

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 SPECIAL SESSION
3rd Legislative Day
Wednesday, April 6, 2005

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

Prayer by Father Paul Dumais, Parish of the Holy Spirit, Waterville.

Colors presented by Sergeant Lionel Lavoie, United States Marine Corp., Frenchville and Staff Sergeant Carl Simone, Maine National Guard, Windham.

National Anthem by Melanie Saucier, Fort Kent Elementary School.

Pledge of Allegiance.

The Journal of yesterday was read and approved.

SENATE PAPERS

Bill "An Act To Amend the Laws Concerning Registration of Engineers"

(S.P. 537) (L.D. 1548)

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 Control the Spread of Methamphetamines"

(S.P. 523) (L.D. 1507)

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.

Non-Concurrent Matter

Bill "An Act To Ensure Appropriate Development in Lands under the Jurisdiction of the Maine Land Use Regulation Commission"

(H.P. 1088) (L.D. 1547)

REFERRED to the Committee on **NATURAL RESOURCES** in the House on April 4, 2005.

Came from the Senate REFERRED to the Committee on **AGRICULTURE, CONSERVATION AND FORESTRY** in **NON-CONCURRENCE**.

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

Non-Concurrent Matter

Joint Order authorizing the Joint Standing Committee on Natural Resources To Report Out a Bill relative to laws governing growth management

(H.P. 1040)

READ and PASSED in the House on March 29, 2005.

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

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

COMMUNICATIONS

The Following Communication: (H.C. 122)

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

April 4, 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 30-A § 4350, I am pleased to appoint the following Representative James M. Schatz of Blue Hill to serve as a member of the Community Preservation Advisory Committee.

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

Sincerely,

S/John Richardson

Speaker of the House

READ and ORDERED PLACED ON FILE.

The Following Communication: (H.C. 123)

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

April 4, 2005

Honorable Millicent MacFarland

Clerk of the House

2 State House Station

Augusta, ME 04333

Dear Clerk MacFarland:

Pursuant to my authority under PL 1993, c. 410, Pt. LL, I am pleased to appoint the following Representatives to the Substance Abuse Services Commission:

Hon. Anne Perry of Calais

Hon. William R. Walcott of Lewiston

Hon. David C. Webster of Freeport

Hon. Robert W. Nutting of Oakland

If 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.

The Following Communication: (H.C. 124)

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

April 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 Taxation has voted unanimously to report the following bills out "Ought Not to Pass":

- L.D. 115 An Act Enabling Municipalities To Establish Municipal Land Banks Funded by Local Option Real Estate Transfer Taxes
- L.D. 241 An Act To Ensure That the Exemption for Pensions Is Applied Fairly
- L.D. 365 An Act To Provide the Veterans' Property Tax Exemption to All Veterans
- L.D. 736 An Act To Provide Property Tax Relief to County Taxpayers
- L.D. 828 An Act To Have Counties Retain All the Proceeds from the Real Estate Transfer Tax
- L.D. 965 RESOLUTION, Proposing an Amendment to the Constitution of Maine To Provide a \$5,000 Property Tax Exemption to Veterans, Regardless of Home Value
- L.D. 1019 An Act To Increase the Tax Imposed on Lodging
- L.D. 1086 An Act To Increase the Real Estate Transfer Tax on Out-of-state Purchasers
- L.D. 1103 An Act To Provide Funding to the Land for Maine's Future Fund

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

Sincerely,
S/Sen. Joseph Charles Perry
Senate Chair
S/Rep. Richard G. Woodbury
House Chair

READ and ORDERED PLACED ON FILE.

The Following Communication: (H.C. 125)

STATE OF MAINE

**ONE HUNDRED AND TWENTY-SECOND LEGISLATURE
COMMITTEE ON NATURAL RESOURCES**

April 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 Natural Resources has voted unanimously to report the following bills out "Ought Not to Pass":

- L.D. 854 An Act To Ban the Distribution of Children's Products That Contain Mercury Batteries
- L.D. 1022 An Act To Amend the Laws Governing Shoreland Zoning
- L.D. 1071 Resolve, To Conform Oil Tank Piping Leakage Detection Standards to Federal Law
- L.D. 1097 Resolve, To Discourage After-the-fact Department of Environmental Protection Applications

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

Sincerely,
S/Sen. Scott W. Cowger
Senate Chair
S/Rep. Theodore Koffman
House Chair

READ and ORDERED PLACED ON FILE.

The Following Communication: (H.C. 126)

STATE OF MAINE

ONE HUNDRED AND TWENTY-SECOND LEGISLATURE

COMMITTEE ON INSURANCE AND FINANCIAL SERVICES

March 24, 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. 86 An Act To Increase the Availability of Individual Health Insurance in Maine
- L.D. 127 An Act To Require Health Insurance Policies To Provide Coverage for Physical, Occupational and Speech Therapy
- L.D. 448 An Act To Require Health Insurers To Cover the Cost of Sign Language Interpreters for All Nonhospital Medical Appointments
- L.D. 743 An Act To Streamline the Appeals Process for the Determination of Certain Health Insurance Benefits
- L.D. 909 An Act To Help Home Day Care Providers Obtain Homeowners and Liability Insurance
- L.D. 920 An Act To Require Insurance Companies To Provide Truthful Information

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.

PETITIONS, BILLS AND RESOLVES REQUIRING REFERENCE

The following Bills and Resolve 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:

HEALTH AND HUMAN SERVICES

Resolve, To Establish the Commission To Study the Delivery of Services to Maine Citizens with Brain Injuries (EMERGENCY)
(H.P. 1095) (L.D. 1554)

Sponsored by Representative LERMAN of Augusta.

Cosponsored by Senator MAYO of Sagadahoc and Representatives: BURNS of Berwick, CRAVEN of Lewiston, CURLEY of Scarborough, GROSE of Woolwich, MAKAS of Lewiston, PINGREE of North Haven, TRAHAN of Waldoboro, WEBSTER of Freeport.

Bill "An Act To Improve Quality, Effectiveness and Efficiency in the Department of Health and Human Services"

(H.P. 1096) (L.D. 1555)

Sponsored by Representative LERMAN of Augusta.

Cosponsored by Senator NASS of York and Representatives: BURNS of Berwick, CRAVEN of Lewiston, CROSTHWAITE of Ellsworth, GROSE of Woolwich, PINGREE of North Haven, WEBSTER of Freeport, Senator: MAYO of Sagadahoc.

TAXATION

Bill "An Act To Make Owners of Cooperative Housing Eligible for the Homestead Exemption"

(H.P. 1093) (L.D. 1552)

Sponsored by Representative CROSBY of Topsham.
 Cosponsored by Senator MAYO of Sagadahoc and Representatives: ADAMS of Portland, AUSTIN of Gray, BABBIDGE of Kennebunk, BARSTOW of Gorham, BEAUDETTE of Biddeford, BERUBE of Lisbon, BISHOP of Boothbay, BLANCHARD of Old Town, BLISS of South Portland, BOWEN of Rockport, BOWLES of Sanford, BRAUTIGAM of Falmouth, BROWNE of Vassalboro, BRYANT of Windham, BURNS of Berwick, CAIN of Orono, CEBRA of Naples, CLARK of Millinocket, CLOUGH of Scarborough, COLLINS of Wells, CRAVEN of Lewiston, CROSTHWAITE of Ellsworth, CUMMINGS of Portland, CURLEY of Scarborough, DAVIS of Falmouth, DRISCOLL of Westbrook, DUCHESNE of Hudson, DUDLEY of Portland, DUGAY of Cherryfield, DUNN of Bangor, DUPLESSIE of Westbrook, EBERLE of South Portland, EDER of Portland, FAIRCLOTH of Bangor, FARRINGTON of Gorham, FISCHER of Presque Isle, FLETCHER of Winslow, FLOOD of Winthrop, GOLDMAN of Cape Elizabeth, GROSE of Woolwich, HANLEY of Gardiner, HARLOW of Portland, HOGAN of Old Orchard Beach, HUTTON of Bowdoinham, JACOBSEN of Waterboro, JENNINGS of Leeds, LERMAN of Augusta, LINDELL of Frankfort, LUNDEEN of Mars Hill, MAKAS of Lewiston, MARLEY of Portland, MARRACHÉ of Waterville, MAZUREK of Rockland, McKENNEY of Cumberland, MILLER of Somerville, MILLS of Farmington, MOODY of Manchester, MUSE of Fryeburg, NORTON of Bangor, O'BRIEN of Lewiston, PATRICK of Rumford, PELLETIER-SIMPSON of Auburn, PERCY of Phippsburg, PERRY of Calais, PILON of Saco, PINGREE of North Haven, PINKHAM of Lexington Township, PLUMMER of Windham, RECTOR of Thomaston, Speaker RICHARDSON of Brunswick, ROBINSON of Raymond, SAMPSON of Auburn, SAVIELLO of Wilton, SCHATZ of Blue Hill, SMITH of Monmouth, TARDY of Newport, TUTTLE of Sanford, VALENTINO of Saco, WALCOTT of Lewiston, WEBSTER of Freeport, WHEELER of Kittery, WOODBURY of Yarmouth, Senators: BARTLETT of Cumberland, BRENNAN of Cumberland, BROMLEY of Cumberland, BRYANT of Oxford, COURTNEY of York, COWGER of Kennebec, DAMON of Hancock, DIAMOND of Cumberland, DOW of Lincoln, President EDMONDS of Cumberland, GAGNON of Kennebec, HASTINGS of Oxford, HOBBS of York, MARTIN of Aroostook, MILLS of Somerset, MITCHELL of Kennebec, ROSEN of Hancock, SCHNEIDER of Penobscot, STRIMLING of Cumberland, WESTON of Waldo. Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 205.

Bill "An Act To Impose a Gross Receipts Tax on 'Big Box Stores'"

(H.P. 1094) (L.D. 1553)

Sponsored by Representative LERMAN of Augusta.
 Cosponsored by Senator STRIMLING of Cumberland and Representatives: ADAMS of Portland, BARSTOW of Gorham, BURNS of Berwick, CANAVAN of Waterville, CRAVEN of Lewiston, DUCHESNE of Hudson, DUDLEY of Portland, DUNN of Bangor, EBERLE of South Portland, FAIRCLOTH of Bangor, FARRINGTON of Gorham, GERZOFKY of Brunswick, HOGAN of Old Orchard Beach, HUTTON of Bowdoinham, MOODY of Manchester, O'BRIEN of Lewiston, PATRICK of Rumford, PERRY of Calais, PINEAU of Jay, PINGREE of North Haven, SMITH of Monmouth, THOMPSON of China, WATSON of Bath, WEBSTER of Freeport, Senator: PERRY of Penobscot.

Bill "An Act To Promote and Facilitate Programs That Teach Thinking Skills and Problem Solving"

(H.P. 1097) (L.D. 1556)

Sponsored by Representative CUMMINGS of Portland.

Representative DUDLEY of Portland assumed the Chair.
 The House was called to order by the Speaker Pro Tem.

ORDERS

On motion of Representative PARADIS of Frenchville, the following Joint Resolution: (H.P. 1092) (Cosponsored by Representatives: BEAUDETTE of Biddeford, BERUBE of Lisbon, BLANCHARD of Old Town, BLANCHETTE of Bangor, CANAVAN of Waterville, CRAVEN of Lewiston, CROSTHWAITE of Ellsworth, DAIGLE of Arundel, DUCHESNE of Hudson, DUDLEY of Portland, DUGAY of Cherryfield, DUPLESSIE of Westbrook, JACKSON of Fort Kent, LINDELL of Frankfort, MAKAS of Lewiston, MARRACHÉ of Waterville, MUSE of Fryeburg, O'BRIEN of Lewiston, PELLETIER-SIMPSON of Auburn, PILON of Saco, PINEAU of Jay, SAMPSON of Auburn, SMITH of Van Buren, TARDY of Newport, TRAHAN of Waldoboro, TUTTLE of Sanford, TWOMEY of Biddeford, WALCOTT of Lewiston, Senators: GAGNON of Kennebec, MARTIN of Aroostook, PLOWMAN of Penobscot, ROTUNDO of Androscoggin)

**RÉSOLUTION CONJOINTE HONORANT
 LES FRANCO-AMÉRICAINS**

Considérant que, l'état du Maine est nommé après la province du Maine en France et que les villages de Paris et Calais dans l'état du Maine portent les noms de la capitale de France et du port français de Calais, respectivement; et

Considérant que, l'état du Maine a célébré l'année dernière le 400ième anniversaire du premier village français au Nouveau Monde sur l'île Sainte-Croix en 1604; et

Considérant que, plus d'un tiers de la population du Maine est de descendance française ou canadienne; et

Considérant que, les franco-américains du Maine ont contribué beaucoup à la beauté et la qualité de cet état; et

Considérant que, le français est la première langue de milliers de citoyens du Maine; et

Considérant que, il y a eu une augmentation de l'utilisation de la langue française et une appréciation croissante de l'héritage franco-américain à travers l'état; et

Considérant que, des clubs et des associations pour promouvoir la culture et la langue française sont nés à travers l'état, y inclus le caucus francophone à la capitale; et

Considérant que, les gens qui parlent couramment le français et l'anglais sont une ressource économique et culturelle pour l'état du Maine; et

Considérant que, le tourisme culturel sera accru par les véritables centres franco-américains à travers l'état et la grande présence de franco-américains dans le Maine peut renforcer davantage nos relations avec le Canada, la France, et les autres pays francophones; et

Considérant que, le premier Jour Franco-Américain a été célébré mercredi, 6 mars, 2002, à la Capitale de l'État; maintenant, alors, qu'il soit

Résolu, que nous, les membres de la Cent-Vingt-Deuxième Législature, assemblés dans la première session spéciale, au nom des gens que nous représentons, proclamons que le Jour Franco-Américain soit célébré mercredi, 6 avril, 2005, à la Capitale de l'État; et qu'il soit aussi

Résolu, que nous suggérons que le Jour Franco-Américain soit célébré chaque année au mois de mars pour commémorer la riche histoire du peuple français dans l'état du Maine et aux États-Unis d'Amérique.

**JOINT RESOLUTION RECOGNIZING
FRANCO-AMERICAN DAY**

WHEREAS, the State of Maine is named after the Province of Maine in France and the Towns of Paris and Calais owe their names to the capital city of France and the French port city of Calais, respectively; and

WHEREAS, more than 1/3 of the population of Maine is of French and Canadian descent. Franco-Americans in Maine have contributed much to the beauty and quality of this State; and

WHEREAS, French is the primary language of thousands of Mainers and there has been a resurgence in the use of the French language and a heightened appreciation of the Franco-American heritage throughout the State; and

WHEREAS, clubs and organizations to promote French culture and language have sprung up throughout the State, including the Francophone Caucus at the Capitol; and

WHEREAS, fluent French-English bilingual people are a cultural and economic resource to the State of Maine; and

WHEREAS, cultural tourism can be greatly enhanced by the genuine Franco-American centers throughout the State and the large Franco-American presence in Maine can further strengthen our relationships with Canada, France and the rest of the francophone world; and

WHEREAS, the first Franco-American Day was celebrated on Wednesday, March 6, 2002 at the State Capitol; now, therefore, be it

RESOLVED: That We, the members of the One Hundred and Twenty-second Legislature now assembled in the First Special Session, on behalf of the people we represent, proclaim that Wednesday, April 6, 2005 is Franco-American Day, to be celebrated at the State Capitol; and be it further

RESOLVED: That we suggest that Franco-American Day be celebrated annually to commemorate the rich history of the French people in the State of Maine and the United States of America.

READ.

The SPEAKER PRO TEM: The Chair recognizes the Representative from Fryeburg, Representative Muse.

Representative MUSE: Thank you Mr. Speaker. Mr. Speaker, Ladies and Gentlemen of the House.

Résolution Conjointe Honorant Les Franco-Américains

Considérant que, l'état du Maine est nommé après la province du Maine en France et que les villages de Paris et Calais dans l'état du Maine portent les noms de la capitale de France et du port français de Calais, respectivement; et

Considérant que, l'état du Maine a célébré l'année dernière le 400ième anniversaire du premier village français au Nouveau Monde sur l'île Sainte-Croix en 1604; et

Considérant que, plus d'un tiers de la population du Maine est de descendance française ou canadienne; et

Considérant que, les franco-américains du Maine ont contribué beaucoup à la beauté et la qualité de cet état; et

Considérant que, le français est la première langue de milliers de citoyens du Maine; et

Considérant que, il y a eu une augmentation de l'utilisation de la langue française et une appréciation croissante de l'héritage franco-américain à travers l'état; et

Considérant que, des clubs et des associations pour promouvoir la culture et la langue française sont nés à travers l'état, y inclus le caucus francophone à la capitale; et

Considérant que, les gens qui parlent couramment le français et l'anglais sont une ressource économique et culturelle pour l'état du Maine; et

Considérant que, le tourisme culturel sera accru par les véritables centres franco-américains à travers l'état et la grande présence de franco-américains dans le Maine peut renforcer davantage nos relations avec le Canada, la France, et les autres pays francophones; et

Considérant que, le premier Jour Franco-Américain a été célébré mercredi, 6 mars, 2002, à la Capitale de l'État; maintenant, alors, qu'il soit

Résolu, que nous, les membres de la Cent-Vingt-Deuxième Législature, assemblés dans la première session spéciale, au nom des gens que nous représentons, proclamons que le Jour Franco-Américain soit célébré mercredi, 6 avril, 2005, à la Capitale de l'État; et qu'il soit aussi

Résolu, que nous suggérons que le Jour Franco-Américain soit célébré chaque année au mois de mars pour commémorer la riche histoire du peuple français dans l'état du Maine et aux États-Unis d'Amérique.

Subsequently, the Joint Resolution was **ADOPTED**.

Sent for concurrence.

SPECIAL SENTIMENT CALENDAR

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

Recognizing:

Agnes (Daigle) Beaulieu, of Madawaska, who has been inducted into the Franco-American Hall of Fame. Mrs. Beaulieu has been married to her husband, Cyril, for 60 years. They have 5 children, Daniel, Alfred, Cecilia, John and Claudette, 8 grandchildren and 4 great-grandchildren. Mrs. Beaulieu assisted her husband in all of his enterprises, especially the St. John Valley Creamery and the Brunswick Bottling Company. In addition to her work in scouting, the PTA and the 4-H Club, she was a library volunteer until she went back to college and became the librarian for the Madawaska schools. She is a lifelong learner. She served on countless commissions and community boards. She was involved in the Save Our French movement, now Le Club Français. She raised all her children to be bilingual in French and English. She is one of the producers of the Club Français newsletter, *Le Fanal*. She encouraged her children to study music, at which they all excelled. Her son John has played the organ all over America, Europe, Africa and the Caribbean, and he even performed for Pope John Paul II. She has always been a patron of the arts and has encouraged several generations to find fulfillment through the arts. She is a voracious reader and prolific writer. Always keeping up with the fast-changing times, she is a self-taught computer whiz. We extend our congratulations to Mrs. Beaulieu on her achievements;

(HLS 471)

Presented by Representative PARADIS of Frenchville.

Cosponsored by Senator MARTIN of Aroostook, Representative SMITH of Van Buren, Representative JACKSON of Fort Kent.

On **OBJECTION** of Representative PARADIS of Frenchville, was **REMOVED** from the Special Sentiment Calendar.

READ and PASSED and sent for concurrence.

Recognizing:

Cyril Beaulieu, of Madawaska, who has been inducted into the Franco-American Hall of Fame. Mr. Beaulieu is a family man, entrepreneur par excellence, community builder, businessman, developer, organizer, inventor, policy maker, responsible river user and active supporter of an international seaport at Rivière-du-Loup, Maine-Quebec ententes and a north-south highway system. He founded many civic and fraternal organizations and chaired many projects. He served on municipal committees, including the budget committee and the industrial park committee. As a friend of governors and senators, he could lobby with the best of them. He was a founder of the Quebec, New Brunswick and Maine Alliance, understanding the importance of interrelationships between the 2 countries, the states and the provinces. He has been a Catholic Church leader, builder, choir director, genealogist and historian, having completed many volumes of work and is a 50-year Knight of Columbus. We extend our appreciation to Mr. Beaulieu for his many contributions to the French language and culture and extend our congratulations to him on his achievements;

(HLS 472)

Presented by Representative PARADIS of Frenchville. Cosponsored by Senator MARTIN of Aroostook, Representative SMITH of Van Buren, Representative JACKSON of Fort Kent.

On **OBJECTION** of Representative PARADIS of Frenchville, was **REMOVED** from the Special Sentiment Calendar.

READ.

The SPEAKER PRO TEM: The Chair recognizes the Representative from Frenchville, Representative Paradis.

Representative **PARADIS**: Merci, Monsieur Le Président. Monsieur Le Président, messieurs et dames de la Chambre. Cyril et Agnès Beaulieu personnifient l'histoire de la Vallée St-Jean pendant plus d'un demi-siècle. Ils ont été tous les deux au centre du progrès qui a eu lieu dans notre belle région de l'état.

Cyril and Agnes Beaulieu personify the history of the St. John Valley for more than a half-century. Both of them have been at the center of the progress that has taken place in our beautiful region of the State.

Cyril a écrit beaucoup non seulement au sujet de ses entreprises mais aussi de l'économie de la Vallée St-Jean. Il a toujours été un supporteur ardent de l'héritage Franco - Américain a travers l'état. En réalité, il représente le sens créatif et pratique des colonisateurs acadiens au nord du Maine. Agnes a aussi écrit a propos de son expérience comme bibliothécaire dans les écoles de Madawaska et avec la Bibliothèque Publique de Madawaska. Elle offre présentement ses talents professionnels comme volontaire dans la Bibliothèque Mikesell au Centre Français de la Vallée St-Jean.

Cyril has written extensively, not only about his business endeavors but also about the economy of the St. John Valley. He has also been a strong supporter of the Franco-American heritage throughout the state. In fact, he symbolizes the ingenuity and practicality of the French-Acadian settlers in northern Maine. Agnes has also written about her experience as a librarian in the Madawaska schools and with the Madawaska Public Library. She continues her librarian work as a volunteer with the Mikesell French Library at the French Center of the St. John Valley.

Ce couple remarquable avec plus de 60 ans de mariage continue a inspirer les gens de tout age, mais surtout les jeunes, qui voient dans les Beaulieu un esprit jeune et une motivation qui ne connaît pas de limites.

This remarkable couple, with over 60 years of marriage, continues to inspire people of all ages but especially the young,

who see in the Beaulieus a youthful spirit and motivation without limits.

Ce beau couple de Madawaska Mérite bien le grand honneur d'être immortaliser au sein du Franco-Américain Hall of Famé.

This beautiful couple from Madawaska richly deserves the great honor of being immortalized in the Franco-American Hall of Fame.

The SPEAKER PRO TEM: The Chair recognizes the Representative from Lewiston, Representative Makas.

Representative **MAKAS**: Thank you Mr. Speaker. Mr. Speaker, Men and Women of the House. La Récongnition Officielle du maire Lionel Guay de Lewiston se passera au sénat À Dix Heures, mais nous L'honorons ici. C'est avec grand plaisir que nous reconnaissons ses grandes contributions a la ville de Lewiston et ses habitants. The Official Recognition will be passing the Senate at 10:00. We honor him here. It is with great pleasure that we recognize the mayor's great contributions to the city and people of Lewiston. Thank you.

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

The Speaker resumed the Chair.

The House was called to order by the Speaker.

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

UNFINISHED BUSINESS

The following matters, in the consideration of which the House was engaged at the time of adjournment yesterday, 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 David E. Adams, Auburn

(HLS 363)

TABLED - March 22, 2005 (Till Later Today) by Representative **MAKAS** of Lewiston.

PENDING - ADOPTION.

The SPEAKER: The Chair recognizes the Representative from Lewiston, Representative Makas.

Representative **MAKAS**: Thank you Mr. Speaker. Mr. Speaker, Men and Women of the House. I first met Dave Adams in 1992. I was working on a campaign and Dave came to help, something he did his entire life. He was always there when someone needed a hand or a few words of encouragement. That was just the way he was; that is who he was -a big man with a big smile and a huge heart cloaked in red, white and blue suspenders. I am honored to have known Dave and we will all miss him greatly.

The SPEAKER: The Chair recognizes the Representative from Auburn, Representative Shields.

Representative **SHIELDS**: Thank you Mr. Speaker. Mr. Speaker, Ladies and Gentlemen of the House. Mr. David Adams was my opponent in the last election. He was a good man, he was a good citizen and he was well regarded in our community. He served the city of Auburn well in a number of capacities and continued to serve the city well while on the charter commission at the time of his untimely death. We regret the loss of David Adams.

The SPEAKER: The Chair recognizes the Representative from Westbrook, Representative Duplessie.

Representative **DUPLESSIE**: Thank you Mr. Speaker. Mr. Speaker, Ladies and Gentlemen of the House. It is in deed an honor to speak today for my departed brother Dave Adams.

I first met Dave 25 years ago at a Maine AFL-CIO convention. Dave was an advocate for his union, the International Brotherhood of Electrical Workers, Local 1837, for the employees at Central Maine Power Company. We served together on the AFL-CIO executive board in the late '80's and Dave was always a strong advocate for the people that he represented. A very honorable man and always concerned about the safety and the health and welfare of all citizens, not just the employees he represented in the union.

I wish to offer my belated sympathies to the family whereas after Dave's passing I was out of town that complete weekend. My condolences to Jenny and the family, Godspeed.

Subsequently, the Sentiment was **ADOPTED** and 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:

(S.P. 20) (L.D. 40) Bill "An Act To Require That All Persons Engaging in Asbestos Abatement Activities Be Subject to Licensing and Certification Requirements" Committee on **NATURAL RESOURCES** reporting **Ought to Pass as Amended by Committee Amendment "A" (S-66)**

(S.P. 38) (L.D. 96) Bill "An Act To Increase the Adult Education State Subsidy by a Specific Percentage" Committee on **EDUCATION AND CULTURAL AFFAIRS** reporting **Ought to Pass as Amended by Committee Amendment "A" (S-63)**

(S.P. 82) (L.D. 229) Resolve, Directing the Department of Health and Human Services To Report on Certain MaineCare Practices Committee on **INSURANCE AND FINANCIAL SERVICES** reporting **Ought to Pass as Amended by Committee Amendment "A" (S-64)**

(S.P. 100) (L.D. 338) Bill "An Act To Clarify the Applicability of the Maine Consumer Credit Code to Affordable Housing Organizations" Committee on **INSURANCE AND FINANCIAL SERVICES** reporting **Ought to Pass as Amended by Committee Amendment "A" (S-65)**

(H.P. 444) (L.D. 611) Bill "An Act To Strengthen Tenants' Rights When There Is a Failure To Correct a Dangerous Condition" Committee on **LEGAL AND VETERANS AFFAIRS** reporting **Ought to Pass**

(H.P. 46) (L.D. 50) Bill "An Act To Ban Remote-control Hunting" Committee on **INLAND FISHERIES AND WILDLIFE** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-110)**

(H.P. 445) (L.D. 612) Bill "An Act To Authorize the Transfer of Hunting Permits" Committee on **INLAND FISHERIES AND WILDLIFE** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-112)**

(H.P. 687) (L.D. 977) Bill "An Act To Create a Civil Violation for Operating a Snowmobile Left of Center" Committee on **INLAND FISHERIES AND WILDLIFE** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-111)**

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

CONSENT CALENDAR

Second Day

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

(H.P. 179) (L.D. 240) Bill "An Act To Update Certain Provisions Pertaining to County Government"

(H.P. 12) (L.D. 7) Resolve, Regarding Legislative Review of Chapter 15: Rules Relating to Severance Pay, a Major Substantive Rule of the Department of Labor, Bureau of Labor Standards (EMERGENCY) (C. "A" H-107)

(H.P. 94) (L.D. 118) Bill "An Act To Provide Tax Relief for People with Functional Limitations" (C. "A" H-108)

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.

BILLS IN THE SECOND READING

House as Amended

Bill "An Act To Increase the Limit on the Right To Rejoin the Maine State Retirement System"

(H.P. 391) (L.D. 515)

(C. "A" H-106)

Was reported by the Committee on **Bills in the Second Reading** and **READ** the second time.

On motion of Representative HOGAN of Old Orchard Beach, was **SET ASIDE**.

The same Representative **REQUESTED** a roll call on **PASSAGE TO BE ENGROSSED as Amended**.

More than one-fifth of the members present expressed a desire for a roll call which was ordered.

The **SPEAKER**: A roll call has been ordered. The pending question before the House is Passage to be Engrossed as Amended. All those in favor will vote yes, those opposed will vote no.

ROLL CALL NO. 70

YEA - Ash, Austin, Babbidge, Barstow, Beaudette, Blanchard, Blanchette, Bliss, Bowen, Bowles, Brannigan, Brautigam, Brown R, Browne W, Bryant, Burns, Cain, Campbell, Canavan, Cebra, Churchill, Clark, Clough, Collins, Craven, Crosby, Cummings, Curley, Curtis, Daigle, Davis G, Davis K, Driscoll, Duchesne, Dudley, Dunn, Duplessie, Duprey, Eberle, Eder, Edgcomb, Emery, Faircloth, Farrington, Finch, Fischer, Fisher, Fitts, Fletcher, Gerzofsky, Glynn, Goldman, Greeley, Grose, Hall, Hamper, Hanley B, Harlow, Hogan, Hutton, Jacobsen, Jennings, Jodrey, Kaelin, Koffman, Lansley, Lundeen, Makas, Marean, Marley, Mazurek, McCormick, McFadden, McKenney, McLeod, Merrill, Miller, Millett, Mills, Moody, Moore G, Moulton, Muse, Nass, Norton, Nutting, O'Brien, Paradis, Patrick, Percy, Perry, Pilon, Pineau, Pingree, Piotti, Plummer, Rector, Richardson E, Richardson M, Rines, Robinson, Rosen, Sampson, Saviello, Schatz, Seavey, Sherman, Shields, Smith N, Smith W, Sykes, Tardy, Thompson, Trahan, Tuttle, Twomey, Valentino, Walcott, Watson, Webster, Wheeler, Woodbury, Mr. Speaker.

NAY - Annis, Bierman, Bishop, Bryant-Deschenes, Carr, Cressey, Crosthwaite, Flood, Joy, Lindell, McKane, Pinkham, Richardson D, Richardson W, Stedman, Thomas, Vaughan.

ABSENT - Adams, Berube, Dugay, Hanley S, Hotham, Jackson, Lerman, Lewin, Marraché, Ott, Pelletier-Simpson.

Yes, 123; No, 17; Absent, 11; Excused, 0.

123 having voted in the affirmative and 17 voted in the negative, with 11 being absent, and accordingly the House Paper was **PASSED TO BE ENGROSSED AS AMENDED** and sent for concurrence. **ORDERED SENT FORTHWITH**.

At this point, the Speaker recognized the Representative from Bangor, Representative DUNN, the Representative from Warren, Representative RICHARDSON, the Representative from Hampden, Representative DUPREY, and they were added to the quorum call of the First Special Session of the 122nd Legislature.

ENACTORS

Acts

An Act To Amend the Laws Regarding the Licensure of Dentists, Dental Hygienists and Denturists

(S.P. 314) (L.D. 906)

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

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

REPORTS OF COMMITTEE

Divided Report

Majority Report of the Committee on **LEGAL AND VETERANS AFFAIRS** reporting **Ought Not to Pass** on Bill "An Act Regarding the Late Payment of Rent"

(H.P. 260) (L.D. 337)

Signed:

Senators:

MITCHELL of Kennebec

GAGNON of Kennebec

Representatives:

FISHER of Brewer

OTT of York

VALENTINO of Saco

PATRICK of Rumford

TUTTLE of Sanford

HOTHAM of Dixfield

MOORE of Standish

BLANCHETTE of Bangor

BROWN of South Berwick

Minority Report of the same Committee reporting **Ought to Pass** on same Bill.

Signed:

Senator:

PLOWMAN of Penobscot

Representative:

PINKHAM of Lexington Township

Representative MOORE of the Passamaquoddy Tribe - of the House - supports the Majority **Ought Not to Pass** Report.

READ.

On motion of Representative PATRICK of Rumford, the Majority **Ought Not to Pass** Report was **ACCEPTED** and sent for concurrence. **ORDERED SENT FORTHWITH.**

At this point, Speaker recognized the Representative from Cherryfield, Representative DUGAY, and he was added to the quorum call of the First Special Session of the 122nd Legislature.

The House recessed until 11:15 a.m. or the Sound of the Bell.

(After Recess)

The House was called to order by the Speaker.

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

UNFINISHED BUSINESS

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

Resolve, Regarding Legislative Review of Chapter 40: Medication Administration in Maine Schools, a Major Substantive Rule of the Department of Education (EMERGENCY)

(H.P. 16) (L.D. 11)

TABLED - April 5, 2005 (Till Later Today) by Representative CUMMINGS of Portland.

PENDING - PASSAGE TO BE ENGROSSED.

Representative LANSLEY of Sabattus **PRESENTED** House Amendment "A" (H-113), which was **READ** by the Clerk.

The SPEAKER: The Chair recognizes the Representative from Sabattus, Representative Lansley.

Representative LANSLEY: Thank you Mr. Speaker. Mr. Speaker, Ladies and Gentlemen of the House. I put this amendment in today because there is something going on in the schools that most people are not aware of. I work in the schools part-time teaching and some of the other teachers are aware of it.

When I walk into a school and I look into the mailboxes of the teachers and I see prescription bottles and different types of drugs that are there for the kids to be passed out it kind of raises a flag with me.

The amendment that I would like to do covers five points of this. It was brought up originally so that kids could be administered their inhalers for asthma. They can self-administer it. They don't need it. I have spoken with many people about this and anybody in the schools - anybody who is tapped on the shoulder and told too - can administer these medications to the kids according to whatever time it is they are supposed to take it. Anybody could do that. It could be a secretary or a janitor. It doesn't matter. There are different instances where a secretary was given this responsibility, even though there was a school nurse, she was tapped to do it. She had no idea what she was administering and the kids would just line up like little ducks and she would administer the medication and on their way they would go.

As far as the policy goes, one thing that I would like to see is that the school has a written policy for administering this medication and to stipulate that drug fact sheets are administered with the medications. Everybody gets them when they go get a prescription. They are included in any type of over the counter medication. What the drug fact sheet states is if there are any types of reactions to the different drugs. They explain what they are and what the drug is. They have the numbers on there to call and lets people know exactly what they are administering. A lot of these drugs that they have out there - I happen to be a licensed pharmacy tech and I have to go through continuing education courses in order to maintain my license - that are called schedule 2 drugs and a lot of these are ADD drugs and ADHD drugs, the Aderols the Riddlin. These are schedule 2 drugs, which are highly, highly regulated. If we are missing one pill, we can be fined by the government. We have to report this. It is highly regulated and this includes different pain medications. Oxy-contin is a schedule 2 drug for instance. I see these bottles just sitting around.

Right now, the statute states that the parents are supposed to bring these items in and hand them to the person that administers, but as I've seen the kids are transporting these drugs so they are not following that. These drug fact sheets which will tell about it and have a little more regulation to make sure that the parents are doing this, that is one of the items. The other item is the proper storage. As I stated, I find them in the teacher's mailboxes, I find them in desk drawers and I find the kids even have them and bring them down at the time they are supposed to and bring them down to the person administering. They are not supposed to have them. We have had some issues in one of our high schools where the kids were selling their ADHD drugs. The kids take them, crush them up and mix them with other medications and get designer drugs from it, which is another point.

As far as training goes, the new resolve requires a couple hour course training for someone to administer and they would be responsible for this. As I stated also, doing continuing education, they can do this over the Internet and there is no cost involved. The initial cost is already in the resolve so a fiscal note is very limited but they could do these continuing educations to keep themselves up to date with specific drugs coming out that have different or adverse effects on peoples health. Well, they can keep up with this on the continuing education.

One of the other points is that the initial training that is provided does not specify what type of training it is. There is already training that involves that, it's out there and we should have a listing of that training and who they go to.

The unlicensed school personnel, as far as a liability, right now there is nothing stated for liability purposes. What is the liability factor of someone who is trained and not trained? I found out that there is really no difference. They are both going to be liable no matter what. You would take it personally if some kid has some type of allergic reaction. I can tell you personally that it hits you quite hard. It's not a matter of the liability factor even and when you harm a kid like that and they don't know well that's just terrible there is no reason for it whatsoever. I feel strongly about this and I ask your support for this amendment.

Representative NORTON of Bangor moved that **House Amendment "A" (H-113)**, be **INDEFINITELY POSTPONED**.

The SPEAKER: The Chair recognizes the Representative from Bangor, Representative Norton.

Representative NORTON: Thank you Mr. Speaker. Mr. Speaker, Ladies and Gentlemen of the House. I point out to you that this came from committee as a 12-1 report. The problem with this amendment as I see it is that it is an amendment to a rule.

These rules were written because of statutes that we passed; that the Education committee passed previously. In my mind this circumvents the process. There may be some far reaching language in this amendment that has not actually gone through the process. It has not come before the committee; it has not withstood the public hearing and has not come out of committee with a positive vote. It has just not been determined to be the way that this amendment would cause it to be. Anytime we have had public hearings on meds administered in schools there are always problems. At another time I might even feel differently.

I don't look at what the good Representative from Sabattus, Representative Lansley has written here and say there is anything technically wrong, however, it is circumventing the process. Currently, schools must have a medication administration policy that includes the requirement that all unlicensed personnel be trained before administering medication. We have had a lot of testimony on this. Ideally this doesn't

happen without a lot of prior training, but in an ideal world kids don't come to school having to take meds.

My fear is that if we try to push something like this through the school board, superintendents who have come to us and spoken on this issue will not have the confidence that we care about what happens to the kids. A lot of little children need help taking their meds.

Our personnel in schools are currently trained and do that to the best of their ability. The fear I would have is that that will stop happening and I would hate to see children kept home from school because they needed cough medicine at noon time or because a parent couldn't come to school during their workday and administer the medication. I urge you to follow my light and vote Ought Not to Pass and furthermore I would ask for a roll call on this issue please.

The same Representative **REQUESTED** a roll call on the motion to **INDEFINITELY POSTPONE House Amendment "A" (H-113)**.

More than one-fifth of the members present expressed a desire for a roll call which was ordered.

The SPEAKER: The Chair recognizes the Representative from Auburn, Representative Shields.

Representative SHIELDS: Thank you Mr. Speaker. Mr. Speaker, Men and Women of the House. A lot of us don't have access to those substantive rules that have come through and are part of LD 11. They are not in LD 11, so Mr. Speaker, may I pose a question through the chair?

The SPEAKER: The Representative may pose his question.

Representative SHIELDS: Thank you Mr. Speaker. Mr. Speaker, Men and Women of the House. The question is, do the rules that you have give adequate protection, security and administration of the medications that children have to take while they are in school?

The SPEAKER: The Representative from Auburn, Representative Shields has posed a question through the Chair to anyone who may care to respond. The Chair recognizes the Representative from Bangor, Representative Norton.

Representative NORTON: Thank you Mr. Speaker. Mr. Speaker, Men and Women of the House. Mr. Speaker, may I pose a question through the Chair?

The SPEAKER: The Representative may pose her question.

Representative NORTON: Thank you Mr. Speaker. Mr. Speaker, Men and Women of the House. Could I ask the good Representative to restate his question I did not follow him?

The SPEAKER: The Chair recognizes the Representative from Auburn, Representative Shields.

Representative SHIELDS: Thank you Mr. Speaker. Mr. Speaker, Men and Women of the House. The question is: in the substantive rules that you have in LD 11, is there in place or will there be proposed adequate security, protection and administration of medications for children while they are in school? Has that been addressed?

The SPEAKER: The Chair recognizes the Representative from Bangor, Representative Norton.

Representative NORTON: Thank you Mr. Speaker. Mr. Speaker, Ladies and Gentlemen of the House. I would reply that this is one of those things that is in control of the superintendent of schools. They are in charge of reviewing policy annually and going through any of the policies that must be enforced or carried out in the school system. It is my belief personally, in my school, that these rules be reviewed annually at the beginning of the school year and the updates are given to people who need those updates in various fields and it is my belief that some of these items, which obviously I consider first of all as common sense,

are currently being used in the schools and I know for a fact that they are in mine.

The SPEAKER: The Chair recognizes the Representative from Durham, Representative Vaughan.

Representative VAUGHAN: Mr. Speaker, May I pose a question through the Chair?

The SPEAKER: The Representative may pose his question.

Representative VAUGHAN: Thank you Mr. Speaker. Mr. Speaker, Men and Women of the House. My question is, the rules of the superintendents notwithstanding, is it within the statutory allowance of the statutes of the State of Maine for a person other than the parent to be distributing prescription drugs to children? Thank you.

The SPEAKER: The Representative from Durham, Representative Vaughan has posed a question through the Chair to anyone who may care to respond. The Chair recognizes the Representative from Hartland, Representative Stedman.

Representative STEDMAN: Thank you Mr. Speaker. Mr. Speaker, Ladies and Gentlemen of the House. I believe in the rule the schools do have the authority to administer these drugs to the students as informed by the parents when they bring the drugs to school. Now if these operations aren't being followed that's another issue. The rules do say that the schools do have that authority. Thank you.

The SPEAKER: A roll call has been ordered. The pending question before the House is Indefinite Postponement of House Amendment "A" (H-113). All those in favor will vote yes, those opposed will vote no.

ROLL CALL NO. 71

YEA - Ash, Babbidge, Barstow, Beaudette, Blanchard, Blanchette, Bliss, Bowles, Brannigan, Brautigam, Brown R, Browne W, Bryant, Burns, Cain, Canavan, Clark, Craven, Crosby, Cummings, Daigle, Driscoll, Duchesne, Dudley, Dugay, Dunn, Duplessie, Eberle, Edgecomb, Faircloth, Farrington, Finch, Fischer, Gerzofsky, Goldman, Greeley, Grose, Hanley S, Harlow, Hogan, Hutton, Jackson, Jennings, Lundeen, Makas, Marean, Marley, Marraché, Mazurek, Merrill, Miller, Mills, Moody, Moore G, Muse, Nass, Norton, O'Brien, Paradis, Patrick, Percy, Perry, Pilon, Pineau, Pingree, Piotti, Richardson D, Richardson E, Richardson W, Rines, Sampson, Saviello, Schatz, Smith N, Smith W, Stedman, Sykes, Thompson, Tuttle, Twomey, Valentino, Walcott, Watson, Webster, Wheeler, Woodbury, Mr. Speaker.

NAY - Annis, Austin, Bierman, Bishop, Bowen, Bryant-Deschenes, Campbell, Carr, Cebra, Churchill, Clough, Collins, Cressey, Crosthwaite, Curley, Curtis, Davis G, Davis K, Duprey, Eder, Emery, Fitts, Fletcher, Flood, Glynn, Hall, Hamper, Hanley B, Jacobsen, Jodrey, Joy, Kaelin, Lansley, Lindell, McCormick, McFadden, McKane, McKenney, McLeod, Millett, Moulton, Nutting, Pinkham, Plummer, Rector, Richardson M, Robinson, Rosen, Seavey, Sherman, Shields, Tardy, Thomas, Trahan, Vaughan.

ABSENT - Adams, Berube, Fisher, Hotham, Koffman, Lerman, Lewin, Ott, Pelletier-Simpson.

Yes, 87; No, 55; Absent, 9; Excused, 0.

87 having voted in the affirmative and 55 voted in the negative, with 9 being absent, and accordingly **House Amendment "A" (H-113) was INDEFINITELY POSTPONED.**

Subsequently, the Resolve was **PASSED TO BE ENGROSSED** and sent for concurrence. **ORDERED SENT FORTHWITH.**

Majority Report of the Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-114)** on Bill "An Act To Amend the Maine Juvenile Code"

(H.P. 181) (L.D. 242)

Signed:

Senators:

DIAMOND of Cumberland
CLUKEY of Aroostook
NUTTING of Androscoggin

Representatives:

BLANCHETTE of Bangor
HANLEY of Gardiner
CHURCHILL of Washburn
SYKES of Harrison
GROSE of Woolwich
DAVIS of Augusta

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

Signed:

Representatives:

PLUMMER of Windham
GERZOFKY of Brunswick
PARADIS of Frenchville

READ.

Representative BLANCHETTE of Bangor moved that the House **ACCEPT** the Majority **Ought to Pass as Amended** Report.

On further motion of the same Representative, **TABLED** pending her motion to **ACCEPT** the Majority **Ought to Pass as Amended** Report and later today assigned.

On motion of Representative MAKAS of Lewiston, the House adjourned at 11:49 a.m., until 10:00 a.m., Thursday, April 7, 2005 in honor and lasting tribute to David E. Adams, of Auburn.