

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)

Legislative Record
House of Representatives
One Hundred and Twenty-First Legislature
State of Maine

Volume I

First Regular Session

December 4, 2002 – May 23, 2003

Pages 1-776

ONE HUNDRED AND TWENTY-FIRST LEGISLATURE
FIRST REGULAR SESSION
7th Legislative Day
Thursday, January 23, 2003

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

Prayer by Chaplain K. C. Putnam, Deputy Chaplain for the Maine Fire Chiefs, Cumberland Center.

Pledge of Allegiance.

Doctor of the day, Mark Zajkowski, M.D., South Portland.

The Journal of Tuesday, January 21, 2003 was read and approved.

SENATE PAPERS

Bill "An Act to Clarify the Laws Relating to Public Water Systems"

(S.P. 56) (L.D. 133)

Committee on **HEALTH AND HUMAN SERVICES** suggested and ordered printed.

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

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

Bill "An Act to Increase Revenue Sharing to a Municipality by 5% of its Allocation if it Shares Fire, Police and Recreation Services with Adjoining Municipalities"

(S.P. 64) (L.D. 141)

Committee on **STATE AND LOCAL GOVERNMENT** suggested and ordered printed.

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

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

COMMUNICATIONS

The Following Communication: (S.P. 33)

STATE OF MAINE

121ST MAINE LEGISLATURE

January 15, 2003

Sen. Bruce S. Bryant

Senate Chair, Joint Standing Committee on
Agriculture, Conservation and Forestry

Rep. Linda Rogers McKee

House Chair, Joint Standing Committee on
Agriculture, Conservation and Forestry

121st Legislature

Augusta, ME 04333

Dear Senator Bryant and Representative McKee:

Please be advised that Governor John E. Baldacci has nominated Patrick McGowan of York as Commissioner of the Department of Conservation.

Pursuant to Title 12, M.R.S.A. §5011, this nomination will require review by the Joint Standing Committee on Agriculture, Conservation and Forestry and confirmation by the Senate.

Sincerely,

S/Beverly C. Daggett

President of the Senate

S/Patrick Colwell

Speaker of the House

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

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

The Following Communication: (S.P. 34)

STATE OF MAINE

121ST MAINE LEGISLATURE

January 15, 2003

Sen. Mary R. Cathcart

Senate Chair, Joint Standing Committee on
Appropriations and Financial Affairs

Rep. Joseph C. Brannigan

House Chair, Joint Standing Committee on
Appropriations and Financial Affairs

121st Legislature

Augusta, ME 04333

Dear Senator Cathcart and Representative Brannigan:

Please be advised that Governor John E. Baldacci has nominated Rebecca Wyke of Augusta as Commissioner of the Department of Administrative and Financial Services.

Pursuant to Title 5, M.R.S.A. §281, this nomination will require review by the Joint Standing Committee on Appropriations and Financial Affairs and confirmation by the Senate.

Sincerely,

S/Beverly C. Daggett

President of the Senate

S/Patrick Colwell

Speaker of the House

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

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

The Following Communication: (S.P. 35)

STATE OF MAINE

121ST MAINE LEGISLATURE

January 16, 2003

Sen. Lloyd P. LaFountain III

Senate Chair, Joint Standing Committee on
Insurance and Financial Services

Rep. Christopher P. O'Neil of Saco

House Chair, Joint Standing Committee on
Insurance and Financial Services

121st Legislature

Augusta, ME 04333

Dear Senator LaFountain and Representative O'Neil:

Please be advised that Governor John E. Baldacci has nominated Robert Murray of Bangor as Commissioner of the Department of Professional and Financial Regulation.

Pursuant to Title 10, M.R.S.A. §8002, this nomination will require review by the Joint Standing Committee on Insurance and Financial Services and confirmation by the Senate.

Sincerely,

S/Beverly C. Daggett

President of the Senate

S/Patrick Colwell

Speaker of the House

Came from the Senate, **READ** and **REFERRED** to the Committee on **INSURANCE AND FINANCIAL SERVICES**.

READ and **REFERRED** to the Committee on **INSURANCE AND FINANCIAL SERVICES** in concurrence.

The Following Communication: (S.P. 36)

STATE OF MAINE
121ST MAINE LEGISLATURE

January 15, 2003

Sen. Ethan Strimling
Senate Chair, Joint Standing Committee on
Criminal Justice

Rep. George H. Bunker, Jr.
House Chair, Joint Standing Committee on
Criminal Justice

121st Legislature
Augusta, ME 04333

Dear Senator Strimling and Representative Bunker:
Please be advised that Governor John E. Baldacci has nominated Martin Magnusson of Thomaston as Commissioner of the Department of Corrections.

Pursuant to Title 34-A, M.R.S.A. §1401, this nomination will require review by the Joint Standing Committee on Criminal Justice and confirmation by the Senate.

Sincerely,
S/Beverly C. Daggett
President of the Senate
S/Patrick Colwell
Speaker of the House

Came from the Senate, **READ** and **REFERRED** to the Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY**.

READ and **REFERRED** to the Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY** in concurrence.

The Following Communication: (S.P. 37)

STATE OF MAINE
121ST MAINE LEGISLATURE

January 15, 2003

Sen. Dennis S. Damon
Senate Chair, Joint Standing Committee on
Marine Resources

Rep. Thomas D. Bull
House Chair, Joint Standing Committee on
Marine Resources

121st Legislature
Augusta, ME 04333

Dear Senator Damon and Representative Bull:
Please be advised that Governor John E. Baldacci has nominated George Lapointe of Hallowell as Commissioner of the Department of Marine Resources.

Pursuant to Title 12, M.R.S.A. §6022, this nomination will require review by the Joint Standing Committee on Marine Resources and confirmation by the Senate.

Sincerely,
S/Beverly C. Daggett
President of the Senate
S/Patrick Colwell
Speaker of the House

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

READ and **REFERRED** to the Committee on **MARINE RESOURCES** in concurrence.

The Following Communication: (S.P. 38)

STATE OF MAINE
121ST MAINE LEGISLATURE

January 15, 2003

Sen. John L. Martin
Senate Chair, Joint Standing Committee on
Natural Resources

Rep. Theodore Koffman
House Chair, Joint Standing Committee on
Natural Resources

121st Legislature
Augusta, ME 04333

Dear Senator Martin and Representative Koffman:

Please be advised that Governor John E. Baldacci has nominated Dawn Gallagher of Hallowell as Commissioner of the Department of Environmental Protection.

Pursuant to Title 38, M.R.S.A. §341-A, this nomination will require review by the Joint Standing Committee on Natural Resources and confirmation by the Senate.

Sincerely,
S/Beverly C. Daggett
President of the Senate
S/Patrick Colwell
Speaker of the House

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

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

PETITIONS, BILLS AND RESOLVES REQUIRING REFERENCE

Bill "An Act To Promote Planning To Protect the State's Waters"

(H.P. 200) (L.D. 245)

Sponsored by Representative PINEAU of Jay.

Cosponsored by Senator MARTIN of Aroostook and Representatives: BLANCHETTE of Bangor, GERZOFISKY of Brunswick, MARLEY of Portland, McKEE of Wayne, O'BRIEN of Lewiston, SAVIELLO of Wilton, Senator: HATCH of Somerset.

Bill "An Act To Amend the Laws Governing the Weighing of Wood"

(H.P. 203) (L.D. 248)

Sponsored by Representative JACKSON of Fort Kent.

Cosponsored by Senator MARTIN of Aroostook and Representatives: CARR of Lincoln, JOY of Crystal, PINEAU of Jay, SMITH of Monmouth, SMITH of Van Buren, Senators: BRYANT of Oxford, KNEELAND of Aroostook, STANLEY of Penobscot.

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

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

Sent for concurrence.

Bill "An Act to Amend the Energy Resources Council Membership"

(H.P. 193) (L.D. 238)

Sponsored by Representative McKEE of Wayne.

Cosponsored by Senator BRYANT of Oxford and Representatives: BLISS of South Portland, COWGER of Hallowell, SAVIELLO of Wilton, Senators: HALL of Lincoln, YOUNGBLOOD of Penobscot.

Committee on **AGRICULTURE, CONSERVATION AND FORESTRY** suggested.

On motion of Representative McKEE of Wayne, the Bill was **REFERRED** to the Committee on **UTILITIES AND ENERGY**, ordered printed and sent for concurrence.

Bill "An Act To Authorize a General Fund Bond Issue in the Amount of \$20,000,000 To Provide Maine's 7 Technical Colleges with Essential Facilities Improvements and Classroom Equipment"

(H.P. 187) (L.D. 228)

Sponsored by Speaker COLWELL of Gardiner.

Cosponsored by President DAGGETT of Kennebec and Representatives: BRANNIGAN of Portland, BRUNO of Raymond, FAIRCLOTH of Bangor, MILLETT of Waterford, RICHARDSON of Brunswick, Senators: DAVIS of Piscataquis, KNEELAND of Aroostook, ROTUNDO of Androscoggin.

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

REFERRED to the Committee on **APPROPRIATIONS AND FINANCIAL AFFAIRS** and ordered printed.

Sent for concurrence.

Bill "An Act To Amend the Requirements for a Journeyman Oil Burner Technician License"

(H.P. 184) (L.D. 225)

Sponsored by Representative FISCHER of Presque Isle.

Cosponsored by Senator STANLEY of Penobscot and Representatives: DUPLESSIE of Westbrook, RINES of Wiscasset, SMITH of Van Buren, TOBIN of Dexter, Senator: KNEELAND of Aroostook.

Bill "An Act to Enact the Uniform Athlete Agents Act"

(H.P. 188) (L.D. 229)

Sponsored by Representative NORBERT of Portland.

Cosponsored by Senator CATHCART of Penobscot and Representatives: CUMMINGS of Portland, DUNLAP of Old Town, LEDWIN of Holden, SHERMAN of Hodgdon, SIMPSON of Auburn, THOMAS of Orono, Senators: MARTIN of Aroostook, WOODCOCK of Franklin.

Bill "An Act Regarding Social Worker and Human Service Provider Licensure" (EMERGENCY)

(H.P. 213) (L.D. 258)

Sponsored by Representative LAVERRIERE-BOUCHER of Biddeford.

Cosponsored by Senator BROMLEY of Cumberland and Representatives: DUDLEY of Portland, HUTTON of Bowdoinham, KANE of Saco, PINGREE of North Haven, SIMPSON of Auburn, SUSLOVIC of Portland, Senator: HATCH of Somerset.

Committee on **BUSINESS, RESEARCH AND ECONOMIC DEVELOPMENT** suggested and ordered printed.

REFERRED to the Committee on **BUSINESS, RESEARCH AND ECONOMIC DEVELOPMENT** and ordered printed.

Sent for concurrence.

Bill "An Act to Aid Law Enforcement in Complying with Maine's Freedom of Access Laws"

(H.P. 204) (L.D. 249)

Sponsored by Representative KOFFMAN of Bar Harbor.

Cosponsored by Representative MILLS of Farmington, Senator MARTIN of Aroostook and Representatives: COWGER of Hallowell, DUNLAP of Old Town, McLAUGHLIN of Cape Elizabeth, NORBERT of Portland, PINGREE of North Haven, SIMPSON of Auburn, Senators: CATHCART of Penobscot, ROTUNDO of Androscoggin.

Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY** suggested and ordered printed.

REFERRED to the Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY** and ordered printed.

Sent for concurrence.

Resolve, to Exempt Bona Fide Education Trust Funds from Family Income for Purposes of Determining Benefits from the Department of Human Services

(H.P. 185) (L.D. 226)

Sponsored by Representative WATSON of Bath.

Cosponsored by Representatives: BIERMAN of Sorrento, CLARK of Millinocket, SMITH of Van Buren.

Bill "An Act to Ban Smoking in Beano and Bingo Halls"

(H.P. 186) (L.D. 227)

Sponsored by Representative COWGER of Hallowell.

Cosponsored by Representatives: McLAUGHLIN of Cape Elizabeth, PATRICK of Rumford, Senator MAYO of Sagadahoc and Representatives: ASH of Belfast, DUDLEY of Portland, KANE of Saco, MILLS of Cornville, O'BRIEN of Lewiston, THOMPSON of China, Senators: MITCHELL of Penobscot, TURNER of Cumberland.

Bill "An Act to Elevate the Standards of Foster Parenting in the State"

(H.P. 194) (L.D. 239)

Sponsored by Representative LAVERRIERE-BOUCHER of Biddeford.

Cosponsored by Senator BRYANT of Oxford and Representatives: MARRACHÉ of Waterville, PERCY of Phippsburg, SULLIVAN of Biddeford.

Resolve, To Require Electronic Transmission of Prior Authorization Requests in the MaineCare Program

(H.P. 196) (L.D. 241)

Sponsored by Representative MARRACHÉ of Waterville.

Cosponsored by Representatives: GOODWIN of Pembroke, NORBERT of Portland, PARADIS of Frenchville, PERRY of Calais, SHERMAN of Hodgdon, SMITH of Van Buren, TARDY of Newport.

Bill "An Act To Require Full Disclosure of Prescription Drug Marketing Costs"

(H.P. 209) (L.D. 254)

Sponsored by Representative KANE of Saco.
Cosponsored by Senator TREAT of Kennebec and Representatives: CUMMINGS of Portland, FISCHER of Presque Isle, LEMOINE of Old Orchard Beach, NORBERT of Portland, O'NEIL of Saco, SIMPSON of Auburn, TWOMEY of Biddeford, Senator: MAYO of Sagadahoc.

Bill "An Act To Honor the Intent of Organ Donors"

(H.P. 212) (L.D. 257)

Sponsored by Representative FAIRCLOTH of Bangor.
Cosponsored by Senator PENDLETON of Cumberland and Representatives: CURLEY of Scarborough, KANE of Saco, MARRACHÉ of Waterville, SUSLOVIC of Portland, WALCOTT of Lewiston, Senators: BENNETT of Oxford, BRENNAN of Cumberland.

Committee on **HEALTH AND HUMAN SERVICES** suggested and ordered printed.

REFERRED to the Committee on **HEALTH AND HUMAN SERVICES** and ordered printed.

Sent for concurrence.

Bill "An Act To Clarify the Animal Nuisance Statutes"

(H.P. 191) (L.D. 236)

Sponsored by Representative BRUNO of Raymond.

Bill "An Act To Prohibit Coyote Snaring and Eliminate the Coyote Snaring Program"

(H.P. 192) (L.D. 237)

Sponsored by Representative McKEE of Wayne.
Cosponsored by Representative PINEAU of Jay, Senator HALL of Lincoln and Representatives: COWGER of Hallowell, EDER of Portland, MOORE of the Passamaquoddy Tribe, PINGREE of North Haven, SAVIELLO of Wilton, TWOMEY of Biddeford, Senators: CATHCART of Penobscot, EDMONDS of Cumberland.

Bill "An Act Regarding the Use of Hunter Orange Clothing, Assisted Hunting, Baiting and the Possession of Gift Animals"

(H.P. 208) (L.D. 253)

Sponsored by Representative HONEY of Boothbay.
Cosponsored by Senator KNEELAND of Aroostook and Representative: TOBIN of Dexter, Senator: BRYANT of Oxford.

Committee on **INLAND FISHERIES AND WILDLIFE** suggested and ordered printed.

REFERRED to the Committee on **INLAND FISHERIES AND WILDLIFE** and ordered printed.

Sent for concurrence.

Bill "An Act To Increase the Value of Real and Personal Property Exempt from Attachment"

(H.P. 202) (L.D. 247)

Sponsored by Representative SMITH of Van Buren.
Cosponsored by Senator EDMONDS of Cumberland and Representatives: BLANCHETTE of Bangor, CANAVAN of Waterville, HUTTON of Bowdoinham, JACKSON of Fort Kent, MARRACHÉ of Waterville, NORTON of Bangor, O'BRIEN of Lewiston, WATSON of Bath.

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

REFERRED to the Committee on **JUDICIARY** and ordered printed.

Sent for concurrence.

Bill "An Act to Ensure that Maine's Unemployment System is Responsive to the Needs of Today's Workforce"

(H.P. 195) (L.D. 240)

Sponsored by Representative NORTON of Bangor.
Cosponsored by Senator EDMONDS of Cumberland and Representatives: BLANCHETTE of Bangor, GROSE of Woolwich, HATCH of Skowhegan, HUTTON of Bowdoinham, O'BRIEN of Lewiston, PATRICK of Rumford, PINEAU of Jay, SMITH of Van Buren.

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

REFERRED to the Committee on **LABOR** and ordered printed.

Sent for concurrence.

Bill "An Act to Change the Name of the Maine Clean Election Act to the 'Publicly Funded Election Act'"

(H.P. 198) (L.D. 243)

Sponsored by Representative KANE of Saco.
Cosponsored by Representative BOWEN of Rockport, Senator PENDLETON of Cumberland and Representative: O'BRIEN of Augusta.

Committee on **LEGAL AND VETERANS AFFAIRS** suggested and ordered printed.

REFERRED to the Committee on **LEGAL AND VETERANS AFFAIRS** and ordered printed.

Sent for concurrence.

Bill "An Act To Require the Consideration of the Cumulative Effect on Protected Natural Resources When Permitting Activities"

(H.P. 197) (L.D. 242)

Sponsored by Representative FAIRCLOTH of Bangor.
Cosponsored by Senator MARTIN of Aroostook and Representatives: COWGER of Hallowell, KOFFMAN of Bar Harbor, MAKAS of Lewiston, THOMPSON of China, Senator: SAWYER of Penobscot.

Committee on **NATURAL RESOURCES** suggested and ordered printed.

REFERRED to the Committee on **NATURAL RESOURCES** and ordered printed.

Sent for concurrence.

Bill "An Act to Require that Agency Rules be Reviewed by the Legislature"

(H.P. 207) (L.D. 252)

Sponsored by Representative CLOUGH of Scarborough.
Cosponsored by Senator NASS of York and Representatives: BRUNO of Raymond, CARR of Lincoln, CURLEY of Scarborough, GOODWIN of Pembroke, JOY of Crystal, PEAVEY-HASKELL of Greenbush, Senators: GILMAN of Cumberland, STANLEY of Penobscot.

Committee on **STATE AND LOCAL GOVERNMENT** suggested and ordered printed.

REFERRED to the Committee on **STATE AND LOCAL GOVERNMENT** and ordered printed.

Sent for concurrence.

Bill "An Act To Promote and Facilitate Personal Retirement Saving in Maine"

(H.P. 201) (L.D. 246)

Sponsored by Representative WOODBURY of Yarmouth.

Bill "An Act Concerning Tax-acquired Property"

(H.P. 206) (L.D. 251)

Sponsored by Representative GLYNN of South Portland.

Bill "An Act to Establish and Permit Medical Savings Accounts"

(H.P. 211) (L.D. 256)

Sponsored by Representative CRESSEY of Baldwin.

Cosponsored by Senator MAYO of Sagadahoc and Representatives: DUPREY of Hampden, GLYNN of South Portland, MARRACHÉ of Waterville, SHIELDS of Auburn, SNOWE-MELLO of Poland, VAUGHAN of Durham, YOUNG of Limestone, Senator: WOODCOCK of Franklin.

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

REFERRED to the Committee on **TAXATION** and ordered printed.

Sent for concurrence.

Representative CRESSEY of Baldwin moved that the House **RECONSIDER** its action whereby Bill "An Act to Establish and Permit Medical Savings Accounts"

(H.P. 211) (L.D. 256)

Was **REFERRED** to the Committee on **TAXATION**.

On motion of Representative LEMOINE of Old Orchard Beach, **TABLED** pending the motion of Representative CRESSEY of Baldwin to **RECONSIDER** whereby the Bill was **REFERRED** to the Committee on **TAXATION** and later today assigned.

Resolve, Directing the Department of Transportation To Conduct a Feasibility Study as Required by the Federal Government To Increase the Weight Limits on Interstate 95 from Augusta to Houlton, Making the Weight Limits Equivalent to Restrictions South of Augusta

(H.P. 199) (L.D. 244)

Sponsored by Representative MARLEY of Portland.

Cosponsored by Senator STANLEY of Penobscot and Representatives: BUNKER of Kossuth Township, DUPREY of Hampden, DUPREY of Medway, McGOWAN of Pittsfield, RINES of Wiscasset, USHER of Westbrook, Senators: HATCH of Somerset, SAVAGE of Knox.

Bill "An Act to Establish the Avon-Phillips Airport Authority"

(H.P. 205) (L.D. 250)

Sponsored by Representative SAVIELLO of Wilton.

Cosponsored by Senator WOODCOCK of Franklin and Representatives: COWGER of Hallowell, JENNINGS of Leeds, McKEE of Wayne, PINEAU of Jay, USHER of Westbrook.

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

REFERRED to the Committee on **TRANSPORTATION** and ordered printed.

Sent for concurrence.

Bill "An Act to Control Internet 'Spam'"

(H.P. 210) (L.D. 255)

Sponsored by Representative GOODWIN of Pembroke.

Under suspension of the rules, cosponsored by Representative ADAMS of Portland, Senators: EDMONDS of Cumberland, ROTUNDO of Androscoggin, Senator TREAT of Kennebec and Representatives: ANDREWS of York, BERRY of Belmont, BLISS of South Portland, BOWLES of Sanford, BRUNO of Raymond, BUNKER of Kossuth Township, CLARK of Millinocket, CLOUGH of Scarborough, Speaker COLWELL of Gardiner, COWGER of Hallowell, CRAVEN of Lewiston, DUPLESSIE of Westbrook, FINCH of Fairfield, FISCHER of Presque Isle, FLETCHER of Winslow, GLYNN of South Portland, GROSE of Woolwich, LUNDEEN of Mars Hill, MARRACHÉ of Waterville, McLAUGHLIN of Cape Elizabeth, McNEIL of Rockland, MURPHY of Kennebunk, O'BRIEN of Lewiston, PIOTTI of Unity, RICHARDSON of Brunswick, ROSEN of Bucksport, SAMPSON of Auburn, THOMPSON of China, Senators: President DAGGETT of Kennebec, DAVIS of Piscataquis, GAGNON of Kennebec, HATCH of Somerset, LaFOUNTAIN of York, WOODCOCK of Franklin.

Committee on **UTILITIES AND ENERGY** suggested and ordered printed.

REFERRED to the Committee on **UTILITIES AND ENERGY** and ordered printed.

Sent for concurrence.

Pursuant to Statute

Family Law Advisory Commission

Representative NORBERT for the **Family Law Advisory Commission** pursuant to the Maine Revised Statutes, Title 19-A, section 354, subsection 2 asks leave to report that the accompanying Bill "An Act To Create a Uniform Approach to the Determination of Child Support When Parents Provide Substantially Equal Care for Children"

(H.P. 189) (L.D. 234)

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

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

Sent for concurrence.

Pursuant to Statute

Family Law Advisory Commission

Representative NORBERT for the **Family Law Advisory Commission** pursuant to the Maine Revised Statutes, Title 19-A, section 354 asks leave to report that the accompanying Bill "An Act Concerning the Treatment of Gross Income in Cases in Which Both Child Support and Spousal Support Are Considered"

(H.P. 190) (L.D. 235)

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

Report was **READ** and **ACCEPTED** and the Bill **REFERRED** to the Committee on **JUDICIARY** 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 WHEELER of Kittery, the following House Order: (H.O. 14)

ORDERED, that Representative Jonathan T. E. Courtney of Sanford be excused Thursday, January 16th for personal reasons.

AND BE IT FURTHER ORDERED, that Representative Susanne P. Ketterer of Madison be excused Thursday, January 9th, Tuesday, January 14th and Thursday, January 16th for personal reasons.

AND BE IT FURTHER ORDERED, that Representative Russell P. Treadwell of Carmel be excused Thursday, January 16th for health reasons.

READ and PASSED.

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 Tuesday, January 21, 2003, had preference in the Orders of the Day and continued with such preference until disposed of as provided by House Rule 502.

RESOLUTION, Proposing an Amendment to the Constitution of Maine to Protect the Commercial Fishing Industry

(S.P. 24) (L.D. 38)

- In Senate, **REFERRED** to the Committee on **MARINE RESOURCES** and the Committee on **TAXATION**.

(Committee on **TAXATION** suggested)

TABLED - January 21, 2003 (Till Later Today) by Representative LEMOINE of Old Orchard Beach.

PENDING - REFERENCE IN CONCURRENCE.

On motion of Representative LEMOINE of Old Orchard Beach, the Resolution was **REFERRED** to the Committee on **TAXATION** in **NON-CONCURRENCE** and sent for concurrence.

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

Bill "An Act to Establish and Permit Medical Savings Accounts"

(H.P. 211) (L.D. 256)

Which was **TABLED** by Representative LEMOINE of Old Orchard Beach pending the motion of Representative CRESSEY of Baldwin to **RECONSIDER** whereby the Bill was **REFERRED** to the Committee on **TAXATION**.

Subsequently, with unanimous consent of the House, Representative CRESSEY of Baldwin **WITHDREW** his motion to **RECONSIDER** whereby the Bill was **REFERRED** to the Committee on **TAXATION**.

Subsequently, the Bill was **REFERRED** to the Committee on **TAXATION**, ordered printed and sent for concurrence.

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

SENATE PAPERS

The following Joint Order: (S.P. 101)

ORDERED, the House concurring, that when the House and Senate adjourn, they do so until Tuesday, January 28, 2003, at 10:00 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.**

Bill "An Act to Stimulate Small Business Development and Job Creation among Women and Rural Entrepreneurs through Training and Technical Support"

(S.P. 98) (L.D. 264)

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 Define a Scope of Practice for Acupuncture"

(S.P. 97) (L.D. 263)

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

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

Bill "An Act Concerning Restructuring of School Districts"

(S.P. 89) (L.D. 230)

Bill "An Act To Require That Disciplinary, Attendance and Health Records Be Included in the Records That Follow a Student Who Transfers to Another School"

(S.P. 96) (L.D. 262)

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 Concerning Political Action Committees and Party Committee Activities Prior to Elections"

(S.P. 91) (L.D. 232)

Bill "An Act To Reimburse Philip Wolley for Litigation Expenses Incurred in Connection with His Termination and Reinstatement as a State Employee"

(S.P. 94) (L.D. 260)

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 Amend the Laws Governing the Assessment of Property Taxes in the Event of a Change of Ownership of the Property"

(S.P. 93) (L.D. 259)

Bill "An Act To Require Disclosure Statements Regarding Proration of Property Taxes When Real Estate is Sold"

(S.P. 95) (L.D. 261)

Bill "An Act To Provide Meaningful Property Tax Relief"

(S.P. 100) (L.D. 266)

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

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

Bill "An Act To Strengthen Delivery of Electricity Conservation Programs"

(S.P. 90) (L.D. 231)

Bill "An Act To Promote Energy Conservation"

(S.P. 92) (L.D. 233)

Bill "An Act To Promote Affordable Telephone Service for Business and Residential Customers in Rural Maine" (EMERGENCY)

(S.P. 99) (L.D. 265)

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.

On motion of Representative DAVIS of Falmouth, the House adjourned at 11:05 a.m., until 10:00 a.m., Tuesday, January 28, 2003 pursuant to the Joint Order (S.P. 101).