

# MAINE STATE LEGISLATURE

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

**Volume I**

**First Regular Session**

December 6, 2006 - June 5, 2007

Pages 1-681

ONE HUNDRED AND TWENTY-THIRD LEGISLATURE  
FIRST REGULAR SESSION  
4th Legislative Day  
Tuesday, January 9, 2007

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

Prayer by Pastor Kelly Harvell, United Methodist Church, Rumford.

National Anthem by Maine Steiners, The University of Maine, Orono.

Pledge of Allegiance.

The Journal of Thursday, January 4, 2007 was read and approved.

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Doctor of the day, Buell Miller, M.D., Cumberland.

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**COMMUNICATIONS**

The Following Communication: (H.C. 27)

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

January 4, 2007

Hon. Millicent M. MacFarland

Clerk of the House

2 State House Station

Augusta, ME 04333

Dear Clerk MacFarland:

Pursuant to my authority under Title 3, §227, I am pleased to appoint Representative Charles R. Priest to the Maine-Canadian Legislative Advisory Commission.

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

Sincerely,

S/Glenn Cummings

Speaker of the House

**READ and ORDERED PLACED ON FILE.**

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The Following Communication: (H.C. 28)

**SENATE OF MAINE  
123RD LEGISLATURE  
OFFICE OF THE PRESIDENT**

January 4, 2007

Honorable Millicent M. MacFarland

Clerk of the House

2 State House Station

Augusta, ME 04333

Dear Clerk MacFarland:

Pursuant to my authority under Joint Rule 371, I am pleased to appoint Senator Jonathan T.E. Courtney of York to the Government Oversight Committee, the committee having oversight responsibility for the Office of Program Evaluation and Government Accountability.

If you have any questions regarding this appointment, please contact my office.

Sincerely,

S/Beth Edmonds

President of Senate

**READ and ORDERED PLACED ON FILE.**

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The Following Communication: (H.C. 29)

**MAINE STATE LEGISLATURE  
AUGUSTA, MAINE 04333**

**TASK FORCE TO STUDY MAINE'S HOMELAND SECURITY  
NEEDS**

January 4, 2007

The Honorable Beth Edmonds, President

Maine State Senate

The Honorable Glenn Cummings, Speaker

Maine House of Representatives

State House

Augusta, Maine 04333

Dear President Edmonds and Speaker Cummings:

Pursuant to Resolve 2005, Chapter 126, the Task Force to Study Maine's Homeland Security Needs is pleased to submit its final report, including recommended legislation. Copies of the report have been placed on file with the Law and Legislative Reference Library.

Sincerely,

S/Senator Ethan Strimling

Senate Chair

S/Representative Stan Gerzofsky

House Chair

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

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**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 Regarding the Slaughter of Animals"

(H.P. 55) (L.D. 57)

Sponsored by Representative PIEH of Bremen.

Cosponsored by Representatives: MacDONALD of Boothbay, SMITH of Monmouth, SOCTOMAH of the Passamaquoddy Tribe, Senator: SAVAGE of Knox.

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Bill "An Act To Prohibit Hunting at Range Ponds State Park"

(H.P. 109) (L.D. 117)

Sponsored by Representative CRAVEN of Lewiston.

Cosponsored by Senator BRANNIGAN of Cumberland and Representatives: HAYES of Buckfield, HINCK of Portland, WAGNER of Lewiston, WALCOTT of Lewiston, WEDDELL of Frankfort.

Committee on **AGRICULTURE, CONSERVATION AND FORESTRY** suggested.

On motion of Representative PIEH of Bremen, the Bill was **REFERRED** to the Committee on **INLAND FISHERIES AND WILDLIFE**, ordered printed and sent for concurrence.

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**APPROPRIATIONS AND FINANCIAL AFFAIRS**

Bill "An Act To Ensure State Budget Funding for Wastewater Treatment Facilities and Water Supply Facilities"

(H.P. 56) (L.D. 58)

Sponsored by Representative FLOOD of Winthrop.

Cosponsored by Senator SHERMAN of Aroostook and Representatives: CROCKETT of Augusta, FITTS of Pittsfield,

HANLEY of Gardiner, ROSEN of Bucksport, SILSBY of Augusta, Senator: McCORMICK of Kennebec.

Bill "An Act To Restore Continuing Funding for the Maine Institute for Public Safety Innovation"

(H.P. 57) (L.D. 59)

Sponsored by Representative MAKAS of Lewiston.

Cosponsored by Senator MITCHELL of Kennebec and Representatives: CANAVAN of Waterville, CRAVEN of Lewiston, GERZOFISKY of Brunswick, GREELEY of Levant, HANLEY of Gardiner, PLUMMER of Windham, SILSBY of Augusta, WALCOTT of Lewiston.

Bill "An Act To Increase Access to After-school Programs"

(H.P. 61) (L.D. 63)

Sponsored by Representative BARSTOW of Gorham.

Cosponsored by Senator BOWMAN of York and Representatives: BEAUDETTE of Biddeford, CONOVER of Oakland, EATON of Sullivan, FARRINGTON of Gorham, ROBINSON of Raymond, SCHATZ of Blue Hill, Senators: BARTLETT of Cumberland, SCHNEIDER of Penobscot.

Bill "An Act To Recapitalize the Maine Downtown Center"

(H.P. 62) (L.D. 64)

Sponsored by Representative WATSON of Bath.

Cosponsored by Representative BEAUDETTE of Biddeford, Senator BENOIT of Sagadahoc and Representatives: FISCHER of Presque Isle, GROSE of Woolwich, HANLEY of Gardiner, PERRY of Calais, PINEAU of Jay, SMITH of Monmouth, TUTTLE of Sanford, WEBSTER of Freeport.

Bill "An Act To Provide Funding for Mentoring Programs"

(H.P. 63) (L.D. 65)

Sponsored by Representative FISCHER of Presque Isle.

Cosponsored by President EDMONDS of Cumberland.

Bill "An Act To Appropriate Funds from the General Fund to the Maine Correctional Center"

(H.P. 85) (L.D. 93)

Sponsored by Representative BARSTOW of Gorham.

Cosponsored by Senator BARTLETT of Cumberland and Representatives: BRYANT of Windham, FARRINGTON of Gorham, PLUMMER of Windham, Senator: DIAMOND of Cumberland.

Bill "An Act To Provide Funding for the Drinking Water Program" (EMERGENCY)

(H.P. 110) (L.D. 118)

Sponsored by Representative HAYES of Buckfield.

Cosponsored by Senator MARTIN of Aroostook and Representatives: CARTER of Bethel, JACKSON of Allagash, MIRAMANT of Camden, PINGREE of North Haven, TARDY of Newport.

Bill "An Act To Increase Funding for Private Nonmedical Institutions"

(H.P. 111) (L.D. 119)

Sponsored by Representative CRAVEN of Lewiston.

Cosponsored by Representatives: FAIRCLOTH of Bangor, GROSE of Woolwich, PERRY of Calais, RINES of Wiscasset, SIMPSON of Auburn, SMITH of Monmouth, WEBSTER of Freeport.

Bill "An Act To Provide Transitional Support for the Downeast Heritage Museum in Calais"

(H.P. 112) (L.D. 120)

Sponsored by Representative PERRY of Calais.

Cosponsored by Senator RAYE of Washington and Representatives: CRAVEN of Lewiston, EMERY of Cutler, GROSE of Woolwich, McFADDEN of Dennysville, TIBBETTS of Columbia, WATSON of Bath.

Bill "An Act To Require Changes in the Essential Programs and Services Funding Formula Concerning Labor Market Areas"

(H.P. 42) (L.D. 44)

Sponsored by Representative EDGECOMB of Caribou.

Cosponsored by Senator SHERMAN of Aroostook and Representatives: AYOTTE of Caswell, BROWNE of Vassalboro, LUNDEEN of Mars Hill, McFADDEN of Dennysville, SUTHERLAND of Chapman, Senator: RAYE of Washington.

Committee on **APPROPRIATIONS AND FINANCIAL AFFAIRS** suggested.

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

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#### **BUSINESS, RESEARCH AND ECONOMIC DEVELOPMENT**

Bill "An Act To Strengthen the Home Construction Contract Laws"

(H.P. 113) (L.D. 121)

Sponsored by Representative CRAVEN of Lewiston.

Cosponsored by Senator ROTUNDO of Androscoggin and Representatives: HASKELL of Portland, MAKAS of Lewiston, SAMSON of Auburn, SIMPSON of Auburn, SMITH of Monmouth, TREAT of Farmingdale, WAGNER of Lewiston, WALCOTT of Lewiston.

Bill "An Act To Protect Consumer Rights under the Maine Unfair Trade Practices Act"

(H.P. 86) (L.D. 94)

Sponsored by Representative FAIRCLOTH of Bangor.

Cosponsored by Senator HOBBS of York.

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

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

Bill "An Act To Require Notification when a Vehicle Is Towed"

(H.P. 87) (L.D. 95)

Sponsored by Representative THOMAS of Ripley.

Cosponsored by Representative MUSE of Fryeburg, Senator PLOWMAN of Penobscot and Representative: CEBRA of Naples, Senator: SMITH of Piscataquis.

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

On motion of Representative SMITH of Monmouth, **TABLED** pending **REFERENCE** and later today assigned.

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#### **CRIMINAL JUSTICE AND PUBLIC SAFETY**

Bill "An Act To Place Lifetime Restraining Orders on Violent Sex Offenders and Predatory Sex Offenders"

(H.P. 43) (L.D. 45)

Sponsored by Representative JACOBSEN of Waterboro.

Cosponsored by Senator COURTNEY of York and Representatives: CAMPBELL of Newfield, CEBRA of Naples, DUPREY of Hampden, LEWIN of Eliot, McLEOD of Lee, NASS of Acton, ROBINSON of Raymond, Senator: NASS of York.

Bill "An Act To Create Mandatory Minimum Sentences for Persons Convicted of Certain Sex Offenses against Victims under 12 Years of Age"

(H.P. 44) (L.D. 46)  
Sponsored by Representative CEBRA of Naples.

Cosponsored by Representative CHASE of Wells, Senators: COURTNEY of York, MITCHELL of Kennebec, Senator DIAMOND of Cumberland and Representatives: CROSTHWAITE of Ellsworth, FLETCHER of Winslow, HAMPER of Oxford, LANSLEY of Sabattus, ROBINSON of Raymond, SAVIELLO of Wilton, TARDY of Newport, THOMAS of Ripley.

Bill "An Act To Prohibit the Promotion of Travel for Sex Tourism"

(H.P. 45) (L.D. 47)

Sponsored by Representative FAIRCLOTH of Bangor.

Bill "An Act To Ban Salvia Divinorum"

(H.P. 64) (L.D. 66)

Sponsored by Representative BARSTOW of Gorham.

Cosponsored by Senators: BARTLETT of Cumberland, NUTTING of Androscoggin, Senator COURTNEY of York and Representatives: FARRINGTON of Gorham, PLUMMER of Windham, SCHATZ of Blue Hill, SMITH of Monmouth, Senator: SCHNEIDER of Penobscot.

Bill "An Act To Reduce the Cost of the Operation of County Jails"

(H.P. 65) (L.D. 67)

Sponsored by Representative CROCKETT of Augusta.

Cosponsored by Senator McCORMICK of Kennebec and Representatives: CONOVER of Oakland, FLOOD of Winthrop, HANLEY of Gardiner, PLUMMER of Windham, RAND of Portland, TREAT of Farmingdale, Senators: MITCHELL of Kennebec, NASS of York.

Bill "An Act To Provide a Reward for Information Regarding the Murder of a Law Enforcement Officer"

(H.P. 66) (L.D. 68)

Sponsored by Representative HARLOW of Portland.

Cosponsored by Representatives: BLANCHETTE of Bangor, CAMPBELL of Newfield, CROSTHWAITE of Ellsworth, FLOOD of Winthrop, HOGAN of Old Orchard Beach, SMITH of Monmouth, WALCOTT of Lewiston, Senator: SHERMAN of Aroostook.

Bill "An Act To Impose Zero Tolerance for Methamphetamine Production"

(H.P. 67) (L.D. 69)

Sponsored by Representative CEBRA of Naples.

Cosponsored by Representatives: CROSTHWAITE of Ellsworth, FLETCHER of Winslow, HAMPER of Oxford, LANSLEY of Sabattus, ROBINSON of Raymond, SAVIELLO of Wilton, Senators: COURTNEY of York, SNOWE-MELLO of Androscoggin.

Bill "An Act To Require Cigarettes Sold in Maine To Be Fire-safe"

(H.P. 68) (L.D. 70)

Sponsored by Representative RINES of Wiscasset.

Cosponsored by Representatives: BRAUTIGAM of Falmouth, SIMPSON of Auburn and Representative: RAND of Portland.

Bill "An Act To Amend the Laws Governing the Plea of Not Criminally Responsible by Reason of Mental Disease or Defect in Juvenile Cases"

(H.P. 69) (L.D. 71)

Sponsored by Representative SYKES of Harrison.

Cosponsored by Senator BARTLETT of Cumberland.

Bill "An Act To Require a Test for Operating under the Influence for a Driver Involved in an Accident That Caused Bodily Injury"

(H.P. 88) (L.D. 96)

Sponsored by Representative SCHATZ of Blue Hill.

Cosponsored by Senator DAMON of Hancock and Representatives: BLANCHARD of Old Town, BRYANT of Windham, DUNN of Bangor.

Bill "An Act To Amend the Authority of a Motor Vehicle Investigator"

(H.P. 114) (L.D. 122)

Sponsored by Representative HANLEY of Gardiner.

Cosponsored by Senator DIAMOND of Cumberland and Representatives: BLANCHARD of Old Town, BURNS of Berwick, DUPREY of Hampden, GERZOFKY of Brunswick, MAZUREK of Rockland, PINGREE of North Haven, VAUGHAN of Durham, Senator: SAVAGE of Knox.

Submitted by the Secretary of State pursuant to Joint Rule 204.

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### EDUCATION AND CULTURAL AFFAIRS

Bill "An Act To Establish a Labor Center within the University of Maine System"

(H.P. 115) (L.D. 123)

Sponsored by Representative TUTTLE of Sanford.

Cosponsored by Representatives: CLARK of Millinocket, JACKSON of Allagash.

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### HEALTH AND HUMAN SERVICES

Bill "An Act To Exempt Training and Educational Research Costs from the Voluntary Spending Cap"

(H.P. 46) (L.D. 48)

Sponsored by Representative HASKELL of Portland.

Cosponsored by Senator BRANNIGAN of Cumberland and Representatives: CRAVEN of Lewiston, HAYES of Buckfield, MAKAS of Lewiston, WAGNER of Lewiston, WALCOTT of Lewiston, Senator: DIAMOND of Cumberland.

Resolve, Regarding Costly Computer Processes at the Department of Health and Human Services

(H.P. 48) (L.D. 50)

Sponsored by Representative DUPREY of Hampden.

Cosponsored by Senator PLOWMAN of Penobscot and Representatives: CAMPBELL of Newfield, CEBRA of Naples, FLOOD of Winthrop, LEWIN of Eliot, MCKANE of Newcastle, ROBINSON of Raymond, Senator: COURTNEY of York.

Bill "An Act To Improve MaineCare Members' Access to Information"

(H.P. 70) (L.D. 72)

Sponsored by Representative FARRINGTON of Gorham.

Cosponsored by Senator BARTLETT of Cumberland and Representatives: ADAMS of Portland, BARSTOW of Gorham, CAMPBELL of Newfield.

Bill "An Act Regarding Prescription Drug Expiration Dates"

(H.P. 89) (L.D. 97)

Sponsored by Representative CAMPBELL of Newfield.

Cosponsored by Senator BRANNIGAN of Cumberland and Representatives: AUSTIN of Gray, DRISCOLL of Westbrook, DUPREY of Hampden, GERZOFKY of Brunswick, HOTHAM of Dixfield, LEWIN of Eliot, PERRY of Calais, WEBSTER of Freeport.

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Resolve, To Deny Family Status to Fetuses

(H.P. 47) (L.D. 49)

Sponsored by Representative DUPREY of Hampden.

Cosponsored by Senator PLOWMAN of Penobscot and Representative: CEBRA of Naples.

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

On motion of Representative PERRY of Calais, **TABLED** pending **REFERENCE** and later today assigned.

Bill "An Act To Add Abortion Providers to the List of Mandated Reporters to the Department of Health and Human Services"

(H.P. 59) (L.D. 61)

Sponsored by Representative DUPREY of Hampden.

Cosponsored by Senator PLOWMAN of Penobscot and Representatives: CEBRA of Naples, LEWIN of Eliot, McKANE of Newcastle, Senators: COURTNEY of York, SNOWE-MELLO of Androscoggin.

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

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

**INLAND FISHERIES AND WILDLIFE**

Bill "An Act To Establish a Lifetime Tribal License"

(H.P. 49) (L.D. 51)

Sponsored by Representative SOCTOMAH of the Passamaquoddy Tribe.

Cosponsored by Senator RAYE of Washington and Representatives: LORING of the Penobscot Nation, MILLER of Somerville, PERRY of Calais, TIBBETTS of Columbia.

Bill "An Act To Require Alien Big Game Hunters To Be Accompanied by a Guide"

(H.P. 90) (L.D. 98)

Sponsored by Representative THERIAULT of Madawaska.

Cosponsored by Senator MARTIN of Aroostook and Representatives: AYOTTE of Caswell, CLARK of Millinocket, GIFFORD of Lincoln, HARLOW of Portland, JACKSON of Allagash, LUNDEEN of Mars Hill, PEOPLES of Westbrook, SUTHERLAND of Chapman.

Bill "An Act To Allow an All-terrain Vehicle To Operate on Snow without Being Registered as a Snowmobile"

(H.P. 91) (L.D. 99)

Sponsored by Representative McLEOD of Lee.

Cosponsored by Senator GOOLEY of Franklin and Representatives: ANNIS of Dover-Foxcroft, FITTS of Pittsfield, FLETCHER of Winslow, GIFFORD of Lincoln, GILES of Belfast, JACKSON of Allagash, JACOBSEN of Waterboro, SYKES of Harrison.

Bill "An Act To Adjust Fees for Certain Resident and Nonresident Licenses, Registrations and Permits Issued by the Department of Inland Fisheries and Wildlife"

(H.P. 108) (L.D. 116)

Sponsored by Representative SIROIS of Turner.

Cosponsored by Senator SNOWE-MELLO of Androscoggin and Representatives: CARTER of Bethel, JACKSON of Allagash, MILLETT of Waterford, PATRICK of Rumford, WATSON of Bath.

Resolve, To Increase Public Access to Glazier Lake

(H.P. 118) (L.D. 126)

Sponsored by Representative THERIAULT of Madawaska.

Cosponsored by Senator MARTIN of Aroostook and Representatives: AYOTTE of Caswell, CLARK of Millinocket, GIFFORD of Lincoln, JACKSON of Allagash, LUNDEEN of Mars

Hill, PEOPLES of Westbrook, PRATT of Eddington, SUTHERLAND of Chapman.

**INSURANCE AND FINANCIAL SERVICES**

Bill "An Act To Prohibit Retail Store-operated Banks"

(H.P. 92) (L.D. 100)

Sponsored by Representative FAIRCLOTH of Bangor.

Bill "An Act To Enhance Screening for Breast Cancer"

(H.P. 93) (L.D. 101)

Sponsored by Representative HASKELL of Portland.

Cosponsored by Senator MITCHELL of Kennebec and Representatives: BRAUTIGAM of Falmouth, BRYANT of Windham, RAND of Portland, TREAT of Farmingdale, WAGNER of Lewiston, Senators: BROMLEY of Cumberland, President EDMONDS of Cumberland, ROTUNDO of Androscoggin.

**JUDICIARY**

Bill "An Act To Place Land in Centerville in Trust"

(H.P. 71) (L.D. 73)

Sponsored by Representative SOCTOMAH of the Passamaquoddy Tribe.

Cosponsored by Representatives: LORING of the Penobscot Nation, MILLER of Somerville, PERRY of Calais, PIEH of Bremen, TIBBETTS of Columbia, Senator: RAYE of Washington.

Bill "An Act To Exempt Certain Parents and Caretakers from Jury Duty"

(H.P. 72) (L.D. 74)

Sponsored by Representative BRYANT of Windham.

Cosponsored by Senator DIAMOND of Cumberland and Representatives: GROSE of Woolwich, PATRICK of Rumford, PERRY of Calais.

Bill "An Act To Amend the Laws Governing Mechanics Liens"

(H.P. 94) (L.D. 102)

Sponsored by Representative PLUMMER of Windham.

Cosponsored by Senator DIAMOND of Cumberland and Representatives: AUSTIN of Gray, BARSTOW of Gorham, BROWNE of Vassalboro, CROCKETT of Augusta, HANLEY of Gardiner, SAVAGE of Falmouth, STRANG BURGESS of Cumberland.

Bill "An Act To Give Children Equal Priority in Creditor Situations Consistent with Bankruptcy"

(H.P. 95) (L.D. 103)

Sponsored by Representative FAIRCLOTH of Bangor.

Cosponsored by Senator MITCHELL of Kennebec.

Bill "An Act To Protect Minors from Certain Bill Collectors"

(H.P. 96) (L.D. 104)

Sponsored by Representative CRESSEY of Cornish.

Bill "An Act To Recognize the Metis Eastern Tribal Indian Society of Maine"

(H.P. 107) (L.D. 115)

Sponsored by Representative CAMPBELL of Newfield.

Cosponsored by Senator NASS of York and Representatives: CEBRA of Naples, HARLOW of Portland, HOTHAM of Dixfield, JACOBSEN of Waterboro, NASS of Acton, TARDY of Newport, WEBSTER of Freeport, Senator: COURTNEY of York.

**LABOR**

Bill "An Act To Prohibit Credit Checks for Purposes of Employment"

(H.P. 73) (L.D. 75)

Sponsored by Representative BARSTOW of Gorham.

Cosponsored by Senator BARTLETT of Cumberland and Representatives: BLISS of South Portland, FARRINGTON of Gorham, PINGREE of North Haven.

Bill "An Act To Promote Hiring of Seasonal Workers"  
(H.P. 97) (L.D. 105)

Sponsored by Representative MCKANE of Newcastle.  
Cosponsored by Senator SNOWE-MELLO of Androscoggin and Representatives: BEAUDETTE of Biddeford, DUPREY of Hampden, HANLEY of Gardiner, JOY of Crystal, RECTOR of Thomaston, SAVAGE of Falmouth, Senator: DOW of Lincoln.

Bill "An Act To Allow the Recovery of Reasonable Attorney's Fees"  
(H.P. 116) (L.D. 124)

Sponsored by Representative HARLOW of Portland.  
Cosponsored by Representatives: BLANCHETTE of Bangor, BRAUTIGAM of Falmouth, HANLEY of Gardiner, HOGAN of Old Orchard Beach, McDONOUGH of Scarborough, WALCOTT of Lewiston.

Resolve, To Expedite a Workers' Compensation Case  
(H.P. 117) (L.D. 125)

Sponsored by Representative TUTTLE of Sanford.  
Cosponsored by Representatives: CLARK of Millinocket, JACKSON of Allagash, WEDDELL of Frankfort.

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#### LEGAL AND VETERANS AFFAIRS

Bill "An Act To Recognize Gold Star Parents and Family Members"  
(H.P. 60) (L.D. 62)

Sponsored by Representative MAKAS of Lewiston.  
Cosponsored by Senator BOWMAN of York and Representatives: CLARK of Millinocket, FISHER of Brewer, LORING of the Penobscot Nation, THERIAULT of Madawaska, TIBBETTS of Columbia, TUTTLE of Sanford, WHEELER of Kittery, Senator: TURNER of Cumberland.

Bill "An Act To Eliminate the Fee To Operate High-stakes Beano"  
(H.P. 74) (L.D. 76)

Sponsored by Representative LORING of the Penobscot Nation.  
Cosponsored by Senator SCHNEIDER of Penobscot and Representatives: GROSE of Woolwich, LUNDEEN of Mars Hill, RAND of Portland, SIMPSON of Auburn, SOCTOMAH of the Passamaquoddy Tribe, TUTTLE of Sanford, Senators: SAVAGE of Knox, SNOWE-MELLO of Androscoggin.

Bill "An Act To Prohibit a Maine Clean Election Act Candidate from Participating in Political Action Committee Funding"  
(H.P. 98) (L.D. 106)

Sponsored by Representative HARLOW of Portland.  
Cosponsored by Representatives: BLANCHETTE of Bangor, CARTER of Bethel, HOGAN of Old Orchard Beach, MacDONALD of Boothbay, SAVIELLO of Wilton, WAGNER of Lewiston, WALCOTT of Lewiston, WOODBURY of Yarmouth.

Bill "An Act To Amend the Laws Pertaining to Beano"  
(H.P. 119) (L.D. 127)

Sponsored by Representative PATRICK of Rumford.  
Cosponsored by Senator BRYANT of Oxford and Representatives: BLANCHARD of Old Town, BRYANT of Windham, EDGECOMB of Caribou, HOGAN of Old Orchard Beach, McDONOUGH of Scarborough, NASS of Acton, PINKHAM of Lexington Township, Senator: PLOWMAN of Penobscot.

#### MARINE RESOURCES

Bill "An Act To Provide for the Safety of Elver Fishermen Using Dip Nets"  
(H.P. 75) (L.D. 77)

Sponsored by Representative PENDLETON of Scarborough.  
Cosponsored by Senator BARTLETT of Cumberland and Representative: McDONOUGH of Scarborough.

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#### NATURAL RESOURCES

Bill "An Act To Review the Department of Environmental Protection's Procedures in Issuing Written Approval for New Building Projects"  
(H.P. 50) (L.D. 52)

Sponsored by Representative BERUBE of Lisbon.  
Cosponsored by Senator: NUTTING of Androscoggin.

Bill "An Act To Protect Neighborhoods from Scrap Metal Pollution" (EMERGENCY)  
(H.P. 76) (L.D. 78)

Sponsored by Representative HARLOW of Portland.  
Cosponsored by Representatives: ADAMS of Portland, BRAUTIGAM of Falmouth, CAMPBELL of Newfield, CLARK of Millinocket, HOGAN of Old Orchard Beach, McDONOUGH of Scarborough, WALCOTT of Lewiston.

Resolve, To Address State Leadership in Climate Engineering  
(H.P. 99) (L.D. 107)

Sponsored by Representative JOY of Crystal.  
Cosponsored by Senator SHERMAN of Aroostook and Representatives: GIFFORD of Lincoln, GILES of Belfast, SAVIELLO of Wilton, THOMAS of Ripley, VAUGHAN of Durham, Senator: RAYE of Washington.

Bill "An Act To Exempt Certain Vehicles from the California Low-emission Vehicle Standards"  
(H.P. 100) (L.D. 108)

Sponsored by Representative THOMAS of Ripley.  
Cosponsored by Senator SMITH of Piscataquis and Representatives: ANNIS of Dover-Foxcroft, CEBRA of Naples, CRAY of Palmyra, CURTIS of Madison, GIFFORD of Lincoln, LEWIN of Eliot, THIBODEAU of Winterport, Senator: SHERMAN of Aroostook.

Bill "An Act To Require a Model Radon Standard for New Residential Construction"  
(H.P. 101) (L.D. 109)

Sponsored by Representative KOFFMAN of Bar Harbor.  
Cosponsored by Senator MARTIN of Aroostook and Representatives: BABBIDGE of Kennebunk, CAIN of Orono, DRISCOLL of Westbrook, DUCHESNE of Hudson, EBERLE of South Portland, HASKELL of Portland, HINCK of Portland, TREAT of Farmingdale.

Resolve, Directing the Board of Environmental Protection To Adopt Rules To Improve the Emissions and Efficiency of Outdoor Wood Boilers  
(H.P. 120) (L.D. 128)

Sponsored by Representative BERRY of Bowdoinham.  
Cosponsored by Senator RAYE of Washington and Representatives: BARSTOW of Gorham, KOFFMAN of Bar Harbor, TREAT of Farmingdale, Senators: BENOIT of Sagadahoc, TURNER of Cumberland.

Submitted by the Department of Environmental Protection pursuant to Joint Rule 204.

**STATE AND LOCAL GOVERNMENT**

Bill "An Act To Require an Independent Audit of State Government Every 4 Years"

(H.P. 102) (L.D. 110)

Sponsored by Representative CEBRA of Naples.

Cosponsored by Senator COURTNEY of York and Representatives: FLETCHER of Winslow, HAMPER of Oxford, JOY of Crystal, LANSLEY of Sabattus, MCKANE of Newcastle, ROBINSON of Raymond, SAVIELLO of Wilton, TARDY of Newport.

Bill "An Act To Designate May 1st of Each Year as Cold War Victory Day" (EMERGENCY)

(H.P. 103) (L.D. 111)

Sponsored by Representative DUPREY of Hampden.

Cosponsored by Senator BARTLETT of Cumberland and Representatives: ANNIS of Dover-Foxcroft, CEBRA of Naples, FISHER of Brewer, MCKANE of Newcastle, SAVAGE of Falmouth, VAUGHAN of Durham, WATSON of Bath, Senator: COURTNEY of York.

Bill "An Act To Provide for the Nonpartisan Election of County Commissioners"

(H.P. 121) (L.D. 129)

Sponsored by Representative HOTHAM of Dixfield.

Cosponsored by Senator COURTNEY of York and Representatives: HAYES of Buckfield, SAVIELLO of Wilton, TARDY of Newport, Senator: HASTINGS of Oxford.

Bill "An Act To Allow County Commissioners To Appoint Registers of Deeds"

(H.P. 122) (L.D. 130)

Sponsored by Representative HOTHAM of Dixfield.

Cosponsored by Senator COURTNEY of York and Representatives: HAYES of Buckfield, SAVIELLO of Wilton, TARDY of Newport.

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**TAXATION**

Bill "An Act To Provide a Tax Credit for College Education Costs When the Person Creates Jobs following Graduation"

(H.P. 51) (L.D. 53)

Sponsored by Representative DUPREY of Hampden.

Cosponsored by Senator PLOWMAN of Penobscot and Representatives: ANNIS of Dover-Foxcroft, AUSTIN of Gray, CEBRA of Naples, EDGEComb of Caribou, MCKANE of Newcastle, ROBINSON of Raymond, VAUGHAN of Durham, Senator: COURTNEY of York.

Bill "An Act To Conform Maine Law with Federal Law Regarding Tax Credits for Adoptions"

(H.P. 52) (L.D. 54)

Sponsored by Representative DUPREY of Hampden.

Cosponsored by Senator PLOWMAN of Penobscot and Representatives: CEBRA of Naples, MCKANE of Newcastle, ROBINSON of Raymond, Senators: COURTNEY of York, SNOWE-MELLO of Androscoggin.

Bill "An Act To Repeal the Excise Tax on New Motor Vehicles"

(H.P. 77) (L.D. 79)

Sponsored by Representative McDONOUGH of Scarborough. (BY REQUEST)

Cosponsored by Representatives: CRESSEY of Cornish, GIFFORD of Lincoln, MAREAN of Hollis.

Bill "An Act To Make Changes to the Maine Residents Property Tax Program"

(H.P. 78) (L.D. 80)

Sponsored by Representative MCKANE of Newcastle.

Cosponsored by Senator WESTON of Waldo and Representatives: CROSTHWAITE of Ellsworth, DRISCOLL of Westbrook, PINGREE of North Haven, WATSON of Bath, WOODBURY of Yarmouth, Senators: COURTNEY of York, STRIMLING of Cumberland.

Bill "An Act To Update the Property Tax Exemption for Parsonages"

(H.P. 79) (L.D. 81)

Sponsored by Representative FARRINGTON of Gorham.

Cosponsored by Representative SAVAGE of Falmouth, Senator BARTLETT of Cumberland and Representative: ADAMS of Portland.

Resolve, To Create a Study Commission To Evaluate the County Tax Structure

(H.P. 80) (L.D. 82)

Sponsored by Representative ROBINSON of Raymond.

Cosponsored by Senator DIAMOND of Cumberland and Representatives: AUSTIN of Gray, CEBRA of Naples, FITTS of Pittsfield, JACOBSEN of Waterboro, McDONOUGH of Scarborough, MOORE of Standish, SAVAGE of Falmouth, SYKES of Harrison.

Bill "An Act To Provide Equity for the Penobscot Nation in the Return of Tax Revenue"

(H.P. 81) (L.D. 83)

Sponsored by Representative LORING of the Penobscot Nation.

Cosponsored by Senator MITCHELL of Kennebec and Representatives: MILLS of Farmington, RAND of Portland, SOCTOMAH of the Passamaquoddy Tribe, WATSON of Bath, WOODBURY of Yarmouth, Senators: NASS of York, SAVAGE of Knox, SNOWE-MELLO of Androscoggin.

Bill "An Act To Provide Tax Relief to Working Families"

(H.P. 123) (L.D. 131)

Sponsored by Representative HAYES of Buckfield.

Cosponsored by Senator STRIMLING of Cumberland and Representatives: BARSTOW of Gorham, CANAVAN of Waterville, CRAVEN of Lewiston, PIOTTI of Unity, SAMSON of Auburn, SUTHERLAND of Chapman, WAGNER of Lewiston, WATSON of Bath.

Bill "An Act To Reform the Maine Tax Code"

(H.P. 124) (L.D. 132)

Sponsored by Representative RAND of Portland.

Cosponsored by Senator PERRY of Penobscot and Representative: HASKELL of Portland.

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**TRANSPORTATION**

Bill "An Act To Amend the Law Regarding a License To Operate an Attended Sales Promotion"

(H.P. 53) (L.D. 55)

Sponsored by Representative SMITH of Monmouth.

Cosponsored by Senator DAMON of Hancock and Representatives: BROWNE of Vassalboro, CARTER of Bethel, LUNDEEN of Mars Hill, MAREAN of Hollis, PIEH of Bremen, THERIAULT of Madawaska, Senators: NUTTING of Androscoggin, SAVAGE of Knox.

Bill "An Act To Allow Farm Trucks That Weigh over 9,000 Pounds To Be Eligible for Specialty License Plates"

(H.P. 54) (L.D. 56)

Sponsored by Representative BROWNE of Vassalboro.

Cosponsored by Senator SHERMAN of Aroostook and Representatives: CLARK of Millinocket, EDGEComb of Caribou, GIFFORD of Lincoln, JACOBSEN of Waterboro, MAREAN of Hollis, McLEOD of Lee, MILLER of Somerville.



Bill "An Act To Standardize Documentation Requirements for a Driver's License or Nondriver Identification Card" (H.P. 82) (L.D. 84)

Sponsored by Representative THOMAS of Ripley. Cosponsored by Senator PLOWMAN of Penobscot and Representatives: CEBRA of Naples, JOY of Crystal, LANSLEY of Sabattus, LEWIN of Eliot.

Resolve, To Designate a Portion of U.S. Route 1 in Indian Township Passamaquoddy Indian Reservation as the Captain Tomah Lewey Memorial Highway (H.P. 83) (L.D. 85)

Sponsored by Representative SOCTOMAH of the Passamaquoddy Tribe. Cosponsored by Senator RAYE of Washington and Representatives: CLEARY of Houlton, LORING of the Penobscot Nation, MILLER of Somerville, PERRY of Calais, TIBBETTS of Columbia.

Bill "An Act To Create a One-time Fee for Veterans Vanity Registration Plates" (H.P. 104) (L.D. 112)

Sponsored by Representative AUSTIN of Gray. Cosponsored by Senator TURNER of Cumberland and Representatives: BROWNE of Vassalboro, FITTS of Pittsfield, FLOOD of Winthrop, HAMPER of Oxford, MOORE of Standish, PLUMMER of Windham, PRESCOTT of Topsham, ROBINSON of Raymond.

Bill "An Act To Establish a Recreational Vehicle Veterans Registration Plate" (H.P. 105) (L.D. 113)

Sponsored by Representative SYKES of Harrison. Cosponsored by Representatives: ANNIS of Dover-Foxcroft, GIFFORD of Lincoln, McLEOD of Lee.

Bill "An Act To Prohibit the Use of a Handheld Cellular Telephone while Operating a Motor Vehicle" (H.P. 106) (L.D. 114)

Sponsored by Representative BERUBE of Lisbon. Cosponsored by Representatives: BEAUDOIN of Biddeford, FINCH of Fairfield, SIMPSON of Auburn, TUTTLE of Sanford, Senator BARTLETT of Cumberland and Representatives: BEAUDETTE of Biddeford, BROWNE of Vassalboro, JACOBSEN of Waterboro, PILON of Saco, Senator: SULLIVAN of York.

Bill "An Act To Require Seat Belts on All School Buses" (H.P. 125) (L.D. 133)

Sponsored by Representative TUTTLE of Sanford.

Bill "An Act To Authorize a General Fund Bond Issue for Maine's Roads and Bridges" (H.P. 58) (L.D. 60)

Sponsored by Representative DUPREY of Hampden. Cosponsored by Representatives: MILLETT of Waterford, TARDY of Newport, Senator McCORMICK of Kennebec and Representatives: BROWNE of Vassalboro, CEBRA of Naples, FLOOD of Winthrop, ROBINSON of Raymond, Senators: NASS of York, TURNER of Cumberland.

Committee on **TRANSPORTATION** suggested. On motion of Representative BROWNE of Vassalboro, **TABLED** pending **REFERENCE** and later today assigned.

Representative PERRY for the **Department of Health and Human Services, Office of MaineCare Services** pursuant to the Maine Revised Statutes, Title 5, section 8072 asks leave to report that the accompanying Resolve, Regarding Legislative Review of Portions of MaineCare Benefits Manual, Chapter III, Section 50, Principles of Reimbursement for Intermediate Care Facilities for Persons with Mental Retardation, a Major Substantive Rule of the Department of Health and Human Services, Office of MaineCare Services (EMERGENCY) (H.P. 38) (L.D. 37)

Be **REFERRED** to the Committee on **HEALTH AND HUMAN SERVICES** and printed pursuant to Joint Rule 218. Report was **READ** and **ACCEPTED** and the Resolve **REFERRED** to the Committee on **HEALTH AND HUMAN SERVICES** and ordered printed pursuant to Joint Rule 218. Sent for concurrence.

**Pursuant to Statute  
Partnership for a Tobacco-free Maine**

Representative PERRY for the **Partnership for a Tobacco-free Maine** pursuant to the Maine Revised Statutes, Title 5, section 8072 asks leave to report that the accompanying Resolve, Regarding Legislative Review of Portions of Chapter 250: Rules Relating to Smoking in the Workplace, a Major Substantive Rule of the Department of Health and Human Services, Maine Center for Disease Control and Prevention, Partnership for a Tobacco-free Maine (EMERGENCY) (H.P. 39) (L.D. 38)

Be **REFERRED** to the Committee on **HEALTH AND HUMAN SERVICES** and printed pursuant to Joint Rule 218. Report was **READ** and **ACCEPTED** and the Resolve **REFERRED** to the Committee on **HEALTH AND HUMAN SERVICES** and ordered printed pursuant to Joint Rule 218. Sent for concurrence.

**Pursuant to Statute  
Department of Health and Human Services**

Representative PERRY for the **Department of Health and Human Services** pursuant to the Maine Revised Statutes, Title 5, section 8072 asks leave to report that the accompanying Resolve, Regarding Legislative Review of Portions of Regulations Governing the Licensing and Functioning of Intermediate Care Facilities for Persons with Mental Retardation, a Major Substantive Rule of the Department of Health and Human Services (EMERGENCY) (H.P. 40) (L.D. 39)

Be **REFERRED** to the Committee on **HEALTH AND HUMAN SERVICES** and printed pursuant to Joint Rule 218. Report was **READ** and **ACCEPTED** and the Resolve **REFERRED** to the Committee on **HEALTH AND HUMAN SERVICES** and ordered printed pursuant to Joint Rule 218. Sent for concurrence.

**Pursuant to Statute  
Maine Health Data Organization**  
Representative PERRY for the **Maine Health Data Organization** pursuant to the Maine Revised Statutes, Title 5, section 8072 asks leave to report that the accompanying

**Pursuant to Statute  
Department of Health and Human Services, Office of  
MaineCare Services**

Resolve, Regarding Legislative Review of Portions of Chapter 100: Enforcement Procedures, a Major Substantive Rule of the Maine Health Data Organization (EMERGENCY)

(H.P. 41) (L.D. 40)

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

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

Sent for concurrence.

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### ORDERS

On motion of Representative VALENTINO of Saco, the following Joint Order: (H.P. 84)

ORDERED, the Senate concurring, that the Joint Rules be amended by adding Joint Rule 108 to read:

**Rule 108. Provision of laptop computers; electronic dissemination of papers.**

Each member must be provided a laptop computer and high-speed Internet access and internal networking at each member's desk in the chambers, in the State House and in committee. The Secretary of the Senate and the Clerk of the House shall ensure that all papers disseminated in the chambers, including, but not limited to, calendars, supplements, bills and amendments, are available to the members electronically.

Joint Select Committee on **JOINT RULES** suggested.

**READ.**

On motion of Representative VALENTINO of Saco, the Joint Order was **REFERRED** to the House Committee on House Rules, ordered printed.

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### SPECIAL SENTIMENT CALENDAR

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

#### Recognizing:

the Lisbon High School Football Team, of Lisbon, the 2006 Class C State Champions. This is the team's second consecutive state championship. Coach Richard Mynahan, who was voted Coach of the Year in the Campbell Conference, has coached at Lisbon High School for over 30 years. He was assisted in this winning season by Stacen Doucette, Randy Ridley and John Noel. We extend our congratulations to the Lisbon High School Football Team and best wishes for its continued success;

(HLS 28)

Presented by Representative BERUBE of Lisbon. Cosponsored by Senator NUTTING of Androscoggin, Representative VAUGHAN of Durham.

On **OBJECTION** of Representative BERUBE of Lisbon, was **REMOVED** from the Special Sentiment Calendar.

**READ.**

The SPEAKER: The Chair recognizes the Representative from Lisbon, Representative Berube.

Representative **BERUBE**: Thank you Mr. Speaker. Mr. Speaker, Ladies and Gentlemen of the House. At this time last year, I had the honor of introducing you to the Maine Class C High School Football Champions. This past season, the Lisbon High School Football Team began all over again under the capable tutelage of Head Coach Dick Mynahan and his experienced assistants. It should be noted that not one reporter in the State of Maine, not one, picked Lisbon to make the playoffs because this team has lost 15 seniors from last year's team.

However, in the balcony today, we will again have the opportunity to welcome and congratulate the team that went undefeated in the regular season and undefeated period. Mr. Speaker, on behalf of this Chamber and the very proud citizens of Lisbon, congratulations to the 2006 State Football Champions from Lisbon High School. Thank you Mr. Speaker.

The SPEAKER: The Chair recognizes the Representative from Dover-Foxcroft, Representative Annis.

Representative **ANNIS**: Thank you Mr. Speaker. Mr. Speaker, Ladies and Gentlemen of the House. Foxcroft Academy went 11-1 this year and they had to play Lisbon for the State Championship. Now because Lisbon did lose most of their team, we thought this was a shoo-in. Well we got the tables turned on us and I have nothing but the highest respect for the Lisbon Football Team and I congratulate them for their win.

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

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### Recognizing:

the Lisbon High School Cross-country Team, of Lisbon, the 2006 Class C State Champions. This is the team's fourth consecutive state championship. The team's coach, Hank Fuller, has been coaching at Lisbon High School for over 18 years and was voted the Mountain Valley Coach of the Year for this past season. The commitment to excellence shown by these athletes is commendable. We extend our congratulations to the Lisbon High School Cross-country team on this outstanding achievement and our best wishes for its continued success;

(HLS 29)

Presented by Representative BERUBE of Lisbon. Cosponsored by Senator NUTTING of Androscoggin, Representative VAUGHAN of Durham.

On **OBJECTION** of Representative BERUBE of Lisbon, was **REMOVED** from the Special Sentiment Calendar.

**READ.**

The SPEAKER: The Chair recognizes the Representative from Lisbon, Representative Berube.

Representative **BERUBE**: Thank you Mr. Speaker. Mr. Speaker, Ladies and Gentlemen of the House. At this time last year, I had the honor of introducing you to the Maine Class C High School Cross-country Team. This team won the State Championship in 2003, 2004, 2005 and again in 2006. Hank Fuller, the Coach for the past 18 years was voted the Mountain Valley Coach of the Year this past season. And team has amassed an enviable record of 364 wins and only 27 losses over this period.

Tyler Clark has been the champion runner in 2005 and 2006, as well as Runner of the Year in the conference. Of more than 300 runners in the New England Regionals, Tyler finished 3rd. And he is also a two-time State Wrestling Champion. Mr. Speaker, on behalf of this Chamber and the proud citizens of Lisbon, congratulations to the entire 2006 Class C Cross-country Team from Lisbon High School. Thank you Mr. Speaker.

The SPEAKER: The Chair recognizes the Representative from Dover-Foxcroft, Representative Annis.

Representative **ANNIS**: Thank you Mr. Speaker. Mr. Speaker, Ladies and Gentlemen of the House. This is getting kind of monotonous. Foxcroft Academy won the Eastern Maine Cross-country Championship this year, and we got the privilege, I guess, of playing Lisbon, or going up against Lisbon. I really don't know where to go from here. I just hope that they don't get involved in other sports and maybe Foxcroft Academy can do a little bit better. But nevertheless, I'd like to congratulate Lisbon High on their win and show my deepest appreciation. Thank you.

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

**In Memory of:**

David Redmond, of Portland, longtime educator, sports coach, United States Army veteran and public servant. Mr. Redmond began teaching in Mexico in 1958 and in 1960 moved to Biddeford, where he was a teacher, coach, athletic director, assistant principal and later assistant superintendent. He coached numerous sports throughout his career, and his first love was football. He served in the United States Army during the Korean War, and he received the Korean Service Medal with one Bronze Service Star, the Presidential Unit Citation from the Republic of Korea and several other medals of honor. In 1972, Governor Curtis appointed Mr. Redmond to the Maine Board of Education, and in 1974 he was elected to the Governor's Council representing York and Oxford Counties, where he served as Vice-Chairman. In 1975, he was appointed by Governor Longley to the Parole Board and State Board of Executive Clemency and served as chairman for both. For several years, Mr. Redmond served as the Chief of Staff for Governor Brennan and as Chief of Staff in Washington, D.C. when former Governor Brennan served as a United States Representative. We acknowledge his dedicated service to the people of the State of Maine. He will be greatly missed and long remembered by his loving family, his colleagues and his many friends;

(SLS 8)

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

**READ.**

The SPEAKER: The Chair recognizes the Representative from Sanford, Representative Tuttle.

Representative **TUTTLE**: Thank you Mr. Speaker. Mr. Speaker, Men and Women of the House. Its great sadness that I speak to you today, but it is with great joy that we remember the life of a great individual, Dave Redmond. I first got to know Dave back when I was a freshman legislator a few years ago when he was Chief of Staff for Governor Brennan. He was the type of person that you knew. He was always a coach and that you never wanted to let him down, even in public life, and a very good father, a good family man, and a great individual.

And I think as the Clerk has said that Dave Redmond served as Chief of Staff for Governor Brennan and he was also Chief of Staff while he was in Congress, when Governor Brennan served as United States Representative. We acknowledge his dedicated service to the people of Maine. He will be greatly missed by myself and his friends and remembered as a loving member by his family and his colleagues and his many friends around the State. Thank you Mr. Speaker.

The SPEAKER: The Chair recognizes the Representative from Old Orchard Beach, Representative Hogan.

Representative **HOGAN**: Thank you Mr. Speaker. Mr. Speaker, Ladies and Gentlemen of the House. I'd just like to also say a few words on Dave Redmond. Dave Redmond was the type of friend that everybody would want to have. Believe me, when he was your friend you knew it. Dave did so much for so many people and the whole York County area that it goes beyond telling all of those stories.

But David was a true friend, a no nonsense kind of guy, he really didn't mix words. If you knew David, what he said he meant. And he will be very much missed on his death. And my regards and his sympathies to his family if they are here. Thank you.

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

Representative **MCDONOUGH**: Thank you Mr. Speaker. Mr. Speaker, Men and Women of the House. I look back on Dave Redmond's career and I can say I met Dave when Hector was a pup. He was my grammar school football coach and I had many fond moments and memories of those years. After that, Dave went on to a very illustrious career at Biddeford High School and in State government. And he and I and his family remain friends for many, many years.

Maine has had some great people serving the State and I can't think of anybody that did more to help people and see the state grow. And my sympathies go out to his family and the rest of his friends. He was a great person and a person I was honored to know. Thank you.

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

Representative **FAIRCLOTH**: Thank you Mr. Speaker. Mr. Speaker, Men and Women of the House. One of my great honors over the course of my life was to serve as a driver on occasion for Joseph Brennan. I didn't know Dave Redmond well, but one thing that came across from everyone who knew the political life in the State of Maine, was that Dave Redmond symbolized absolute loyalty. He was a Democrat's Democrat, but if he made the deal across the aisle, he kept that deal 100% and people could trust him absolutely. And I think today is a good time to remember, not only the humor and the wit of Dave Redmond that was so famous, but also his complete loyalty that he offered to anyone with whom he formed a bond. Thank you Mr. Speaker.

The SPEAKER: The Chair recognizes the Representative from Farmington, Representative Mills.

Representative **MILLS**: Thank you Mr. Speaker. Mr. Speaker, Ladies and Gentlemen of the House. I, too, knew Dave Redmond and was pleased to be called his friend. I say pleased because I never would have wanted to cross him. He was an individual, an individualist, he was tenacious, he was brutally honest, he was street smart, and he was loyal as they come. Dave Redmond was truly one of a kind.

I will miss his friendly banter, I will miss and I have missed for many years seeing him around the State House, seeing him negotiate deals with Democrats and Republicans alike, and being true to his word in every respect. He was loyal sometimes to a fault, but he was true to his word always. I appreciated his close friendship with myself and many others who served in and around the State House for the many years he was here. Even when he ran for Governor, was it 1984, I believe, in the Primary, losing I believe, 1986, to Jim Tierney. He enjoyed the banter of politics. He enjoyed getting things done. He enjoyed, as we all do, making, fabricating, creating good public policy for the people of the State of Maine. He will be missed not only in York County or Cumberland County where his roots were, but everywhere in this State.

The SPEAKER: The Chair recognizes the Representative from Portland, Representative Harlow.

Representative **HARLOW**: Thank you Mr. Speaker. Mr. Speaker, Ladies and Gentlemen of the House. I would have felt negligent not to say something about Davie Redmond. David was a football coach when I was in high school. He was across the river and everybody envied his joy and happiness and the fun he had doing what he did and loved so much. It's also forgotten that Dave Redmond still holds the strikeout record from high school in Portland. Dave was a great athlete, a great guy, who came from a great family. I had his nephews in school and I think David leaves a great legacy for them to live up to. I've always

respected David and everybody I knew that ever had him as a coach respected him. Thank you Mr. Speaker, Ladies and Gentlemen of the House.

Subsequently, the Sentiment was **ADOPTED** in concurrence.

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

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**SENATE PAPERS**

The following Joint Order: (S.P. 29)

**ORDERED**, the House concurring, that when the House and Senate adjourn, they do so until Tuesday, January 16, 2007, at 10:00 in the morning.

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

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Resolve, To Encourage the Use of Safe Chemicals in Public Schools

(S.P. 32) (L.D. 88)

Bill "An Act To Provide State Funding for Fingerprinting of Educational Personnel"

(S.P. 34) (L.D. 90)

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.

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Resolve, To Direct the Department of Health and Human Services To Exclude Veterans Education Assistance from Income in Determining Eligibility for the Food Stamp Program

(S.P. 28) (L.D. 43)

Resolve, Directing the Department of Health and Human Services To Provide Printed Informational Handouts on Child Care Guidelines

(S.P. 31) (L.D. 87)

Bill "An Act To Enact the Recommendations of the Task Force To Study Cervical Cancer Prevention, Detection and Education"

(S.P. 45) (L.D. 137)

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.

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Bill "An Act To Provide Regulation of the Department of Corrections Telephone System by the Public Utilities Commission"

(S.P. 40) (L.D. 91)

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.

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Bill "An Act To Amend the Debt Management Services Laws"

(S.P. 43) (L.D. 135)

Bill "An Act To Require Prior Notice before Cancellation of a Life Insurance Policy for Nonpayment of Premiums"

(S.P. 46) (L.D. 138)

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.

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Bill "An Act To Modify the Boundaries of Maine's Lobster Fishing Zones"

(S.P. 41) (L.D. 92)

Bill "An Act To Provide Flexibility for Sea Urchin Zones"

(S.P. 47) (L.D. 139)

Bill "An Act To List the Shortnose Sturgeon as a Marine Endangered Species"

(S.P. 48) (L.D. 140)

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

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

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Bill "An Act To Clarify the Process for Public Improvement Construction Contracts"

(S.P. 49) (L.D. 141)

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.

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Bill "An Act To Repeal the Automatic Increase in the Gasoline Tax"

(S.P. 33) (L.D. 89)

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

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

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

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Bill "An Act To Require the Collection of Information on Vehicle Accidents on Private Property"

(S.P. 30) (L.D. 86)

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

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

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Bill "An Act To Encourage the Use of Solar Energy"

(S.P. 42) (L.D. 134)

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.

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**Pursuant to Statute  
Workers' Compensation Board**

Report of the **Workers' Compensation Board** pursuant to the Maine Revised Statutes, Title 39-A, section 152, subsection 11 asks leave to report that the accompanying Bill "An Act Regarding Final Agency Action Subject to Appeal Pursuant to the Maine Workers' Compensation Act of 1992"

(S.P. 16) (L.D. 41)

Be **REFERRED** to the Committee on **LABOR** and printed pursuant to Joint Rule 218.

Came from the Senate, Report **READ** and **ACCEPTED** and the Bill **REFERRED** to the Committee on **LABOR** and ordered printed pursuant to Joint Rule 218.

Report was **READ** and **ACCEPTED** and the Bill **REFERRED** to the Committee on **LABOR** in concurrence.

**Pursuant to Statute  
Workers' Compensation Board**

Report of the **Workers' Compensation Board** pursuant to the Maine Revised Statutes, Title 39-A, section 152, subsection 11 asks leave to report that the accompanying Bill "An Act Regarding the Enforcement of Penalties under the Maine Workers' Compensation Act of 1992"

(S.P. 44) (L.D. 136)

Be **REFERRED** to the Committee on **LABOR** and printed pursuant to Joint Rule 218.

Came from the Senate, Report **READ** and **ACCEPTED** and the Bill **REFERRED** to the Committee on **LABOR** and ordered printed pursuant to Joint Rule 218.

Report was **READ** and **ACCEPTED** and the Bill **REFERRED** to the Committee on **LABOR** in concurrence.

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

The House recessed until the Sound of the Bell.

(After Recess)

The House was called to order by the Speaker.

**SENATE PAPERS**

The following Joint Resolution: (S.P. 53)

**JOINT RESOLUTION SUPPORTING MAINE'S LEADERSHIP  
IN TOBACCO CONTROL**

WHEREAS, in 1997 Maine had one of the highest rates of youth smoking in the country; and

WHEREAS, in 1999 the Legislature created the Fund for a Healthy Maine from Maine's share of the national tobacco settlement and began funding a comprehensive tobacco prevention and treatment program; and

WHEREAS, Maine's successful effort follows the United States Department of Health and Human Services, Centers for Disease Control and Prevention guidelines by combining community and school programs, youth access laws, powerful media messages, low-barrier treatment options and evaluation components; and

WHEREAS, Maine has eliminated smoking in virtually every indoor public place and worksite; and

WHEREAS, Maine's last cigarette price increase in 2005 will save \$292,000,000 in health care costs and will help to avoid 6,600 tobacco-related deaths; and

WHEREAS, Maine's youth smoking rate has dropped 60% since 1997, preventing over

WHEREAS, for the second year in a row, Maine has received 4 "A's" on the American Lung Association State of Tobacco Control Report Card and is recognized nationally for its leadership and integrated approach to tobacco control; and

WHEREAS, in 2006 the United States Surgeon General declared that the scientific evidence that secondhand smoke is a serious health hazard that can lead to disease and premature death is indisputable; and

WHEREAS, one in 3 young adults in Maine currently smokes; and

WHEREAS, tobacco companies now spend \$74,000,000 per year promoting their products in Maine, more than double the amount they spent in 1998; and

WHEREAS, smoking-related health care costs now total over \$600,000,000 in Maine; and

WHEREAS, almost 2,400 Maine citizens die every year from tobacco-related disease, including 200 as a result of secondhand smoke; and

WHEREAS, for every 3 children who start smoking, one will die early as a result; now, therefore be it

RESOLVED: That We, the Members of the One Hundred and Twenty-third Legislature, now assembled in the First Regular Session, on behalf of the people of the State of Maine, support Maine's nation-leading efforts to reduce tobacco use among children and adults by restricting youth access to tobacco products, limiting exposure to secondhand smoke, funding a comprehensive prevention and control program that follows federal guidelines and discouraging demand; and be it further

RESOLVED: That We express our gratitude and thanks to the American Lung Association and the American Lung Association of Maine for working with concerned citizens, voluntary health organizations, medical associations, health care providers, advocates, governmental agencies and lawmakers to help Maine take national leadership on this important issue of public health in order to save lives and move towards a healthier future; and be it further

RESOLVED: That suitable copies of this resolution, duly authenticated by the Secretary of State, be transmitted to the American Lung Association and the American Lung Association of Maine.

Came from the Senate, **READ** and **ADOPTED**.  
**READ** and **ADOPTED** in concurrence.

Bill "An Act To Repeal Term Limits for Legislators"

(S.P. 27) (L.D. 42)

Committee on **STATE AND LOCAL GOVERNMENT** suggested and ordered printed.

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.

The following Joint Order: (S.P. 35)

ORDERED, the House concurring, that the Joint Rules be amended by amending Joint Rule 202 to read:

Rule 202. Cloture for Legislators at the First Regular Session.

All Except as provided in this Joint Rule, all requests for bills and resolves submitted by Legislators for a first regular session must be submitted in complete form, as provided in Joint Rule 208, to the Revisor of Statutes by 4:00 p.m. on the 3rd Friday in December. For the First Regular Session of the 124th Legislature, requests for bills and resolves submitted by Legislators for the first regular session must be submitted in complete form, as provided in Joint Rules 208, to the Revisor of Statutes by 4:00 p.m. on the 3rd Friday in January.

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

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The following Joint Order: (S.P. 36)

ORDERED, the House concurring, that the Joint Rules be amended by amending Joint Rule 314 by inserting after the 2nd indented paragraph a new paragraph to read:

Notwithstanding any provision of subsections 1 to 4 of this Joint Rule, a policy committee may elect not to participate in either the joint budget hearing or the work session, or both, by so notifying the chairs of the Joint Standing Committee on Appropriations and Financial Affairs in writing.

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

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

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On motion of Representative TUTTLE of Sanford, the House adjourned at 1:00 p.m., until 10:00 a.m., Tuesday, January 16, 2007 pursuant to the Joint Order (S.P. 29) and in honor and lasting tribute to David Redmond, of Portland, Richard "Baldy" Tompson, of Standish and Vaughn R. Martin, of Millinocket.