

MAINE STATE LEGISLATURE

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

Volume II

First Regular Session

May 27, 2003 – June 14, 2003

First Special Session

August 21, 2003 – August 23, 2003

Second Regular Session

January 7, 2004 - January 30, 2004

Second Special Session

February 3, 2004 - April 7, 2004

Pages 777-1562

ONE HUNDRED AND TWENTY-FIRST LEGISLATURE
SECOND REGULAR SESSION
1st Legislative Day
Wednesday, January 7, 2004

Pursuant to Article IV, Part 3, Section 1 of the Constitution and Laws of the State of Maine, the Representatives to the One Hundred and Twenty-First Legislature assembled in the Hall of the House and were called to order by PATRICK COLWELL of Gardiner, Speaker of the House.

Prayer by Reverend Roger S. Smith, St. Andrew's Episcopal Church, Readfield (retired).

National Anthem by Winthrop High School Chorus.

Pledge of Allegiance.

Doctor of the day, Ned Claxton, M.D., Auburn.

A roll call was taken. 131 out of 150 members answered to their names and accordingly the Chair declared a quorum present.

Those absent were: Representative ADAMS of Portland
Representative BREault of Buxton
Representative DUGAY of Cherryfield
Representative FAIRCLOTH of Bangor
Representative GLYNN of South Portland
Representative GREELEY of Levant
Representative KETTERER of Madison
Representative LUNDEEN of Mars Hill
Representative MARLEY of Portland
Representative MARRACHÉ of Waterville
Representative MILLS of Farmington
Representative MILLS of Cornville
Representative NUTTING of Oakland
Representative O'BRIEN of Lewiston
Representative PERRY of Calais
Representative SIMPSON of Auburn
Representative SULLIVAN of Biddeford
Representative TRAHAN of Waldoboro
Representative YOUNG of Limestone

ORDERS

On motion of Representative RICHARDSON of Brunswick, the following House Order: (H.O. 37)

ORDERED, that a Committee of ten be appointed to wait upon His Excellency, Governor John E. Baldacci, and inform him that a quorum of the House of Representatives is assembled in the Hall of the House for the consideration of such business as may come before the House.

READ and PASSED and the Speaker appointed the following Members:

Representative BULL of Freeport
Representative CLARK of Millinocket
Representative COWGER of Hallowell
Representative DUNLAP of Old Town
Representative GAGNE-FRIEL of Buckfield
Representative GOODWIN of Pembroke
Representative BERRY of Belmont
Representative HONEY of Boothbay
Representative MURPHY of Kennebunk
Representative O'BRIEN of Augusta

On motion of Representative DUPLESSIE of Westbrook, the following House Order: (H.O. 38)

ORDERED, that a message be conveyed to the Senate that a quorum of the House of Representatives is present for the consideration of such business as may come before the House.

READ and PASSED and the Speaker appointed Representative RICHARDSON of Brunswick to convey the message.

COMMUNICATIONS

The Following Communication: (H.P. 1221)

**STATE OF MAINE
HOUSE OF REPRESENTATIVES
CLERK'S OFFICE
2 STATE HOUSE STATION
AUGUSTA, MAINE 04333-0002**

December 3, 2003

Hon. Patrick Colwell

Speaker of the House

121st Legislature

Hon. Beverly C. Daggett

President of the Senate

121st Legislature

Dear Mr. Speaker and Madam President:

On December 3, 2003, 5 bills were received by the Clerk of the House.

Pursuant to the provisions of Joint Rule 308.2, these bills were referred to the Joint Standing Committees on December 3, 2003, as follows:

Education and Cultural Affairs

Bill "An Act To Require That Rules Pertaining to Reimbursement for Services for Child Development Services Be Major Substantive Rules" (EMERGENCY) (H.P. 1218) (L.D. 1641) (Presented by Representative CRAVEN of Lewiston) (Cosponsored by Representatives: BUNKER of Kossuth Township, MILLETT of Waterford, WALCOTT of Lewiston) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203)

Health and Human Services

Bill "An Act To Provide Accurate Vital Records for Adults in Maine" (H.P. 1217) (L.D. 1640) (Presented by Representative BRUNO of Raymond) (Cosponsored by Representative DUDLEY of Portland) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203)

Bill "An Act To Provide an Exemption to the Laws Governing Patient Confidentiality Regarding Certain Former Patients of the Augusta Mental Health Institute" (H.P. 1219) (L.D. 1642) (Presented by Representative BRANNIGAN of Portland) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203)

Legal and Veterans Affairs

Bill "An Act To Make Polling Places More Convenient" (H.P. 1216) (L.D. 1639) (Presented by Representative PERCY of Phippsburg) (Cosponsored by Representatives: BULL of Freeport, THOMPSON of China) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203)

Bill "An Act To Promote Fairness for Small Businesses That Serve Alcoholic Beverages" (H.P. 1220) (L.D. 1643) (Presented by Representative BRUNO of Raymond) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203)

Sincerely,

S/Millicent M. MacFarland

Clerk of the House

S/Joy J. O'Brien

Secretary of the Senate

READ and ORDERED PLACED ON FILE.

Sent for concurrence.

The Following Communication: (H.P. 1232)
STATE OF MAINE
HOUSE OF REPRESENTATIVES
CLERK'S OFFICE
2 STATE HOUSE STATION
AUGUSTA, MAINE 04333-0002

December 11, 2003

Hon. Patrick Colwell
Speaker of the House
121st Legislature

Hon. Beverly C. Daggett
President of the Senate
121st Legislature

Dear Mr. Speaker and Madam President:

On December 11, 2003, 10 bills were received by the Clerk of the House.

Pursuant to the provisions of Joint Rule 308.2, these bills were referred to the Joint Standing Committees on December 11, 2003, as follows:

Agriculture, Conservation and Forestry

Resolve, To Clarify State Ownership of Land in the Town of Naples (H.P. 1222) (L.D. 1644) (Presented by Representative BRUNO of Raymond) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

Business, Research and Economic Development

Bill "An Act To Ensure Equitable Economic Development within the Kennebec Valley Economic Development District" (H.P. 1228) (L.D. 1650) (Presented by Representative MARRACHÉ of Waterville) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

Education and Cultural Affairs

Bill "An Act To Rename the Former Vocational-technical Secondary Education Schools, Now Called Applied Technology Centers, Applied Career Technology Centers" (H.P. 1227) (L.D. 1649) (Presented by Representative LEDWIN of Holden) (Cosponsored by Senator MITCHELL of Penobscot and Representatives: ANDREWS of York, CUMMINGS of Portland, DAVIS of Falmouth, FINCH of Fairfield, MURPHY of Kennebunk, Senators: DOUGLASS of Androscoggin, WESTON of Waldo) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

Inland Fisheries and Wildlife

Resolve, To Establish a Demonstration Project To Introduce Grass Carp to Inland Waters (H.P. 1224) (L.D. 1646) (Presented by Representative USHER of Westbrook) (Cosponsored by Representative: DUPLESSIE of Westbrook) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

Judiciary

Bill "An Act Regarding the Number of Jurors Required To Render a Verdict in a Civil Trial" (H.P. 1230) (L.D. 1652) (Presented by Representative MILLS of Cornville) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

Labor

Bill "An Act To Establish the Administrative Operating Budget for the Maine State Retirement System for the Fiscal Year Ending June 30, 2005" (EMERGENCY) (H.P. 1231) (L.D. 1656) (Submitted by the Maine State Retirement System pursuant to

the Maine Revised Statutes, Title 5, section 17103, subsection 13.)

Taxation

Bill "An Act To Conform the Maine Tax Laws for 2003 to the United States Internal Revenue Code" (EMERGENCY) (H.P. 1229) (L.D. 1651) (Presented by Representative LEMOINE of Old Orchard Beach) (Cosponsored by Senator STANLEY of Penobscot and Representatives: CLOUGH of Scarborough, COURTNEY of Sanford, McCORMICK of West Gardiner, McGOWAN of Pittsfield, SUSLOVIC of Portland, TARDY of Newport, Senator: NASS of York) (Submitted by the Department of Administrative and Financial Services pursuant to Joint Rule 204.)

Transportation

Bill "An Act Regarding Golf Carts Used as Island Vehicles" (EMERGENCY) (H.P. 1223) (L.D. 1645) (Presented by Representative MARLEY of Portland) (Cosponsored by Senator HATCH of Somerset and Representatives: BROWNE of Vassalboro, BUNKER of Kossuth Township, COLLINS of Wells, JODREY of Bethel, McKENNEY of Cumberland, SAMPSON of Auburn, USHER of Westbrook) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

Bill "An Act To Authorize a General Fund Bond Issue in the Amount of \$3,000,000 To Build a Warehouse To Stimulate and Support Maine's Manufacturing, Transportation and Harbor Industries" (H.P. 1225) (L.D. 1647) (Presented by Representative USHER of Westbrook) (Cosponsored by Senator HATCH of Somerset and Representatives: COLLINS of Wells, JODREY of Bethel, MARLEY of Portland, McNEIL of Rockland, SAMPSON of Auburn, Senators: DAMON of Hancock, DAVIS of Piscataquis, SAVAGE of Knox) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

Bill "An Act Regarding Automobile Dealer Registration Plates" (H.P. 1226) (L.D. 1648) (Presented by Representative MILLS of Cornville) (Cosponsored by Representatives: CURLEY of Scarborough, LEDWIN of Holden) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

Sincerely,

S/Millicent M. MacFarland

Clerk of the House

S/Joy J. O'Brien

Secretary of the Senate

READ and ORDERED PLACED ON FILE.

Sent for concurrence.

The Following Communication: (H.P. 1339)

STATE OF MAINE
HOUSE OF REPRESENTATIVES
CLERK'S OFFICE
2 STATE HOUSE STATION
AUGUSTA, MAINE 04333-0002

December 16, 2003

Hon. Patrick Colwell
Speaker of the House
121st Legislature

Hon. Beverly C. Daggett
President of the Senate
121st Legislature

Dear Mr. Speaker and Madam President:

On December 16, 2003, 19 bills were received by the Clerk of the House.

Pursuant to the provisions of Joint Rule 308.2, these bills were referred to the Joint Standing Committees on December 16, 2003, as follows:

Appropriations and Financial Affairs

Bill "An Act To Provide Funding for the Commission on Governmental Ethics and Election Practices" (EMERGENCY) (H.P. 1249) (L.D. 1673) (Presented by Speaker COLWELL of Gardiner) (Cosponsored by Senator GAGNON of Kennebec and Representatives: PINGREE of North Haven, RICHARDSON of Brunswick, Senators: President DAGGETT of Kennebec, MAYO of Sagadahoc, SAVAGE of Knox, TURNER of Cumberland, WESTON of Waldo, YOUNGBLOOD of Penobscot) (Submitted by the Commission on Governmental Ethics and Election Practices pursuant to Joint Rule 204.)

Education and Cultural Affairs

Resolve, Directing the Department of Education To Amend Its Rules Regarding Child Development Services for Children of Kindergarten Age Who Are Not Attending Kindergarten (H.P. 1233) (L.D. 1657) (Presented by Representative THOMAS of Orono) (Cosponsored by Senator CATHCART of Penobscot and Representative: DUNLAP of Old Town) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

Health and Human Services

Resolve, To Require Cost Neutrality and Appropriateness of Assisted Living Medication Courses (EMERGENCY) (H.P. 1242) (L.D. 1666) (Presented by Representative LERMAN of Augusta) (Cosponsored by President DAGGETT of Kennebec and Representatives: CRAVEN of Lewiston, DUNLAP of Old Town, WALCOTT of Lewiston) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

Inland Fisheries and Wildlife

Resolve, Requiring the Department of Inland Fisheries and Wildlife To Publish Legal Shooting Times (H.P. 1234) (L.D. 1658) (Presented by Representative DUNLAP of Old Town) (Cosponsored by Senator BRYANT of Oxford and Representatives: CARR of Lincoln, CLARK of Millinocket, JACKSON of Fort Kent, MOODY of Manchester, PATRICK of Rumford, RICHARDSON of Greenville, WATSON of Bath, WOTTON of Littleton) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

Bill "An Act To Clarify the Law Pertaining to the Discharge of a Firearm near a Dwelling" (H.P. 1236) (L.D. 1660) (Presented by Representative TRAHAN of Waldoboro) (Cosponsored by Senator HALL of Lincoln and Representatives: BLANCHETTE of Bangor, EARLE of Damariscotta, HATCH of Skowhegan, Senator: HATCH of Somerset) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

Bill "An Act To Strengthen the Prohibition against Night Hunting" (H.P. 1238) (L.D. 1662) (Presented by Representative DUNLAP of Old Town) (Cosponsored by Senator BRYANT of Oxford and Representatives: CARR of Lincoln, JACKSON of Fort Kent, MOODY of Manchester, PATRICK of Rumford, RICHARDSON of Greenville, USHER of Westbrook, WATSON of Bath, WOTTON of Littleton) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

Bill "An Act To Reestablish the Great Ponds Act" (EMERGENCY) (H.P. 1251) (L.D. 1675) (Presented by Representative DUNLAP of Old Town) (Cosponsored by Senator DAMON of Hancock and Representatives: JACKSON of Fort Kent, MCKEE of Wayne, MILLETT of Waterford, MOODY of Manchester, RICHARDSON of Greenville, USHER of Westbrook, WATSON of Bath, WOTTON of Littleton) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

Insurance and Financial Services

Bill "An Act To Require Owners and Operators of Snowmobiles and All-terrain Vehicles To Carry Liability Insurance" (H.P. 1241) (L.D. 1665) (Presented by Representative COLLINS of Wells) (Cosponsored by President DAGGETT of Kennebec and Representatives: BLANCHETTE of Bangor, JODREY of Bethel, MARLEY of Portland, McNEIL of Rockland, SAMPSON of Auburn, USHER of Westbrook, Senators: DAMON of Hancock, SAVAGE of Knox) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

Judiciary

Bill "An Act To Abrogate the Hearsay Rule in Cases Involving Custody or Protection of Children" (H.P. 1245) (L.D. 1669) (Presented by Representative GOODWIN of Pembroke) (Cosponsored by Senator SHOREY of Washington and Representatives: BOWLES of Sanford, CARR of Lincoln, CLARK of Millinocket, DUGAY of Cherryfield, KAELIN of Winterport, TREADWELL of Carmel, Senators: DAVIS of Piscataquis, DOUGLASS of Androscoggin) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

Marine Resources

Bill "An Act To Repeal the Exception Provision for Certain Imported Lobster under the Laws Governing Lobster Measurement" (EMERGENCY) (H.P. 1243) (L.D. 1667) (Presented by Representative PERRY of Calais) (Cosponsored by Senator MAYO of Sagadahoc and Representatives: BUNKER of Kossuth Township, DUGAY of Cherryfield, EARLE of Damariscotta, GOODWIN of Pembroke, PELLON of Machias, PERCY of Phippsburg, PINGREE of North Haven) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

Natural Resources

Bill "An Act To Ban the Sale of Novelties Containing Batteries with Mercury" (H.P. 1237) (L.D. 1661) (Presented by Representative COWGER of Hallowell) (Cosponsored by Senator DAMON of Hancock and Representatives: BULL of Freeport, DUNLAP of Old Town, HUTTON of Bowdoinham, KOFFMAN of Bar Harbor, O'NEIL of Saco, SAVIELLO of Wilton, SMITH of Monmouth, THOMPSON of China) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

Bill "An Act To Provide Assistance to Municipalities Regarding Downtown Rehabilitation Building Codes" (H.P. 1239) (L.D. 1663) (Presented by Representative LERMAN of Augusta) (Cosponsored by Representatives: DUNLAP of Old Town, SMITH of Monmouth, SULLIVAN of Biddeford) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

Bill "An Act To Amend the Laws Governing Growth Management" (H.P. 1244) (L.D. 1668) (Presented by Representative KOFFMAN of Bar Harbor) (Cosponsored by Senator BROMLEY of Cumberland and Representatives: DUPLESSIE of Westbrook, MILLS of Cornville, PINGREE of North Haven, SUSLOVIC of Portland, Senators: DAMON of Hancock, MAYO of Sagadahoc, SAWYER of Penobscot, TREAT of Kennebec) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

State and Local Government

Bill "An Act To Authorize the Deorganization of the Town of Atkinson" (H.P. 1247) (L.D. 1671) (Presented by Representative ANNIS of Dover-Foxcroft) (Cosponsored by Senator: DAVIS of Piscataquis) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

Taxation

Bill "An Act To Provide an Income Tax Modification for the Empowerment Zone Employment Credit" (H.P. 1240) (L.D. 1664) (Presented by Representative SHERMAN of Hodgdon) (Cosponsored by Senator STANLEY of Penobscot and Representatives: BRYANT-DESCHENES of Turner, CARR of Lincoln, CHURCHILL of Washburn, COLLINS of Wells, DAVIS of Falmouth, Senators: PENDLETON of Cumberland, ROTUNDO of Androscoggin) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

Bill "An Act To Include Disability Retirement Income in Retirement Income Eligible for Tax Exemption" (H.P. 1246) (L.D. 1670) (Presented by Representative WATSON of Bath) (Cosponsored by Representatives: DUNLAP of Old Town, LEMOINE of Old Orchard Beach, PATRICK of Rumford, PELLON of Machias, SAVIELLO of Wilton, SMITH of Van Buren, Senator: MAYO of Sagadahoc) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

Bill "An Act To Expand Property Tax Exemptions for Veterans to Cooperative Housing" (H.P. 1250) (L.D. 1674) (Presented by Representative LESSARD of Topsham) (Cosponsored by Senator MAYO of Sagadahoc and Representatives: BLANCHETTE of Bangor, CARR of Lincoln, CRAVEN of Lewiston, DAVIS of Falmouth, EARLE of Damariscotta, HATCH of Skowhegan, USHER of Westbrook, Senator: HATCH of Somerset) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

Utilities and Energy

Bill "An Act To Streamline the Time-share Rate Collection Process for Sanitary Districts" (H.P. 1235) (L.D. 1659) (Presented by Representative COLLINS of Wells) (Cosponsored by Senator MAYO of Sagadahoc and Representatives: BLANCHETTE of Bangor, CARR of Lincoln, CRAVEN of Lewiston, DAVIS of Falmouth, PARADIS of Frenchville, PINGREE of North Haven, SHERMAN of Hodgdon, USHER of Westbrook) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

Bill "An Act To Amend the Charter of the Dover and Foxcroft Water District" (EMERGENCY) (H.P. 1248) (L.D. 1672) (Presented by Representative ANNIS of Dover-Foxcroft) (Cosponsored by Senator: DAVIS of Piscataquis) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

Sincerely,

S/Millicent M. MacFarland

Clerk of the House

S/Joy J. O'Brien

Secretary of the Senate

READ and ORDERED PLACED ON FILE.

Sent for concurrence.

The Following Communication: (H.P. 1340)

**STATE OF MAINE
HOUSE OF REPRESENTATIVES
CLERK'S OFFICE
2 STATE HOUSE STATION
AUGUSTA, MAINE 04333-0002**

December 17, 2003

Hon. Patrick Colwell

Speaker of the House

121st Legislature

Hon. Beverly C. Daggett

President of the Senate

121st Legislature

Dear Mr. Speaker and Madam President:

On December 17, 2003, 87 bills were received by the Clerk of the House.

Pursuant to the provisions of Joint Rule 308.2, these bills were referred to the Joint Standing Committees on December 17, 2003, as follows:

Agriculture, Conservation and Forestry

Bill "An Act To Amend the Laws Regarding Humane Agents and Dog Licenses" (H.P. 1264) (L.D. 1742) (Presented by Representative SMITH of Monmouth) (Submitted by the Department of Agriculture, Food and Rural Resources pursuant to Joint Rule 204.)

Bill "An Act To Promote Responsible Pet Ownership" (H.P. 1285) (L.D. 1763) (Presented by Speaker COLWELL of Gardiner) (Cosponsored by Senator BRYANT of Oxford and Representatives: BENNETT of Caribou, CLOUGH of Scarborough, LEMOINE of Old Orchard Beach, LUNDEEN of Mars Hill, McKEE of Wayne, SUSLOVIC of Portland, TARDY of Newport, Senator: MAYO of Sagadahoc) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

Bill "An Act To Provide Residents of the United States with Timber Harvesting Jobs on Land Managed by the Department of Conservation, Bureau of Parks and Lands" (H.P. 1304) (L.D. 1782) (Presented by Representative JACKSON of Fort Kent) (Cosponsored by Senator STANLEY of Penobscot and Representatives: HATCH of Skowhegan, HUTTON of Bowdoinham, PARADIS of Frenchville, PATRICK of Rumford, SMITH of Monmouth, SMITH of Van Buren, WATSON of Bath, Senator: BRYANT of Oxford) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

Appropriations and Financial Affairs

Bill "An Act To Authorize a General Fund Bond Issue in the Amount of \$150,000,000 To Finance the Acquisition of Land and Interest in Land for Conservation, Water Access, Outdoor Recreation, Wildlife and Fish Habitat and Farmland Preservation and To Access \$50,000,000 in Matching Contributions from Public and Private Sources" (H.P. 1298) (L.D. 1776) (Presented by Representative RICHARDSON of Brunswick) (Cosponsored by Representative PINGREE of North Haven, Senator SAWYER of Penobscot, Senator TREAT of Kennebec and Representatives: Speaker COLWELL of Gardiner, DUPLESSIE of Westbrook, McKEE of Wayne, McNEIL of Rockland, SMITH of Monmouth, WATSON of Bath, Senators: MARTIN of Aroostook, TURNER of Cumberland) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

Bill "An Act To Support the New Century Community Program" (H.P. 1309) (L.D. 1787) (Presented by Representative BRUNO of Raymond) (Cosponsored by Senator ROTUNDO of Androscoggin and Representatives: Speaker COLWELL of Gardiner, CUMMINGS of Portland, DUDLEY of Portland, KAELEN of Winterport, PINGREE of North Haven, RECTOR of Thomaston, ROSEN of Bucksport, Senator: MAYO of Sagadahoc) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

Bill "An Act Requiring Long-range Budget Planning" (H.P. 1320) (L.D. 1798) (Presented by Representative WOODBURY of Yarmouth) (Cosponsored by Senator TURNER of Cumberland and Representatives: DUDLEY of Portland, MAILHOT of Lewiston, MILLETT of Waterford, PINGREE of North Haven, ROSEN of Bucksport, Senators: BRENNAN of Cumberland, DOUGLASS of Androscoggin, ROTUNDO of Androscoggin)

(Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

Bill "An Act To Restore Funding for the Violence Intervention and Prevention Program" (H.P. 1327) (L.D. 1805) (Presented by Speaker COLWELL of Gardiner) (Under suspension of the rules, cosponsored by Senator HALL of Lincoln and Representatives: FAIRCLOTH of Bangor, GROSE of Woolwich, MILLS of Farmington, PINGREE of North Haven, SIMPSON of Auburn, SMITH of Monmouth, SUSLOVIC of Portland, WALCOTT of Lewiston, Senators: DAMON of Hancock, ROTUNDO of Androscoggin) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

Bill "An Act To Authorize a General Fund Bond Issue in the Amount of \$1,000,000 for the Renovation of Millinocket Municipal Airport" (H.P. 1334) (L.D. 1812) (Presented by Representative DUPREY of Medway) (Cosponsored by Senator STANLEY of Penobscot and Representatives: CLARK of Millinocket, DUPLESSIE of Westbrook, FISCHER of Presque Isle, RICHARDSON of Brunswick, SMITH of Monmouth, USHER of Westbrook) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

Business, Research and Economic Development

Bill "An Act To Authorize Licensure by Endorsement for Canadian Dentists and Dental Hygienists" (H.P. 1258) (L.D. 1736) (Presented by Representative PELLON of Machias) (Cosponsored by Senator BROMLEY of Cumberland and Representatives: AUSTIN of Gray, BUNKER of Kossuth Township, DUDLEY of Portland, PARADIS of Frenchville, ROGERS of Brewer, SMITH of Monmouth, SULLIVAN of Biddeford, Senator: BRENNAN of Cumberland) (Submitted by the Department of Professional and Financial Regulation pursuant to Joint Rule 204.)

Bill "An Act To Clarify the Educational Requirements for Counselor Licensure" (H.P. 1279) (L.D. 1757) (Presented by Representative SULLIVAN of Biddeford) (Cosponsored by Senator BRENNAN of Cumberland and Representatives: ROGERS of Brewer, SMITH of Monmouth, Senator: DOUGLASS of Androscoggin) (Submitted by the Department of Professional and Financial Regulation pursuant to Joint Rule 204.)

Bill "An Act To Simplify the Finance Authority of Maine Act" (H.P. 1288) (L.D. 1766) (Presented by Representative KAELIN of Winterport) (Cosponsored by Senator BROMLEY of Cumberland and Representatives: AUSTIN of Gray, PELLON of Machias, ROGERS of Brewer, SULLIVAN of Biddeford, Senator: SHOREY of Washington) (Submitted by the Finance Authority of Maine pursuant to Joint Rule 204.)

Bill "An Act To Amend the Laws Relating to Corporations, Limited Partnerships, Limited Liability Companies and Limited Liability Partnerships" (EMERGENCY) (H.P. 1289) (L.D. 1767) (Presented by Representative NORTON of Bangor) (Cosponsored by Representative DUPLESSIE of Westbrook) (Submitted by the Secretary of State pursuant to Joint Rule 204.)

Bill "An Act To Amend the Definition of 'Electrical Installations' in the Laws Governing Electricians" (H.P. 1295) (L.D. 1773) (Presented by Representative SIMPSON of Auburn) (Cosponsored by Senator BRYANT of Oxford and Representatives: GERZOFKY of Brunswick, HUTTON of Bowdoinham, MILLS of Farmington, PARADIS of Frenchville, SULLIVAN of Biddeford, Senators: BROMLEY of Cumberland, DOUGLASS of Androscoggin, HALL of Lincoln) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

Bill "An Act To Reduce Contamination of Breast Milk and the Environment from the Release of Brominated Chemicals in Consumer Products" (H.P. 1312) (L.D. 1790) (Presented by

Representative PINGREE of North Haven) (Cosponsored by Senator DAMON of Hancock and Representatives: DUPLESSIE of Westbrook, KOFFMAN of Bar Harbor, LERMAN of Augusta, MOODY of Manchester, SAVIELLO of Wilton, Senators: MAYO of Sagadahoc, SAWYER of Penobscot, TREAT of Kennebec) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

Bill "An Act To Permit the Filling of a Prescription Refill Prior to the End of the Prescription" (H.P. 1317) (L.D. 1795) (Presented by Representative DUDLEY of Portland) (Cosponsored by Senator BROMLEY of Cumberland and Representatives: BOWEN of Rockport, CRAVEN of Lewiston, EARLE of Damariscotta, PARADIS of Frenchville, SUSLOVIC of Portland, WALCOTT of Lewiston, WOODBURY of Yarmouth, Senator: HALL of Lincoln) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

Bill "An Act To Control Adult Entertainment Establishments" (H.P. 1323) (L.D. 1801) (Presented by Representative PARADIS of Frenchville) (Cosponsored by Representatives: CHURCHILL of Orchard, CHURCHILL of Washburn, COLLINS of Wells, DUDLEY of Portland, JACKSON of Fort Kent, ROGERS of Brewer, STONE of Berwick, WOTTON of Littleton) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

Bill "An Act To Establish the Maine Jobs, Trade and Democracy Act" (EMERGENCY) (H.P. 1337) (L.D. 1815) (Presented by Speaker COLWELL of Gardiner) (Cosponsored by Senator EDMONDS of Cumberland and Representatives: PATRICK of Rumford, SHERMAN of Hodgdon, SMITH of Van Buren, TREADWELL of Carmel, Senators: President DAGGETT of Kennebec, DAVIS of Piscataquis, ROTUNDO of Androscoggin, YOUNGBLOOD of Penobscot) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

Criminal Justice and Public Safety

Bill "An Act To Expand the State Fire Marshal's Responsibilities and To Clarify That the Commissioner of Public Safety Will Follow the Maine Administrative Procedure Act when Adopting Certain Rules" (H.P. 1253) (L.D. 1731) (Presented by Representative BLANCHETTE of Bangor) (Cosponsored by Senator HATCH of Somerset and Representatives: BULL of Freeport, DUPLESSIE of Westbrook, GERZOFKY of Brunswick, LESSARD of Topsham, PATRICK of Rumford, Senators: BRYANT of Oxford, NASS of York) (Submitted by the Department of Public Safety pursuant to Joint Rule 204.)

Bill "An Act To Amend the Law Providing Restitution to Victims of Timber Theft" (H.P. 1260) (L.D. 1738) (Presented by Representative SMITH of Monmouth) (Cosponsored by Senator BRYANT of Oxford and Representatives: HONEY of Boothbay, JACKSON of Fort Kent, McKEE of Wayne, THOMPSON of China) (Submitted by the Department of Conservation pursuant to Joint Rule 204.)

Bill "An Act To Amend the Laws Governing the Display of Fireworks and Indoor Pyrotechnics" (H.P. 1266) (L.D. 1744) (Presented by Representative DUPLESSIE of Westbrook) (Cosponsored by Senator HATCH of Somerset and Representatives: BULL of Freeport, GERZOFKY of Brunswick, LESSARD of Topsham, PATRICK of Rumford, SULLIVAN of Biddeford, Senators: BRYANT of Oxford, NASS of York) (Submitted by the Department of Public Safety pursuant to Joint Rule 204.)

Bill "An Act To Amend the Maine Emergency Medical Services Act of 1982" (H.P. 1284) (L.D. 1762) (Presented by Representative BULL of Freeport) (Cosponsored by Senator HATCH of Somerset and Representatives: BLANCHETTE of Bangor, GERZOFKY of Brunswick, LESSARD of Topsham) (Submitted by the Department of Public Safety pursuant to Joint Rule 204.)

Bill "An Act To Improve the Operations of the Department of Corrections and the Safety of State Correctional Facilities" (H.P. 1286) (L.D. 1764) (Presented by Representative BLANCHETTE of Bangor) (Cosponsored by Senator HATCH of Somerset and Representatives: CRAVEN of Lewiston, DUDLEY of Portland, HATCH of Skowhegan, LESSARD of Topsham, McGOWAN of Pittsfield, PARADIS of Frenchville, SMITH of Monmouth, WALCOTT of Lewiston) (Submitted by the Department of Corrections pursuant to Joint Rule 204.)

Bill "An Act To Waive Fees for Background Checks for Certain Emergency Medical Services Personnel" (H.P. 1310) (L.D. 1788) (Presented by Representative CLOUGH of Scarborough) (Cosponsored by Senator NASS of York and Representatives: BULL of Freeport, CARR of Lincoln, CURLEY of Scarborough, DUPLESSIE of Westbrook, LESSARD of Topsham, MILLETT of Waterford, O'NEIL of Saco, USHER of Westbrook) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

Bill "An Act To Revise the Minimum Firefighter Safety Standards" (H.P. 1311) (L.D. 1789) (Presented by Representative DUPLESSIE of Westbrook) (Cosponsored by Senator EDMONDS of Cumberland and Representatives: BLANCHETTE of Bangor, BULL of Freeport, RICHARDSON of Brunswick, SMITH of Van Buren, TREADWELL of Carmel, Senator: NASS of York) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

Bill "An Act Requiring Blood Testing of All Drivers Involved in Fatal Accidents" (H.P. 1325) (L.D. 1803) (Presented by Representative BOWLES of Sanford) (Cosponsored by Representatives: CARR of Lincoln, DUDLEY of Portland, DUNLAP of Old Town, DUPLESSIE of Westbrook, ROSEN of Bucksport, SHERMAN of Hodgdon, Senator: DAVIS of Piscataquis) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

Education and Cultural Affairs

Bill "An Act To Authorize Certain School Children To Carry Asthma Inhalers on Their Persons" (H.P. 1290) (L.D. 1768) (Presented by Representative BARSTOW of Gorham) (Cosponsored by Senator DOUGLASS of Androscoggin and Representatives: DAVIS of Falmouth, EARLE of Damariscotta, FINCH of Fairfield, McLAUGHLIN of Cape Elizabeth, PATRICK of Rumford, SMITH of Monmouth) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

Health and Human Services

Bill "An Act To Clarify the Requirements of the Behavioral Treatment Review Team for Persons with Mental Retardation or Autism" (H.P. 1261) (L.D. 1739) (Presented by Representative O'BRIEN of Augusta) (Submitted by the Department of Behavioral and Developmental Services pursuant to Joint Rule 204.)

Bill "An Act To Amend the Medicaid Drug Rebate Program and the Elderly Low-cost Drug Program" (H.P. 1269) (L.D. 1747) (Presented by Representative CRAVEN of Lewiston) (Cosponsored by Representatives: EARLE of Damariscotta, SMITH of Monmouth, Senator: BRENNAN of Cumberland) (Submitted by the Department of Human Services pursuant to Joint Rule 204.)

Bill "An Act To Amend the Rule-making Authority of the Department of Human Services to Ensure Cost-effective Operation of State Medical Services Programs and Compliance with Federal Requirements" (EMERGENCY) (H.P. 1270) (L.D. 1748) (Presented by Representative O'NEIL of Saco) (Cosponsored by Senator: BRENNAN of Cumberland) (Submitted by the Department of Human Services pursuant to Joint Rule 204.)

Bill "An Act To Improve the Quality and Safety in the Delivery of Personal Care Services" (H.P. 1275) (L.D. 1753) (Presented by Representative ANDREWS of York) (Cosponsored by Representatives: BULL of Freeport, GERZOFKY of Brunswick, MILLS of Farmington, NORBERT of Portland, SIMPSON of Auburn, WALCOTT of Lewiston, Senator: MAYO of Sagadahoc) (Submitted by the Department of Human Services pursuant to Joint Rule 204.)

Bill "An Act To Clarify the Responsibilities under the Adult Protective Services Act" (H.P. 1287) (L.D. 1765) (Presented by Representative NORBERT of Portland) (Cosponsored by Representatives: BULL of Freeport, GERZOFKY of Brunswick, MILLS of Farmington, Senator: MAYO of Sagadahoc) (Submitted by the Department of Human Services pursuant to Joint Rule 204.)

Bill "An Act To Revise the Frequency of Home Health Licensing Surveys" (H.P. 1294) (L.D. 1772) (Presented by Speaker COLWELL of Gardiner) (Cosponsored by Senator EDMONDS of Cumberland and Representatives: CRAVEN of Lewiston, KANE of Saco, RICHARDSON of Brunswick, WALCOTT of Lewiston, Senators: BRENNAN of Cumberland, MAYO of Sagadahoc, ROTUNDO of Androscoggin, WESTON of Waldo) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

Bill "An Act To Prohibit Female Genital Mutilation" (H.P. 1300) (L.D. 1778) (Presented by Representative SIMPSON of Auburn) (Cosponsored by Senator DOUGLASS of Androscoggin and Representatives: ADAMS of Portland, BLANCHETTE of Bangor, DUDLEY of Portland, GERZOFKY of Brunswick, HUTTON of Bowdoinham, LEMOINE of Old Orchard Beach, NORBERT of Portland, Senator: HALL of Lincoln) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

Bill "An Act To Restore Funding for Certain Nursing Facilities and Residential Care Facilities" (EMERGENCY) (H.P. 1313) (L.D. 1791) (Presented by Representative RICHARDSON of Brunswick) (Cosponsored by Senator MARTIN of Aroostook and Representatives: CURLEY of Scarborough, EARLE of Damariscotta, FISCHER of Presque Isle, KANE of Saco, PATRICK of Rumford, ROSEN of Bucksport, SAVIELLO of Wilton, Senator: President DAGGETT of Kennebec) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

Bill "An Act To Ensure Adequate Home-based Care Services and Provide the Most Cost-effective Long-term Care for Maine Seniors" (H.P. 1330) (L.D. 1808) (Presented by Representative RICHARDSON of Brunswick) (Under suspension of the rules, cosponsored by Senator ROTUNDO of Androscoggin and Representatives: BENNETT of Caribou, CHURCHILL of Washburn, Speaker COLWELL of Gardiner, CRAVEN of Lewiston, KETTERER of Madison, MAILHOT of Lewiston, PARADIS of Frenchville, PATRICK of Rumford, SHERMAN of Hodgdon, THOMPSON of China, WALCOTT of Lewiston, WOTTON of Littleton, Senators: BRENNAN of Cumberland, President DAGGETT of Kennebec, DOUGLASS of Androscoggin) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

Resolve, To Ensure Access to Life-sustaining Pharmaceuticals (EMERGENCY) (H.P. 1333) (L.D. 1811) (Presented by Representative DUDLEY of Portland) (Cosponsored by Senator BRENNAN of Cumberland and Representatives: CRAVEN of Lewiston, EARLE of Damariscotta, PARADIS of Frenchville, WALCOTT of Lewiston, Senator: HALL of Lincoln) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

Inland Fisheries and Wildlife

Bill "An Act To Make Technical Corrections to Maine's Fish and Wildlife Laws" (H.P. 1265) (L.D. 1743) (Presented by Representative DUNLAP of Old Town) (Cosponsored by Senator BRYANT of Oxford and Representatives: CARR of Lincoln, CLARK of Millinocket, Speaker COLWELL of Gardiner, JACKSON of Fort Kent, PATRICK of Rumford, RICHARDSON of Greenville, WATSON of Bath, WOTTON of Littleton) (Submitted by the Department of Inland Fisheries and Wildlife pursuant to Joint Rule 204.)

Resolve, To Increase the Types of Legal Fishing on Fish River (H.P. 1296) (L.D. 1774) (Presented by Representative JACKSON of Fort Kent) (Cosponsored by Senator BRYANT of Oxford and Representatives: DUNLAP of Old Town, McGLOCKLIN of Embden, SMITH of Van Buren, WATSON of Bath, WOTTON of Littleton, Senators: MARTIN of Aroostook, STANLEY of Penobscot) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

Bill "An Act To Authorize the Commissioner of Inland Fisheries and Wildlife To Increase the Number of Moose Permits in High-accident Areas" (H.P. 1318) (L.D. 1796) (Presented by Representative PARADIS of Frenchville) (Cosponsored by Senator BRYANT of Oxford and Representatives: COLLINS of Wells, DUDLEY of Portland, DUNLAP of Old Town, HATCH of Skowhegan, LESSARD of Topsham, PATRICK of Rumford, WOTTON of Littleton, Senator: HATCH of Somerset) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

Insurance and Financial Services

Bill "An Act Making Amendments to the Uniform Commercial Code Covering Provisions Dealing with Negotiable Instruments and Bank Deposits and Collections" (H.P. 1308) (L.D. 1786) (Presented by Representative O'NEIL of Saco) (Cosponsored by Senator MAYO of Sagadahoc and Senator: LaFOUNTAIN of York) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

Bill "An Act To Amend the Law Relating to Insurance Contracts" (H.P. 1315) (L.D. 1793) (Presented by Representative O'NEIL of Saco) (Cosponsored by Senator MAYO of Sagadahoc and Senator: LaFOUNTAIN of York) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

Bill "An Act To Permit the Photocopying of Driver's Licenses in Financial Transactions" (H.P. 1324) (L.D. 1802) (Presented by Representative BOWLES of Sanford) (Cosponsored by Senator DAVIS of Piscataquis and Representatives: CARR of Lincoln, DUNLAP of Old Town, ROSEN of Bucksport, SHERMAN of Hodgdon) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

Judiciary

Resolve, Directing the Secretary of State To Review Model Legislation To Prevent Fraudulent Filings under the Uniform Commercial Code (H.P. 1259) (L.D. 1737) (Presented by Representative MILLS of Farmington) (Cosponsored by Representatives: CARR of Lincoln, SHERMAN of Hodgdon) (Submitted by the Secretary of State pursuant to Joint Rule 204.)

Bill "An Act To Permit Background Checks on Prospective Adoptive Parents" (H.P. 1276) (L.D. 1754) (Presented by Representative CURLEY of Scarborough) (Cosponsored by Representatives: EARLE of Damariscotta, SIMPSON of Auburn, WALCOTT of Lewiston, Senator: BRENNAN of Cumberland) (Submitted by the Department of Human Services pursuant to Joint Rule 204.)

Bill "An Act To Amend the Uniform Federal Lien Registration Act" (H.P. 1278) (L.D. 1756) (Presented by Representative SIMPSON of Auburn) (Cosponsored by Representatives: CARR of Lincoln, SHERMAN of Hodgdon) (Submitted by the Secretary of State pursuant to Joint Rule 204.)

Bill "An Act To Amend the Laws Relating to Nonprofit Corporations" (H.P. 1283) (L.D. 1761) (Presented by Representative BULL of Freeport) (Cosponsored by Representative: CARR of Lincoln) (Submitted by the Secretary of State pursuant to Joint Rule 204.)

Bill "An Act Regarding Child Support Collection Practices" (H.P. 1293) (L.D. 1771) (Presented by Representative SIMPSON of Auburn) (Cosponsored by Senator HATCH of Somerset and Representatives: BLANCHETTE of Bangor, DUDLEY of Portland, HATCH of Skowhegan, HUTTON of Bowdoinham, NORBERT of Portland, THOMPSON of China, WALCOTT of Lewiston, Senator: DOUGLASS of Androscoggin) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

Bill "An Act To Require Written Notice of Revocation of Durable Powers of Attorney" (H.P. 1297) (L.D. 1775) (Presented by Representative McKEE of Wayne) (Cosponsored by Senator MAYO of Sagadahoc and Representatives: CANAVAN of Waterville, HUTTON of Bowdoinham, NORBERT of Portland, ROGERS of Brewer, Senators: BRYANT of Oxford, TREAT of Kennebec) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

Bill "An Act To Amend the Laws Governing Mechanics' Liens" (H.P. 1303) (L.D. 1781) (Presented by Representative PELLON of Machias) (Cosponsored by Senator STANLEY of Penobscot and Representatives: DUNLAP of Old Town, DUPLESSIE of Westbrook, GOODWIN of Pembroke, MAILHOT of Lewiston, O'NEIL of Saco, PERRY of Calais, RICHARDSON of Brunswick, WATSON of Bath) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

Bill "An Act To Clarify the Standards for Granting a Name Change" (H.P. 1319) (L.D. 1797) (Presented by Representative MILLS of Farmington) (Cosponsored by Representatives: LEMOINE of Old Orchard Beach, RICHARDSON of Brunswick, Senator: DOUGLASS of Androscoggin) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

Bill "An Act To Discourage Misuse of Protection-from-abuse Proceedings" (H.P. 1322) (L.D. 1800) (Presented by Representative SMITH of Van Buren) (Cosponsored by Senator EDMONDS of Cumberland and Representatives: BLANCHETTE of Bangor, CLARK of Millinocket, DUDLEY of Portland, DUNLAP of Old Town, DUPLESSIE of Westbrook, JACKSON of Fort Kent, PATRICK of Rumford) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

Labor

Bill "An Act To Obtain Severance Pay for the Employees of Great Northern Paper Company" (H.P. 1255) (L.D. 1733) (Presented by Representative CLARK of Millinocket) (Cosponsored by Senator DAVIS of Piscataquis and Representatives: CARR of Lincoln, GOODWIN of Pembroke, JENNINGS of Leeds, PATRICK of Rumford) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

Bill "An Act To Amend the Random Drug Testing Laws" (H.P. 1282) (L.D. 1760) (Presented by Representative SAVIELLO of Wilton) (Cosponsored by Senator MARTIN of Aroostook and Representatives: COWGER of Hallowell, JENNINGS of Leeds, MILLS of Farmington, RICHARDSON of Brunswick, SMITH of Van Buren, THOMPSON of China, USHER of Westbrook, WATSON of Bath) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

Resolve, Directing the Department of Labor and the Department of Behavioral and Developmental Services, Office of Substance Abuse To Study the Prevalence of Drug and Substance Abuse (H.P. 1314) (L.D. 1792) (Presented by Representative PERRY of Calais) (Cosponsored by Senator EDMONDS of Cumberland and Representatives: BUNKER of Kossuth Township, DUGAY of Cherryfield, EARLE of Damariscotta, GOODWIN of Pembroke, PELLON of Machias, PERCY of Phippsburg, PIOTTI of Unity, RICHARDSON of Brunswick) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

Bill "An Act To Amend the Laws Concerning Optional Membership for Participating Local Districts in the Maine State Retirement System" (H.P. 1332) (L.D. 1810) (Presented by Representative RICHARDSON of Brunswick) (Cosponsored by Senator EDMONDS of Cumberland and Representatives: BUNKER of Kossuth Township, HATCH of Skowhegan, LESSARD of Topsham, PELLON of Machias, SAVIELLO of Wilton, SMITH of Van Buren, TREADWELL of Carmel, Senator: SHOREY of Washington) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

Bill "An Act Concerning Disability Retirement Benefits under the Maine State Retirement System" (H.P. 1336) (L.D. 1814) (Presented by Representative DUDLEY of Portland) (Cosponsored by Senator MAYO of Sagadahoc and Representatives: DUPLESSIE of Westbrook, HATCH of Skowhegan, PARADIS of Frenchville, Senator: HATCH of Somerset) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

Legal and Veterans Affairs

Bill "An Act To Update Laws Affecting the Military" (H.P. 1274) (L.D. 1752) (Presented by Representative CLARK of Millinocket) (Cosponsored by Representative CANAVAN of Waterville) (Submitted by the Department of Defense, Veterans and Emergency Management pursuant to Joint Rule 204.)

Bill "An Act To Amend the Election Laws" (H.P. 1277) (L.D. 1755) (Presented by Representative CLARK of Millinocket) (Cosponsored by Senator: MAYO of Sagadahoc) (Submitted by the Secretary of State pursuant to Joint Rule 204.)

Bill "An Act To Ensure the Accurate Counting of Votes" (H.P. 1281) (L.D. 1759) (Presented by Representative PINGREE of North Haven) (Cosponsored by Senator MAYO of Sagadahoc and Representatives: BOWEN of Rockport, Speaker COLWELL of Gardiner, ROSEN of Bucksport, SMITH of Monmouth, Senators: BENNETT of Oxford, President DAGGETT of Kennebec, GAGNON of Kennebec, TREAT of Kennebec) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

Marine Resources

Bill "An Act To Provide for the Assessment of the Mahogany Quahog Resource" (EMERGENCY) (H.P. 1271) (L.D. 1749) (Presented by Representative BULL of Freeport) (Cosponsored by Senator DAMON of Hancock) (Submitted by the Department of Marine Resources pursuant to Joint Rule 204.)

Bill "An Act To Correct Certain Errors and Inconsistencies in Marine Resources Laws" (H.P. 1280) (L.D. 1758) (Presented by

Representative BULL of Freeport) (Submitted by the Department of Marine Resources pursuant to Joint Rule 204.)

Natural Resources

Bill "An Act To Provide for the Safe Disposal of Household Hazardous Waste" (H.P. 1328) (L.D. 1806) (Presented by Representative CURLEY of Scarborough) (Cosponsored by Senator DAMON of Hancock and Representatives: AUSTIN of Gray, BROWNE of Vassalboro, CLOUGH of Scarborough, DAVIS of Falmouth, RECTOR of Thomaston, ROSEN of Bucksport, SAVIELLO of Wilton, THOMPSON of China) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

State and Local Government

Bill "An Act To Authorize the Commissioner of Administrative and Financial Services To Execute Easements" (H.P. 1299) (L.D. 1777) (Presented by Representative McLAUGHLIN of Cape Elizabeth) (Submitted by the Department of Administrative and Financial Services pursuant to Joint Rule 204.)

Bill "An Act Concerning the Boundary Line of the Town of Unity" (H.P. 1301) (L.D. 1779) (Presented by Representative PIOTTI of Unity) (Cosponsored by Senator WESTON of Waldo and Representatives: BOWEN of Rockport, McLAUGHLIN of Cape Elizabeth, SUSLOVIC of Portland, THOMPSON of China) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

Bill "An Act To Promote Transparency in Budgeting" (H.P. 1302) (L.D. 1780) (Presented by Speaker COLWELL of Gardiner) (Cosponsored by Senator ROTUNDO of Androscoggin and Representatives: ADAMS of Portland, DUNLAP of Old Town, McLAUGHLIN of Cape Elizabeth, PELLON of Machias, SAVIELLO of Wilton) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

Bill "An Act To Clarify Prequalification Criteria for Public Improvements" (H.P. 1305) (L.D. 1783) (Presented by Representative McLAUGHLIN of Cape Elizabeth) (Submitted by the Department of Administrative and Financial Services pursuant to Joint Rule 204.)

Resolve, Authorizing the Commissioner of Administrative and Financial Services To Sell or Lease the Interests of the State in Property in Fayette, Maine (H.P. 1306) (L.D. 1784) (Presented by Representative McLAUGHLIN of Cape Elizabeth) (Submitted by the Department of Administrative and Financial Services pursuant to Joint Rule 204.)

Resolve, Authorizing the Commissioner of Administrative and Financial Services To Sell or Lease the Interests of the State in Certain Real Estate in Presque Isle, Known as the 'Aroostook Residential Center' (H.P. 1307) (L.D. 1785) (Presented by Representative FISCHER of Presque Isle) (Submitted by the Department of Administrative and Financial Services pursuant to Joint Rule 204.)

Taxation

Bill "An Act To Repeal the Taxation of Personal Property Valued at \$1,000 or More" (H.P. 1257) (L.D. 1735) (Presented by Representative BARSTOW of Gorham) (Cosponsored by Representative BRUNO of Raymond, Senator STANLEY of Penobscot and Representative: CLOUGH of Scarborough) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

Bill "An Act To Exempt Unemployment Benefits from State Income Tax" (EMERGENCY) (H.P. 1267) (L.D. 1745) (Presented by Representative CLARK of Millinocket) (Cosponsored by Senator DAVIS of Piscataquis and Representatives: CARR of Lincoln, DUNLAP of Old Town, GOODWIN of Pembroke, JENNINGS of Leeds, PATRICK of Rumford, USHER of Westbrook, Senator: EDMONDS of Cumberland) (Approved for

introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

Bill "An Act To Provide Equity in Veterans' Property Tax Exemptions" (H.P. 1268) (L.D. 1746) (Presented by Representative THOMPSON of China) (Cosponsored by Senator HATCH of Somerset and Representatives: BLISS of South Portland, CRAVEN of Lewiston, LEMOINE of Old Orchard Beach, McGOWAN of Pittsfield, SAVIELLO of Wilton, SIMPSON of Auburn, SMITH of Monmouth, SUSLOVIC of Portland) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

Bill "An Act To Provide for Fair Treatment of Taxpayers" (H.P. 1291) (L.D. 1769) (Presented by Representative CLOUGH of Scarborough) (Cosponsored by Senator NASS of York and Representatives: CARR of Lincoln, CURLEY of Scarborough, DAVIS of Falmouth, MILLETT of Waterford, SIMPSON of Auburn, TARDY of Newport, Senator: STANLEY of Penobscot) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

Bill "An Act To Expand Maine's Homestead Exemption for the Blind" (H.P. 1316) (L.D. 1794) (Presented by Representative RICHARDSON of Brunswick) (Cosponsored by Senator EDMONDS of Cumberland and Representatives: CLOUGH of Scarborough, KETTERER of Madison, LEMOINE of Old Orchard Beach, PATRICK of Rumford, PINGREE of North Haven, SAVIELLO of Wilton, WALCOTT of Lewiston) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

Bill "An Act To Clarify Property Eligible for Reimbursement of Property Taxes under the Business Equipment Tax Reimbursement Program" (H.P. 1326) (L.D. 1804) (Presented by Representative BOWLES of Sanford) (Cosponsored by Representative DUDLEY of Portland and Representatives: CARR of Lincoln, DUNLAP of Old Town, ROSEN of Bucksport, SHERMAN of Hodgdon, Senator: DAVIS of Piscataquis) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

Resolve, Authorizing the State Tax Assessor To Convey the Interest of the State in a Certain Parcel of Real Estate Located in the City of Auburn (H.P. 1329) (L.D. 1807) (Presented by Representative LEMOINE of Old Orchard Beach) (Cosponsored by Senator STANLEY of Penobscot and Representatives: McCORMICK of West Gardiner, McGOWAN of Pittsfield, SUSLOVIC of Portland) (Submitted by the Department of Administrative and Financial Services pursuant to Joint Rule 204.)

Bill "An Act To Make Minor Substantive Changes to the Tax Laws" (H.P. 1335) (L.D. 1813) (Presented by Representative LEMOINE of Old Orchard Beach) (Cosponsored by Senator STANLEY of Penobscot and Representatives: CLOUGH of Scarborough, LERMAN of Augusta, McGOWAN of Pittsfield, SUSLOVIC of Portland, TARDY of Newport, Senator: NASS of York) (Submitted by the Department of Administrative and Financial Services pursuant to Joint Rule 204.)

Bill "An Act Concerning Technical Changes to the Tax Laws" (H.P. 1338) (L.D. 1816) (Presented by Representative LEMOINE of Old Orchard Beach) (Cosponsored by Senator STANLEY of Penobscot and Representatives: CLOUGH of Scarborough, LERMAN of Augusta, McGOWAN of Pittsfield, TARDY of Newport, Senator: NASS of York) (Submitted by the Department of Administrative and Financial Services pursuant to Joint Rule 204.)

Transportation

Bill "An Act To Honor Maine's First Peoples" (H.P. 1254) (L.D. 1732) (Presented by Representative MOORE of the

Passamaquoddy Tribe) (Cosponsored by Senator EDMONDS of Cumberland and Representatives: Speaker COLWELL of Gardiner, DUNLAP of Old Town, DUPLESSIE of Westbrook, LORING of the Penobscot Nation, PERRY of Calais, SIMPSON of Auburn, USHER of Westbrook, Senator: SHOREY of Washington) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

Bill "An Act To Ensure the Safe Operation of Trains" (EMERGENCY) (H.P. 1256) (L.D. 1734) (Presented by Representative CLARK of Millinocket) (Cosponsored by Senator HATCH of Somerset and Representatives: CARR of Lincoln, GOODWIN of Pembroke, SHERMAN of Hodgdon, USHER of Westbrook) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

Resolve, Authorizing the Department of Transportation To Erect Signs Identifying the State Vietnam Veterans' Memorial in Capitol Park (H.P. 1292) (L.D. 1770) (Presented by Representative HUTTON of Bowdoinham) (Cosponsored by Senator HATCH of Somerset and Representatives: CHURCHILL of Washburn, DUPLESSIE of Westbrook, KAELIN of Winterport, PELLON of Machias, ROGERS of Brewer, SMITH of Van Buren, USHER of Westbrook, WATSON of Bath) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

Bill "An Act to Ensure Access to Real Property by Owners" (H.P. 1321) (L.D. 1799) (Presented by Representative JACKSON of Fort Kent) (Cosponsored by Senator MARTIN of Aroostook and Representatives: BROWNE of Vassalboro, HATCH of Skowhegan, SMITH of Van Buren, USHER of Westbrook, WOTTON of Littleton, Senators: DAMON of Hancock, HATCH of Somerset) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

Bill "An Act Relating to 48-hour Accident Reports" (EMERGENCY) (H.P. 1331) (L.D. 1809) (Presented by Representative MILLS of Farmington) (Cosponsored by Senator BROMLEY of Cumberland and Representatives: LEMOINE of Old Orchard Beach, RICHARDSON of Brunswick, SMITH of Van Buren, TARDY of Newport, USHER of Westbrook) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

Utilities and Energy

Bill "An Act To Create the Position of Director of Energy Programs at the Public Utilities Commission" (H.P. 1252) (L.D. 1730) (Presented by Representative BLISS of South Portland) (Cosponsored by Senator HALL of Lincoln and Representatives: CUMMINGS of Portland, MARLEY of Portland, THOMPSON of China) (Submitted by the Public Utilities Commission pursuant to Joint Rule 204.)

Bill "An Act To Make Electricity Provider Do-not-call Requirements Consistent with State and Federal Requirements" (H.P. 1262) (L.D. 1740) (Presented by Representative BLISS of South Portland) (Cosponsored by Senator HALL of Lincoln and Representative: THOMPSON of China) (Submitted by the Public Utilities Commission pursuant to Joint Rule 204.)

Bill "An Act To Amend the Information Disclosure Requirements of Some Competitive Electricity Providers" (H.P. 1263) (L.D. 1741) (Presented by Representative BLISS of South Portland) (Cosponsored by Senator HALL of Lincoln and Representative: THOMPSON of China) (Submitted by the Public Utilities Commission pursuant to Joint Rule 204.)

Bill "An Act To Improve the Ability of Water Utilities To Maintain a Contingency Allowance" (H.P. 1272) (L.D. 1750) (Presented by Representative BLISS of South Portland) (Cosponsored by Senator HALL of Lincoln and Representatives: CUMMINGS of Portland, MARLEY of Portland, THOMPSON of China)

(Submitted by the Public Utilities Commission pursuant to Joint Rule 204.)

Bill "An Act To Create Consistency between State and Federal Telephone Consumer Protection Laws" (H.P. 1273) (L.D. 1751) (Presented by Representative BLISS of South Portland) (Cospponsored by Senator HALL of Lincoln and Representatives: CUMMINGS of Portland, MARLEY of Portland, THOMPSON of China) (Submitted by the Public Utilities Commission pursuant to Joint Rule 204.)

Sincerely,
S/Millicent M. MacFarland
Clerk of the House
S/Joy J. O'Brien
Secretary of the Senate

READ and ORDERED PLACED ON FILE.
Sent for concurrence.

The Following Communication: (H.P. 1341)

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

October 3, 2003
Honorable Millicent M. MacFarland
Clerk of the House
2 State House Station
Augusta, ME 04333

Dear Clerk MacFarland:

Pursuant to my authority under House Rule 201.1 (I), I am pleased to appoint Representative Patricia A. Blanchette of Bangor to serve as House Chair of the Joint Standing Committee on Criminal Justice and Public Safety in the place of Representative George H. Bunker, Jr. of Kossuth Township.

Further, pursuant to the same authority, I am also pleased to appoint Representative Janet T. Mills of Farmington to serve as a member of the Joint Standing Committee on Criminal Justice and Public Safety in the place of Representative George H. Bunker, Jr. of Kossuth Township.

Should you have any questions regarding these appointments, please feel free to contact me.

Sincerely,
S/Patrick Colwell
Speaker of the House

READ and ORDERED PLACED ON FILE.
Sent for concurrence.

The Following Communication: (H.C. 263)

**STATE OF MAINE
ONE HUNDRED AND TWENTY-FIRST LEGISLATURE
COMMITTEE ON APPROPRIATIONS AND FINANCIAL
AFFAIRS**

November 25, 2003
Honorable Beverly C. Daggett, President of the Senate
Honorable Patrick Colwell, Speaker of the House
121st Maine Legislature
State House
Augusta, Maine 04333

Dear President Daggett and Speaker Colwell:

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

L.D. 228 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

L.D. 394 An Act To Authorize a General Fund Bond Issue in the Amount of \$2,700,000 for Maine Maritime Academy

L.D. 677 An Act To Authorize a General Fund Bond Issue in the Amount of \$6,000,000 To Enable LifeFlight of Maine to Fully Implement a Statewide, Dedicated Air-medical Response System

L.D. 1569 An Act To Authorize a General Fund Bond Issue in the Amount of \$16,800,000 To Construct and Upgrade Water Pollution Control Facilities, To Remediate Solid Waste Landfills, To Clean Up Uncontrolled Hazardous Substance Sites and To Make Drinking Water System Improvements

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

Sincerely,
S/Sen. Mary R. Cathcart
Senate Chair
S/Rep. Joseph C. Brannigan
House Chair

READ and ORDERED PLACED ON FILE.

The Following Communication: (H.C. 264)

**STATE OF MAINE
ONE HUNDRED AND TWENTY-FIRST LEGISLATURE
COMMITTEE ON BUSINESS, RESEARCH AND ECONOMIC
DEVELOPMENT**

November 24, 2003
Honorable Beverly C. Daggett, President of the Senate
Honorable Patrick Colwell, Speaker of the House
121st Maine Legislature
State House
Augusta, Maine 04333

Dear President Daggett and Speaker Colwell:

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

L.D. 391 An Act To Provide Consumers at Chain Restaurants with Accurate, Accessible Nutrition Information

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

Sincerely,
S/Sen. Lynn Bromley
Senate Chair
S/Rep. Nancy B. Sullivan
House Chair

READ and ORDERED PLACED ON FILE.

The Following Communication: (H.C. 265)

STATE OF MAINE

**ONE HUNDRED AND TWENTY-FIRST LEGISLATURE
COMMITTEE ON CRIMINAL JUSTICE AND PUBLIC SAFETY**

November 12, 2003

Honorable Beverly C. Daggett, President of the Senate

Honorable Patrick Colwell, Speaker of the House

121st Maine Legislature

State House

Augusta, Maine 04333

Dear President Daggett and Speaker Colwell:

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

L.D. 105 An Act to Further the Productive Use of Land
 Held by the Department of Corrections

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

Sincerely,

S/Sen. Ethan Strimling

Senate Chair

S/Rep. Patricia A. Blanchette

House Chair

READ and ORDERED PLACED ON FILE.

The Following Communication: (H.C. 266)

STATE OF MAINE

**ONE HUNDRED AND TWENTY-FIRST LEGISLATURE
COMMITTEE ON INLAND FISHERIES AND WILDLIFE**

October 21, 2003

Honorable Beverly C. Daggett, President of the Senate

Honorable Patrick Colwell, Speaker of the House

121st Maine Legislature

State House

Augusta, Maine 04333

Dear President Daggett and Speaker Colwell:

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

L.D. 158 An Act to Limit Agent Fees to the Number of
 Transactions

L.D. 446 An Act Regarding Bear Hunting

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

Sincerely,

S/Sen. Bruce Bryant

Senate Chair

S/Rep. Matthew Dunlap

House Chair

READ and ORDERED PLACED ON FILE.

The Following Communication: (H.C. 267)

STATE OF MAINE

**ONE HUNDRED AND TWENTY-FIRST LEGISLATURE
COMMITTEE ON INSURANCE AND FINANCIAL SERVICES**

December 8, 2003

Honorable Beverly C. Daggett, President of the Senate

Honorable Patrick Colwell, Speaker of the House

121st Maine Legislature

State House

Augusta, Maine 04333

Dear President Daggett and Speaker Colwell:

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

L.D. 1239 An Act Concerning Universal Health Insurance
We have also notified the sponsor and cosponsors of the Committee's action.

Sincerely,

S/Sen. Lloyd P. LaFountain III

Senate Chair

S/Rep. Christopher P. O'Neil

House Chair

READ and ORDERED PLACED ON FILE.

Subsequently, Representative RICHARDSON of Brunswick reported that he had delivered the message with which he was charged.

COMMUNICATIONS

The Following Communication: (H.C. 268)

STATE OF MAINE

**ONE HUNDRED AND TWENTY-FIRST LEGISLATURE
COMMITTEE ON JUDICIARY**

December 4, 2003

Honorable Beverly C. Daggett, President of the Senate

Honorable Patrick Colwell, Speaker of the House

121st Maine Legislature

State House

Augusta, Maine 04333

Dear President Daggett and Speaker Colwell:

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

L.D. 999 An Act To Ensure Fairness in Payment of
 Superior Court Witness Fees by Counties

L.D. 1295 An Act To Enact the Uniform Mediation Act

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

Sincerely,

S/Sen. Peggy A. Pendleton

Senate Chair

S/Rep. William S. Norbert

House Chair

READ and ORDERED PLACED ON FILE.

The Following Communication: (H.C. 269)

STATE OF MAINE

**ONE HUNDRED AND TWENTY-FIRST LEGISLATURE
COMMITTEE ON JUDICIARY**

December 4, 2003

Honorable Beverly C. Daggett, President of the Senate

Honorable Patrick Colwell, Speaker of the House

121st Maine Legislature

State House

Augusta, Maine 04333

Dear President Daggett and Speaker Colwell:

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

L.D. 1473 An Act To Amend the Laws Governing Public Easements

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

Sincerely,
S/Sen. Peggy A. Pendleton
Senate Chair
S/Rep. William S. Norbert
House Chair

READ and ORDERED PLACED ON FILE.

The Following Communication: (H.C. 270)

STATE OF MAINE

**ONE HUNDRED AND TWENTY-FIRST LEGISLATURE
COMMITTEE ON LEGAL AND VETERANS AFFAIRS**

October 23, 2003

Honorable Beverly C. Daggett, President of the Senate
Honorable Patrick Colwell, Speaker of the House
121st Maine Legislature
State House

Augusta, Maine 04333

Dear President Daggett and Speaker Colwell:

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

L.D. 507 Resolve, To Allow the Town of Dennysville To Sue the State and the Atlantic Salmon Commission for Breach of Contract

L.D. 1603 Resolve, Authorizing Michaela Corbin-Bumford To Sue the State

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

Sincerely,
S/Sen. Kenneth T. Gagnon
Senate Chair
S/Rep. Joseph E. Clark
House Chair

READ and ORDERED PLACED ON FILE.

The Following Communication: (H.C. 271)

STATE OF MAINE

**ONE HUNDRED AND TWENTY-FIRST LEGISLATURE
COMMITTEE ON TAXATION**

December 4, 2003

Honorable Beverly C. Daggett, President of the Senate
Honorable Patrick Colwell, Speaker of the House
121st Maine Legislature
State House

Augusta, Maine 04333

Dear President Daggett and Speaker Colwell:

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

L.D. 951 An Act To Establish the Maine Land Bank and Community Preservation Program

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

Sincerely,
S/Sen. Stephen Stanley
Senate Chair
S/Rep. David G. Lemoine

House Chair

READ and ORDERED PLACED ON FILE.

Subsequently, Representative BULL of Freeport reported that the Committee had delivered the message with which it was charged.

At this point, a message was received from the Senate, borne by Senator GAGNON of Kennebec of that body, announcing a quorum present and that the Senate was ready to transact any business that might properly come before it.

COMMUNICATIONS

The Following Communication: (H.C. 272)

STATE OF MAINE

**ONE HUNDRED AND TWENTY-FIRST LEGISLATURE
COMMITTEE ON TRANSPORTATION**

September 17, 2003

Honorable Beverly C. Daggett, President of the Senate
Honorable Patrick Colwell, Speaker of the House
121st Maine Legislature
State House

Augusta, Maine 04333

Dear President Daggett and Speaker Colwell:

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

L.D. 458 An Act Regarding Motorcycle Noise Emission Control Standards

L.D. 978 An Act To Establish a Rotarian License Plate

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

Sincerely,
S/Sen. Pamela H. Hatch
Senate Chair
S/Rep. Ronald E. Usher
House Chair

READ and ORDERED PLACED ON FILE.

The Following Communication: (H.C. 273)

STATE OF MAINE

**ONE HUNDRED AND TWENTY-FIRST LEGISLATURE
COMMITTEE ON TRANSPORTATION**

December 4, 2003

Honorable Beverly C. Daggett, President of the Senate
Honorable Patrick Colwell, Speaker of the House
121st Maine Legislature
State House

Augusta, Maine 04333

Dear President Daggett and Speaker Colwell:

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

L.D. 155 An Act to Allow a Business to Obtain a Municipal Permit for One Off-premises Business Advertising Sign

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

Sincerely,
S/Sen. Pamela H. Hatch
Senate Chair
S/Rep. Ronald E. Usher

House Chair

READ and ORDERED PLACED ON FILE.

The Following Communication: (H.C. 274)

STATE OF MAINE

**ONE HUNDRED AND TWENTY-FIRST LEGISLATURE
COMMITTEE ON UTILITIES AND ENERGY**

September 30, 2003

Honorable Beverly C. Daggett, President of the Senate

Honorable Patrick Colwell, Speaker of the House

121st Maine Legislature

State House

Augusta, Maine 04333

Dear President Daggett and Speaker Colwell:

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

L.D. 639 An Act To Ensure Accurate Electric Rates for the Ski Industry

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

Sincerely,

S/Sen. Christopher G.L. Hall

Senate Chair

S/Rep. Lawrence Bliss

House Chair

READ and ORDERED PLACED ON FILE.

The Following Communication: (H.C. 275)

STATE OF MAINE

**ONE HUNDRED AND TWENTY-FIRST LEGISLATURE
COMMITTEE ON UTILITIES AND ENERGY**

December 8, 2003

Honorable Beverly C. Daggett, President of the Senate

Honorable Patrick Colwell, Speaker of the House

121st Maine Legislature

State House

Augusta, Maine 04333

Dear President Daggett and Speaker Colwell:

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

L.D. 1157 An Act To Promote Clean and Efficient Energy

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

Sincerely,

S/Sen. Christopher Hall

Senate Chair

S/Rep. Lawrence Bliss

House Chair

READ and ORDERED PLACED ON FILE.

The Following Communication: (H.C. 280)

STATE OF MAINE

**ONE HUNDRED AND TWENTY-FIRST LEGISLATURE
COMMITTEE ON APPROPRIATIONS AND FINANCIAL
AFFAIRS**

December 18, 2003

Honorable Beverly C. Daggett, President of the Senate

Honorable Patrick Colwell, Speaker of the House

121st Maine Legislature

State House

Augusta, Maine 04333

Dear President Daggett and Speaker Colwell:

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

L.D. 791 An Act To Fully Fund Retirement Benefits for Game Wardens and Marine Patrol Officers

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

Sincerely,

S/Sen. Mary R. Cathcart

Senate Chair

S/Rep. Joseph C. Brannigan

House Chair

READ and ORDERED PLACED ON FILE.

The Following Communication: (H.C. 281)

STATE OF MAINE

**ONE HUNDRED AND TWENTY-FIRST LEGISLATURE
COMMITTEE ON EDUCATION AND CULTURAL AFFAIRS**

December 23, 2003

Honorable Beverly C. Daggett, President of the Senate

Honorable Patrick Colwell, Speaker of the House

121st Maine Legislature

State House

Augusta, Maine 04333

Dear President Daggett and Speaker Colwell:

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

L.D. 104 An Act to Help Public Schools Promote Public Health and Address Childhood Obesity

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

Sincerely,

S/Sen. Neria R. Douglass

Senate Chair

S/Rep. Glenn Cummings

House Chair

READ and ORDERED PLACED ON FILE.

The Following Communication: (H.C. 282)

STATE OF MAINE

**ONE HUNDRED AND TWENTY-FIRST LEGISLATURE
COMMITTEE ON HEALTH AND HUMAN SERVICES**

December 23, 2003

Honorable Beverly C. Daggett, President of the Senate

Honorable Patrick Colwell, Speaker of the House

121st Maine Legislature

State House

Augusta, Maine 04333

Dear President Daggett and Speaker Colwell:

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

L.D. 585 An Act to Establish a Statewide Primary and Preventive Health Care Program

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

Sincerely,
S/Sen. Michael Brennan
Senate Chair
S/Rep. Thomas J. Kane
House Chair

READ and ORDERED PLACED ON FILE.

The Following Communication: (H.C. 283)

**STATE OF MAINE
ONE HUNDRED AND TWENTY-FIRST LEGISLATURE
COMMITTEE ON LABOR**

December 18, 2003
Honorable Beverly C. Daggett, President of the Senate
Honorable Patrick Colwell, Speaker of the House
121st Maine Legislature
State House

Augusta, Maine 04333

Dear President Daggett and Speaker Colwell:

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

- L.D. 718 An Act To Create a New Pension System for Newly Hired Teachers and State Employees
- L.D. 752 Resolve, Directing the Department of Labor To Develop the Family Security Fund To Implement the Recommendations of the Committee to Continue to Study the Benefits and Costs for Increasing Access to Family and Medical Leave for Maine Families
- L.D. 919 An Act To Require Public Improvement Projects Contractors and Subcontractors To Meet Certain Criteria
- L.D. 1618 An Act To Clarify the Employment Status of Court Reporters, Stenographers and Videographers

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

Sincerely,
S/Sen. Betheda G. Edmonds
Senate Chair
S/Rep. William J. Smith
House Chair

READ and ORDERED PLACED ON FILE.

The Following Communication: (H.C. 284)

**STATE OF MAINE
ONE HUNDRED AND TWENTY-FIRST LEGISLATURE
COMMITTEE ON STATE AND LOCAL GOVERNMENT**

October 30, 2003
Honorable Beverly C. Daggett, President of the Senate
Honorable Patrick Colwell, Speaker of the House
121st Maine Legislature
State House

Augusta, Maine 04333

Dear President Daggett and Speaker Colwell:

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

- L.D. 91 Resolve, to Create the Department of Fisheries and Wildlife

- L.D. 103 An Act to Establish the Regional County Corrections Construction Authority
- L.D. 965 Resolve, to Create a Task Force to Implement the 1991 Report of the President's and Speaker's Blue Ribbon Commission on Children and Families
- L.D. 1332 An Act To Recognize the Maine Rural Development Council

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

Sincerely,
S/Sen. Margaret Rotundo
Senate Chair
S/Rep. Janet L. McLaughlin
House Chair

READ and ORDERED PLACED ON FILE.

The Following Communication: (H.C. 286)

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

January 7, 2004

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

Dear Clerk MacFarland:

Pursuant to my authority, I have appointed the following members to serve on boards, committees, study commissions and task forces:

- Juvenile Drug Court Steering Committee
Representative William M. Earle of Damariscotta
Representative Joan Bryant-Deschenes of Turner
Task Force on the Maine Groundfish Industry, Executive Order No. 03 FY 04/05
Representative Leila J. Percy of Phippsburg
Working Group to Identify and Prioritize Options to Resolve Inequities in the Retirement Benefits of State Employees and Teachers, Executive Order No. 06 FY 04/05
Representative Jacqueline R. Norton of Bangor
Commission on Performance Budgeting, M.R.S.A. Title 5 § 1710-L
Representative Christopher R. Barstow of Gorham
Child Care Advisory Council, M.R.S.A. Title 22, § 3739
Representative Deborah L. Simpson of Auburn
Representative Brian M. Duprey of Hampden
Community Preservation Advisory Committee, M.R.S.A. Title 30-A § 4350
Representative S. Peter Mills of Cornville
Barbara Charry of Falmouth
Oil Spill Advisory Committee, M.R.S.A. Title 38 § 551-A
Normand Laberge of Trescott
Advisory Commission on Radioactive Waste and Decommissioning, M.R.S.A. Title 38 § 1453-A
Representative Peter L. Rines of Wiscasset
Representative Lawrence Bliss of South Portland
Representative Robert A. Daigle of Arundel
Shirley Jucius of Hampden
Advisory Board of the Learning Technology Endowment, P.L. 2001, Chapter 358, Part II

Edward Dinan of Falmouth
 Stakeholder Advisory Panel to the Task Force on the Planning and Development of Marine Aquaculture in Maine, P.L. 2003, Chapter 40
 Rich Knox of Topsham
 Committee to Study the Revenue Sources of the Office of Consumer Credit Regulation, P.L. 2003, Chapter 462
 Representative Guy J. Duprey, Jr. of Medway
 Representative Richard G. Woodbury of Yarmouth
 Anthony Armstrong of Portland
 Thomas T. Brown, Jr. of Augusta
 Michael Wing of Portland
 Dallas Lagerquist of Bedford, New Hampshire
 Long-term Care Oversight Committee, P.L. 2003, Chapter 465
 Representative Thomas J. Kane of Saco
 Representative Darlene J. Curley of Scarborough
 Michael T. McNeil of Portland
 Vicki Purgavie of Augusta
 David Hall of Bath
 Marguarite Bickford of Augusta
 Brenda Gallant of Augusta
 Task Force to Study Parity and Portability of Retirement Benefits for State Law Enforcement Officers, Municipal and County Law Enforcement Officers and Firefighters, Resolves 2003, Chapter 76
 Representative Robert W. Duplessie of Westbrook
 Representative S. Peter Mills of Cornville
 Michael Williams of South Portland
 Kevin Joyce of Portland
 Task Force to Address the Shortage of Speech-language Pathologists, Resolves 2003, Chapter 80
 Richard Tory of Canaan
 Joan Nason of Freeport
 Michael Towey of Belfast
 Sabrina Jellison of Strong
 Roberta C. MacCallum of Cumberland
 Dr. Julia Mahon of Hampden
 Liz Nitzel of Farmingdale
 Committee to Study Compliance with Maine's Freedom of Access Laws, Resolves 2003, Chapter 83
 Representative Theodore Koffman of Bar Harbor
 Judy Meyer of Lewiston
 Mal Leary of Augusta
 Christopher Spruce of Ellsworth
 Task Force to Study the Needs of Deaf and Hard-of-hearing Children, Resolves 2003, Chapter 84
 Representative Elaine Makas of Lewiston
 Representative Richard B. Brown of South Berwick
 Stephen Green of Vassalboro
 Jana Harbaugh of Portland
 Suzanne Chadwick of Gardiner
 Jeannie Shacker of South Portland
 Kathy Fries of South Portland
 Commission to Study the Scope and Quality of Citizenship Education, Resolves 2003, Chapter 85
 Representative Glenn A. Cummings of Portland
 Representative Gerald M. Davis of Falmouth
 Kurt Hofmann of Presque Isle
 Joseph Burnham of Winthrop
 Amanda Coffin of Strong
 Fran Rudoff of Lewiston
 Liz McCabe Park of Lewiston
 Commission to Study Public Health, Resolves 2003, Chapter 95
 Representative Margaret M. Craven of Lewiston

Representative Sarah O. Lewin of Eliot
 Richard Durost of Augusta
 Dr. Robert Holmberg of Bangor
 Karen O'Rourke of Augusta
 Dr. Jonathan Shenkin of Bangor
 Dr. Stephen Shannon of Biddeford
 Barbara Raymond of Augusta
 Sandi Kottman of Lewiston
 Karen Bell of South Portland
 Elizabeth Patten of Freeport
 Ann London of Bath
 Oakley Jones of South Portland
 Janet Whatley Blum of Gorham
 Deb Silberstein of South Portland
 Sincerely,
 S/Patrick Colwell
 Speaker of the House
READ and ORDERED PLACED ON FILE.

The Following Communication: (H.C. 287)
STATE OF MAINE
121ST LEGISLATURE
COMMITTEE ON HEALTH AND HUMAN SERVICES

November 10, 2003
 The Honorable Beverly C. Daggett
 President of the Senate of Maine
 The Honorable Patrick Colwell
 Speaker of the House
 121st Maine Legislature
 State House
 Augusta, Maine 04333-0003
 Dear Madame President and Speaker Colwell:
 In accordance with Public Law 2003, Ch. 469, Subchapter 2, the Joint Standing Committee on Health and Human Services has had under consideration the following appointments by the Governor to the Maine Quality Forum Advisory Council: Clifford Rosen of Bangor, Janice Wnek of Brunswick, Stephen Shannon of Kennebunkport, Robert McArtor of Southport, Richard Bruns of Bangor, Nancy Kelleher of Portland, Rebecca Colwell of Gardiner, Becky Martins of Warren, Jonathan Beal of Portland, Lisa Miller of Somerville, David White of Bar Harbor, Frank Johnson of Augusta, Daniel Roet of Brunswick, Jim McGregor of Augusta, Charles Morrison of Auburn, Karen Bell of Kingfield, Laureen Biczak of Saco.
 After discussion on these appointments, the Committee proceeded to vote on the motion to approve, with the following result:
 YEAS
 Senators 3 Brennan of Cumberland, Martin of Aroostook, Weston of Waldo
 Representatives 10 Kane of Saco, Craven of Lewiston, Earle of Damariscotta, Laverriere-Boucher of Biddeford, Walcott of Lewiston, Campbell of Newfield, Curley of Scarborough, Dugay of Cherryfield, Lewin of Eliot, Shields of Auburn
 NAYS 0
 ABSENT 0
 Thirteen members of the Committee having voted in the affirmative and none in the negative, it was the vote of the Committee that the appointments to the Maine Quality Forum Advisory Council be approved.
 Signed,
 S/Michael F. Brennan
 Senate Chair

S/Thomas J. Kane
House Chair

READ and ORDERED PLACED ON FILE.

The Following Communication: (H.C. 288)

**STATE OF MAINE
121ST LEGISLATURE
COMMITTEE ON HEALTH AND HUMAN SERVICES**

November 10, 2003

The Honorable Beverly C. Daggett
President of the Senate of Maine
The Honorable Patrick Colwell
Speaker of the House
121st Maine Legislature
State House

Augusta, Maine 04333-0003

Dear Madame President and Speaker Colwell:

In accordance with Public Law 2003, Ch. 469, Part B, the Joint Standing Committee on Health and Human Services has had under consideration the following appointments by the Governor to the Advisory Council on Health Systems Development: Maroulla Gleaton of Palermo, Norm Ledwin of Bangor, Steve Farnham of Presque Isle, Brian Rines of Augusta, Andy Coburn of Portland, Robert Keller of Northport, Lani Graham of Portland, Edward Miller of Augusta, John Carr of Augusta, Dora Mills of Augusta, Chris Hastedt of Augusta.

After discussion on these appointments, the Committee proceeded to vote on the motion to approve, with the following result:

YEAS

Senators	2	Brennan of Cumberland, Martin of Aroostook
Representatives	5	Kane of Saco, Craven of Lewiston, Earle of Damariscotta, Laverriere-Boucher of Biddeford, Walcott of Lewiston

NAYS

Senators	1	Weston of Waldo
Representatives	5	Campbell of Newfield, Curley of Scarborough, Dugay of Cherryfield, Lewin of Eliot, Shields of Auburn

ABSENT 0

Seven members of the Committee having voted in the affirmative and six in the negative, it was the vote of the Committee that the appointments to the Advisory Council on Health Systems Development be approved.

Signed,

S/Michael F. Brennan

Senate Chair

S/Thomas J. Kane

House Chair

READ and ORDERED PLACED ON FILE.

The Following Communication: (H.C. 289)

**STATE OF MAINE
HOUSE OF REPRESENTATIVES
2 STATE HOUSE STATION
AUGUSTA, MAINE 04333-0002**

December 22, 2003

The Honorable John E. Baldacci

Governor, State of Maine

1 State House Station

Augusta, Maine 04333-0001

Dear Governor Baldacci:

I am writing to notify you that I am resigning from my position as State Representative for District 18 effective December 22, 2003.

Sincerely,

S/Marie Laverriere-Boucher

State Representative, District 18

READ and ORDERED PLACED ON FILE.

The Following Communication: (H.C. 276)

**STATE OF MAINE
DEPARTMENT OF ECONOMIC
AND COMMUNITY DEVELOPMENT**

October 1, 2003

Speaker Patrick Colwell

2 State House Station

Augusta, ME 04333-0002

Dear Speaker Colwell:

Pursuant to Title 5 §13070-J sub §4, attached is the Department of Economic and Community Development's agency report on the amount of public funds spent for the direct benefit of businesses in the State under municipal tax increment financing, and employment tax increment financing.

As required by statute the report identifies the amount of economic development incentives under the jurisdiction of the Department received by each employer and the public benefit resulting from those economic development incentives. The report also includes the statutorily required information on the Maine Seed Capital Tax Credit program provided to the department by the Finance Authority of Maine.

Sincerely,

S/Jack Cashman

Commissioner

READ and with accompanying papers ORDERED PLACED ON FILE.

The Following Communication: (H.C. 277)

**STATE OF MAINE
MAINE REVENUE SERVICES
24 STATE HOUSE STATION
AUGUSTA, MAINE 04333-0024**

October 1, 2003

Senate President Daggett

Speaker of the House Colwell

Members of the 121st Maine Legislature:

Pursuant to 5 MRSA Section 13070-J, the State Tax Assessor is required to submit a report to the legislature identifying the amount of revenues foregone as the result of the Jobs and Investment Tax Credit (JITC), the Research Expense Tax Credit (R&D), the Seed Capital Investment Tax Credit, the Shipbuilding Facility Credit, and public funds spent on the Business Property Tax Reimbursement Program (BETR). Attached are four reports providing you with this information.

The first table lists corporations that reduced their Maine income tax liability with the JITC, the R&D credit, and/or the Seed Capital credit in tax year 2001, as well as the value of the credits. Table II lists the number of individual filers that reduced their Maine income tax liability with the JITC, the R&D credit, and/or the Seed Capital credit in tax year 2001. Tax year 2001 is the last year for which we have full information on both corporate and individual filers. Statutes governing the release of confidential taxpayer information prevent us from reporting the names of the corporations or individuals that benefited from these tax credits.

The third attachment explains the Shipbuilding Facility credit. As required by statute the report provides information on the level of employment, yearly investment and the cumulative amount of investment. Since the inception of the credit, the level of employment has been such that the annual cost to the state treasury has exceeded the base credit amount of \$3 million per year.

The fourth attachment is a computer printout of BETR recipients. For purposes of this report, businesses that received reimbursement during calendar year 2002 are listed. BETR recipients filed during the calendar year 2002 for eligible property taxes paid during the calendar year 2001. Because of changes made by the legislature regarding when BETR reimbursement requests could be made, a number of BETR recipients received reimbursement for 2001 payments at the end of calendar year 2001. In addition, requests for eligible payments made during calendar year 2002 could not be filed until August of 2003. Therefore, the number of recipients and the dollars received during calendar year 2002 are uncharacteristically low.

Of the 1,236 businesses that received a BETR reimbursement during calendar year 2002, 253 received a reimbursement of \$10,000 or more, requiring them to file an Economic Development Incentive Report with DECD. Firms receiving a BETR reimbursement greater than or equal to \$10,000 represent 20% of recipients and 95% of the total BETR expenditure in calendar year 2002.

If you have any questions on this report please do not hesitate to contact me.

Sincerely,

S/Jerome D. Gerard

READ and with accompanying papers ORDERED PLACED ON FILE.

The Following Communication: (H.C. 278)
**DEPARTMENT OF DEFENSE, VETERANS
AND EMERGENCY MANAGEMENT
MAINE EMERGENCY MANAGEMENT AGENCY
STATE HOUSE STATION 72
CAMP KEYES, AUGUSTA, MAINE 04333-0033**

November 20, 2003
Honorable Beverly C. Daggett
President of the Senate
The Maine Senate
3 State House Station
Augusta, ME 04333-0003
Honorable Patrick Colwell
Speaker of the House
Maine House of Representatives
2 State House Station
Augusta, ME 04333-0002

Dear Madam President and Mr. Speaker:

Enclosed is the Report of the Study Group to Examine an Emergency Alert Notification System for Deaf and Hard-of-hearing Individuals.

It was a very active group. We believe the report reflects their dedication to identify the needs and find solutions that will not only improve the current situation, but also lay the groundwork for future growth as technological advances are made.

We appreciated the opportunity to work together on this project, and hope you will act favorably on our recommendations.

Sincerely,

S/Arthur W. Cleaves

Director, Maine Emergency Management Agency

READ and with accompanying papers ORDERED PLACED ON FILE.

The Following Communication: (H.C. 279)
**STATE OF MAINE
DEPARTMENT OF LABOR
20 UNION STREET, PO BOX 259
AUGUSTA, MAINE 04332-0259**

October 1, 2003

The Honorable Beverly Daggett, Senate President
The Honorable Patrick Colwell, Speaker of the House
121st Maine Legislature
2 State House Station
Augusta, ME 04333

Dear President Daggett and Speaker Colwell:

In accordance with Title 5 M.R.S.A., § 13070-J, we are pleased to submit the "agency report" for the Governor's Training Initiative (GTI). GTI has been instrumental in the creation and retention of high skill, quality employment for Maine residents since its inception in 1996.

In calendar year 2002, fifty companies received GTI reimbursement payments totaling \$10,000 or more. The attached report lists the amounts paid and the anticipated job growth and retention associated with those funds. Because the GTI funding cycle is spread over a two-year period, funds related to Economic Development Incentive Report reporting requirements for calendar year 2002 may be associated with GTI contract allocations spanning three funding cycles (PY'01, PY'02, PY'03).

Statistics included in this report indicate the public benefit derived from GTI assistance, including job creation, job retention and the amount of private dollars leveraged in company contribution toward funded training activity. A short selection of company comments has been provided that are representative of responses regarding public benefit.

GTI ensures that the needs of small firms are addressed via the scoring process, and requires applicants to identify the public benefit resulting from proposed training projects. GTI continues to be a primary vehicle for achieving sustainable long-term economic growth for Maine. Incumbent and new hire worker training continues to be referenced in numerous benchmarks of the "Measures for Growth" report submitted annually by the Maine Economic Growth Council.

Sincerely,

S/Laura A. Fortman

Commissioner

READ and with accompanying papers ORDERED PLACED ON FILE.

The Following Communication: (H.C. 285)
**STATE OF MAINE
OFFICE OF THE
SECRETARY OF STATE
AUGUSTA, MAINE 04333-0148**

December 5, 2003

Honorable Beverly C. Daggett
President of the Senate
3 State House Station
Augusta, ME 04333
Honorable Patrick Colwell
Speaker of the House
2 State House Station
Augusta, ME 04333

Dear President Daggett and Speaker Colwell:

The following is a summary of the results of the November 4, 2003, Referendum Election, as derived from the accompanying copies of the Governor's Proclamations and the Secretary of State's Official Tabulation of the election results.

Question 1: Citizen Initiative and Competing Measure		
1A: Citizen Initiative	Number of Votes in Favor	185,392
1B: Competing Measure	Number of Votes in Favor	171,782
1C: Against A and B	Number of Votes in Favor	133,349
Question 2: Citizen Initiative		
	Number of Votes in Favor	272,394
	Number of Votes Opposed	242,490
Question 3: Citizen Initiative		
	Number of Votes in Favor	170,500
	Number of Votes Opposed	346,583
Question 4: Bond Issue		
	Number of Votes in Favor	295,569
	Number of Votes Opposed	201,617
Question 5: Bond Issue		
	Number of Votes in Favor	266,146
	Number of Votes Opposed	232,127
Question 6: Bond Issue		
	Number of Votes in Favor	326,802
	Number of Votes Opposed	171,715

Sincerely,

S/Dan A. Gwadosky
Secretary of State

READ and with accompanying papers ORDERED PLACED ON FILE.

The Following Communication: (S.C. 385)
**MAINE SENATE
121ST LEGISLATURE
OFFICE OF THE SECRETARY**

October 30, 2003
Honorable Patrick Colwell
Speaker of the House
2 State House Station
Augusta, ME 04333

Dear Speaker Colwell:

In accordance with Joint Rule 506 of the 121st Maine Legislature, please be advised that the Senate today confirmed the following nominations:

Upon the recommendation of the Joint Standing Committee on Agriculture, Conservation and Forestry, the nomination of Seth H. Bradstreet III of Newport for appointment to the Board of Pesticides Control.

Upon the recommendation of the Joint Standing Committee on Business, Research and Economic Development, the nomination of Shepard Lee of Cape Elizabeth for reappointment to the Finance Authority of Maine; and Kathryn J. Rand of Hallowell for appointment to the Loring Development Authority.

Upon the recommendation of the Joint Standing Committee on Inland Fisheries and Wildlife, the nominations of David A. Wardwell of Penobscot and Lance S. Wheaton of Forest City for reappointment, Raymond Picard of Newcastle and Harlow Floyd of Holden for appointment to the Inland Fisheries and Wildlife Advisory Council.

Upon the recommendation of the Joint Standing Committee on Insurance and Financial Services, the nominations of Robert E. McAfee of Portland for appointment as Chair, Charlene B. Rydell of Brunswick, Carl L. Leinonen of Scarborough, Mary Henderson of Wales, and Dana Connors of Winthrop for appointment as members of the Board of Directors of Dirigo Health.

Upon the recommendation of the Joint Standing Committee on Judiciary, the nomination of Paul K. Vestal, Jr. of Plymouth for reappointment as a member of the Maine Human Rights Commission.

Upon the recommendation of the Joint Standing Committee on Natural Resources, the nominations of Virginia N. Plummer of Turner and Richard Wardwell of Orono for reappointment, and Nancy C. Anderson of Falmouth for appointment to the Board of Environmental Protection.

Sincerely,
S/Joy. J. O'Brien
Secretary of the Senate

READ and ORDERED PLACED ON FILE.

At this point, pursuant to House Rule 201, the Speaker addressed the House.

SPEAKER COLWELL: Pursuant to House Rule 201, it is my honor and privilege to address the House of Representatives this morning on our first day of the Second Regular Session of the 121st Legislature. It was just a year ago that I stood here before you on my first day as Speaker of the House. A lot has happened since then in all our lives.

Yesterday I was at the Gardiner Armory to say good-bye to members of the 133rd Engineering Battalion as they departed for Iraq. These men and women have interrupted their lives and the lives of their loved ones to answer the call of duty. As I made my way around the room, saying good-bye to friends and neighbors, I was struck by the way these soldiers carried themselves and the way they were putting aside their personal feelings to concentrate on the job their government has asked them to do.

While none of our tasks compare to what these men and women will be asked to do, I will remember their sense of duty as I take up my work in front of this body, and I hope that you will too.

One of our own, Jonathan Williams, who works in the Law Library, has been called as a member of the 619th Transportation Company that has been mobilized for action in the Middle East. We applaud his commitment, and his service to his state and country.

And I'd also like to recall another member of our legislative family, Tom Downey, who passed away unexpectedly over the holidays. Tom worked in the Revisor's Office since 1996 and continued to serve this body admirably during a long and difficult fight against lung cancer. If we could now please observe a moment of quiet reflection in honor of Tom Downey and his family.

At this point, the House stood in a moment of silence for the men and women in the Middle East and for the family of Tom Downey.

Though I can't name them all, I'd like to recognize the staff here in the Legislature. I particularly want to recognize the efforts of House Clerk Millie MacFarland who embodies all the principles of excellence, competence, customer service and, frankly, making me look good every day and making this institution look good. Millie, will you please stand and accept the greetings of the House? She is blessed with a great staff, including the Assistant Clerk of the House, David Shiah and all these people down front that make everything look easy here. I think Dave Shiah deserves a big hand too. It is the entire legislative staff,

frankly, that makes this place run. We certainly couldn't do our jobs without them, from the folks in the partisan offices and the Majority Office and in the Minority Office, the people in the Clerk's Office, the people in the Speaker's Office, the Legislative Information Office, the Office of Policy and Legal Analysis, the Executive Director's Office and on and on and on. We are just blessed to have such great people working for us here and working for the people of the State of Maine. They are a tremendous help to me and to this body. I just wanted to say thank you.

As we begin the short session of the 121st Legislature, let me say that again, as we begin the short session of the 121st Legislature, we all realize how brief the time is before us. But, just as before, in the previous session, there is enough time to get things done, to do the work we need to do for the people who elected us, the people of Maine.

In preparing this speech, I decided to look back at the promises I made a year ago and that is always a dangerous thing to do. I'm relieved to report that we actually did a lot of the things we set out to do.

When we convened a year ago, this Legislature was dealt a tough hand, with a huge budget deficit and predictions of more to come. I said we needed to pass a budget quickly, and we did. Despite a record \$1.2 billion shortfall, we passed the budget in near-record time, with strong bipartisan support, and without raising taxes. It was a very, very different story in many other states, as I probably don't have to remind you. I am very, very proud to be the Speaker of this body when we all work together to take on difficult challenges. It took courage, it took cooperation, and it took a great deal of common sense. I'd like to thank every member of this House for their work on what is truly a remarkable achievement.

We needed to promote jobs. We knew that then and we know it now and we did. We enacted the Pine Tree Opportunity Zones and we sent to the voters a strong Economic Development Bond package, again, with firm bipartisan support. I thank my friends on the other side of the aisle for that.

We needed to support schools and we did. We passed the Essential Programs and Services Act which, for the first time, lays out what each local school district needs to provide and how the state will help pay for these services. This new system should ensure equal educational opportunity for every student in Maine.

We also created the community college system and supported it through appropriations and the higher education bond issue. Your support of the Maine Community College System will allow every high school graduate in Maine to get an affordable college education. Your support of the University System will allow us to increase the skills of Maine workers.

We needed to care for the elderly and we did. Through some of the nation's most innovative prescription drug programs, we made sure that we get the greatest value for our seniors at the most affordable price.

And of course, we got the Dirigo Health plan off and running toward what we hope is a great startup in July. On this and many other issues, our Governor, Governor John Baldacci's leadership was invaluable and inspiring. I know I should call him the Chief Executive, but I think many members of this body and the people of Maine call him friend. I am grateful to his commitment to working with us on both sides of the aisle and from all parts of the state. Thank you, Governor. I hope you have your squawk box on today.

There were other major achievements of the first session. I won't try to mention them all because I'm sure I'll leave something out. But I don't think there's any doubt that this is a Legislature

that got things done. We not only listened to the people, but we acted.

This certainly wouldn't have happened without many other people. I'm especially thankful to our committee chairs and the House Republican leads on those committees. They did a lot of hard work, day in and day out, to make sure that we made our decisions in full possession of the facts. I'm proud of all our committees. We produced a record number, 1,211 unanimous reports. That is the highest number of unanimous reports ever in the history of this Legislature. Yes, you do deserve a big hand for that. You did it. Frankly, I am grateful for a number of reasons, but that made my job a lot easier. I like reading those communications when we get those unanimous reports. It certainly moves things along. I think the message is that the committee process worked, bipartisan spirit worked and we got it done together.

There are many others, but in the interest of finishing this speech this morning, I know the Majority Leader urged me to finish it this morning and not after lunch. I have to thank a couple of other people. The first one is my Majority Leader, Representative John Richardson. He has helped me through some of my toughest decisions. He has always been willing to take on the challenges of leadership and has always been able to implement them with his very able whip, Representative Duplessie. I want to thank both John and Bob for getting the work done over there in that corner and making us all very proud. Thank you.

I have to thank my good friend, the Representative from Raymond, Representative Bruno and his very able whip, the Representative from Sanford, Representative Bowles. You know Joe and I worked together. We have been here four terms together. You have a much lengthier legislative career than I do. I have to tell you that it is a pleasure working with Joe. He is a man of his word and he is someone I enjoy working with. Thank you for your cooperation and your willingness to get things done for the people.

Probably a lot of you think I am asking a little bit too much in the glow of our accomplishments. Let me assure you that I am not. I am very well aware that we have a lot to do in just three months. Our work is unfinished and we will be confronting some difficult issues for the first time and many of them for the one-hundredth time.

Is being a legislator a tough job? Is it as tough as getting up at four in the morning to head out to sea on a lobster boat? Is it as tough as working two low-wage jobs as a single parent to put food on the table? Is it as tough as being called to a far distant land to serve in the military?

I'm not sure of the answer each of us would give, but these questions do help me keep things in perspective. I know we can meet the challenges before us, because we have before and we will do so again. We have passed three budget bills that came from the Appropriations Committee under the able leadership in the House of the good Representative from Portland, Representative Brannigan, with unanimous reports, and they received overwhelming support on the House floor. We couldn't have done it without the House Republican lead on that committee, the Representative from Bucksport, Representative Rosen. Three unanimous committee reports from Appropriations. That is a remarkable achievement. Those budgets all received overwhelming support here in the House. We worked together in bipartisan fashion to get the job done and we will again.

I just want to mention a few goals I have for the upcoming session. I think they are goals we share together. The people of Maine have asked us to provide property tax relief to them. I

believe we can. I believe we should provide that relief before we adjourn.

We have committed ourselves to the goal of providing guaranteed access to health care for every Maine citizen, and I believe we can keep faith with that goal and move further toward it. We can do it.

The public expects us to maintain and expand access to the great natural wonders of our state and we can do this by renewing the Land for Maine's Future program. Mainers have always been able to hunt and fish, ski and hike, canoe and snowmobile anywhere in their state. But big chunks of land are being bought and gated off. We need to make sure that Mainers have a key to those gates. For the sake of every citizen, and the countless visitors who enjoy our state and hope to be lucky enough to live here some day, we have to get this done.

In the time between our sessions, I've been looking at our work from a different angle. The Youth Task Force, which I co-chaired with one of our former speaker, Libby Mitchell, was a real education for me in how Maine has changed and is still changing.

As you know, I was born in Washington County and have been privileged to spend most of my life here in Kennebec County, but it's getting harder and harder for many of our young people to do the same thing. I am not going to go into the details. I am not going to pitch the report, but I will ask for your help in doing all we can in making Maine a more inviting place for young people, from here and away, to go to school, to work, to raise families and, as Thomas Jefferson put it, engage in their pursuit of happiness.

I am honored to be your Speaker. I have been for a year. In that year since I moved from the corner to this rostrum, I've worked hard to foster a spirit of bipartisan and nonpartisan cooperation. I hope you will remember how your trust in your colleagues has allowed you to do great things for this state and that you will build upon those successes. Our time is short here this session, but I know, I believe, this can be a Legislature that's long remembered for the work we've done for the people who sent us here.

Thank you again. Now let's roll up our sleeves and get back to work.

PETITIONS, BILLS AND RESOLVES REQUIRING REFERENCE

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

CRIMINAL JUSTICE AND PUBLIC SAFETY

Bill "An Act To Increase the Amount of Restitution Allowed for State and Municipal Fire Service"

(H.P. 1344) (L.D. 1821)

Sponsored by Representative DUPLESSIE of Westbrook.

Cosponsored by Representative DAIGLE of Arundel, Senator BRYANT of Oxford and Representatives: BOWLES of Sanford, BULL of Freeport, CARR of Lincoln, HUTTON of Bowdoinham, SAVIELLO of Wilton, USHER of Westbrook, Senator: NASS of York.

Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.

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

JUDICIARY

Bill "An Act To Increase Access of Domestic Violence Victim Support Agencies to Certain Information"

(H.P. 1345) (L.D. 1822)

Sponsored by Representative NORBERT of Portland.

Under suspension of the rules, cosponsored by Senator PENDLETON of Cumberland and Representatives: BENNETT of Caribou, BLISS of South Portland, Speaker COLWELL of Gardiner, SIMPSON of Auburn, Senators: BROMLEY of Cumberland, President DAGGETT of Kennebec, DAMON of Hancock, MAYO of Sagadahoc, TURNER of Cumberland.

Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.

LEGAL AND VETERANS AFFAIRS

Bill "An Act To Establish the Gambling Control Board To License and Regulate Slot Machines at Commercial Harness Racing Tracks" (EMERGENCY)

(H.P. 1342) (L.D. 1820)

Sponsored by Representative LEMOINE of Old Orchard Beach. (GOVERNOR'S BILL)

Cosponsored by Senator GAGNON of Kennebec and Representatives: ANDREWS of York, CLARK of Millinocket, DAIGLE of Arundel, RICHARDSON of Brunswick, Senators: President DAGGETT of Kennebec, DAVIS of Piscataquis, MAYO of Sagadahoc, TREAT of Kennebec.

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

TAXATION

Bill "An Act To Provide Property Tax Relief to Maine Homeowners" (EMERGENCY)

(H.P. 1347) (L.D. 1824)

Sponsored by Speaker COLWELL of Gardiner.

Under suspension of the rules, cosponsored by President DAGGETT of Kennebec and Representatives: ADAMS of Portland, BARSTOW of Gorham, BENNETT of Caribou, BLANCHETTE of Bangor, BLISS of South Portland, BREault of Buxton, BRUNO of Raymond, BULL of Freeport, BUNKER of Kossuth Township, CANAVAN of Waterville, CLARK of Millinocket, COWGER of Hallowell, CRAVEN of Lewiston, CUMMINGS of Portland, DUDLEY of Portland, DUPLESSIE of Westbrook, DUPREY of Medway, EARLE of Damariscotta, FAIRCLOTH of Bangor, FINCH of Fairfield, FISCHER of Presque Isle, GAGNE-FRIEL of Buckfield, GERZOFISKY of Brunswick, GOODWIN of Pembroke, GROSE of Woolwich, HATCH of Skowhegan, HUTTON of Bowdoinham, JACKSON of Fort Kent, KANE of Saco, KETTERER of Madison, KOFFMAN of Bar Harbor, LANDRY of Sanford, LEMOINE of Old Orchard Beach, LERMAN of Augusta, LESSARD of Topsham, LUNDEEN of Mars Hill, MAILHOT of Lewiston, MAKAS of Lewiston, MCGLOCKLIN of Embden, MCKEE of Wayne, McLAUGHLIN of Cape Elizabeth, MILLS of Farmington, MOODY of Manchester, NORBERT of Portland, NORTON of Bangor, O'NEIL of Saco, PARADIS of Frenchville, PATRICK of Rumford, PELLON of Machias, PERCY of Phippsburg, PERRY of Calais, PERRY of Bangor, PINGREE of North Haven, PIOTTI of Unity, RICHARDSON of Brunswick, SAVIELLO of Wilton, SIMPSON of Auburn, SMITH of Monmouth, SMITH of Van Buren, SULLIVAN of Biddeford, SUSLOVIC of Portland, THOMAS of Orono, THOMPSON of China, USHER of Westbrook, WALCOTT of Lewiston, WATSON of Bath,

WHEELER of Kittery, Senators: BRYANT of Oxford, DOUGLASS of Androscoggin, EDMONDS of Cumberland, GAGNON of Kennebec, HALL of Lincoln, HATCH of Somerset, LaFOUNTAIN of York, MARTIN of Aroostook, MAYO of Sagadahoc, ROTUNDO of Androscoggin, STANLEY of Penobscot, TREAT of Kennebec. Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.

Pursuant to Resolve

Commission to Study Public Health

Representative CRAVEN for the **Commission to Study Public Health** pursuant to Resolve 2003, chapter 95 asks leave to report that the accompanying Resolve, Extending the Reporting Deadline for the Commission To Study Public Health (EMERGENCY)

(H.P. 1346) (L.D. 1823)

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

Report was **READ** and **ACCEPTED**.

Under suspension of the rules, the Resolve was given its **FIRST READING WITHOUT REFERENCE** to a committee.

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

Under further suspension of the rules, the Resolve was **PASSED TO BE ENGROSSED** and sent for concurrence. **ORDERED SENT FORTHWITH**.

ORDERS

On motion of Representative McKEE of Wayne, the following Joint Order: (H.P. 1343)

ORDERED, the Senate concurring, that the Joint Standing Committee on Agriculture, Conservation and Forestry shall submit its report on new payment models for the logging industry, authorized by Joint Order 2003, H.P. 724 as amended by Senate Amendment "A," together with any necessary implementing legislation, to the Legislature no later than January 20, 2004.

READ and **PASSED**.

Sent for concurrence. **ORDERED SENT FORTHWITH**.

SPECIAL SENTIMENT CALENDAR

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

Recognizing:

and honoring the memory of naval aviator Lieutenant Michael Timothy McCormick, who, along with his bombardier/navigator Lieutenant Junior Grade Robert A. Clark, was reported missing in action on January 10, 1973 while engaged in a night strike against a surface-to-air missile site deep in North Vietnam. Shortly after receiving his commission in the Navy, he commenced his career as an aviator, quickly establishing himself as one of the most competent aviators assigned to Attack Squadron 115 aboard the USS Midway (CVA-411). He was awarded the Silver Star Medal for action during a night strike and was awarded 2 Distinguished Flying Crosses, 4 individual action Air Medals, 13 strike/flight Air Medals and 4 Navy Commendation Medals. In 1978, Lieutenant McCormick's and Lieutenant Junior Grade Clark's status was changed to presumed killed-in-action. Only recently have Lieutenant McCormick and Lieutenant Junior Grade Clark posthumously returned home to America;

(HLS 982)

Presented by Representative WATSON of Bath.

Cosponsored by Representative PINEAU of Jay, Representative LANDRY of Sanford, Senator MAYO of Sagadahoc.

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

READ.

The **SPEAKER**: The Chair recognizes the Representative from Bath, Representative Watson.

Representative **WATSON**: Mr. Speaker, Men and Women of the House. In December 1972 the war in North Vietnam was not going well. Then President Richard Nixon ordered Air Force B52 bombers to begin bombing North Vietnam for the first time in that war. The B52s did not do well. They were forced to fly at high altitudes and their planes were of limited maneuverability. They were easy targets for that air defense network, which was the most technically advanced at the time in the world. We lost a number of them through surface to air missiles.

The matter was such a disturbing one that we were tasked in the Navy to start flying nighttime missions called, Sam's Suppression Missions. An aircraft from my squadron would launch five minutes ahead of the B52s in the hopes of triggering missile launches so that our wingmen could identify the missile sights and take them out with cluster weapons.

On the night of January 9, 1973, the aircraft launched, one piloted by my friend, Lieutenant Mike McCormick and my roommate Lieutenant Junior Grade Robert Alan Clark. After the mission we were to rendezvous and return to the ship. Mike and Al did not show up. I hung around on station for as long as the fuel would allow hoping to hear some sign of them, listening for an emergency beeper, but nothing. For several weeks thereafter my squadron and others in the area continued to look and listen for Mike and Al, but we heard nothing. Eventually our part of the war wound down and those of us who survived it, including many in this chamber, returned home to our families and to get on with the rest of our lives.

Mike McCormick left a young widow who for the past 30 years has wondered what happened to him. Al Clark left a widow and a two-month-old son that he had never seen. That two-month-old son is now grown up and has become, somewhat ironically, an Air Force F16 pilot flying out of Germany.

I must confess Mr. Speaker, that over the years I have not thought much of Mike and Al. Their names have come to my mind only on days of official remembrance.

It was somewhat surprising to get a call several weeks ago from my former commanding officer who told me that a recovery team had located a crash site in North Vietnam and by DNA identification, Mike and Al had been identified and the remains were coming home. They are to be buried in Arlington National Cemetery this weekend. It is 31 years, Mr. Speaker, to the day after they were lost. With your permission, Mr. Speaker and by leave of this House, I intend to be there. I would like to bring with me these special sentiments for the families. I would like to bring the greetings and best wishes of the State of Maine.

I would like to remind the members of this House that as we hear of casualties coming home from our present war, please recall that there are literally thousands of brave young men and women like Mike and Al who gave their lives so that others may live in freedom, but unlike Mike and Al, will never return home. Thank you Mr. Speaker.

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

Recognizing:

and honoring the memory of bombardier/navigator Lieutenant Robert Alan Clark, who, along with naval aviator Lieutenant Michael Timothy McCormick, was reported missing in action on January 10, 1973 while engaged in a night strike against a surface-to-air missile site deep in North Vietnam. In his brief naval career, Lieutenant Clark flew over 200 combat missions, earning the Silver Star, 2 Distinguished Flying Crosses, Bronze Star with Combat V, Purple Heart, 13 strike/flight Air Medals and one individual action Air Medal, 9 Navy Commendation Medals with Combat V's, the Navy Achievement Medal, Presidential Unit Citation, National Defense Service Medal, Vietnam Service Medal and the Republic of Vietnam Campaign Medal. He always loved flying and had earned his private pilot's license during his college years. In 1978, Lieutenant Clark's and Lieutenant McCormick's status was changed to presumed killed-in-action. Only recently have Lieutenant Clark and Lieutenant McCormick posthumously returned home to America;

(HLS 983)

Presented by Representative WATSON of Bath.

Cosponsored by Representative PINEAU of Jay, Representative LANDRY of Sanford, Senator MAYO of Sagadahoc.

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

READ and **PASSED** and sent for concurrence.

In Memory of:

Colon J. Peasley, of Clifton, a veteran of the United States Army, who served in the Philippines during World War II. He was an ardent outdoorsman and he loved to hunt, fish and grow his own vegetables. He was also a pilot who loved to fly his own small plane. He exemplified the Maine spirit of independence, self-reliance and honor and he will be greatly missed by his wife of 35 years, Penny, his daughter Jane and his son John;

(HLS 735)

Presented by Representative LORING of the Penobscot Nation.

Cosponsored by Senator YOUNGBLOOD of Penobscot, Representative CROSTHWAITE of Ellsworth, Representative DUNLAP of Old Town, Senator CATHCART of Penobscot, Representative PINEAU of Jay.

On **OBJECTION** of Representative LORING of the Penobscot Nation, was **REMOVED** from the Special Sentiment Calendar.

READ.

The **SPEAKER**: The Chair recognizes the Representative from the Penobscot Nation, Representative Loring.

Representative **LORING**: Mr. Speaker, Men and Women of the House. Colon John Peasley preferred to be called John. He passed away almost a year ago today. He was the father of my very dear friend and the husband for 35 years of Francis Penny Peasley. I have known John for over 20 years. He was an avid outdoorsman. He loved to hunt, fish and trap. He was also a nurturer. He planted a huge garden every year. He was also a patriot. He served his country in World War II in the Philippines and believed strongly that one of the reasons he fought was the right to bear arms. He had his own opinions on issues and stubbornly stood by them. He was avidly against gun control. I sometimes think this name should have been John Wayne Peasley. I know John is laughing now when he hears me say this. He had a very dry sense of humor. A few weeks before his death Jane asked her father if there was something that he regretted or wished he had one differently and John smiled and

said, "You know there is one thing. I wish I could have gotten in more night hunting."

On the day of his funeral I told Jane I wanted to do a smudging ceremony for John when they laid him to rest in the spring. I told her I would write a poem for him. His interment was to take place in May. The Friday before the interment I sat at this desk regretting that I had not had the time to write the poem. At that moment what looked like a post card landed in front of me. I looked up to see the good Representative from Jay, Representative Pineau. He said, "I jotted something down. I thought you might like." He walked away. I picked up the card. It was a picture of a man in a boat on a lake fishing. I immediately thought of John. I had turned it over and there was a verse on the back, which Representative Pineau had handwritten. As soon as I read it, I knew this was what I would read at John's ceremony.

Representative Pineau, I thank you and the Peasley family thanks you for that great verse. The following day was cold and rainy with wind gusts up to 40 miles an hour. The interment took place in Charlotte at the cemetery that is located on the side of a hill overlooking a lake. The lake was rough with foot high white caps. I did the smudging ceremony with the wind blowing hard and the rain coming down. I then read the verse that Representative Pineau wrote. After I read it, a couple people came up to me and said, you couldn't know this, because you were reading with your back to the lake, but as you were reading, we could see just over your right shoulder a man and his daughter fishing in a boat. It went very well with the verse, they said. I could not imagine anyone fishing out there in that rough water, but I suspect in keeping with John's sense of humor, I think it was an image John sent to say thank you and also to let us know there is no night hunting in heaven.

In closing, I would like to read the verse that Representative Pineau wrote. I would like to think that this is exactly what John is experiencing in heaven. It is called *Fishing*. "Sliding, gliding as a wingless bird on a calm sea, ripples running away from the bow and climbing upon the shore, a May fly born like a rain drop ascending, a creature from below breaks the surface glass in a splendid explosion of water diamonds. These sights to fill my eyes to the brim and more."

We all love you John and miss you and thank you.

Subsequently, was **ADOPTED** and sent for concurrence.

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

CONSENT CALENDAR

First Day

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

(S.P. 266) (L.D. 787) Bill "An Act To Limit the Damages Recoverable in Accidents Involving Snowmobile Clubs' Trail-grooming Activities" Committee on **JUDICIARY** reporting **Ought to Pass as Amended by Committee Amendment "A" (S-356)**

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" (S-356)** in concurrence.

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

REPORTS OF COMMITTEE
Change of Committee

Representative KOFFMAN from the Committee on **NATURAL RESOURCES** on Bill "An Act to Ensure Playground Safety"

(H.P. 927) (L.D. 1253)

Reporting that it be **REFERRED** to the Committee on **AGRICULTURE, CONSERVATION AND FORESTRY**.

Report was **READ** and **ACCEPTED** and the Bill **REFERRED** to the Committee on **AGRICULTURE, CONSERVATION AND FORESTRY**.

Sent for concurrence.

CONSENT CALENDAR
First Day

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

(H.P. 316) (L.D. 408) Bill "An Act Regarding the Presumption of Violations of the Hunting-on-Sunday Prohibition" Committee on **INLAND FISHERIES AND WILDLIFE** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-625)**

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

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

At this point, the Speaker recognized the Representative from Oakland, Representative NUTTING, the Representative from Farmington, Representative MILLS, the Representative from Lewiston, Representative O'BRIEN, the Representative from Calais, Representative PERRY, the Representative from Waldoboro, Representative TRAHAN, the Representative from Buxton, Representative BREault, the Representative from

Waterville, Representative MARRACHÉ, the Representative from Bangor, Representative FAIRCLOTH, the Representative from Biddeford, Representative SULLIVAN, the Representative from Levant, Representative GREELEY, the Representative from Portland, Representative ADAMS and the Representative from Cherryfield, Representative DUGAY, and they were added to the quorum call of the Second Regular Session of the 121st Legislature.

At this point, the Speaker recognized the Representative from South Portland, Representative GLYNN, and he was added to the quorum call of the Second Regular Session of the 121st Legislature.

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

ENACTORS
Emergency Measure

An Act To Clarify the Landowner Liability Law with Regard to Construction and Maintenance of Snowmobile and Other Trails for Recreational Use

(S.P. 266) (L.D. 787)
(C. "A" S-356)

Reported by the Committee on **Engrossed Bills** as truly and strictly engrossed. This being an emergency measure, a two-thirds vote of all the members elected to the House being necessary, a total was taken. 141 voted in favor of the same and 0 against, and accordingly the Bill was **PASSED TO BE ENACTED**, signed by the Speaker and sent to the Senate. **ORDERED SENT FORTHWITH**.

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

On motion of Representative DUNLAP of Old Town, the House adjourned at 11:23 a.m., until 10:00 a.m., Thursday, January 8, 2004 in honor and lasting tribute to LT Michael Timothy McCormick, LT Robert Alan Clark and Colon J. Peasley, of Clifton.