

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
38th Legislative Day
Thursday, April 26, 2001

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

Prayer by Reverend Dr. D. Elizabeth Audette, Rockland Congregational Church.

National Anthem by Portland/Deering High School Orchestra.

Pledge of Allegiance.

Doctor of the day, Stephen Sears, M.D., South Gardiner.

Representative COLWELL of Gardiner assumed the Chair. The House was called to order by the Speaker Pro Tem.

The Journal of yesterday was read and approved.

COMMUNICATIONS

The Following Communication: (H.C. 211)

**STATE OF MAINE
120TH LEGISLATURE**

April 23, 2001

Honorable Millicent M. MacFarland

Clerk of the House

2 State House Station

Augusta, ME 04333

Dear Clerk MacFarland:

Pursuant to our authority under 3 MSRA §901-A, we are pleased to reappoint Neil Rolde of York to the *State House and Capitol Parks Commission*.

Should you have questions regarding this appointment, please contact us.

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: (S.C. 214)

**SENATE OF MAINE
OFFICE OF THE SECRETARY
3 STATE HOUSE STATION
AUGUSTA, ME 04333-0003**

April 24, 2001

The Honorable Michael V. Saxl

Speaker of the House

2 State House Station

Augusta, ME 04333

Dear Speaker Saxl:

In accordance with Joint Rule 506, please be advised that the Senate today confirmed the following nominations:

Upon the recommendation of the Joint Standing Committee on Inland Fisheries and Wildlife, the nominations of Matthew P. Libby of Ashland, for reappointment to the Inland Fisheries and Wildlife Advisory Council; Raymond H. Poulin, Jr. of Ripley, for appointment to the Inland Fisheries and Wildlife Advisory Council; David A. Wardwell of Penobscot, for appointment to the Inland Fisheries and Wildlife Advisory Council and Lance

Wheaton of Forest City, for appointment to the Inland Fisheries and Wildlife Advisory Council.

Sincerely,

S/Joy J. O'Brien

Secretary of the Senate

READ and ORDERED PLACED ON FILE.

**PETITIONS, BILLS AND RESOLVES REQUIRING
REFERENCE**

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

TAXATION

Bill "An Act to Support Businesses that Reduce Pollution"

(H.P. 1318) (L.D. 1780)

Presented by Representative MURPHY of Berwick.
(GOVERNOR'S BILL)

Cosponsored by Representative: KOFFMAN of Bar Harbor,
Senators: MARTIN of Aroostook, SHOREY of Washington.

Pursuant to Statute

Department of Education

Representative RICHARD for the **Department of Education** pursuant to the Maine Revised Statutes, Title 5, section 8072 asks leave to report that the accompanying Resolve, Regarding Legislative Review of Chapter 182: Formula for Distribution of Funds to Child Development Services Regional Sites, a Major Substantive Rule of the Department of Education (EMERGENCY)

(H.P. 1319) (L.D. 1781)

Be **REFERRED** to the Committee on **EDUCATION AND CULTURAL AFFAIRS** and printed pursuant to Joint Rule 218.

Report was **READ** and **ACCEPTED** and the Resolve **REFERRED** to the Committee on **EDUCATION AND CULTURAL AFFAIRS** and ordered printed pursuant to Joint Rule 218.

Sent for concurrence.

ORDERS

On motion of Representative DUPLESSIE of Westbrook, the following Joint Resolution: (H.P. 1320) (Cosponsored by President MICHAUD of Penobscot and Representatives: BRYANT of Dixfield, BUNKER of Kossuth Township, COLWELL of Gardiner, NORBERT of Portland, Speaker SAXL of Portland, Senators: DAGGETT of Kennebec, EDMONDS of Cumberland, TREAT of Kennebec)

**JOINT RESOLUTION RECOGNIZING WORKERS MEMORIAL
DAY ON APRIL 28, 2001**

WHEREAS, more than 6,200 American workers are killed annually by workplace hazards and more than 1,500,000 are injured on the job; and

WHEREAS, in this State, there were 26 fatalities in 2000; and
WHEREAS, the federal Occupational Safety and Health Act of 1970 guarantees every American worker the right to a safe and healthy workplace; and

WHEREAS, the citizens of Maine want to encourage and support improved safety in the workplace and recognize the adverse impact of workplace deaths and accidents on the State's

economy and the tragedy they cause in families and the community; and

WHEREAS, the citizens of this State wish to remember Maine workers killed or injured on the job; now, therefore, be it

RESOLVED: That We, the members of the One Hundred and Twentieth Legislature now assembled in the First Regular Session, on behalf of the people we represent, proclaim April 28, 2001 as Workers Memorial Day in the State of Maine and encourage all residents to remember injured and killed workers and observe the day in an appropriate manner.

READ.

The SPEAKER PRO TEM: The Chair recognizes the Representative from Westbrook, Representative Duplessie.

Representative **DUPLESSIE**: Mr. Speaker, Ladies and Gentlemen of the House. This resolution is in memory of the anniversary day that the federal OSHA act was passed and signed into law by then President Richard Nixon in 1972. I would like to invite you all to a public ceremony that will be held on Friday at 11:30 a.m. in the Hall of Flags. This is a ceremony to honor the 26 workers that suffered the unfortunate sudden loss of their lives last year in this state. It is way too high of a record for deaths in this state, besides the thousands of employees that were permanently disabled from occupational disease and injuries on the job. This ceremony will have some of the family members of some of these employees that lost their lives last year. They will be here to speak. The ceremony will be approximately 45 minutes. I would like to, again, encourage you all to attend if you are here tomorrow. If not, there will be ceremonies in Westbrook and in Millinocket. Thank you.

ADOPTED.

Sent for concurrence.

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

On motion of Representative FULLER of Manchester, the following House Order: (H.O. 27)

ORDERED, that Representative Joseph C. Brannigan of Portland be excused Tuesday, April 10th and Wednesday, April 11th for health reasons.

AND BE IT FURTHER ORDERED, that Representative Thomas J. Kane of Saco be excused Tuesday, April 24th for personal reasons.

AND BE IT FURTHER ORDERED, that Representative Zachary E. Matthews of Winslow be excused Tuesday, April 3rd, Wednesday, April 4th, Thursday, April 5th, Tuesday, April 10th and Wednesday, April 11th for personal reasons.

AND BE IT FURTHER ORDERED, that Representative Kevin M. Muse of Fryeburg be excused Tuesday, April 24th and Wednesday, April 25th for personal reasons.

AND BE IT FURTHER ORDERED, that Representative Julie Ann O'Brien of Augusta be excused Wednesday, April 11th for health reasons.

AND BE IT FURTHER ORDERED, that Representative Lillian LaFontaine O'Brien of Lewiston be excused Wednesday, April 11th, Thursday, April 12th for health reasons.

AND BE IT FURTHER ORDERED, that Representative John L. Patrick of Rumford be excused Thursday, April 12th for health reasons.

READ and PASSED.

SPECIAL SENTIMENT CALENDAR

In accordance with House Rule 519 and Joint Rule 213, the following items:

Recognizing:

Dana Albright, of Bath, who was one of 2,700 athletes representing 80 countries competing in the 2001 Special Olympics World Winter Games held in Alaska during the week of March 4th-11th. Dana won a gold medal in the giant slalom event, 4th place in the slalom event and 5th place in the downhill competition. We send our congratulations to Dana on his victories and send our appreciation to him for representing our State in the games;

(HLS 214)

Presented by Representative MAYO of Bath.

Cosponsored by Senator SMALL of Sagadahoc, Representative HONEY of Boothbay, Senator KILKELLY of Lincoln.

On **OBJECTION** of Representative MAYO of Bath, was **REMOVED** from the Special Sentiment Calendar.

READ.

The SPEAKER PRO TEM: The Chair recognizes the Representative from Bath, Representative Mayo.

Representative **MAYO**: Mr. Speaker, Ladies and Gentlemen of the House. I am honored to stand here this morning to speak about Dana Albright who is a 31 year-old man who represented the State of Maine at the Special Olympics in Alaska in March. As was noted, Dana won a gold medal in the giant slalom and took fifth place in downhill skiing. To prepare for this experience of a lifetime, Dana would swim twice weekly at the local YMCA and runs twice weekly on an outdoor track. He also greatly enjoys horseback riding and regularly wins medals at statewide equestrian events. Dana lived at home with his parents, Dotty and Carl Albright until he moved to an Elmhurst group home about 13 years ago. He completed high school at Morse High School and since that time has either been working in the community, volunteering or attending the activity program at Elmhurst, Inc.

Dana's great love, in addition to skiing, is caring for horses, including his own, Miss Dana, a Belgian workhorse. Dana currently takes horseback riding lessons twice a week at Healing Horses in Harpswell and volunteers at another horse farm at least once a week. His dream is to someday live in a setting where he can have his horse with him.

Dana volunteers each year at the Common Ground Fair, helping to tend the animals. He has had jobs on a horse farm, bottle redemption center and with a moving company. When not involved with skiing or horses, he enjoys basketball, swimming, bowling and participating in self-advocacy groups and Literacy Volunteers. In September, Dana moved from the group home to a smaller Elmhurst home in Bath. He frequently visits weekends with his family in Edgcomb who are very supportive of his endeavors. This morning it gives me pleasure to offer congratulations to a job well done to Dana Albright.

PASSED and sent for concurrence.

In Memory of:

Joseph Ricci, businessman and political figure of Falmouth, whose energy, dedication and service to his community and the State will be long remembered. His many achievements include co-founding the Elan Adolescent Treatment Center, owning Scarborough Downs harness racing track and being a two-time Democratic candidate for governor. He will be sadly missed by his family and many friends;

(HLS 76)

Presented by Representative TUTTLE of Sanford.

Cosponsored by Senator ABROMSON of Cumberland, President Pro Tem BENNETT of Oxford, Representative BLISS of South

Portland, Representative BRANNIGAN of Portland, Senator BROMLEY of Cumberland, Representative BRUNO of Raymond, Representative BUCK of Yarmouth, Representative BULL of Freeport, Representative CHIZMAR of Lisbon, Representative CLOUGH of Scarborough, Representative COTE of Lewiston, Representative CRESSEY of Baldwin, Representative CUMMINGS of Portland, Representative DAVIS of Falmouth, Senator DOUGLASS of Androscoggin, Representative DUDLEY of Portland, Representative DUNCAN of Presque Isle, Representative DUPLESSIE of Westbrook, Senator EDMONDS of Cumberland, Representative ESTES of Kittery, Representative ETNIER of Harpswell, Representative FOSTER of Gray, Representative GERZOSKY of Brunswick, Representative GLYNN of South Portland, Representative HAWES of Standish, Representative HEIDRICH of Oxford, Representative LABRECQUE of Gorham, Representative LOVETT of Scarborough, Representative MARLEY of Portland, Representative MAYO of Bath, Representative McDONOUGH of Portland, Representative MCKENNEY of Cumberland, Representative McLAUGHLIN of Cape Elizabeth, Representative MUSE of South Portland, Representative NORBERT of Portland, Representative O'BRIEN of Lewiston, Senator O'GARA of Cumberland, Representative PATRICK of Rumford, Senator PENDLETON of Cumberland, Representative QUINT of Portland, Senator RAND of Cumberland, Representative RICHARDSON of Brunswick, Speaker SAXL of Portland, Representative SCHNEIDER of Durham, Senator SMALL of Sagadahoc, Representative SNOWE-MELLO of Poland, Representative TOBIN of Windham, Senator TURNER of Cumberland, Representative USHER of Westbrook, Representative WATERHOUSE of Bridgton, Senator WOODCOCK of Franklin.

On **OBJECTION** of Representative TUTTLE of Sanford, was **REMOVED** from the Special Sentiment Calendar.

READ.

The **SPEAKER PRO TEM**: The Chair recognizes the Representative from Sanford, Representative Tuttle.

Representative **TUTTLE**: Mr. Speaker, Men and Women of the House. It is with sadness and fond memories of years past that I speak to you today of the life of Joseph Ricci. Known by some as the maverick millionaire who owns Scarborough Downs and the businessman with a sharp tongue and provocative political style and two-time gubernatorial candidate. Joe Ricci died in January as many of us know at the young age of 54. Joe will always be remembered by me as a person who was bigger than life and who always spoke the truth as he saw it. Being the Chair of the Committee on Legal and Veterans Affairs, it is my opinion that Maine Harness Racing owns its continued existence to Mr. Ricci and his family. Mr. Ricci who lived in Falmouth is survived by his wife, Sharon; two sons, Jason and Noah; his mother, Anna, from Port Chester, New York; and three sisters, June, Michelle and Lynn. Mr. Speaker, it is my understanding that the family is here today with friends in the gallery. If we could recognize them, Mr. Speaker, thank you very much.

The **SPEAKER PRO TEM**: The Chair recognizes the Representative from Poland, Representative Snowe-Mello.

Representative **SNOWE-MELLO**: Mr. Speaker, Ladies and Gentlemen of the House. Joe Ricci left a great legacy for us in Poland. His Elan Center was a unique approach to a serious problem and many young people left there the better for it. I worked once at Elan. Joe Ricci was my boss. Frankly, I was scared to death of him, but that was also part of his charm. He was a perfectionist and he expected everybody else to see his vision and make it as perfect as possible.

Years later, I entered politics and was elected to the House. Joe would do a weekly radio program as part of his campaigns

for governor. Oh, I have such fond memories of being in that studio across the microphone from him and having him tell listeners, "Here's one of my favorite Republicans, Lois Snowe-Mello."

Joe was a constituent of mine because he kept a summer place in Poland. Was he cantankerous? Oh yea. But did he care about people? He sure did and that is why it is hard to stand up here today and speak about him because I sure miss Joe a lot.

The **SPEAKER PRO TEM**: The Chair recognizes the Representative from Scarborough, Representative Clough.

Representative **CLOUGH**: Mr. Speaker, Ladies and Gentlemen of the House. Joe Ricci was known as many things, depending on who did the talking. He was indeed outspoken. That was because when he believed in something, he was passionate about it. Frankly, more of us should emulate that trait. Too often we miss opportunities simply because we did not speak up. Those who knew Joe Ricci know that he was never shy about speaking up. At a time when substance abuse crept up from the tough streets and into the normal middle class family life, Joe had the foresight to found Elan. A special adolescent treatment center designed not only to get young people off drugs and alcohol and other substances, but also to prepare them for a productive adult life. At a time when the harness racing industry in Maine faced near extinction, he kept Scarborough Downs open as an opportunity for horse owners to highlight Maine's standard breeds to locals and tourists. The peripheral benefits from having this facility in Scarborough are immeasurable. Joe was also interested in public service. He thrust himself before the public as a candidate for Governor, not once, but twice. As a Republican, I have to admit that I enjoyed watching Joe put his fellow Democrats to the test. Joe Ricci was a man of tireless energy who enlivened our lives and left Maine just a little bit better for it. We will all miss him.

ADOPTED and sent for concurrence.

The **SPEAKER PRO TEM**: The Chair recognizes the Representative from Winslow, Representative Matthews who wishes to address the House on the record.

Representative **MATTHEWS**: Mr. Speaker, Men and Women of the House. I won't take but a minute of your time. I did want to speak a little bit earlier about the kids and the coaches that are behind me from Winslow High School because I am extremely proud of their effort. After listening today to the many citizens and students and others that we recognize here in this chamber, I think it is appropriate to say a couple of words. The kids that are behind me today were recognized by this House early in this session. We were not able to have them down here at that time. I think it is important to note that after given the tremendous achievements on the athletic field by Winslow High School, that the kids that are behind you here, 84 percent of these students are academic LTC Conference standout students. That is 84 percent of these students. I know a lot of it is due to their coach and I know how good of a teacher he is because I hear from my son every other day about that. That is important to Winslow High School and the principal and the teachers there that the kids get the kind of education and go on to college and post-secondary school. I wanted to take a moment to remind my colleagues and I am sure that this can also be done around the State of Maine and other schools, but I am very, very proud as one citizen who happens to be a state legislator of the students who are here and their academic achievements as well as their athletic achievements. I know it may be highly unusual, but I would ask all of you to extend

congratulations to not only their athletic prowess, but their academic prowess as well. Thank you Mr. Speaker.

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.

HOUSE DIVIDED REPORT – Majority (11) Ought to Pass as Amended by Committee Amendment "A" (H-145) – Minority (2) Ought Not to Pass – Committee on STATE AND LOCAL GOVERNMENT on Bill "An Act to Provide a Local Option on Display of the State Flag"

(H.P. 369) (L.D. 471)

TABLED – April 25, 2001 (Till Later Today) by Representative COLWELL of Gardiner.

PENDING – Motion of Representative BAGLEY of Machias to ACCEPT the Majority OUGHT TO PASS AS AMENDED Report.

The SPEAKER PRO TEM: The Chair recognizes the Representative from Winterport, Representative Brooks.

Representative BROOKS: Mr. Speaker, Ladies and Gentlemen of the House. I will only take a couple of minutes of your time this morning to talk a little bit about this bill. I wanted to have this opportunity earlier on, because there are two young men here who are paging with us this morning that are the ones who contributed greatly to a civics lesson at their school at Morse Memorial School in the Town of Brooks. I would ask them, they are down front right now, Jonathan King and Phillip Hopkins. If they could just stand to see which one of the pages that they are.

When Ashley Seekins, a young classmate of theirs died in September of 2000 as a result of an automobile accident, these two men were the monitors at school for the US Flag. They wanted to fly the flag at half staff and they did all the things that they were told to do by their teachers and by their school. They called the Governor's Office. Actually what they did is they e-mailed the Governor. The Governor then turned over to the Adjutant General, Joe Tinkham, the request. He followed through the procedure and wrote them back a letter, which they sent by e-mail. That they were sorry, but you can't do that. I don't need to, I am sure, for any of you to repeat the regulations and the law currently that exists that says that only the Governor can do this in the states and only can it be done if it is a statewide dignitary. This didn't satisfy Jonathan and Philip and they continued to pursue this working with me. The result was the legislation that you see before us here today, which has the support of the Chief Executive. It has the support of the Adjutant General. It has the support of a number of veteran's agencies. It has also the support of a number of fire departments, police departments and towns that have written me letters talking about this bill.

What it will do is it will allow us to lower the flag to half staff for honoring dignitaries in local communities who want to be cited. For example, if you have a fire chief as we did in Winterport, who had served as fire chief for almost 50 years, he was there as an assistant. He was there as the chief and he died of cancer about three years ago. We were not able to lower the flag over the fire station simply because he was not a statewide dignitary. This will allow this to happen in communities. The process will not change. We will still have to notify the Governor's Office. It will still have to be dealt with by the Adjutant General. The Adjutant General will then determine through proclamation, signed by the Governor that this can

happen. We have checked this out, with the federal law, to determine that there is no conflict. What the federal law says is that the President is the only one can lower the flag to half staff. However, he can designate those who can and he has passed that authority on to all the Governors as we know. In doing so, he gives them the discretion of determining who in the state can be cited by lowering this flag to half staff. This is a, I would say, somewhat landmark piece of legislation. I don't know of other states who have done this. I do know that it is very consistent with federal law and has the support of the Chief Executive. Thank you Mr. Speaker.

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

The Bill was **READ ONCE. Committee Amendment "A" (H-145) was READ** by the Clerk and **ADOPTED.** The Bill was assigned for **SECOND READING** Monday, April 30, 2001.

REPORTS OF COMMITTEE

Divided Report

Majority Report of the Committee on **LABOR** reporting **Ought to Pass as Amended by Committee Amendment "A" (S-63)** on 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)

Signed:

Senators:

EDMONDS of Cumberland

TURNER of Cumberland

SAWYER of Penobscot

Representatives:

MATTHEWS of Winslow

DAVIS of Falmouth

MacDOUGALL of North Berwick

TREADWELL of Carmel

BUNKER of Kossuth Township

HUTTON of Bowdoinham

NORTON of Bangor

SMITH of Van Buren

TARAZEWICH of Waterboro

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

Signed:

Representative:

CRESSEY of Baldwin

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-63).**

READ.

Representative BUNKER of Kossuth Township moved that the House **ACCEPT** the Majority **Ought to Pass as Amended Report.**

On further motion of the same Representative, **TABLED** pending his motion to **ACCEPT** the Majority **Ought to Pass as Amended Report** and later today assigned.

Majority Report of the Committee on **LABOR** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-172)** on Bill "An Act to Provide Notice of Termination Status"

(H.P. 187) (L.D. 198)

Signed:

Senator:

EDMONDS of Cumberland
Representatives:
MATTHEWS of Winslow
BUNKER of Kossuth Township
HUTTON of Bowdoinham
NORTON of Bangor
SMITH of Van Buren
TARAZEWICH of Waterboro

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

Signed:
Senators:
TURNER of Cumberland
SAWYER of Penobscot
Representatives:
TREADWELL of Carmel
CRESSEY of Baldwin
DAVIS of Falmouth
MacDOUGALL of North Berwick

READ.

Representative BUNKER of Kossuth Township moved that the House **ACCEPT** the Majority **Ought to Pass as Amended** Report.

On further motion of the same Representative, **TABLED** pending his motion to **ACCEPT** the Majority **Ought to Pass as Amended** Report and later today assigned.

Seven Members of the Committee on **LABOR** report in Report "A" **Ought to Pass as Amended by Committee Amendment "A" (H-173)** on Bill "An Act to Amend the Maine Workers' Compensation Act of 1992 as it Relates to Medical Payment Coverage"

(H.P. 602) (L.D. 757)

Signed:
Senator:
EDMONDS of Cumberland
Representatives:
MATTHEWS of Winslow
BUNKER of Kossuth Township
HUTTON of Bowdoinham
NORTON of Bangor
SMITH of Van Buren
TARAZEWICH of Waterboro

Four Members of the same Committee report in Report "B" **Ought to Pass as Amended by Committee Amendment "B" (H-174)** on same Bill.

Signed:
Senators:
TURNER of Cumberland
SAWYER of Penobscot
Representatives:
MacDOUGALL of North Berwick
TREADWELL of Carmel

Two Members of the same Committee report in Report "C" **Ought Not to Pass** on same Bill

Signed:
Representatives:
CRESSEY of Baldwin
DAVIS of Falmouth

READ.

Representative BUNKER of Kossuth Township moved that the House **ACCEPT** Report "A" **Ought to Pass as Amended.**

On further motion of the same Representative, **TABLED** pending his motion to **ACCEPT** Report "A" **Ought to Pass as Amended** and later today assigned.

Majority Report of the Committee on **LEGAL AND VETERANS AFFAIRS** reporting **Ought Not to Pass** on **RESOLUTION**, Proposing an Amendment to the Constitution of Maine to Require Signatures From All Counties on Direct Initiative Petitions

(H.P. 119) (L.D. 123)

Signed:
Senators:
WOODCOCK of Franklin
BROMLEY of Cumberland
DOUGLASS of Androscoggin
Representatives:
COTE of Lewiston
ESTES of Kittery
HEIDRICH of Oxford
PATRICK of Rumford
O'BRIEN of Lewiston

Minority Report of the same Committee reporting **Ought to Pass as Amended by Committee Amendment "A" (H-169)** on same **RESOLUTION**.

Signed:
Representatives:
LABRECQUE of Gorham
CHIZMAR of Lisbon
TUTTLE of Sanford
DUNCAN of Presque Isle
MAYO of Bath

READ.

Representative TUTTLE of Sanford moved that the House **ACCEPT** the Minority **Ought to Pass as Amended** Report.

On further motion of the same Representative, **TABLED** pending his motion to **ACCEPT** the Minority **Ought to Pass as Amended** Report and later today assigned.

Majority Report of the Committee on **LEGAL AND VETERANS AFFAIRS** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-168)** on Bill "An Act to Amend the Time the Registrar is Required to be at a Municipal Caucus"

(H.P. 243) (L.D. 279)

Signed:
Senators:
WOODCOCK of Franklin
BROMLEY of Cumberland
DOUGLASS of Androscoggin
Representatives:
LABRECQUE of Gorham
ESTES of Kittery
TUTTLE of Sanford
O'BRIEN of Lewiston
HEIDRICH of Oxford
PATRICK of Rumford
DUNCAN of Presque Isle
MAYO of Bath

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

Signed:
Representatives:
CHIZMAR of Lisbon
COTE of Lewiston

READ.

On motion of Representative TUTTLE of Sanford, the Majority **Ought to Pass as Amended** Report was **ACCEPTED**.

The Bill was **READ ONCE**. **Committee Amendment "A" (H-168)** was **READ** by the Clerk and **ADOPTED**. The Bill was assigned for **SECOND READING** Monday, April 30, 2001.

Majority Report of the Committee on **STATE AND LOCAL GOVERNMENT** reporting **Ought to Pass as Amended** by **Committee Amendment "A" (H-176)** on Bill "An Act to Repeal the Requirement that the Kennebec County Budget be Approved by the Legislature"

(H.P. 427) (L.D. 548)

Signed:

Senators:

- PENDLETON of Cumberland
- YOUNGBLOOD of Penobscot
- ROTUNDO of Androscoggin

Representatives:

- BAGLEY of Machias
- McDONOUGH of Portland
- HATCH of Skowhegan
- LESSARD of Topsham
- McLAUGHLIN of Cape Elizabeth
- KASPRZAK of Newport
- MURPHY of Berwick
- CHASE of Levant
- HASKELL of Milford

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

Signed:

Representative:

- CRESSEY of Baldwin

READ.

On motion of Representative McDONOUGH of Portland, the Majority **Ought to Pass as Amended** Report was **ACCEPTED**.

The Bill was **READ ONCE**. **Committee Amendment "A" (H-176)** was **READ** by the Clerk and **ADOPTED**. The Bill was assigned for **SECOND READING** Monday, April 30, 2001.

The Speaker resumed the Chair.

The House was called to order by the Speaker.

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

CONSENT CALENDAR

First Day

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

(H.P. 46) (L.D. 55) Bill "An Act to Provide an Extra Hunting Opportunity for Junior License Holders" Committee on **INLAND FISHERIES AND WILDLIFE** reporting **Ought to Pass as Amended** by **Committee Amendment "A" (H-183)**

(H.P. 140) (L.D. 151) Bill "An Act to Ensure that Fishways on Inland Waters are Working" Committee on **INLAND FISHERIES AND WILDLIFE** reporting **Ought to Pass as Amended** by **Committee Amendment "A" (H-182)**

Under suspension of the rules, Second Day Consent Calendar notification was given.

There being no objection, the House Papers were **PASSED TO BE ENGROSSED** as **Amended** and sent for concurrence. **ORDERED SENT FORTHWITH.**

BILLS IN THE SECOND READING

Senate

Bill "An Act to Authorize State Agencies to Arrange for Direct Billing of Hotel Rooms for State Business" (S.P. 315) (L.D. 1083)

Senate As Amended

Bill "An Act to Authorize the Town of Bar Harbor to Acquire the Bar Harbor Water Company" (EMERGENCY) (S.P. 159) (L.D. 503) (C. "A" S-45)

Bill "An Act to Create the Boothbay Region Water District" (EMERGENCY) (S.P. 440) (L.D. 1442) (C. "A" S-66)

House As Amended

Bill "An Act to Fairly Distribute the Payment of Real Estate Transfer Taxes" (H.P. 729) (L.D. 949) (C. "A" H-154)

Reported by the Committee on **Bills in the Second Reading**, read the second time, the Senate Papers were **PASSED TO BE ENGROSSED** or **PASSED TO BE ENGROSSED AS AMENDED** in concurrence and the House Paper was **PASSED TO BE ENGROSSED AS AMENDED** and sent for concurrence.

Bill "An Act to Amend the Laws Governing the Service Territory of Kennebunk Light and Power District" (S.P. 240) (L.D. 808)

Was reported by the Committee on **Bills in the Second Reading** and **READ** the second time.

On motion of Representative SAVAGE of Buxton, was **SET ASIDE**.

On further motion of the same Representative, **TABLED** pending **PASSAGE TO BE ENGROSSED** and later today assigned.

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

SENATE PAPERS

The following Joint Order: (S.P. 603)

Ordered, the House concurring, that when the House stands Adjourned it does so until Monday, April 30, 2001, at 9:00 in the morning and the Senate Adjourns until Monday, April 30, 2001, at 9:30 in the morning.

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

READ and **PASSED** in concurrence.

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

On motion of Representative TUTTLE of Sanford, the House adjourned at 10:40 a.m., until 9:00 a.m., Monday, April 30, 2001 pursuant to the Joint Order (S.P. 603) and in honor and lasting tribute to Joseph Ricci, of Falmouth.