

MAINE STATE LEGISLATURE

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

Volume I

First Regular Session

December 6, 2000 – May 17, 2001

Pages 1-889

ONE HUNDRED AND TWENTIETH LEGISLATURE
 FIRST REGULAR SESSION
 20th Legislative Day
 Tuesday, March 13, 2001

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

Prayer by Deacon Howard Chick, North Baptist Church, Lebanon.

Pledge of Allegiance.

Doctor of the day, William Rodriguez, M.D., Readfield.

The Journal of Thursday, March 8, 2001 was read and approved.

SENATE PAPERS

The following Joint Order: (S.P. 423)

ORDERED, the House concurring, that the Joint Study Committee to Study the Need for Additional Civil Legal Resources is established as follows.

1. **Committee established.** The Joint Study Committee to Study the Need for Additional Civil Legal Resources, referred to in this order as the "committee," is established.

2. **Committee membership.** The committee consists of the following members:

A. Two members of the Senate, appointed by the presiding President of the Senate; and

B. Four members of the House of Representatives, appointed by the Speaker of the House. When making the appointments, the Speaker of the House shall give preference to members from the following committees: the Joint Standing Committee on Judiciary and the Joint Standing Committee on Criminal Justice.

3. **Chairs.** The first named Senate member is the Senate chair of the committee and the first named House of Representatives member is the House chair.

4. **Appointments; convening committee.** 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 once all appointments have been made. The chairs of the committee shall call and convene the first meeting of the committee no later than June 15, 2001.

5. **Duties.** The committee shall study the need, if any, for additional civil legal resources.

6. **Staff assistance.** Upon approval of the Legislative Council, the Office of Policy and Legal Analysis shall provide necessary staffing services to the committee.

7. **Compensation.** 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 for travel and other necessary expenses for attendance at authorized meetings of the committee.

8. **Report.** The committee shall report on issues studied with any recommended legislation to the Second Regular Session of the 120th Legislature no later than November 1, 2001. If the committee requires an extension of time to make its report, it may apply to the Legislative Council, which may grant the extension.

9. **Committee budget.** The chairs of the committee, with assistance from the committee staff, shall administer the committee's budget. Within 10 days after its first meeting, the committee shall present a work plan and proposed budget to the

Legislative Council for approval. The committee may not incur expenses that would result in the committee's exceeding its approved budget. Upon request from the committee, the Executive Director of the Legislative Council or the Executive Director's designee shall promptly provide the committee chairs and staff with a status report on the committee's budget, expenditures incurred and paid and available funds.

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

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

The following Joint Order: (S.P. 452)

ORDERED, the House concurring, that the Joint Standing Committee on Criminal Justice report out, to the Senate, a bill establishing a cold case homicide squad.

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

READ and **PASSED** in concurrence.

Bill "An Act to Amend the Laws Governing Commercial Large Game Shooting Areas"

(S.P. 447) (L.D. 1501)

Bill "An Act to Streamline the Administration of the Potato Marketing Improvement Fund"

(S.P. 451) (L.D. 1505)

Bill "An Act to Support Family Farms"

(S.P. 463) (L.D. 1516)

Bill "An Act to Ensure that the State Board of Pesticides Control has Sufficient Resources to Provide Accurate Information About the Use of Pesticides in the State"

(S.P. 476) (L.D. 1540)

Bill "An Act to Amend the Animal Welfare Laws"

(S.P. 483) (L.D. 1547)

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

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

Bill "An Act to Clarify the Use of Funds for Reclassifications and Temporary Positions"

(S.P. 472) (L.D. 1536)

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

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

Bill "An Act to Authorize Department of Transportation Bond Issues in the Amount of \$61,000,000 to Match Available Federal Funds for Improvements to Highways and Bridges, Airports, Public Transit and Ferry Facilities; Development of Rail, Trail and Marine Infrastructure; and Improvements to Intermodal Facilities Statewide"

(S.P. 450) (L.D. 1504)

Committee on **TRANSPORTATION** suggested and ordered printed.

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

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

Bill "An Act to Continue the Peer Support Program" (EMERGENCY)

(S.P. 467) (L.D. 1520)

Committee on **LABOR** suggested and ordered printed.

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

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

Resolve, Creating the Commission to Study Health Insurance Costs for Small Businesses

(S.P. 449) (L.D. 1503)

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

REFERRED to the Committee on **BANKING AND INSURANCE** in concurrence.

Resolve, to Require the Collection of Health Care Practitioner Workforce Data

(S.P. 444) (L.D. 1498)

Bill "An Act to Encourage the Profession of Nursing by Establishing a Nursing Education Loan Fund"

(S.P. 460) (L.D. 1513)

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

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

Bill "An Act to Place a 2% Surcharge on all Criminal and Traffic Fines to Fund the Efforts of the Maine Computer Crimes Task Force"

(S.P. 455) (L.D. 1508)

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

REFERRED to the Committee on **CRIMINAL JUSTICE** in concurrence.

Bill "An Act Regarding Contracts for Energy Conservation and Air Quality Improvements in School Buildings" (EMERGENCY)

(S.P. 448) (L.D. 1502)

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

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

Resolve, to Preserve Elderly Congregate Housing Demonstration Services

(S.P. 442) (L.D. 1496)

Resolve, Directing the Department of Human Services to Adopt Rules Regarding the Reimbursement of Podiatrists (EMERGENCY)

(S.P. 445) (L.D. 1499)

Bill "An Act to Ban Powdered Latex Gloves"

(S.P. 453) (L.D. 1506)

Bill "An Act to Clarify Inconsistent Regulatory Requirements Affecting Newly Constructed Nursing Facilities and to Further Support a Continuum of Quality Long-term Care Services"

(S.P. 457) (L.D. 1510)

Bill "An Act to Increase Access to Primary and Preventive Services for Maine's Underserved Citizens"

(S.P. 458) (L.D. 1511)

Bill "An Act to Increase Long-term Care Options for Low-income Citizens of the State"

(S.P. 459) (L.D. 1512)

Bill "An Act to Ensure Fairness in the Regulation and Reimbursement of Nursing Facilities"

(S.P. 461) (L.D. 1514)

Bill "An Act to Support the Medical Ride Volunteer Service"

(S.P. 462) (L.D. 1515)

Resolve, to Allow Medicaid Reimbursement for Certain Drugs Without Requiring Prior Authorization

(S.P. 471) (L.D. 1535)

Bill "An Act to Create the Prescription Assistance Program"

(S.P. 478) (L.D. 1542)

Bill "An Act to Increase the Supply of Medical Services to Consumers"

(S.P. 481) (L.D. 1545)

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

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

Bill "An Act to Require Proof of Health Insurance for Operators of ATVs and Snowmobiles"

(S.P. 446) (L.D. 1500)

Bill "An Act to Allow Children Less than 16 Years of Age to Hunt, Fish and Trap without a License"

(S.P. 466) (L.D. 1519)

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

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

Bill "An Act to Extend Landowner Limited Liability to Environmental Liability"

(S.P. 390) (L.D. 1286)

Committee on **CRIMINAL JUSTICE** suggested and ordered printed.

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

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

Bill "An Act to Clarify and Make Technical Corrections to Retirement Laws"

(S.P. 456) (L.D. 1509)

Bill "An Act to Increase Access to Unemployment Compensation for School Bus Drivers"

(S.P. 473) (L.D. 1537)

Bill "An Act to Fund the Workers' Compensation Advocate Program"

(S.P. 477) (L.D. 1541)

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

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

Bill "An Act to Establish the Maine Military Authority"

(S.P. 441) (L.D. 1495)

Resolve, to Create a Commission to Review the Landlord-tenant Laws in the State

(S.P. 464) (L.D. 1517)

RESOLUTION, Proposing an Amendment to the Constitution of Maine Concerning Direct Initiative of Legislation

(S.P. 465) (L.D. 1518)

Bill "An Act to Establish a Lottery Game to Improve Purses for Maine Harness Racing and to Enhance Penalties for Use of Illegal Gambling Machines"

(S.P. 480) (L.D. 1544)

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

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

Bill "An Act to Reduce the Release of Dioxin from Consumer Products into the Environment"

(S.P. 479) (L.D. 1543)

Bill "An Act to Establish the Waste Motor Oil Disposal Site Remediation Program" (EMERGENCY)

(S.P. 482) (L.D. 1546)

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

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

Bill "An Act to Restrict the Use of the Term 'Maine Water' to Water From Maine"

(S.P. 410) (L.D. 1354)

Committee on **AGRICULTURE, CONSERVATION AND FORESTRY** suggested and ordered printed.

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

On motion of Representative McKEE of Wayne, **TABLED** pending **REFERENCE** and later today assigned.

Bill "An Act to Require Truth in Advertising of Natural Water"

(S.P. 414) (L.D. 1358)

Committee on **AGRICULTURE, CONSERVATION AND FORESTRY** suggested and ordered printed.

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

On motion of Representative McKEE of Wayne, **TABLED** pending **REFERENCE** and later today assigned.

Bill "An Act to Clarify the Definition of Commercial Agricultural Production"

(S.P. 443) (L.D. 1497)

Bill "An Act to Prohibit Grocery Stores From Charging Maine Farmers Access Fees, Slotting Fees and Rebates"

(S.P. 470) (L.D. 1534)

Bill "An Act to Promote Charitable Giving in the State"

(S.P. 475) (L.D. 1539)

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

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

Resolve, to Establish the Commission to Study Ways to Improve Transportation for Senior Citizens

(S.P. 454) (L.D. 1507)

Resolve, to Direct the Secretary of State to Establish a Task Force to Create a New Design for Veterans License Plates

(S.P. 469) (L.D. 1533)

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

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

Bill "An Act to Promote Retail Electricity Competition"

(S.P. 474) (L.D. 1538)

Came from the Senate, **REFERRED** to the Committee on **UTILITIES AND ENERGY** and ordered printed.

REFERRED to the Committee on **UTILITIES AND ENERGY** in concurrence.

COMMUNICATIONS

The Following Communication: (H.C. 85)

STATE OF MAINE

ONE HUNDRED AND TWENTIETH LEGISLATURE COMMITTEE ON TAXATION

March 2, 2001

Honorable Michael H. Michaud, President of the Senate

Honorable Michael V. Saxl, Speaker of the House

120th Maine Legislature

State House

Augusta, Maine 04333

Dear President Michaud and Speaker Saxl:

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

L.D. 109 An Act to Repeal the Tax on Candy and Confections

L.D. 145 An Act to Protect Senior Homeowners

L.D. 174 An Act to Amend the Determination of Penalty for the Tree Growth Tax Law

L.D. 180 An Act to Increase the Homestead Property Tax Exemption

L.D. 261 An Act to Establish the Maine Resident Homestead Property Tax Rebate Program

- L.D. 359 An Act to Eliminate the Sales Tax on Shipping Charges on Home Party Sales
L.D. 398 An Act to Allow Municipalities to Determine the Level of Auto Excise Tax

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

Sincerely,
S/Sen. Kenneth T. Gagnon
Senate Chair
S/Rep. Bonnie Green
House Chair

READ and ORDERED PLACED ON FILE.

The Following Communication: (H.C. 86)
**STATE OF MAINE
120TH LEGISLATURE**

March 5, 2001
Honorable Millicent MacFarland
Clerk of the House
2 State House Station
Augusta, ME 04333

Dear Clerk MacFarland:
This is to notify you that pursuant to our authority under 30-M.R.S.A., section 5041, we have today appointed Thomas Nelson, Executive Director of York County Community Action Agencies, Don Gean, Executive Director of York County Shelters and Mary Anne Chalila, Welfare Director of the City of Bangor to the Task Force on Homelessness and Housing Opportunities. Please let us know if you have any questions regarding these appointments.

Sincerely,
S/Michael H. Michaud
President of the Senate
S/Michael V. Saxl
Speaker of the House

READ and ORDERED PLACED ON FILE.

The Following Communication: (H.C. 87)
**STATE OF MAINE
ONE HUNDRED AND TWENTIETH LEGISLATURE
COMMITTEE ON BUSINESS AND ECONOMIC
DEVELOPMENT**

March 2, 2001
Honorable Michael H. Michaud, President of the Senate
Honorable Michael V. Saxl, Speaker of the House
120th Maine Legislature
State House
Augusta, Maine 04333

Dear President Michaud and Speaker Saxl:
Pursuant to Joint Rule 310, we are writing to notify you that the Joint Standing Committee on Business and Economic Development has voted unanimously to report the following bill out "Ought Not to Pass":

- L.D. 160 An Act to Extend the Lemon Law to Snowmobiles

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

Sincerely,
S/Sen. Kevin L. Shorey

Senate Chair
S/Rep. John G. Richardson
House Chair

READ and ORDERED PLACED ON FILE.

The Following Communication: (H.C. 88)
**STATE OF MAINE
ONE HUNDRED AND TWENTIETH LEGISLATURE
COMMITTEE ON JUDICIARY**

March 7, 2001
Honorable Michael H. Michaud, President of the Senate
Honorable Michael V. Saxl, Speaker of the House
120th Maine Legislature
State House
Augusta, Maine 04333

Dear President Michaud and Speaker Saxl:
Pursuant to Joint Rule 310, we are writing to notify you that the Joint Standing Committee on Judiciary has voted unanimously to report the following bills out "Ought Not to Pass":

- L.D. 307 An Act to Clarify Arrest Powers under Certain Bench Warrants
L.D. 459 An Act to Expand the Authority of Maine Prosecutors to Coordinate the Prosecution of Drug Cases

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

Sincerely,
S/Sen. Anne M. Rand
Senate Chair
S/Rep. Charles C. LaVerdiere
House Chair

READ and ORDERED PLACED ON FILE.

The Following Communication: (H.C. 89)
**STATE OF MAINE
ONE HUNDRED AND TWENTIETH LEGISLATURE
COMMITTEE ON LEGAL AND VETERANS AFFAIRS**

March 7, 2001
Honorable Michael H. Michaud, President of the Senate
Honorable Michael V. Saxl, Speaker of the House
120th Maine Legislature
State House
Augusta, Maine 04333

Dear President Michaud and Speaker Saxl:
Pursuant to Joint Rule 310, we are writing to notify you that the Joint Standing Committee on Legal and Veterans Affairs has voted unanimously to report the following bills out "Ought Not to Pass":

- L.D. 9 An Act to Regulate Exit Polling
L.D. 181 An Act to Allow Families of Deceased Veterans to Maintain Cemetery Plots within the Maine Veterans' Memorial Cemetery System

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

Sincerely,
S/Sen. Neria R. Douglass
Senate Chair
S/Rep. John L. Tuttle, Jr.
House Chair

READ and ORDERED PLACED ON FILE.

The Following Communication: (H.C. 90)

**STATE OF MAINE
ONE HUNDRED AND TWENTIETH LEGISLATURE
COMMITTEE ON NATURAL RESOURCES**

March 2, 2001

Honorable Michael H. Michaud, President of the Senate
Honorable Michael V. Saxl, Speaker of the House
120th Maine Legislature
State House

Augusta, Maine 04333

Dear President Michaud and Speaker Saxl:

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

L.D. 374 An Act to Protect Maine Jobs and Natural Resources

L.D. 376 An Act Regulating the Transportation of Water

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

Sincerely,

S/Sen. John L. Martin

Senate Chair

S/Rep. Scott W. Cowger

House Chair

READ and ORDERED PLACED ON FILE.

The Following Communication: (H.C. 91)

**STATE OF MAINE
ONE HUNDRED AND TWENTIETH LEGISLATURE
COMMITTEE ON MARINE RESOURCES**

March 7, 2001

Honorable Michael H. Michaud, President of the Senate
Honorable Michael V. Saxl, Speaker of the House
120th Maine Legislature
State House

Augusta, Maine 04333

Dear President Michaud and Speaker Saxl:

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

L.D. 355 An Act to Ban Dragging in Salt Pond Located in the Towns of Blue Hill, Brooklin and Sedgwick

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

Sincerely,

S/Sen. Kenneth F. Lemont

Senate Chair

S/Rep. David G. Lemoine

House Chair

READ and ORDERED PLACED ON FILE.

The Following Communication: (H.C. 92)

STATE OF MAINE

March 1, 2001

Millicent M. MacFarland

Clerk of the House

2 State House Station

Augusta, Maine 04333

Dear Clerk MacFarland:

Pursuant to our authority under Title 10, Section 929-A, we have appointed Nancy Hensel, President of the University of Maine at Presque Isle, Lillian LeBlanc of Twin Cities Air Service in Auburn, Richard Batt, President/CEO of Franklin Memorial Hospital, and re-appointed Leroy Barry of Waterville, Ed Dinan of Cumberland, Diane Tilton of Machias and Joyce Hedlund of Hampden to the Maine Economic Growth Council. We have also appointed Leroy Barry as Chair.

Please let us know if you have any questions regarding these appointments.

Sincerely,

S/Angus S. King, Jr.

Governor

S/Michael H. Michaud

President of the Senate

S/Michael V. Saxl

Speaker of the House

READ and ORDERED PLACED ON FILE.

The Following Communication: (H.C. 93)

**STATE OF MAINE
ONE HUNDRED AND TWENTIETH LEGISLATURE
COMMITTEE ON STATE AND LOCAL GOVERNMENT**

March 2, 2001

Honorable Michael H. Michaud, President of the Senate

Honorable Michael V. Saxl, Speaker of the House

120th Maine Legislature

State House

Augusta, Maine 04333

Dear President Michaud and Speaker Saxl:

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

L.D. 184 An Act to Expand Contract Zoning Authority for Municipalities

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

Sincerely,

S/Sen. Peggy A. Pendleton

Senate Chair

S/Rep. Martha A. Bagley

House Chair

READ and ORDERED PLACED ON FILE.

The Following Communication: (H.C. 94)

**STATE OF MAINE
HOUSE OF REPRESENTATIVES
SPEAKER'S OFFICE
AUGUSTA, MAINE 04333-0002**

March 8, 2001

Honorable Millicent MacFarland

Clerk of the House

#2 State House Station

Augusta, ME 04333

Dear Clerk MacFarland:

Pursuant to my authority under 7 M.R.S.A. §125 (G), I am today appointing Representative Linda Rogers McKee of Wayne to the Board of Agriculture.

Should you have any questions regarding this appointment, please contact my office.

Sincerely,

S/Michael V. Saxl

Speaker of the House

READ and ORDERED PLACED ON FILE.

The Following Communication: (H.C. 95)

STATE OF MAINE

**ONE HUNDRED AND TWENTIETH LEGISLATURE
COMMITTEE ON TRANSPORTATION**

March 7, 2001

Honorable Michael H. Michaud, President of the Senate

Honorable Michael V. Saxl, Speaker of the House

120th Maine Legislature

State House

Augusta, Maine 04333

Dear President Michaud and Speaker Saxl:

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

L.D. 116	Resolve, to Create a Turnpike Exit 9 Pass
L.D. 278	Resolve, to Change the Name of the Maine Turnpike to the Ronald Reagan Highway
L.D. 332	An Act to Require Seat Belts on School Buses
L.D. 377	An Act to Consolidate Forms Used in the Course of Automobile Sales

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

Sincerely,

S/Sen. Christine R. Savage

Senate Chair

S/Rep. Charles D. Fisher

House Chair

READ and ORDERED PLACED ON FILE.

**PETITIONS, BILLS AND RESOLVES REQUIRING
REFERENCE**

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

AGRICULTURE, CONSERVATION AND FORESTRY

Bill "An Act to Regulate Camp Lot Leases"

(H.P. 1200) (L.D. 1622)

Presented by Representative STANLEY of Medway.

Cosponsored by Representatives: CLARK of Millinocket, TRACY of Rome.

APPROPRIATIONS AND FINANCIAL AFFAIRS

Bill "An Act to Promote Growth in Western Maine"

(H.P. 1174) (L.D. 1597)

Presented by Representative MENDROS of Lewiston.

Cosponsored by Representatives: MICHAEL of Auburn, SCHNEIDER of Durham, SHIELDS of Auburn, SNOWE-MELLO of Poland.

Bill "An Act to Assist Regional Service Centers With the Construction of Parking Garages"

(H.P. 1194) (L.D. 1616)

Presented by Representative NORBERT of Portland.

Cosponsored by Senator SAWYER of Penobscot and Representatives: CANAVAN of Waterville, MARLEY of Portland, Senator: ABROMSON of Cumberland.

BANKING AND INSURANCE

Bill "An Act to Provide Insurance Parity for Mental Health Services"

(H.P. 1172) (L.D. 1572)

Presented by Representative KANE of Saco.

Cosponsored by Senator PENDLETON of Cumberland and Representatives: FULLER of Manchester, LAVERRIERE-BOUCHER of Biddeford, MAYO of Bath, O'NEIL of Saco.

Bill "An Act to Require that a Corporation Meet the Same Requirements as an Individual for Proof of Insurance"

(H.P. 1199) (L.D. 1621)

Presented by Representative STANLEY of Medway.

Cosponsored by Representative: JONES of Greenville.

Bill "An Act to Ensure Equality in Mental Health Coverage"

(H.P. 1205) (L.D. 1627)

Presented by Representative DUDLEY of Portland.

Cosponsored by Senator DOUGLASS of Androscoggin and Representatives: BROOKS of Winterport, CANAVAN of Waterville, KANE of Saco, MARRACHÉ of Waterville, O'NEIL of Saco, Speaker SAXL of Portland, Senators: BROMLEY of Cumberland, NUTTING of Androscoggin.

BUSINESS AND ECONOMIC DEVELOPMENT

Bill "An Act to Provide Relief from High Fuel Costs"

(H.P. 1177) (L.D. 1600)

Presented by Representative MENDROS of Lewiston.

Cosponsored by Senator SHOREY of Washington and Representatives: CRESSEY of Baldwin, MARLEY of Portland, MICHAEL of Auburn, SCHNEIDER of Durham, Senators: DAVIS of Piscataquis, SAWYER of Penobscot.

Bill "An Act to Regulate Colonics"

(H.P. 1189) (L.D. 1612)

Presented by Representative MENDROS of Lewiston.

Cosponsored by Senator LEMONT of York and Representatives: CRESSEY of Baldwin, MICHAEL of Auburn, WHEELER of Eliot.

CRIMINAL JUSTICE

Bill "An Act to Expand the Collection of DNA Samples from Convicted Offenders"

(H.P. 1165) (L.D. 1565)

Presented by Representative CARR of Lincoln.

Cosponsored by Senator McALEVEY of York and Representatives: TOBIN of Dexter, WHEELER of Bridgewater, Senator: O'GARA of Cumberland.

Submitted by the Department of Public Safety pursuant to Joint Rule 204.

Bill "An Act to Enact Mandatory Minimum Sentences for Firearms Offenses to Make the State Eligible for Firearms Sentencing Incentive Grants" (EMERGENCY)

(H.P. 1198) (L.D. 1620)

Presented by Representative MUSE of South Portland.

Cosponsored by Representative GLYNN of South Portland.

Bill "An Act Concerning the Formation of the Central Maine Regional Public Safety Communication Center"

(H.P. 1201) (L.D. 1623)

Presented by Representative O'BRIEN of Augusta.

Cosponsored by Representative COLWELL of Gardiner, Senators: DAGGETT of Kennebec, GAGNON of Kennebec.

Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 205.

Bill "An Act to Prevent Violence Against Pregnant Mothers"

(H.P. 1179) (L.D. 1602)

Presented by Representative MENDROS of Lewiston.

Cosponsored by Senator DAVIS of Piscataquis and Representatives: ANNIS of Dover-Foxcroft, CRESSEY of Baldwin, DAVIS of Falmouth, JODREY of Bethel, MacDOUGALL of North Berwick, MICHAEL of Auburn, O'BRIEN of Augusta, Senator: SHOREY of Washington.

Committee on **CRIMINAL JUSTICE** suggested.

On motion of Representative QUINT of Portland, the Bill was **REFERRED** to the Committee on **JUDICIARY**, ordered printed and sent for concurrence.

EDUCATION AND CULTURAL AFFAIRS

Bill "An Act to Protect Children from Internet Pornography"

(H.P. 1156) (L.D. 1556)

Presented by Representative DUPREY of Hampden.

Cosponsored by Senator MITCHELL of Penobscot and Representatives: ANDREWS of York, GLYNN of South Portland, LEDWIN of Holden, O'BRIEN of Augusta, STEDMAN of Hartland, WATSON of Farmingdale, WESTON of Montville, Senator: SAWYER of Penobscot.

Bill "An Act to Exempt the City of Waterville, the Town of Winslow and School Administrative District 47 and School Administrative District 49 from Lease Limitations on Educational Structures"

(H.P. 1157) (L.D. 1557)

Presented by Representative TESSIER of Fairfield.

Cosponsored by Senator GAGNON of Kennebec and Representatives: CANAVAN of Waterville, MARRACHÉ of Waterville, NUTTING of Oakland.

Bill "An Act to Amend School Immunizations Requirements"

(H.P. 1163) (L.D. 1563)

Presented by Representative NUTTING of Oakland.

Cosponsored by Senator MITCHELL of Penobscot and Representative: CUMMINGS of Portland.

Submitted by the Department of Human Services pursuant to Joint Rule 204.

Bill "An Act to Limit Funding for Special Education" (EMERGENCY)

(H.P. 1183) (L.D. 1606)

Presented by Representative PERKINS of Penobscot.

Bill "An Act to Require Sprinkler Protection in all Secondary and Postsecondary Dormitories"

(H.P. 1161) (L.D. 1561)

Presented by Representative DUPLESSIE of Westbrook.

Cosponsored by President MICHAUD of Penobscot and Representatives: BRANNIGAN of Portland, COWGER of Hallowell, DAIGLE of Arundel, RINES of Wiscasset, THOMAS of Orono, Senators: MARTIN of Aroostook, McALEVEY of York, RAND of Cumberland.

Committee on **EDUCATION AND CULTURAL AFFAIRS** suggested.

On motion of Representative RICHARD of Madison, **TABLED** pending **REFERENCE** and later today assigned.

Bill "An Act to Expand Family Life Education in Maine Schools"

(H.P. 1180) (L.D. 1603)

Presented by Representative FULLER of Manchester.

Cosponsored by Senator MILLS of Somerset and Representatives: BERRY of Livermore, CUMMINGS of Portland, DAIGLE of Arundel, KANE of Saco, PEAVEY of Woolwich, WATSON of Farmingdale, Senators: FERGUSON of Oxford, TREAT of Kennebec.

Committee on **EDUCATION AND CULTURAL AFFAIRS** suggested.

On motion of Representative RICHARD of Madison, **TABLED** pending **REFERENCE** and later today assigned.

HEALTH AND HUMAN SERVICES

Bill "An Act to Amend the Licensing and Survey Requirements for Residential Care Facilities and Congregate Housing Services Programs"

(H.P. 1158) (L.D. 1558)

Presented by Representative FULLER of Manchester.

Cosponsored by Representatives: LAVERRIERE-BOUCHER of Biddeford, NUTTING of Oakland, SHIELDS of Auburn.

Submitted by the Department of Human Services pursuant to Joint Rule 204.

Bill "An Act Authorizing Patients to Designate Visitors"

(H.P. 1160) (L.D. 1560)

Presented by Representative BLISS of South Portland.

Cosponsored by Senator BROMLEY of Cumberland and Representatives: BRANNIGAN of Portland, COLWELL of Gardiner, DUDLEY of Portland, MARLEY of Portland, McLAUGHLIN of Cape Elizabeth, NORBERT of Portland, Speaker SAXL of Portland, Senator: President MICHAUD of Penobscot.

Bill "An Act to Update the Name of the Department of Mental Health, Mental Retardation and Substance Abuse Services"

(H.P. 1162) (L.D. 1562)

Presented by Representative KANE of Saco.

Cosponsored by Senator TURNER of Cumberland and Representatives: BROOKS of Winterport, DUDLEY of Portland, DUGAY of Cherryfield, FULLER of Manchester, NUTTING of Oakland, O'BRIEN of Augusta, SHIELDS of Auburn, SNOWE-MELLO of Poland.

Submitted by the Department of Mental Health, Mental Retardation and Substance Abuse Services pursuant to Joint Rule 204.

Bill "An Act to Require Registration of Unlicensed Assistive Personnel"

(H.P. 1167) (L.D. 1567)

Presented by Representative FULLER of Manchester.

Cosponsored by Senator PENDLETON of Cumberland and Representatives: BRANNIGAN of Portland, COLWELL of Gardiner, HUTTON of Bowdoinham, KANE of Saco, LOVETT of Scarborough, O'BRIEN of Augusta, Senator: TURNER of Cumberland.

Bill "An Act to Amend the Laws Pertaining to Protection and Advocacy for Persons with Developmental or Learning Disabilities or Mental Illness"

(H.P. 1168) (L.D. 1568)

Presented by Representative BRANNIGAN of Portland.

Cosponsored by Senator DAGGETT of Kennebec and Representative: FULLER of Manchester.

Bill "An Act to Support a Continuum of Quality Long-term Care Services" (EMERGENCY)

(H.P. 1169) (L.D. 1569)

Presented by Representative KANE of Saco. (BY REQUEST)

Cosponsored by Senator PENDLETON of Cumberland and Representatives: COLWELL of Gardiner, DUDLEY of Portland, FULLER of Manchester, LOVETT of Scarborough, Speaker SAXL of Portland, SCHNEIDER of Durham, Senator: CARPENTER of York.

Bill "An Act to Control Agency Staffing Costs Affecting Long-term Care"

(H.P. 1182) (L.D. 1605)

Presented by Representative KANE of Saco. (BY REQUEST)

Cosponsored by Senator PENDLETON of Cumberland and Representatives: COLWELL of Gardiner, DUDLEY of Portland, FULLER of Manchester, LOVETT of Scarborough, Speaker SAXL of Portland, Senator: CARPENTER of York.

Bill "An Act to Further Protect the Rights of Persons with Mental Retardation or Autism"

(H.P. 1184) (L.D. 1607)

Presented by Representative FULLER of Manchester.

Cosponsored by Senator TURNER of Cumberland and Representatives: BERRY of Livermore, BROOKS of Winterport, DUDLEY of Portland, DUGAY of Cherryfield, NUTTING of Oakland, O'BRIEN of Augusta, SNOWE-MELLO of Poland.

Submitted by the Department of Mental Health, Mental Retardation and Substance Abuse Services pursuant to Joint Rule 204.

Bill "An Act to Provide Quality of Life Assurances for Maine's Most Vulnerable Citizens"

(H.P. 1195) (L.D. 1617)

Presented by Representative MENDROS of Lewiston.

Cosponsored by Representatives: CRESSEY of Baldwin, MARLEY of Portland, MICHAEL of Auburn, TWOMEY of Biddeford, Senators: DAVIS of Piscataquis, SAWYER of Penobscot, SHOREY of Washington.

Resolve, to Establish the Task Force to Examine Health Care Delivery Systems Within the State (EMERGENCY)

(H.P. 1203) (L.D. 1625)

Presented by Representative TRAHAN of Waldoboro.

Cosponsored by Representative CRESSEY of Baldwin, Senator KILKELLY of Lincoln and Representatives: BROOKS of Winterport, DUGAY of Cherryfield, LOVETT of Scarborough, MAYO of Bath, NUTTING of Oakland, O'BRIEN of Augusta, O'NEIL of Saco, SHIELDS of Auburn.

Resolve, to Require that Hospice Care be Provided Under the Medicaid Program

(H.P. 1209) (L.D. 1641)

Presented by Representative COLWELL of Gardiner.

Cosponsored by Speaker SAXL of Portland, President MICHAUD of Penobscot and Representatives: BRUNO of Raymond, DUNLAP of Old Town, HUTTON of Bowdoinham, JONES of Greenville, KANE of Saco, MAILHOT of Lewiston, MAYO of Bath, Senator: RAND of Cumberland.

Resolve, to Establish a Task Force to Study Parenting Alienation Syndrome and Related Issues

(H.P. 1188) (L.D. 1611)

Presented by Representative FULLER of Manchester.

Cosponsored by Senator PENDLETON of Cumberland and Representatives: BAKER of Bangor, KANE of Saco, MUSE of South Portland, O'BRIEN of Augusta, PEAVEY of Woolwich, TWOMEY of Biddeford.

Committee on **HEALTH AND HUMAN SERVICES** suggested.

On motion of Representative FULLER of Manchester, the Resolve was **REFERRED** to the Committee on **JUDICIARY**, ordered printed and sent for concurrence.

Bill "An Act Concerning the Payment of Child Support"

(H.P. 1202) (L.D. 1624)

Presented by Representative HAWES of Standish.

Cosponsored by Senator O'GARA of Cumberland and Representatives: BLISS of South Portland, JONES of Greenville, MICHAUD of Fort Kent, SIMPSON of Auburn, Senators: CATHCART of Penobscot, KNEELAND of Aroostook, McALEVEY of York.

Committee on **HEALTH AND HUMAN SERVICES** suggested.

On motion of Representative FULLER of Manchester, the Bill was **REFERRED** to the Committee on **JUDICIARY**, ordered printed and sent for concurrence.

INLAND FISHERIES AND WILDLIFE

Bill "An Act to Provide for Hunting 7 Days a Week on Lands North of the East-West Highway"

(H.P. 1175) (L.D. 1598)

Presented by Representative MICHAEL of Auburn.

Cosponsored by Representatives: McGLOCKLIN of Embden, MENDROS of Lewiston.

Bill "An Act Concerning Moose Hunting Permits for Elderly Hunters"

(H.P. 1181) (L.D. 1604)

Presented by Representative JONES of Greenville.

Cosponsored by Representatives: BAGLEY of Machias, BUNKER of Kossuth Township, STANLEY of Medway, Senator: SHOREY of Washington.

JUDICIARY

Bill "An Act to Enact the Uniform Principal and Income Act of 1997"

(H.P. 1173) (L.D. 1573)

Presented by Representative NORBERT of Portland.

Cosponsored by Senator RAND of Cumberland and Representative: SIMPSON of Auburn, Senator: FERGUSON of Oxford.

Bill "An Act to Clarify the Maine Human Rights Act Concerning Responsibility for Employment Discrimination"

(H.P. 1176) (L.D. 1599)

Presented by Representative SCHNEIDER of Durham.

Cosponsored by Senator TURNER of Cumberland and Representatives: BOWLES of Sanford, BRUNO of Raymond, JODREY of Bethel, LOVETT of Scarborough, McNEIL of Rockland, MENDROS of Lewiston, SNOWE-MELLO of Poland.

Bill "An Act to Provide a Family Bill of Rights"

(H.P. 1186) (L.D. 1609)

Presented by Representative MENDROS of Lewiston.

Cosponsored by Representatives: CRESSEY of Baldwin, DUGAY of Cherryfield, MICHAEL of Auburn, O'BRIEN of Augusta, PERRY of Bangor, SHERMAN of Hodgdon, Senator: SHOREY of Washington.

LABOR

Bill "An Act to Improve Pension Benefits for Employees in the Department of Environmental Protection, Division of Oil and Hazardous Waste Facilities Regulation"

(H.P. 1166) (L.D. 1566)

Presented by Representative DUPLESSIE of Westbrook.

Cosponsored by Representative DAIGLE of Arundel, Senator EDMONDS of Cumberland and Representatives: BERRY of Livermore, COWGER of Hallowell, HATCH of Skowhegan, NORTON of Bangor, TOBIN of Windham, TWOMEY of Biddeford, Senator: TREAT of Kennebec.

Bill "An Act to Clarify the Legal Status of Employees of the Governor Baxter School for the Deaf" (EMERGENCY)

(H.P. 1187) (L.D. 1610)

Presented by Representative WATSON of Farmingdale.

Bill "An Act to Provide for the Continuous Coverage of Disability Benefits"

(H.P. 1210) (L.D. 1642)

Presented by Representative MATTHEWS of Winslow.

LEGAL AND VETERANS AFFAIRS

Bill "An Act to End Discrimination Against Veterans"

(H.P. 1185) (L.D. 1608)

Presented by Representative MENDROS of Lewiston.

Cosponsored by Senator SHOREY of Washington and Representatives: CRESSEY of Baldwin, JODREY of Bethel, MICHAEL of Auburn, SCHNEIDER of Durham, Senators: DAVIS of Piscataquis, SMALL of Sagadahoc.

Bill "An Act to Provide Pricing Options to Agency Liquor Stores"

(H.P. 1193) (L.D. 1615)

Presented by Representative STANLEY of Medway.

Cosponsored by Representative: CLARK of Millinocket, Senator: President MICHAUD of Penobscot.

Resolve, to Establish a Commission to Study Maine's Election Procedures and Voting Laws

(H.P. 1197) (L.D. 1619)

Presented by Representative SHIELDS of Auburn.

Cosponsored by Senator TURNER of Cumberland and Representatives: DUNCAN of Presque Isle, HEIDRICH of Oxford, LABRECQUE of Gorham, O'BRIEN of Augusta, Senator: DAVIS of Piscataquis.

MARINE RESOURCES

Bill "An Act to Require Fishing Boats Rather than Individuals to be Licensed for Saltwater Commercial Ventures"

(H.P. 1152) (L.D. 1555)

Presented by Representative GOODWIN of Pembroke.

Cosponsored by Representative: PINKHAM of Lamoine.

NATURAL RESOURCES

Bill "An Act to Amend the Zoning Laws Regarding Dimensional Variances"

(H.P. 1159) (L.D. 1559)

Presented by Representative MUSE of South Portland.

Cosponsored by Representatives: BLISS of South Portland, GLYNN of South Portland.

Bill "An Act to Authorize the Construction of Public Trails in Shoreland Areas"

(H.P. 1178) (L.D. 1601)

Presented by Representative WATSON of Farmingdale.

Bill "An Act to Provide Criteria for the Municipal Use of Rate of Growth Ordinances"

(H.P. 1211) (L.D. 1643)

Presented by Representative DAIGLE of Arundel.

Cosponsored by Senator MARTIN of Aroostook and Representatives: BRUNO of Raymond, COLWELL of Gardiner, COWGER of Hallowell, DUPLESSIE of Westbrook, KOFFMAN of Bar Harbor, Senators: DAGGETT of Kennebec, SAWYER of Penobscot.

Submitted by the State Planning Office pursuant to Joint Rule 204.

TAXATION

Bill "An Act to Allow Health Insurance Premiums to be Eligible for Medical Savings Accounts" (H.P. 1151) (L.D. 1554)
Presented by Representative GLYNN of South Portland.

Bill "An Act to Update the Property Tax Exemption for Pollution Control Facilities to Promote Clean Production through Pollution Prevention and Toxics Use Reduction" (H.P. 1170) (L.D. 1570)
Presented by Representative COWGER of Hallowell.
Cosponsored by Senator GAGNON of Kennebec and Representatives: BRYANT of Dixfield, GREEN of Monmouth, KOFFMAN of Bar Harbor, McLAUGHLIN of Cape Elizabeth, PINEAU of Jay, SAVAGE of Buxton, Senators: LEMONT of York, MILLS of Somerset.

Resolve, Authorizing the State Tax Assessor to Convey the Interest of the State in Certain Real Estate in the Unorganized Territory (H.P. 1171) (L.D. 1571)
Presented by Representative BUCK of Yarmouth.
Submitted by the Department of Administrative and Financial Services pursuant to Joint Rule 204.

Bill "An Act Concerning Technical Changes to the Tax Laws" (EMERGENCY) (H.P. 1190) (L.D. 1613)
Presented by Representative BUCK of Yarmouth.
Cosponsored by Representatives: GREEN of Monmouth, MURPHY of Berwick.
Submitted by the Department of Administrative and Financial Services pursuant to Joint Rule 204.

TRANSPORTATION

Bill "An Act to Amend the Laws Affecting Changeable Message Signs" (H.P. 1164) (L.D. 1564)
Presented by Representative FISHER of Brewer.
Cosponsored by Senator SAVAGE of Knox.
Submitted by the Department of Transportation pursuant to Joint Rule 204.

Bill "An Act to Make the Laws Affecting Certain Bridges Consistent with Federal Law" (EMERGENCY) (H.P. 1204) (L.D. 1626)
Presented by Representative FISHER of Brewer.
Cosponsored by Senator FERGUSON of Oxford and Representatives: BUNKER of Kossuth Township, COLLINS of Wells, Senator: SAVAGE of Knox.
Submitted by the Department of Transportation pursuant to Joint Rule 204.

UTILITIES AND ENERGY

Bill "An Act to Review Utility Easements on a Periodic Basis" (H.P. 1196) (L.D. 1618)
Presented by Representative STANLEY of Medway.
Cosponsored by Representatives: CLARK of Millinocket, TRACY of Rome.

Pursuant to Public Law

Secretary of State and the Maine State Police

Representative FISHER for the **Secretary of State and the Maine State Police** pursuant to Public Law 1999, chapter 660, section 4 asks leave to report that the accompanying Bill "An Act to Implement the Recommendations of the Secretary of State and the Maine State Police Regarding Low-speed Vehicles" (H.P. 1191) (L.D. 1614)

Be **REFERRED** to the Committee on **TRANSPORTATION** and printed pursuant to Joint Rule 218.

Report was **READ** and **ACCEPTED** and the Bill **REFERRED** to the Committee on **TRANSPORTATION** and ordered printed pursuant to Joint Rule 218.

Sent for concurrence.

**Pursuant to Statute
Department of Audit**

Representative GREEN for the **Department of Audit** pursuant to the Maine Revised Statutes, Title 36, section 1604 asks leave to report that the accompanying Bill "An Act to Establish Municipal Cost Components for Unorganized Territory Services to be Rendered in Fiscal Year 2001-2002" (EMERGENCY) (H.P. 1206) (L.D. 1628)

Be **REFERRED** to the Committee on **TAXATION** and printed pursuant to Joint Rule 218.

Report was **READ** and **ACCEPTED** and the Bill **REFERRED** to the Committee on **TAXATION** and ordered printed pursuant to Joint Rule 218.

Sent for concurrence.

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

ORDERS

On motion of Representative WATERHOUSE of Bridgton, the following Joint Order: (H.P. 1192)

ORDERED, the Senate concurring, that, notwithstanding the Maine Revised Statutes, Title 4, section 1606, subsection 2, a 2/3 vote of approval in each House of the Legislature is required prior to the issuance of securities by the Maine Governmental Facilities Authority to fund the construction, reconstruction, purchase or acquisition of facilities.

READ.

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

Representative **WATERHOUSE**: Mr. Speaker, Ladies and Gentlemen of the House. This issue has been an ongoing issue for a number of years. A lot of us in this body consider it very important. There are a number of us that consider the Government Facilities Authority Act as unconstitutional, if not in a strict interpretation of the law, at least in the spirit of the law in the Maine Constitution Article 9, Section 14. A lot of us feel as though this issue should go to the people as a bond. A lot of us know that have been here for a number of years, that didn't happen, but up until 1997 in Title 4, Section 1606, Section 2, it required a 2/3 vote of both houses to do that bonding. In 1997,

we changed that to a majority vote. Further, I think we are compounding an assault not only on the Constitution of the State of Maine, but on the people of the State of Maine and their ability to decide whether we should go in debt and how far we should go in debt. I understand the argument for the constitutionality, but at the very least on an issue of this grave importance and bonding this kind of money, we should require a 2/3 vote out of both of these houses. I would hope that you would approve this Joint Order and Mr. Speaker, I request a roll call.

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

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

On motion of Representative LaVERDIERE of Wilton, **TABLED** pending **PASSAGE** and later today assigned. (Roll Call Ordered)

REPORTS OF COMMITTEE
Change of Committee

Representative BRYANT from the Committee on **INLAND FISHERIES AND WILDLIFE** on Bill "An Act to Protect the Rights of Maine Citizens and Industries from Influences Outside of Maine" (EMERGENCY)

(H.P. 622) (L.D. 822)

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

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

Sent for concurrence.

Divided Report

Majority Report of the Committee on **APPROPRIATIONS AND FINANCIAL AFFAIRS** reporting **Ought Not to Pass** on Bill "An Act to Improve the Navigational Aids Program"

(H.P. 38) (L.D. 47)

Signed:

Senators:

GOLDTHWAIT of Hancock
CATHCART of Penobscot
MILLS of Somerset

Representatives:

BERRY of Livermore
MAILHOT of Lewiston
BRANNIGAN of Portland
ETNIER of Harpswell
NASS of Acton
WINSOR of Norway
BELANGER of Caribou
ROSEN of Bucksport

Minority Report of the same Committee reporting **Ought to Pass as Amended by Committee Amendment "A"** (H-11) on same Bill.

Signed:

Representatives:

TESSIER of Fairfield
JONES of Greenville

READ.

On motion of Representative BERRY of Livermore, the Majority **Ought Not to Pass** Report was **ACCEPTED** and sent for concurrence.

Majority Report of the Committee on **TAXATION** reporting **Ought Not to Pass** on Bill "An Act to Exempt Merchandise That is Donated to a Nonprofit Organization from Use Tax"

(H.P. 64) (L.D. 73)

Signed:

Senators:

GAGNON of Kennebec
KNEELAND of Aroostook
LEMONT of York

Representatives:

GREEN of Monmouth
MURPHY of Berwick
GAGNE of Buckfield
McLAUGHLIN of Cape Elizabeth
PERRY of Bangor

Minority Report of the same Committee reporting **Ought to Pass as Amended by Committee Amendment "A"** (H-12) on same Bill.

Signed:

Representatives:

BUCK of Yarmouth
McGOWAN of Pittsfield
BUMPS of China
BOWLES of Sanford

READ.

On motion of Representative GREEN of Monmouth, **TABLED** pending **ACCEPTANCE** of either Report and later today assigned.

CONSENT CALENDAR

First Day

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

(S.P. 74) (L.D. 294) Bill "An Act to Clarify the Laws Prohibiting Consumption or Possession of Alcohol by a Minor" Committee on **LEGAL AND VETERANS AFFAIRS** reporting **Ought to Pass**

(H.P. 27) (L.D. 27) Bill "An Act to Implement the Recommendations of the Commission on Child Abuse" Committee on **HEALTH AND HUMAN SERVICES** reporting **Ought to Pass**

(H.P. 128) (L.D. 139) Bill "An Act to Amend the Animal Trespass Laws" Committee on **AGRICULTURE, CONSERVATION AND FORESTRY** reporting **Ought to Pass**

(H.P. 165) (L.D. 176) Bill "An Act Providing for the Revocation of a Driver's License upon Conviction for Certain Crimes" Committee on **TRANSPORTATION** reporting **Ought to Pass**

(H.P. 250) (L.D. 286) Bill "An Act to Clarify the Duties of the Maine Developmental Disabilities Council" Committee on **HEALTH AND HUMAN SERVICES** reporting **Ought to Pass**

(H.P. 563) (L.D. 718) Bill "An Act Concerning Disability Registration Plates and Placards" Committee on **TRANSPORTATION** reporting **Ought to Pass**

(H.P. 28) (L.D. 28) Resolve, to Extend the Commission to Study Equity in the Distribution of Gas Tax Revenues Attributable to Snowmobiles, All-terrain Vehicles and Watercraft (EMERGENCY) Committee on **INLAND FISHERIES AND**

WILDLIFE reporting Ought to Pass as Amended by Committee Amendment "A" (H-21)

(H.P. 60) (L.D. 69) Bill "An Act to Expand the Lifetime Hunting License" Committee on **INLAND FISHERIES AND WILDLIFE** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-20)**

(H.P. 78) (L.D. 87) Resolve, to Create a Greenhouse Gas Registry Committee on **NATURAL RESOURCES** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-23)**

(H.P. 121) (L.D. 125) Bill "An Act to Specify That Possession of Sexually Explicit Materials by Way of the Internet is Criminal" Committee on **CRIMINAL JUSTICE** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-17)**

(H.P. 186) (L.D. 197) Resolve, to Implement the Saco Bay Regional Beach Management Plan (EMERGENCY) Committee on **NATURAL RESOURCES** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-24)**

(H.P. 240) (L.D. 292) Bill "An Act to Add Prior Conviction for Burglary of a Motor Vehicle to Enhancement of Theft Penalties" Committee on **CRIMINAL JUSTICE** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-16)**

(H.P. 345) (L.D. 435) Bill "An Act to Amend the Charter of the Lewiston-Auburn Water Pollution Control Authority" Committee on **UTILITIES AND ENERGY** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-22)**

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

CONSENT CALENDAR

Second Day

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

(H.P. 17) (L.D. 17) Bill "An Act to Increase the State Earned Income Tax Credit from 5% to 10% of the Federal Earned Income Credit" (C. "A" H-13)

(H.P. 24) (L.D. 24) Bill "An Act to Amend the Charter of the South Berwick Sewer District" (C. "A" H-9)

(H.P. 37) (L.D. 46) Bill "An Act to Allow Funeral Escort Vehicles in a Funeral Procession to be Equipped With Flashing Purple Lights" (C. "A" H-10)

(H.P. 65) (L.D. 74) Bill "An Act to List the Manufacturer's Suggested Retail Price on the Certificate of Title" (C. "A" H-14)

(H.P. 109) (L.D. 113) Bill "An Act to Remove the Weight Limit Restrictions on Vanity Registration Plates" (C. "A" H-15)

(H.P. 118) (L.D. 122) Bill "An Act to Revise the Hampden Water District Charter" (C. "A" H-8)

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

ENACTORS

Acts

An Act to Allow the Transfer of a Valid Turkey Permit to a Juvenile or Senior Citizen

(H.P. 45) (L.D. 54)

An Act to Designate the First Saturday in September as Colonel Freeman McGilvery Day

(H.P. 108) (L.D. 112)

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 Simplify the System of Licenses Issued by the Department of Inland Fisheries and Wildlife

(H.P. 67) (L.D. 76)

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

UNFINISHED BUSINESS

The following matters, in the consideration of which the House was engaged at the time of adjournment Thursday, March 8, 2001, had preference in the Orders of the Day and continued with such preference until disposed of as provided by House Rule 502.

JOINT ORDER - Relative to Joint Study Order Establishing the Special Legislative Oversight Committee for Regional Electricity Issues

(H.P. 719)

- In House, **REFERRED** to the Committee on **UTILITIES AND ENERGY** on February 15, 2001.

- In Senate, **FAILED** of **PASSAGE** in **NON-CONCURRENCE**.

TABLED - February 22, 2001 (Till Later Today) by Representative **SAVAGE** of Buxton.

PENDING - FURTHER CONSIDERATION.

Subsequently, the House voted to **ADHERE**.

Bill "An Act to Provide for the Disclosure of Company Information and Appointment of a Registered Agent in Maine by Persons or Business Entities Selling or Leasing Goods or Services via the Internet"

(H.P. 913) (L.D. 1227)

(Committee on **BUSINESS AND ECONOMIC DEVELOPMENT** suggested)

TABLED - February 28, 2001 (Till Later Today) by Representative **HATCH** of Skowhegan.

PENDING - REFERENCE.

Subsequently, the Bill was **REFERRED** to the Committee on **BUSINESS AND ECONOMIC DEVELOPMENT**, ordered printed and sent for concurrence.

Bill "An Act to Provide for Public Access to Fish, Game and Wildlife Resources"

(H.P. 1056) (L.D. 1419)

(Committee on **AGRICULTURE, CONSERVATION AND FORESTRY** suggested)

TABLED - March 5, 2001 (Till Later Today) by Representative **PINEAU** of Jay.

PENDING - REFERENCE.

On motion of Representative **CLARK** of Millinocket, the Bill was **REFERRED** to the Committee on **INLAND FISHERIES AND WILDLIFE**, ordered printed and sent for concurrence.

Bill "An Act to Adopt the Uniform Computer Information Transactions Act"

(H.P. 987) (L.D. 1324)

(Committee on **BUSINESS AND ECONOMIC DEVELOPMENT** suggested)

TABLED – March 5, 2001 (Till Later Today) by Representative MICHAUD of Fort Kent.

PENDING – **REFERENCE**.

On motion of Representative SAVAGE of Buxton, the Bill and all accompanying papers were **INDEFINITELY POSTPONED** and sent for concurrence.

JOINT RESOLUTION MEMORIALIZING THE CONGRESS OF THE UNITED STATES TO ALLOW IMPROVED MEDICARE SUPPLEMENT INSURANCE POLICIES OFFERING PRESCRIPTION DRUG COVERAGE

(H.P. 1153)

TABLED – March 8, 2001 (Till Later Today) by Representative GLYNN of South Portland.

PENDING – **ADOPTION**.

On motion of Representative O'NEIL of Saco, the Joint Resolution was **REFERRED** to the Committee on **BANKING AND INSURANCE**, ordered printed and sent for concurrence.

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

SENATE PAPERS

Bill "An Act to Define 'Operated' in Relation to Commercial Large Game Shooting Areas"

(S.P. 502) (L.D. 1589)

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

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

Bill "An Act to Amend the Commercial Large Game Shooting Area to Change the Date of Operation"

(S.P. 500) (L.D. 1587)

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

On motion of Representative COLWELL of Gardiner, **TABLED** pending **REFERENCE** and later today assigned.

Bill "An Act to Authorize a General Fund Bond Issue in the Amount of \$4,250,000 to Construct New or Retrofit Existing Pollution Control Structures on Maine Farms to Protect the Environment, to Construct Environmentally Sound Water Sources that Help Avoid Drought Damage to Crops, and to Recapitalize the Potato Market Improvement Fund"

(S.P. 493) (L.D. 1582)

Bill "An Act to Authorize a General Fund Bond Issue in the Amount of \$20,000,000 to Address the Affordable Housing Crisis in the State"

(S.P. 506) (L.D. 1593)

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

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

Bill "An Act to Appropriate Funds for a Study to Determine the Feasibility of a Medical School in Maine" (EMERGENCY)

(S.P. 501) (L.D. 1588)

Committee on **APPROPRIATIONS AND FINANCIAL AFFAIRS** suggested and ordered printed.

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

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

Bill "An Act to Permit the Issuance of Certain Types of Consumer Credit Insurance"

(S.P. 511) (L.D. 1630)

Bill "An Act to Amend the Revised Maine Securities Act"

(S.P. 518) (L.D. 1637)

Bill "An Act to Reform Health Care in the State"

(S.P. 519) (L.D. 1638)

Bill "An Act to Conform the State's Financial Services Privacy Laws with Federal Law" (EMERGENCY)

(S.P. 521) (L.D. 1640)

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

REFERRED to the Committee on **BANKING AND INSURANCE** in concurrence.

Resolve, Directing the Maine Science and Technology Foundation to Determine the Physical Condition of Information Technology Infrastructure in the State (EMERGENCY)

(S.P. 513) (L.D. 1632)

Bill "An Act to Amend the Laws Pertaining to the Maine Small Business Commission"

(S.P. 515) (L.D. 1634)

Bill "An Act to Improve the Licensing and Regulation of Denturists"

(S.P. 520) (L.D. 1639)

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

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

Bill "An Act to Amend the Maine Emergency Medical Services Act of 1982"

(S.P. 509) (L.D. 1596)

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

REFERRED to the Committee on **CRIMINAL JUSTICE** in concurrence.

Resolve, Directing the Department of Education to Revise its Rules Relating to School Lunch Program

(S.P. 487) (L.D. 1576)

Bill "An Act to Fund the Implementation of Student Achievement Standards by Fulfilling the State Commitment to Fund 55% of Public Education Costs for Kindergarten to Grade 12"

(S.P. 491) (L.D. 1580)

Bill "An Act to Offer Businesses and the Technical Colleges Incentives for Providing Workforce Health Care Training"

(S.P. 505) (L.D. 1592)

Bill "An Act to Increase the Number of Licensed Speech-Language Pathologists to Serve Maine Schools"

(S.P. 508) (L.D. 1595)

Bill "An Act to Increase the Debt Limit of the Calais School District Trustees"

(S.P. 516) (L.D. 1635)

Bill "An Act to Increase Funding Alternatives for Small School Construction Projects"

(S.P. 517) (L.D. 1636)

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

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

Bill "An Act to Allow the Department of Human Services Abuse and Neglect Investigators Access to Certain Baxter School for the Deaf Records"

(S.P. 492) (L.D. 1581)

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

On motion of Representative COLWELL of Gardiner, **TABLED** pending **REFERENCE** and later today assigned.

Bill "An Act to Establish the Maine Boating Safety Advisory Council" (EMERGENCY)

(S.P. 484) (L.D. 1574)

Bill "An Act to Encourage New Hunters"

(S.P. 488) (L.D. 1577)

Bill "An Act to Clarify the Unlawful Use of Snowmobile Trails"

(S.P. 490) (L.D. 1579)

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

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

Bill "An Act to Provide Pension Equity for Mental Health Workers"

(S.P. 494) (L.D. 1583)

Bill "An Act to Change the Retirement Eligibility Requirement for Game Wardens"

(S.P. 495) (L.D. 1584)

Bill "An Act to Restore a Workers' Compensation Hearing Officer Position in Aroostook County" (EMERGENCY)

(S.P. 498) (L.D. 1585)

Bill "An Act to Raise the Minimum Wage, to Expand the Tax Credit for Health Benefits Paid by a Small Business and to Increase the Earned Income Credit"

(S.P. 504) (L.D. 1591)

Bill "An Act to Provide Disclosure and Financial Protections to Temporary Workers"

(S.P. 507) (L.D. 1594)

Bill "An Act to Increase the State Share of Health Insurance for Certain Retired Teachers"

(S.P. 510) (L.D. 1629)

Bill "An Act to Provide Exemptions from the 5% cap on Earnable Compensation for Retirement Purposes"

(S.P. 512) (L.D. 1631)

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

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

Bill "An Act to Clarify the Laws Governing Employment by the State"

(S.P. 489) (L.D. 1578)

Bill "An Act to Separate Territory from the Town of Falmouth and Annex it to the City of Portland"

(S.P. 499) (L.D. 1586)

Bill "An Act to Clarify Rights of Retainage in Public Construction Contracts"

(S.P. 514) (L.D. 1633)

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

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

Bill "An Act to Improve the Effectiveness of the Maine Residents Property Tax Program"

(S.P. 486) (L.D. 1575)

RESOLUTION, Proposing an Amendment to the Constitution of Maine to Allow Landowners to Withdraw without Penalty from Current Use Programs under Certain Conditions

(S.P. 503) (L.D. 1590)

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

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

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

On motion of Representative YOUNG of Limestone, the House adjourned at 11:21 a.m., until 10:00 a.m., Thursday, March 15, 2001.