to report regarding the actions taken by the Department of Mental Health, Mental Retardation and Substance Abuse Services regarding the recommendations for improved community services as described in the executive summary of the report "Maine Inpatient Treatment Initiative: Civil and Forensic."

Sec. 2. Membership. The President of the Senate shall appoint 4 members from the Senate, 2 of whom are not members of the majority party. The Speaker of the House shall appoint 4 members from the House of Representatives, 2 of whom are not members of the majority party. In making the appointments, preference must be given to members of the Joint Standing Committee on Health and Human Services, the Joint Standing Committee on Appropriations and Financial Affairs and the Joint Standing Committee on Criminal Justice.

Sec. 3. Appointments; chairs; convening of committee. All appointments must be made no later than August 1, 2000. The appointing authorities shall notify the Executive Director of the Legislative Council once all appointments have been made. The first named Senate member is the Senate chair and the first named House of Representatives member is the House chair. The first meeting must be called by the chairs no later than September 1, 2000. The committee may meet up to 4 times to carry out its duties.

Sec. 4. Duties. The duties of the committee include:

1. Overseeing the efforts of the Department of Mental Health, Mental Retardation and Substance Abuse Services to address the recommendations for departmental action detailed in pages 24 to 26 of the executive summary of the report "Maine Inpatient Treatment Initiative: Civil and Forensic";

2. Working with community hospitals, community psychiatric hospitals, community providers, consumers of mental health services and interested members of the public; and

3. Reporting on the actions taken by the Department of Mental Health, Mental Retardation and Substance Abuse Services to the Joint Standing Committee on Appropriations and Financial Affairs, the Joint Standing Committee on Health and Human Services and the Joint Standing Committee on Criminal Justice by November 1, 2000. If the committee requires a limited extension of time to conclude its work, it may apply to the Legislative Council, which may grant the extension.

Sec. 5. Staff assistance. Staffing may be provided by the Office of Policy and Legal Analysis by request of the committee to the Legislative Council, with secondary staffing provided by the Department of Mental Health, Mental Retardation and

Substance Abuse Services. The department shall provide information, data and research services as reasonably required by the committee. The committee shall request the assistance of and shall invite to their meetings representatives of the Department of Mental Health, Mental Retardation and Substance Abuse Services, the Department of Human Services and the Department of Corrections.

Sec. 6. Compensation. The members of the committee are entitled to receive the legislative per diem, as defined in the Maine Revised Statutes, Title 3, section 2, and reimbursement of necessary expenses incurred for their attendance at authorized meetings of the committee.

READ and PASSED.

Sent for concurrence. **ORDERED SENT FORTHWITH.**

ENACTORS
Emergency Measure

An Act to Establish Requirements for the Removal of Directors of Certain Maine Business Corporations before the Expiration of Their Established Terms

(S.P. 1089) (L.D. 2693)

(C. "A" S-740)

Reported by the Committee on **Engrossed Bills** as truly and strictly engrossed.

Representative WATERHOUSE of Bridgton **REQUESTED** a roll call on **PASSAGE TO BE ENACTED.**

More than one-fifth of the members present expressed a desire for a roll call which was ordered.

The **SPEAKER:** The Chair recognizes the Representative from Bridgton, Representative Waterhouse.

Representative **WATERHOUSE:** Mr. Speaker, Ladies and Gentlemen of the House. Very briefly, I won't go over all of the points that I made in the debate yesterday. I just addressed a few comments made by the proponents and I kept on repeating it. They said that if this company BTI had done something different, like incorporate in Delaware, they wouldn't have this problem. That is half the truth. The other half is if they are incorporated under Maine laws, using Maine laws in this provision we are addressing tonight, they could have set the percentage shareholders that could call a meeting higher than that. This really has nothing to do with whether they incorporated in Delaware or Maine. They just made a mistake. Make no mistake about it; what we are being asked to do is get ourselves into a free market acquisition, retroactively changing the company's bylaws. The one other point I would make and I have a habit up here mentioning the Constitution of Maine. Many people disagree with me when I quote that in different issues we are dealing with, but from my perspective this is an unconstitutional measure. The bylaws of Maine corporations constitute part of a contract between a corporation and its stockholders. The Constitution of the State of Maine prohibits laws, which impair contract rights. Article I, Section 11 of the Maine Constitution requires that the Legislature shall pass no law impairing the obligation of contracts. The Maine Supreme Judicial Court has stated that retroactive, and that is what this thing before us does, application of a statute is unconstitutional if it impairs vested rights such as contract rights, which result from conduct predating the legislation. I strongly feel that this is what we are doing tonight. We heard all the comments about BTI and what a wonderful company it is. I agree. I tried to approach this whole issue from a non-emotional issue and from a very practical

principled position on my part. I am not saying that people who disagree with me don't have principles, but my approach on this has been that entirely. I hope that you will vote against Enactment of this measure. Thank you.

The **SPEAKER:** The Chair recognizes the Representative from Cape Elizabeth, Representative Marvin.

Representative **MARVIN:** Mr. Speaker, Ladies and Gentlemen of the House. I reflected a little bit last night on the conversation that we had yesterday and one of the big issues we talked a lot about was saving Maine jobs and how concerned we are about a Maine company. I think if you think about it a little bit you will realize that a company that has been the subject of a hostile takeover, it will be taken over. The bill asks for 90 days, but chances are the takeover is still going to happen. Do you think a company that has been pretty well beaten up by the Maine Legislature is going to be really favorable to the people of Maine by the time they do finally get here, or do you think that a company that has been treated fairly and equitably by the Maine Legislature is going to lean toward helping Maine people in continuing jobs and helping to support Maine industries. I really think that changing a law to antagonize a large company that has followed the rules is really not the way to go with this. I think we need to keep the status quo. If these laws need to be looked at, they should be looked at the next session. Now is not the time. Thank you.

The **SPEAKER:** The Chair recognizes the Representative from Cumberland, Representative McKenney.

Representative **MCKENNEY:** Mr. Speaker, Ladies and Gentlemen of the House. We heard a lot of emotional debate yesterday about how we need to save this company, a good Maine company that epitomizes everything that we want in Maine. I don't think there is a stronger proponent of business in this body than myself. I am all for saving companies, but the discussion that is taking place here only serves to underscore the real fact that Maine is probably one of the most inhospitable places to do business in this country. Those of you who spoke yesterday who would really like to save businesses, we need to talk. I can assure that changing the rules of the game at halftime is no way to send a message to the business community that we even know what we are talking about. We heard yesterday that the rules of incorporation in Maine are not attractive to business. Pick up a mirror. The person looking back at you is responsible for that. We only have ourselves to blame for this business climate.

For those of you who follow these things, you might have read about the economic miracle that has occurred in Ireland. The Republic of Ireland has lifted itself in a few short years from a third world country to an economic powerhouse. There are many reasons for this. One of the major reasons is the consistency of the rules of business. Early on, Ireland gathered all the stakeholders together, representatives of labor, industry and their legislators. They agreed on what rules multi-national companies would operate under and more importantly also agreed that once those rules were established, they would be the same for a long, long time. They would not change at the whim of every new legislator. This allows companies a return on investment without always devoting energy needed to run the company to defending themselves from their government. What we are doing here is wrong, in attempting to alter the rules of engagement. By continuing this patchwork approach we guarantee that Maine will remain the equivalent of a third world country when it comes to business. We heard yesterday that

this is late in session. We shouldn't be dealing with this. This would be bad policy if this was day one of our session. I urge you to vote against it.

The SPEAKER: The Chair recognizes the Representative from Durham, Representative Schneider.

Representative **SCHNEIDER**: Mr. Speaker, Men and Women of the House. I can't let a couple of the arguments that have been go unresponded to. One of which was the appeasement argument. The argument that we should be nice to this large French company and hopefully they will be nice to us. I would just say that it didn't work in Poland in World War II and it won't work here. The second argument was that this measure was somehow unconstitutional by a strained tying of it to the freedom of contract provision in the Constitution. That argument too is not a good argument. It doesn't even apply to this case. The third argument is that this bill will not save businesses in the State of Maine. The simple fact is that this bill will save a business. It will save an important business that has done everything, as it should have. It has played by all the rules. It incorporated in the State of Maine. It has grown from a garage operation in 1984 to a company that is one of the leaders in composite high technology materials in the world. This company deserves 90 days to evaluate the offer that has been made to take it over. I urge you to vote to Enact this bill. Thank you very much.

The SPEAKER: The Chair recognizes the Representative from Portland, Representative Norbert.

Representative **NORBERT**: Mr. Speaker, Ladies and Gentlemen of the House. All I want to say is just to reiterate again, that things aren't always what they appear to be. I think we should proceed very cautiously. Anytime we have made a change in the Maine Corporate Act we have done so, not on a whim, but after seeking input from various parts. Again, I think this really is without precedent. I want to say this is a global age. It is an international age. I, for one, am proud of that. I don't think it does any good to try to pit a country against another, particularly when we realize how many foreign companies employ our citizens and when we consider how the ties between us are closer than ever all over this world and that it behooves us to embrace that and not to play on fears and things like that. I would just point out; I said last night, happily, that I am sure that Brunswick Technologies is an excellent company. It is also unclear to me that the other is necessarily a bad, evil company. There is always more than meets the eye and I think we should keep that in mind. It is convenient to try and paint one company as necessarily evil. It always helps in an argument, but that is not necessarily the case. I just think there is a lot more to this than we are aware of. I know that just this morning that there was a lawsuit filed in Federal District Court in Portland by Brunswick Technologies against the company seeking to buy it. I just think there is a lot more than meets the eye that we are unaware of. Some of the arguments that there is some bad blood between them apparently needs to be resolved. There is a lot more to this. Again, I would just urge you to proceed cautiously. Thank you Mr. Speaker.

The SPEAKER: The Chair recognizes the Representative from Naples, Representative Thompson.

Representative **THOMPSON**: Mr. Speaker, Men and Women of the House. What we are talking about is changing one aspect of the corporate laws in the State of Maine. We are not changing anybody's bylaws. We are just setting the minimum standards for calling a shareholder's meeting in one circumstance. What

we are talking about is not the loss of jobs necessarily, but we are certainly talking about the loss of a Maine based business. It may happen anyway. That is clear. No one has denied that. It may happen. All of you know what happens when a business that is headquartered in Maine is taken over by another business or merges with another business that is not headquartered in Maine. The result becomes the headquarters in another state. If this goes through, all of the North American operations for this large multi-national corporation are headquartered in Pennsylvania. Therefore, this Brunswick Technologies will become part of the North American operation and will not have its headquarters here in Maine. What we are saying is before we let that happen, we are going to give them a chance by changing this law, which is consistent in many ways with chances that are given to companies in other states. So, you can define the question any way you want, but that is really what we are doing. We are trying to give a Maine based company a chance to maybe either stay a Maine based company or give their shareholders as an alternative the best possible return when the company is taken over, either by the present challenge or by perhaps an alternative challenge. Either way, this company, which is owned somewhere near forty percent by Maine citizens is intending to protect its shareholders. I urge you to vote yes to enact this legislation and to help out this Maine based company. Thank you.

The SPEAKER: The Chair recognizes the Representative from Gray, Representative Foster.

Representative **FOSTER**: Mr. Speaker, Ladies and Gentlemen of the House. When I think of corporations I think of two things, one, to provide jobs and the other thing is to produce a product of some kind that is a benefit to society, whether it is a real material product or whether it is some service. Another thing that a corporation can do, of course, is be a good neighbor. That depends upon the judgment of the community where it is at. In this situation, if we pass this type of legislation, I feel very strongly we are going to risk the investment capital that other companies might make when they see that the State of Maine is jumping into a situation, which is essentially private and should remain so. That, in my mind, makes a very unstable situation for business in Maine. We have already passed legislation in this session, which has made it a little more difficult for companies to already do business here. We are not going to help that if we do this. We are going to risk capital investment. We are going to risk what other companies may think of Maine as a place to do business. I urge you to defeat this motion.

The SPEAKER: The Chair recognizes the Representative from Pembroke, Representative Goodwin.

Representative **GOODWIN**: Mr. Speaker, Men and Women of the House. This corporation, BTI, will live or die on the votes of its stockholders. Stockholders who will submit their shares in a proxy for \$8 a share. Who are the owners? As I indicated last night, the owners are scattered all over the United States and all over the world. I didn't have the numbers last night that I have today. The top institutional holders of BTI, which is the symbol for Brunswick Technologies, own 1,526,979 shares. The mutual fund holders who have purchased stock in BTI own 444,900 shares. Add them both together and it is \$1,971,879. The company who is offering to purchase for \$8 a share owns fourteen percent of the company today, which is 732,200 shares. That total then becomes 2,704,079 and there is only 3.4 million in the whole entire float. The directors who have 1.83 million shares have sold most of their shares at a profit. They sold them

on the open market to people from all over this country who call their brokers and ask to purchase BTI at whatever the market price is.

On April 14th of this year the stock was selling at \$3 a share. On the 15th when the offer was made for \$8, it immediately started up and it has gone drastically up to \$8.62 today. The offer was \$8. The company attempting to buy may go a little higher if the price goes up anymore, but I don't know that it will. As I said at the onset, the stockholders of this company will determine whether this company lives. It is a good company. It hires 93 people in Maine. It also hires 100 people in England. This company, BTI, bought a subsidiary in England. They bought them by using shares, no different than what this company is now coming and offering in tender offer to purchase this company. I see no problem with a new company coming on. The problem I see is for this Legislative assembly to get into this kind of business. This is not what I came here to do. I can't support doing these types of things and I will be voting not to do it. I thank the committee and I thank the Speaker.

The SPEAKER: A roll call has been ordered. The pending question before the House is Enactment. All those in favor will vote yes, those opposed will vote no.

This being an emergency measure, a two-thirds vote of all the members elected to the House being necessary, a total was taken.

ROLL CALL NO. 676

YEA - Ahearne, Andrews, Baker, Bolduc, Bouffard, Brennan, Brooks, Bryant, Bull, Cameron, Campbell, Carr, Chick, Chizmar, Colwell, Cowger, Cross, Davis, Desmond, Dudley, Dunlap, Etnier, Fuller, Gagne, Gagnon, Gerry, Green, Hatch, Jacobs, Jodrey, Kneeland, LaVerdiere, Lemoine, Lovett, Madore, Mailhot, Martin, Matthews, Mayo, McAlevey, McDonough, McKee, McNeil, Mendros, Mitchell, Murphy E, Murphy T, O'Brien LL, O'Neal, O'Neil, Peavey, Perry, Pieh, Pinkham, Povich, Powers, Quint, Richard, Richardson E, Rosen, Savage C, Savage W, Saxl JW, Schneider, Shiah, Stanley, Stevens, Sullivan, Tessier, Thompson, Tobin D, Tobin J, Townsend, Trahan, Tripp, True, Usher, Weston, Wheeler GJ, Mr. Speaker.

NAY - Bagley, Belanger, Berry RL, Bowles, Bruno, Buck, Bumps, Cianchette, Clough, Collins, Daigle, Duncan, Duplessie, Foster, Gillis, Glynn, Goodwin, Gooley, Heidrich, Honey, Kasprzak, Labrecque, Lemont, Lindahl, MacDougall, Mack, Marvin, McGlocklin, McKenney, Muse, Nass, Norbert, Nutting, Perkins, Samson, Sanborn, Saxl MV, Sherman, Shields, Skoglund, Snowe-Mello, Stanwood, Treadwell, Twomey, Volenik, Waterhouse, Wheeler EM, Williams, Winsor.

ABSENT - Berry DP, Bragdon, Clark, Cote, Davidson, Dugay, Fisher, Frechette, Jabar, Jones, Joy, Kane, O'Brien JA, Plowman, Richardson J, Rines, Shorey, Sirois, Stedman, Tracy, Tuttle, Watson.

Yes, 80; No, 49; Absent, 22; Excused, 0.

80 having voted in the affirmative and 49 voted in the negative, with 22 being absent, and accordingly the Bill **FAILED** of **PASSAGE TO BE ENACTED** and was sent for concurrence.

Acts

An Act to Make Changes to the Maine Rainy Day Fund
(S.P. 62) (L.D. 132)
(C. "A" S-714)

Was reported by the Committee on **Engrossed Bills** as truly and strictly engrossed.

On motion of Representative MENDROS of Lewiston, was **SET ASIDE**.

The same Representative **REQUESTED** a roll call on **PASSAGE TO BE ENACTED**.

More than one-fifth of the members present expressed a desire for a roll call which was ordered.

The SPEAKER: A roll call has been ordered. The pending question before the House is Enactment. All those in favor will vote yes, those opposed will vote no.

ROLL CALL NO. 677

YEA - Ahearne, Andrews, Bagley, Belanger, Berry RL, Bolduc, Bouffard, Bowles, Brennan, Brooks, Bruno, Bryant, Buck, Bull, Bumps, Cameron, Campbell, Carr, Chick, Chizmar, Cianchette, Clough, Collins, Colwell, Cowger, Cross, Daigle, Desmond, Dudley, Dugay, Duncan, Dunlap, Duplessie, Etnier, Fisher, Foster, Fuller, Gagne, Gagnon, Gerry, Glynn, Gooley, Green, Hatch, Heidrich, Honey, Jacobs, Jodrey, Kasprzak, Kneeland, Labrecque, LaVerdiere, Lemoine, Lemont, Lindahl, Lovett, MacDougall, Mack, Madore, Mailhot, Martin, Marvin, Matthews, Mayo, McAlevey, McDonough, McGlocklin, McKee, McKenney, McNeil, Mendros, Mitchell, Murphy E, Murphy T, Muse, Nass, Norbert, Nutting, O'Brien LL, O'Neal, O'Neil, Peavey, Perkins, Perry, Pieh, Pinkham, Povich, Powers, Quint, Richard, Richardson E, Rosen, Samson, Sanborn, Savage C, Savage W, Saxl JW, Saxl MV, Schneider, Sherman, Shiah, Shields, Skoglund, Snowe-Mello, Stanley, Stanwood, Stevens, Sullivan, Thompson, Tobin D, Tobin J, Townsend, Trahan, Treadwell, Tripp, True, Twomey, Usher, Volenik, Waterhouse, Weston, Wheeler EM, Wheeler GJ, Williams, Winsor, Mr. Speaker.

NAY - Baker, Davis, Gillis, Goodwin.

ABSENT - Berry DP, Bragdon, Clark, Cote, Davidson, Frechette, Jabar, Jones, Joy, Kane, O'Brien JA, Plowman, Richardson J, Rines, Shorey, Sirois, Stedman, Tessier, Tracy, Tuttle, Watson.

Yes, 126; No, 4; Absent, 21; Excused, 0.

126 having voted in the affirmative and 4 voted in the negative, with 21 being absent, and accordingly the Bill was **PASSED TO BE ENACTED**, signed by the Speaker and sent to the Senate.

REPORTS OF COMMITTEE

Divided Report

Majority Report of the Committee on **LEGAL AND VETERANS AFFAIRS** reporting **Ought Not to Pass** on Bill "An Act to Regulate Push Polling"

(S.P. 420) (L.D. 1257)

Signed:

Senators:

DAGGETT of Kennebec

CAREY of Kennebec

Representatives:

CHIZMAR of Lisbon

TUTTLE of Sanford

O'BRIEN of Lewiston

GAGNE of Buckfield

FISHER of Brewer

Minority Report of the same Committee reporting **Ought to Pass as Amended by Committee Amendment "B" (S-502)** on same Bill.

Signed:

Senator:

FERGUSON of Oxford

Representatives:

LABRECQUE of Gorham

MAYO of Bath

PERKINS of Penobscot

HEIDRICH of Oxford

McKENNEY of Cumberland

Came from the Senate with the Minority **OUGHT TO PASS AS AMENDED** Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "B" (S-502)**.

READ.

Representative GAGNE of Buckfield moved that the House **ACCEPT** the Majority **Ought Not to Pass** Report.

The SPEAKER: The Chair recognizes the Representative from Oxford, Representative Heidrich.

Representative HEIDRICH: Mr. Speaker, Ladies and Gentlemen of the House. I rise to urge you to pass LD 1252, "An Act to Regulate Push Polling." Push polling is a phone interview with a voter designed to influence his or her vote with a series of questions. Unlike a legitimate poll, they are undertaken late in the campaign and hundreds of calls are made to a certain area. Push polling is a widely communicated and orchestrated smear done under the guise of legitimate public opinion surveys. The object is to damage the candidate through misleading statements. There is no disclaimer or accountability. Slander in the political area is nothing new. We all know it and politicians on both sides have done it. They have made misleading or erroneous statements about opponents on the campaign trail.

The target in push polling, however, has little chance to refute these claims. Push polling does not allow for a response. By law, the caller does not have to say who they are representing. It requires disclosure in flyers, pamphlets and other campaign propaganda, then why shouldn't they disclose on a phone call and let the informed voter make up their own mind. The aim of this bill is not to eliminate push polling, but only to inform the voter who is calling. I am sure some of you here today have been subjected to push polling and I hope I can count on your help to mandate a disclosure of all those who take part in this behavior. Please vote in favor of LD 1257. Mr. Speaker, may we have the vote taken by the yeas and nays.

Representative HEIDRICH of Oxford **REQUESTED** a roll call on the motion to **ACCEPT** the Majority **Ought Not to Pass** Report.

More than one-fifth of the members present expressed a desire for a roll call which was ordered.

The SPEAKER: A roll call has been ordered. The pending question before the House is acceptance of the Majority **Ought Not to Pass** Report. All those in favor will vote yes, those opposed will vote no.

ROLL CALL NO. 678

YEA - Ahearne, Bagley, Baker, Berry RL, Bouffard, Brennan, Brooks, Bryant, Bull, Chizmar, Colwell, Cowger, Desmond, Dudley, Dugay, Dunlap, Duplessie, Etnier, Fisher, Fuller, Gagne, Gagnon, Goodwin, Hatch, Jacobs, LaVerdiere, Lemoine, Mailhot, Martin, Matthews, Mayo, McDonough, McKee, Mitchell, Norbert, O'Brien LL, O'Neal, O'Neil, Perry, Pieh, Povich, Powers, Richard,

Samson, Sanborn, Savage W, Saxl JW, Saxl MV, Shiah, Skoglund, Stanley, Stevens, Sullivan, Tessier, Thompson, Townsend, Tracy, Tripp, Usher, Wheeler GJ, Williams, Mr. Speaker.

NAY - Andrews, Belanger, Bowles, Bruno, Buck, Bumps, Cameron, Campbell, Carr, Chick, Cianchette, Clough, Collins, Cross, Daigle, Davis, Duncan, Foster, Gerry, Gillis, Glynn, Gooley, Green, Heidrich, Honey, Jodrey, Kasprzak, Kneeland, Labrecque, Lemont, Lindahl, Lovett, MacDougall, Mack, Madore, Marvin, McAlevey, McGlocklin, McKenney, McNeil, Mendros, Murphy E, Murphy T, Muse, Nass, Nutting, Peavey, Perkins, Pinkham, Quint, Richardson E, Rosen, Savage C, Schneider, Sherman, Shields, Snowe-Mello, Stanwood, Tobin D, Tobin J, Trahan, Treadwell, True, Twomey, Volenik, Waterhouse, Weston, Wheeler EM, Winsor.

ABSENT - Berry DP, Bolduc, Bragdon, Clark, Cote, Davidson, Frechette, Jabar, Jones, Joy, Kane, O'Brien JA, Plowman, Richardson J, Rines, Shorey, Sirois, Stedman, Tuttle, Watson.

Yes, 62; No, 69; Absent, 20; Excused, 0.

62 having voted in the affirmative and 69 voted in the negative, with 20 being absent, and accordingly the Majority **Ought Not to Pass** Report was **NOT ACCEPTED**.

Subsequently, the Minority **Ought to Pass as Amended** Report was **ACCEPTED**.

The Bill was **READ ONCE**. **Committee Amendment "B" (S-502)** was **READ** by the Clerk.

On motion of Representative SAXL of Portland, **TABLED** pending **ADOPTION of Committee Amendment "B" (S-502)** and later today assigned.

Under suspension of the rules, members were allowed to remove their jackets.

The SPEAKER: The Chair recognizes the Representative from Lewiston, Representative Cote who wishes to address the House on the Record.

Representative COTE: Mr. Speaker, Members of the House. In reference to Roll Call 678 on LD 1257, if I had been present, I would have voted yea.

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

SENATE PAPERS

Non-Concurrent Matter

Resolve, to Create the Commission to Study the Feasibility of Televising Senate and House Sessions (EMERGENCY)

(H.P. 175) (L.D. 253)

FINALLY PASSED in the House on February 22, 2000. (Having previously been **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-771)**)

Came from the Senate with the Resolve and accompanying papers **INDEFINITELY POSTPONED** in **NON-CONCURRENCE**.

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

Non-Concurrent Matter

Resolve, to Create the Committee to Study the Governance of the Unorganized Territories of Maine (EMERGENCY)

(H.P. 221) (L.D. 299)
FINALLY PASSED in the House on April 5, 2000. (Having previously been **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-782) AS AMENDED BY SENATE AMENDMENT "A" (S-559)** thereto)

Came from the Senate with the Resolve and accompanying papers **INDEFINITELY POSTPONED** in **NON-CONCURRENCE**.
The House voted to **RECEDE AND CONCUR**.

Non-Concurrent Matter

Resolve, to Study Pension Plan Design and Benefits under the Maine State Retirement System (EMERGENCY)

(H.P. 595) (L.D. 835)

FINALLY PASSED in the House on April 6, 2000. (Having previously been **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-1054)**)

Came from the Senate with the Bill and accompanying papers **INDEFINITELY POSTPONED** in **NON-CONCURRENCE**.
The House voted to **RECEDE AND CONCUR**.

Non-Concurrent Matter

An Act to Ensure the Provision of Long-term Care Services

(S.P. 447) (L.D. 1322)

PASSED TO BE ENACTED in the House on April 11, 2000. (Having previously been **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-678)**)

Came from the Senate with the Bill and accompanying papers **INDEFINITELY POSTPONED** in **NON-CONCURRENCE**.
The House voted to **RECEDE AND CONCUR**.

Non-Concurrent Matter

An Act to Allow the Surviving Veteran Spouse of a Veteran to Continue to Receive the Property Tax Exemption

(H.P. 1128) (L.D. 1587)

PASSED TO BE ENACTED in the House on March 3, 2000. (Having previously been **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "B" (H-787)**)

Came from the Senate with the Bill and accompanying papers **INDEFINITELY POSTPONED** in **NON-CONCURRENCE**.
The House voted to **RECEDE AND CONCUR**.

Non-Concurrent Matter

An Act to Ensure that an Eligible Work Force is Promptly Certified for Trade Act Assistance and Has Full Access to Training and Education Services as Provided by Law

(S.P. 677) (L.D. 1927)

PASSED TO BE ENACTED in the House on March 30, 2000. (Having previously been **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-569)**)

Came from the Senate with the Bill and accompanying papers **INDEFINITELY POSTPONED** in **NON-CONCURRENCE**.
The House voted to **RECEDE AND CONCUR**.

Non-Concurrent Matter

Resolve, to Study Youth Homelessness

(H.P. 1534) (L.D. 2187)

FINALLY PASSED in the House on April 4, 2000. (Having previously been **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-975)**)

Came from the Senate with the Resolve and accompanying papers **INDEFINITELY POSTPONED** in **NON-CONCURRENCE**.
The House voted to **RECEDE AND CONCUR**.

Non-Concurrent Matter

Resolve, to Establish a Legislative Committee to Study Access to Private and Public Land in Maine (EMERGENCY)

(H.P. 1775) (L.D. 2486)

FINALLY PASSED in the House on April 6, 2000. (Having previously been **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-1057)**)

Came from the Senate with the Resolve and accompanying papers **INDEFINITELY POSTPONED** in **NON-CONCURRENCE**.
The House voted to **RECEDE AND CONCUR**.

Non-Concurrent Matter

An Act to Implement the Recommendations of the Commission to Consider the Enhancement of Fire Protection Services Throughout the State

(H.P. 1940) (L.D. 2685)

PASSED TO BE ENACTED in the House on April 11, 2000.

Came from the Senate with the Resolve and accompanying papers **INDEFINITELY POSTPONED** in **NON-CONCURRENCE**.
The House voted to **RECEDE AND CONCUR**.

Non-Concurrent Matter

An Act to Enhance the Enforcement of Civil and Criminal Violations

(H.P. 182) (L.D. 260)

PASSED TO BE ENACTED in the House on April 7, 2000. (Having previously been **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-1056)**)

Came from the Senate **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-1056) AS AMENDED BY SENATE AMENDMENT "A" (S-741)** thereto in **NON-CONCURRENCE**.

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

Non-Concurrent Matter

An Act to Establish the Child Ombudsman Office and Improve Child Protective Procedures

(H.P. 397) (L.D. 528)

PASSED TO BE ENACTED in the House on April 7, 2000. (Having previously been **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-1080)**)

Came from the Senate **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-1080) AS AMENDED BY SENATE AMENDMENT "A" (S-742)** thereto in **NON-CONCURRENCE**.

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

Non-Concurrent Matter

An Act to Create a Seamless Treatment Plan for the Juvenile Offender with Substance Abuse Problems (EMERGENCY)

(H.P. 466) (L.D. 629)

PASSED TO BE ENACTED in the House on March 22, 2000.
(Having previously been **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-851)**)

Came from the Senate **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-851) AS AMENDED BY SENATE AMENDMENT "A" (S-743)** thereto in **NON-CONCURRENCE**.

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

Non-Concurrent Matter

An Act to Improve Elver Fishery Management (EMERGENCY)

(S.P. 304) (L.D. 906)

PASSED TO BE ENACTED in the House on March 30, 2000.
(Having previously been **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-543)**)

Came from the Senate **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-543) AS AMENDED BY SENATE AMENDMENT "A" (S-745)** thereto in **NON-CONCURRENCE**.

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

Non-Concurrent Matter

An Act to Establish and Fund Conflict Resolution Programs in the Public Schools

(H.P. 928) (L.D. 1305)

PASSED TO BE ENACTED in the House on April 4, 2000.
(Having previously been **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "B" (H-1005)**)

Came from the Senate **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "B" (H-1005) AS AMENDED BY SENATE AMENDMENT "A" (S-746)** thereto in **NON-CONCURRENCE**.

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

Non-Concurrent Matter

An Act to Regulate Commercial Large Game Shooting Areas

(S.P. 457) (L.D. 1332)

PASSED TO BE ENACTED in the House on April 14, 2000.
(Having previously been **PASSED TO BE ENGROSSED AS AMENDED BY HOUSE AMENDMENT "A" (H-1134)**)

Came from the Senate **PASSED TO BE ENGROSSED AS AMENDED BY HOUSE AMENDMENT "A" (H-1134) AS AMENDED BY SENATE AMENDMENT "A" (S-747)** thereto in **NON-CONCURRENCE**.

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

Non-Concurrent Matter

Resolve, to Create the Commission to Study the Establishment of an Environmental Leadership Program

(S.P. 529) (L.D. 1562)

FINALLY PASSED in the House on March 16, 2000.
(Having previously been **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-516)**)

Came from the Senate **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-516) AS**

AMENDED BY SENATE AMENDMENT "A" (S-786) thereto in **NON-CONCURRENCE**.

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

Non-Concurrent Matter

Resolve, to Establish the Committee to Develop a Compensation Program for Victims of Abuse at the Governor Baxter School for the Deaf and to Continue Oversight of Multiagency Cooperation (EMERGENCY)

(H.P. 1135) (L.D. 1620)

FINALLY PASSED in the House on April 4, 2000. (Having previously been **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-979)**)

Came from the Senate **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-979) AS AMENDED BY SENATE AMENDMENT "A" (S-770)** thereto in **NON-CONCURRENCE**.

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

Non-Concurrent Matter

An Act to Provide Services for Children in Need of Supervision

(H.P. 1138) (L.D. 1623)

PASSED TO BE ENACTED in the House on April 11, 2000.
(Having previously been **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-1103)**)

Came from the Senate **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-1103) AS AMENDED BY SENATE AMENDMENT "A" (S-768)** thereto in **NON-CONCURRENCE**.

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

Non-Concurrent Matter

An Act to Amend the Franchise Law

(S.P. 681) (L.D. 1931)

PASSED TO BE ENACTED in the House on April 7, 2000.
(Having previously been **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-554) AS AMENDED BY SENATE AMENDMENT "A" (S-642)** thereto)

Came from the Senate **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-554) AS AMENDED BY SENATE AMENDMENT "B" (S-787)** thereto in **NON-CONCURRENCE**.

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

Non-Concurrent Matter

Resolve, to Establish the Round Table to Study Economic and Labor Issues Relating to the Forest Products Industry

(H.P. 1400) (L.D. 2005)

FINALLY PASSED in the House on March 30, 2000.
(Having previously been **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-865) AS AMENDED BY HOUSE AMENDMENT "A" (H-875)** thereto)

Came from the Senate **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-865) AS AMENDED BY SENATE AMENDMENT "A" (S-771)** thereto in **NON-CONCURRENCE**.

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

Non-Concurrent Matter

An Act to Provide for the Establishment of Alcohol and Drug Treatment Programs in Maine Courts

(H.P. 1409) (L.D. 2014)

PASSED TO BE ENACTED in the House on April 6, 2000. (Having previously been **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-1047)**)

Came from the Senate **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-1047) AS AMENDED BY SENATE AMENDMENT "A" (S-748)** thereto in **NON-CONCURRENCE**.

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

Non-Concurrent Matter

An Act to Preserve the State's Farm Economy and Heritage

(S.P. 736) (L.D. 2086)

PASSED TO BE ENACTED in the House on March 31, 2000. (Having previously been **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-574)**)

Came from the Senate **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-574) AS AMENDED BY SENATE AMENDMENT "A" (S-788)** thereto in **NON-CONCURRENCE**.

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

Non-Concurrent Matter

An Act to Protect the Citizens of Maine from the Dangers of Counterfeit Consumer Goods (EMERGENCY)

(S.P. 775) (L.D. 2174)

PASSED TO BE ENACTED in the House on April 4, 2000. (Having previously been **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-612)**)

Came from the Senate **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-612) AS AMENDED BY SENATE AMENDMENT "A" (S-781)** thereto in **NON-CONCURRENCE**.

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

Non-Concurrent Matter

Resolve, to Establish a Commission to Study Kindergarten-to-grade-12 Educator Recruitment and Retention

(H.P. 1658) (L.D. 2327)

FINALLY PASSED in the House on April 11, 2000. (Having previously been **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-1097)**)

Came from the Senate **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-1097) AS AMENDED BY SENATE AMENDMENT "A" (S-794)** thereto in **NON-CONCURRENCE**.

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

Non-Concurrent Matter

Resolve, to Establish the Task Force to Reduce the Burden of Home Heating Costs on Low-income Households (EMERGENCY)

(H.P. 1677) (L.D. 2343)

FINALLY PASSED in the House on April 4, 2000. (Having previously been **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-841) AS AMENDED BY HOUSE AMENDMENT "A" (H-977)** thereto)

Came from the Senate **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-841) AS AMENDED BY SENATE AMENDMENT "A" (S-773)** thereto in **NON-CONCURRENCE**.

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

Non-Concurrent Matter

An Act to Amend the Maine Seed Capital Tax Credit Program

(S.P. 905) (L.D. 2357)

PASSED TO BE ENACTED in the House on March 23, 2000. (Having previously been **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-539)**)

Came from the Senate **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-539) AS AMENDED BY SENATE AMENDMENT "A" (S-789)** thereto in **NON-CONCURRENCE**.

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

Non-Concurrent Matter

An Act to Establish an Office of Women's Health

(S.P. 923) (L.D. 2374)

PASSED TO BE ENACTED in the House on April 3, 2000. (Having previously been **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-585)**)

Came from the Senate **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-585) AS AMENDED BY SENATE AMENDMENT "A" (S-749)** thereto in **NON-CONCURRENCE**.

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

Non-Concurrent Matter

An Act to Help Support the Medical Ride Volunteer Service

(S.P. 933) (L.D. 2383)

PASSED TO BE ENACTED in the House on March 16, 2000. (Having previously been **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-517)**)

Came from the Senate **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-517) AS AMENDED BY SENATE AMENDMENT "A" (S-750)** thereto in **NON-CONCURRENCE**.

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

Non-Concurrent Matter

An Act to Create Employment Opportunities by Clarifying Maine's Tax Laws Regarding Mutual Fund Companies

(H.P. 1694) (L.D. 2400)

PASSED TO BE ENACTED in the House on April 24, 2000. (Having previously been **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-867) AS AMENDED BY HOUSE AMENDMENT "A" (H-1133)** thereto)

Came from the Senate **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-867) AS AMENDED BY SENATE AMENDMENT "A" (S-783)** thereto in **NON-CONCURRENCE**.

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

Non-Concurrent Matter

An Act to Increase the Number of Domestic Violence Prosecutors

(H.P. 1699) (L.D. 2405)

PASSED TO BE ENACTED in the House on March 23, 2000. (Having previously been **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A"** (H-876)

Came from the Senate **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-876) AS AMENDED BY SENATE AMENDMENT "A" (S-751)** thereto in **NON-CONCURRENCE.**

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

Non-Concurrent Matter

An Act to Establish Criteria for Tax Incentive Programs

(H.P. 1754) (L.D. 2460)

PASSED TO BE ENACTED in the House on April 8, 2000. (Having previously been **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-1021) AS AMENDED BY HOUSE AMENDMENT "A" (H-1055)** thereto)

Came from the Senate **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-1021) AS AMENDED BY HOUSE AMENDMENT "A" (H-1055)** and **SENATE AMENDMENT "A" (S-766)** thereto in **NON-CONCURRENCE.**

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

Non-Concurrent Matter

An Act to Fund the Lakes Heritage Trust Fund

(H.P. 1764) (L.D. 2470)

PASSED TO BE ENACTED in the House on April 3, 2000. (Having previously been **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-972)**

Came from the Senate **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-972) AS AMENDED BY SENATE AMENDMENT "A" (S-755)** thereto in **NON-CONCURRENCE.**

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

Non-Concurrent Matter

An Act to Ensure Adequate Funding of Adult Education (EMERGENCY)

(H.P. 1778) (L.D. 2492)

PASSED TO BE ENACTED in the House on March 21, 2000. (Having previously been **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-848)**

Came from the Senate **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-848) AS AMENDED BY SENATE AMENDMENT "A" (S-756)** thereto in **NON-CONCURRENCE.**

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

Non-Concurrent Matter

An Act to Support Child Care Education and Services

(S.P. 963) (L.D. 2505)

PASSED TO BE ENACTED in the House on April 3, 2000. (Having previously been **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-580)**

Came from the Senate **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-580) AS AMENDED BY SENATE AMENDMENT "A" (S-782)** thereto in **NON-CONCURRENCE.**

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

Non-Concurrent Matter

An Act to Improve Standards for Public Assistance to Maine Employers

(S.P. 967) (L.D. 2516)

PASSED TO BE ENACTED in the House on April 14, 2000. (Having previously been **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-637) AS AMENDED BY SENATE AMENDMENT "A" (S-689)** thereto)

Came from the Senate **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-637) AS AMENDED BY SENATE AMENDMENT "B" (S-784)** thereto in **NON-CONCURRENCE.**

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

Non-Concurrent Matter

Resolve, to Improve Access to Technical Education and Ensure a Skilled Work Force

(S.P. 973) (L.D. 2519)

FINALLY PASSED in the House on April 5, 2000.

Came from the Senate **PASSED TO BE ENGROSSED AS AMENDED BY SENATE AMENDMENT "A" (S-769)** in **NON-CONCURRENCE.**

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

Non-Concurrent Matter

An Act to Establish a Memorial Dedicated to the Civilian Conservation Corps

(H.P. 1797) (L.D. 2522)

PASSED TO BE ENACTED in the House on March 31, 2000. (Having previously been **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-940)**

Came from the Senate **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-940) AS AMENDED BY SENATE AMENDMENT "A" (S-767)** thereto in **NON-CONCURRENCE.**

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

Non-Concurrent Matter

An Act to Provide Payment for Overtime Amounts Due and to Reimburse for Costs Incurred in an Action to Recover those Amounts

(H.P. 1803) (L.D. 2530)

PASSED TO BE ENACTED in the House on April 7, 2000. (Having previously been **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-1076)**

Came from the Senate **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-1076) AS AMENDED BY SENATE AMENDMENT "A" (S-752)** thereto in **NON-CONCURRENCE.**

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

Non-Concurrent Matter

An Act to Implement the Recommendations of the Task Force to Study the Need for an Agricultural Vitality Zone Program (S.P. 982) (L.D. 2532)

PASSED TO BE ENACTED in the House on March 28, 2000. (Having previously been **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-548)**)

Came from the Senate **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-548)** and **SENATE AMENDMENT "A" (S-761)** in **NON-CONCURRENCE**.

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

Non-Concurrent Matter

Resolve, to Establish the Commission to Study Ownership Patterns in Maine

(H.P. 1809) (L.D. 2535)

FINALLY PASSED in the House on March 31, 2000. (Having previously been **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-932)**)

Came from the Senate **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-932)** AS **AMENDED BY SENATE AMENDMENT "A" (S-775)** thereto in **NON-CONCURRENCE**.

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

Non-Concurrent Matter

An Act to Implement the Recommendations of the Task Force to Study the Operation of and Support for the Board of Environmental Protection

(H.P. 1814) (L.D. 2547)

PASSED TO BE ENACTED in the House on April 5, 2000. (Having previously been **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-1027)**)

Came from the Senate **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-1027)** AS **AMENDED BY SENATE AMENDMENT "A" (S-762)** thereto in **NON-CONCURRENCE**.

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

Non-Concurrent Matter

An Act to Implement Recommendations Concerning Protection of Indian Archaeological Sites

(H.P. 1816) (L.D. 2549)

PASSED TO BE ENACTED in the House on March 30, 2000.

Came from the Senate **PASSED TO BE ENGROSSED AS AMENDED BY SENATE AMENDMENT "A" (S-763)** in **NON-CONCURRENCE**.

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

Non-Concurrent Matter

An Act to Implement the Recommendations of the Committee on Sawmill Biomass

(H.P. 1817) (L.D. 2551)

PASSED TO BE ENACTED in the House on March 30, 2000. (Having previously been **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-899)**)

Came from the Senate **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-899)** AS **AMENDED BY SENATE AMENDMENT "A" (S-785)** thereto in **NON-CONCURRENCE**.

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

Non-Concurrent Matter

Resolve, Regarding Access to Marijuana for Medical Use

(S.P. 1012) (L.D. 2580)

FINALLY PASSED in the House on April 3, 2000. (Having previously been **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-597)**)

Came from the Senate **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-597)** AS **AMENDED BY SENATE AMENDMENT "A" (S-776)** thereto in **NON-CONCURRENCE**.

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

Non-Concurrent Matter

An Act to Provide Education Benefits For Maine National Guard Members (EMERGENCY)

(S.P. 1017) (L.D. 2585)

PASSED TO BE ENACTED in the House on April 3, 2000. (Having previously been **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-583)**)

Came from the Senate **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-583)** AS **AMENDED BY SENATE AMENDMENT "A" (S-791)** thereto in **NON-CONCURRENCE**.

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

Non-Concurrent Matter

An Act to Implement the Land Use Recommendations of the Task Force on State Office Building Location, Other State Growth-related Capital Investments and Patterns of Development

(S.P. 1027) (L.D. 2600)

PASSED TO BE ENACTED in the House on April 11, 2000. (Having previously been **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-660)**)

Came from the Senate **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-660)** AS **AMENDED BY SENATE AMENDMENT "A" (S-792)** thereto in **NON-CONCURRENCE**.

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

Non-Concurrent Matter

An Act to Improve Educational Programming at Juvenile Correctional Facilities

(H.P. 1872) (L.D. 2608)

PASSED TO BE ENACTED in the House on April 3, 2000. (Having previously been **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-956)**)

Came from the Senate **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-956)** AS

AMENDED BY SENATE AMENDMENT "A" (S-777) thereto in NON-CONCURRENCE.

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

Non-Concurrent Matter

An Act to Implement the Recommendations of the Joint Standing Committee on Agriculture, Conservation and Forestry Relating to Review of the Maine Seed Potato Board Under the State Government Evaluation Act

(H.P. 1892) (L.D. 2633)

PASSED TO BE ENACTED in the House on March 23, 2000.

Came from the Senate **PASSED TO BE ENGROSSED AS AMENDED BY SENATE AMENDMENT "A" (S-764) in NON-CONCURRENCE.**

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

Non-Concurrent Matter

Resolve, to Create the Commission to Study Equity in the Distribution of Gas Tax Revenues Attributable to Snowmobiles, All-terrain Vehicles and Watercraft (EMERGENCY)

(H.P. 1901) (L.D. 2645)

FINALLY PASSED in the House on March 30, 2000.

Came from the Senate **PASSED TO BE ENGROSSED AS AMENDED BY SENATE AMENDMENT "A" (S-778) in NON-CONCURRENCE.**

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

Non-Concurrent Matter

Resolve, to Establish the Commission to Study Domestic Violence (EMERGENCY)

(H.P. 1906) (L.D. 2651)

FINALLY PASSED in the House on April 5, 2000. (Having previously been **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-1017)**)

Came from the Senate **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-1017) AS AMENDED BY SENATE AMENDMENT "A" (S-779) thereto in NON-CONCURRENCE.**

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

Non-Concurrent Matter

An Act to Implement the Tax Policy Recommendations of the Task Force Created to Review Smart Growth Patterns of Development

(H.P. 1923) (L.D. 2669)

PASSED TO BE ENACTED in the House on April 5, 2000.

Came from the Senate **PASSED TO BE ENGROSSED AS AMENDED BY SENATE AMENDMENT "A" (S-753) in NON-CONCURRENCE.**

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

Non-Concurrent Matter

An Act to Establish the Council on Children and Families and to Ensure the Continuation of the Governor's Children's Cabinet

(S.P. 1076) (L.D. 2679)

PASSED TO BE ENACTED in the House on April 8, 2000.

Came from the Senate **PASSED TO BE ENGROSSED AS AMENDED BY SENATE AMENDMENT "A" (S-780) in NON-CONCURRENCE.**

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

Non-Concurrent Matter

An Act to Provide Equal Treatment for State Employees under Certain Federal Employment Laws

(H.P. 1939) (L.D. 2682)

PASSED TO BE ENACTED in the House on April 11, 2000.

Came from the Senate **PASSED TO BE ENGROSSED AS AMENDED BY SENATE AMENDMENT "A" (S-765) in NON-CONCURRENCE.**

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

Non-Concurrent Matter

An Act Related to Sales Tax on Vehicles Leased and Removed from the State and Watercraft Used in Interstate Commerce

(S.P. 1082) (L.D. 2686)

PASSED TO BE ENACTED in the House on April 11, 2000.

Came from the Senate **PASSED TO BE ENGROSSED AS AMENDED BY SENATE AMENDMENT "A" (S-754) in NON-CONCURRENCE.**

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

Non-Concurrent Matter

An Act to Implement a Maine Meat and Poultry Inspection Program

(S.P. 1083) (L.D. 2687)

PASSED TO BE ENACTED in the House on April 13, 2000. (Having previously been **PASSED TO BE ENGROSSED AS AMENDED BY HOUSE AMENDMENT "A" (H-1119)**)

Came from the Senate **PASSED TO BE ENGROSSED AS AMENDED BY HOUSE AMENDMENT "A" (H-1119) and SENATE AMENDMENT "A" (S-793) in NON-CONCURRENCE.**

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

Non-Concurrent Matter

An Act to Require Completion of an Ambulance Operator Course

(H.P. 471) (L.D. 678)

PASSED TO BE ENACTED in the House on March 29, 2000. (Having previously been **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-888)**)

Came from the Senate with the Bill and accompanying papers **COMMITTED** to the Committee on **APPROPRIATIONS AND FINANCIAL AFFAIRS** in **NON-CONCURRENCE.**

On motion of Representative **TOWNSEND** of Portland, the House voted to **RECEDE.**

The same Representative presented **House Amendment "A" (H-1173)** to **Committee Amendment "A" (H-888)** which was **READ** by the Clerk.

The **SPEAKER**: The Chair recognizes the Representative from Portland, Representative **Townsend.**

Representative **TOWNSEND**: Mr. Speaker, Men and Women of the House. This is an amended version of the Ambulance Operator Course. It is a pilot project funded at a level of

\$50,000. It will sunset when the money runs out. It will not be built into the Part I budget. If someone wanted to continue it, it would have to appear in the Part II, New and Expanded Programs. I believe that falls within the agreement that we had with the Governor. I urge your support.

House Amendment "A" (H-1173) to Committee Amendment "A" (H-888) was ADOPTED.

Committee Amendment "A" (H-888) as Amended by House Amendment "A" (H-1173) thereto was ADOPTED.

The Bill was PASSED TO BE ENGROSSED as Amended by Committee Amendment "A" (H-888) as Amended by House Amendment "A" (H-1173) thereto in NON-CONCURRENCE and sent for concurrence.

Non-Concurrent Matter

An Act to Reduce the Release of Mercury into the Environment from Consumer Products

(S.P. 734) (L.D. 2084)

PASSED TO BE ENACTED in the House on April 8, 2000. (Having previously been PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-648)

Came from the Senate with the Bill and accompanying papers COMMITTED to the Committee on APPROPRIATIONS AND FINANCIAL AFFAIRS in NON-CONCURRENCE.

On motion of Representative TOWNSEND of Portland, the House voted to RECEDE.

The same Representative presented House Amendment "A" (H-1174) to Committee Amendment "A" (S-648) which was READ by the Clerk and ADOPTED.

Committee Amendment "A" (S-648) as Amended by House Amendment "A" (H-1174) thereto was ADOPTED.

The Bill was PASSED TO BE ENGROSSED as Amended by Committee Amendment "A" (S-648) as Amended by House Amendment "A" (H-1174) thereto in NON-CONCURRENCE and sent for concurrence.

Non-Concurrent Matter

An Act Regarding the Solid Waste Hauling and Disposal Industry

(H.P. 1736) (L.D. 2442)

PASSED TO BE ENACTED in the House on April 8, 2000. (Having previously been PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-1086)

Came from the Senate with the Bill and accompanying papers COMMITTED to the Committee on APPROPRIATIONS AND FINANCIAL AFFAIRS in NON-CONCURRENCE.

On motion of Representative TOWNSEND of Portland, the House voted to RECEDE.

The same Representative presented House Amendment "B" (H-1177) to Committee Amendment "A" (H-1086) which was READ by the Clerk and ADOPTED.

Committee Amendment "A" (H-1086) as Amended by House Amendment "B" (H-1177) thereto was ADOPTED.

The Bill was PASSED TO BE ENGROSSED as Amended by Committee Amendment "A" (H-1086) as Amended by House Amendment "B" (H-1177) thereto in NON-CONCURRENCE and sent for concurrence.

Non-Concurrent Matter

An Act to Require the State Sealer to Conduct Spot Checks at Timber Mills

(H.P. 1751) (L.D. 2457)

PASSED TO BE ENACTED in the House on March 23, 2000. (Having previously been PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-835)

Came from the Senate with the Bill and accompanying papers COMMITTED to the Committee on APPROPRIATIONS AND FINANCIAL AFFAIRS in NON-CONCURRENCE.

On motion of Representative TOWNSEND of Portland, the House voted to RECEDE.

The same Representative presented House Amendment "A" (H-1175) to Committee Amendment "A" (H-835) which was READ by the Clerk.

The SPEAKER: The Chair recognizes the Representative from Portland, Representative Townsend.

Representative TOWNSEND: Mr. Speaker, Men and Women of the House. This is also a pilot project funded at a level of \$10,000. Again, as before, it will not be folded into the base Part I budget. If anybody wanted to make it continue, it would have to continue in the Part II, New and Expanded Programs. That would mean the Legislature would have to vote on it. I believe that it falls within the confines of our agreement with the Executive. Thank you.

House Amendment "A" (H-1175) to Committee Amendment "A" (H-835) was ADOPTED.

Committee Amendment "A" (H-835) as Amended by House Amendment "A" (H-1175) thereto was ADOPTED.

The Bill was PASSED TO BE ENGROSSED as Amended by Committee Amendment "A" (H-835) as Amended by House Amendment "A" (H-1175) thereto in NON-CONCURRENCE and sent for concurrence.

By unanimous consent, all matters having been acted upon were ORDERED SENT FORTHWITH with the exception of matters being held.

On motion of Representative MACK of Standish, the House RECONSIDERED its action whereby the House voted to RECEDE AND CONCUR on An Act to Allow the Surviving Veteran Spouse of a Veteran to Continue to Receive the Property Tax Exemption

(H.P. 1128) (L.D. 1587)

The SPEAKER: The Chair recognizes the Representative from Standish, Representative Mack.

Representative MACK: Mr. Speaker, Right Honorable Men and Women of the House. This bill is "An Act to Allow the Surviving Veteran Spouse of a Veteran to Continue to Receive the Property Tax Exemption." I think it is an excellent bill and I hope you will join me in voting against the pending motion. Mr. Speaker, when the vote is taken, I request that it be taken by the yeas and nays.

The same Representative REQUESTED a roll call on the motion to RECEDE AND CONCUR.

More than one-fifth of the members present expressed a desire for a roll call which was ordered.

The SPEAKER: The Chair recognizes the Representative from Bremen, Representative Pieh.

Representative **PIEH**: Mr. Speaker, Men and Women of the House. I rise in support of the motion to Recede and Concur. This is my bill and I was extraordinarily attached to it. I think it is an important bill. It was carried over because we were not able to fund it in the last session. Had it been humanly possible, the Appropriations Committee would have supported and funded this bill. Unfortunately, it represents ongoing money and the only way we could have passed that would have been if we had not had an agreement with the Executive not to pass any bills that had ongoing funding. I ask you to support the Recede and Concur. Thank you very much.

The **SPEAKER**: A roll call has been ordered. The pending question before the House is to Recede and Concur. All those in favor will vote yes, those opposed will vote no.

ROLL CALL NO. 679

YEA - Bagley, Baker, Berry DP, Berry RL, Bouffard, Bowles, Bragdon, Brennan, Brooks, Bruno, Bryant, Bull, Bumps, Cameron, Cianchette, Collins, Colwell, Cote, Cowger, Cross, Daigle, Davis, Desmond, Dudley, Dunlap, Duplessie, Etnier, Fisher, Fuller, Gagne, Gagnon, Gillis, Green, Jacobs, Kneeland, LaVerdiere, Lemoine, Mailhot, Martin, Marvin, Mayo, McDonough, McGlocklin, McNeil, Mitchell, Murphy E, Murphy T, Muse, Nass, Norbert, O'Neal, O'Neil, Peavey, Perkins, Perry, Pieh, Povich, Powers, Quint, Richard, Richardson J, Samson, Sanborn, Savage W, Saxl JW, Saxl MV, Sherman, Shiah, Skoglund, Stanley, Stevens, Tessier, Thompson, Tobin D, Townsend, Trahan, Tripp, True, Twomey, Usher, Volenik, Watson, Wheeler EM, Wheeler GJ, Williams, Winsor, Mr. Speaker.

NAY - Ahearne, Andrews, Belanger, Buck, Carr, Chick, Chizmar, Clough, Dugay, Duncan, Foster, Gerry, Glynn, Goodwin, Gooley, Heidrich, Honey, Jodrey, Kasprzak, Labrecque, Lemont, Lindahl, Lovett, MacDougall, Mack, Madore, McAlevey, McKee, McKenney, Mendros, Nutting, O'Brien JA, O'Brien LL, Pinkham, Richardson E, Rosen, Savage C, Schneider, Shields, Snowe-Mello, Stanwood, Sullivan, Tobin J, Tracy, Treadwell, Waterhouse, Weston.

ABSENT - Bolduc, Campbell, Clark, Davidson, Frechette, Hatch, Jabar, Jones, Joy, Kane, Matthews, Plowman, Rines, Shorey, Sirois, Stedman, Tuttle.

Yes, 87; No, 47; Absent, 17; Excused, 0.

87 having voted in the affirmative and 47 voted in the negative, with 17 being absent, and accordingly the House voted to **RECEDE AND CONCUR**.

The following item was taken up out of order by unanimous consent:

UNFINISHED BUSINESS

The following matter, in the consideration of which the House was engaged at the time of adjournment yesterday, had preference in the Orders of the Day and continued with such preference until disposed of as provided by House Rule 502.

Bill "An Act to Correct Errors and Inconsistencies in the Laws of Maine" (EMERGENCY)

(H.P. 1665) (L.D. 2334)

TABLED - April 26, 2000 (Till Later Today) by Representative THOMPSON of Naples.

PENDING - ADOPTION OF COMMITTEE AMENDMENT "A" (H-1121) AS AMENDED BY HOUSE AMENDMENTS "A" (H-1124), "B" (H-1161) AND "C" (H-1169) thereto.

On motion of Representative THOMPSON of Naples, Joint Rule 311 was **SUSPENDED** for the purpose of **OFFERING** four amendments.

The same Representative **PRESENTED** House Amendment "**D**" (H-1170) to Committee Amendment "**A**" (H-1121), which was **READ** by the Clerk.

The **SPEAKER**: The Chair recognizes the Representative from Naples, Representative Thompson.

Representative **THOMPSON**: Mr. Speaker, Men and Women of the House. This amendment resolves an inconsistency in our adoption statute, which had a conflict regarding the rights of a adoption of a parent from a foreign jurisdiction. This is meant to correct that inconsistency.

House Amendment "**D**" (H-1170) to Committee Amendment "**A**" (H-1121) was **ADOPTED**.

The same Representative **PRESENTED** House Amendment "**E**" (H-1171) to Committee Amendment "**A**" (H-1121), which was **READ** by the Clerk.

The **SPEAKER**: The Chair recognizes the Representative from Naples, Representative Thompson.

Representative **THOMPSON**: Mr. Speaker, Men and Women of the House. This amendment corrects dates on four bills, which this Legislature has passed and the Governor has signed, which instructs departments to do things on August 1 and the bills do not become effective until 90 days after we adjourn, which will be after August 1. Thank you.

House Amendment "**E**" (H-1171) to Committee Amendment "**A**" (H-1121) was **ADOPTED**.

The same Representative **PRESENTED** House Amendment "**F**" (H-1172) to Committee Amendment "**A**" (H-1121), which was **READ** by the Clerk.

The **SPEAKER**: The Chair recognizes the Representative from Naples, Representative Thompson.

Representative **THOMPSON**: Mr. Speaker, Men and Women of the House. This amendment adds an effective date to a piece of legislation, which we passed earlier in this session. Thank you.

House Amendment "**F**" (H-1172) to Committee Amendment "**A**" (H-1121) was **ADOPTED**.

The same Representative **PRESENTED** House Amendment "**G**" (H-1179) to Committee Amendment "**A**" (H-1121), which was **READ** by the Clerk.

The **SPEAKER**: The Chair recognizes the Representative from Naples, Representative Thompson.

Representative **THOMPSON**: Mr. Speaker, Men and Women of the House. This amendment corrects four errors in Title 12 of the Inland Fisheries laws. I would be glad to answer any questions about those four changes if anyone has any.

House Amendment "**G**" (H-1179) to Committee Amendment "**A**" (H-1121) was **ADOPTED**.

On further motion of the same Representative, **TABLED** pending adoption of Committee Amendment "**A**" (H-1121) as Amended by House Amendment "**A**" (H-1124), House Amendment "**B**" (H-1161), House Amendment "**C**" (H-1169), House Amendment "**D**" (H-1170), House Amendment "**E**" (H-1171), House Amendment "**F**" (H-1172) and House Amendment "**G**" (H-1179) thereto and later today assigned.

The following item was taken up out of order by unanimous consent:

ORDERS

On motion of Representative TOWNSEND of Portland, the following Joint Order: (H.P. 1956)

ORDERED, the Senate concurring, that Bill, "An Act to Appropriate Funding for the Maine School of Science and Mathematics for Fiscal Year 1999-00," H.P. 1687, L.D. 2393, and all its accompanying papers, be recalled from the legislative files to the House.

READ.

The SPEAKER: The Chair recognizes the Representative from Portland, Representative Townsend.

Representative TOWNSEND: Mr. Speaker, Men and Women of the House. The intent on recalling this bill is to fix a mistake we made in the budget. It is a wonder more of these don't happen since they are often put together at 3 or 4 in the morning. At some point we just plain lost an appropriation to the Maine School of Science and Mathematics to assist them in paying off their debts in the hopes that they will get on sound financial ground. I would appreciate your support. Thank you.

The SPEAKER: The Chair recognizes the Representative from Easton, Representative Kneeland.

Representative KNEELAND: Mr. Speaker, Men and Women of the House. I would ask you to please vote for this. This is just an error that just happened when we went to the emergency budget that we took off, so that we could get things funded in OO. As you have heard, this does happen and it has happened. We ask you to please vote in favor of this so we can bring it back.

Pursuant to Joint Rule 404, this Joint Order required the affirmative vote of two-thirds of those present for **PASSAGE**. 108 voted in favor of the same and 1 against, and accordingly the Joint Order was **PASSED** and sent for concurrence.

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

The Chair laid before the House the following item which was **TABLED** earlier in today's session:

HOUSE DIVIDED REPORT - Majority (7) Ought Not to Pass - Minority (6) Ought to Pass as Amended by Committee Amendment "B" (S-502) - Committee on LEGAL AND VETERANS AFFAIRS on Bill "An Act to Regulate Push Polling" (S.P. 420) (L.D. 1257)

Which was **TABLED** by Representative SAXL of Portland pending **ADOPTION of Committee Amendment "B" (S-502)**.

Representative MARTIN of Eagle Lake **PRESENTED House Amendment "A" (H-1178) to Committee Amendment "B" (S-502)** which was **READ** by the Clerk.

The SPEAKER: The Chair recognizes the Representative from Eagle Lake, Representative Martin.

Representative MARTIN: Mr. Speaker, Members of the House. I had never really seen this bill until it appeared on our desks on the calendar this morning. I am probably the only one in this body that has push polling done against him. I have some experience with what it is I talk about. It was done by an out-of-state firm paid for by in-state dollars and used against the people who supported me when I was a presiding officer and used in campaigns of that year. I know a little bit of what it is I talk about. I have a little concern about how we are going to do it and what we are going to do. Frankly, if I could figure out a way to get to

those people who do push polling, I would push them over a cliff. That is probably the easiest way to deal with people who attempt to destroy people's reputations. I do, however, have some concerns about how and how far we go. As you know, some of your friends and my friends, especially in the community that are senior citizens and are part of the organization that does a lot of calling their friends and relatives about who it is they ought to be voting for because of their position on elderly issues. I think you know the organizations about which I speak about. I can just see the way that this original bill when I looked at the last paragraph and you notice I tried to cover that by saying that it was willingly or knowingly misleading. I can see a senior citizen making a couple of calls on behalf of one of you or me and finding themselves in a great mess because they may have said something that wasn't quite accurate.

What I was basically trying to do, and I don't know if it makes any sense, but try to limit this to major campaigns or someone that does this and tries to do something to destroy someone's credibility. To do it in that fashion and to prevent where it is done for might be friendship or whatever. I offer this amendment in trying to get to what I think is the purpose and I wish I had had a little time. I guess I found out that this had been sitting in the other body since day one, apparently. I guess I hadn't paid much attention to it. I think it might have even carried over if you look at the LD number. The number is 1257, so that is probably a carryover from last year. Not that I have paid attention to 2700 bills in this process, but this one escaped me entirely. I just have a fear that we may be doing something here that we all will have egg on our face before it is over. So, that is where it's at. I hope you will consider adopting House Amendment "A." I said that if there is anyone here who has had experience in push polling against them, I would like to hear it. I personally can vouch for what it is.

The SPEAKER: The Chair recognizes the Representative from Waldoboro, Representative Trahan.

Representative TRAHAN: Mr. Speaker, May I pose a question through the Chair?

The SPEAKER: The Representative may pose his question.

Representative TRAHAN: Mr. Speaker, Men and Women of the House. I read the amendment and I just had a couple of things that kind of stuck out to me. Why is it bad for over 250 phone calls, but it is not bad for less than 250 phone calls? Who would count the phone calls? The person making them or what, I don't understand that.

The SPEAKER: The Representative from Waldoboro, Representative Trahan has posed a question through the Chair to anyone who may care to respond. The Chair recognizes the Representative from Eagle Lake, Representative Martin.

Representative MARTIN: Mr. Speaker, Men and Women of the House. There are companies that do just that. You contract with them to do push polling. I suppose they could probably go to 249, I don't know. Most of the time what they do is they contract for 1,000 calls or whatever, at so much money. They make the calls. In my recollection, the ones that came, it was a firm from Michigan that was involved. They were sent a check from this state to do it.

The SPEAKER: The Chair recognizes the Representative from Auburn, Representative Shields.

Representative SHIELDS: Mr. Speaker, May I pose a question through the Chair?

The SPEAKER: The Representative may pose his question.

Representative **SHIELDS**: Mr. Speaker, Ladies and Gentlemen of the House. Does your amendment still allow the disclosure parts of the original amendment on who is calling and why and so forth?

The **SPEAKER**: The Representative from Auburn, Representative Shields has posed a question through the Chair to anyone who may care to respond. The Chair recognizes the Representative from Eagle Lake, Representative Martin.

Representative **MARTIN**: Mr. Speaker, Members of the House. The author of the amendment sits on the first floor in the drafting office. I don't have the original bill or the committee amendment in front of me so I am a little bit lost at the moment, but I believe that it does.

Representative **MENDROS** of Lewiston **REQUESTED** a division on the motion to **ADOPT House Amendment "A" (H-1178) to Committee Amendment "B" (S-502)**.

The Chair ordered a division on the motion to **ADOPT House Amendment "A" (H-1178) to Committee Amendment "B" (S-502)**.

The same Representative **REQUESTED** a roll call on the motion to **ADOPT House Amendment "A" (H-1178) to Committee Amendment "B" (S-502)**.

More than one-fifth of the members present expressed a desire for a roll call which was ordered.

The **SPEAKER**: The Chair recognizes the Representative from Lewiston, Representative Mendros.

Representative **MENDROS**: Mr. Speaker, Ladies and Gentlemen of the House. With all due respect for the good Representative from Eagle Lake, Representative Martin, I understand his intention of some senior citizens that might make some calls. I just don't feel comfortable with this with a threshold of 250 calls in a House race. As this says, knowingly and willingly making misleading calls. I think somebody might take it upon themselves to make a few calls. They might accidentally give some misinformation or have been given some that they pass along. I don't think any senior citizen that would make calls for me or any of us would call 250. They might call their friends, neighbors or through a tree. I think the number is too high. I understand the value of the amendment, his rationale. I can't live with that number 250. Maybe 1,000 for a statewide race, but that basically means that push polling is perfectly acceptable in House and Senate races with these numbers before us. I don't believe that it is.

The **SPEAKER**: A roll call has been ordered. The pending question before the House is adoption of House Amendment "A" (H-1178) to Committee Amendment "B" (S-502). All those in favor will vote yes, those opposed will vote no.

ROLL CALL NO. 680

YEA - Ahearn, Bagley, Baker, Berry RL, Bouffard, Brennan, Bruno, Bryant, Cameron, Chizmar, Colwell, Cote, Cowger, Cross, Daigle, Davis, Desmond, Dudley, Dugay, Dunlap, Duplessie, Etnier, Fisher, Fuller, Gagne, Gagnon, Gillis, Goodwin, Green, Hatch, Jacobs, Jodrey, Kneeland, LaVerdiere, Lemoine, Lemont, Mailhot, Martin, Matthews, Mayo, McAlevey, McDonough, McGlocklin, McKee, McNeil, Mitchell, Murphy E, Norbert, O'Brien LL, O'Neal, O'Neil, Perkins, Perry, Pieh, Povich, Powers, Quint, Richard, Richardson E, Richardson J, Samson, Sanborn, Savage W, Saxl JW, Saxl MV, Shiah, Skoglund, Stanley, Stevens, Sullivan, Tessier, Thompson, Tobin D, Townsend, Tracy, Tripp, True, Usher, Watson, Weston, Wheeler GJ, Williams, Mr. Speaker.

NAY - Andrews, Belanger, Berry DP, Bowles, Buck, Bull, Bumps, Carr, Chick, Cianchette, Clough, Collins, Duncan, Foster, Gerry, Glynn, Gooley, Heidrich, Honey, Kasprzak, Labrecque, Lindahl, Lovett, MacDougall, Mack, Madore, Marvin, McKenney, Mendros, Murphy T, Muse, Nass, Nutting, O'Brien JA, Peavey, Pinkham, Rosen, Savage C, Schneider, Sherman, Shields, Snowe-Mello, Stanwood, Tobin J, Trahan, Treadwell, Twomey, Volenik, Waterhouse, Wheeler EM, Winsor.

ABSENT - Bolduc, Bragdon, Brooks, Campbell, Clark, Davidson, Frechette, Jabar, Jones, Joy, Kane, Plowman, Rines, Shorey, Sirois, Stedman, Tuttle.

Yes, 83; No, 51; Absent, 17; Excused, 0.

83 having voted in the affirmative and 51 voted in the negative, with 17 being absent, and accordingly **House Amendment "A" (H-1178) to Committee Amendment "B" (S-502)** was **ADOPTED**.

Committee Amendment " B" (S-502) as Amended by House Amendment "A" (H-1178) thereto was **ADOPTED**.

Under suspension of the rules the Bill was given its **SECOND READING** without **REFERENCE** to the Committee on **Bills in the Second Reading**.

Under further suspension of the rules the Bill was **PASSED TO BE ENGROSSED as Amended by Committee Amendment " B" (S-502) as Amended by House Amendment "A" (H-1178)** thereto in **NON-CONCURRENCE** and sent for concurrence. **ORDERED SENT FORTHWITH**.

The following item was taken up out of order by unanimous consent:

UNFINISHED BUSINESS

The following matter, in the consideration of which the House was engaged at the time of adjournment yesterday, had preference in the Orders of the Day and continued with such preference until disposed of as provided by House Rule 502.

An Act to Restore the Chaplaincy in the Maine Correctional Center in South Windham (EMERGENCY)

(H.P. 1837) (L.D. 2575)

- In House, **PASSED TO BE ENACTED** on March 29, 2000.

- In Senate, Bill and accompanying papers **INDEFINITELY POSTPONED** in **NON-CONCURRENCE**.

TABLED - April 26, 2000 (Till Later Today) by Representative McKEE of Wayne.

PENDING - Motion to **RECEDE AND CONCUR**.

Subsequently, the House voted to **RECEDE AND CONCUR**. **ORDERED SENT FORTHWITH**.

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

ENACTORS

Emergency Measure

Resolve, to Create a Seamless Treatment Plan for the Juvenile Offender with Substance Abuse Problems

(H.P. 466) (L.D. 629)

(S. "A" S-743 to C. "A" H-851)

Reported by the Committee on **Engrossed Bills** as truly and strictly engrossed. This being an emergency measure, a two-thirds vote of all the members elected to the House being necessary, a total was taken. 114 voted in favor of the same and 0 against, and accordingly the Resolve was **FINALLY PASSED**, signed by the Speaker and sent to the Senate.

Acts

An Act to Enhance the Enforcement of Civil and Criminal Violations

(H.P. 182) (L.D. 260)
(S. "A" S-741 to C. "A" H-1056)

An Act to Implement the Recommendations of the Task Force to Study the Need for an Ombudsman for the Department of Human Services and the Department of Mental Health, Mental Retardation and Substance Abuse Services Relating to the Department of Mental Health, Mental Retardation and Substance Abuse Services

(H.P. 397) (L.D. 528)
(S. "A" S-742 to C. "A" H-1080)

Reported by the Committee on **Engrossed Bills** as truly and strictly engrossed, **PASSED TO BE ENACTED**, signed by the Speaker and sent to the Senate.

Emergency Measure

An Act to Provide Services for Children in Need of Supervision

(H.P. 1138) (L.D. 1623)
(S. "A" S-768 to C. "A" H-1103)

Reported by the Committee on **Engrossed Bills** as truly and strictly engrossed. This being an emergency measure, a two-thirds vote of all the members elected to the House being necessary, a total was taken. 122 voted in favor of the same and 2 against, and accordingly the Bill was **PASSED TO BE ENACTED**, signed by the Speaker and sent to the Senate.

Emergency Measure

Resolve, to Establish the Committee to Develop a Compensation Program for Victims of Abuse at the Governor Baxter School for the Deaf and to Continue Oversight of Multiagency Cooperation

(H.P. 1135) (L.D. 1620)
(S. "A" S-770 to C. "A" H-979)

Reported by the Committee on **Engrossed Bills** as truly and strictly engrossed. This being an emergency measure, a two-thirds vote of all the members elected to the House being necessary, a total was taken. 128 voted in favor of the same and 0 against, and accordingly the Resolve was **FINALLY PASSED**, signed by the Speaker and sent to the Senate.

Emergency Measure

An Act to Amend the Franchise Law

(S.P. 681) (L.D. 1931)
(S. "B" S-787 to C. "A" S-554)

Reported by the Committee on **Engrossed Bills** as truly and strictly engrossed. This being an emergency measure, a two-thirds vote of all the members elected to the House being necessary, a total was taken. 126 voted in favor of the same and 0 against, and accordingly the Bill was **PASSED TO BE ENACTED**, signed by the Speaker and sent to the Senate.

Emergency Measure

Resolve, to Establish the Round Table to Study Economic and Labor Issues Relating to the Forest Products Industry

(H.P. 1400) (L.D. 2005)
(S. "A" S-771 to C. "A" H-865)

Reported by the Committee on **Engrossed Bills** as truly and strictly engrossed. This being an emergency measure, a two-thirds vote of all the members elected to the House being necessary, a total was taken. 107 voted in favor of the same and 22 against, and accordingly the Resolve was **FINALLY PASSED**, signed by the Speaker and sent to the Senate.

Emergency Measure

An Act to Protect the Citizens of Maine from the Dangers of Counterfeit Consumer Goods

(S.P. 775) (L.D. 2174)
(S. "A" S-781 to C. "A" S-612)

Reported by the Committee on **Engrossed Bills** as truly and strictly engrossed. This being an emergency measure, a two-thirds vote of all the members elected to the House being necessary, a total was taken. 127 voted in favor of the same and 0 against, and accordingly the Bill was **PASSED TO BE ENACTED**, signed by the Speaker and sent to the Senate.

Acts

An Act to Provide for the Establishment of Alcohol & Drug Treatment Programs in Maine Courts

(H.P. 1409) (L.D. 2014)
(S. "A" S-748 to C. "A" H-1047)

An Act to Preserve the State's Farm Economy and Heritage

(S.P. 736) (L.D. 2086)
(S. "A" S-788 to C. "A" S-574)

Reported by the Committee on **Engrossed Bills** as truly and strictly engrossed, **PASSED TO BE ENACTED**, signed by the Speaker and sent to the Senate.

Emergency Measure

Resolve, to Establish a Commission to Study Kindergarten-to-grade-12 Educator Recruitment and Retention

(H.P. 1658) (L.D. 2327)
(S. "A" S-794 to C. "A" H-1097)

Reported by the Committee on **Engrossed Bills** as truly and strictly engrossed. This being an emergency measure, a two-thirds vote of all the members elected to the House being necessary, a total was taken. 121 voted in favor of the same and 5 against, and accordingly the Resolve was **FINALLY PASSED**, signed by the Speaker and sent to the Senate.

Emergency Measure

Resolve, to Establish the Task Force to Reduce the Burden of Home Heating Costs on Low-income Households

(H.P. 1677) (L.D. 2343)
(S. "A" S-773 to C. "A" H-841)

Reported by the Committee on **Engrossed Bills** as truly and strictly engrossed. This being an emergency measure, a two-thirds vote of all the members elected to the House being necessary, a total was taken. 118 voted in favor of the same and 1 against, and accordingly the Resolve was **FINALLY PASSED**, signed by the Speaker and sent to the Senate.

Acts

An Act to Amend the Maine Seed Capital Tax Credit Program
(S.P. 905) (L.D. 2357)
(S. "A" S-789 to C. "A" S-539)

An Act to Help Support the Medical Ride Volunteer Service
(S.P. 933) (L.D. 2383)
(S. "A" S-750 to C. "A" S-517)

An Act to Create Employment Opportunities by Clarifying
Maine's Tax Laws Regarding Mutual Fund Companies
(H.P. 1694) (L.D. 2400)
(S. "A" S-783 to C. "A" H-867)

Reported by the Committee on **Engrossed Bills** as truly and
strictly engrossed, **PASSED TO BE ENACTED**, signed by the
Speaker and sent to the Senate.

Resolves

Resolve, to Implement the Recommendations Contained in
the Report Entitled "Women's Health: An Action Plan for Maine"
(S.P. 923) (L.D. 2374)
(S. "A" S-749 to C. "A" S-585)

Reported by the Committee on **Engrossed Bills** as truly and
strictly engrossed, **FINALLY PASSED**, signed by the Speaker
and sent to the Senate.

Acts

An Act to Increase the Number of Domestic Violence
Prosecutors
(H.P. 1699) (L.D. 2405)
(S. "A" S-751 to C. "A" H-876)

Was reported by the Committee on **Engrossed Bills** as truly
and strictly engrossed.

On motion of Representative MacDOUGALL of North
Berwick, was **SET ASIDE**.

The same Representative **REQUESTED** a roll call on
PASSAGE TO BE ENACTED.

More than one-fifth of the members present expressed a
desire for a roll call which was ordered.

The SPEAKER: A roll call has been ordered. The pending
question before the House is Enactment. All those in favor will
vote yes, those opposed will vote no.

ROLL CALL NO. 681

YEA - Ahearne, Andrews, Bagley, Baker, Belanger,
Berry DP, Berry RL, Bouffard, Bowles, Bragdon, Brennan,
Brooks, Bruno, Bryant, Buck, Bull, Bumps, Cameron, Campbell,
Carr, Chick, Chizmar, Clough, Collins, Colwell, Cote, Cowger,
Cross, Daigle, Davis, Desmond, Dudley, Dugay, Duncan,
Dunlap, Duplessie, Etnier, Fisher, Foster, Fuller, Gagne,
Gagnon, Gerry, Gillis, Glynn, Goodwin, Gooley, Green, Hatch,
Heidrich, Honey, Jabar, Jacobs, Jodrey, Kasprzak, Kneeland,
Labrecque, LaVerdiere, Lemoine, Lemont, Lindahl, Lovett,
MacDougall, Mack, Madore, Mailhot, Martin, Marvin, Matthews,
Mayo, McAlevey, McDonough, McGlocklin, McKee, McKenney,
McNeil, Mendros, Mitchell, Murphy E, Murphy T, Muse, Nass,
Norbert, Nutting, O'Brien JA, O'Brien LL, O'Neal, O'Neil, Peavey,
Perkins, Perry, Pieh, Pinkham, Plowman, Powers, Quint,
Richard, Richardson E, Richardson J, Rosen, Samson, Sanborn,
Savage C, Savage W, Saxl JW, Saxl MV, Schneider, Sherman,
Shiah, Shields, Skoglund, Snowe-Mello, Stanley, Stanwood,

Stevens, Sullivan, Tessier, Thompson, Tobin D, Tobin J,
Townsend, Tracy, Trahan, Treadwell, Tripp, True, Tuttle,
Twomey, Usher, Volenik, Waterhouse, Watson, Weston,
Wheeler EM, Wheeler GJ, Williams, Winsor, Mr. Speaker.

NAY - NONE.

ABSENT - Bolduc, Cianchette, Clark, Davidson, Frechette,
Jones, Joy, Kane, Povich, Rines, Shorey, Sirois, Stedman.
Yes, 138; No, 0; Absent, 13; Excused, 0.

138 having voted in the affirmative and 0 voted in the
negative, with 13 being absent, and accordingly the Bill was
PASSED TO BE ENACTED, signed by the Speaker and sent to
the Senate.

An Act to Establish Criteria for Tax Incentive Programs
(H.P. 1754) (L.D. 2460)
(H. "A" H-1055 and S. "A" S-766 to C. "A" H-1021)

Was reported by the Committee on **Engrossed Bills** as truly
and strictly engrossed.

On motion of Representative MURPHY of Kennebunk, was
SET ASIDE.

The same Representative **REQUESTED** a roll call on
PASSAGE TO BE ENACTED.

More than one-fifth of the members present expressed a
desire for a roll call which was ordered.

The SPEAKER: A roll call has been ordered. The pending
question before the House is Enactment. All those in favor will
vote yes, those opposed will vote no.

ROLL CALL NO. 682

YEA - Ahearne, Bagley, Baker, Berry RL, Bouffard, Brennan,
Brooks, Bryant, Bull, Chick, Chizmar, Colwell, Cote, Cowger,
Daigle, Desmond, Dudley, Dugay, Dunlap, Duplessie, Etnier,
Fisher, Fuller, Gagne, Gagnon, Gerry, Goodwin, Green, Hatch,
Jabar, Jacobs, LaVerdiere, Lemoine, Lemont, Lovett, Mailhot,
Martin, Matthews, McDonough, McGlocklin, McKee, Mitchell,
Murphy E, Muse, Norbert, O'Brien LL, O'Neal, O'Neil, Perry,
Pieh, Powers, Quint, Richard, Richardson J, Samson,
Savage W, Saxl JW, Saxl MV, Shiah, Skoglund, Stanley,
Stevens, Sullivan, Tessier, Thompson, Townsend, Tracy,
Trahan, Tripp, Tuttle, Twomey, Usher, Volenik, Watson,
Wheeler EM, Wheeler GJ, Williams, Mr. Speaker.

NAY - Andrews, Belanger, Berry DP, Bowles, Bragdon,
Bruno, Buck, Bumps, Cameron, Campbell, Carr, Clough, Collins,
Cross, Davis, Duncan, Foster, Gillis, Glynn, Gooley, Heidrich,
Honey, Jodrey, Kasprzak, Kneeland, Labrecque, Lindahl,
MacDougall, Mack, Madore, Marvin, Mayo, McAlevey,
McKenney, McNeil, Mendros, Murphy T, Nass, Nutting,
O'Brien JA, Peavey, Perkins, Pinkham, Plowman, Richardson E,
Rosen, Sanborn, Savage C, Schneider, Sherman, Shields,
Snowe-Mello, Stanwood, Tobin D, Tobin J, Treadwell, True,
Waterhouse, Weston, Winsor.

ABSENT - Bolduc, Cianchette, Clark, Davidson, Frechette,
Jones, Joy, Kane, Povich, Rines, Shorey, Sirois, Stedman.
Yes, 78; No, 60; Absent, 13; Excused, 0.

78 having voted in the affirmative and 60 voted in the
negative, with 13 being absent, and accordingly the Bill was
PASSED TO BE ENACTED, signed by the Speaker and sent to
the Senate.

Emergency Measure

An Act to Ensure Adequate Funding of Adult Education

(H.P. 1778) (L.D. 2492)
(S. "A" S-756 to C. "A" H-848)

Reported by the Committee on **Engrossed Bills** as truly and strictly engrossed.

Representative MENDROS of Lewiston **REQUESTED** a roll call on **PASSAGE TO BE ENACTED**.

More than one-fifth of the members present expressed a desire for a roll call, which was ordered.

The SPEAKER: A roll call has been ordered. The pending question before the House is Enactment. All those in favor will vote yes, those opposed will vote no.

This being an emergency measure, a two-thirds vote of all the members elected to the House being necessary, a total was taken.

ROLL CALL NO. 683

YEA - Ahearne, Andrews, Bagley, Baker, Belanger, Berry DP, Berry RL, Bouffard, Bowles, Bragdon, Brennan, Brooks, Bruno, Bryant, Buck, Bull, Bumps, Cameron, Campbell, Carr, Chick, Chizmar, Clough, Collins, Colwell, Cote, Cowger, Cross, Daigle, Davis, Desmond, Dudley, Dugay, Duncan, Dunlap, Duplessie, Etnier, Fisher, Foster, Fuller, Gagne, Gagnon, Gerry, Gillis, Glynn, Goodwin, Gooley, Green, Hatch, Heidrich, Honey, Jabar, Jacobs, Jodrey, Kasprzak, Kneeland, Labrecque, LaVerdiere, Lemoine, Lemont, Lindahl, Lovett, MacDougall, Mack, Madore, Mailhot, Martin, Marvin, Matthews, Mayo, McAlevey, McDonough, McGlocklin, McKee, McKenney, McNeil, Mendros, Mitchell, Murphy E, Murphy T, Muse, Nass, Norbert, Nutting, O'Brien JA, O'Brien LL, O'Neal, O'Neil, Peavey, Perkins, Perry, Pieh, Pinkham, Plowman, Powers, Quint, Richard, Richardson E, Richardson J, Rosen, Samson, Sanborn, Savage C, Savage W, Saxl JW, Saxl MV, Schneider, Sherman, Shiah, Shields, Skoglund, Snowe-Mello, Stanley, Stanwood, Stevens, Sullivan, Tessier, Thompson, Tobin D, Tobin J, Townsend, Tracy, Trahan, Treadwell, Tripp, True, Tuttle, Twomey, Usher, Volenik, Waterhouse, Watson, Weston, Wheeler EM, Wheeler GJ, Williams, Winsor, Mr. Speaker.

NAY - NONE.

ABSENT - Bolduc, Cianchette, Clark, Davidson, Frechette, Jones, Joy, Kane, Povich, Rines, Shorey, Sirois, Stedman.

Yes, 138; No, 0; Absent, 13; Excused, 0.

138 having voted in the affirmative and 0 voted in the negative, with 13 being absent, and accordingly the Bill was **PASSED TO BE ENACTED**, signed by the Speaker and sent to the Senate.

Acts

An Act to Fund the Lakes Heritage Trust Fund

(H.P. 1764) (L.D. 2470)
(S. "A" S-755 to C. "A" H-972)

Reported by the Committee on **Engrossed Bills** as truly and strictly engrossed, **PASSED TO BE ENACTED**, signed by the Speaker and sent to the Senate.

An Act to Support Child Care Education and Services

(S.P. 963) (L.D. 2505)
(S. "A" S-782 to C. "A" S-580)

Was reported by the Committee on **Engrossed Bills** as truly and strictly engrossed.

On motion of Representative SNOWE-MELLO of Poland, was **SET ASIDE**.

The same Representative **REQUESTED** a roll call on **PASSAGE TO BE ENACTED**.

More than one-fifth of the members present expressed a desire for a roll call which was ordered.

The SPEAKER: A roll call has been ordered. The pending question before the House is Enactment. All those in favor will vote yes, those opposed will vote no.

ROLL CALL NO. 684

YEA - Ahearne, Andrews, Bagley, Baker, Belanger, Berry DP, Berry RL, Bouffard, Bowles, Bragdon, Brennan, Brooks, Bruno, Bryant, Buck, Bull, Bumps, Cameron, Campbell, Carr, Chick, Chizmar, Clough, Collins, Colwell, Cote, Cowger, Cross, Daigle, Davis, Desmond, Dudley, Dugay, Duncan, Dunlap, Duplessie, Etnier, Fisher, Foster, Fuller, Gagne, Gagnon, Gerry, Gillis, Glynn, Goodwin, Gooley, Green, Hatch, Heidrich, Honey, Jabar, Jacobs, Jodrey, Kasprzak, Kneeland, Labrecque, LaVerdiere, Lemoine, Lemont, Lindahl, Lovett, MacDougall, Mack, Madore, Mailhot, Martin, Marvin, Matthews, Mayo, McAlevey, McDonough, McGlocklin, McKee, McKenney, McNeil, Mendros, Mitchell, Murphy E, Murphy T, Muse, Nass, Norbert, Nutting, O'Brien JA, O'Brien LL, O'Neal, O'Neil, Peavey, Perkins, Perry, Pieh, Pinkham, Plowman, Powers, Quint, Richard, Richardson E, Richardson J, Rosen, Samson, Sanborn, Savage C, Savage W, Saxl JW, Saxl MV, Schneider, Sherman, Shiah, Shields, Skoglund, Snowe-Mello, Stanley, Stanwood, Stevens, Sullivan, Tessier, Thompson, Tobin D, Tobin J, Townsend, Tracy, Trahan, Treadwell, Tripp, True, Tuttle, Twomey, Usher, Volenik, Waterhouse, Watson, Weston, Wheeler EM, Wheeler GJ, Williams, Winsor, Mr. Speaker.

NAY - NONE.

ABSENT - Bolduc, Cianchette, Clark, Davidson, Frechette, Jones, Joy, Kane, Povich, Rines, Shorey, Sirois, Stedman.

Yes, 138; No, 0; Absent, 13; Excused, 0.

138 having voted in the affirmative and 0 voted in the negative, with 13 being absent, and accordingly the Bill was **PASSED TO BE ENACTED**, signed by the Speaker and sent to the Senate.

An Act to Improve Standards for Public Assistance to Maine Employers

(S.P. 967) (L.D. 2516)
(S. "B" S-784 to C. "A" S-637)

Was reported by the Committee on **Engrossed Bills** as truly and strictly engrossed.

On motion of Representative MURPHY of Kennebunk, was **SET ASIDE**.

The same Representative **REQUESTED** a roll call on **PASSAGE TO BE ENACTED**.

More than one-fifth of the members present expressed a desire for a roll call which was ordered.

The SPEAKER: A roll call has been ordered. The pending question before the House is Enactment. All those in favor will vote yes, those opposed will vote no.

ROLL CALL NO. 685

YEA - Ahearne, Bagley, Baker, Berry RL, Bouffard, Brennan, Brooks, Bryant, Bull, Chizmar, Colwell, Cote, Cowger, Desmond, Dudley, Dugay, Dunlap, Duplessie, Etnier, Fisher, Fuller, Gagne, Gagnon, Gerry, Goodwin, Green, Hatch, Jabar, Jacobs, LaVerdiere, Lemoine, Mailhot, Martin, Matthews, Mayo, McDonough, McGlocklin, McKee, Mitchell, Murphy E, Muse, Norbert, O'Brien LL, O'Neal, O'Neil, Perry, Pieh, Powers, Quint,

Richard, Richardson J, Samson, Sanborn, Savage W, Saxl JW, Saxl MV, Shiah, Skoglund, Stanley, Stevens, Sullivan, Tessier, Thompson, Townsend, Tracy, Tripp, Tuttle, Twomey, Usher, Volenik, Watson, Wheeler GJ, Williams, Mr. Speaker.

NAY - Andrews, Belanger, Berry DP, Bowles, Bragdon, Bruno, Buck, Bumps, Cameron, Campbell, Carr, Chick, Clough, Collins, Cross, Daigle, Davis, Duncan, Foster, Gillis, Glynn, Gooley, Heidrich, Honey, Jodrey, Kasprzak, Kneeland, Labrecque, Lemont, Lindahl, Lovett, MacDougall, Mack, Madore, Marvin, McAlevey, McKenney, McNeil, Mendros, Murphy T, Nass, Nutting, O'Brien JA, Peavey, Perkins, Pinkham, Plowman, Richardson E, Rosen, Savage C, Schneider, Sherman, Shields, Snowe-Mello, Stanwood, Tobin D, Tobin J, Trahan, Treadwell, True, Waterhouse, Weston, Wheeler EM, Winsor.

ABSENT - Bolduc, Cianchette, Clark, Davidson, Frechette, Jones, Joy, Kane, Povich, Rines, Shorey, Sirois, Stedman.

Yes, 74; No, 64; Absent, 13; Excused, 0.

74 having voted in the affirmative and 64 voted in the negative, with 13 being absent, and accordingly the Bill was **PASSED TO BE ENACTED**, signed by the Speaker and sent to the Senate.

Acts

An Act to Establish a Memorial Dedicated to the Civilian Conservation Corps

(H.P. 1797) (L.D. 2522)
(S. "A" S-767 to C. "A" H-940)

An Act to Provide Payment for Overtime Amounts Due and to Reimburse for Costs Incurred in an Action to Recover those Amounts

(H.P. 1803) (L.D. 2530)
(S. "A" S-752 to C. "A" H-1076)

An Act to Implement the Recommendations of the Task Force to Study the Need for an Agricultural Vitality Zone Program

(S.P. 982) (L.D. 2532)
(C. "A" S-548; S. "A" S-761)

Reported by the Committee on **Engrossed Bills** as truly and strictly engrossed, **PASSED TO BE ENACTED**, signed by the Speaker and sent to the Senate.

Resolves

Resolve, to Improve Access to Technical Education and Ensure a Skilled Work Force

(S.P. 973) (L.D. 2519)
(S. "A" S-769)

Reported by the Committee on **Engrossed Bills** as truly and strictly engrossed, **FINALLY PASSED**, signed by the Speaker and sent to the Senate.

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

Emergency Measure

Resolve, to Establish the Commission to Study Ownership Patterns in Maine

(H.P. 1809) (L.D. 2535)
(S. "A" S-775 to C. "A" H-932)

Reported by the Committee on **Engrossed Bills** as truly and strictly engrossed. This being an emergency measure, a two-thirds vote of all the members elected to the House being necessary, a total was taken. 113 voted in favor of the same and 19 against, and accordingly the Resolve was **FINALLY PASSED**, signed by the Speaker and sent to the Senate.

Acts

An Act to Implement the Recommendations of the Task Force to Study the Operation of and Support for the Board of Environmental Protection

(H.P. 1814) (L.D. 2547)
(S. "A" S-762 to C. "A" H-1027)

An Act to Implement Recommendations Concerning Protection of Indian Archaeological Sites

(H.P. 1816) (L.D. 2549)
(S. "A" S-763)

An Act to Implement the Recommendations of the Committee on Sawmill Biomass

(H.P. 1817) (L.D. 2551)
(S. "A" S-785 to C. "A" H-899)

Reported by the Committee on **Engrossed Bills** as truly and strictly engrossed, **PASSED TO BE ENACTED**, signed by the Speaker and sent to the Senate.

Emergency Measure

Resolve, Regarding Access to Marijuana for Medical Use

(S.P. 1012) (L.D. 2580)
(S. "A" S-776 to C. "A" S-597)

Reported by the Committee on **Engrossed Bills** as truly and strictly engrossed. This being an emergency measure, a two-thirds vote of all the members elected to the House being necessary, a total was taken. 75 voted in favor of the same and 60 against, and accordingly the Resolve **FAILED** of **FINAL PASSAGE** and was sent for concurrence.

Emergency Measure

Resolve, to Establish the National Guard Education Assistance Pilot Program

(S.P. 1017) (L.D. 2585)
(S. "A" S-791 to C. "A" S-583)

Reported by the Committee on **Engrossed Bills** as truly and strictly engrossed.

Representative CAMPBELL of Holden **REQUESTED** a roll call on **FINAL PASSAGE**.

More than one-fifth of the members present expressed a desire for a roll call which was ordered.

The **SPEAKER**: A roll call has been ordered. The pending question before the House is Final Passage. All those in favor will vote yes, those opposed will vote no.

This being an emergency measure, a two-thirds vote of all the members elected to the House being necessary, a total was taken.

ROLL CALL NO. 686

YEA - Ahearne, Andrews, Bagley, Baker, Belanger, Berry DP, Berry RL, Bouffard, Bowles, Bragdon, Brennan, Brooks, Bruno, Bryant, Buck, Bull, Bumps, Cameron, Campbell, Carr, Chick, Chizmar, Clough, Collins, Colwell, Cote, Cowger, Cross, Daigle, Davis, Desmond, Dudley, Dugan, Duncan,

Dunlap, Duplessie, Etnier, Fisher, Foster, Fuller, Gagne, Gagnon, Gerry, Gillis, Glynn, Goodwin, Gooley, Green, Hatch, Heidrich, Honey, Jabar, Jacobs, Jodrey, Kasprzak, Kneeland, Labrecque, LaVerdiere, Lemoine, Lemont, Lindahl, Lovett, MacDougall, Mack, Madore, Mailhot, Martin, Marvin, Matthews, Mayo, McAlevey, McDonough, McGlocklin, McKee, McKenney, McNeil, Mendros, Mitchell, Murphy E, Murphy T, Muse, Nass, Norbert, Nutting, O'Brien JA, O'Brien LL, O'Neal, Peavey, Perkins, Perry, Pieh, Pinkham, Plowman, Powers, Quint, Richard, Richardson E, Richardson J, Rosen, Samson, Sanborn, Savage C, Savage W, Saxl JW, Saxl MV, Schneider, Sherman, Shiah, Shields, Skoglund, Snowe-Mello, Stanley, Stanwood, Stevens, Sullivan, Tessier, Thompson, Tobin D, Tobin J, Townsend, Tracy, Trahan, Treadwell, Tripp, True, Tuttle, Twomey, Usher, Volenik, Waterhouse, Watson, Weston, Wheeler EM, Wheeler GJ, Williams, Winsor, Mr. Speaker.

NAY - NONE.

ABSENT - Bolduc, Cianchette, Clark, Davidson, Frechette, Jones, Joy, Kane, O'Neil, Povich, Rines, Shorey, Sirois, Stedman.

Yes, 137; No, 0; Absent, 14; Excused, 0.

137 having voted in the affirmative and 0 voted in the negative, with 14 being absent, and accordingly the Resolve was **FINALLY PASSED**, signed by the Speaker and sent to the Senate.

Emergency Measure

An Act to Improve Educational Programming at Juvenile Correctional Facilities

(H.P. 1872) (L.D. 2608)
(S. "A" S-777 to C. "A" H-956)

Reported by the Committee on **Engrossed Bills** as truly and strictly engrossed. This being an emergency measure, a two-thirds vote of all the members elected to the House being necessary, a total was taken. 130 voted in favor of the same and 0 against, and accordingly the Bill was **PASSED TO BE ENACTED**, signed by the Speaker and sent to the Senate.

Acts

An Act to Implement the Land Use Recommendations of the Task Force on State Office Building Location, Other State Growth-related Capital Investments and Patterns of Development

(S.P. 1027) (L.D. 2600)
(S. "A" S-792 to C. "A" S-660)

An Act to Implement the Recommendations of the Joint Standing Committee on Agriculture, Conservation and Forestry Relating to Review of the Maine Seed Potato Board Under the State Government Evaluation Act

(H.P. 1892) (L.D. 2633)
(S. "A" S-764)

Reported by the Committee on **Engrossed Bills** as truly and strictly engrossed, **PASSED TO BE ENACTED**, signed by the Speaker and sent to the Senate.

Emergency Measure

Resolve, to Create the Commission to Study Equity in the Distribution of Gas Tax Revenues Attributable to Snowmobiles, All-terrain Vehicles and Watercraft

(H.P. 1901) (L.D. 2645)
(S. "A" S-778)

Reported by the Committee on **Engrossed Bills** as truly and strictly engrossed. This being an emergency measure, a two-thirds vote of all the members elected to the House being necessary, a total was taken. 117 voted in favor of the same and 13 against, and accordingly the Resolve was **FINALLY PASSED**, signed by the Speaker and sent to the Senate.

Emergency Measure

Resolve, to Establish the Commission to Study Domestic Violence

(H.P. 1906) (L.D. 2651)
(S. "A" S-779 to C. "A" H-1017)

Reported by the Committee on **Engrossed Bills** as truly and strictly engrossed.

Representative MACK of Standish **REQUESTED** a roll call on **FINAL PASSAGE**.

More than one-fifth of the members present expressed a desire for a roll call which was ordered.

The SPEAKER: A roll call has been ordered. The pending question before the House is Final Passage. All those in favor will vote yes, those opposed will vote no.

This being an emergency measure, a two-thirds vote of all the members elected to the House being necessary, a total was taken.

ROLL CALL NO. 687

YEA - Ahearne, Andrews, Bagley, Baker, Belanger, Berry DP, Berry RL, Bouffard, Bowles, Bragdon, Brennan, Brooks, Bruno, Bryant, Bull, Bumps, Cameron, Campbell, Carr, Chick, Chizmar, Collins, Colwell, Cote, Cowger, Cross, Daigle, Davis, Desmond, Dudley, Dugay, Duncan, Dunlap, Duplessie, Etnier, Fisher, Foster, Fuller, Gagne, Gagnon, Gerry, Gillis, Glynn, Goodwin, Gooley, Green, Hatch, Heidrich, Honey, Jabar, Jacobs, Jodrey, Kneeland, Labrecque, LaVerdiere, Lemoine, Lemont, Lindahl, Lovett, MacDougall, Mack, Madore, Mailhot, Martin, Matthews, Mayo, McAlevey, McDonough, McGlocklin, McKee, McKenney, McNeil, Mendros, Mitchell, Murphy E, Murphy T, Muse, Nass, Norbert, Nutting, O'Brien JA, O'Brien LL, O'Neal, O'Neil, Peavey, Perkins, Perry, Pieh, Plowman, Powers, Quint, Richard, Richardson E, Richardson J, Rosen, Samson, Sanborn, Savage C, Savage W, Saxl JW, Saxl MV, Schneider, Sherman, Shiah, Shields, Skoglund, Snowe-Mello, Stanley, Stanwood, Stevens, Sullivan, Thompson, Tobin D, Tobin J, Townsend, Tracy, Trahan, Treadwell, Tripp, True, Tuttle, Twomey, Usher, Volenik, Watson, Weston, Wheeler EM, Wheeler GJ, Williams, Winsor, Mr. Speaker.

NAY - Buck, Kasprzak, Marvin, Pinkham, Waterhouse.

ABSENT - Bolduc, Cianchette, Clark, Clough, Davidson, Frechette, Jones, Joy, Kane, Povich, Rines, Shorey, Sirois, Stedman, Tessier.

Yes, 131; No, 5; Absent, 15; Excused, 0.

131 having voted in the affirmative and 5 voted in the negative, with 15 being absent, and accordingly the Resolve was **FINALLY PASSED**, signed by the Speaker and sent to the Senate.

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

Emergency Measure

An Act to Establish the Council on Children and Families and to Ensure the Continuation of the Governor's Children's Cabinet
(S.P. 1076) (L.D. 2679)
(S. "A" S-780)

Reported by the Committee on **Engrossed Bills** as truly and strictly engrossed. This being an emergency measure, a two-thirds vote of all the members elected to the House being necessary, a total was taken. 130 voted in favor of the same and 2 against, and accordingly the Bill was **PASSED TO BE ENACTED**, signed by the Speaker and sent to the Senate.

Acts

An Act Related to Sales Tax on Vehicles Leased and Removed from the State and Watercraft Used in Interstate Commerce
(S.P. 1082) (L.D. 2686)
(S. "A" S-754)

Reported by the Committee on **Engrossed Bills** as truly and strictly engrossed, **PASSED TO BE ENACTED**, signed by the Speaker and sent to the Senate.

An Act to Implement the Tax Policy Recommendations of the Task Force Created to Review Smart Growth Patterns of Development
(H.P. 1923) (L.D. 2669)
(S. "A" S-753)

Was reported by the Committee on **Engrossed Bills** as truly and strictly engrossed.

On motion of Representative CARR of Lincoln, was **SET ASIDE**.

The same Representative **REQUESTED** a roll call on **PASSAGE TO BE ENACTED**.

More than one-fifth of the members present expressed a desire for a roll call which was ordered.

The **SPEAKER**: A roll call has been ordered. The pending question before the House is Enactment. All those in favor will vote yes, those opposed will vote no.

ROLL CALL NO. 688

YEA - Ahearn, Bagley, Baker, Berry DP, Berry RL, Bouffard, Bowles, Bragdon, Brennan, Brooks, Bruno, Bryant, Bull, Bumps, Campbell, Chick, Chizmar, Colwell, Cote, Cowger, Cross, Daigle, Davis, Desmond, Dudley, Duncan, Dunlap, Duplessie, Etnier, Fisher, Fuller, Gagne, Gagnon, Gerry, Gooley, Green, Hatch, Heidrich, Honey, Jabar, Jacobs, Kasprzak, Kneeland, LaVerdiere, Lemoine, Lemont, Lindahl, Lovett, Madore, Mailhot, Martin, Matthews, Mayo, McAlevey, McDonough, McGlocklin, McKee, McKenney, McNeil, Mendros, Mitchell, Murphy E, Murphy T, Muse, Nass, Norbert, Nutting, O'Brien JA, O'Brien LL, O'Neal, O'Neil, Peavey, Perkins, Perry, Pieh, Powers, Quint, Richard, Richardson J, Rosen, Samson, Sanborn, Savage C, Savage W, Saxl JW, Saxl MV, Shiah, Shields, Skoglund, Stanley, Stevens, Sullivan, Thompson, Tobin D, Townsend, Tracy, Tripp, Tuttle, Twomey, Usher, Volenik, Waterhouse, Watson, Wheeler GJ, Williams, Mr. Speaker.

NAY - Andrews, Belanger, Buck, Cameron, Carr, Clough, Collins, Dugay, Foster, Gillis, Glynn, Goodwin, Jodrey, Labrecque, MacDougall, Mack, Marvin, Pinkham, Plowman,

Richardson E, Schneider, Sherman, Snowe-Mello, Stanwood, Tobin J, Trahan, Treadwell, True, Weston, Wheeler EM, Winsor.

ABSENT - Bolduc, Cianchette, Clark, Davidson, Frechette, Jones, Joy, Kane, Povich, Rines, Shorey, Sirois, Stedman, Tessier.

Yes, 106; No, 31; Absent, 14; Excused, 0.

106 having voted in the affirmative and 31 voted in the negative, with 14 being absent, and accordingly the Bill was **PASSED TO BE ENACTED**, signed by the Speaker and sent to the Senate.

An Act to Provide Equal Treatment for State Employees under Certain Federal Employment Laws
(H.P. 1939) (L.D. 2682)
(S. "A" S-765)

Was reported by the Committee on **Engrossed Bills** as truly and strictly engrossed.

On motion of Representative CAMPBELL of Holden, was **SET ASIDE**.

The same Representative **REQUESTED** a roll call on **PASSAGE TO BE ENACTED**.

More than one-fifth of the members present expressed a desire for a roll call which was ordered.

The **SPEAKER**: A roll call has been ordered. The pending question before the House is Enactment. All those in favor will vote yes, those opposed will vote no.

ROLL CALL NO. 689

YEA - Ahearn, Bagley, Baker, Berry RL, Bouffard, Brennan, Brooks, Bryant, Bull, Bumps, Chick, Chizmar, Colwell, Cote, Cowger, Davis, Desmond, Dudley, Dugay, Dunlap, Duplessie, Etnier, Fisher, Fuller, Gagne, Gagnon, Gerry, Goodwin, Green, Hatch, Honey, Jabar, Jacobs, LaVerdiere, Lemoine, Mailhot, Martin, Matthews, Mayo, McDonough, McGlocklin, McKee, Mendros, Mitchell, Muse, Norbert, O'Brien JA, O'Brien LL, O'Neal, O'Neil, Perkins, Perry, Pieh, Powers, Quint, Richard, Richardson J, Rosen, Samson, Sanborn, Savage W, Saxl JW, Saxl MV, Shiah, Skoglund, Stanley, Stevens, Sullivan, Tessier, Thompson, Townsend, Tracy, Tripp, True, Tuttle, Twomey, Usher, Volenik, Watson, Wheeler GJ, Williams, Mr. Speaker.

NAY - Andrews, Belanger, Berry DP, Bowles, Bragdon, Bruno, Buck, Cameron, Campbell, Carr, Clough, Collins, Cross, Daigle, Duncan, Foster, Gillis, Glynn, Gooley, Heidrich, Jodrey, Kasprzak, Kneeland, Labrecque, Lemont, Lindahl, Lovett, MacDougall, Mack, Madore, Marvin, McAlevey, McKenney, McNeil, Murphy E, Murphy T, Nass, Nutting, Peavey, Pinkham, Plowman, Richardson E, Savage C, Schneider, Sherman, Shields, Snowe-Mello, Stanwood, Tobin D, Tobin J, Trahan, Treadwell, Waterhouse, Weston, Wheeler EM, Winsor.

ABSENT - Bolduc, Cianchette, Clark, Davidson, Frechette, Jones, Joy, Kane, Povich, Rines, Shorey, Sirois, Stedman.

Yes, 82; No, 56; Absent, 13; Excused, 0.

82 having voted in the affirmative and 56 voted in the negative, with 13 being absent, and accordingly the Bill was **PASSED TO BE ENACTED**, signed by the Speaker and sent to the Senate.

Acts

An Act to Implement a Maine Meat and Poultry Inspection Program

(S.P. 1083) (L.D. 2687)
(H. "A" H-1119; S. "A" S-793)

Reported by the Committee on **Engrossed Bills** as truly and strictly engrossed, **PASSED TO BE ENACTED**, signed by the Speaker and sent to the Senate.

Acts

An Act to Require Completion of an Ambulance Operator Course

(H.P. 471) (L.D. 678)
(H. "A" H-1173 to C. "A" H-888)

An Act Regarding the Solid Waste Hauling and Disposal Industry

(H.P. 1736) (L.D. 2442)
(H. "B" H-1177 to C. "A" H-1086)

Reported by the Committee on **Engrossed Bills** as truly and strictly engrossed, **PASSED TO BE ENACTED**, signed by the Speaker and sent to the Senate.

Resolves

Resolve, to Require the State Sealer to Conduct Spot Checks at Timber Mills

(H.P. 1751) (L.D. 2457)
(H. "A" H-1175 to C. "A" H-835)

Was reported by the Committee on **Engrossed Bills** as truly and strictly engrossed.

On motion of Representative GOOLEY of Farmington, was **SET ASIDE**.

The same Representative **REQUESTED** a roll call on **FINAL PASSAGE**.

More than one-fifth of the members present expressed a desire for a roll call which was ordered.

The **SPEAKER**: A roll call has been ordered. The pending question before the House is Final Passage. All those in favor will vote yes, those opposed will vote no.

ROLL CALL NO. 690

YEA - Ahearne, Bagley, Baker, Berry RL, Bouffard, Brennan, Brooks, Bryant, Bull, Chick, Chizmar, Colwell, Cote, Cowger, Davis, Desmond, Dudley, Dugay, Duncan, Dunlap, Duplessie, Etnier, Fisher, Fuller, Gagne, Gagnon, Gillis, Goodwin, Green,

Hatch, Jabar, Jacobs, LaVerdiere, Lemoine, Mailhot, Martin, Matthews, Mayo, McDonough, McGlocklin, McKee, Mitchell, Muse, Norbert, O'Brien LL, O'Neal, O'Neil, Peavey, Perry, Pieh, Powers, Quint, Richard, Richardson J, Samson, Sanborn, Savage W, Saxl JW, Saxl MV, Shiah, Skoglund, Stanley, Stevens, Sullivan, Tessier, Thompson, Townsend, Tracy, Tripp, Tuttle, Twomey, Usher, Volenik, Watson, Wheeler GJ, Williams, Mr. Speaker.

NAY - Andrews, Belanger, Berry DP, Bowles, Bragdon, Bruno, Buck, Bumps, Cameron, Campbell, Carr, Clough, Collins, Cross, Daigle, Foster, Gerry, Glynn, Gooley, Heidrich, Honey, Jodrey, Kasprzak, Kneeland, Labrecque, Lemont, Lindahl, Lovett, MacDougall, Mack, Madore, Marvin, McAlevey, McKenney, McNeil, Mendros, Murphy E, Murphy T, Nass, Nutting, O'Brien JA, Perkins, Pinkham, Plowman, Richardson E, Rosen, Savage C, Schneider, Sherman, Shields, Snowe-Mello, Stanwood, Tobin D, Tobin J, Trahan, Treadwell, True, Waterhouse, Weston, Wheeler EM, Winsor.

ABSENT - Bolduc, Cianchette, Clark, Davidson, Frechette, Jones, Joy, Kane, Povich, Rines, Shorey, Sirois, Stedman.

Yes, 77; No, 61; Absent, 13; Excused, 0.

77 having voted in the affirmative and 61 voted in the negative, with 13 being absent, and accordingly the Resolve was **FINALLY PASSED**, signed by the Speaker and sent to the Senate.

Emergency Measure

An Act to Improve Elver Fishery Management

(S.P. 304) (L.D. 906)
(S. "A" S-745 to C. "A" S-543)

Reported by the Committee on **Engrossed Bills** as truly and strictly engrossed. This being an emergency measure, a two-thirds vote of all the members elected to the House being necessary, a total was taken. 111 voted in favor of the same and 27 against, and accordingly the Bill was **PASSED TO BE ENACTED**, signed by the Speaker and sent to the Senate.

After Midnight

Acts

An Act to Establish and Fund Conflict Resolution Programs in the Public Schools

(H.P. 928) (L.D. 1305)
(S. "A" S-746 to C. "B" H-1005)

An Act to Regulate Commercial Large Game Shooting Areas

(S.P. 457) (L.D. 1332)

(S. "A" S-747 to H. "A" H-1134)

Reported by the Committee on **Engrossed Bills** as truly and strictly engrossed, **PASSED TO BE ENACTED**, signed by the Speaker and sent to the Senate.

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

The SPEAKER: The Chair recognizes the Representative from Waldoboro, Representative Trahan who wishes to address the House on the record.

Representative **TRAHAN**: Mr. Speaker, Men and Women of the House. On Roll Call 682, I voted yea, I had intended to vote nay.

SENATE PAPERS

The following Joint Order: (S.P. 1090)

ORDERED, the House concurring, that the Task Force to Study Growth Management is established as follows.

1. Task force established. The Task Force to Study Growth Management, referred to in this order as the "task force," is established.

2. Appointments. The task force consists of 14 members appointed as follows:

A. One member from the Senate appointed by the President of the Senate. When making the appointment, the President of the Senate shall give preference to a member who serves on the Joint Standing Committee on Natural Resources;

B. Two members from the House of Representatives, at least one of whom is a member a political party that does not hold a majority of seats in that body, appointed by the Speaker of the House;

C. Two members representing environmental interests, one of whom is appointed by the President of the Senate and one of whom is appointed by the Speaker of the House;

D. Three members representing municipal interests, 2 of whom are appointed by the President of the Senate and one of whom is appointed by the Speaker of the House;

E. Two members representing regional councils, one of whom is appointed by the President of the Senate and one of whom is appointed by the Speaker of the House;

F. One member representing a statewide planning association, appointed by the Speaker of the House;

G. One member representing real estate or development interests, appointed by the President of the Senate;

H. One member representing business interests, appointed by the Speaker of the House; and

I. One member representing farming, fishing and forestry industries, appointed by the Speaker of the House.

The Director of the State Planning Office or the director's designee, the Commissioner of Environmental Protection or the commissioner's designee, the Commissioner of Economic and

Community Development or the commissioner's designee and the Commissioner of Conservation or the commissioner's designee serve as nonvoting members.

3. Chairs; appointments; convening of task force. The Senate member is the Senate chair and the first named House member is the House chair. All appointments must be made no later than 30 days following the effective date of this order. The appointing authorities shall notify the Executive Director of the Legislative Council upon making their appointments. The chairs of the task force shall call and convene the first meeting of the task force within 30 days of the date the last member is appointed. The task force may hold up to 6 meetings.

4. Duties. The duties of the task force are as follows.

A. The task force shall conduct a targeted review of the growth management laws with the goal of improving the laws to make them more responsive to the issues of sprawl. In its review, the task force shall evaluate whether the growth management program works well in very small municipalities and in municipalities experiencing greater or less growth. The task force shall also consider ways to clarify and improve the State's enabling legislation for impact fees in order to make impact fees useful as a tool to manage growth. The task force shall consider differentiated levels of impact fees based on the costs of infrastructure improvements in different areas and designed to provide an incentive for growth to occur within locally designated growth areas, the effect of impact fees on the affordability of homes, the effect of impact fees on land and real estate values and impact fees related to regional impacts of development such as the cost of regional school facilities. The task force shall develop recommendations to make the growth management laws more effective in controlling sprawl, including recommendations on funding, staffing and statutory changes. In developing its recommendations, the task force shall consider appropriate regional models for growth management.

B. The task force shall establish an advisory working group, including people outside of the task force, to review municipal subdivision law and its impact on local planning and growth management and to consider recommendations to streamline the local review process and to make the law a more effective tool in the planning process. The task force may establish additional advisory working groups, as it considers appropriate.

5. Report. The task force shall complete its work by November 1, 2000 and submit its report to the joint standing committee of the Legislature having jurisdiction over natural resources matters. The task force may submit a bill implementing its recommendations for consideration by the First Regular Session of the 120th Legislature. If the task force requires an extension of time to make its report, it may apply to the Legislative Council, which may grant the extension.

6. Compensation. Members of the task force who are Legislators are entitled to receive the legislative per diem and reimbursement of necessary expenses for their attendance at authorized meetings of the task force. Public members not otherwise compensated by their employers or other entities whom they represent are entitled to receive reimbursement of necessary expenses for their attendance at authorized meetings of the task force.

7. Staff. Upon approval of the Legislative Council, the Office of Policy and Legal Analysis shall provide necessary staffing services to the task force.

8. Budget. The co-chairs of the task force, with assistance from the task force staff, shall administer the task force's budget.

Within 10 days after its first meeting, the task force shall present a work plan and proposed budget to the Legislative Council for approval. The task force may not incur expenses that would result in the task force exceeding its approved budget.

Came from the Senate, **READ** and **PASSED**.

READ.

Representative KASPRZAK of Newport **REQUESTED** a roll call on **PASSAGE**.

More than one-fifth of the members present expressed a desire for a roll call which was ordered.

The **SPEAKER**: A roll call has been ordered. The pending question before the House is **Passage**. All those in favor will vote yes, those opposed will vote no.

ROLL CALL NO. 691

YEA - Ahearne, Andrews, Bagley, Baker, Belanger, Berry RL, Bouffard, Brennan, Brooks, Bruno, Bryant, Bull, Chick, Chizmar, Colwell, Cote, Cowger, Daigle, Desmond, Dudley, Dugay, Dunlap, Duplessie, Etnier, Fisher, Fuller, Gagne, Gagnon, Gillis, Goodwin, Gooley, Green, Hatch, Honey, Jabar, Jacobs, Kneeland, LaVerdiere, Lemoine, Lemont, Lovett, Madore, Mailhot, Martin, Matthews, Mayo, McDonough, McGlocklin, McKee, McKenney, Mitchell, Murphy E, Murphy T, Muse, Nass, Norbert, O'Brien JA, O'Brien LL, O'Neal, O'Neil, Peavey, Perkins, Perry, Pieh, Powers, Quint, Richard, Richardson J, Samson, Sanborn, Savage W, Saxl JW, Saxl MV, Shiah, Skoglund, Stanley, Stanwood, Stevens, Sullivan, Tessier, Thompson, Townsend, Tracy, Tripp, Tuttle, Twomey, Usher, Volenik, Watson, Wheeler GJ, Williams, Mr. Speaker.

NAY - Berry DP, Bowles, Bragdon, Buck, Cameron, Campbell, Carr, Clough, Collins, Cross, Davis, Duncan, Foster, Gerry, Glynn, Heidrich, Jodrey, Kasprzak, Labrecque, Lindahl, MacDougall, Mack, Marvin, McAlevey, McNeil, Mendros, Nutting, Pinkham, Plowman, Richardson E, Rosen, Savage C, Schneider, Sherman, Shields, Snowe-Mello, Tobin D, Tobin J, Trahan, Treadwell, True, Waterhouse, Weston, Wheeler EM.

ABSENT - Bolduc, Bumps, Cianchette, Clark, Davidson, Frechette, Jones, Joy, Kane, Povich, Rines, Shorey, Sirois, Stedman, Winsor.

Yes, 92; No, 44; Absent, 15; Excused, 0.

92 having voted in the affirmative and 44 voted in the negative, with 15 being absent, and accordingly the Joint Order was **PASSED** in concurrence.

SENATE PAPERS

Non-Concurrent Matter

Resolve, to Create a Commission to Study and Establish Moral Policies on Investments and Purchasing by the State

(H.P. 1755) (L.D. 2461)

(H. "A" H-954 and S. "C" 690 to C. "A" H-870)

FINALLY PASSED in the House on April 12, 2000.

Came from the Senate **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-870) AS AMENDED BY SENATE AMENDMENT "D" (S-790)** thereto in **NON-CONCURRENCE**.

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

Non-Concurrent Matter

An Act to Reconstruct 2 Small Dams on Rocky Lake in Whiting

(H.P. 1768) (L.D. 2481)

(C. "A" H-1137)

PASSED TO BE ENACTED in the House on April 14, 2000.

Came from the Senate **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-1137) AS AMENDED BY SENATE AMENDMENT "A" (S-760)** thereto in **NON-CONCURRENCE**.

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

Non-Concurrent Matter

An Act to Appropriate Matching Funds for the Study of Nondefense Uses of the United States Naval Shipyard in Kittery, Maine

(S.P. 1031) (L.D. 2611)

PASSED TO BE ENACTED in the House on April 4, 2000. (Having previously been **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-616)**)

Came from the Senate **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-616) AS AMENDED BY SENATE AMENDMENT "B" (S-796)** thereto in **NON-CONCURRENCE**.

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

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

SENATE PAPERS

The following Joint Order: (S.P. 1091)

ORDERED, the House concurring, that Bill, "An Act to Establish Fairer Pricing for Prescription Drugs," S.P. 1026, L.D. 2599, and all its accompanying papers, be recalled from the Governor's desk to the Senate.

Came from the Senate, **READ** and **PASSED**.

READ and **PASSED** in concurrence.

BILL RECALLED FROM LEGISLATIVE FILES

(Pursuant to Joint Order - House Paper 1956)

An Act to Appropriate Funding for the Maine School of Science and Mathematics for Fiscal Year 1999-00 (EMERGENCY)

(H.P. 1687) (L.D. 2393)

(C. "A" H-842)

On motion of Representative TOWNSEND of Portland, the House **RECONSIDERED** its action whereby it voted to **RECEDE AND CONCUR**.

On further motion of the same Representative, the House voted to **RECEDE**.

On further motion of the same Representative, the House **RECONSIDERED** its action whereby it **ADOPTED Committee Amendment "A" (H-842)**.

On further motion of the same Representative, **Committee Amendment "A" (H-842)** was **INDEFINITELY POSTPONED**.

The same Representative presented **House Amendment "A" (H-1180)** which was **READ** by the Clerk.

House Amendment "A" (H-1180) was **ADOPTED**.

The Bill was **PASSED TO BE ENGROSSED** as Amended by **House Amendment "A" (H-1180)** in **NON-CONCURRENCE** and sent for concurrence.

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

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

ENACTORS

Acts

An Act to Reduce the Release of Mercury into the Environment from Consumer Products

(S.P. 734) (L.D. 2084)

(H. "A" H-1174 to C. "A" S-648)

Reported by the Committee on **Engrossed Bills** as truly and strictly engrossed, **PASSED TO BE ENACTED**, signed by the Speaker and sent to the Senate.

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

Emergency Measure

Resolve, to Create a Commission to Study and Establish Moral Policies Regarding Foreign Investments and Foreign Purchasing by the State

(H.P. 1755) (L.D. 2461)

(S. "D" S-790 to C. "A" H-870)

Reported by the Committee on **Engrossed Bills** as truly and strictly engrossed.

Representative WATERHOUSE of Bridgton **REQUESTED** a roll call on **FINAL PASSAGE**.

More than one-fifth of the members present expressed a desire for a roll call which was ordered.

The **SPEAKER**: A roll call has been ordered. The pending question before the House is Final Passage. All those in favor will vote yes, those opposed will vote no.

This being an emergency measure, a two-thirds vote of all the members elected to the House being necessary, a total was taken.

ROLL CALL NO. 692

YEA - Ahearne, Bagley, Baker, Berry RL, Bouffard, Brennan, Brooks, Bryant, Bull, Chizmar, Colwell, Cote, Cowger, Davis, Desmond, Dudley, Dunlap, Duplessie, Etnier, Fisher, Fuller, Gagne, Gagnon, Gerry, Green, Hatch, Jabar, LaVerdiere, Lemoine, Mailhot, Martin, Matthews, McDonough, McGlocklin, McKee, Mitchell, Muse, Norbert, O'Brien LL, O'Neal, O'Neil, Pieh, Powers, Quint, Richard, Richardson J, Samson, Sanborn, Savage W, Saxl JW, Saxl MV, Shiah, Skoglund, Stanley, Stanwood, Stevens, Sullivan, Thompson, Townsend, Tracy, Tripp, Tuttle, Twomey, Usher, Volenik, Watson, Williams, Mr. Speaker.

NAY - Andrews, Belanger, Berry DP, Bowles, Bragdon, Bruno, Buck, Cameron, Campbell, Carr, Chick, Clough, Collins, Cross, Daigle, Dugay, Duncan, Foster, Gillis, Glynn, Gooley, Heidrich, Honey, Jacobs, Jodrey, Kasprzak, Kneeland, Labrecque, Lemont, Lovett, MacDougall, Mack, Madore, Marvin, Mayo, McAlevey, McKenney, McNeil, Mendros, Murphy E, Murphy T, Nass, Nutting, O'Brien JA, Peavey, Perkins, Pinkham, Plowman, Richardson E, Rosen, Savage C, Schneider, Sherman, Shields, Snowe-Mello, Tessier, Tobin D, Tobin J,

Trahan, Treadwell, True, Waterhouse, Weston, Wheeler GJ, Winsor.

ABSENT - Bolduc, Bumps, Cianchette, Clark, Davidson, Frechette, Goodwin, Jones, Joy, Kane, Lindahl, Perry, Povich, Rines, Shorey, Sirois, Stedman, Wheeler EM.

Yes, 68; No, 65; Absent, 18; Excused, 0.

68 having voted in the affirmative and 65 voted in the negative, with 18 being absent, and accordingly the Resolve **FAILED** of **FINAL PASSAGE** and was sent for concurrence.

Acts

An Act to Establish the Dam Repair and Reconstruction Fund and Reconstruct 2 Small Dams in Whiting

(H.P. 1768) (L.D. 2481)

(S. "A" S-760 to C. "A" H-1137)

Reported by the Committee on **Engrossed Bills** as truly and strictly engrossed, **PASSED TO BE ENACTED**, signed by the Speaker and sent to the Senate.

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

REPORTS OF COMMITTEE

Divided Report

Majority Report of the Committee on **APPROPRIATIONS AND FINANCIAL AFFAIRS** reporting **Ought to Pass as Amended by Committee Amendment "A" (S-757)** on Bill "An Act to Fund the Construction of Court Facilities in Maine"

(S.P. 1034) (L.D. 2619)

Signed:

Senators:

MICHAUD of Penobscot

CATHCART of Penobscot

Representatives:

TOWNSEND of Portland

STEVENS of Orono

BERRY of Livermore

MAILHOT of Lewiston

POWERS of Rockport

TESSIER of Fairfield

Minority Report of the same Committee reporting **Ought Not to Pass** on same Bill.

Signed:

Senator:

HARRIMAN of Cumberland

Representatives:

KNEELAND of Easton

WINSOR of Norway

BRUNO of Raymond

NASS of Acton

Came from the Senate with the Majority **OUGHT TO PASS AS AMENDED** Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-757)**.

READ.

Representative TOWNSEND of Portland moved that the House **ACCEPT** the Majority **Ought to Pass as Amended** Report.

The SPEAKER: The Chair recognizes the Representative from Acton, Representative Nass.

Representative **NASS**: Mr. Speaker, Men and Women of the House. There will be a little debate on this. I just wanted to make one point if I could. For all of us in this body that have grips or concerns about the Governmental Facilities Authority, this is your chance to vote against it. There are no side agreements on this. This is free and clear. This is your one chance that you will have this session to express your opinion about the Governmental Facilities Authority. I urge all of you to vote against it.

Representative **WATERHOUSE** of Bridgton **REQUESTED** a roll call on the motion to **ACCEPT** the Majority **Ought to Pass as Amended Report**.

More than one-fifth of the members present expressed a desire for a roll call which was ordered.

The SPEAKER: The Chair recognizes the Representative from Rockport, Representative Powers.

Representative **POWERS**: Mr. Speaker, Men and Women of the House. I would simply like to say that this is raising the cap on the Court Facilities in Maine for the express purpose of the Judicial Branch being prepared for two projects, which are coming in their direction. It is a two-step process in negotiating with the counties for repair and renovations of court facilities. We have in the budget already moved along with the Springvale Facility and the Lewiston Facility, ahead of the Judicial Branch is the Knox County Court House and the Penobscot County Courthouse. This is the first in the steps, and then the Judicial Branch can go to the county commissioners in those counties and negotiate with them and then come back as is mandated in the law to ask the Legislature to appropriate the actual funds. Thank you very much.

The SPEAKER: The Chair recognizes the Representative from Bridgton, Representative Waterhouse.

Representative **WATERHOUSE**: Mr. Speaker, Men and Women of the House. I might also point out on the amendment that basically what this does is it raises the cap on the Maine Governmental Facilities Authority from \$83 million to \$93 million. I have always taken the position and I feel strongly that this is circumventing the Constitution and not going to the people. Thank you.

The SPEAKER: A roll call has been ordered. The pending question before the House is Ought to Pass as Amended Report. All those in favor will vote yes, those opposed will vote no.

ROLL CALL NO. 693

YEA - Ahearne, Bagley, Baker, Berry RL, Bouffard, Bragdon, Brennan, Brooks, Bryant, Bull, Bumps, Chick, Chizmar, Colwell, Cote, Cowger, Cross, Desmond, Dudley, Dugay, Dunlap, Duplessie, Etnier, Fisher, Fuller, Gagne, Gagnon, Gillis, Green, Hatch, Jabar, Jacobs, Labrecque, LaVerdiere, Lemoine, Madore, Mailhot, Martin, Matthews, Mayo, McAlevey, McDonough, McGlocklin, McKee, Mitchell, Muse, Norbert, O'Brien JA, O'Brien LL, O'Neal, O'Neil, Peavey, Pieh, Powers, Quint, Richard, Richardson J, Samson, Sanborn, Savage C, Savage W, Saxl JW, Saxl MV, Schneider, Shiah, Stanley, Stevens, Sullivan, Tessier, Thompson, Townsend, Trahan, Tripp, Tuttle, Twomey, Usher, Volenik, Watson, Wheeler GJ, Williams, Mr. Speaker.

NAY - Andrews, Belanger, Berry DP, Bowles, Bruno, Buck, Cameron, Campbell, Carr, Clough, Collins, Daigle, Davis, Duncan, Foster, Gerry, Glynn, Gooley, Heidrich, Honey, Jodrey, Kasprzak, Kneeland, Lemont, Lovett, MacDougall, Mack, Marvin, McKenney, McNeil, Mendros, Murphy E, Murphy T, Nass,

Nutting, Perkins, Pinkham, Plowman, Richardson E, Rosen, Sherman, Shields, Skoglund, Snowe-Mello, Stanwood, Tobin D, Tobin J, Tracy, Treadwell, True, Waterhouse, Weston, Winsor.

ABSENT - Bolduc, Cianchette, Clark, Davidson, Frechette, Goodwin, Jones, Joy, Kane, Lindahl, Perry, Povich, Rines, Shorey, Sirois, Stedman, Wheeler EM.

Yes, 81; No, 53; Absent, 17; Excused, 0.

81 having voted in the affirmative and 53 voted in the negative, with 17 being absent, and accordingly the Majority **Ought to Pass as Amended Report was ACCEPTED**.

The Bill was **READ ONCE**. **Committee Amendment "A" (S-757)** was **READ** by the Clerk and **ADOPTED**.

Under suspension of the rules the Bill was given its **SECOND READING** without **REFERENCE** to the Committee on **Bills in the Second Reading**.

Under further suspension of the rules the Bill was **PASSED TO BE ENGROSSED as Amended by Committee Amendment "A" (S-757)** in concurrence.

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

SENATE PAPERS

The following Joint Order: (S.P. 1092)

ORDERED, the House concurring, that when the House and Senate adjourn they do so until the call of the President of the Senate and the Speaker of the House, respectively, when there is a need to conduct business.

Came from the Senate, **READ** and **PASSED**.
READ and **PASSED** in concurrence.

ENACTORS

Emergency Measure

An Act to Appropriate Funding for the Maine School of Science and Mathematics for Fiscal Year 1999-00

(H.P. 1687) (L.D. 2393)
(H. "A" H-1180)

Reported by the Committee on **Engrossed Bills** as truly and strictly engrossed. This being an emergency measure, a two-thirds vote of all the members elected to the House being necessary, a total was taken. 118 voted in favor of the same and 2 against, and accordingly the Bill was **PASSED TO BE ENACTED**, signed by the Speaker and sent to the Senate.

Acts

An Act to Fund the Construction of Court Facilities in Maine
(S.P. 1034) (L.D. 2619)

(S. "A" S-757)

Was reported by the Committee on **Engrossed Bills** as truly and strictly engrossed.

On motion of Representative **WINSOR** of Norway, was **SET ASIDE**.

The same Representative **REQUESTED** a roll call on **PASSAGE TO BE ENACTED**.

More than one-fifth of the members present expressed a desire for a roll call which was ordered.

The SPEAKER: A roll call has been ordered. The pending question before the House is Enactment. All those in favor will vote yes, those opposed will vote no.

ROLL CALL NO. 694

YEA - Ahearne, Bagley, Baker, Berry RL, Bouffard, Bragdon, Brennan, Brooks, Bryant, Bull, Bumps, Chick, Chizmar, Colwell, Cote, Cowger, Cross, Desmond, Dudley, Dugay, Dunlap, Duplessie, Etnier, Fisher, Fuller, Gagne, Gagnon, Gillis, Green, Hatch, Jabar, Jacobs, Labrecque, LaVerdiere, Lemoine, Madore, Mailhot, Martin, Matthews, Mayo, McAlevey, McDonough, McGlocklin, McNeil, Mitchell, Muse, Norbert, O'Brien JA, O'Brien LL, O'Neal, O'Neil, Pieh, Powers, Quint, Richard, Richardson J, Samson, Sanborn, Savage C, Savage W, Saxl JW, Saxl MV, Schneider, Shiah, Stanley, Stevens, Sullivan, Tessier, Thompson, Townsend, Trahan, Tripp, True, Tuttle, Twomey, Usher, Volenik, Watson, Williams, Mr. Speaker.

NAY - Andrews, Belanger, Berry DP, Bowles, Bruno, Buck, Cameron, Campbell, Carr, Clough, Collins, Daigle, Davis, Duncan, Foster, Gerry, Glynn, Gooley, Heidrich, Honey, Jodrey, Kasprzak, Kneeland, Lemont, MacDougall, Mack, Marvin, McKenney, Mendros, Murphy E, Murphy T, Nass, Nutting, Peavey, Pinkham, Plowman, Richardson E, Rosen, Sherman, Shields, Skoglund, Snowe-Mello, Stanwood, Tobin D, Tobin J, Tracy, Treadwell, Waterhouse, Weston, Winsor.

ABSENT - Bolduc, Cianchette, Clark, Davidson, Frechette, Goodwin, Jones, Joy, Kane, Lindahl, Lovett, McKee, Perkins, Perry, Povich, Rines, Shorey, Sirois, Stedman, Wheeler EM, Wheeler GJ.

Yes, 80; No, 50; Absent, 21; Excused, 0.

80 having voted in the affirmative and 50 voted in the negative, with 21 being absent, and accordingly the Bill was **PASSED TO BE ENACTED**, signed by the Speaker and sent to the Senate.

An Act to Protect and Enhance the United States Naval Shipyard in Kittery, Maine

(S.P. 1031) (L.D. 2611)
(C. "A" S-616; S. "B" S-796)

Reported by the Committee on **Engrossed Bills** as truly and strictly engrossed, **PASSED TO BE ENACTED**, signed by the Speaker and sent to the Senate.

Emergency Measure

Resolve, to Create the Commission to Study the Establishment of an Environmental Leadership Program

(S.P. 529) (L.D. 1562)
(S. "A" S-786 to C. "A" S-516)

Reported by the Committee on **Engrossed Bills** as truly and strictly engrossed. This being an emergency measure, a two-thirds vote of all the members elected to the House being necessary, a total was taken. 75 voted in favor of the same and 51 against, and accordingly the Resolve **FAILED** of **FINAL PASSAGE** and was sent for concurrence.

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

On motion of Representative TOWNSEND of Portland, the House adjourned at 2:50 a.m., until the call of the Speaker of the House, when there is a need to conduct business, pursuant to the Joint Order (S.P. 1092).