

# MAINE STATE LEGISLATURE

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**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  
25th Legislative Day  
Tuesday, March 18, 2003

Secretary of State

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

Prayer by Reverend Scott Planting, Mission at the Eastward, Farmington and Honorable Margaret M. Craven, Lewiston.

Pledge of Allegiance.

The Journal of Thursday, March 13, 2003 was read and approved.

**SENATE PAPERS**

**Non-Concurrent Matter**

Expression of Legislative Sentiment Recognizing Michael Smith of Kittery Point, who has attained the high rank and distinction of Eagle Scout.

(HLS 176)

**PASSED** in the House on March 12, 2003.

Came from the Senate **INDEFINITELY POSTPONED** in **NON-CONCURRENCE**.

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

**Non-Concurrent Matter**

Expression of Legislative Sentiment Recognizing Jack Fecteau, of Kittery, who has attained the high rank and distinction of Eagle Scout.

(HLS 177)

**PASSED** in the House on March 12, 2003.

Came from the Senate **INDEFINITELY POSTPONED** in **NON-CONCURRENCE**.

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

**Non-Concurrent Matter**

Bill "An Act To Give Teachers a Greater Voice in School Improvement"

(H.P. 990) (L.D. 1344)

**REFERRED** to the Committee on **LABOR** in the House on March 12, 2003.

Came from the Senate **REFERRED** to the Committee on **EDUCATION AND CULTURAL AFFAIRS** in **NON-CONCURRENCE**.

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

**COMMUNICATIONS**

The Following Communication: (H.P. 1004)

**STATE OF MAINE**  
**OFFICE OF THE SECRETARY OF STATE**  
**AUGUSTA, MAINE 04333**

February 26, 2003  
Honorable Millicent M. MacFarland  
Clerk of the House  
2 State House Station  
Augusta, ME 04333

Dear Clerk MacFarland:  
Enclosed please find my official certification to the 121st Legislature of the citizen initiative petition entitled "The Maine Tribal Gaming Act."  
Sincerely,  
S/Dan A. Gwadosky

State of Maine  
Department of State

I, Dan A. Gwadosky, Secretary of State, hereby certify that written petitions bearing signatures of 51,665 electors of this State were addressed to the Legislature of the State of Maine and were filed in the office of the Secretary of State on January 23, 2003, requesting that the Legislature consider an act entitled "The Maine Tribal Gaming Act."

I further certify that the number of signatures submitted is in excess of ten percent of the total votes cast in the last gubernatorial election preceding the filing of such petitions, as required by Article IV, Part Third, Section 18 of the Constitution of Maine, that number being 50,519.

I further certify this initiative petition to be valid and attach herewith the text of the legislation circulated on the petition's behalf.

In testimony whereof, I have caused the Great Seal of the State of Maine to be hereunto affixed. Given under my hand at Augusta on the twenty-sixth day of February in the year two thousand and three.

S/DAN A. GWADOSKY  
Secretary of State

**READ** and with accompanying papers **ORDERED PLACED ON FILE**.

Sent for concurrence.

On motion of Representative RICHARDSON of Brunswick, the accompanying Bill "An Act To Enact the Maine Tribal Gaming Act"

(I.B. 1) (L.D. 1370)

**REFERRED** to the Committee on **JUDICIARY**, ordered printed and sent for concurrence.

The Following Communication: (H.P. 1005)

**STATE OF MAINE**  
**OFFICE OF THE SECRETARY OF STATE**  
**AUGUSTA, MAINE 04333**

February 26, 2003  
Honorable Millicent M. MacFarland  
Clerk of the House  
2 State House Station  
Augusta, ME 04333

Dear Clerk MacFarland:

Enclosed please find my official certification to the 121st Legislature of the citizen initiative petition entitled "An Act to Allow Slot Machines at Commercial Horse Racing Tracks."

Sincerely,  
S/Dan A. Gwadosky  
Secretary of State

State of Maine  
Department of State

I, Dan A. Gwadosky, Secretary of State, hereby certify that written petitions bearing signatures of 56,581 electors of this State were addressed to the Legislature of the State of Maine and were filed in the office of the Secretary of State on January 23, 2003, requesting that the Legislature consider an act entitled "An Act to Allow Slot Machines at Commercial Horse Racing Tracks."

I further certify that the number of signatures submitted is in excess of ten percent of the total votes cast in the last gubernatorial election preceding the filing of such petitions, as required by Article IV, Part Third, Section 18 of the Constitution of Maine, that number being 50,519.

I further certify this initiative petition to be valid and attach herewith the text of the legislation circulated on the petition's behalf.

In testimony whereof, I have caused the Great Seal of the State of Maine to be hereunto affixed. Given under my hand at Augusta on the twenty-sixth day of February in the year two thousand and three.

S/DAN A. GWADOSKY

Secretary of State

**READ** and with accompanying papers **ORDERED PLACED ON FILE.**

Sent for concurrence.

On motion of Representative RICHARDSON of Brunswick, the accompanying Bill "An Act To Allow Slot Machines at Commercial Horse Racing Tracks"

(I.B. 2) (L.D. 1371)

**REFERRED** to the Committee on **LEGAL AND VETERANS AFFAIRS**, ordered printed and sent for concurrence.

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The Following Communication: (H.P. 1006)

**STATE OF MAINE  
OFFICE OF THE SECRETARY OF STATE  
AUGUSTA, MAINE 04333**

February 19, 2003

Honorable Millicent M. MacFarland

Clerk of the House

2 State House Station

Augusta, ME 04333

Dear Clerk MacFarland:

Enclosed please find my official certification to the 121st Legislature of the citizen initiative petition entitled, "School Finance and Tax Reform Act of 2003."

Sincerely,

S/Dan A. Gwadosky

Secretary of State

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State of Maine  
Department of State

I, Dan A. Gwadosky, Secretary of State, hereby certify that written petitions bearing signatures of 96,151 electors of this State were addressed to the Legislature of the State of Maine and were filed in the office of the Secretary of State on January 17, 2003, requesting that the Legislature consider an act entitled "School Finance and Tax Reform Act of 2003."

I further certify that the number of signatures submitted is in excess of ten percent of the total votes cast in the last gubernatorial election preceding the filing of such petitions, as required by Article IV, Part Third, Section 18 of the Constitution of Maine, that number being 50,519.

I further certify this initiative petition to be valid and attach herewith the text of the legislation circulated on the petition's behalf.

In testimony whereof, I have caused the Great Seal of the State of Maine to be hereunto affixed. Given under my hand at Augusta on the nineteenth day of February in the year two thousand and three.

S/DAN A. GWADOSKY

Secretary of State

**READ** and with accompanying papers **ORDERED PLACED ON FILE.**

Sent for concurrence.

On motion of Representative RICHARDSON of Brunswick, the accompanying Bill "An Act To Enact the School Finance Act of 2003"

(I.B. 3) (L.D. 1372)

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

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

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The Following Communication: (H.C. 79)

**STATE OF MAINE  
121ST MAINE LEGISLATURE**

March 10, 2003

Honorable Millicent MacFarland

Clerk of the House

2 State House Station

Augusta, ME 04333

Dear Madam Clerk:

Pursuant to our authority under M.R.S.A. Title 38, § 420-B, we are pleased to appoint Representative Judd D. Thompson of China to serve as a member of the Surface Water Ambient Toxics Monitoring Program Technical Advisory Board.

Should you have any questions regarding this appointment, please feel free to contact us.

Sincerely,

S/Beverly C. Daggett

President of the Senate

S/Patrick Colwell

Speaker of the House

**READ** and **ORDERED PLACED ON FILE.**

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**PETITIONS, BILLS AND RESOLVES REQUIRING  
REFERENCE**

Bill "An Act To Provide Financing Relief for Maine Dairy Farmers" (EMERGENCY)

(H.P. 1013) (L.D. 1378)

Sponsored by Representative PIOTTI of Unity. (GOVERNOR'S BILL)

Cosponsored by Senator BRYANT of Oxford and Representatives: AUSTIN of Gray, CARR of Lincoln, JACOBSEN of Waterboro, McKEE of Wayne, SMITH of Monmouth, Senators: BROMLEY of Cumberland, YOUNGBLOOD 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.

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Bill "An Act To Assist Maine Educators in Meeting the Quality Requirements of the Federal Elementary and Secondary Education Act of 1965" (EMERGENCY)

(H.P. 1000) (L.D. 1365)

Sponsored by Representative McKEE of Wayne.

Cosponsored by Senator LaFOUNTAIN of York and Representatives: CARR of Lincoln, HONEY of Boothbay, MURPHY of Kennebunk, NORTON of Bangor, SULLIVAN of Biddeford, Senators: BRENNAN of Cumberland, BRYANT of Oxford.

Bill "An Act To Ensure That No Maine Child Is Left behind by Improving the Overall Education of Disadvantaged Children and Complying with New Federal Education Funding Requirements"  
(H.P. 1009) (L.D. 1374)

Sponsored by Representative GLYNN of South Portland.

Committee on **EDUCATION AND CULTURAL AFFAIRS** suggested and ordered printed.

**REFERRED** to the Committee on **EDUCATION AND CULTURAL AFFAIRS** and ordered printed.

Sent for concurrence.

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Resolve, To Establish the Commission To Identify the Opportunities to Decrease the Occurrence of Developmental Disabilities and Childhood Mental Health Challenges

(H.P. 999) (L.D. 1364)

Sponsored by Representative LERMAN of Augusta.

Cosponsored by Representatives: CRAVEN of Lewiston, EARLE of Damariscotta, HUTTON of Bowdoinham, KANE of Saco, MARLEY of Portland, WALCOTT of Lewiston.

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.

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Bill "An Act To Ensure Boating Safety"

(H.P. 1001) (L.D. 1366)

Sponsored by Representative McKEE of Wayne.

Cosponsored by Senator BRENNAN of Cumberland and Representatives: ADAMS of Portland, DUPLESSIE of Westbrook, MARRACHÉ of Waterville, SAVIELLO of Wilton.

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.

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Bill "An Act To Create Lower-cost Health Insurance Options"

(H.P. 998) (L.D. 1363)

Sponsored by Representative WOODBURY of Yarmouth.

Cosponsored by Senator MAYO of Sagadahoc and Representatives: BREault of Buxton, CANAVAN of Waterville, GLYNN of South Portland, O'NEIL of Saco, PERRY of Bangor, SNOWE-MELLO of Poland, YOUNG of Limestone, Senator: LaFOUNTAIN of York.

Committee on **INSURANCE AND FINANCIAL SERVICES** suggested and ordered printed.

**REFERRED** to the Committee on **INSURANCE AND FINANCIAL SERVICES** and ordered printed.

Sent for concurrence.

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Bill "An Act To Promote Safety and Fair Labor Practices for Forestry Workers"

(H.P. 1015) (L.D. 1380)

Sponsored by Representative FAIRCLOTH of Bangor.

Cosponsored by Senator EDMONDS of Cumberland and Representatives: HATCH of Skowhegan, HUTTON of Bowdoinham, JACKSON of Fort Kent, PATRICK of Rumford, SMITH of Van Buren, Senator: STANLEY of Penobscot.

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

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

Sent for concurrence.

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Bill "An Act Regarding Disclosures Required on Advertising by Candidates"

(H.P. 997) (L.D. 1362)

Sponsored by Representative SNOWE-MELLO of Poland.

Cosponsored by Representatives: COLLINS of Wells, GLYNN of South Portland, HEIDRICH of Oxford, HOTHAM of Dixfield, MCKENNEY of Cumberland, MOORE of Standish, SHIELDS of Auburn, TRAHAN of Waldoboro.

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.

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Bill "An Act Concerning Age Requirements for Student, Apprentice and Noncommercial Lobster Licenses"

(H.P. 1003) (L.D. 1368)

Sponsored by Representative BULL of Freeport.

Cosponsored by Senator DAMON of Hancock.

Submitted by the Department of Marine Resources pursuant to Joint Rule 204.

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

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

Sent for concurrence.

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Resolve, Authorizing the Commissioner of Administrative and Financial Services To Release the State's Interests in an Easement Benefiting the Maine Criminal Justice Academy in Vassalboro

(H.P. 1012) (L.D. 1377)

Sponsored by Representative McLAUGHLIN of Cape Elizabeth.

Cosponsored by Senator ROTUNDO of Androscoggin.

Submitted by the Department of Administrative and Financial Services pursuant to Joint Rule 204.

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.

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Bill "An Act To Amend the Laws Regarding Junkyards, Automobile Graveyards and Automobile Recycling Businesses"

(H.P. 1002) (L.D. 1367)

Sponsored by Representative HUTTON of Bowdoinham.

Cosponsored by Senator TURNER of Cumberland and Representatives: BUNKER of Kossuth Township, COWGER of Hallowell, PINEAU of Jay, TOBIN of Windham, TWOMEY of

Biddeford, Senators: EDMONDS of Cumberland, SAWYER of Penobscot, STANLEY of Penobscot.

Committee on **STATE AND LOCAL GOVERNMENT** suggested.

On motion of Representative McLAUGHLIN of Cape Elizabeth, the Bill was **REFERRED** to the Committee on **NATURAL RESOURCES**, ordered printed and sent for concurrence.

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Bill "An Act Regarding Limited Liability Companies"

(H.P. 1011) (L.D. 1376)

Sponsored by Representative CLARK of Millinocket.

Cosponsored by Senator STANLEY of Penobscot and Representatives: CARR of Lincoln, DUPREY of Medway, GOODWIN of Pembroke, JOY of Crystal, PATRICK of Rumford, USHER of Westbrook.

Committee on **TAXATION** suggested.

On motion of Representative LEMOINE of Old Orchard Beach, the Bill was **REFERRED** to the Committee on **JUDICIARY**, ordered printed and sent for concurrence.

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Bill "An Act To Delay the Fiscal Sustainability of the Highway Fund"

(H.P. 1010) (L.D. 1375)

Sponsored by Representative USHER of Westbrook.

Cosponsored by Senator HATCH of Somerset.

Submitted by the Department of Transportation pursuant to Joint Rule 204.

Bill "An Act To Make Additional Allocations From the Highway Fund and Other Funds for the Expenditures of State Government and To Change Certain Provisions of State Law Necessary to the Proper Operations of State Government for the Fiscal Year Ending June 30, 2003" (EMERGENCY)

(H.P. 1014) (L.D. 1379)

Sponsored by Representative USHER of Westbrook. (GOVERNOR'S BILL)

Cosponsored by Senator HATCH of Somerset and Representative: McKENNEY of Cumberland, Senator: SAVAGE of Knox.

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

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

Sent for concurrence.

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Resolve, To Establish the Commission on Comprehensive Energy Planning

(H.P. 1008) (L.D. 1373)

Sponsored by Representative ADAMS of Portland.

Cosponsored by Representatives: BLISS of South Portland, DUPLESSIE of Westbrook, EDER of Portland, Senator: HALL of Lincoln.

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  
Department of Professional and Financial Regulation,  
Bureau of Insurance**

Representative O'NEIL for the **Department of Professional and Financial Regulation, Bureau of Insurance** pursuant to the Maine Revised Statutes, Title 5, section 8072 asks leave to report that the accompanying Resolve, Regarding Legislative Review of Portions of Chapter 840, Private Purchasing Alliances, a Major Substantive Rule of the Department of Professional and Financial Regulation, Bureau of Insurance (EMERGENCY)

(H.P. 1016) (L.D. 1386)

Be **REFERRED** to the Committee on **INSURANCE AND FINANCIAL SERVICES** and printed pursuant to Joint Rule 218.

Report was **READ** and **ACCEPTED** and the Resolve **REFERRED** to the Committee on **INSURANCE AND FINANCIAL SERVICES** and ordered printed pursuant to Joint Rule 218.

Sent for concurrence.

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

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**ORDERS**

On motion of Representative BLISS of South Portland, the following Joint Resolution: (H.P. 1007) (Under suspension of the rules, cosponsored by Representative CROSTHWAITE of Ellsworth, Senator DOUGLASS of Androscoggin, Senator BRENNAN of Cumberland and Representatives: ANDREWS of York, Speaker COLWELL of Gardiner, CUMMINGS of Portland, FINCH of Fairfield, FISCHER of Presque Isle, GAGNE-FRIEL of Buckfield, LEDWIN of Holden, MURPHY of Kennebunk, NORTON of Bangor, THOMAS of Orono, Senators: President DAGGETT of Kennebec, HALL of Lincoln, MITCHELL of Penobscot and Representatives: O'BRIEN of Lewiston, McLAUGHLIN of Cape Elizabeth, GREELEY of Levant, AUSTIN of Gray, CURLEY of Scarborough, CLOUGH of Scarborough, BARSTOW of Gorham, WATSON of Bath, BUNKER of Kossuth Township, LEMOINE of Old Orchard Beach, PERRY of Calais, LORING of the Penobscot Nation, SUSLOVIC of Portland, COWGER of Hallowell, THOMPSON of China, HUTTON of Bowdoinham, SULLIVAN of Biddeford, NORBERT of Portland, DUDLEY of Portland, DUPLESSIE of Westbrook, DUNLAP of Old Town, KANE of Saco, KOFFMAN of Bar Harbor, CLARK of Millinocket, SMITH of Monmouth, MAKAS of Lewiston, PEAVEY-HASKELL of Greenbush.) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 214)

**JOINT RESOLUTION MEMORIALIZING THE PRESIDENT OF THE UNITED STATES AND THE CONGRESS OF THE UNITED STATES TO FULFILL THE INTENT TO FUND 40% OF THE COSTS OF SPECIAL EDUCATION AND TO END UNFUNDED MANDATES**

WE, your Memorialists, the Members of the One Hundred and Twenty-first Legislature of the State of Maine now assembled in the First Regular Session, most respectfully present and petition the President of the United States and the Congress of the United States, as follows:

WHEREAS, the Congress of the United States has found that all children deserve a quality education, including children with disabilities; and

WHEREAS, the Individuals with Disabilities Education Act, 20 United States Code, Section 1400, et seq., provides that the Federal Government and state and local governments are to share in the expense of education for children with disabilities

and commits the Federal Government to provide funds to assist with the excess of expenses of education for children with disabilities; and

WHEREAS, the Congress of the United States has committed to contribute up to 40% of the average per-pupil expenditure of educating children with disabilities and the Federal Government has failed to meet this commitment to assist the states; and

WHEREAS, the Federal Government has never contributed more than 13% to 20% of the national average per-pupil expenditure to assist with the excess expenses of educating children with disabilities under the Individuals with Disabilities Education Act; and

WHEREAS, this failure of the Federal Government to meet its commitment to assist with the excess expenses of educating a child with a disability contradicts the goal of ensuring that children with disabilities receive a quality education; and

WHEREAS, the imposition of unfunded mandates by the Federal Government on state governments interferes with the separation of powers between the 2 levels of government and the ability of each state to determine the issues and concerns of the State and what resources should be directed to address these issues and concerns; and

WHEREAS, the Federal Government recognized the inequalities of unfunded mandates on state governments 8 years ago when it passed the Unfunded Mandates Reform Act of 1995; and

WHEREAS, since the passage of the Unfunded Mandates Reform Act of 1995, however, the Federal Government continues to impose unfunded mandates on state governments, including in areas such as special education requirements; now, therefore, be it

RESOLVED: That We, your Memorialists, respectfully urge and request that the President of the United States and the Congress of the United States either provide 40% of the national average per pupil expenditure to assist states and local education agencies with the excess costs of educating children with disabilities or amend the Individuals with Disabilities Education Act to allow the states more flexibility in implementing its mandates; and be it further

RESOLVED: That We, your Memorialists, respectfully urge and request that the Congress of the United States revisit and reconfirm the Unfunded Mandate Reform Act of 1995 and put the intent and purpose of the Act into practice by ending the imposition of unfunded federal mandates on state governments; and be it further

RESOLVED: That suitable copies of this resolution, duly authenticated by the Secretary of State, be transmitted to the Honorable George W. Bush, President of the United States, to the President of the Senate of the United States, to the Speaker of the House of Representatives of the United States and to each Member of the Maine Congressional Delegation.

**READ.**

On motion of Representative BLISS of South Portland, the rules were **SUSPENDED** for the purpose of allowing unlimited sponsorship.

The SPEAKER: The Chair recognizes the Representative from South Portland, Representative Bliss.

Representative BLISS: Mr. Speaker, Men and Women of the House. I believe that the federal government has a responsibility to live up to its commitment to fund special education at its agreed upon levels. When I sent this Joint Order to the Revisor's Office, they contacted me to say that this has already been passed. This was not news to me. A bright young legislator named Colwell introduced a Joint Order like this one in the 119th Legislature and it passed. I sponsored it in the 120th Legislature

and it passed. I bring it to you again today and will continue to bring it forward every term until it is no longer needed. I am very concerned about the future of education funding in this country.

The federal government just concluded public comment on the fiscal '03 education budget on February 28. The fiscal '04 budget is already being presented. According to the research staff of the federal house appropriations committee, the Bush fiscal year '04 budget eliminates 45 educational programs, which were funded for a total of \$1.6 billion in FY '02 and cuts another 18 educational programs for \$1.4 billion below their FY '02 levels for a total cut of nearly \$3 billion below the FY '02 levels.

Like last year the administration proposes to eliminate rural education, arts education, school councilors, smaller learning communities and community technology centers. The Bush FY '04 budget proposes \$9.5 billion for the Individuals with Disabilities Act, Part B State Grant to help school districts pay for special education costs. This is \$500 million below the Senate past FY '03 level. The administration's FY '04 budget request falls nearly \$11 billion short of the amount needed to achieve full funding for special education.

Congress promised in 1975 to underwrite 40 percent of the cost of special education. Nationwide it provides less than half that amount. Maine would get \$81.2 million for special education funding this year if Congress held to the 40 percent formula. The state is scheduled to get only \$45.9 million.

Women and men of the House, I urge you to join with me to send to Congress and the President a message that we want them to live up to the bargain and provide us and other states with the funds we really need to provide special education programs for the children who need them. It is no coincidence that the membership of our own Joint Committee on Education and Cultural Affairs from both houses and from both sides of the aisle have joined me as cosponsors. Help me send a strong message. Thank you.

The SPEAKER: The Chair recognizes the Representative from Kennebunk, Representative Murphy.

Representative MURPHY: Mr. Speaker, Men and Women of the House. I am a cosponsor of this Resolution and would urge your yes vote, because I think it will reaffirm for the four members of our delegation their efforts in an attempt to get the federal government to meet that commitment on special education. Sometimes when we gather together and we begin to talk about issues, sometimes when you are getting ready to send a message to another body, it allows for a period of reexamination and self contemplation are we meeting our own mandates? I think as we get ready to work a budget here in the next week or week and a half and many of you are in a good positive position that you are going to be here, voters willing, for at least another seven years as you begin to lay out policy and meeting commitments.

I support this communication to the Congress, but I also think we need to look at that in 1984, I am aware of the date, because I inserted it in the statute, to make a commitment to 55 percent state share of education costs. We know that since the early '90s it has gone in the opposite direction. There is a real irony today that item (2-3) was on your calendar today, which is a petition forcing the 55 percent. We did make a promise in '84. We did not keep it. We have a budget before us that if you look at the first and second year for GPA, we narrowly keep a commitment to flat fund it, retreating even further from that 55 percent. This previous Legislature spoke in a very strong manner about the positive role that we think learning results will have upon education in Maine. Some monies are there to help the locals, but your property tax payers are making up the difference. That was a promise, a mandate, that hasn't been kept.

The other day in committee Representative Davis from Falmouth showed me a very interesting clipping. The *Portland Press Herald* in 1975, an editorial. At that point, Maine launched its own program in terms of reimbursing locals for their education costs. In the very first year, 1975, the state indicated that it would not be able to keep that commitment to the local units. For special education costs we have never kept our promise. Right now after two curtailments, our school units, with less money than was approved by the voters, are trying to meet their local mission in the middle of a school year. We have promised them in the past that they would be reimbursed at 100 percent for state wards and agency youngsters. That money in the last quarter has been quarantined. It was part of their budget. It is not available and they now have to wait until June to see how much of that quarantine will be released to them. That was a promise made. A mandate, a promise not kept. I think as we look at the short term, this upcoming budget, while we ask other organizations to meet their commitments and their responsibilities, you need to ask yourself in this budget, have we kept our commitments, our promises that we have made to Maine school youngsters, Maine school units and Maine property taxpayers? If you are here for another four years, six years, seven years, maybe this is a time to reaffirm as you look at your individual policy and your promises and your commitments, maybe we can also work a little harder here at the state level to keep those promises as we are asking the federal government to honor their promises.

Subsequently, the Joint Resolution was **ADOPTED**.  
Sent for concurrence.

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On motion of Speaker COLWELL of Gardiner, the following Joint Resolution: (H.P. 1017)

**JOINT RESOLUTION TO HONOR ST. PATRICK'S DAY AND TO RECOGNIZE THE IRISH CONTRIBUTION TO MAINE AND TO THE UNITED STATES**

WHEREAS, St. Patrick's Day is the only national holiday of a country that is given recognition outside its native land, which indicates the Irish influence throughout the world; and

WHEREAS, over 150 years ago a massive blight struck Ireland's potato crop, which forced millions of Irish people to emigrate to escape brutal poverty and starvation, and most of those people came to America; and

WHEREAS, tens of thousands of Irish immigrants arrived in New England and so many settled in Maine that the census figures in 1850 indicated that Maine cities had 11-23% of their populations as Irish-born immigrants; and

WHEREAS, within a few years of their arrival in the United States and in Maine, the Irish immigrants became part of American society and, while preserving the best of their own culture, dedicated themselves to helping build this Nation and this State; and

WHEREAS, the proud history of the Irish in America goes back to colonial times and there have been notable Americans with Irish ancestry from the Revolutionary War to modern times, including recent presidents John Fitzgerald Kennedy and Ronald Reagan; and

WHEREAS, the tradition of celebrating St. Patrick's Day is now a happy annual event no matter what one's heritage; now, therefore, be it

RESOLVED: That We, the Members of the One Hundred and Twenty-first Legislature, now assembled in the First Regular Session, encourage the celebration of St. Patrick's Day, recognize the valuable contribution to our State and to our Nation

by all Irish-American citizens, and urge the citizens of the State to commend and celebrate the integrity and richness of this culture.

**READ.**

The SPEAKER: The Chair recognizes the Representative from Saco, Representative Kane.

Representative **KANE**: Mr. Speaker, Ladies and Gentlemen of the House. On a lighter note, please join me in recognizing through this Resolution, the St. Patrick's Day that we all missed yesterday, not having a session and join with Representative Craven and my colleagues on the other side, Representative Collins, who is going to help me lead the singing for a rousing rendition of When Irish Eyes are Smiling.

The SPEAKER: The Chair recognizes the Representative from Kennebunk, Representative Murphy.

Representative **MURPHY**: Mr. Speaker, Men and Women of the House. I guess maybe a first as an aside, I served in this House throughout the 1980s. I had always felt, I know your phone is going to ring very quickly from the other end of the hall, but that there had always been a conspiracy that we never met, even when St. Patrick's Day fell on Monday through Friday. The Legislature never met. I understood that there was no conspiracy involved this week. It was just the way the schedule flew. I bet your phone is going to ring in a few minutes with a correction. That would be from a former Speaker of the House.

A couple comments about St. Patrick's Day; I had the good fortune during the last year for the first time twice to go back to Ireland. Because of the research, I have been able to go to the homesteads. I have been able to meet with cousins and I have been able to meet family graves. I met an 85-year-old cousin living in the family homestead and had an opportunity to spend a couple days with her. It is a shock when you meet a cousin for the first time and you look into your own face. You could have taken the head portion of those photographs and interchanged and you would not be able to tell the difference. There is a time spread, but given the last month in the Legislature, I think I am catching up with her. It is a two story thatched farmhouse. We had gone upstairs to what had been my great, great, great grandparent's bedroom. She said, "Aren't you glad they were so busy up here? We wouldn't be here." As you meet the Irish, you realize they have a way of dancing on the edge when it comes to the off color.

There are some lessons as an American of Irish origin that I learned during those trips. That is why we travel. We look at other cultures. We went to be able to sample the food. We want to experience the stimulation. The first experience during a little bit more than a month in Ireland was we would go out to dinner and we would finish eating. The waitperson would come up and say, "How was everything?" We would have had dessert and coffee. We would say, "All set." Here in America it means that within five minutes you are going to get your bill and they are going to be scooting you out, because they have someone else waiting for the table. After the first week of saying all set and then still sitting there for another hour, I had gone to one of the managers and said, "I don't want to complain. The waitperson was great. The food was great, but I can't get my bill." The manager went along to say that when you go out to dinner in Ireland, unless you are in a hustle bustle city like Dublin, we just take for granted that you are going to have that table for two or two and a half hours. They said usually everyone eats that meal in about 45 minutes and whether it is a husband and wife or a family, they have the next hour, hour and a half together and that table is theirs. I found as we went into Irish homes the same thing existed. When the evening meal came along, they were there for another hour or hour and a half. They found it was the only reference point where a family could come together. They



said it is under a lot of pressure, not because of our fast food, but Americans wanting faster meals. We learned how important that is. That is maybe something we could learn.

The second thing I learned was in a 300 year old cottage by firelight what has happened throughout Ireland now, especially in the rural areas, is they have story hour. It is not heavily advertised and they don't want tourists there. They don't want the tourist bus pulling up. It is usually a very quiet invitation that is made. What happens is 40, 50 or 60 people may be there. They have the storyteller's stick. The only light in the room is as much as it would have been 150 or 300 years ago and the storyteller's stick moves through the crowd. Someone may get up and start a song in the old Irish. Someone might get up and start or sing on their own an old romantic heir or a fighting song. Someone may tell a story that has a moral theme to it. Some people just pass. They always start out with the senior in the group. In that two-hour period listening to poets recite classic poetry, poets standing up and creating the poetry as they were speaking, you began to see the inside, the interior of a lot of people. I had a chance to talk with people afterwards and they said what they have learned is that when the exterior shell gets old or elderly, it is too easy to segregate the seniors in our community. We tend to forget that there is still a young man or a young woman in that exterior shell. These story hours give us a chance to see a glimpse past the exterior shell. I came away very much impressed in terms of how busy we are today, whether we are school children, legislators, parents or even when you retire, you find things get much busier. We tend to judge people by exterior shells. I came away with a new appreciation.

We also begin to sense when you visit that land on how beautiful it is and you realize the hardship that drove them from their land. You also realize the opportunity that drew them here in the 19th Century and the opportunity in America that continues to draw the attention and the migration of people to this country that that dream that they had in the 19th Century has not died and that opportunity is even expanded. Thank you Mr. Speaker.

Subsequently, **ADOPTED.**

Sent for concurrence.

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### SPECIAL SENTIMENT CALENDAR

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

**Recognizing:**

the Honorable Richard B. Brown, of South Berwick, recipient of the 2003 Citizen of the Year Award from the South Berwick Rotary Club. Dick's vision for the Town of South Berwick focused on a vibrant downtown. Through his community involvement as Town Manager for 10 years and his membership on the Board of Directors for Camp Agassiz and St. John's Masonic Lodge, he has been able to implement many community projects. He is currently the State Representative for District 4 serving North Berwick and part of South Berwick. We recognize his dedication and service to his community and extend our best wishes to him;

(HLS 319)

Presented by Representative STONE of Berwick.

Cosponsored by Senator LEMONT of York, Representative ADAMS of Portland, Representative ANDREWS of York, Representative ANNIS of Dover-Foxcroft, Representative ASH of Belfast, Representative AUSTIN of Gray, Representative BARSTOW of Gorham, Representative BENNETT of Caribou, Representative BERRY of Belmont, Representative BERUBE of Lisbon, Representative BIERMAN of Sorrento, Representative BLANCHETTE of Bangor, Representative BLISS of South Portland, Representative BOWEN of Rockport, Representative

BOWLES of Sanford, Representative BRANNIGAN of Portland, Representative BREAULT of Buxton, Representative BROWNE of Vassalboro, Representative BRUNO of Raymond, Representative BRYANT-DESCHENES of Turner, Representative BULL of Freeport, Representative BUNKER of Kossuth Township, Representative CAMPBELL of Newfield, Representative CANAVAN of Waterville, Representative CARR of Lincoln, Representative CHURCHILL of Orland, Representative CHURCHILL of Washburn, Representative CLARK of Millinocket, Representative CLOUGH of Scarborough, Representative COLLINS of Wells, Speaker COLWELL of Gardiner, Representative COURTNEY of Sanford, Representative COWGER of Hallowell, Representative CRAVEN of Lewiston, Representative CRESSEY of Baldwin, Representative CROSTHWAITE of Ellsworth, Representative CUMMINGS of Portland, Representative CURLEY of Scarborough, Representative DAIGLE of Arundel, Representative DAVIS of Falmouth, Representative DUDLEY of Portland, Representative DUGAY of Cherryfield, Representative DUNLAP of Old Town, Representative DUPLESSIE of Westbrook, Representative DUPREY of Hampden, Representative DUPREY of Medway, Representative EARLE of Damariscotta, Representative EDER of Portland, Representative FAIRCLOTH of Bangor, Representative FINCH of Fairfield, Representative FISCHER of Presque Isle, Representative FLETCHER of Winslow, Representative GAGNE-FRIEL of Buckfield, Representative GERZOFKY of Brunswick, Representative GLYNN of South Portland, Representative GOODWIN of Pembroke, Representative GREELEY of Levant, Representative GROSE of Woolwich, Representative HATCH of Skowhegan, Representative HEIDRICH of Oxford, Representative HONEY of Boothbay, Representative HOTHAM of Dixfield, Representative HUTTON of Bowdoinham, Representative JACKSON of Fort Kent, Representative JACOBSEN of Waterboro, Representative JENNINGS of Leeds, Representative JODREY of Bethel, Representative JOY of Crystal, Representative KAELIN of Winterport, Representative KANE of Saco, Representative KETTERER of Madison, Representative KOFFMAN of Bar Harbor, Representative LANDRY of Sanford, Representative LAVERRIERE-BOUCHER of Biddeford, Representative LEDWIN of Holden, Representative LEMOINE of Old Orchard Beach, Representative LERMAN of Augusta, Representative LESSARD of Topsham, Representative LEWIN of Eliot, Representative LORING of the Penobscot Nation, Representative LUNDEEN of Mars Hill, Representative MAIETTA of South Portland, Representative MAILHOT of Lewiston, Representative MAKAS of Lewiston, Representative MARLEY of Portland, Representative MARRACHÉ of Waterville, Representative McCORMICK of West Gardiner, Representative McGLOCKLIN of Embden, Representative McGOWAN of Pittsfield, Representative McKEE of Wayne, Representative McKENNEY of Cumberland, Representative McLAUGHLIN of Cape Elizabeth, Representative McNEIL of Rockland, Representative MILLETT of Waterford, Representative MILLS of Farmington, Representative MILLS of Cornville, Representative MOODY of Manchester, Representative MOORE of the Passamaquoddy Tribe, Representative MOORE of Standish, Representative MURPHY of Kennebunk, Representative MUSE of Fryeburg, Representative NORBERT of Portland, Representative NORTON of Bangor, Representative NUTTING of Oakland, Representative O'BRIEN of Augusta, Representative O'BRIEN of Lewiston, Representative O'NEIL of Saco, Representative PARADIS of Frenchville, Representative PATRICK of Rumford, Representative PEAVEY-HASKELL of Greenbush, Representative PELLON of Machias, Representative

PERCY of Phippsburg, Representative PERRY of Calais, Representative PERRY of Bangor, Representative PINEAU of Jay, Representative PINGREE of North Haven, Representative PIOTTI of Unity, Representative RECTOR of Thomaston, Representative RICHARDSON of Greenville, Representative RICHARDSON of Brunswick, Representative RICHARDSON of Skowhegan, Representative RINES of Wiscasset, Representative ROGERS of Brewer, Representative ROSEN of Bucksport, Representative SAMPSON of Auburn, Representative SAVIELLO of Wilton, Representative SHERMAN of Hodgdon, Representative SHIELDS of Auburn, Representative SIMPSON of Auburn, Representative SMITH of Monmouth, Representative SMITH of Van Buren, Representative SNOWE-MELLO of Poland, Representative SUKEFORTH of Union, Representative SULLIVAN of Biddeford, Representative SUSLOVIC of Portland, Representative SYKES of Harrison, Representative TARDY of Newport, Representative THOMAS of Orono, Representative THOMPSON of China, Representative TOBIN of Windham, Representative TOBIN of Dexter, Representative TRAHAN of Waldoboro, Representative TREADWELL of Carmel, Representative TWOMEY of Biddeford, Representative USHER of Westbrook, Representative VAUGHAN of Durham, Representative WALCOTT of Lewiston, Representative WATSON of Bath, Representative WHEELER of Kittery, Representative WOODBURY of Yarmouth, Representative WOTTON of Littleton, Representative YOUNG of Limestone, Senator BENNETT of Oxford, Senator BLAIS of Kennebec, Senator BRENNAN of Cumberland, Senator BROMLEY of Cumberland, Senator BRYANT of Oxford, Senator CARPENTER of York, Senator CATHCART of Penobscot, President DAGGETT of Kennebec, Senator DAMON of Hancock, Senator DAVIS of Piscataquis, Senator DOUGLASS of Androscoggin, Senator EDMONDS of Cumberland, Senator GAGNON of Kennebec, Senator GILMAN of Cumberland, Senator HALL of Lincoln, Senator HATCH of Somerset, Senator KNEELAND of Aroostook, Senator LaFOUNTAIN of York, Senator MARTIN of Aroostook, Senator MAYO of Sagadahoc, Senator MITCHELL of Penobscot, Senator NASS of York, Senator PENDLETON of Cumberland, Senator ROTUNDO of Androscoggin, Senator SAVAGE of Knox, Senator SAWYER of Penobscot, Senator SHOREY of Washington, Senator STANLEY of Penobscot, Senator STRIMLING of Cumberland, Senator TREAT of Kennebec, Senator TURNER of Cumberland, Senator WESTON of Waldo, Senator WOODCOCK of Franklin, Senator YOUNGBLOOD of Penobscot.

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

**READ.**

The **SPEAKER**: The Chair recognizes the Representative from Sanford, Representative Bowles.

Representative **BOWLES**: Mr. Speaker, Ladies and Gentlemen of the House. Serving in the Legislature, as we all know, is occasionally a thankless task. If there is a more thankless task in Maine, it may well be serving in town government and particularly in a position of Town Manager in any of Maine's more than 300 small towns. It takes a special individual to successfully serve in a small community and to deal with the day-to-day issues that we have here in Maine and the personalities that often confront you in a small town. We have one of those fine individuals in our membership today. Actually there is a number of individuals in this body that I know have served in that capacity.

In his home community of South Berwick Richard Brown is being honored this week by the South Berwick Rotary Club for his 10 years as Town Manager. Prior to serving in South

Berwick, Richard was a Town Manager in Lincoln, New Hampshire, and three communities in Massachusetts, Burlington, Bedford and Amesbury. He has been a Town Manager since 1970, which may speak more to his fortitude than it does his common sense.

For those of us who live near South Berwick and pass through it on a regular basis, we have seen the visual transformation take place under his guidance and leadership. Those of us who have seen what has happened in South Berwick and know Richard know that this is an honor that he truly deserves. This weekend, it is my understanding, that the Town of South Berwick will be appointing Richard Brown as the Town Manager Emeritus, which I believe is a singular honor. On behalf of all in the chamber today, I know that I can speak for all of you in congratulating Richard Brown on this great honor.

Subsequently, **PASSED** and sent for concurrence.

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**Recognizing:**

Bishop Michael Richard Cote, of Portland, who has been named the new Bishop of the Diocese of Norwich, Connecticut. Born in Sanford to Paul and Alma Cote of Springvale, he graduated from St. Mary's Seminary College in Baltimore and then attended 4 years at the Pontifical Gregorian University in Rome. He was ordained a priest by Pope Paul VI in 1975 and was ordained a bishop in 1995, making him one of the youngest bishops in the country. He will be leaving his position as auxiliary bishop of the Diocese of Portland to accept his new position. We extend our congratulations and best wishes to Bishop Cote on his promotion;

(HLS 325)

Presented by Representative COURTNEY of Sanford. Cosponsored by Representative ADAMS of Portland, Representative BOWLES of Sanford, Representative BRANNIGAN of Portland, Representative CUMMINGS of Portland, Representative DUDLEY of Portland, Representative EDER of Portland, Representative LANDRY of Sanford, Representative MARLEY of Portland, Representative NORBERT of Portland, Representative SUSLOVIC of Portland, Senator BRENNAN of Cumberland, Senator CARPENTER of York, Senator STRIMLING of Cumberland.

On **OBJECTION** of Representative RICHARDSON of Brunswick, was **REMOVED** from the Special Sentiment Calendar.

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

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**REPORTS OF COMMITTEE**

**Change of Committee**

Representative LEMOINE from the Committee on **TAXATION** on Bill "An Act To Provide Health Coverage for Smokers Who Suffer from Smoking-related Illnesses"

(H.P. 501) (L.D. 684)

Reporting that it be **REFERRED** to the Committee on **HEALTH AND HUMAN SERVICES**.

Report was **READ** and **ACCEPTED** and the Bill **REFERRED** to the Committee on **HEALTH AND HUMAN SERVICES**.

Sent for concurrence.

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Representative LEMOINE from the Committee on **TAXATION** on Bill "An Act To Regulate the Delivery Sales of Cigarettes and To Prevent the Sale of Cigarettes to Minors"

(H.P. 910) (L.D. 1236)

Reporting that it be **REFERRED** to the Committee on **HEALTH AND HUMAN SERVICES**.

Report was **READ** and **ACCEPTED** and the Bill **REFERRED** to the Committee on **HEALTH AND HUMAN SERVICES**.

Sent for concurrence.

**Divided Report**

Majority Report of the Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY** reporting **Ought to Pass** on Bill "An Act To Clarify That Possession of More Than 1 1/4 Ounces of Marijuana is a Crime"

(S.P. 68) (L.D. 145)

Signed:

Senator:

CARPENTER of York

Representatives:

BUNKER of Kossuth Township

BLANCHETTE of Bangor

LESSARD of Topsham

GROSE of Woolwich

SNOWE-MELLO of Poland

GREELEY of Levant

MAIETTA of South Portland

SYKES of Harrison

CHURCHILL of Washburn

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

Signed:

Senators:

STRIMLING of Cumberland

HATCH of Somerset

Representative:

GERZOFISKY of Brunswick

Came from the Senate with the Minority **OUGHT NOT TO PASS** Report **READ** and **ACCEPTED**.  
**READ**.

On motion of Representative BUNKER of Kossuth Township, the Bill and all accompanying papers were **COMMITTED** to the Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY** and sent for concurrence.

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

**CONSENT CALENDAR**

**First Day**

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

(H.P. 216) (L.D. 273) Bill "An Act To Modify Certain Criminal Appeal Statutes in View of the New Maine Rules of Appellate Procedure" Committee on **JUDICIARY** reporting **Ought to Pass**

(H.P. 269) (L.D. 340) Bill "An Act To Amend Certain Aspects of Post-conviction Review Procedure" Committee on **JUDICIARY** reporting **Ought to Pass**

(H.P. 542) (L.D. 736) Bill "An Act To Specify Information Required in a Divorce Decree" Committee on **JUDICIARY** reporting **Ought to Pass**

(H.P. 12) (L.D. 5) Bill "An Act to Amend the Law Pertaining to Notice of Nonrenewal of an Automobile Insurance Policy" Committee on **INSURANCE AND FINANCIAL SERVICES** reporting **Ought to Pass as Amended by Committee Amendment "A"** (H-14)

(H.P. 21) (L.D. 14) Resolve, to Designate the Interstate 95 From Augusta to Houlton as the Purple Heart Highway Committee on **TRANSPORTATION** reporting **Ought to Pass as Amended by Committee Amendment "A"** (H-13)

(H.P. 91) (L.D. 82) Bill "An Act To Empower Anglers in Fish Stocking Decisions" Committee on **INLAND FISHERIES AND WILDLIFE** reporting **Ought to Pass as Amended by Committee Amendment "A"** (H-15)

(H.P. 433) (L.D. 570) Bill "An Act To Eliminate a Defunct Account in the Department of Agriculture, Food and Rural Resources" (EMERGENCY) Committee on **AGRICULTURE, CONSERVATION AND FORESTRY** reporting **Ought to Pass as Amended by Committee Amendment "A"** (H-12)

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

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

(H.P. 92) (L.D. 83) Bill "An Act To Expand Unemployment Benefits" Committee on **LABOR** reporting **Ought to Pass as Amended by Committee Amendment "A"** (H-16)

On motion of Representative CLARK of Millinocket, was **REMOVED** from the First Day Consent Calendar.

The Committee Report was **READ** and **ACCEPTED**. The Bill was **READ ONCE**. **Committee Amendment "A"** (H-16) was **READ** by the Clerk and **ADOPTED**. The Bill was assigned for **SECOND READING** Wednesday, March 19, 2003.

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

**ENACTORS**

**Acts**

An Act to Ensure that Child Labor Laws Apply to Public Sector Employers

(S.P. 20) (L.D. 34)

(H. "A" H-11)

An Act Concerning Full-time Law Enforcement and Corrections Officers

(S.P. 74) (L.D. 151)

An Act To Amend the Maine Juvenile Code as Recommended by the Criminal Law Advisory Commission

(H.P. 182) (L.D. 223)

An Act to Amend the Maine Bail Code as Recommended by the Criminal Law Advisory Commission

(H.P. 183) (L.D. 224)

An Act to Amend the Energy Resources Council Membership

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

An Act To Amend the Law Regarding Security Officer Qualifications

(H.P. 295) (L.D. 375)

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.

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**Resolves**

Resolve, To Name the Washington County Portion of US Rt. 9 the Tony Tammaro Memorial Highway

(H.P. 371) (L.D. 482)

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

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**UNFINISHED BUSINESS**

The following matter, in the consideration of which the House was engaged at the time of adjournment Thursday, March 13, 2003, had preference in the Orders of the Day and continued with such preference until disposed of as provided by House Rule 502.

Bill "An Act To Replace the Sales Tax with a Gross Receipts Tax"

(S.P. 366) (L.D. 1094)

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

TABLED - March 5, 2003 (Till Later Today) by Representative LEMOINE of Old Orchard Beach.

PENDING - **REFERENCE IN CONCURRENCE**.

Subsequently, the Bill was **REFERRED** to the Committee on **TAXATION** in concurrence.

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On motion of Representative JOY of Crystal, the House adjourned at 11:29 a.m., until 9:30 a.m., Wednesday, March 19, 2003.