

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)

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
17th Legislative Day
Thursday, March 8, 2007

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

Prayer by Reverend Robin E. Honaker, Second Congregational Church, Warren.

National Anthem by Honorable Emily Ann Cain, Orono.

Pledge of Allegiance.

Doctor of the day, Tamas Peredy, M.D., Freeport.

The Journal of Tuesday, March 6, 2007 was read and approved.

SENATE PAPERS

Resolve, Directing the Bureau of Revenue Services To Make Information Available Concerning the Amount of Revenue Received from the Companion Animal Sterilization Fund Tax Return Checkoff

(S.P. 234) (L.D. 767)

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

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

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

Bill "An Act Imposing Increased Responsibility for Registered Owners of Motor Vehicles"

(S.P. 314) (L.D. 997)

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

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

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

Bill "An Act To Amend the Fingerprinting Law" (EMERGENCY)

(S.P. 348) (L.D. 1031)

Committee on **EDUCATION AND CULTURAL AFFAIRS** suggested and ordered printed.

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

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

Bill "An Act To Provide Firearms Safety Instruction for Adolescents"

(S.P. 326) (L.D. 1009)

Committee on **APPROPRIATIONS AND FINANCIAL AFFAIRS** suggested and ordered printed.

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

On motion of Representative FISCHER of Presque Isle, **TABLED** pending **REFERENCE** in concurrence and later today assigned.

Bill "An Act To Designate Special Funds To Help Support Maine Military Families"

(S.P. 340) (L.D. 1023)

Committee on **APPROPRIATIONS AND FINANCIAL AFFAIRS** 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.

COMMUNICATIONS

The Following Communication: (H.C. 97)

STATE OF MAINE

**ONE HUNDRED AND TWENTY-THIRD LEGISLATURE
COMMITTEE ON MARINE RESOURCES**

March 1, 2007

Honorable Beth Edmonds, President of the Senate

Honorable Glenn Cummings, Speaker of the House

123rd Maine Legislature

State House

Augusta, Maine 04333

Dear President Edmonds and Speaker Cummings:

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

L.D. 156 An Act To Require All Holders of Mahogany Quahog Licenses To Operate Their Own Vessels When Fishing for Quahogs

L.D. 384 An Act To Further Protect Water Quality in Coastal Waters

L.D. 586 An Act To Simplify Notification Procedures for Water Quality Changes

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

Sincerely,

S/Sen. Dennis S. Damon

Senate Chair

S/Rep. Leila J. Percy

House Chair

READ and ORDERED PLACED ON FILE.

The Following Communication: (H.C. 98)

STATE OF MAINE

HOUSE OF REPRESENTATIVES

SPEAKER'S OFFICE

AUGUSTA, MAINE 04333-0002

March 6, 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 10, §11, I am pleased to appoint Representative Jeffery A. Gifford of Lincoln to the Citizen Trade Policy 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.

The Following Communication: (S.C. 99)

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

March 6, 2007

Honorable Glenn Cummings
Speaker of the House
2 State House Station
Augusta, ME 04333-0002

Dear Speaker Cummings:

In accordance with 3 M.R.S.A. §158 and Joint Rule 506 of the 123rd Maine Legislature, please be advised that the Senate today confirmed, upon the recommendation of the Committee on Labor, the following nominations to the Maine State Retirement System Board of Trustees:

Richard T. Metivier of Lewiston for appointment;
Carol L. Mitchell of Portland for appointment;
Kenneth L. Williams of Damariscotta for reappointment;
Benedetto Viola of Scarborough for reappointment;
Peter M. Leslie of Waterford for reappointment

Sincerely,

S/Joy J. O'Brien

Secretary of the Senate

READ and ORDERED PLACED ON FILE.

**PETITIONS, BILLS AND RESOLVES REQUIRING
REFERENCE**

The following Bills, Resolves and Resolution 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

Resolve, Directing the Department of Agriculture, Food and Rural Resources To Establish Rules Concerning Certified Organic Seed

(H.P. 850) (L.D. 1157)

Sponsored by Representative CRAY of Palmyra.

Cosponsored by Representatives: CURTIS of Madison, EMERY of Cutler, GIFFORD of Lincoln, MAREAN of Hollis, PRATT of Eddington, TARDY of Newport, THIBODEAU of Winterport, THOMAS of Ripley.

Bill "An Act To Protect Dogs Tied Outside"

(H.P. 866) (L.D. 1185)

Sponsored by Representative PENDLETON of Scarborough.

Cosponsored by Senator ROTUNDO of Androscoggin and Representatives: BLISS of South Portland, PINEAU of Jay.

Resolve, To Estimate the Annual Value of Uncollected Bottle Deposits

(H.P. 895) (L.D. 1267)

Sponsored by Representative SMITH of Monmouth.

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

On motion of Representative PIEH of Bremen, the Resolve was **REFERRED** to the Committee on **BUSINESS, RESEARCH AND ECONOMIC DEVELOPMENT**, ordered printed and sent for concurrence.

APPROPRIATIONS AND FINANCIAL AFFAIRS

Bill "An Act To Authorize a General Fund Bond Issue To Improve Child Care Facilities in Maine"

(H.P. 842) (L.D. 1149)

Sponsored by Representative CONNOR of Kennebunk.

Cosponsored by Senator MARRACHÉ of Kennebec and Representatives: BARSTOW of Gorham, BURNS of Berwick, McFADDEN of Dennysville, PINGREE of North Haven, SILSBY of Augusta, VALENTINO of Saco, Senator: COURTNEY of York.

Bill "An Act To Authorize a General Fund Bond Issue To Create Jobs through Enhancing Maine's Commercial Marine Resources"

(H.P. 879) (L.D. 1237)

Sponsored by Representative EMERY of Cutler.

Cosponsored by Senator DAMON of Hancock and Representatives: ANNIS of Dover-Foxcroft, AUSTIN of Gray, AYOTTE of Caswell, BROWNE of Vassalboro, CARTER of Bethel, CRAY of Palmyra, CROSTHWAITE of Ellsworth, CURTIS of Madison, FINCH of Fairfield, FLOOD of Winthrop, GIFFORD of Lincoln, JOY of Crystal, MAREAN of Hollis, MARLEY of Portland, McDONOUGH of Scarborough, McFADDEN of Dennysville, MILLETT of Waterford, MILLS of Farmington, MUSE of Fryeburg, NASS of Acton, PATRICK of Rumford, PERRY of Calais, PINGREE of North Haven, PRESCOTT of Topsham, RICHARDSON of Carmel, RICHARDSON of Warren, ROBINSON of Raymond, SAVIELLO of Wilton, SIMPSON of Auburn, SOCTOMAH of the Passamaquoddy Tribe, TARDY of Newport, THIBODEAU of Winterport, TIBBETTS of Columbia, WOODBURY of Yarmouth, Senators: DOW of Lincoln, MARTIN of Aroostook, MILLS of Somerset, RAYE of Washington, SAVAGE of Knox, STRIMLING of Cumberland, WESTON of Waldo.

Bill "An Act To Authorize a General Fund Bond Issue for Community Recycling and Household Hazardous Waste Collection"

(H.P. 884) (L.D. 1256)

Sponsored by Representative TREAT of Farmingdale.

Cosponsored by Senator BARTLETT of Cumberland and Representatives: BERRY of Bowdoinham, HANLEY of Gardiner, KOFFMAN of Bar Harbor, MAKAS of Lewiston, PATRICK of Rumford, PRIEST of Brunswick, RECTOR of Thomaston, Senator: GOOLEY of Franklin.

Bill "An Act To Fund the Nursing Education Loan Repayment Program and Fund"

(H.P. 896) (L.D. 1268)

Sponsored by Representative MAKAS of Lewiston.

Cosponsored by Senator MITCHELL of Kennebec and Representatives: BEAULIEU of Auburn, DRISCOLL of Westbrook, EDGECOMB of Caribou, MUSE of Fryeburg, NORTON of Bangor, PEOPLES of Westbrook, PERRY of Calais, TREAT of Farmingdale.

Bill "An Act To Require Posting of the State's Debt"

(H.P. 869) (L.D. 1227)

Sponsored by Representative THOMAS of Ripley.

Cosponsored by Senator COURTNEY of York and Representatives: ANNIS of Dover-Foxcroft, CEBRA of Naples, CRAY of Palmyra, CURTIS of Madison, GIFFORD of Lincoln, JOY of Crystal, LEWIN of Eliot, THIBODEAU of Winterport.

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

On motion of Representative FISCHER of Presque Isle, **TABLED** pending **REFERENCE** and later today assigned.

BUSINESS, RESEARCH AND ECONOMIC DEVELOPMENT

Bill "An Act To Require Electronic Monitoring of Secondary Sales Transactions"

(H.P. 821) (L.D. 1128)

Sponsored by Representative SMITH of Monmouth.

Cosponsored by Senator PERRY of Penobscot and Representatives: BRAUTIGAM of Falmouth, GERZOFSKY of Brunswick, HOGAN of Old Orchard Beach, MILLS of Farmington, PILON of Saco, VALENTINO of Saco, WATSON of Bath.

Bill "An Act To Increase Access to Oral Health Care"

(H.P. 822) (L.D. 1129)

Sponsored by Representative PENDLETON of Scarborough.

Cosponsored by Senator RAYE of Washington and Representatives: BOLAND of Sanford, CLARK of Millinocket, FINLEY of Skowhegan, MILLER of Somerville, PERRY of Calais, ROSEN of Bucksport, SAVIELLO of Wilton, Senator: STRIMLING of Cumberland.

Bill "An Act Regarding Returnable Containers"

(H.P. 832) (L.D. 1139)

Sponsored by Representative ADAMS of Portland.

Cosponsored by Representatives: BEAULIEU of Auburn, BERRY of Bowdoinham, BRYANT of Windham, CARTER of Bethel, CONNOR of Kennebunk, GROSE of Woolwich, PRESCOTT of Topsham, SILSBY of Augusta.

Bill "An Act To Require Licensing for Certain Mechanical Trades"

(H.P. 906) (L.D. 1278)

Sponsored by Representative CLARK of Millinocket.

Cosponsored by Representatives: JACKSON of Allagash, PATRICK of Rumford, TUTTLE of Sanford.

CRIMINAL JUSTICE AND PUBLIC SAFETY

Bill "An Act To Decriminalize Certain Actions"

(H.P. 820) (L.D. 1127)

Sponsored by Representative SCHATZ of Blue Hill. (BY REQUEST)

Bill "An Act To Clarify Public Safety Laws Regarding the Disclosure of Information and the Storage of Evidence, To Reauthorize the United States Secret Service To Enforce Certain State Laws and To Allow Designees To Serve on the Maine Communications System Policy Board"

(H.P. 864) (L.D. 1183)

Sponsored by Representative GERZOFSKY of Brunswick.

Cosponsored by Representatives: HANLEY of Gardiner, SYKES of Harrison, TIBBETTS of Columbia.

Submitted by the Department of Public Safety pursuant to Joint Rule 204.

Bill "An Act To Create a Certificate of Need Process for the Construction of Correctional Facilities"

(H.P. 870) (L.D. 1228)

Sponsored by Representative ROBINSON of Raymond.

Cosponsored by Senator: DIAMOND of Cumberland.

Bill "An Act To Prohibit Sex Offenders from Areas around Schools"

(H.P. 871) (L.D. 1229)

Sponsored by Representative CRAVEN of Lewiston.

Cosponsored by Senator ROTUNDO of Androscoggin and Representatives: BEAULIEU of Auburn, CANAVAN of Waterville, CLARK of Millinocket, GROSE of Woolwich, WAGNER of Lewiston, WALCOTT of Lewiston, WEBSTER of Freeport, Senator: HOBBS of York.

EDUCATION AND CULTURAL AFFAIRS

Bill "An Act To Improve Public Education in Maine"

(H.P. 845) (L.D. 1152)

Sponsored by Representative NORTON of Bangor.

Cosponsored by Senator BOWMAN of York and Representative: FARRINGTON of Gorham.

Bill "An Act To Apply Municipal Nepotism Policies to Municipal School Units"

(H.P. 856) (L.D. 1175)

Sponsored by Representative BLANCHETTE of Bangor.

Cosponsored by Senator PERRY of Penobscot and Representatives: FISHER of Brewer, GERZOFSKY of Brunswick, HARLOW of Portland, MOORE of Standish, NORTON of Bangor, PINGREE of North Haven, RAND of Portland, RINES of Wiscasset.

Bill "An Act To Update and Clarify Laws Relating to Maine's Community Colleges"

(H.P. 859) (L.D. 1178)

Sponsored by Representative NORTON of Bangor.

Cosponsored by Senator BOWMAN of York.

Bill "An Act To Establish Educational Excellence for the Towns of Corinna, Etna, Dixmont, Hartland, Newport, Palmyra, Plymouth and St. Albans" (EMERGENCY)

(H.P. 867) (L.D. 1186)

Sponsored by Representative TARDY of Newport.

Bill "An Act Regarding the Terms of Members of the Maine State Museum Commission"

(H.P. 885) (L.D. 1257)

Sponsored by Representative ADAMS of Portland.

Cosponsored by Senator MILLS of Somerset and Representatives: BRYANT of Windham, BURNS of Berwick, DILL of Cape Elizabeth, DRISCOLL of Westbrook, FINCH of Fairfield, MAKAS of Lewiston, SIMPSON of Auburn.

Bill "An Act To Ensure Access to the Community College for Students in Maine"

(H.P. 827) (L.D. 1134)

Sponsored by Representative BLISS of South Portland.

Cosponsored by Senator MITCHELL of Kennebec and Representatives: BARSTOW of Gorham, BEAUDETTE of Biddeford, BEAULIEU of Auburn, BERRY of Bowdoinham, BLANCHARD of Old Town, BOLAND of Sanford, BRAUTIGAM of Falmouth, BURNS of Berwick, CAIN of Orono, CANAVAN of Waterville, CASAVANT of Biddeford, CHASE of Wells, CLARK of Millinocket, CLEARY of Houlton, CONOVER of Oakland, CROCKETT of Augusta, Speaker CUMMINGS of Portland, DILL of Cape Elizabeth, DRISCOLL of Westbrook, DUCHESNE of Hudson, DUNN of Bangor, EATON of Sullivan, EBERLE of South Portland, EDGECOMB of Caribou, EMERY of Cutler, FAIRCLOTH of Bangor, FARRINGTON of Gorham, FINCH of Fairfield, FINLEY of Skowhegan, FISCHER of Presque Isle, FISHER of Brewer, GERZOFSKY of Brunswick, GROSE of Woolwich, HANLEY of Gardiner, HARLOW of Portland, HAYES of Buckfield, HILL of York, HOGAN of Old Orchard Beach, KAENRATH of South Portland, KOFFMAN of Bar Harbor, LUNDEEN of Mars Hill, MAKAS of Lewiston, MARLEY of Portland, McFADDEN of Denysville, MIRAMANT of Camden, MUSE of Fryeburg, NORTON of Bangor, PEOPLES of Westbrook, PERRY of Calais, PILON of Saco, PINGREE of North Haven, PIOTTI of Unity, PRATT of Eddington, RECTOR of Thomaston, RICHARDSON of Warren, RINES of Wiscasset, SAMSON of Auburn, SAVIELLO of Wilton, SCHATZ of Blue Hill, SILSBY of Augusta, SIMPSON of Auburn, SIROIS of Turner, SMITH of Monmouth, STRANG BURGESS of Cumberland, SUTHERLAND of Chapman, TARDY of Newport, THERIAULT of

Madawaska, TRINWARD of Waterville, WATSON of Bath, WEBSTER of Freeport, Senators: BOWMAN of York, COURTNEY of York, President EDMONDS of Cumberland, PLOWMAN of Penobscot.

Committee on **EDUCATION AND CULTURAL AFFAIRS** suggested.

On motion of Representative NORTON of Bangor, the Bill was **REFERRED** to the Committee on **APPROPRIATIONS AND FINANCIAL AFFAIRS**, ordered printed and sent for concurrence.

HEALTH AND HUMAN SERVICES

Resolve, To Increase Fairness in Medical Payments

(H.P. 823) (L.D. 1130)

Sponsored by Representative MILLS of Farmington.

Bill "An Act To Provide Payment for Homeless Respite Care Services through the MaineCare Program"

(H.P. 830) (L.D. 1137)

Sponsored by Representative DUNN of Bangor.

Bill "An Act To Enhance the Newborn Hearing Program"

(H.P. 835) (L.D. 1142)

Sponsored by Representative MAKAS of Lewiston.

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

Bill "An Act To Promote Healthy Practices for MaineCare Members"

(H.P. 839) (L.D. 1146)

Sponsored by Representative MILLS of Farmington.

Cosponsored by Senator MARTIN of Aroostook and Representatives: FISCHER of Presque Isle, MILLETT of Waterford, PATRICK of Rumford, Senator: TURNER of Cumberland.

Bill "An Act Regarding MaineCare Prescription Drug and Tobacco Sales"

(H.P. 857) (L.D. 1176)

Sponsored by Representative PINKHAM of Lexington Township. (BY REQUEST)

Bill "An Act To Provide Regional Coordination and Planning for Public Health Programs and Activities"

(H.P. 860) (L.D. 1179)

Sponsored by Representative BARSTOW of Gorham.

Resolve, To Establish a Commission To Study the Possibility of Implementing the Proposed Healthy Americans Act (EMERGENCY)

(H.P. 865) (L.D. 1184)

Sponsored by Representative PRIEST of Brunswick.

Bill "An Act To Recoup Health Care Funds through the Maine False Claims Act"

(H.P. 868) (L.D. 1187)

Sponsored by Representative TREAT of Farmingdale.

Cosponsored by Representatives: BRAUTIGAM of Falmouth, CANAVAN of Waterville, CONOVER of Oakland, HINCK of Portland, MILLS of Farmington, PERRY of Calais, PRIEST of Brunswick.

Resolve, To Establish a Working Group To Study the Effectiveness and Timeliness of Early Identification and Intervention for Children with Hearing Loss in Maine (EMERGENCY)

(H.P. 881) (L.D. 1239)

Sponsored by Representative FARRINGTON of Gorham.

Cosponsored by Senator TURNER of Cumberland and Representative: BARSTOW of Gorham.

INLAND FISHERIES AND WILDLIFE

Resolve, To Establish the William Silliker Memorial Wildlife Watching Area

(H.P. 826) (L.D. 1133)

Sponsored by Representative ADAMS of Portland.

Cosponsored by Senator BRYANT of Oxford and Representatives: BABBIDGE of Kennebunk, BRYANT of Windham, CRAY of Palmyra, EBERLE of South Portland, LUNDEEN of Mars Hill, RICHARDSON of Carmel, WHEELER of Kittery, Senator: NUTTING of Androscoggin.

Committee on **INLAND FISHERIES AND WILDLIFE** suggested.

On motion of Representative JACKSON of Allagash, **TABLED** pending **REFERENCE** and later today assigned.

INSURANCE AND FINANCIAL SERVICES

Bill "An Act To Protect Consumers against Inadequate Health Care Coverage"

(H.P. 872) (L.D. 1230)

Sponsored by Representative CONOVER of Oakland.

Cosponsored by Representative HARLOW of Portland, Senator PERRY of Penobscot and Representatives: BRAUTIGAM of Falmouth, FAIRCLOTH of Bangor, PRIEST of Brunswick.

Bill "An Act Regarding Property and Casualty Insurance Actuarial Opinion of Reserves"

(H.P. 890) (L.D. 1262)

Sponsored by Representative CROCKETT of Augusta.

Cosponsored by Senator SULLIVAN of York and Representatives: CANAVAN of Waterville, PRIEST of Brunswick, TREAT of Farmingdale.

Submitted by the Department of Professional and Financial Regulation pursuant to Joint Rule 204.

Resolve, To Study the Feasibility of Pine Tree Health Care Insurance Zones

(H.P. 897) (L.D. 1269)

Sponsored by Representative CLEARY of Houlton.

Cosponsored by Senator MARTIN of Aroostook and Representatives: CARTER of Bethel, CONOVER of Oakland, EATON of Sullivan, GOULD of South Berwick, JOY of Crystal, SAMSON of Auburn, SAVIELLO of Wilton, Senator: SCHNEIDER of Penobscot.

Bill "An Act To Establish Health Care Practitioner Immunity for Consulting Physicians in Critical Specialties or Subspecialties"

(H.P. 899) (L.D. 1271)

Sponsored by Representative WALKER of Lincolnville.

Cosponsored by Senator MARRACHÉ of Kennebec and Representatives: CASAVANT of Biddeford, HOLMAN of Fayette, JACOBSEN of Waterboro, NASS of Acton, SIMPSON of Auburn, TUTTLE of Sanford, Senators: HOBBS of York, SHERMAN of Aroostook.

Committee on **INSURANCE AND FINANCIAL SERVICES** suggested.

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

JUDICIARY

Bill "An Act To Clarify the Status of Subsidy Payments to Guardians"

(H.P. 819) (L.D. 1126)

Sponsored by Representative PINGREE of North Haven.

Bill "An Act To Prohibit Maine from Participating in a National Identification Card System"

(H.P. 831) (L.D. 1138)

Sponsored by Representative LANSLEY of Sabattus.

Cosponsored by Senator MITCHELL of Kennebec and Representatives: ANNIS of Dover-Foxcroft, AYOTTE of Caswell, BEAULIEU of Auburn, BERRY of Bowdoinham, BLANCHARD of Old Town, BLANCHETTE of Bangor, BLISS of South Portland, BRYANT of Windham, BURNS of Berwick, CEBRA of Naples, CRAY of Palmyra, CRESSEY of Cornish, CROCKETT of Augusta, CROSTHWAITE of Ellsworth, Speaker CUMMINGS of Portland, DRISCOLL of Westbrook, FINCH of Fairfield, GERZOFKY of Brunswick, GOULD of South Berwick, HAMPER of Oxford, HARLOW of Portland, JOY of Crystal, KNIGHT of Livermore Falls, LEWIN of Eliot, LORING of the Penobscot Nation, MacDONALD of Boothbay, MAKAS of Lewiston, MAREAN of Hollis, McFADDEN of Dennysville, McLEOD of Lee, MILLS of Farmington, MOORE of Standish, MUSE of Fryeburg, PATRICK of Rumford, PEOPLES of Westbrook, PINGREE of North Haven, PINKHAM of Lexington Township, PRATT of Eddington, PRESCOTT of Topsham, RECTOR of Thomaston, RINES of Wiscasset, ROBINSON of Raymond, SAMSON of Auburn, SCHATZ of Blue Hill, SIMPSON of Auburn, THIBODEAU of Winterport, THOMAS of Ripley, TREAT of Farmingdale, VAUGHAN of Durham, WAGNER of Lewiston, WALKER of Lincolnville, WATSON of Bath, WEAVER of York, Senators: BARTLETT of Cumberland, BENOIT of Sagadahoc, BOWMAN of York, BRANNIGAN of Cumberland, BROMLEY of Cumberland, BRYANT of Oxford, COURTNEY of York, DAMON of Hancock, DIAMOND of Cumberland, DOW of Lincoln, MARRACHÉ of Kennebec, MARTIN of Aroostook, McCORMICK of Kennebec, NUTTING of Androscoggin, PERRY of Penobscot, ROTUNDO of Androscoggin, SCHNEIDER of Penobscot, SHERMAN of Aroostook, SNOWE-MELLO of Androscoggin, STRIMLING of Cumberland, SULLIVAN of York.

Bill "An Act To Improve Efficiency in the Courts"

(H.P. 833) (L.D. 1140)

Sponsored by Representative MILLS of Farmington.

Bill "An Act To Ensure Basic Rights of Judicial Employees"

(H.P. 834) (L.D. 1141)

Sponsored by Representative FAIRCLOTH of Bangor.

Bill "An Act To Protect Owners and Occupiers of Homes from Civil Liability"

(H.P. 849) (L.D. 1156)

Sponsored by Representative CEBRA of Naples.

Cosponsored by Senator SNOWE-MELLO of Androscoggin and Representatives: ANNIS of Dover-Foxcroft, CAMPBELL of Newfield, HANLEY of Gardiner, LANSLEY of Sabattus, SYKES of Harrison, TARDY of Newport, Senators: GOOLEY of Franklin, McCORMICK of Kennebec.

Bill "An Act To Serve the Best Interests of Children in Divorce"

(H.P. 873) (L.D. 1231)

Sponsored by Representative WEBSTER of Freeport.

Bill "An Act To Clarify the Laws Governing Landowner Liability"

(H.P. 886) (L.D. 1258)

Sponsored by Representative WATSON of Bath.

Cosponsored by Representatives: CLARK of Millinocket, GROSE of Woolwich, HOTHAM of Dixfield, PERCY of Phippsburg, PIEH of Bremen, PIOTTI of Unity, SMITH of Monmouth, Senator: PERRY of Penobscot.

Resolve, To Continue the Tribal-State Work Group (EMERGENCY)

(H.P. 891) (L.D. 1263)

Sponsored by Representative BLANCHARD of Old Town.

Cosponsored by Senator MITCHELL of Kennebec and Representatives: CLEARY of Houlton, HILL of York, LORING of the Penobscot Nation, NASS of Acton, PERRY of Calais, SIMPSON of Auburn, SOCTOMAH of the Passamaquoddy Tribe, Senator: RAYE of Washington.

Bill "An Act To Amend the Maine Liquor Liability Act"

(H.P. 818) (L.D. 1125)

Sponsored by Representative BRAUTIGAM of Falmouth.

Committee on **JUDICIARY** suggested.

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

LABOR

Bill "An Act To Increase the Per Diem for Members of the State Board of Arbitration and Conciliation"

(H.P. 851) (L.D. 1158)

Sponsored by Representative WEBSTER of Freeport.

Resolve, To Establish the Commission on Retirement Policy Funding and Reform

(H.P. 858) (L.D. 1177)

Sponsored by Representative WOODBURY of Yarmouth.

Cosponsored by Senator MILLS of Somerset and Representatives: DRISCOLL of Westbrook, FISCHER of Presque Isle, JOY of Crystal, MILLETT of Waterford, SAVIELLO of Wilton, TARDY of Newport, TUTTLE of Sanford, Senator: DOW of Lincoln.

Bill "An Act To Use the Date of Injury To Calculate the Average Weekly Wage in Occupational Disease Cases"

(H.P. 887) (L.D. 1259)

Sponsored by Representative WATSON of Bath.

Cosponsored by Representatives: BERRY of Bowdoinham, CLARK of Millinocket, DILL of Cape Elizabeth, PRIEST of Brunswick, Senators: BARTLETT of Cumberland, MILLS of Somerset, PERRY of Penobscot.

Bill "An Act To Clarify Intermittent Leave under the Family Medical Leave Laws"

(H.P. 889) (L.D. 1261)

Sponsored by Representative SIMPSON of Auburn.

Cosponsored by Senator STRIMLING of Cumberland and Representatives: ADAMS of Portland, BRYANT of Windham, BURNS of Berwick, HASKELL of Portland, MILLS of Farmington, WATSON of Bath, Senators: President EDMONDS of Cumberland, SULLIVAN of York.

Bill "An Act To Repeal Certain Unemployment Benefit Disqualifications"

(H.P. 900) (L.D. 1272)

Sponsored by Representative CLARK of Millinocket.

Cosponsored by Senator STRIMLING of Cumberland and Representatives: BURNS of Berwick, JACKSON of Allagash, PATRICK of Rumford, TUTTLE of Sanford, Senator: SULLIVAN of York.

Bill "An Act To Promote Workplace Safety and Certainty within the Construction Industry by Authorizing the Workers' Compensation Board To Issue Construction Contractor Certificates"

(H.P. 903) (L.D. 1275)

Sponsored by Representative WATSON of Bath.

Cosponsored by Representatives: BERRY of Bowdoinham, CLARK of Millinocket, DILL of Cape Elizabeth, PRIEST of Brunswick, Senators: BARTLETT of Cumberland, MILLS of Somerset, PERRY of Penobscot.

LEGAL AND VETERANS AFFAIRS

Bill "An Act To Create an Ownership Interest in Agency Liquor Store Licenses"

(H.P. 817) (L.D. 1124)

Sponsored by Representative TUTTLE of Sanford.

Bill "An Act To Amend the Commission on Governmental Ethics and Election Practices' Appointment Process"

(H.P. 829) (L.D. 1136)

Sponsored by Representative CANAVAN of Waterville.

Cosponsored by President EDMONDS of Cumberland and Representatives: ADAMS of Portland, CONOVER of Oakland, CROCKETT of Augusta, FLETCHER of Winslow, HOTHAM of Dixfield, McKANE of Newcastle, PATRICK of Rumford, Senator: SNOWE-MELLO of Androscoggin.

Bill "An Act To Establish Random Audits of Voting Machines"

(H.P. 843) (L.D. 1150)

Sponsored by Representative PINGREE of North Haven.

Cosponsored by President EDMONDS of Cumberland and Representatives: CAIN of Orono, CRAVEN of Lewiston, Speaker CUMMINGS of Portland, FAIRCLOTH of Bangor, FISCHER of Presque Isle, VALENTINO of Saco, WEBSTER of Freeport.

Bill "An Act To Limit the Duration of the Placement of Campaign Signs"

(H.P. 874) (L.D. 1232)

Sponsored by Representative VALENTINO of Saco.

Cosponsored by Senator MARRACHÉ of Kennebec and Representatives: BRAUTIGAM of Falmouth, HOTHAM of Dixfield, JACKSON of Allagash, MAREAN of Hollis, PIEH of Bremen.

Bill "An Act To Amend Requirements for Participation of Gubernatorial Candidates under the Maine Clean Election Act"

(H.P. 875) (L.D. 1233)

Sponsored by Representative VALENTINO of Saco.

Cosponsored by Senator MARRACHÉ of Kennebec and Representatives: HOTHAM of Dixfield, JACKSON of Allagash, MAREAN of Hollis, PATRICK of Rumford, PIEH of Bremen.

Bill "An Act To Create an Animal Welfare Lottery Game"

(H.P. 888) (L.D. 1260)

Sponsored by Representative PERCY of Phippsburg.

Bill "An Act To Increase Beano Revenue"

(H.P. 901) (L.D. 1273)

Sponsored by Representative EATON of Sullivan.

Cosponsored by Senator MARTIN of Aroostook and Representatives: CLEARY of Houlton, MILLER of Somerville, SAMSON of Auburn, Senator: SCHNEIDER of Penobscot.

NATURAL RESOURCES

Bill "An Act To Require Clear Warnings on Light Bulbs Containing Mercury"

(H.P. 876) (L.D. 1234)

Sponsored by Representative MAKAS of Lewiston.

Cosponsored by Senator MARTIN of Aroostook and Representatives: BLISS of South Portland, DUCHESNE of Hudson, EBERLE of South Portland, MIRAMANT of Camden, WAGNER of Lewiston, WALCOTT of Lewiston, Senators: BARTLETT of Cumberland, BROMLEY of Cumberland.

Resolve, To Clarify the Definition of Smart Growth

(H.P. 898) (L.D. 1270)

Sponsored by Representative CRESSEY of Cornish.

Bill "An Act To Allow the Discharge of Aquatic Pesticides Approved by the Department of Environmental Protection for the

Control of Mosquito-borne Diseases in the Interest of Public Health and Safety"

(H.P. 902) (L.D. 1274)

Sponsored by Representative AYOTTE of Caswell.

Cosponsored by Senator BRANNIGAN of Cumberland and Representative: DUCHESNE of Hudson, Senator: NASS of York. Submitted by the Department of Environmental Protection pursuant to Joint Rule 204.

Resolve, To Stabilize the Naples Waterfront

(H.P. 855) (L.D. 1174)

Sponsored by Representative CEBRA of Naples.

Cosponsored by Senator HASTINGS of Oxford and Representatives: CRESSEY of Cornish, MUSE of Fryeburg, ROBINSON of Raymond, SYKES of Harrison, Senators: DIAMOND of Cumberland, SNOWE-MELLO of Androscoggin.

Committee on **NATURAL RESOURCES** suggested.

On motion of Representative AYOTTE of Caswell, the Resolve was **REFERRED** to the Committee on **TRANSPORTATION**, ordered printed and sent for concurrence.

STATE AND LOCAL GOVERNMENT

Bill "An Act To Make Technical Changes to the Maine Municipal Bond Bank Laws"

(H.P. 825) (L.D. 1132)

Sponsored by Representative LUNDEEN of Mars Hill.

Cosponsored by Senator SHERMAN of Aroostook and Representatives: AYOTTE of Caswell, CLEARY of Houlton, CROCKETT of Augusta, FISCHER of Presque Isle, PERRY of Calais, SUTHERLAND of Chapman.

Bill "An Act To Allow Municipal Cost Sharing for County Services"

(H.P. 828) (L.D. 1135)

Sponsored by Representative PINGREE of North Haven.

Cosponsored by Senator SAVAGE of Knox and Representatives: BARSTOW of Gorham, MIRAMANT of Camden, SCHATZ of Blue Hill, Senators: DAMON of Hancock, SCHNEIDER of Penobscot.

Bill "An Act To Impose a Modified Hiring Freeze in State Government" (EMERGENCY)

(H.P. 840) (L.D. 1147)

Sponsored by Representative MILLETT of Waterford.

Cosponsored by Senator TURNER of Cumberland and Representatives: McDONOUGH of Scarborough, MILLS of Farmington, ROBINSON of Raymond, Senator: NUTTING of Androscoggin.

Bill "An Act To Clarify the Application of the Definition of 'Tract or Parcel of Land' under the State Subdivision Laws"

(H.P. 854) (L.D. 1173)

Sponsored by Representative MILLETT of Waterford.

Cosponsored by Representative: HAMPER of Oxford, Senator: HASTINGS of Oxford.

Bill "An Act To Resolve Differences in the Laws Regarding Public Shade Trees"

(H.P. 892) (L.D. 1264)

Sponsored by Representative WAGNER of Lewiston.

Cosponsored by Representatives: BEAULIEU of Auburn, DUCHESNE of Hudson, HASKELL of Portland, MAKAS of Lewiston, McDONOUGH of Scarborough, PRATT of Eddington, SAMSON of Auburn, Senator: BOWMAN of York.

RESOLUTION, Proposing an Amendment to the Constitution of Maine To Provide 4-year Terms for Legislators (H.P. 880) (L.D. 1238)

Sponsored by Representative BROWNE of Vassalboro.
Cosponsored by Representative MUSE of Fryeburg, Senator SHERMAN of Aroostook and Representatives: CLEARY of Houlton, MARLEY of Portland, SAMSON of Auburn, SCHATZ of Blue Hill, SILSBY of Augusta, Senator: McCORMICK of Kennebec.

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

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

TAXATION

Bill "An Act To Establish a Sales Tax Rebate for Certain Vehicles"

(H.P. 824) (L.D. 1131)

Sponsored by Representative PLUMMER of Windham.
Cosponsored by Senator DIAMOND of Cumberland and Representatives: AUSTIN of Gray, BROWNE of Vassalboro, BRYANT of Windham, CEBRA of Naples, FLOOD of Winthrop, GERZOFISKY of Brunswick, HANLEY of Gardiner, SAVAGE of Falmouth.

Bill "An Act To Provide Information to Property Tax Payers"

(H.P. 837) (L.D. 1144)

Sponsored by Representative SAMSON of Auburn.
Cosponsored by Senator SNOWE-MELLO of Androscoggin and Representatives: BARSTOW of Gorham, CONNOR of Kennebunk, LANSLEY of Sabattus, PINGREE of North Haven, PIOTTI of Unity, TARDY of Newport, Senators: COURTNEY of York, SCHNEIDER of Penobscot.

Bill "An Act To Impose a Real Estate Transfer Tax Based on the Value of the Property"

(H.P. 838) (L.D. 1145)

Sponsored by Representative KOFFMAN of Bar Harbor.
Cosponsored by Senator PERRY of Penobscot and Representatives: ADAMS of Portland, CHASE of Wells, PINGREE of North Haven, PIOTTI of Unity, RAND of Portland, WATSON of Bath, Senator: STRIMLING of Cumberland.

Bill "An Act To Include Fuel Economy when Calculating the Excise Tax on Motor Vehicles"

(H.P. 848) (L.D. 1155)

Sponsored by Representative BABBIDGE of Kennebec.
Cosponsored by Senator NASS of York and Representatives: ANNIS of Dover-Foxcroft, BARSTOW of Gorham, BLISS of South Portland, FARRINGTON of Gorham, MARLEY of Portland, McDONOUGH of Scarborough, WOODBURY of Yarmouth, Senator: BARTLETT of Cumberland.

Bill "An Act To Reclassify Certain Tobacco Products"

(H.P. 862) (L.D. 1181)

Sponsored by Representative BRAUTIGAM of Falmouth.
Cosponsored by Senator BARTLETT of Cumberland and Representatives: BARSTOW of Gorham, HINCK of Portland, JACKSON of Allagash, KOFFMAN of Bar Harbor, MARLEY of Portland, PINGREE of North Haven, WATSON of Bath.

Bill "An Act To Enable the Creation of Tax Increment Financing Districts for Arts Districts"

(H.P. 863) (L.D. 1182)

Sponsored by Representative ADAMS of Portland.

Bill "An Act Regarding Recreational Vehicle Excise Taxes"

(H.P. 877) (L.D. 1235)

Sponsored by Representative MARLEY of Portland.

Bill "An Act To Support County Government"

(H.P. 894) (L.D. 1266)

Sponsored by Representative BARSTOW of Gorham.

Bill "An Act To Promote Funding for Wildlife"

(H.P. 904) (L.D. 1276)

Sponsored by Representative DUCHESNE of Hudson.

Cosponsored by Representatives: WAGNER of Lewiston, WATSON of Bath.

Bill "An Act To Protect Electric Ratepayers"

(H.P. 841) (L.D. 1148)

Sponsored by Representative BRAUTIGAM of Falmouth.

Cosponsored by Senator PERRY of Penobscot and Representatives: ADAMS of Portland, CONOVER of Oakland, MILLS of Farmington, TREAT of Farmingdale, Senator: STRIMLING of Cumberland.

Committee on **TAXATION** suggested.

On motion of Representative KNIGHT of Livermore Falls, the Bill was **REFERRED** to the Committee on **UTILITIES AND ENERGY**, ordered printed and sent for concurrence.

TRANSPORTATION

Resolve, Directing the Department of Transportation to Expend Funds for Ocean Commerce in Casco Bay (EMERGENCY)

(H.P. 847) (L.D. 1154)

Sponsored by Representative MARLEY of Portland.

Bill "An Act To Promote Transportation Planning, Increase Efficiency and Reduce Sprawl"

(H.P. 861) (L.D. 1180)

Sponsored by Representative PIOTTI of Unity.

Cosponsored by Representatives: BROWNE of Vassalboro, HOGAN of Old Orchard Beach, MARLEY of Portland.

Bill "An Act To Keep Private Road Maintenance Costs Affordable"

(H.P. 893) (L.D. 1265)

Sponsored by Representative PERCY of Phippsburg. (BY REQUEST)

Resolve, To Study the Feasibility of Off-road Bike and Walking Paths along the Busiest Commuting Corridors in the State

(H.P. 905) (L.D. 1277)

Sponsored by Representative WOODBURY of Yarmouth.

UTILITIES AND ENERGY

Bill "An Act To Prevent the Public Utilities Commission from Disclosing Private Information to the Federal Government"

(H.P. 836) (L.D. 1143)

Sponsored by Representative ADAMS of Portland.

Bill "An Act To Streamline the Review of Minor Tariff Filings of Consumer-owned Water Utilities"

(H.P. 844) (L.D. 1151)

Sponsored by Representative FITTS of Pittsfield.

Bill "An Act To Allow Affordable Housing Discretionary Water and Sewer Fee Waivers"

(H.P. 846) (L.D. 1153)

Sponsored by Representative CHASE of Wells.

Cosponsored by Representatives: BARSTOW of Gorham, KNIGHT of Livermore Falls, RAND of Portland, ROSEN of Bucksport, TIBBETTS of Columbia, Senator: BENOIT of Sagadahoc.

Resolve, To Encourage Increased Use of Biodiesel Fuels in Maine

(H.P. 852) (L.D. 1159)

Sponsored by Representative FLETCHER of Winslow.
Cosponsored by Senator HOBBS of York and Representatives: CEBRA of Naples, CLEARY of Houlton, FLOOD of Winthrop, MILLER of Somerville, RICHARDSON of Warren, ROBINSON of Raymond, Senators: COURTNEY of York, PLOWMAN of Penobscot.

Resolve, To Encourage the Development of Water Power To Provide for Maine's Energy Needs

(H.P. 853) (L.D. 1160)

Sponsored by Representative JOY of Crystal.
Cosponsored by Representatives: ANNIS of Dover-Foxcroft, FLETCHER of Winslow, GIFFORD of Lincoln, HAMPER of Oxford, RICHARDSON of Carmel, THOMAS of Ripley, Senator: NASS of York.

Bill "An Act To Create the Princeton Standard Water District" (EMERGENCY)

(H.P. 878) (L.D. 1236)

Sponsored by Representative McLEOD of Lee.
Cosponsored by Representatives: BURNS of Berwick, CEBRA of Naples, GIFFORD of Lincoln, JACOBSEN of Waterboro, McFADDEN of Dennysville, TIBBETTS of Columbia.

Pursuant to Statute

Criminal Law Advisory Commission

Representative GERZOFKY for the **Criminal Law Advisory Commission** pursuant to the Maine Revised Statutes, Title 17-A, section 1354, subsection 2 asks leave to report that the accompanying Bill "An Act To Implement the Recommendations of the Criminal Law Advisory Commission"

(H.P. 882) (L.D. 1240)

Be **REFERRED** to the Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY** and printed pursuant to Joint Rule 218.

Report was **READ** and **ACCEPTED** and the Bill **REFERRED** to the Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY** and ordered printed pursuant to Joint Rule 218.

Sent for concurrence.

Pursuant to Statute

Criminal Law Advisory Commission

Representative GERZOFKY for the **Criminal Law Advisory Commission** pursuant to the Maine Revised Statutes, Title 17-A, section 1354, subsection 2 asks leave to report that the accompanying Bill "An Act To Provide Uniform Treatment of Prior Convictions in the Maine Criminal Code"

(H.P. 883) (L.D. 1241)

Be **REFERRED** to the Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY** and printed pursuant to Joint Rule 218.

Report was **READ** and **ACCEPTED** and the Bill **REFERRED** to the Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY** and ordered printed pursuant to Joint Rule 218.

Sent for concurrence.

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

SPECIAL SENTIMENT CALENDAR

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

In Memory of:

Kenneth Black, of Union, who was known as "Mr. Lighthouse" throughout the country for his longtime work with lighthouse preservation. Mr. Black served for over 32 years in the United States Coast Guard, starting in World War II and ending in 1973 as the Commanding Officer of the Rockland Coast Guard Station. He started a lighthouse artifact collection in the 1960s at the Rockland Coast Guard Station and spent 30 years traveling all over New England collecting artifacts. This collection is now in the Maine Lighthouse Museum, which opened in 2005. Mr. Black also volunteered his time and services to other worthwhile organizations such as the Salvation Army, the Rotary Club, the Shriners and the American Lighthouse Foundation. Mr. Black will be sadly missed by his family and friends and long remembered by the citizens of this State and lighthouse enthusiasts everywhere for his legacy, which will live forever at the Maine Lighthouse Museum;

(HLS 133)

Presented by Representative MAZUREK of Rockland.
Cosponsored by Senator SAVAGE of Knox, Representative RICHARDSON of Warren, Representative RECTOR of Thomaston.

On **OBJECTION** of Representative MAZUREK of Rockland, was **REMOVED** from the Special Sentiment Calendar.

READ.

The **SPEAKER**: The Chair recognizes the Representative from Rockland, Representative Mazurek.

Representative **MAZUREK**: Thank you Mr. Speaker. Mr. Speaker, Ladies and Gentlemen of the House. I'd like to take this opportunity to tell you a little bit about a person who was a true American patriot, Ken Black, known around the United States as "Mr. Lighthouse". Ken was one of the principal architects of the lighthouse preservation movement in the United States.

Ken was born in 1923 and was a veteran of World War II, where he saw action during the invasion of Okinawa. He then went on to serve 32 years in the United States Coast Guard, from the Great Lakes to New England, where he wound up serving as Commander of Station in Rockland.

Ken became very interested in saving lighthouse artifacts, when he realized that many lighthouse items were being discarded, as automation changed the way the lighthouses were being run since the late 1700's. This collection began with a humble exhibit at the base of the Boston Lighthouse in the 1960's, and grew to be the largest collection of lighthouse artifacts in existence. This collection was located at the Shore Village Museum in Rockland. From there, Ken spent the next 30 years traveling and searching out artifacts that were headed for destruction. Some of these were so small that you could hold them in your hand. While others, such as the priceless Frensel lens and the huge foghorns, can weigh thousands of pounds.

When the city of Rockland sold the Shore Village building, Ken had to find a new home for this priceless collection. With the help of some civic-minded leaders and citizens, the Maine Lighthouse Museum was founded and opened in Rockland in 2005. Today, the museum stands as a mecca for lighthouse artifacts and lighthouse enthusiasts throughout the country.

Ken's wife, Dot, today is President of the Friends of Rockland Breakwater Lighthouse, and is often referred to as "Mrs. Lighthouse". This always pleased Ken and brought a smile to his face. I was fortunate enough to become friends with Ken and Dot in the last few years, and what a pleasure it has been. Ken always had a smile and a good word, and Dot was willing to

drop everything to do something for the Lighthouse cause.

Today we will miss "Mr. Lighthouse", but his memorial will keep him close to everyone, especially when they visit the Maine Lighthouse Museum. As Ken would say when something special happened, he'd put it in a very short phrase, he would say, "Wow". Many people in Maine and all across this land of ours will miss Ken. People like Ken don't come along too often. He had the foresight to realize that many years ago, that a great part of our American history would be gone.

However, because of Ken Black, we have a great deal that has been preserved from that era, for future generations to admire and to learn from. So to Dot and Ken, I say thank you and God Bless. And to Dot, who is "Mrs. Lighthouse", she is in the House today with some very dear friends and family. Thank you very much.

The SPEAKER: The Chair recognizes the Representative from North Haven, Representative Pingree.

Representative **PINGREE**: Thank you Mr. Speaker. Mr. Speaker, Men and Women of the House. I just want to echo the comments of my good colleague from Rockland, and send my best wishes to the Black family. Ken Black was known very well around the mid-coast area. As an island resident who took the ferry most days of my life by many of the lighthouses that Ken and Dot cared about so much, I just want to send my best wishes to Dot.

I also want to encourage all the members of this House to come visit the Lighthouse Museum in Rockland. It truly is an incredible place that would not, as the good Representative from Rockland said, have been made possible without Kenneth Black. I also want to encourage you to come visit Rockland and walk out to the Rockland Breakwater. It is truly one of the most incredible walks in the State of Maine and it is cared for by people like Dot, who put a lot of time and energy and their heart into it. So in his memory, I encourage you to come visit. It is an excellent thing. I don't encourage you to do it on a day like today, but on a beautiful day in August, come visit. Thank you Mr. Speaker.

The SPEAKER: The Chair recognizes the Representative from Camden, Representative Miramant.

Representative **MIRAMANT**: Thank you Mr. Speaker. Mr. Speaker, Men and Women of the House. I didn't get to meet Mr. Black, but just recently I had the opportunity to go through the museum that he helped to create with his family and friends. It was incredible. Being a lifelong sailor and boater, to have been to many lighthouses and islands, I was taken back here in the middle of winter to some of those excursions. His collection is incredible and I hope it will transport you out there, even on days when you can't get on a boat.

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

CONSENT CALENDAR
First Day

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

(H.P. 195) (L.D. 224) Bill "An Act To Provide for Minimum Wage and Overtime Coverage for Certain Domestic Workers" Committee on **LABOR** reporting **Ought to Pass**

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

BILLS IN THE SECOND READING
House as Amended

Bill "An Act To Initiate the Intergovernmental Advisory Commission's Blueprint for Government"

(H.P. 185) (L.D. 214)

(C. "A" H-12)

Reported by the Committee on **Bills in the Second Reading**, read the second time, the House Paper was **PASSED TO BE ENGROSSED as Amended** and sent for concurrence.

ENACTORS

Acts

An Act To Clarify the Use and Purpose of Center Turn Lanes

(S.P. 17) (L.D. 23)

An Act To Clarify the Process for Public Improvement Construction Contracts

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

(C. "A" S-7)

An Act To Clarify the Requirements for Temporary Licensure of Psychologists

(S.P. 59) (L.D. 177)

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.

Resolves

Resolve, To Direct the Department of Transportation to Establish the Elton R. Brooks Memorial Rest Area and Boat Launching Facility

(S.P. 70) (L.D. 232)

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

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 Tuesday, March 6, 2007, 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 Recognizing the Biddeford High School Cheerleading Squad

(SLS 43)

- In Senate, **READ** and **PASSED**.

TABLED - February 27, 2007 (Till Later Today) by Representative **BEAUDETTE** of Biddeford.

PENDING - PASSAGE.

On motion of Representative **BEAUDETTE** of Biddeford, the Sentiment and all accompanying papers were **INDEFINITELY POSTPONED** in **NON-CONCURRENCE** and sent for concurrence.

Bill "An Act To Appropriate Funds To Restore Clam Flats in Stockton Harbor"

(H.P. 754) (L.D. 1036)

(Committee on **APPROPRIATIONS AND FINANCIAL AFFAIRS** suggested)

TABLED - March 6, 2007 (Till Later Today) by Representative **ROBINSON** of Raymond.

PENDING - REFERENCE.

On motion of Representative FISCHER of Presque Isle, the Bill was **REFERRED** to the Committee on **MARINE RESOURCES**, ordered printed and sent for concurrence.

Resolve, Establishing the Commission To Study Biofuel Use in School Districts (EMERGENCY)

(H.P. 797) (L.D. 1079)

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

TABLED - March 6, 2007 (Till Later Today) by Representative NORTON of Bangor.

PENDING - **REFERENCE**.

On motion of Representative BLISS of South Portland, the Resolve was **REFERRED** to the Committee on **UTILITIES AND ENERGY**, ordered printed and sent for concurrence.

Bill "An Act To Facilitate Debarment of State Contractors with Serious or Repeated Labor Violations"

(H.P. 805) (L.D. 1087)

(Committee on **LABOR** suggested)

TABLED - March 6, 2007 (Till Later Today) by Representative TUTTLE of Sanford.

PENDING - **REFERENCE**.

Subsequently, the Bill was **REFERRED** to the Committee on **LABOR**, ordered printed and sent for concurrence.

Bill "An Act To Reduce the Expense of Health Care Treatment and Protect the Health of Maine Citizens by Providing Early Screening, Detection and Prevention of Cancer"

(S.P. 312) (L.D. 995)

- In Senate, **REFERRED** to the Committee on **APPROPRIATIONS AND FINANCIAL AFFAIRS**.

TABLED - March 6, 2007 (Till Later Today) by Representative PERRY of Calais.

PENDING - **REFERENCE IN CONCURRENCE**.

On motion of Representative PERRY of Calais, the Bill was **REFERRED** to the Committee on **HEALTH AND HUMAN SERVICES** in **NON-CONCURRENCE** 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:

(H.P. 147) (L.D. 165) Bill "An Act To Designate the Arctic Charr as a State Heritage Fish" Committee on **INLAND FISHERIES AND WILDLIFE** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-14)**

(H.P. 208) (L.D. 274) Bill "An Act To Promote Mandatory Assignments and Training for Assistant Game Wardens" Committee on **INLAND FISHERIES AND WILDLIFE** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-15)**

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

SENATE PAPERS

The following Joint Order: (S.P. 421)

ORDERED, the House concurring, that when the House and Senate adjourn, they do so until Tuesday, March 13, 2007, at 10:00 in the morning.

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

Bill "An Act To Authorize a General Fund Bond Issue for Development of 2 Educational Facilities for Spurwink"

(S.P. 413) (L.D. 1165)

Bill "An Act To Promote Economic Growth through Education for Androscoggin County"

(S.P. 378) (L.D. 1190)

Bill "An Act To Resolve Unfunded State Mandates"

(S.P. 387) (L.D. 1199)

Bill "An Act To Authorize a General Fund Bond Issue for Wastewater Infrastructure on the Penobscot River and To Require Testing Relating to Publicly Owned Treatment Works"

(S.P. 423) (L.D. 1222)

Bill "An Act To Prevent Violence against Maine Families and To Provide Adequate Intervention in Cases of Domestic Violence and Sexual Assault"

(S.P. 425) (L.D. 1224)

Bill "An Act To Authorize a General Fund Bond Issue To Encourage Research and Development in Renewable Energy"

(S.P. 431) (L.D. 1245)

Bill "An Act To Terminate the Authority of the Maine Governmental Facilities Authority"

(S.P. 442) (L.D. 1279)

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

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

Bill "An Act To Make Certain Changes to the Board of Licensure in Medicine"

(S.P. 409) (L.D. 1161)

Bill "An Act To Modernize the Laws Pertaining to the Sport of Skiing and Use of Ski Areas"

(S.P. 419) (L.D. 1171)

Bill "An Act Regarding Local Plumbing Inspectors"

(S.P. 376) (L.D. 1188)

Bill "An Act Concerning the Practice of a Deceased or Incapacitated Dentist"

(S.P. 382) (L.D. 1194)

Bill "An Act To Attract New Capital for Innovative Businesses through Equity Investment in Maine"

(S.P. 403) (L.D. 1215)

Bill "An Act To Reduce Foreclosures"

(S.P. 430) (L.D. 1244)

Resolve, To Improve Oral Health for Children

(S.P. 432) (L.D. 1246)

Bill "An Act To Allow Manicurists and Pedicurists To Do Nails for the Elderly"

(S.P. 445) (L.D. 1282)

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 Reduce the OUI Limit to .06"
(S.P. 414) (L.D. 1166)

Resolve, To Prepare for any Statewide or Regional
Emergency
(S.P. 385) (L.D. 1197)

Bill "An Act To Amend the Forfeiture and Property Seizure
Laws"
(S.P. 389) (L.D. 1201)

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

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

Bill "An Act To Establish a Uniform Chart of Municipal
Accounts"
(S.P. 383) (L.D. 1195)

Bill "An Act To Ensure Continued Education in Boatbuilding
at the Marine Technology Center" (EMERGENCY)
(S.P. 408) (L.D. 1220)

Bill "An Act To Modify the Student Code of Conduct"
(S.P. 440) (L.D. 1254)

Resolve, Requiring the Department of Education To Issue
Rules Adopting the Northwest Evaluation Association's
Assessment System as an Approved Method of Meeting
Learning Results
(S.P. 444) (L.D. 1281)

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

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

Bill "An Act To Remove Disparities in the Administration of
Emergency Aid"
(S.P. 410) (L.D. 1162)

Bill "An Act To Exempt Nationally Accredited Child Welfare
and Behavioral Health Care Organizations from State Licensing
Requirements"
(S.P. 418) (L.D. 1170)

Bill "An Act To Discontinue Over-the-counter Drug
Coverage for MaineCare Patients"
(S.P. 386) (L.D. 1198)

Bill "An Act To License Weekly Housing Programs"
(S.P. 397) (L.D. 1209)

Bill "An Act To Improve Health Standards in Piercing
Procedures"
(S.P. 405) (L.D. 1217)

Bill "An Act To Implement an Oral Health Capitation System
for Children on MaineCare"
(S.P. 436) (L.D. 1250)

Bill "An Act To Amend State Funding Reimbursement under
the General Assistance Program"
(S.P. 438) (L.D. 1252)

Bill "An Act To Expand the Scope of Practice of Certified
Nursing Assistants To Include the Care of Feeding Tubes and
Similar Devices"
(S.P. 443) (L.D. 1280)

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

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

Bill "An Act To Amend the Laws Respecting Assignments
for the Benefit of Creditors"
(S.P. 391) (L.D. 1203)

Bill "An Act To Create Uniformity among Certain Self-
insureds"
(S.P. 396) (L.D. 1208)

Bill "An Act To Further Limit Retrospective Denials of
Previously Paid Health Insurance Claims"
(S.P. 406) (L.D. 1218)

Bill "An Act To Protect Consumers from Deceptive
Insurance Solicitation"
(S.P. 439) (L.D. 1253)

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

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

Bill "An Act To Amend the Mechanics Lien Laws"
(S.P. 395) (L.D. 1207)

Bill "An Act To Exempt Nurse Practitioners and Physician
Assistants in Active Patient Care from Jury Service"
(S.P. 400) (L.D. 1212)

Bill "An Act To Establish Spousal Support Guidelines"
(S.P. 401) (L.D. 1213)

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

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

Bill "An Act To Establish the Crime of Political Libel"
(S.P. 437) (L.D. 1251)

Bill "An Act To Prevent Retailers from Selling Liquor below
Cost"
(S.P. 446) (L.D. 1283)

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

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

Bill "An Act To Protect Host Communities' Sovereign
Rights"
(S.P. 384) (L.D. 1196)

Resolve, To Impose a Moratorium on the Acceptance or
Processing of an Application To Increase or Revise Licensing of
New or Existing Incineration Facilities
(S.P. 392) (L.D. 1204)

Bill "An Act To Control Flooding"
(S.P. 407) (L.D. 1219)

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

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

Bill "An Act To Require the Department of Environmental
Protection To Exclude Repeat Violators of Environmental Laws
from Receiving State Contracts"
(S.P. 388) (L.D. 1200)

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

On motion of Representative BARSTOW of Gorham, **TABLED** pending **REFERENCE** in concurrence and later today assigned.

Resolve, To Establish a Study Commission To Explore the Creation of a Department of Peace (EMERGENCY)
(S.P. 433) (L.D. 1247)

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

Bill "An Act Relating to Uncollectible Cigarette and Tobacco Taxes"
(S.P. 417) (L.D. 1169)

Bill "An Act To Expand the Maine Residents Property Tax Program"
(S.P. 377) (L.D. 1189)

Bill "An Act To Adjust Revenue Sharing Proportions for Education"
(S.P. 380) (L.D. 1192)

Bill "An Act Regarding the Taxation of Income Derived from Out-of-state Trusts"
(S.P. 381) (L.D. 1193)

Bill "An Act To Decrease the Property Tax Rate"
(S.P. 399) (L.D. 1211)

Bill "An Act To Improve the Competitiveness of Maine's Boat Building Industry"
(S.P. 402) (L.D. 1214)

Bill "An Act To Make Technical Changes to the Repeal of the Personal Property Tax on Business Equipment"
(S.P. 426) (L.D. 1225)

Bill "An Act To Increase Relief Provided under the Homestead Property Tax Exemption"
(S.P. 428) (L.D. 1242)

Bill "An Act To Allow Local Administration of the Maine Residents Property Tax Program"
(S.P. 429) (L.D. 1243)

Resolve, To Return to J & L Discatio Corporation Money Paid by It to Maine Revenue Services
(S.P. 441) (L.D. 1255)

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

Bill "An Act To Sustain Island Communities"
(S.P. 412) (L.D. 1164)

Bill "An Act To Amend the Laws Governing Access to State and State Aid Highways To Permit a Traffic Safety and Rest Area Exception"
(S.P. 390) (L.D. 1202)

Bill "An Act To Protect Young Passengers of Transportation Providers"
(S.P. 427) (L.D. 1226)

Bill "An Act To Amend the Composition of the Maine Port Authority"
(S.P. 435) (L.D. 1249)

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

Bill "An Act To Amend the Laws Preventing the Pollution of Portland's Water Supply"
(S.P. 393) (L.D. 1205)

Resolve, To Establish a Study Commission To Stimulate Telecommunications Investment, Economic Development and Job Creation
(S.P. 404) (L.D. 1216)

Bill "An Act To Amend the Charter of the Kennebunk Light and Power District"
(S.P. 422) (L.D. 1221)

Bill "An Act To Establish the Northern Maine Power Agency"
(S.P. 434) (L.D. 1248)

Bill "An Act To Create the Energy Independence Act" (EMERGENCY)
(S.P. 447) (L.D. 1284)

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.

**Pursuant to Resolve
Commission To Study Eliminating the Normal Retirement Age for Corrections Officers and Mental Health Workers**
Report of the **Commission To Study Eliminating the Normal Retirement Age for Corrections Officers and Mental Health Workers** pursuant to Resolve 2005, chapter 181 asks leave to report that the accompanying Bill "An Act To Provide a Uniform Retirement Plan for Corrections Officers and Mental Health Workers"
(S.P. 424) (L.D. 1223)

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**.

On motion of Representative MAZUREK of Rockland, the House adjourned at 11:25 a.m., until 10:00 a.m., Tuesday, March 13, 2007 pursuant to the Joint Order (S.P. 421) and in honor and lasting tribute to Kenneth "Mr. Lighthouse" Black, of Union.