

MAINE STATE LEGISLATURE

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

Volume II

First Regular Session

May 18, 2001 – June 22, 2001

Second Regular Session

January 2, 2002 – March 6, 2002

Pages 890-1770

ONE HUNDRED AND TWENTIETH LEGISLATURE
SECOND REGULAR SESSION
12th Legislative Day
Wednesday, February 6, 2002

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

Prayer by Reverend Terence R. Willis, Finnish Congregational Church, St. George.

Pledge of Allegiance.

The Journal of yesterday was read and approved.

CONSENT CALENDAR

First Day

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

(S.P. 679) (L.D. 1881) Bill "An Act to Reduce Administration in the Right-of-way Process of the Department of Transportation" Committee on **TRANSPORTATION** reporting **Ought to Pass**

(S.P. 655) (L.D. 1834) Bill "An Act to Ensure Continued Reporting of Tax Incentive Recipients" Committee on **TAXATION** reporting **Ought to Pass as Amended by Committee Amendment "A" (S-408)**

(H.P. 1496) (L.D. 1999) Bill "An Act to Clarify Recent Amendments to the Maine Consumer Credit Code" (EMERGENCY) Committee on **BANKING AND INSURANCE** reporting **Ought to Pass**

(H.P. 1403) (L.D. 1842) Resolve, Authorizing the State Tax Assessor to Convey the Interest of the State in Certain Real Estate in the Unorganized Territory Committee on **TAXATION** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-770)**

(H.P. 1441) (L.D. 1938) Bill "An Act to Maintain the Family Caregiver Initiative for Elderly Citizens in Maine" Committee on **APPROPRIATIONS AND FINANCIAL AFFAIRS** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-771)**

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

(S.P. 242) (L.D. 810) Bill "An Act to Amend the Laws Governing the Deduction of Pension and Retirement Benefits from State Income Tax" Committee on **TAXATION** reporting **Ought to Pass as Amended by Committee Amendment "A" (S-407)**

On motion of Representative CLOUGH of Scarborough, was **REMOVED** from the First Day Consent Calendar.

The Committee Report was **READ** and **ACCEPTED**. The Bill was **READ ONCE**. **Committee Amendment "A" (S-407)** was **READ** by the Clerk.

On motion of Representative NORBERT of Portland, **TABLED** pending **ADOPTION of Committee Amendment "A" (S-407)** and later today assigned.

CONSENT CALENDAR

Second Day

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

(H.P. 1549) (L.D. 2052) Bill "An Act to Clarify the Application of Workers' Compensation Coverage Requirements to Wood Harvesters"

(H.P. 1102) (L.D. 1471) Bill "An Act to Create a Digital Library to Meet the Educational, Research, Business and Economic Needs of Maine" (C. "B" H-767)

(H.P. 1397) (L.D. 1836) Bill "An Act to Clarify Licensure for the Operation of Antique Trucks" (C. "A" H-768)

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

BILLS IN THE SECOND READING

House as Amended

Bill "An Act to Amend the Charter of the Winterport Sewerage District" (EMERGENCY)

(H.P. 1418) (L.D. 1862)

(H. "A" H-769 to C. "A" H-761)

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

ENACTORS

Acts

An Act to Facilitate More Effective Consumer Representation at the Office of the Public Advocate

(S.P. 691) (L.D. 1893)

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

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

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

CONSENT CALENDAR

First Day

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

(H.P. 1407) (L.D. 1845) Bill "An Act Authorizing the Town of Waldoboro to Refinance Certain Temporary Bond Anticipation Notes Issued for its Water Project" (EMERGENCY) Committee on **UTILITIES AND ENERGY** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-772)**

(H.P. 1413) (L.D. 1857) Bill "An Act to Amend the Charter of the Mount Blue Water District" (EMERGENCY) Committee on **UTILITIES AND ENERGY** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-773)**

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

REPORTS OF COMMITTEE

Divided Report

Majority Report of the Committee on **APPROPRIATIONS AND FINANCIAL AFFAIRS** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-774)** on Bill "An Act to Create the Adult Education Outreach Grant Program" (H.P. 1530) (L.D. 2033)

Signed:

Senator:

CATHCART of Penobscot

Representatives:

BERRY of Livermore

MAILHOT of Lewiston

TESSIER of Fairfield

BRANNIGAN of Portland

ETNIER of Harpswell

JONES of Greenville

NASS of Acton

WINSOR of Norway

BELANGER of Caribou

ROSEN of Bucksport

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

Signed:

Senators:

GOLDTHWAIT of Hancock

MILLS of Somerset

READ.

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

The SPEAKER: The Chair recognizes the Representative from Hartland, Representative Stedman.

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

The SPEAKER: The Representative may pose his question.

Representative **STEDMAN**: Mr. Speaker, Ladies and Gentlemen of the House. Could I inquire as to the purpose of this bill? How it came about going directly to Appropriations and didn't involve the Education Committee?

The SPEAKER: The Representative from Hartland, Representative Stedman has posed a question through the Chair to anyone who may care to respond. The Chair recognizes the Representative from Livermore, Representative Berry.

Representative **BERRY**: Mr. Speaker, Men and Women of the House. I apologize for not giving you a brief summary. The bill came before the Appropriations Committee because it is really a funding bill. It required an appropriation. This bill is an expansion of the Adult Education Program. It links through the community college concept. The majority of the committee felt strongly enough that we would support the \$200,000 knowing, of course, it will come to the Appropriations Table and I guess it is a very strong show of support for the program. Thank you.

The Bill was **READ ONCE. Committee Amendment "A" (H-774)** was **READ** by the Clerk and **ADOPTED**.

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

Under further suspension of the rules the Bill was **PASSED TO BE ENGROSSED as Amended by Committee Amendment "A" (H-774)** and sent for concurrence.

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

Divided Report

Majority Report of the Committee on **APPROPRIATIONS AND FINANCIAL AFFAIRS** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-775)** on Bill "An Act to Support the State's Homeless Youth" (H.P. 1528) (L.D. 2031)

Signed:

Senators:

GOLDTHWAIT of Hancock

CATHCART of Penobscot

Representatives:

BERRY of Livermore

MAILHOT of Lewiston

TESSIER of Fairfield

BRANNIGAN of Portland

ETNIER of Harpswell

JONES of Greenville

NASS of Acton

WINSOR of Norway

BELANGER of Caribou

ROSEN of Bucksport

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

Signed:

Senator:

MILLS of Somerset

READ.

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

The Bill was **READ ONCE. Committee Amendment "A" (H-775)** was **READ** by the Clerk and **ADOPTED**.

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

Under further suspension of the rules the Bill was **PASSED TO BE ENGROSSED as Amended by Committee Amendment "A" (H-775)** and sent for concurrence.

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

Representative **GOODWIN**: Mr. Speaker, Members of the House. Good morning. It is another marvelous day, as it was last Wednesday at 8:15 a.m. on the 30th of January. I made the mistake of walking into the Clerk's Office and asking them for a Tums. You never want to do that in this body. They did the right thing. They got a hold of Paul Mayotte. He came up and did the blood pressure check and he found me an aspirin. He said, "I think somebody else ought to take a look at you." That is fine and dandy and away we went.

I am here to tell you that the Clerk's Office, Millie and David and the whole staff, and the staff of the Majority Office, they did what they had to do. We are a family here and everybody will be cared for equally. I want to stand here and tell you that they did the right thing and everybody along the way did the right thing. I am here today to tell you that I got a warning and the warning was taken care of. I have a Chaney card in my pocket. You all remember that the Vice President walked in, had a stint done and walked out. I beat him to it, because I took less time than he did. I am here to tell you that I am 110 percent, because of the actions of the people who are caring for us here. I thank you.

On motion of Representative GOODWIN of Pembroke, the House adjourned at 10:25 a.m., until 9:30 a.m., Thursday, February 7, 2002.