

MAINE STATE LEGISLATURE

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

Volume I

First Regular Session

December 1, 2004 - March 30, 2005

First Special Session

April 4, 2005 – May 25, 2005

Pages 1-736

ONE HUNDRED AND TWENTY-SECOND LEGISLATURE
FIRST REGULAR SESSION
13th Legislative Day
Tuesday, February 8, 2005

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

Prayer by Father Peter Kaseta, St. Joseph's, Portland.

National Anthem by Renaissance, University of Maine, Orono.

Pledge of Allegiance.

Doctor of the day, Linda Keniston-Dubocq, M.D., Oakland.

The Journal of Thursday, February 3, 2005 was read and approved.

SENATE PAPERS

Bill "An Act To Amend Provisions of the Submerged Lands Laws"

(S.P. 183) (L.D. 574)

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

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

On motion of Representative PIOTTI of Unity, **TABLED** pending **REFERENCE** and later today assigned.

Bill "An Act To Ensure Statewide Access for Schools and Libraries to On-line Reference Materials and Periodicals"

(S.P. 170) (L.D. 544)

Bill "An Act To Authorize a General Bond Issue To Improve the Quality and Safety of Teaching and Science Laboratories"

(S.P. 195) (L.D. 586)

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

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

Bill "An Act To Amend the Definition of 'Chiropractic Acupuncture'"

(S.P. 174) (L.D. 566)

Bill "An Act Regarding Identity Theft Deterrence"

(S.P. 190) (L.D. 581)

Bill "An Act To Reauthorize the Petroleum Market Share Act" (EMERGENCY)

(S.P. 194) (L.D. 585)

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

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

Bill "An Act To Encourage Greater Efficiencies in the Delivery of County Correctional Services"

(S.P. 168) (L.D. 542)

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

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

Bill "An Act To Amend the Charter of the Portland Public Library"

(S.P. 187) (L.D. 578)

Came from the Senate, **REFERRED** to the Committee on **EDUCATION AND CULTURAL AFFAIRS** and ordered printed.

REFERRED to the Committee on **EDUCATION AND CULTURAL AFFAIRS** in concurrence.

Resolve, To Improve Medical Eligibility Assessments for Long-term Care Consumers

(S.P. 171) (L.D. 545)

Bill "An Act To Encourage Long-term Care Insurance and Expand Eligibility for MaineCare"

(S.P. 193) (L.D. 584)

Came from the Senate, **REFERRED** to the Committee on **HEALTH AND HUMAN SERVICES** and ordered printed.

REFERRED to the Committee on **HEALTH AND HUMAN SERVICES** in concurrence.

Bill "An Act To Prohibit an Insurer from Canceling an Insurance Policy due to Ownership of Certain Breeds of Dog"

(S.P. 169) (L.D. 543)

Bill "An Act To Eliminate the Minimum Premium for Workers' Compensation Insurance"

(S.P. 176) (L.D. 568)

Bill "An Act To Make Changes to the Banking Laws"

(S.P. 196) (L.D. 587)

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

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

Bill "An Act To Require the Fair Application of the Mechanic's Lien Law"

(S.P. 178) (L.D. 570)

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

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

Bill "An Act to Promote Responsible Contracting Practices on State Projects"

(S.P. 172) (L.D. 546)

Bill "An Act To Correct an Inequity in Calculating Maine State Retirement Benefits"

(S.P. 177) (L.D. 569)

Bill "An Act To Generate Savings in the Unemployment Compensation Fund"

(S.P. 181) (L.D. 573)

Bill "An Act To Supplement Benefits for State Employees and Teachers Whose Pensions Are Subject to Reductions Enacted in 1993"

(S.P. 188) (L.D. 579)

Bill "An Act To Amend the Law Regarding the Use of 'Hearing Dogs' by Deaf and Hard-of-hearing Persons"

(S.P. 192) (L.D. 583)

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

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

Bill "An Act To Extend the Number of Days Nonprofit Organizations Are Allowed To Operate Games of Chance" (EMERGENCY)

(S.P. 173) (L.D. 547)

Bill "An Act To Eliminate Term Limits in the Legislature"

(S.P. 180) (L.D. 572)

Came from the Senate, **REFERRED** to the Committee on **LEGAL AND VETERANS AFFAIRS** and ordered printed.

REFERRED to the Committee on **LEGAL AND VETERANS AFFAIRS** in concurrence.

Bill "An Act To Continue the Ban on Dragging in the Taunton River Area" (EMERGENCY)

(S.P. 185) (L.D. 576)

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

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

Bill "An Act To Amend the Law Governing Rate of Growth Ordinances"

(S.P. 186) (L.D. 577)

Bill "An Act To Change the Effect of Local Ordinances on the State"

(S.P. 191) (L.D. 582)

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

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

Bill "An Act To Require Legislative Approval for the State To Accept a Gift of 100 Acres or More of Land"

(S.P. 175) (L.D. 567)

Bill "An Act To Amend the Laws Governing the Community Preservation Advisory Committee"

(S.P. 184) (L.D. 575)

Came from the Senate, **REFERRED** to the Committee on **STATE AND LOCAL GOVERNMENT** and ordered printed.

REFERRED to the Committee on **STATE AND LOCAL GOVERNMENT** in concurrence.

Bill "An Act To Allow a Trade-in Credit in the Calculation of the Automobile Excise Tax"

(S.P. 179) (L.D. 571)

Bill "An Act To Encourage Downtown and Urban Revitalization while Meeting the Requirements of New Storm Water Rules"

(S.P. 189) (L.D. 580)

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

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

Non-Concurrent Matter

Resolve, Directing the State Police, Commercial Vehicle Enforcement Division To Examine Enforcement Methods

(H.P. 387) (L.D. 511)

REFERRED to the Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY** in the House on February 1, 2005.

Came from the Senate **REFERRED** to the Committee on **TRANSPORTATION** in **NON-CONCURRENCE**.

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

Non-Concurrent Matter

Bill "An Act To Reduce School Truancy"

(H.P. 370) (L.D. 495)

REFERRED to the Committee on **TRANSPORTATION** in the House on February 1, 2005.

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

On motion of Representative NORTON of Bangor, the House voted to **INSIST**.

Non-Concurrent Matter

Bill "An Act To Encourage Cooperation between School Districts"

(H.P. 328) (L.D. 443)

REFERRED to the Committee on **STATE AND LOCAL GOVERNMENT** in the House on January 27, 2005.

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

On motion of Representative BARSTOW of Gorham, **TABLED** pending **FURTHER CONSIDERATION** and later today assigned.

Non-Concurrent Matter

RESOLUTION, Proposing an Amendment to the Constitution of Maine To Allow the Legislature To Authorize a Growth Limitation on the Taxable Value of Homestead Land

(H.P. 7) (L.D. 2)

(C. "A" H-3)

FINALLY PASSED in the House on January 27, 2005.

Came from the Senate with the RESOLUTION and accompanying papers **COMMITTED** to the Committee on **TAXATION** in **NON-CONCURRENCE**.

On motion of Representative WOODBURY of Yarmouth, **TABLED** pending **FURTHER CONSIDERATION** and later today assigned.

Non-Concurrent Matter

RESOLUTION, Proposing an Amendment to the Constitution of Maine To Permit the Legislature To Allow the Current Use Valuation of Waterfront Land Used for or That Supports Commercial Fishing Activities

(H.P. 224) (L.D. 299)

FINALLY PASSED in the House on January 27, 2005.

Came from the Senate with the RESOLUTION and accompanying papers **COMMITTED** to the Committee on **TAXATION** in **NON-CONCURRENCE**.

On motion of Representative WOODBURY of Yarmouth, TABLED pending FURTHER CONSIDERATION and later today assigned.

COMMUNICATIONS

The Following Communication: (H.C. 42)

STATE OF MAINE

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

February 1, 2005

Honorable Beth Edmonds, President of the Senate

Honorable John Richardson, Speaker of the House

122nd Maine Legislature

State House

Augusta, Maine 04333

Dear President Edmonds and Speaker Richardson:

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. 125 An Act To Allow Timothy Gousse To Purchase
Water from the Gardiner Water District

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

Sincerely,

S/Sen. Philip L. Bartlett II

Senate Chair

S/Rep. Lawrence Bliss

House Chair

READ and ORDERED PLACED ON FILE.

The Following Communication: (H.C. 48)

STATE OF MAINE

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

February 1, 2005

Honorable Beth Edmonds, President of the Senate

Honorable John Richardson, Speaker of the House

122nd Maine Legislature

State House

Augusta, Maine 04333

Dear President Edmonds and Speaker Richardson:

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 bills out "Ought Not to Pass":

L.D. 6 An Act To Prohibit a Credit Card Processing
Company from Charging a Termination Fee

L.D. 41 An Act To Prohibit Credit Card Companies
from Charging Late Fees on Certain Accounts

L.D. 65 An Act To Protect Consumers from Unfair
Cancellation of Property Insurance Coverage

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

Sincerely,

S/Sen. Nancy B. Sullivan

Senate Chair

S/Rep. Anne C. Perry

House Chair

READ and ORDERED PLACED ON FILE.

The Following Communication: (H.C. 49)

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

January 27, 2005

Honorable Millicent M. MacFarland

Clerk of the House

2 State House Station

Augusta, ME 04333

Dear Clerk MacFarland:

Pursuant to my authority under M.R.S.A. Title 5, § 3371, I am pleased to appoint the following Representatives to serve as members of the Maine Fire Protection Services Commission:

Representative Robert W. Duplessie of Westbrook

Representative Patricia A. Blanchette of Bangor

Representative Richard B. Brown of South Berwick

Should you have any questions regarding these appointments please do not hesitate to contact me.

Sincerely,

S/John Richardson

Speaker of the House

READ and ORDERED PLACED ON FILE.

**PETITIONS, BILLS AND RESOLVES REQUIRING
REFERENCE**

The following Bills and Resolves 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:

AGRICULTURE, CONSERVATION AND FORESTRY

Bill "An Act To Recognize the Importance of Forestry"

(H.P. 473) (L.D. 640)

Sponsored by Representative SAVIELLO of Wilton.

Cosponsored by Senator NUTTING of Androscoggin and

Representatives: CARR of Lincoln, DUPLESSIE of Westbrook,

HOTHAM of Dixfield, JACKSON of Fort Kent, LERMAN of

Augusta, PINEAU of Jay, PIOTTI of Unity, TRAHAN of

Waldoboro.

APPROPRIATIONS AND FINANCIAL AFFAIRS

Bill "An Act To Provide Funding towards the Employment of a Demersal Finfish Ecologist by the Gulf of Maine Research Institute"

(H.P. 455) (L.D. 622)

Sponsored by Representative KAEVIN of Winterport.

Cosponsored by Representative: PERCY of Phippsburg,
Senator: DAMON of Hancock.

Bill "An Act To Authorize a General Fund Bond Issue To Construct a Freshwater Aquaculture and Freshwater Species Biotechnology Center"

(H.P. 469) (L.D. 636)

Sponsored by Representative FINCH of Fairfield.

Cosponsored by Senator MARTIN of Aroostook and

Representatives: BROWNE of Vassalboro, CANAVAN of

Waterville, FLETCHER of Winslow, MARRACHÉ of Waterville,

SMITH of Monmouth, THOMPSON of China, Senators:

GAGNON of Kennebec, MILLS of Somerset.

Bill "An Act To Authorize a General Fund Bond Issue To Rebuild the Historic Pier at Fort Preble"

(H.P. 472) (L.D. 639)

Sponsored by Representative BLISS of South Portland.

Cosponsored by Senator BARTLETT of Cumberland and Representatives: ADAMS of Portland, CUMMINGS of Portland, EBERLE of South Portland.

Bill "An Act To Reduce the Size of State Government by 5%"

(H.P. 483) (L.D. 663)

Sponsored by Representative JOY of Crystal.

Cosponsored by Representatives: ANNIS of Dover-Foxcroft, RICHARDSON of Carmel, SAVIELLO of Wilton, THOMAS of Ripley, VAUGHAN of Durham.

Bill "An Act To Authorize a General Fund Bond Issue To Provide Infrastructure for Expanded Treatment Capacity for Alcoholism and Addiction in a Therapeutic Community Model"

(H.P. 489) (L.D. 669)

Sponsored by Representative KOFFMAN of Bar Harbor.

Cosponsored by Senator DAMON of Hancock, Senator BROMLEY of Cumberland and Representatives: BRANNIGAN of Portland, FISCHER of Presque Isle, LUNDEEN of Mars Hill, PARADIS of Frenchville, PELLETIER-SIMPSON of Auburn, PERRY of Calais, PINGREE of North Haven.

BUSINESS, RESEARCH AND ECONOMIC DEVELOPMENT

Bill "An Act To Relieve Small Payroll Companies from Excessive Regulation" (EMERGENCY)

(H.P. 466) (L.D. 633)

Sponsored by Representative LINDELL of Frankfort.

Cosponsored by Senator DOW of Lincoln and Representatives: AUSTIN of Gray, CROSTHWAITE of Ellsworth, JACOBSEN of Waterboro, JODREY of Bethel, LANSLEY of Sabattus, ROBINSON of Raymond.

Bill "An Act To Allow Dental Hygienists To Perform Temporary Filling Procedures"

(H.P. 481) (L.D. 661)

Sponsored by Representative SMITH of Monmouth.

Cosponsored by Representatives: FARRINGTON of Gorham, JACOBSEN of Waterboro, ROBINSON of Raymond.

Bill "An Act To Require Agricultural Representation on the Maine Tourism Commission"

(H.P. 493) (L.D. 673)

Sponsored by Representative SMITH of Monmouth.

Cosponsored by Senator BROMLEY of Cumberland and Representatives: CROSBY of Topsham, FARRINGTON of Gorham, JACOBSEN of Waterboro, O'BRIEN of Lewiston, RECTOR of Thomaston.

Bill "An Act To Create a Limited License for Solar Electric Generation System Installers"

(H.P. 474) (L.D. 641)

Sponsored by Representative BLISS of South Portland.

Cosponsored by Senator BARTLETT of Cumberland and Representatives: CAIN of Orono, DUCHESNE of Hudson, EBERLE of South Portland, THOMPSON of China.

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

Committee on **BUSINESS, RESEARCH AND ECONOMIC DEVELOPMENT** suggested.

On motion of Representative BEAUDETTE of Biddeford, **TABLED** pending **REFERENCE** and later today assigned.

CRIMINAL JUSTICE AND PUBLIC SAFETY

Bill "An Act To Require Background Checks on All Camp Employees"

(H.P. 452) (L.D. 619)

Sponsored by Representative BARSTOW of Gorham.

Cosponsored by Senator MAYO of Sagadahoc and Representatives: GERZOFKY of Brunswick, KOFFMAN of Bar Harbor, PINGREE of North Haven, PIOTTI of Unity.

Bill "An Act To Protect Public Safety and Help Offenders Return Safely to the Community"

(H.P. 471) (L.D. 638)

Sponsored by Representative FAIRCLOTH of Bangor.

Cosponsored by Representative: BRAUTIGAM of Falmouth.

Bill "An Act To Protect Children Using Maine's Athletic Fields and Parks from Drug Dealers"

(H.P. 490) (L.D. 670)

Sponsored by Representative HOTHAM of Dixfield.

Cosponsored by Senator DAVIS of Piscataquis and Representatives: ADAMS of Portland, LANSLEY of Sabattus, PATRICK of Rumford, RECTOR of Thomaston, VALENTINO of Saco.

EDUCATION AND CULTURAL AFFAIRS

Bill "An Act To Amend the Procedure by Which Maine Education Assessment Scores Are Interpreted"

(H.P. 457) (L.D. 624)

Sponsored by Representative MARLEY of Portland.

Resolve, Directing the Department of Education To Clarify Graduation Requirements for Special Education Students

(H.P. 485) (L.D. 665)

Sponsored by Representative NORTON of Bangor.

Cosponsored by Senator TURNER of Cumberland and Representatives: BLANCHETTE of Bangor, CRAVEN of Lewiston, FINCH of Fairfield, FISCHER of Presque Isle, GOLDMAN of Cape Elizabeth, MAKAS of Lewiston, MARLEY of Portland, Senator: MITCHELL of Kennebec.

Bill "An Act To Require Approval of Voters before Closing a School"

(H.P. 486) (L.D. 666)

Sponsored by Representative JOY of Crystal.

Cosponsored by Representatives: ANNIS of Dover-Foxcroft, CLARK of Millinocket, RICHARDSON of Carmel, SAVIELLO of Wilton, THOMAS of Ripley, THOMPSON of China, VAUGHAN of Durham.

HEALTH AND HUMAN SERVICES

Bill "An Act To Reconcile General Assistance Prescription Drug Payments with Changes in Federal Prescription Drug Card Benefits and with MaineCare Prescription Drug Payments"

(H.P. 442) (L.D. 609)

Sponsored by Representative GLYNN of South Portland.

Cosponsored by Representative: MARRACHÉ of Waterville, Senator: MARTIN of Aroostook.

Submitted by the Department of Health and Human Services pursuant to Joint Rule 204.

Bill "An Act Regarding Possession of Prescription Drugs"

(H.P. 463) (L.D. 630)

Sponsored by Representative BISHOP of Boothbay.

Cosponsored by Senator MAYO of Sagadahoc and Representatives: BARSTOW of Gorham, GLYNN of South Portland, JACOBSEN of Waterboro, McKANE of Newcastle.

Bill "An Act Allowing for a Contracted Case Manager in Certain Child Welfare Cases"

(H.P. 475) (L.D. 655)

Sponsored by Representative CRAVEN of Lewiston.

Cosponsored by Senator: TURNER of Cumberland.

Submitted by the Department of Health and Human Services pursuant to Joint Rule 204.

INLAND FISHERIES AND WILDLIFE

Bill "An Act To Authorize the Transfer of Hunting Permits"

(H.P. 445) (L.D. 612)

Sponsored by Representative BRYANT of Windham.

Cosponsored by Senator DIAMOND of Cumberland and Representatives: BISHOP of Boothbay, JACKSON of Fort Kent, PLUMMER of Windham, RICHARDSON of Carmel, TRAHAN of Waldoboro, WHEELER of Kittery, Senators: BRYANT of Oxford, PERRY of Penobscot.

Bill "An Act To Amend the Bear Hunting Laws"

(H.P. 461) (L.D. 628)

Sponsored by Representative EBERLE of South Portland.

Cosponsored by Representatives: DUDLEY of Portland, EDER of Portland.

Bill "An Act To Allow the Taking of Another Deer by Persons Who Take a Deer on Youth Day"

(H.P. 480) (L.D. 660)

Sponsored by Representative JOY of Crystal.

Cosponsored by Representatives: ANNIS of Dover-Foxcroft, CLARK of Millinocket, SAVIELLO of Wilton, THOMAS of Ripley, THOMPSON of China, VAUGHAN of Durham.

Bill "An Act To Control Fish Stocking in Inland Waters"

(H.P. 484) (L.D. 664)

Sponsored by Representative FLETCHER of Winslow.

Cosponsored by Representatives: ANNIS of Dover-Foxcroft, NUTTING of Oakland, RICHARDSON of Greenville.

JUDICIARY

Bill "An Act Regarding Divorce and Marital Property"

(H.P. 454) (L.D. 621)

Sponsored by Representative CUMMINGS of Portland.

Cosponsored by Senator HOBBS of York and Representatives: BRYANT-DESCHENES of Turner, PELLETIER-SIMPSON of

Auburn, PINGREE of North Haven, SMITH of Monmouth, TUTTLE of Sanford.

Bill "An Act To Require Notification prior to Suspension of a Driver's License for a Nonmotor Vehicle Violation"

(H.P. 460) (L.D. 627)

Sponsored by Representative DUPLESSIE of Westbrook.

Cosponsored by Senator STRIMLING of Cumberland and Representatives: COLLINS of Wells, MARLEY of Portland, McKENNEY of Cumberland, PATRICK of Rumford, SAMPSON of Auburn, Senators: BARTLETT of Cumberland, BROMLEY of Cumberland, HOBBS of York.

Bill "An Act To Amend the Land Use Regulation Laws"

(H.P. 488) (L.D. 668)

Sponsored by Representative JOY of Crystal. (BY REQUEST)

Cosponsored by Representatives: ANNIS of Dover-Foxcroft, CLARK of Millinocket, RICHARDSON of Carmel, SAVIELLO of Wilton, THOMAS of Ripley, VAUGHAN of Durham.

LABOR

Bill "An Act To Allow for Equitable Recovery of Wages for Employees Who Are Undercompensated"

(H.P. 479) (L.D. 659)

Sponsored by Representative HUTTON of Bowdoinham.

Cosponsored by Senator BRYANT of Oxford and Representatives: JACKSON of Fort Kent, NORTON of Bangor, PATRICK of Rumford, PINEAU of Jay, Senator: STRIMLING of Cumberland.

LEGAL AND VETERANS AFFAIRS

Bill "An Act To Strengthen Tenants' Rights When There Is a Failure To Correct a Dangerous Condition"

(H.P. 444) (L.D. 611)

Sponsored by Representative CAIN of Orono.

Cosponsored by Representatives: BLANCHETTE of Bangor, PILON of Saco, TUTTLE of Sanford, VALENTINO of Saco, Senator: MITCHELL of Kennebec.

Bill "An Act To Limit Out-of-state Contributions to Organizations In a Referendum Campaign"

(H.P. 450) (L.D. 617)

Sponsored by Representative CEBRA of Naples.

Cosponsored by Representatives: BERUBE of Lisbon, CRESSEY of Cornish, CROSTHWAITE of Ellsworth, FLETCHER of Winslow, HAMPER of Oxford, LANSLEY of Sabattus, NUTTING of Oakland, ROBINSON of Raymond.

Bill "An Act To Ensure Participation by Voters with Disabilities in the Electoral Process"

(H.P. 456) (L.D. 623)

Sponsored by Representative LERMAN of Augusta.

Cosponsored by Senator GAGNON of Kennebec and Representative: PATRICK of Rumford, Senators: MITCHELL of Kennebec, PLOWMAN of Penobscot.

Bill "An Act To Clarify the Liquor Enforcement Laws"
(H.P. 453) (L.D. 620)

Sponsored by Representative BARSTOW of Gorham.
Cosponsored by Senator BARTLETT of Cumberland and
Representatives: BISHOP of Boothbay, CUMMINGS of Portland,
FARRINGTON of Gorham, FISCHER of Presque Isle,
MOULTON of York, PATRICK of Rumford.

Committee on **LEGAL AND VETERANS AFFAIRS**
suggested.

On motion of Representative PATRICK of Rumford, the Bill
was **REFERRED** to the Committee on **CRIMINAL JUSTICE AND
PUBLIC SAFETY**, ordered printed and sent for concurrence.

MARINE RESOURCES

Bill "An Act To Enhance Community Support for Anadromous
Fish Restoration"

(H.P. 462) (L.D. 629)

Sponsored by Representative FLETCHER of Winslow.
Cosponsored by Representatives: ASH of Belfast, JENNINGS of
Leeds, PINEAU of Jay, THOMPSON of China, Senator:
GAGNON of Kennebec.

Resolve, Regarding Nonnative Invasive Marine Species
(H.P. 487) (L.D. 667)

Sponsored by Representative ADAMS of Portland.
Cosponsored by President EDMONDS of Cumberland and
Representatives: ASH of Belfast, EBERLE of South Portland,
FLETCHER of Winslow, KAELIN of Winterport, KOFFMAN of Bar
Harbor, PERCY of Phippsburg, RECTOR of Thomaston,
THOMPSON of China.

Committee on **MARINE RESOURCES** suggested.

On motion of Representative PERCY of Phippsburg, the
Resolve was **REFERRED** to the Committee on **NATURAL
RESOURCES**, ordered printed and sent for concurrence.

NATURAL RESOURCES

Bill "An Act Regarding New Motor Vehicle Emission
Standards Rulemaking"

(H.P. 448) (L.D. 615)

Sponsored by Representative DAIGLE of Arundel.
Cosponsored by Senator MARTIN of Aroostook and
Representatives: ANNIS of Dover-Foxcroft, SAVIELLO of Wilton.

Bill "An Act To Amend the Maine Sanitary District Enabling
Act"

(H.P. 468) (L.D. 635)

Sponsored by Representative KOFFMAN of Bar Harbor.

Bill "An Act To Protect Maine's Natural Resources for Maine
Residents"

(H.P. 478) (L.D. 658)

Sponsored by Representative DUPLESSIE of Westbrook.

STATE AND LOCAL GOVERNMENT

Bill "An Act To Establish a Maine Law Sunset Review
Committee" (EMERGENCY)

(H.P. 464) (L.D. 631)

Sponsored by Representative CROSTHWAITE of Ellsworth.
Cosponsored by Senator DAVIS of Piscataquis and
Representatives: CEBRA of Naples, JODREY of Bethel, JOY of

Crystal, LINDELL of Frankfort, McLEOD of Lee, TRAHAN of
Waldoboro.

Bill "An Act To Provide a Method of Self-governance to
Unorganized Areas"

(H.P. 491) (L.D. 671)

Sponsored by Representative JOY of Crystal.
Cosponsored by Representatives: ANNIS of Dover-Foxcroft,
CLARK of Millinocket, RICHARDSON of Carmel, SAVIELLO of
Wilton, THOMAS of Ripley, THOMPSON of China, VAUGHAN of
Durham.

Bill "An Act To Promote Parental Responsibility When Minors
Make Use of Public Libraries"

(H.P. 451) (L.D. 618)

Sponsored by Representative HOTHAM of Dixfield.
Cosponsored by Representatives: CARR of Lincoln, JOY of
Crystal, McLEOD of Lee, RICHARDSON of Carmel, Senator:
PLOWMAN of Penobscot.

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

On motion of Representative BARSTOW of Gorham, the Bill
was **REFERRED** to the Committee on **EDUCATION AND
CULTURAL AFFAIRS**, ordered printed and sent for concurrence.

TAXATION

Bill "An Act To Encourage More Dentists To Practice in the
State"

(H.P. 443) (L.D. 610)

Sponsored by Representative LERMAN of Augusta.
Cosponsored by Senator GAGNON of Kennebec and
Representatives: FISCHER of Presque Isle, HUTTON of
Bowdoinham, PINEAU of Jay, Senators: PERRY of Penobscot,
PLOWMAN of Penobscot.

Bill "An Act To Provide Tax Incentives to Small Businesses
That Employ At Least One Person"

(H.P. 446) (L.D. 613)

Sponsored by Representative HANLEY of Gardiner.
Cosponsored by Senator COWGER of Kennebec and
Representatives: HARLOW of Portland, HOGAN of Old Orchard
Beach, McCORMICK of West Gardiner, NUTTING of Oakland,
SCHATZ of Blue Hill.

Bill "An Act To Require the Net Proceeds from the Sale of a
Foreclosed Property To Be Returned to the Former Owner"

(H.P. 459) (L.D. 626)

Sponsored by Representative TWOMEY of Biddeford.
Cosponsored by Senator BRYANT of Oxford and
Representatives: EDER of Portland, GERZOFKY of Brunswick,
GLYNN of South Portland, MARLEY of Portland, McKANE of
Newcastle, PERCY of Phippsburg, RINES of Wiscasset,
SAVIELLO of Wilton.

Bill "An Act To Lower the Tax Burden for Small Businesses"
(H.P. 465) (L.D. 632)

Sponsored by Representative BOWEN of Rockport.
Cosponsored by Senator COURTNEY of York and
Representatives: BIERMAN of Sorrento, CLOUGH of
Scarborough, McCORMICK of West Gardiner, RECTOR of
Thomaston.

Bill "An Act To Promote Ornamental Horticulture by Amending the Definition of 'Commercial Agricultural Production'"

(H.P. 492) (L.D. 672)

Sponsored by Representative FLETCHER of Winslow.

Cosponsored by Representatives: KAELIN of Winterport, SMITH of Monmouth, Senator NUTTING of Androscoggin and Representatives: FINCH of Fairfield, FITTS of Pittsfield, MAREAN of Hollis, SAVIELLO of Wilton.

TRANSPORTATION

Bill "An Act To Eliminate the Rebate Process for Refunding the State Gas Tax"

(H.P. 447) (L.D. 614)

Sponsored by Representative COLLINS of Wells.

Cosponsored by Senator PERRY of Penobscot and Representatives: BIERMAN of Sorrento, CLARK of Millinocket, CLOUGH of Scarborough, HUTTON of Bowdoinham, MCKENNEY of Cumberland, SEAVEY of Kennebunkport.

Bill "An Act To Alter Wrecker Registrations"

(H.P. 449) (L.D. 616)

Sponsored by Representative PARADIS of Frenchville.

Cosponsored by Senator MARTIN of Aroostook and Representatives: CLARK of Millinocket, DUPLESSIE of Westbrook, JACKSON of Fort Kent, JENNINGS of Leeds, MAZUREK of Rockland, SMITH of Van Buren, VAUGHAN of Durham, WHEELER of Kittery.

Bill "An Act To Amend the Electronic Insurance Cancellation Notification Law" (EMERGENCY)

(H.P. 467) (L.D. 634)

Sponsored by Representative FISCHER of Presque Isle.

Cosponsored by Senator DAMON of Hancock and Representatives: BROWNE of Vassalboro, COLLINS of Wells, FISHER of Brewer, MARLEY of Portland, VAUGHAN of Durham, Senators: MAYO of Sagadahoc, SAVAGE of Knox.

Bill "An Act To Amend the Vehicle Gross and Axle Weight Laws"

(H.P. 477) (L.D. 657)

Sponsored by Representative THOMAS of Ripley.

Cosponsored by Senator MARTIN of Aroostook and Representatives: CLARK of Millinocket, FLOOD of Winthrop, HOGAN of Old Orchard Beach, JOY of Crystal, PARADIS of Frenchville, VAUGHAN of Durham, Senators: DIAMOND of Cumberland, MILLS of Somerset.

UTILITIES AND ENERGY

Bill "An Act To Allow Qualified Health Centers To Obtain Telecommunications Education Access Funding"

(H.P. 470) (L.D. 637)

Sponsored by Representative BLISS of South Portland.

Cosponsored by Representative PERRY of Calais, Senator BARTLETT of Cumberland and Representatives: FLETCHER of Winslow, PINGREE of North Haven, SMITH of Monmouth.

Bill "An Act To Revise the Salary Range of Certain Public Utilities Commission Employees"

(H.P. 476) (L.D. 656)

Sponsored by Representative BLISS of South Portland.

Cosponsored by Senator BARTLETT of Cumberland.

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

Bill "An Act To Limit Increases in Telephone or Electric Service Rates to a Maximum of 3% Annually"

(H.P. 482) (L.D. 662)

Sponsored by Representative CLARK of Millinocket.

Cosponsored by Senator STRIMLING of Cumberland and Representatives: ADAMS of Portland, BROWNE of Vassalboro, JENNINGS of Leeds, JOY of Crystal, PARADIS of Frenchville, SAVIELLO of Wilton, SHERMAN of Hodgdon, TUTTLE of Sanford.

Pursuant to Statute

Department of Environmental Protection

Representative KOFFMAN for the Department of Environmental Protection pursuant to the Maine Revised Statutes, Title 5, section 8072 asks leave to report that the accompanying Resolve, Regarding Legislative Review of Chapter 500: Stormwater Management and Chapter 502: Direct Watersheds of Lakes Most at Risk from New Development and Urban Impaired Streams, Major Substantive Rules of the Department of Environmental Protection (EMERGENCY)

(H.P. 458) (L.D. 625)

Be REFERRED to the Committee on NATURAL RESOURCES and printed pursuant to Joint Rule 218.

Report was READ and ACCEPTED and the Resolve REFERRED to the Committee on NATURAL RESOURCES and ordered printed pursuant to Joint Rule 218.

Sent for concurrence.

SPECIAL SENTIMENT CALENDAR

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

Recognizing:

Brenda Caldwell, of Gorham, who is retiring after 28 years as the Town Clerk of Gorham. Brenda has acted in many capacities during her tenure, including superintendent of cemeteries, acting town manager and instructor for many municipal management classes; in addition, she has also been active in many civic organizations. She has been officially honored for many of her contributions and in 1999 was named the State's first and only recipient of the International Institute of Municipal Clerks' Quill Award. This prestigious award recognizes members who have made a significant and exemplary contribution to the community, state and peers. We recognize Brenda's energy and thoughtful leadership and congratulate her on her retirement;

(HLS 63)

Presented by Representative BARSTOW of Gorham.

Cosponsored by Representative FARRINGTON of Gorham, Senator BARTLETT of Cumberland.

On OBJECTION of Representative BARSTOW of Gorham, was REMOVED from the Special Sentiment Calendar.

READ.

The SPEAKER: The Chair recognizes the Representative from Gorham, Representative Barstow.

Representative BARSTOW: Mr. Speaker, Ladies and Gentlemen of the House. We all come here into this Body with great pride and admiration for the citizens that we represent in this House of Representatives, and in the other body.

We're pleased to have with us today, and I'm pleased to be representing, one of my constituents as I speak here on the floor. Mrs. Brenda Caldwell, who, as you see, has retired as a public

servant from the Town of Gorham. She is one of those individuals that truly makes me proud to represent my hometown here, and as it says here, she has been outstanding as a town clerk, both in our local community, at the state level, national level, and even at the international level.

But the involvement that she has in our town goes far beyond being the appointed public servant that she has done so well for the last twenty-eight years. She's been involved with the Gorham Historical Society, serving as a past president. She has been involved with the local library, with the fire and rescue department, and it's actually been sort of a team effort as we recognize Brenda today in this particular sentiment, that we also should recognize her husband, Richard, who is here as well today, and the Speaker will do the honors of recognizing them in a moment.

What an involvement they've had in the community, and how they have made Gorham the special place that I selfishly think that it is. So as Brenda moves on into retirement, and she enjoys her years outside of the limelight as a public servant, it is my hope that she will continue to be involved, and bless and enlighten us in Gorham with her contributions and with the talents that she possesses. Thank you, Mr. Speaker.

The SPEAKER: The Chair recognizes the Representative from Gorham, Representative Farrington.

Representative FARRINGTON: Mr. Speaker, Ladies and Gentlemen of the House. I, too, wish to speak to this sentiment honoring Brenda Caldwell for her remarkable service to the Town of Gorham.

Both the written sentiment and the remarks of my friend and colleague from Gorham give some sense of what Brenda has meant to our community. Rather than repeat these accolades, I'll quickly add a few thoughts of my own on Brenda's contributions.

No one in this Chamber needs to be convinced of the critical role that the municipal clerk plays in making our Democratic Process work. At every stage of that process, from registering voters to setting up polling stations, to coordinating Election Day activities, to tabulating and reporting the results of the vote, we rely on the competence and honesty of our clerks. For this reason, it is no exaggeration to say that the clerk is one of the chief guardians of our democracy. And for the past twenty-eight years democracy has been alive and well and thriving in the Town of Gorham because of the commitment and integrity of Brenda Caldwell.

A couple of weeks ago we celebrated a retirement banquet in Brenda's honor. One thing we learned from the reminiscences of town officials was that twenty-eight years ago it was quite a controversial move for our town to hire a woman as its clerk, and that some members of the town council only very reluctantly supported hiring Brenda at that time. Well, twenty-eight years later, at the very retirement banquet where we heard folks recall that early controversy, Brenda was honored by her fellow clerks from Southern Maine. There were about a dozen clerks from various communities in attendance. I was struck by the fact that all but one of these clerks were women. So among her many other impressive accomplishments, it's clear that Brenda opened a professional door that many Maine women have since been able to walk through.

For these and for so many other contributions, the entire community of Gorham is grateful and proud to have called Brenda Caldwell Madam Clerk.

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

Representative CLOUGH: Mr. Speaker, Ladies and Gentlemen of the House. I represented Gorham as part of my district during my first three terms in the Legislature, and in that

capacity I worked with Brenda Caldwell frequently, found her always to be helpful and accommodating, and probably one of the best town clerks anybody in the State of Maine would have to work with, and I do congratulate Brenda on her retirement and wish her well in whatever she decides to do in her retirement. Thank you.

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

In Memory of:

Sergeant Lynn Robert Poulin, Sr., of Freedom, whose death during an explosion at a mess hall in Mosul, Iraq has shocked and saddened citizens throughout the State and nation. A member of the Maine Army National Guard for 23 years, Sgt. Poulin is remembered by his family and many friends as being very kind, generous and friendly. We join others in Sgt. Poulin's community and throughout the State in extending our deepest sympathy to Sgt. Poulin's beloved wife, Jeanne Poulin, his sons, Michael and Lynn Robert, Jr., his 2 stepchildren, Ryan and Cindy, and other members of his loving family;

(HLS 35)

Presented by Representative PIOTTI of Unity. Cosponsored by Senator WESTON of Waldo, President EDMONDS of Cumberland, Senator BRENNAN of Cumberland, Senator GAGNON of Kennebec, Senator DAVIS of Piscataquis, Speaker RICHARDSON of Brunswick, Representative CUMMINGS of Portland, Representative DUPLESSIE of Westbrook, Representative BOWLES of Sanford, Representative TARDY of Newport, Representative EDER of Portland.

On **OBJECTION** of Representative PIOTTI of Unity, was **REMOVED** from the Special Sentiment Calendar.

READ

The SPEAKER: The Chair recognizes the Representative from Unity, Representative Piotti.

Representative PIOTTI: Mr. Speaker, Men and Women of the House. I'm ill equipped for the task at hand. How can I, as someone who is not a family member, not a close friend, possibly do justice to the memory of Lynn Poulin?

Yet my difficulty, however great, is different from that awkwardness we sometimes find ourselves in when we're asked to express sympathies about a passed one who we were really unconnected with, because in the case of Lynn Poulin, he is connected to everyone in this Chamber, everyone in this state, everyone in this nation. His death, and indeed the celebration of his life, was a public event. We heard about it on the radio, we read about it in the papers in those few days before Christmas when the tragedy became real, as we were going about, many of us, doing last minute shopping, or cleaning the house, or getting ready for company, we reflected on what life is all about and the real true meaning of sacrifice.

Beyond this, we are connected to Lynn Poulin in a more direct and profound way, because he did, in a very real sense, die for us. Die in our service, and protecting our liberties. We owe this man, this hero, our deepest gratitude. And to his family we extend our sincerest sympathies and our profound appreciation for that sacrifice.

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

REPORTS OF COMMITTEE

Change of Committee

Representative MARLEY from the Committee on **TRANSPORTATION** on Bill "An Act To Amend the Penalties Involving High-speed Vehicle Pursuits"

(H.P. 205) (L.D. 280)

Reporting that it be **REFERRED** to the Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY**.

Report was **READ** and **ACCEPTED** and the Bill **REFERRED** to the Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY**.

Sent for concurrence.

CONSENT CALENDAR

First Day

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

(H.P. 102) (L.D. 126) Resolve, Authorizing the City of Gardiner To Refinance Certain Temporary Bond Anticipation Notes Issued for Its Wastewater Project (EMERGENCY) Committee on **STATE AND LOCAL GOVERNMENT** reporting **Ought to Pass**

(H.P. 114) (L.D. 163) Resolve, To Designate a Certain Intersection in Sidney as the Trooper Jeffrey S. Parola Memorial Committee on **TRANSPORTATION** reporting **Ought to Pass**

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

UNFINISHED BUSINESS

The following matters, in the consideration of which the House was engaged at the time of adjournment Thursday, February 3, 2005, had preference in the Orders of the Day and continued with such preference until disposed of as provided by House Rule 502.

Expression of Legislative Sentiment in Memory of Jodie Lane (HLS 59)

TABLED - January 27, 2005 (Till Later Today) by Representative CUMMINGS of Portland.

PENDING - ADOPTION.

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

Representative **EBERLE**: Mr. Speaker, Ladies and Gentlemen of the House. I think that many of you probably knew Ed Langlois, Jodie's grandfather. In addition to the comments that the Clerk read, I would just like to say in Honor of Jodie Lane, that out of this tragedy will come a triumph, and from this darkness will come a light, as Jodie's work will serve as a beacon to help guide children dealing with mental disorders. Thank you all for joining with me to recognize the life of Jodie Lane.

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

Bill "An Act To Ensure Accommodation of Students with Disabilities or Illnesses in the University of Maine System and the Maine Community College System"

(H.P. 436) (L.D. 603)

(Committee on **EDUCATION AND CULTURAL AFFAIRS** suggested)

TABLED - February 3, 2005 (Till Later Today) by Representative NORTON of Bangor.

PENDING - REFERENCE.

Subsequently, the Bill was **REFERRED** to the Committee on **EDUCATION AND CULTURAL AFFAIRS**, ordered printed and sent for concurrence.

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

Bill "An Act To Amend Provisions of the Submerged Lands Laws"

(S.P. 183) (L.D. 574)

Which was **TABLED** by Representative PIOTTI of Unity pending **REFERENCE**.

Subsequently, the Bill was **REFERRED** to the Committee on **AGRICULTURE, CONSERVATION AND FORESTRY**, in concurrence.

SENATE PAPERS

Bill "An Act To Provide Access to Maine's Resources to Veterans of the Iraq War" (EMERGENCY)

(S.P. 204) (L.D. 649)

Bill "An Act To Require the Department of Agriculture, Food and Rural Resources Accurately Identify Harmful and Nonharmful Bacteria When Testing Food Products"

(S.P. 209) (L.D. 654)

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

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

Bill "An Act To Authorize a General Fund Bond Issue To Clean Up Chemicals in Public Schools"

(S.P. 219) (L.D. 683)

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

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

Bill "An Act To Provide Incentives to Businesses That Locate to Existing Buildings"

(S.P. 202) (L.D. 647)

Bill "An Act To Clarify Warranty Practices between Manufacturers, Distributors and Dealers of Power Equipment, Machinery and Appliances"

(S.P. 208) (L.D. 653)

Bill "An Act To Provide for the Efficient Administration of Scholarship Resources" (EMERGENCY)

(S.P. 216) (L.D. 680)

Bill "An Act To Expand the Availability of Pine Tree Development Zone Benefits"

(S.P. 220) (L.D. 684)

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

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

Bill "An Act To Allow a Vehicle To Be Confiscated When the Driver Has Multiple Violations of the Operating under the Influence Laws"

(S.P. 201) (L.D. 646)

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

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

Bill "An Act To Require That Students Meet Learning Results Requirements before Entering Grade 9"

(S.P. 211) (L.D. 675)

Resolve, Regarding the No Child Left Behind Act of 2001

(S.P. 212) (L.D. 676)

Bill "An Act To Encourage Effective Education of Special Needs Students in Maine's Private Schools"

(S.P. 215) (L.D. 679)

Came from the Senate, REFERRED to the Committee on **EDUCATION AND CULTURAL AFFAIRS** and ordered printed.

REFERRED to the Committee on **EDUCATION AND CULTURAL AFFAIRS** in concurrence.

Bill "An Act To Require Fair and Timely MaineCare Payments to Hospitals"

(S.P. 214) (L.D. 678)

Came from the Senate, REFERRED to the Committee on **HEALTH AND HUMAN SERVICES** and ordered printed.

REFERRED to the Committee on **HEALTH AND HUMAN SERVICES** in concurrence.

Bill "An Act Regarding Education of Certain Personal Watercraft Operators"

(S.P. 206) (L.D. 651)

Bill "An Act To Provide Free Deer Hunting Licenses to Persons 100 Years of Age or Older"

(S.P. 207) (L.D. 652)

Came from the Senate, REFERRED to the Committee on **INLAND FISHERIES AND WILDLIFE** and ordered printed.

REFERRED to the Committee on **INLAND FISHERIES AND WILDLIFE** in concurrence.

Resolve, Regarding Access to Geographic Information System Data

(S.P. 213) (L.D. 677)

Bill "An Act To Waive Continuing Education Requirements and To Provide an Automatic Extension of a License, Certificate or Registration for Mobilized Military Members"

(S.P. 221) (L.D. 685)

Came from the Senate, REFERRED to the Committee on **LEGAL AND VETERANS AFFAIRS** and ordered printed.

REFERRED to the Committee on **LEGAL AND VETERANS AFFAIRS** in concurrence.

Bill "An Act To Prohibit Discrimination in Housing"

(S.P. 199) (L.D. 644)

Bill "An Act To Promote the Commonsense Consumption of Food"

(S.P. 200) (L.D. 645)

Bill "An Act To Remove the Jurisdiction of Probate Court in Child Protection Petitions"

(S.P. 210) (L.D. 674)

Bill "An Act Regarding the Use of Arbitration in Certain Consumer Cases"

(S.P. 217) (L.D. 681)

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

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

Bill "An Act To Authorize the Department of Environmental Protection To Issue Emergency Permits for the Application of Herbicides and Pesticides"

(S.P. 198) (L.D. 643)

Bill "An Act To Exempt Maine Agricultural Fairs from the Requirements of the Site Location of Development Laws"

(S.P. 203) (L.D. 648)

Bill "An Act To Create a 5-year Statute of Limitations for Environmental Violations"

(S.P. 218) (L.D. 682)

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

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

Bill "An Act To Limit Telephone Utility Expenses Related to the Relocation of Call Centers"

(S.P. 197) (L.D. 642)

Came from the Senate, REFERRED to the Committee on **UTILITIES AND ENERGY** and ordered printed.

REFERRED to the Committee on **UTILITIES AND ENERGY** in concurrence.

The SPEAKER: The Chair recognizes the Representative from Sanford, Representative Tuttle, who wishes to address the House on the Record.

Representative TUTTLE: Mr. Speaker, Men and Women of the House. It would be remiss by me, and I think many of us here today, if we didn't offer congratulations to our New England Patriots' Football Team. In their 24 to 21 victory over the Philadelphia Eagles on Sunday night in the Super Bowl. It's their third Super Bowl victory in four years. I think we need to extend our congratulations to Coach Bill Belichick, Charlie Weis, Romeo Crennel, and to all the great fans of New England. Congratulations to players Tom Brady, Ted Bruschi, Ted Johnson, Adam Vinatieri, Corey Dillon, Rodney Harrison, and Deion Branch, the MVP of the game. Also, to owners Robert Kraft and family, and Personnel Director Scott Pioli.

Mr. Speaker, it is my hope that the Speaker's Office will extend an invitation to the team to come to the State House Chambers in Augusta so that we might honor them historically, as we do all of our great champions in the Great State of Maine. Thank you, Mr. Speaker.

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

LEGISLATIVE RECORD - HOUSE, February 8, 2005

On motion of Representative GERZOFKY of Brunswick, the House adjourned at 11:16 a.m., until 10:00 a.m. Thursday, February 10, 2005 and in honor and lasting tribute to Sergeant Lynn Robert Poulin, Sr., of Freedom and Jodie Lane of New York State and Sebago Lake.