

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
16th Legislative Day
Wednesday, February 16, 2005

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

Prayer by Father Gilbert Patenaude, Augusta (retired).

National Anthem by Maranacook Community High School Chorus and Show Chorus, Readfield.

Pledge of Allegiance.

Doctor of the day, Edward Pontius, M.D., Topsham.

The Journal of yesterday was read and approved.

SENATE PAPERS

Bill "An Act To Authorize a General Fund Bond Issue To Allow Municipalities To Purchase Fishing Rights and Equipment" (S.P. 261) (L.D. 794)

Bill "An Act To Authorize a General Fund Bond Issue for Bulkhead Restoration at the Former United States Coast Guard Site in Portland" (S.P. 262) (L.D. 795)

Bill "An Act To Authorize a General Fund Bond Issue To Create a Holocaust Human Rights Center at the University of Maine at Augusta" (S.P. 266) (L.D. 799)

Bill "An Act To Authorize a General Fund Bond Issue for the Land for Maine's Future Program" (S.P. 267) (L.D. 800)

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 Implement the Recommendations of the Commission To Study Public Health That Concern Schools, Children and Nutrition" (S.P. 263) (L.D. 796)

Bill "An Act Authorizing the State Board of Education To Mediate School Attendance Disputes" (S.P. 264) (L.D. 797)

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 Amend the Hospital Tax" (S.P. 224) (L.D. 687)

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

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 Repeal Tax and Match" (S.P. 236) (L.D. 699)

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

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 Postpone the Repeal Date on Nonhospital Expenditures in the Capital Investment Fund" (S.P. 240) (L.D. 742)

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

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 Allow Limited Partnerships between Brewers and Wholesalers" (S.P. 259) (L.D. 792)

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 Reestablish a Maximum Water Level for Phillips Lake" (S.P. 257) (L.D. 790)

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 Establish a Sunset on New State Agencies and Programs" (S.P. 265) (L.D. 798)

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 Concerning the Taxation of Buildings in Which Nonprofit Organizations Are Housed" (S.P. 258) (L.D. 791)

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

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

Bill "An Act Pertaining to Internet Services" (EMERGENCY) (S.P. 256) (L.D. 789)

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.

COMMUNICATIONS

The Following Communication: (H.C. 56)

**STATE OF MAINE
ONE HUNDRED AND TWENTY-SECOND LEGISLATURE
COMMITTEE ON AGRICULTURE, CONSERVATION AND
FORESTRY**

February 10, 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 Agriculture, Conservation and
Forestry has voted unanimously to report the following bill out
"Ought Not to Pass":

L.D. 139 An Act To Make a Record of Dog Licenses
Available On-line

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

Sincerely,

S/Sen. John M. Nutting

Senate Chair

S/Rep. John F. Piotti

House Chair

READ and ORDERED PLACED ON FILE.

The Following Communication: (H.C. 57)

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

February 10, 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 bill out "Ought Not
to Pass":

L.D. 161 An Act To Assist Dental Hygienists

We have also notified the sponsor 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. 58)

**STATE OF MAINE
ONE HUNDRED AND TWENTY-SECOND LEGISLATURE
COMMITTEE ON LEGAL AND VETERANS AFFAIRS**

February 10, 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 Legal and Veterans Affairs has
voted unanimously to report the following bill out "Ought Not to
Pass":

L.D. 91 An Act To Amend the Law Governing the
Storage of Spirits

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

Sincerely,

S/Sen. Kenneth T. Gagnon

Senate Chair

S/Rep. John L. Patrick

House Chair

READ and ORDERED PLACED ON FILE.

The Following Communication: (H.C. 59)

**STATE OF MAINE
ONE HUNDRED AND TWENTY-SECOND LEGISLATURE
COMMITTEE ON TRANSPORTATION**

February 10, 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 Transportation has voted
unanimously to report the following bill out "Ought Not to Pass":

L.D. 59 An Act To Repeal the Authority of the
Department of Transportation To Assess Impact
Fees on New Businesses

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

Sincerely,

S/Sen. Dennis Damon

Senate Chair

S/Rep. Boyd P. Marley

House Chair

READ and ORDERED PLACED ON FILE.

The Following Communication: (S.P. 268)

**122ND MAINE LEGISLATURE
AUGUSTA, MAINE 04333**

February 10, 2005

Sen. Ethan Strimling

Senate Chair, Joint Standing Committee on Labor

Rep. William J. Smith

House Chair, Joint Standing Committee on Labor

122nd Legislature

Augusta, ME 04333

Dear Senator Strimling and Representative Smith:

Please be advised that Governor John E. Baldacci has
nominated Glenn Burroughs of Lewiston for appointment and
Joan Kirkpatrick of Lincoln, John Cooney of Brunswick, Rodney
Hiltz of Monmouth, Paul Dionne of Lewiston, James Mingo of

Holden, and Gary Koocher of Portland for reappointment as members of the Workers' Compensation Board. Pursuant to Title 39-A M.R.S.A. Chapter 3 §151, these nominations will require review by the Joint Standing Committee on Labor.

Sincerely,
S/Beth Edmonds
President of the Senate
S/John Richardson
Speaker of the House

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

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

The Following Communication: (S.C. 70)

**MAINE SENATE
122ND LEGISLATURE
OFFICE OF THE SECRETARY**

February 15, 2005
Honorable Millicent M. MacFarland
Clerk of the House
State House Station 2
Augusta, ME 04333

Dear Clerk MacFarland:

Please be advised the Senate today Adhered to its previous action whereby it voted to indefinitely postpone the Joint Order To Amend the Joint Rules To Restrict Changes To Certain Budget Items (H.P. 297) .

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

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:

BUSINESS, RESEARCH AND ECONOMIC DEVELOPMENT

Resolve, To Establish 3-1-1 as a Statewide Business Assistance Services Line

(H.P. 584) (L.D. 825)

Sponsored by Representative WATSON of Bath.
Cosponsored by Senator MAYO of Sagadahoc and Representatives: DAVIS of Falmouth, GERZOFISKY of Brunswick, KOFFMAN of Bar Harbor, LERMAN of Augusta, MOODY of Manchester, PERCY of Phippsburg, PIOTTI of Unity.

Bill "An Act To Amend the Laws Regulating the Practice of Optometry"

(H.P. 591) (L.D. 832)

Sponsored by Representative BLANCHETTE of Bangor.

CRIMINAL JUSTICE AND PUBLIC SAFETY

Bill "An Act To Prevent Camcorder Piracy"

(H.P. 593) (L.D. 834)

Sponsored by Representative GERZOFISKY of Brunswick.
Cosponsored by Senator DAVIS of Piscataquis and Representatives: ASH of Belfast, BLANCHETTE of Bangor, BLISS of South Portland, BRYANT of Windham, HANLEY of

Gardiner, PELLETIER-SIMPSON of Auburn, PLUMMER of Windham, RINES of Wiscasset.

EDUCATION AND CULTURAL AFFAIRS

Bill "An Act To Amend the Curriculum Requirements for High School Students"

(H.P. 579) (L.D. 820)

Sponsored by Representative PINEAU of Jay.
Cosponsored by Senator MARTIN of Aroostook and Representatives: EDER of Portland, FARRINGTON of Gorham, FISHER of Brewer, SHERMAN of Hodgdon.

HEALTH AND HUMAN SERVICES

Resolve, To Establish the Blue Ribbon Commission on the Future of MaineCare

(H.P. 594) (L.D. 835)

Sponsored by Representative CURLEY of Scarborough.
Cosponsored by Senator ROTUNDO of Androscoggin and Representatives: MCKANE of Newcastle, MILLER of Somerville, MILLETT of Waterford, PINGREE of North Haven, SHIELDS of Auburn, WOODBURY of Yarmouth, Senators: MILLS of Somerset, ROSEN of Hancock.

JUDICIARY

Bill "An Act To Reduce the Duration of Nonpayment of Child Support That Triggers License Suspension"

(H.P. 589) (L.D. 830)

Sponsored by Representative KAELIN of Winterport.

LEGAL AND VETERANS AFFAIRS

Bill "An Act Regarding Fundraising for Clean Election and Traditional Candidates in Leadership Races"

(H.P. 581) (L.D. 822)

Sponsored by Representative CUMMINGS of Portland.
Cosponsored by Representative: WATSON of Bath.

Resolve, To Raise a Monument for Women Veterans of Maine

(H.P. 588) (L.D. 829)

Sponsored by Representative JENNINGS of Leeds.
Under suspension of the rules, cosponsored by Representatives: BLANCHETTE of Bangor, BRYANT of Windham, CANAVAN of Waterville, GROSE of Woolwich, HUTTON of Bowdoinham, JACKSON of Fort Kent, MILLS of Farmington, NORTON of Bangor, O'BRIEN of Lewiston, PARADIS of Frenchville, PINEAU of Jay, Speaker RICHARDSON of Brunswick, SAMPSON of Auburn, WHEELER of Kittery, Senators: ANDREWS of York, President EDMONDS of Cumberland.

MARINE RESOURCES

Bill "An Act To Amend the Laws Governing Aquaculture"

(H.P. 595) (L.D. 836)

Sponsored by Representative KAELIN of Winterport.
Cosponsored by Representatives: MERRILL of Appleton, TRAHAN of Waldoboro.
Submitted by the Department of Marine Resources pursuant to Joint Rule 204.

NATURAL RESOURCES

Bill "An Act To Require That the Department of Environmental Protection Consider Economic Impact When Adopting Environmental Regulations"

(H.P. 585) (L.D. 826)

Sponsored by Representative TRAHAN of Waldoboro.

TAXATION

Bill "An Act To Preserve Farmland and Timberland following the Death of an Owner"

(H.P. 586) (L.D. 827)

Sponsored by Representative FLETCHER of Winslow.

Cosponsored by Representative FLOOD of Winthrop, Senator ANDREWS of York and Representatives: PIOTTI of Unity, RECTOR of Thomaston, SHERMAN of Hodgdon, THOMPSON of China, Senator: NUTTING of Androscoggin.

Bill "An Act To Have Counties Retain All the Proceeds from the Real Estate Transfer Tax"

(H.P. 587) (L.D. 828)

Sponsored by Representative PINKHAM of Lexington Township.

Cosponsored by Representatives: FLETCHER of Winslow, KAELIN of Winterport, Senator WESTON of Waldo and Representatives: ANNIS of Dover-Foxcroft, AUSTIN of Gray, BLANCHARD of Old Town, DAVIS of Augusta, JOY of Crystal, MOORE of Standish, RICHARDSON of Skowhegan, Senator: DAVIS of Piscataquis.

TRANSPORTATION

Resolve, To Continue Efforts of the Department of Transportation To Balance Public Safety and Access to Land by Landowners

(H.P. 580) (L.D. 821)

Sponsored by Representative KAELIN of Winterport.

Resolve, To Allow for Seasonal Commercial Vehicle Registration

(H.P. 582) (L.D. 823)

Sponsored by Representative THOMPSON of China.

Cosponsored by Senator SNOWE-MELLO of Androscoggin and Representatives: CRESSEY of Cornish, FLETCHER of Winslow, HOTHAM of Dixfield, JACKSON of Fort Kent, LANSLEY of Sabattus, MOODY of Manchester, PATRICK of Rumford, WHEELER of Kittery.

Bill "An Act To Clarify the Law Relating to Motor Vehicle Repair Posters"

(H.P. 590) (L.D. 831)

Sponsored by Representative McKENNEY of Cumberland.

Cosponsored by Representatives: CLOUGH of Scarborough, COLLINS of Wells, DUGAY of Cherryfield.

Bill "An Act To Promote Safe Routes to School"

(H.P. 592) (L.D. 833)

Sponsored by Representative MARLEY of Portland.

Cosponsored by Senator COWGER of Kennebec and Representatives: BARSTOW of Gorham, DUCHESNE of Hudson, EDER of Portland, KAELIN of Winterport, LERMAN of Augusta, PARADIS of Frenchville, RECTOR of Thomaston, Senator: SAVAGE of Knox.

UTILITIES AND ENERGY

Bill "An Act To Allow the Public Utilities Commission To Consider the Health of Maine's Manufacturing Economy in the Design of Electric Rates and Energy Policy"

(H.P. 583) (L.D. 824)

Sponsored by Representative FLETCHER of Winslow.

ORDERS

On motion of Representative WHEELER of Kittery, the following House Order: (H.O. 24)

ORDERED, that Representative George R. Bishop, Jr. of Boothbay be excused Thursday, February 10th for personal reasons.

AND BE IT FURTHER ORDERED, that Representative Carol A. Grose of Woolwich be excused Thursday, February 10th for health reasons.

AND BE IT FURTHER ORDERED, that Representative Jeff Kaelin of Winterport be excused Tuesday, February 1st, Thursday, February 3rd, Tuesday, February 8th and Thursday, February 10th for personal reasons

AND BE IT FURTHER ORDERED, that Representative Elaine Makas of Lewiston be excused Thursday, February 10th for personal reasons.

AND BE IT FURTHER ORDERED, that Representative Bradley S. Moulton of York be excused Thursday, February 10th for personal reasons.

AND BE IT FURTHER ORDERED, that Representative Roberta M. Muse of Fryeburg be excused Thursday, February 10th for personal reasons.

AND BE IT FURTHER ORDERED, that Representative Robert W. Nutting of Oakland be excused Thursday, February 10th for personal reasons.

AND BE IT FURTHER ORDERED, that Representative Nancy E. Smith of Monmouth be excused Tuesday, February 8th for legislative business.

AND BE IT FURTHER ORDERED, that Representative Richard M. Sykes of Harrison be excused Thursday, February 10th for personal reasons.

AND BE IT FURTHER ORDERED, that Representative Linda M. Valentino of Saco be excused Thursday, February 10th for personal reasons.

READ and PASSED.

CONSENT CALENDAR

Second Day

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

(H.P. 13) (L.D. 8) Resolve, Regarding Legislative Review of the Repeal of Chapter 130: Rules for Equivalent Instruction Programs, a Major Substantive Rule That Has Been Provisionally Repealed by the Department of Education (EMERGENCY)

(H.P. 27) (L.D. 24) Bill "An Act To Provide for the Efficient Administration of Family Development Accounts"

(H.P. 77) (L.D. 101) Bill "An Act To Amend the Membership of the InforME Board" (C. "A" H-22)

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

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

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

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 Amend Arborist Licensing Law"
(H.P. 612) (L.D. 861)

Sponsored by Representative LERMAN of Augusta.
Cosponsored by Representatives: FLOOD of Winthrop, PIOTTI of Unity.
Submitted by the Department of Agriculture, Food and Rural Resources pursuant to Joint Rule 204.

CRIMINAL JUSTICE AND PUBLIC SAFETY

Bill "An Act To Increase the Class of Crime for Home Trespass"
(H.P. 598) (L.D. 847)

Sponsored by Representative LEWIN of Eliot.
Cosponsored by Senator ANDREWS of York and Representatives: BOWEN of Rockport, BURNS of Berwick, DUGAY of Cherryfield, JOY of Crystal, NUTTING of Oakland, TARDY of Newport, Senators: DAVIS of Piscataquis, NASS of York.

Bill "An Act To Improve the Collection of Restitution and Supervision Fees"
(H.P. 613) (L.D. 862)

Sponsored by Representative BLANCHETTE of Bangor.
Cosponsored by Senator CLUKEY of Aroostook and Representatives: DAVIS of Augusta, GERZOFKY of Brunswick, GROSE of Woolwich, HANLEY of Gardiner, PLUMMER of Windham.
Submitted by the Department of Corrections pursuant to Joint Rule 204.

EDUCATION AND CULTURAL AFFAIRS

Bill "An Act Regarding Private Schools' Using Public Tuition Funds"
(H.P. 596) (L.D. 845)

Sponsored by Representative MOODY of Manchester.

Bill "An Act Allowing School Unions To Improve Efficiency"
(H.P. 607) (L.D. 856)

Sponsored by Representative MERRILL of Appleton.
Cosponsored by Senator DAMON of Hancock and Representatives: CUMMINGS of Portland, KOFFMAN of Bar Harbor, LANSLEY of Sabattus, McKANE of Newcastle, NORTON of Bangor, PINGREE of North Haven, TRAHAN of Waldoboro.

Resolve, To Direct the Department of Education To Review the School Facility Needs of the State and To Develop Standards for Cost-effective Financing of School Facilities
(H.P. 617) (L.D. 866)

Sponsored by Representative GOLDMAN of Cape Elizabeth.

Cosponsored by Senator MITCHELL of Kennebec and Representatives: BLISS of South Portland, BRYANT of Windham, EBERLE of South Portland, LUNDEEN of Mars Hill, NORTON of Bangor, SAVIELLO of Wilton, WEBSTER of Freeport.

HEALTH AND HUMAN SERVICES

Bill "An Act To Prevent Discrimination against Persons without Health Insurance"
(H.P. 597) (L.D. 846)

Sponsored by Representative LERMAN of Augusta.
Cosponsored by Representatives: BRAUTIGAM of Falmouth, DUDLEY of Portland, MARRACHÉ of Waterville, PERRY of Calais, Senators: MAYO of Sagadahoc, STRIMLING of Cumberland.

Bill "An Act To Ensure Wraparound Services for Children in Need of Care"
(H.P. 614) (L.D. 863)

Sponsored by Representative CRAVEN of Lewiston.
Cosponsored by Senator MAYO of Sagadahoc and Representatives: BURNS of Berwick, CAMPBELL of Newfield, DUNN of Bangor, GROSE of Woolwich, HUTTON of Bowdoinham, MAKAS of Lewiston, PINGREE of North Haven, SHIELDS of Auburn.

Bill "An Act To Limit MaineCare Benefits for Individuals Seriously in Arrears on Child Support Payments"
(H.P. 604) (L.D. 853)

Sponsored by Representative KAELIN of Winterport.
Cosponsored by Senator ANDREWS of York and Representatives: ASH of Belfast, FLETCHER of Winslow, Senator: DAMON of Hancock.

Committee on **HEALTH AND HUMAN SERVICES** suggested.

On motion of Representative DUPLESSIE of Westbrook, **TABLED** pending **REFERENCE** and later today assigned.

INLAND FISHERIES AND WILDLIFE

Bill "An Act To Increase Fines for Unregistered ATVs"
(H.P. 608) (L.D. 857)

Sponsored by Representative FINCH of Fairfield.
Cosponsored by Representatives: ASH of Belfast, GERZOFKY of Brunswick, JACKSON of Fort Kent.

Bill "An Act To Establish an All-terrain Vehicle Trail Pass System"
(H.P. 609) (L.D. 858)

Sponsored by Representative FINCH of Fairfield.
Cosponsored by Representatives: JACKSON of Fort Kent, SMITH of Van Buren, WHEELER of Kittery.

Resolve, To Improve the Information and Education Services of the Department of Inland Fisheries and Wildlife
(H.P. 616) (L.D. 865)

Sponsored by Representative WATSON of Bath.
Cosponsored by Representatives: JACKSON of Fort Kent, MOODY of Manchester, WHEELER of Kittery.

JUDICIARY

Bill "An Act Regarding Child Protection Proceedings"

(H.P. 618) (L.D. 867)

Sponsored by Representative PELLETIER-SIMPSON of Auburn.
Cosponsored by Senator HOBBS of York.
Submitted by the Department of the Attorney General pursuant to Joint Rule 204.

LEGAL AND VETERANS AFFAIRS

Bill "An Act To Limit In-kind Contributions to Maine Clean Election Act Candidates"

(H.P. 606) (L.D. 855)

Sponsored by Representative BOWEN of Rockport.
Cosponsored by Senator SAVAGE of Knox and Representatives: BOWLES of Sanford, BROWN of South Berwick, HOTHAM of Dixfield, RECTOR of Thomaston, RICHARDSON of Warren, TARDY of Newport.

Bill "An Act To Provide Greater Civil Relief Protection for Members of the Military"

(H.P. 610) (L.D. 859)

Sponsored by Representative TUTTLE of Sanford.
Cosponsored by Senator HOBBS of York and Representatives: BROWN of South Berwick, HOTHAM of Dixfield, PATRICK of Rumford, PELLETIER-SIMPSON of Auburn, SHERMAN of Hodgdon, VALENTINO of Saco, Senator: PLOWMAN of Penobscot.

Submitted by the Department of Defense, Veterans and Emergency Management pursuant to Joint Rule 204.

Bill "An Act To Increase Access to Information Regarding Referendum Questions"

(H.P. 621) (L.D. 870)

Sponsored by Representative MAKAS of Lewiston.
Cosponsored by Senator MITCHELL of Kennebec and Representatives: CLARK of Millinocket, FISHER of Brewer, GERZOFKY of Brunswick, GROSE of Woolwich, PATRICK of Rumford, PINEAU of Jay, RINES of Wiscasset, TUTTLE of Sanford.

NATURAL RESOURCES

Resolve, To Require the State To Clean Up Toothaker Pond in Phillips

(H.P. 603) (L.D. 852)

Sponsored by Representative SAVIELLO of Wilton.
Cosponsored by Senator WOODCOCK of Franklin and Representatives: DUPLESSIE of Westbrook, JENNINGS of Leeds, KOFFMAN of Bar Harbor, MILLS of Farmington, PINEAU of Jay, THOMPSON of China.

Bill "An Act To Ban the Distribution of Children's Products That Contain Mercury Batteries"

(H.P. 605) (L.D. 854)

Sponsored by Representative MAKAS of Lewiston.
Cosponsored by Representatives: CANAVAN of Waterville, CRESSEY of Cornish, Senator COWGER of Kennebec, Senator NUTTING of Androscoggin and Representatives: EBERLE of South Portland, GERZOFKY of Brunswick, GROSE of Woolwich, HUTTON of Bowdoinham, KOFFMAN of Bar Harbor, MUSE of Fryeburg, THOMPSON of China, TWOMEY of Biddeford.

STATE AND LOCAL GOVERNMENT

Bill "An Act To Extend Recognition to the Metis People"

(H.P. 620) (L.D. 869)

Sponsored by Representative BOWEN of Rockport. (BY REQUEST)

Cosponsored by Senator SAVAGE of Knox.

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

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

TAXATION

Bill "An Act To Maintain Traditional Recreational Uses in Maine's Forests"

(H.P. 602) (L.D. 851)

Sponsored by Representative SAVIELLO of Wilton.
Cosponsored by Senator MARTIN of Aroostook and Representatives: CARR of Lincoln, CLARK of Millinocket, DUPLESSIE of Westbrook, MILLS of Farmington, PINEAU of Jay, THOMPSON of China, Senators: DAVIS of Piscataquis, WOODCOCK of Franklin.

Committee on **TAXATION** suggested.

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

TRANSPORTATION

Resolve, Directing the Department of Transportation To Use Composite Manufactured Materials

(H.P. 601) (L.D. 850)

Sponsored by Representative McKENNEY of Cumberland.
Cosponsored by Representative: RICHARDSON of Greenville, Senator: DAVIS of Piscataquis.

UTILITIES AND ENERGY

Bill "An Act To Restore to Maine Citizens Responsible Access to Sebago Lake"

(H.P. 599) (L.D. 848)

Sponsored by Representative MOORE of Standish.
Cosponsored by Senator DIAMOND of Cumberland and Representatives: AUSTIN of Gray, FLETCHER of Winslow, JOY of Crystal.

Bill "An Act To Require That Certain Water Districts Install Sand Filtration Systems To Ensure the Safety and Purity of the Water Supply"

(H.P. 600) (L.D. 849)

Sponsored by Representative MOORE of Standish.
Cosponsored by Representatives: CRESSEY of Cornish, MAREAN of Hollis, Senator: DIAMOND of Cumberland.

Bill "An Act To Efficiently Use Funds of the Public Utilities Commission" (EMERGENCY)

(H.P. 611) (L.D. 860)

Sponsored by Representative BLISS of South Portland.
Cosponsored by Senator BARTLETT of Cumberland and Representative: FLETCHER of Winslow.
Submitted by the Public Utilities Commission pursuant to Joint Rule 204.

Bill "An Act To Streamline Sewer District and Sanitary District Borrowing"

(H.P. 615) (L.D. 864)

Sponsored by Representative RINES of Wiscasset.
Cosponsored by Senator BARTLETT of Cumberland and Representatives: ADAMS of Portland, CRESSEY of Cornish, GERZOFSKY of Brunswick.

Bill "An Act To Ensure Equity in Funding" (EMERGENCY)

(H.P. 619) (L.D. 868)

Sponsored by Representative BLISS of South Portland.
Cosponsored by Senator BARTLETT of Cumberland and Representative: FLETCHER of Winslow.

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

Bill "An Act To Limit MaineCare Benefits for Individuals Seriously in Arrears on Child Support Payments"

(H.P. 604) (L.D. 853)

Which was **TABLED** by Representative DUPLESSIE of Westbrook pending **REFERENCE**.

Subsequently, the Bill was **REFERRED** to the Committee on **JUDICIARY**, and sent for concurrence.

SENATE PAPERS

The following Joint Order: (S.P. 275)

ORDERED, the House concurring, that when the House and Senate adjourn, they do so until Tuesday, February 22, 2005, at 10:00 in the morning.

Came from the Senate, **READ** and **PASSED**.

READ and **PASSED** in concurrence.

Bill "An Act To Require that Division Heads within the Department of Agriculture, Food and Rural Resources Be Unclassified"

(S.P. 270) (L.D. 815)

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 Expand Maine's Ocean-based Economy"

(S.P. 274) (L.D. 819)

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 Fix within State Government the Responsibility for Mental Health Services to Maine's Elderly"

(S.P. 272) (L.D. 817)

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 Changing the Flow of Water on Another's Land"

(S.P. 271) (L.D. 816)

Bill "An Act To Specify Phosphorus Limits for Gulf Island Pond"

(S.P. 273) (L.D. 818)

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

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

Resolve, To Require the Department of Transportation To Use Adjustable Warning Signs

(S.P. 269) (L.D. 814)

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

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

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

On motion of Representative DUGAY of Cherryfield, the House adjourned at 9:55 a.m., until 10:00 a.m., Tuesday, February 22, 2005 pursuant to the Joint Order (S.P. 275) and in honor and lasting tribute to Harold A. Miller, of Alton, Nicholas Dean, of Edgecomb, Elizabeth Irene Greene Gorham, of Portland and Olive M. Treadwell, of Acton.