

# MAINE STATE LEGISLATURE

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

**Volume II**

**First Regular Session**

June 6, 2007 – June 21, 2007

**Second Regular Session**

January 2, 2008 - March 31, 2008

Pages 682-1357

ONE HUNDRED AND TWENTY-THIRD LEGISLATURE  
SECOND REGULAR SESSION  
1st Legislative Day  
Wednesday, January 2, 2008

Pursuant to Article IV, Part 3, Section 1 of the Constitution and Laws of the State of Maine, the Representatives to the One Hundred and Twenty-Third Legislature assembled in the Hall of the House and were called to order by GLENN CUMMINGS of Portland, Speaker of the House.

Prayer by Rabbi Carolyn Braun, Temple Beth El, Portland; Dawud Ummah, Muslim Chaplain, University of Southern Maine, Portland and Dr. Robert H. Crosthwaite, Pastor, Faith Community Fellowship, Ellsworth.

Colors presented by Maine Military Funeral Honors Program, Augusta.

National Anthem by Maine Gay Men's Chorus, Auburn.

Pledge of Allegiance.

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

A roll call was taken. 126 out of 146 members answered to their names and accordingly the Chair declared a quorum present.

Those absent were:

Representative ADAMS of Portland  
Representative BABBIDGE of Kennebunk  
Representative BERUBE of Lisbon  
Representative BRAUTIGAM of Falmouth  
Representative BURNS of Berwick  
Representative CAIN of Orono  
Representative CAMPBELL of Newfield  
Representative CROCKETT of Augusta  
Representative DUNN of Bangor  
Representative DUPREY of Hampden  
Representative EMERY of Cutler  
Representative FISCHER of Presque Isle  
Representative FISHER of Brewer  
Representative HASKELL of Portland  
Representative JOY of Crystal  
Representative MARLEY of Portland  
Representative MCKANE of Newcastle  
Representative PINEAU of Jay  
Representative ROSEN of Bucksport  
Representative WEBSTER of Freeport  
And there were 5 vacancies.

**ORDERS**

On motion of Representative PINGREE of North Haven, the following House Order: (H.O. 31)

ORDERED, that a Committee of ten be appointed to wait upon His Excellency, Governor John E. Baldacci, and inform him that a quorum of the House of Representatives was assembled in the Hall of the House for the consideration of such business as may come before the House.

**READ and PASSED.**

The Speaker appointed the following Members to the Committee to wait upon the Governor and inform him that a quorum of the members of the House of Representatives had assembled in the Hall of the House for the consideration of such business as may come before the House:

Representative BARSTOW of Gorham  
Representative TUTTLE of Sanford  
Representative BLANCHETTE of Bangor  
Representative TREAT of Hallowell  
Representative FARRINGTON of Gorham  
Representative HAYES of Buckfield  
Representative FLETCHER of Winslow  
Representative FLOOD of Winthrop  
Representative MUSE of Fryeburg  
Representative GILES of Belfast

On motion of Representative FAIRCLOTH of Bangor, the following House Order: (H.O. 32)

ORDERED, that a message be conveyed to the Senate that a quorum of the House of Representatives was present for the consideration of such business as may come before the House.

**READ and PASSED.**

The Speaker appointed Representative PINGREE of North Haven to inform the Senate that a quorum of the members of the House of Representatives had assembled in the Hall of the House for the consideration of such business as may come before the House.

**COMMUNICATIONS**

The Following Communication: (H.C. 375)

**HOUSE OF REPRESENTATIVES  
REPRESENTATIVE RANDY E. HOTHAM  
2 STATE HOUSE STATION  
AUGUSTA, MAINE 04333-0002**

July 30, 2007

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

Dear Speaker Cummings:

I am writing to inform you that I will be resigning my position as the State Representative of District 93, effective August 1, 2007. This was certainly not an easy decision to make, however it has become clear to me that this is in the best interests of my constituents--the people of Canton, Carthage, Dixfield, Mexico and Peru.

These are very challenging times in the paper industry and the increased demand of time required at my job at New Page Corporation of Rumford would affect my ability to serve my constituents in the way they deserve. Since serving in the Legislature is not a full-time position, I must rely on my regular job to make a living and provide for my family. My employers and I reached the mutual decision that it would be best for my constituents, for my family and for the future of the mill to tender my resignation as State Representative.

It has been an honor to serve in the Maine House of Representative for the past five years. Thank you for your leadership as the Speaker of the House. It has been a pleasure to serve with you.

Sincerely,

S/The Honorable Randy E. Hotham  
State Representative  
District 93

**READ and ORDERED PLACED ON FILE.**

The Following Communication: (H.C. 376)  
**HOUSE OF REPRESENTATIVES**  
**REPRESENTATIVE WILLIAM WALCOTT**  
**12 HORTON STREET**  
**LEWISTON, ME 04240**

August 23, 2007

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

Due to time commitments with employment outside of the Legislature, I, William R. Walcott, Representative in the 123rd Legislature, representing State House District 72, hereby resign my seat in the Maine House of Representatives effective at noon on Friday, August 24, 2007.

Sincerely,  
S/Rep. William R. Walcott  
State Representative  
District 72

**READ and ORDERED PLACED ON FILE.**

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The Following Communication: (H.C. 377)  
**HOUSE OF REPRESENTATIVES**  
**REPRESENTATIVE PHILIP A. CRESSEY, JR.**  
**2 STATE HOUSE STATION**  
**AUGUSTA, MAINE 04330-0002**

September 10, 2007

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

Dear Speaker Cummings:

I am writing to inform you that I will be resigning my position as the State Representative of District 99, effective September 11, 2007.

As you know, I have been working at a temporary job out of state. Since serving in the Legislature is not a full-time position, it was necessary for me to take the position of interim pastor at a church in Massachusetts so I could make a living and provide for my family.

I had hoped to continue in the Legislature through my eighth and final year of service. Although I have maintained my home in Maine and have been spending part of my week in state, I do not believe I can continue to serve my constituents in the manner that they deserve.

It has been a privilege to serve in the Maine House of Representatives for the past seven years and I am truly grateful for the opportunity. Thank you for your assistance and understanding through this decision-making period.

Sincerely,  
S/The Honorable Philip A. Cressey, Jr.  
State Representative  
District 99

**READ and ORDERED PLACED ON FILE.**

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The Following Communication: (H.C. 378)  
**STATE OF MAINE**  
**OFFICE OF THE**  
**SECRETARY OF STATE**  
**AUGUSTA, MAINE 04333-0148**

August 10, 2007

The Honorable Millicent M. MacFarland

Clerk of the House  
2 State House Station  
Augusta, ME 04333-0002  
Dear Clerk MacFarland:

Governor Baldacci has set Tuesday, November 6, 2007, as the date for the Special Election to be held in District 93. Please find enclosed a certified copy of the Governor's Proclamation, as well as a copy of the forms to be used at the municipal caucus. Please contact the Division of Elections at 624-7650 if you have any questions regarding this election.

Sincerely,  
S/Matthew Dunlap  
Secretary of State

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

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The Following Communication: (H.C. 379)  
**STATE OF MAINE**  
**OFFICE OF THE**  
**SECRETARY OF STATE**  
**AUGUSTA, MAINE 04333-0148**

August 20, 2007

The Honorable Millicent M. MacFarland  
Clerk of the House  
2 State House Station  
Augusta, ME 04333-0002

Dear Clerk MacFarland:

Governor Baldacci has set Tuesday, November 6, 2007, as the date for the Special Election to be held in District 27. Please find enclosed a certified copy of the Governor's Proclamation, as well as a copy of the forms to be used at the municipal caucus. Please contact the Division of Elections at 624-7650 if you have any questions regarding this election.

Sincerely,  
S/Matthew Dunlap  
Secretary of State

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

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The Following Communication: (H.C. 380)  
**STATE OF MAINE**  
**OFFICE OF THE**  
**SECRETARY OF STATE**  
**AUGUSTA, MAINE 04333-0148**

August 28, 2007

The Honorable Millicent M. MacFarland  
Clerk of the House  
2 State House Station  
Augusta, ME 04333-0002

Dear Clerk MacFarland:

Governor Baldacci has set Tuesday, November 6, 2007, as the date for the Special Election to be held in District 72. Please find enclosed a certified copy of the Governor's Proclamation, as well as a copy of the forms to be used at the municipal caucus. Please contact the Division of Elections at 624-7650 if you have any questions regarding this election.

Sincerely,  
S/Matthew Dunlap  
Secretary of State

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

The Following Communication: (H.C. 381)  
**BUREAU OF CORPORATIONS, ELECTIONS AND COMMISSIONS**  
**DEPARTMENT OF THE SECRETARY OF STATE**  
**AUGUSTA, MAINE 04333-0101**

September 10, 2007  
The Honorable Millicent M. MacFarland  
Clerk of the House  
2 State House Station  
Augusta, ME 04333-0002

Dear Clerk MacFarland:  
Governor Baldacci has set Tuesday, November 6, 2007, as the date for the Special Election to be held in District 83. Please find enclosed a certified copy of the Governor's Proclamation, as well as a copy of the forms to be used at the municipal caucus. Please contact the Division of Elections at 624-7650 if you have any questions regarding this election.

Sincerely,  
S/Julie L. Flynn  
Deputy Secretary of State

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

The Following Communication: (H.C. 382)  
**BUREAU OF CORPORATIONS, ELECTIONS AND COMMISSIONS**  
**DEPARTMENT OF THE SECRETARY OF STATE**  
**AUGUSTA, MAINE 04333-0101**

September 11, 2007  
The Honorable Millicent M. MacFarland  
Clerk of the House  
2 State House Station  
Augusta, ME 04333-0002

Dear Clerk MacFarland:  
Governor Baldacci has set Tuesday, November 6, 2007, as the date for the Special Election to be held in District 99. Please find enclosed a certified copy of the Governor's Proclamation, as well as a copy of the forms to be used at the municipal caucus. Please contact the Division of Elections at 624-7650 if you have any questions regarding this election.

Sincerely,  
S/Julie L. Flynn  
Deputy Secretary of State

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

The Following Communication: (H.C. 383)  
**STATE OF MAINE**  
**OFFICE OF THE SECRETARY OF STATE**  
**AUGUSTA, MAINE 04333-0148**

November 13, 2007  
Honorable Millicent M, MacFarland  
Clerk of the House  
Maine House of Representatives  
2 State House Station  
Augusta, Maine 04333-0002

Dear Clerk MacFarland:  
Please find enclosed a certified copy of the final results from the November 6, 2007 Special Elections held in State Representative Districts 27, 72, 83, 93 and 99.

Sincerely,  
S/Matthew Dunlap  
Secretary of State

**STATE OF MAINE**  
**OFFICE OF THE SECRETARY OF STATE**

I, the Secretary of State of Maine, certify that according to the provisions of the Constitution and Laws of the State of Maine, the Department of the Secretary of State is the legal custodian of the Great Seal of the State of Maine which is hereunto affixed and that the paper to which this is attached is a true copy from the records of this Department.

In Testimony Whereof, I have caused the Great Seal of the State of Maine to be hereunto affixed. Given under my hand at Augusta, Maine, November 13, 2007.

S/Matthew Dunlap  
Secretary of State

**STATE OF MAINE**  
**OFFICE OF THE SECRETARY OF STATE**

November 13, 2007

I, MATTHEW DUNLAP, Secretary of State, in accordance with Title 21-A MRSA, Section 722, having tabulated the returns of the votes cast at the Special Elections held on November 6, 2007, for the election of Representatives to the Legislature in Districts 27, 72, 83, 93 and 99;

REPORT AS FOLLOWS; that the following named persons having received a plurality of the votes cast, appear to have been elected a State Representative in the 123rd Legislature:

SPECIAL ELECTION – November 6, 2007  
STATE REPRESENTATIVE  
SPECIAL ELECTION – November 6, 2007  
STATE REPRESENTATIVE

District 27  
Erdo, Julius L., Willimantic 194  
Johnson, Peter B., Greenville 1,385  
Jones, Sharon H. Libby, Greenville 1,043  
Total Ballots Cast 2,676

District 72  
Carey, Michael E., Lewiston 714  
Hughes, David A., Lewiston 336  
Total Ballots Cast 1,066

District 83  
Dyar, Clyde E., Mount Vernon 1,147  
Jones, Patricia R., Mount Vernon 1,652  
Total Ballots Cast 2,857

District 93  
Briggs, Sheryl J., Mexico 1,270  
Harvey, Katherine N., Dixfield 1,090  
Total Ballots Cast 2,377

District 99  
Sarty, Ralph W., Jr., Denmark 1,199  
Smith, Katherine Marie, Sebago 1,046  
Total Ballots Cast 2,318

I, MATTHEW DUNLAP, Secretary of State, hereby certify that the foregoing report is a true tabulation of the votes cast at the Special Elections for State Representative in Districts 27, 72, 83, 93 and 99 as reported to me on the returns from the cities towns and plantations.

S/Matthew Dunlap  
Secretary of State  
Received by the Governor  
S/John Elias Baldacci

Governor

**READ and ORDERED PLACED ON FILE.**

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At this point, the Speaker announced the presence in the Hall of the House of:

Representative-Elect BRIGGS of Mexico  
Representative-Elect CAREY of Lewiston  
Representative-Elect JONES of Mount Vernon  
Representative-Elect JOHNSON of Greenville  
Representative-Elect SARTY of Denmark

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The Speaker appointed the following Representatives to escort the Representatives-Elect to the Office of the Governor to take and subscribe the oaths necessary to qualify them to enter on the discharge of their official duties:

Representative PATRICK of Rumford  
Representative CRAVEN of Lewiston  
Representative MAKAS of Lewiston  
Representative MILLS of Farmington  
Representative BRYANT of Windham  
Representative CONOVER of Oakland  
Representative WAGNER of Lewiston  
Representative ANNIS of Dover-Foxcroft  
Representative SYKES of Harrison  
Representative CEBRA of Naples  
Representative THOMAS of Ripley

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Subsequently, Representative PINGREE of North Haven reported that she had delivered the message with which she was charged.

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At this point, a message was received from the Senate, borne by Senator MARTIN of Aroostook of that body, announcing a quorum present and that the Senate was ready to transact any business that might properly come before it.

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Subsequently, Representative BARSTOW of Gorham reported that the Committee had delivered the message with which it was charged.

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The Following Communication: (H.C. 384)

**STATE OF MAINE  
ONE HUNDRED AND TWENTY-THIRD LEGISLATURE  
COMMITTEE ON HEALTH AND HUMAN SERVICES**

June 7, 2007

The Honorable Glenn Cummings  
Speaker of the House  
123rd Maine Legislature  
State House  
Augusta, Maine 04333-0002  
Dear Mr. Speaker:

In accordance with 24-A M.R.S.A., §6952, the Joint Standing Committee on Health and Human Services has had under consideration the reappointments of Frank Johnson of Augusta, Rebecca Colwell of Gardiner, Dr. Robert Keller of Northport and the appointment of Dr. Douglas Salvador of Cape Elizabeth to the Maine Quality Forum.

After discussion on these appointments, the Committee proceeded to vote on the motion to approve with the following result:

YEAS Senators 3 Brannigan of Cumberland, Marraché of Kennebec, Raye of Washington  
Representatives 4 Perry of Calais, Beaudoin of Biddeford, Finley of Skowhegan, Miller of Somerville

NAYS 0

ABSENT 6 Rep. Campbell of Newfield, Rep. Connor of Kennebunk, Rep. Grose of Woolwich, Rep. Lewin of Eliot, Rep. Walcott of Lewiston, Rep. Walker of Lincolnville

Seven members of the Committee having voted in the affirmative and none in the negative, it was the vote of the Committee that the reappointments of Frank Johnson of Augusta, Rebecca Colwell of Gardiner, Dr. Robert Keller of Northport and the appointment of Dr. Douglas Salvador of Cape Elizabeth to the Maine Quality Forum be approved.

Signed,

S/Sen. Joseph C. Brannigan  
Senate Chair  
S/Rep. Anne C. Perry  
House Chair

**READ and ORDERED PLACED ON FILE.**

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The Following Communication: (H.C. 385)

**STATE OF MAINE  
ONE HUNDRED AND TWENTY-THIRD LEGISLATURE  
COMMITTEE ON HEALTH AND HUMAN SERVICES**

June 7, 2007

The Honorable Glenn Cummings  
Speaker of the House  
123rd Maine Legislature  
State House  
Augusta, Maine 04333-0002

Dear Speaker Cummings:

In accordance with 2 M.R.S.A., Section 104, Subsection 1, the Joint Standing Committee on Health and Human Services has had under consideration the reappointments of Dr. Dora Mills of Brunswick, Dr. Brian Rines of Gardiner, John Carr of York and the appointment Anne Graham of North Yarmouth to the Advisory Council on Health Systems Development.

After discussion on these appointments, the Committee proceeded to vote on the motion to approve with the following result:

YEAS Senators 3 Brannigan of Cumberland, Marraché of Kennebec, Raye of Washington  
Representatives 4 Perry of Calais, Beaudoin of Biddeford, Finley of Skowhegan, Miller of Somerville

NAYS 0

ABSENT 6 Rep. Campbell of Newfield, Rep. Connor of Kennebunk, Rep. Grose of Woolwich, Rep. Lewin of Eliot, Rep. Walcott of Lewiston, Rep. Walker of Lincolnville

Seven members of the Committee having voted in the affirmative and none in the negative, it was the vote of the Committee that the reappointments of Dr. Dora Mills of Brunswick, Dr. Brian Rines of Gardiner, John Carr of York and the appointment of Anne Graham of North Yarmouth to the Advisory Council on Health Systems Development be approved.

Signed,

S/Sen. Joseph C. Brannigan  
Senate Chair

S/Rep. Anne C. Perry  
House Chair

**READ and ORDERED PLACED ON FILE.**

The Following Communication: (H.C. 386)

**STATE OF MAINE  
ONE HUNDRED AND TWENTY-THIRD LEGISLATURE  
COMMITTEE ON HEALTH AND HUMAN SERVICES**

October 17, 2007  
Honorable Beth Edmonds  
President of the Senate of Maine  
Honorable Glenn Cummings  
Speaker of the House  
123rd Maine Legislature  
State House  
Augusta, Maine 04333

Dear Madame President and Mr. Speaker:  
In accordance with 2 M.R.S.A., Section 104, Subsection 1, the Joint Standing Committee on Health and Human Services has had under consideration the appointments of Meggen Beaulier of Kents Hill, David Brennerman of Portland and Robert K. Downs of Pittsfield to the Advisory Council on Health Systems Development.

After discussion on these appointments, the Committee proceeded to vote on the motion to approve with the following result:

YEAS Senators 1 Raye of Washington  
Representatives 8 Perry of Calais, Beaudoin of Biddeford, Campbell of Newfield, Connor of Kennebunk, Grose of Woolwich, Lewin of Eliot, Miller of Somerville, Walker of Lincolnville

NAYS 0  
ABSENT 4 Sen. Brannigan of Cumberland, Sen. Marraché of Kennebec, Rep. Finley of Skowhegan, Rep. Sotomah of the Passamaquoddy Tribe

Nine members of the Committee having voted in the affirmative and none in the negative, it was the vote of the Committee that the appointments of Meggen Beaulier of Kents Hill, David Brennerman of Portland and Robert K. Downs of Pittsfield to the Advisory Council on Health Systems Development be approved.

Signed,  
S/Sen. Joseph C. Brannigan  
Senate Chair  
S/Rep. Anne C. Perry  
House Chair

**READ and ORDERED PLACED ON FILE.**

The Following Communication: (H.C. 387)

**STATE OF MAINE  
OFFICE OF THE GOVERNOR  
1 STATE HOUSE STATION  
AUGUSTA, MAINE 04333-0001**

June 20, 2007  
The Honorable Glenn Cummings  
Speaker of the House  
2 State House Station  
Augusta, Maine 04333-0002

Dear Speaker Cummings:  
In accordance with 38 M.R.S.A. Section 341-C(5), this letter serves notice to the Legislature that the extension of Mr. Ernest Hilton's term as a member of the Board of Environmental Protection is required to ensure fair consideration of the following pending matters:

- Androscoggin River Appeal: challenge to Department licensing permits concerning compliance with the legal standards for wastewater discharges licenses, applicable regulations concerning the discharge licenses, and Gulf Island Pond water quality certification.
- Downeast LNG, Downeast Pipeline: environmental permit applications for the construction of a Liquefied Natural Gas (LNG) terminal and import facility in Robbinston and pipeline project in Robbinston, Calais, Baring Plantation, Baileyville and Princeton: Site Location of Development Permit (L-23432-26-A-N), Natural Resources Protection Act Permit (L-23432-TG-B-N), Air Emission License (A-000960-71-A-N), and Section 401 Water Quality Certification under the Federal Clean Water Act.
- Quoddy Bay LNG, LLC, Quoddy Bay Pipeline LLC: environmental permit application for the construction of a Liquefied Natural Gas (LNG) terminal and import facility in Perry: Site Location of Development Permit (L-023600-26-A-N), Natural Resources Protection Act Permit (L-023600-TG-B-N), Air Emission License (A-000975-71-A-N), Wastewater Discharge (W-009010-50-A-N), Section 401 Water Quality Certification under the Federal Clean Water Act.

Mr. Hilton's term is extended from October 2, 2007 until final Board action on these specific matters is completed.

Sincerely,  
S/John Elias Baldacci  
Governor

**READ and ORDERED PLACED ON FILE.**

The Following Communication: (H.C. 388)

**STATE OF MAINE  
OFFICE OF THE GOVERNOR  
1 STATE HOUSE STATION  
AUGUSTA, MAINE 04333-0001**

June 20, 2007  
The Honorable Glenn Cummings  
Speaker of the House  
2 State House Station  
Augusta, Maine 04333-0002

Dear Speaker Cummings:  
In accordance with 38 M.R.S.A. Section 341-C(5), this letter serves notice to the Legislature that the extension of Ms. Virginia Plummer's term as chair of the Board of Environmental Protection is required to ensure fair consideration of the following pending matters:

- Androscoggin River Appeal: challenge to Department licensing permits concerning compliance with the legal standards for wastewater discharges licenses, applicable regulations concerning the discharge licenses, and Gulf Island Pond water quality certification.
- Downeast LNG, Downeast Pipeline: environmental permit applications for the construction of a Liquefied Natural Gas (LNG) terminal and import facility in Robbinston and pipeline project in Robbinston, Calais, Baring Plantation, Baileyville and Princeton: Site Location of Development Permit (L-23432-26-A-N), Natural Resources Protection Act Permit (L-23432-TG-B-N), Air Emission License (A-000960-71-A-N), and Section 401 Water Quality Certification under the Federal Clean Water Act.

- Quoddy Bay LNG, LLC, Quoddy Bay Pipeline LLC: environmental permit application for the construction of a Liquefied Natural Gas (LNG) terminal and import facility in Perry: Site Location of Development Permit (L-023600-26-A-N), Natural Resources Protection Act Permit (L-023600-TG-B-N), Air Emission License (A-000975-71-A-N), Wastewater Discharge (W-009010-50-A-N), Section 401 Water Quality Certification under the Federal Clean Water Act.

Ms. Plummer's term is extended from August 26, 2007 until final Board action on these specific matters is completed.

Sincerely,  
S/John Elias Baldacci  
Governor

**READ and ORDERED PLACED ON FILE.**

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The Following Communication: (H.C. 389)  
**STATE OF MAINE  
OFFICE OF THE GOVERNOR  
1 STATE HOUSE STATION  
AUGUSTA, MAINE 04333-0001**

July 18, 2007

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

Subject: Extension of Commissioner Steve Schaefer's Term on the Land Use Regulation Commission.

Dear Speaker Cummings:

In accordance with 12 M.R.S.A. Section 683, this letter serves as notice to the Legislature that I am extending Steve Schaefer's term - which expires August 20th - as a member of the Land Use Regulation Commission. This extension is required to ensure fair consideration of several major projects pending before the Commission, including:

A concept plan for Plum Creek's Land in the Moosehead Lake Region

- A residential subdivision by Burnt Jacket, LLC
- A trail hut system in western Maine
- Adoption of the 2007 Comprehensive Land Use Plan
- A commercial and demolition debris landfill facility
- Three wind power developments in Franklin and Washington Counties

Mr. Schaefer's term is extended until completion of these matters, or until such time that a successor is nominated and confirmed, whichever comes first.

Sincerely,  
S/John Elias Baldacci  
Governor

**READ and ORDERED PLACED ON FILE.**

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The Following Communication: (H.C. 390)  
**STATE OF MAINE  
OFFICE OF THE GOVERNOR  
1 STATE HOUSE STATION  
AUGUSTA, MAINE 04333-0001**

July 18, 2007

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

Subject: Extension of Commissioner James Nadeau's Term on the Land Use Regulation Commission.

Dear Speaker Cummings:

In accordance with 12 M.R.S.A. Section 683, this letter serves as notice to the Legislature that I am extending James Nadeau's term - which expires July 29th - as a member of the Land Use Regulation Commission. This extension is required to ensure fair consideration of several major projects pending before the Commission, including:

A concept plan for Plum Creek's Land in the Moosehead Lake Region

A residential subdivision by Burnt Jacket, LLC

A trail hut system in western Maine

Adoption of the 2007 Comprehensive Land Use Plan

A commercial and demolition debris landfill facility

Three wind power developments in Franklin and Washington Counties

Mr. Nadeau's term is extended until completion of these matters, or until such time that a successor is nominated and confirmed, whichever comes first.

Sincerely,  
S/John Elias Baldacci  
Governor

**READ and ORDERED PLACED ON FILE.**

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The Following Communication: (H.C. 391)  
**BUREAU OF CORPORATIONS, ELECTIONS AND  
COMMISSIONS  
DEPARTMENT OF THE SECRETARY OF STATE  
101 STATE HOUSE STATION  
AUGUSTA, MAINE 04333-0101**

August 10, 2007

Honorable Millicent M. MacFarland  
Clerk of the House  
2 State House Station  
Augusta, ME 04333-0002

Dear Clerk MacFarland,

Enclosed please find a certified copy of Resolution Number 07-25-07-06 of the Houlton Band of Maliseet Indians Council certifying its agreement of P.L. 2007, c. 149. This document is being forwarded to you pursuant to the provisions of Title 3, Section 601.

Sincerely,  
S/Julie L. Flynn  
Deputy Secretary of State

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**STATE OF MAINE  
DEPARTMENT OF THE SECRETARY OF STATE**

I, the Secretary of State of Maine, certify that according to the provisions of the Constitution and Laws of the State of Maine, the Department of the Secretary of State is the legal custodian of the Great Seal of the State of Maine which is hereunto affixed and that the paper to which this is attached is a true copy from the records of this Department.

In Testimony Whereof, I have caused the Great Seal of the State of Maine to be hereunto affixed. Given under my hand at Augusta, Maine, August 10, 2007.

S/Matthew Dunlap  
Secretary of State



**RESOLUTION NUMBER: 07-25-07-06  
OF THE HOULTON BAND COUNCIL  
THE GOVERNING BODY  
HOULTON BAND OF MALISEET INDIANS  
HOULTON, MAINE 04730**

**AUGUSTA, MAINE 04333-0101**

WHEREAS, the Houlton Band of Maliseet Indians is a federally Recognized Indian Tribe and the Tribal council is the Governing Body; and

WHEREAS, the Houlton Band of Maliseet Indians requested Legislation to change the membership of the Maine Indian Tribal-State Commission to add 2 additional seats for the Houlton Band of Maliseet Indians and the State; and

WHEREAS, the LD 373 was approved by the Legislature and the bill expands membership in the Maine Indian Tribal-State Commission to create 2 new seats for the Houlton Band of Maliseet Indians and to add 2 additional seats for the State in order to maintain parity between the tribes and the State. The bill also establishes a new quorum and decision threshold reflecting the increase in its membership.

WHEREAS, this Act does not take effect unless, within 60 days after the adjournment of the First Regular Session of the 123rd Legislature, the Secretary of State receives written certification from the Houlton Band Council that the band has agreed to the provisions of this Act pursuant to the United States Code, Title 25, Section 1725 (E)(2).

NOW, THEREFORE, BE IT RESOLVED, that the Houlton Band of Maliseet Indians hereby acknowledges and agrees to the provisions of the Act and agrees to provide copies of this Resolution to be submitted to the Secretary of State, to the Secretary of the Senate, the Clerk of the House and the Revisor of Statutes.

**CERTIFICATION**

We, the undersigned Tribal Council of the Houlton Band of Maliseet Indians, do hereby certify that the Houlton Band Council is composed of seven (7) members of whom 6 were present during the Council Meeting held on this 25 day of July, 2007 and that the foregoing resolution was duly adopted by the affirmative vote of 6 Members.

- S/ Brian Reynolds  
Council Member
- S/Gloria Tomah  
Council Member
- S/Tina Beaver  
Council Member
- S/Josh Toner  
Council Member
- S/Linda Raymond  
Council Member
- S/Brenda Commander  
Tribal Chief

**TRIBAL CLERK CERTIFICATION**

I, the undersigned Tribal Clerk, do hereby certify that a meeting of the Tribal Council was held on the date specified above and that a quorum was met and adopted this Resolution agreeing to the provisions of LD 373.

S/Sarah Tomah  
Tribal Clerk

**READ and ORDERED PLACED ON FILE.**

The Following Communication: (H.C. 392)  
**BUREAU OF CORPORATIONS, ELECTIONS AND  
COMMISSIONS  
DEPARTMENT OF THE SECRETARY OF STATE  
101 STATE HOUSE STATION**

August 24, 2007  
Honorable Millicent M. MacFarland  
Clerk of the House  
2 State House Station  
Augusta, ME 04333-0002

Dear Clerk MacFarland,  
Enclosed please find a certified copy of Resolution Numbers 08/09/07-1A, 08/09/07-1B and 08/09/07-1C of the Joint Tribal council of the Passamaquoddy Tribe certifying its agreement of the following 2007 Public Laws: P.L. 2007, c. 223; P.L. 2007, c. 221; and P.L. 2007, c. 149.

A facsimile of these filings was received in the office of the Secretary of State on August 17, 2007, followed by copies of the original documents that were received in the office of the Secretary of State on August 21, 2007.

The originals of these documents were received in the office of the Secretary of the Senate on August 20, 2007, and were forwarded to the office of the Secretary of State on August 21, 2007, to be placed on file. These documents are being forwarded to your pursuant to the provisions of Title 3, Section 601.

Sincerely,  
S/Julie L. Flynn  
Deputy Secretary of State

**STATE OF MAINE  
DEPARTMENT OF THE SECRETARY OF STATE**

I, the Secretary of State of Maine, certify that according to the provisions of the Constitution and Laws of the State of Maine, the Department of the Secretary of State is the legal custodian of the Great Seal of the State of Maine which is hereunto affixed and that the paper to which this is attached is a true copy from the records of this Department.

In Testimony Whereof, I have caused the Great Seal of the State of Maine to be hereunto affixed. Given under my hand at Augusta, Maine, August 24, 2007.

S/Matthew Dunlap  
Secretary of State

**RESOLUTION #08/09/07-1A  
OF THE JOINT TRIBAL COUNCIL OF THE  
PASSAMAQUODDY TRIBE ADOPTED AT A MEETING HELD  
AT THE INDIAN TOWNSHIP RESERVATION, PRINCETON,  
MAINE ON AUGUST 9, 2007**

**Amendment to the Maine Implementing Act to authorize a segment of land in Township 21, known as Gordon Island into Federal Trust Land**

WHEREAS, the Tribe has sought an amendment to the Maine Implementing Act to authorize a segment of land in Township 21, known as Gordon Island, recorded in the Washington County Registry of Deeds Book 2624 page 301, certified to have been acquired by the Secretary of the Interior before January 31, 2017 for the benefit of the Passamaquoddy Tribe to be included in Passamaquoddy Indian Territory; and

WHEREAS, the Legislature of the State of Maine has passed "An Act to Place Land in Township 21 in Trust"; and

WHEREAS, Section 4 of P.L. 2007, chapter 223 provides that it will not become effective unless it is approved by the Joint Tribal Council of the Passamaquoddy Tribe and a certification thereof is filed with the Maine Secretary of State within 60 days of the adjournment of the Maine Legislature; and



**CERTIFICATION**

I, the undersigned officer designated by the Joint Tribal council of the Passamaquoddy Tribe pursuant to Title 3, Section 602 of the Maine Revised Statutes, do hereby certify that a meeting of the Joint Tribal Council of the Passamaquoddy Tribe was held at the Indian Township Reservation, Washington County, Maine on August 9, 2007, and do further certify that the foregoing resolution was duly adopted by the Joint Tribal Council at that meeting.

DATED: August 9, 2007 ATTESTED: S/Donald Soctomah  
Certifying Officer  
Tribal Legislative Representative

**STATE OF MAINE  
DEPARTMENT OF THE SECRETARY OF STATE**

I, the Secretary of State of Maine, certify that according to the provisions of the Constitution and Laws of the State of Maine, the Department of the Secretary of State is the legal custodian of the Great Seal of the State of Maine which is hereunto affixed and that the paper to which this is attached is a true copy from the records of this Department.

In Testimony Whereof, I have caused the Great Seal of the State of Maine to be hereunto affixed. Given under my hand at Augusta, Maine, August 24, 2007.  
S/Matthew Dunlap  
Secretary of State

**RESOLUTION #08/09/07-1C  
OF THE JOINT TRIBAL COUNCIL OF THE  
PASSAMAQUODDY TRIBE ADOPTED AT A MEETING HELD  
AT THE INDIAN TOWNSHIP RESERVATION, PRINCETON,  
MAINE ON AUGUST 9, 2007**

**Amendment to the Maine Implementing Act to authorize changes in the Maine Indian Tribal-State Commission adding the Houlton Band of Maliseets and Two additional seats for the State**

WHEREAS, the Tribe has sought an amendment to the Maine Implementing Act to authorize expansion of membership in the Maine Indian Tribal-State Commission to create 2 new seats for the Houlton Band of Maliseet Indians and to add 2 additional seats for the State in order to maintain parity between the tribes and the State; and

WHEREAS, the Legislature of the State of Maine has passed "An Act to Change the Membership of the Maine Indian Tribal-State Commission to Add Seats for the Houlton Band of Maliseet Indians and the State"; and

WHEREAS, Section 4 of P.L. 2007, chapter 149 provides that it will not become effective unless it is approved by the Joint Tribal Council of the Passamaquoddy tribe and a certification thereof is filed with the Maine Secretary of State within 60 days of the adjournment of the Maine Legislature; and

WHEREAS, Title 25, Section 1725(e) of the United States Code grants the consent of Congress to any amendment of the Maine Implementing Act affecting the Passamaquoddy Tribe when the amendment relates to (A) "the enforcement or application of civil, criminal, or regulatory laws of the Passamaquoddy Tribe. . . and the State within their respective jurisdictions," or (B) "the allocation or determination of governmental responsibility of the State and the Tribe . . . over specified subject matters or specified geographical areas" or (C) "the allocation of jurisdiction between tribal courts and State courts," provided the amendment is made with the agreement of the Passamaquoddy Tribe; and

WHEREAS, P.L. 2007, chapter 149 is deemed beneficial to the Passamaquoddy Tribe,

**NOW THEREFORE BE IT RESOLVED:**

THAT, pursuant to the provisions of Title 3, Section 601 of the Maine Revised Statutes and section 4 of P.L. 2007, chapter 149, the Joint Tribal Council of the Passamaquoddy Tribe hereby agrees to and approves the amendment to 30 M.R.S.A. s/s 6212, subsection (1) provided in P.L. 2007, c. 149 enacted by the Maine Legislature, and directs that a written certification to that effect be prepared, executed and submitted forthwith to the Secretary of State of Maine.

**CERTIFICATION**

I, the undersigned Clerk of the Joint Tribal Council of the Passamaquoddy Tribe, do hereby certify that a Special Meeting of the Joint Tribal Council of the Passamaquoddy Tribe was held at the Indian Township Reservation at Princeton, Maine on August 9, 2007 and do further certify the presence of a quorum of the Joint Tribal Council of the Passamaquoddy Tribe consisting of not fewer than eight voting members, including at least four from each reservation, was determined by a roll call taken and recorded at the beginning of the meeting, and that the foregoing motion was read to all members of the Joint Tribal Council present at the said meeting prior to being voted upon at the meeting and was duly moved, seconded and adopted by the affirmative vote of 12 members who at the time constituted a majority of the Joint tribal Council then present and voting.

ATTEST: S/Mary J. Lola/Joint Council Clerk DATE: August 9, 2007

**CERTIFICATION**

I, the undersigned officer designated by the Joint Tribal council of the Passamaquoddy Tribe pursuant to Title 3, Section 602 of the Maine Revised Statutes, do hereby certify that a meeting of the Joint Tribal Council of the Passamaquoddy Tribe was held at the Indian Township Reservation, Washington County, Maine on August 9, 2007, and do further certify that the foregoing resolution was duly adopted by the Joint Tribal Council at that meeting.

DATED: August 9, 2007 ATTESTED: S/Donald Soctomah  
Certifying Officer

Tribal Legislative Representative

**READ and ORDERED PLACED ON FILE.**

The Following Communication: (H.C. 393)  
**BUREAU OF CORPORATIONS, ELECTIONS AND COMMISSIONS  
DEPARTMENT OF THE SECRETARY OF STATE  
101 STATE HOUSE STATION  
AUGUSTA, MAINE 04333-0101**

August 30, 2007

Honorable Millicent M. MacFarland

Clerk of the House

2 State House Station

Augusta, ME 04333-0002

Dear Clerk MacFarland,

Enclosed please find a certified copy of Certification of Motion Number 08-20-07-01 of the Governing Body, of the Penobscot Nation certifying its agreement of P.L. 2007, c. 149.

A facsimile of this filing was received in the office of the Secretary of State on August 21, 2007. This document is being forwarded to you pursuant to the provisions of Title 3, Section 601.

Sincerely,

S/Julie L. Flynn

Deputy Secretary of State

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**STATE OF MAINE  
DEPARTMENT OF THE SECRETARY OF STATE**

I, the Secretary of State of Maine, certify that according to the provisions of the Constitution and Laws of the State of Maine, the Department of the Secretary of State is the legal custodian of the Great Seal of the State of Maine which is hereunto affixed and that the paper to which this is attached is a true copy from the records of this Department.

In Testimony Whereof, I have caused the Great Seal of the State of Maine to be hereunto affixed. Given under my hand at Augusta, Maine, August 30, 2007.

S/Matthew Dunlap  
Secretary of State

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**CERTIFICATION OF MOTION NUMBER: 08-20-07-01  
OF THE GOVERNING BODY,  
OF THE PENOBSCOT NATION**

I, the undersigned Tribal Clerk of the Penobscot Indian Nation, do hereby certify that a General Meeting was held on the 20th day of August, 2007 and at which time the Chief, Kirk Francis, was present and presided and acted throughout.

Upon motion duly made, seconded and carried, the Tribal Membership voted to approve LD 373, an Act to Change the Membership of the Maine Indian Tribal-State Commission To Add Seats for the Houlton Band of Maliseet Indians and the State.

I further certify that I am the official custodian of certain records including the minutes of the Meetings of the Council of the Penobscot Indian Nation, a federally recognized and sovereign Indian Tribe duly organized and existing under the Laws of the United States, and that at the meeting there was present and acting throughout, a quorum authorized to transact business hereinafter described, and that the proceedings of said meeting were in accordance with the laws of said Nation, and that said motions/resolutions have not been amended or revoked and are in full force and effect.

IN WITNESS WHEREOF, I have set my hand as Tribal Clerk and Have affixed the Tribal Seal on this day of August 21, 2007.

S/Linda Socoby  
Tribal Clerk

**READ and ORDERED PLACED ON FILE.**

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The Following Communication: (H.C. 404)

**STATE OF MAINE  
ONE HUNDRED AND TWENTY-THIRD LEGISLATURE  
COMMITTEE ON EDUCATION AND CULTURAL AFFAIRS**

November 16, 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 Education and Cultural Affairs has voted unanimously to report the following bills out "Ought Not to Pass":

L.D. 1152 An Act To Improve Public Education in Maine  
L.D. 1426 An Act To Enhance the Prekindergarten Experience for Maine Children

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

Sincerely,  
S/Sen. Peter B. Bowman  
Senate Chair  
S/Rep. Jacqueline Norton  
House Chair

**READ and ORDERED PLACED ON FILE.**

---

The Following Communication: (H.C. 405)

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

November 16, 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 Insurance and Financial Services has voted unanimously to report the following bill out "Ought Not to Pass":

L.D. 1082 An Act To Create a Maine-based Independent Nonprofit Health Insurance Company (EMERGENCY)

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

Sincerely,  
S/Sen. Nancy B. Sullivan  
Senate Chair  
S/Rep. John R. Brautigam  
House Chair

**READ and ORDERED PLACED ON FILE.**

---

The Following Communication: (H.C. 406)

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

November 16, 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 Legal and Veterans Affairs has voted unanimously to report the following bill out "Ought Not to Pass":

L.D. 1150 An Act To Establish Random Audits of Voting Machines

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

Sincerely,  
S/Sen. Lisa T. Marraché  
Senate Chair  
S/Rep. John L. Patrick  
House Chair

**READ and ORDERED PLACED ON FILE.**

The Following Communication: (H.C. 407)

**STATE OF MAINE**  
**ONE HUNDRED AND TWENTY-THIRD LEGISLATURE**  
**COMMITTEE ON UTILITIES AND ENERGY**

November 16, 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 Utilities and Energy has voted unanimously to report the following bills out "Ought Not to Pass":

- L.D. 1098 An Act To Promote Electricity Transmission Independence  
L.D. 1099 An Act To Encourage Wind Energy Development  
L.D. 1216 Resolve, To Establish a Study Commission To Stimulate Telecommunications Investment, Economic Development and Job Creation

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

Sincerely,  
S/Sen. Philip L. Bartlett II  
Senate Chair  
S/Rep. Lawrence Bliss  
House Chair

**READ and ORDERED PLACED ON FILE.**

---

The Following Communication: (H.C. 408)

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

December 11, 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 Agriculture, Conservation and Forestry has voted unanimously to report the following bill out "Ought Not to Pass":

- L.D. 680 An Act To Increase Funding for the Spaying and Neutering of Companion Animals

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

Sincerely,  
S/Sen. John M. Nutting  
Senate Chair  
S/Rep. Wendy Pieh  
House Chair

**READ and ORDERED PLACED ON FILE.**

---

The Following Communication: (H.C. 409)

**STATE OF MAINE**  
**ONE HUNDRED AND TWENTY-THIRD LEGISLATURE**  
**COMMITTEE ON BUSINESS, RESEARCH AND ECONOMIC DEVELOPMENT**

December 7, 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 Business, Research and Economic Development has voted unanimously to report the following bills out "Ought Not to Pass":

- L.D. 270 Resolve, Establishing the Task Force To Eliminate Outdated or Unnecessary Laws and Rules To Stimulate Job Creation  
L.D. 1128 An Act To Require Electronic Monitoring of Secondary Sales Transactions  
L.D. 1210 An Act Concerning the Diagnosis, Service and Repair of Motor Vehicles

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

Sincerely,  
S/Sen. Lynn Bromley  
Senate Chair  
S/Rep. Nancy E. Smith  
House Chair

**READ and ORDERED PLACED ON FILE.**

---

The Following Communication: (H.C. 410)

**STATE OF MAINE**  
**ONE HUNDRED AND TWENTY-THIRD LEGISLATURE**  
**COMMITTEE ON EDUCATION AND CULTURAL AFFAIRS**

December 14, 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 Education and Cultural Affairs has voted unanimously to report the following bill out "Ought Not to Pass":

- L.D. 196 An Act To Modify the Maine Learning Results System

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

Sincerely,  
S/Sen. Peter B. Bowman  
Senate Chair  
S/Rep. Jacqueline Norton  
House Chair

**READ and ORDERED PLACED ON FILE.**

---

The Following Communication: (H.C. 411)

**STATE OF MAINE**  
**ONE HUNDRED AND TWENTY-THIRD LEGISLATURE**  
**COMMITTEE ON JUDICIARY**

December 17, 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 Judiciary has voted unanimously to report the following bills out "Ought Not to Pass":

- L.D. 367 An Act To Protect Emergency Room Personnel from Civil Liability
- L.D. 469 An Act To Disseminate "Lessons Learned" from Medical Injury Claims
- L.D. 608 An Act To Extend the Statute of Limitations for Certain Medical Malpractice Cases
- L.D. 684 An Act To Permit Medical Providers an Opportunity To Express Regret for a Medical Error
- L.D. 857 Resolve, To Create A Medical Malpractice Study Group
- L.D. 1271 An Act To Establish Health Care Practitioner Immunity for Consulting Physicians in Critical Specialties or Subspecialties

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

Sincerely,  
S/Sen. Barry J. Hobbins  
Senate Chair  
S/Rep. Deborah Simpson  
House Chair

**READ and ORDERED PLACED ON FILE.**

---

The Following Communication: (H.C. 412)  
**STATE OF MAINE**  
**ONE HUNDRED AND TWENTY-THIRD LEGISLATURE**  
**COMMITTEE ON LABOR**

November 30, 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 Labor has voted unanimously to report the following bills out "Ought Not to Pass":

- L.D. 297 Resolve, Authorizing Elizabeth O'Connor To Rejoin the Maine State Retirement System
- L.D. 869 Resolve, Directing the Maine State Retirement System To Recalculate the Retirement Benefits of D'Lila Terracin

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

Sincerely,  
S/Sen. Ethan Strimling  
Senate Chair  
S/Rep. John L. Tuttle, Jr.  
House Chair

**READ and ORDERED PLACED ON FILE.**

---

The Following Communication: (H.C. 413)  
**STATE OF MAINE**  
**ONE HUNDRED AND TWENTY-THIRD LEGISLATURE**  
**COMMITTEE ON TAXATION**

December 4, 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 Taxation has voted unanimously to report the following bills out "Ought Not to Pass":

- L.D. 1155 An Act To Include Fuel Economy when Calculating the Excise Tax on Motor Vehicles
- L.D. 1725 An Act To Modernize the Alcohol Tax by Imposing It on a Per Drink Basis
- L.D. 1788 An Act To Equalize Tax Filing Status

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

Sincerely,  
S/Sen. Joseph C. Perry  
Senate Chair  
S/Rep. John F. Piotti  
House Chair

**READ and ORDERED PLACED ON FILE.**

---

The Following Communication: (H.C. 414)  
**STATE OF MAINE**  
**ONE HUNDRED AND TWENTY-THIRD LEGISLATURE**  
**COMMITTEE ON TRANSPORTATION**

December 7, 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 Transportation has voted unanimously to report the following bills out "Ought Not to Pass":

- L.D. 6 Resolve, Directing the Department of Transportation To Improve Guardrails on Portions of Interstate 295
- L.D. 1818 An Act To Enhance Public Safety, Facilitate the Coordination of Traffic Control Signal Systems and Promote More Equitable Use of Public Highway Rights-of-way (EMERGENCY)

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. Boyd P. Marley  
House Chair

**READ and ORDERED PLACED ON FILE.**

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The Following Communication: (H.C. 415)  
**STATE OF MAINE**  
**ONE HUNDRED AND TWENTY-THIRD LEGISLATURE**  
**COMMITTEE ON INSURANCE AND FINANCIAL SERVICES**

December 6, 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 Insurance and Financial Services

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

- L.D. 1203 An Act To Amend the Laws Respecting Assignments for the Benefit of Creditors
- L.D. 1667 An Act To Require Health Insurers To Provide Coverage for Nutritional Wellness and Prevention

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

Sincerely,  
 S/Sen. Nancy B. Sullivan  
 Senate Chair  
 S/Rep. John R. Brautigam  
 House Chair

**READ and ORDERED PLACED ON FILE.**

The Following Communication: (H.C. 416)

**STATE OF MAINE  
 ONE HUNDRED AND TWENTY-THIRD LEGISLATURE  
 COMMITTEE ON LABOR**

December 11, 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 Labor has voted unanimously to report the following bills out "Ought Not to Pass":

- L.D. 1060 Resolve, To Study the State's Career Center Network and Create a Sustainable System
- L.D. 1345 An Act To Simplify Standards for Determining Independent Contractor Status for Unemployment Compensation Purposes
- L.D. 1585 An Act To Assist the Independent Medical Examiner Program for Workers' Compensation

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

Sincerely,  
 S/Sen. Ethan Strimling  
 Senate Chair  
 S/Rep. John L. Tuttle, Jr.  
 House Chair

**READ and ORDERED PLACED ON FILE.**

The Following Communication: (H.C. 417)

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

December 6, 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. 798 An Act To Standardize Inshore Dragging Seasons for Scallops and Sea Cucumbers

- L.D. 1570 An Act To Support Commercial Groundfishing (EMERGENCY)

- L.D. 1594 An Act To Amend the Laws Governing Closed Periods for the Hauling of Lobster Traps

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. 418)

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

December 11, 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 Taxation has voted unanimously to report the following bills out "Ought Not to Pass":

- L.D. 530 An Act To Encourage Open Space through Current Use Taxation of Open Space Land Set Aside for Long-term Protection from Development
- L.D. 1109 Resolve, To Establish a Study Commission To Reform Taxes and Spending in Maine (EMERGENCY)
- L.D. 1772 An Act To Require Nonresidents To Pay Sales Tax on Snowmobiles and ATVs

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

Sincerely,  
 S/Sen. Joseph C. Perry  
 Senate Chair  
 S/Rep. John F. Piotti  
 House Chair

**READ and ORDERED PLACED ON FILE.**

The Following Communication: (H.C. 419)

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

January 2, 2008  
 Honorable Millicent M. MacFarland  
 Clerk of the House  
 2 State House Station  
 Augusta, ME 04333-0002

Dear Clerk MacFarland:  
 Pursuant to my authority, I have appointed the following members to serve on boards, committees, commissions, task forces, councils and groups:  
 Committee to Review the Taxation of Slot Machine Revenues, Executive Order 33 FY 06/07  
 Representative Linda M. Valentino of Saco  
 Representative Gary W. Moore of Standish

Representative Donald G. Marean of Hollis replaces Representative Gary W. Moore of Standish.  
 Task Force to Develop Strategies for Enhancing Maine's Contribution to the NICS, Executive Order 02 FY 08/09  
 Representative Stan Gerzofsky of Brunswick  
 Representative Richard M. Sykes of Harrison  
 Governor's Task Force on Expanding Access to Oral Health Care for Maine People, Executive Order 06 FY 08/09  
 Representative Nancy E. Smith of Monmouth  
 Representative Donna W. Finley of Skowhegan  
 Maine Regulatory Fairness Board, 5 MRSA, §57  
 Marie Emerson of Addison  
 Citizen Trade Policy Commission, 10 MRSA, §11  
 Elsie Flemming of Bar Harbor  
 Sarah Adams Bigney of Bangor  
 Cynthia Phinney of New Sharon  
 Advisory Committee on Family Development Accounts, 10 MRSA, §1079  
 Susan Allein of Fairfield  
 Dr. Henry Litz of Fort Fairfield  
 Advisory Committee on Dental Education, 20-A MRSA, §12304  
 Representative Gary A. Connor of Kennebunk  
 Claude Roy of Farmingdale  
 Judy Feinstein of Hallowell  
 James Dowling of East Winthrop  
 Long-term Care Oversight Committee, 22 MRSA, §5107-J  
 Roy Gedat of Norway  
 Department of Conservation Surface Water Ambient Toxics Advisory Group, 38 MRSA, §420-B  
 Representative Leila J. Percy of Phippsburg  
 Commission to Develop Strategies to Increase Postsecondary Access, Retention, and Completion for Low-Wage, Low-Skilled Adults, Joint Order, Senate Paper 717  
 Representative Dawn Hill of York (House Chair)  
 Representative Christopher W. Rector of Thomaston  
 Representative Thomas B. Saviello of Wilton  
 Representative Patricia B. Sutherland of Chapman  
 Representative Jayne Crosby Giles of Belfast  
 Judy Katzel of Saco  
 Sarah Standiford of Richmond  
 Committee to Study the Appropriate Funding of the State Police, Joint Order, Senate Paper 725  
 Representative Anne M. Haskell of Portland (House Chair)  
 Representative Stan Gerzofsky of Brunswick  
 Representative Margaret M. Craven of Lewiston  
 Representative Edward J. Mazurek of Rockland  
 Representative Ann E. Peoples of Westbrook  
 Representative Richard M. Sykes of Harrison  
 Representative William P. Browne of Vassalboro  
 Representative Kimberley C. Rosen of Bucksport  
 Representative Gary E. Plummer of Windham  
 Representative Patrick S. A. Flood of Winthrop  
 Commission to Study Primary Care Medical Practice, Joint Order, Senate Paper 732  
 Representative Gary A. Connor of Kennebunk (House Chair)  
 Representative Marilyn E. Canavan of Waterville  
 Representative Paulette G. Beaudoin of Biddeford  
 Representative Sarah O. Lewin of Eliot  
 Representative Donna W. Finley of Skowhegan  
 Kevin S. Flannigan of Pittsfield  
 Jeffrey Jan Aalberg of Cumberland  
 Commission to Protect the Lives and Health of Members of the Maine National Guard, Public Law 2007, Chapter 318  
 Gary Laweryson of Waldoboro  
 Brent Peters of Waldoboro

Advisory Council on Health Systems Development, Public Law 2007, Chapter 441  
 Representative Anne C. Perry of Calais  
 Representative Charles R. Priest of Brunswick  
 Representative Robert P. Walker of Lincolnville  
 Alternative Education Programs Committee, Resolves 2007, Chapter 124  
 Representative Emily Ann Cain of Orono (House Chair)  
 Representative Jacqueline R. Norton of Bangor  
 Representative Roberta M. Muse of Fryeburg  
 Representative John C. Robinson of Raymond  
 Jonathan Ross of Standish  
 Emanuel Pariser of Waterville  
 A. Pender Makin of Scarborough  
 Council on Financial Literacy, Resolves 2007, Chapter 126  
 Representative Marilyn E. Canavan of Waterville  
 Commission to Study the Promotion, Expansion, and Regulation of the Harness Racing Industry, Resolves 2007, Chapter 128  
 Representative Troy Dale Jackson of Allagash (House Chair)  
 Representative Benjamin Marriner Pratt of Eddington  
 Representative Donald G. Marean of Hollis  
 Representative John F. McDonough of Scarborough  
 Working Group to Study the Effectiveness and Timeliness of Early Identification and Intervention for Children with Hearing Loss in Maine, Resolves 2007, Chapter 133  
 Representative David W. Farrington of Gorham (House Chair)  
 Representative Jacqueline R. Norton of Bangor  
 Representative David C. Webster of Freeport  
 Representative Elaine Makas of Lewiston  
 Representative James J. Campbell, Sr. of Newfield  
 Representative Robert P. Walker of Lincolnville  
 Dr. Christopher Murry of Falmouth  
 Commission to Develop a Strategic Priorities Plan for Maine's Young Children, Resolves 2007, Chapter 136  
 Representative Sean Faircloth of Bangor (House Chair)  
 Representative John F. Piotti of Unity  
 Representative Donna W. Finley of Skowhegan  
 Representative Kimberly E. W. Silsby of Augusta  
 Representative Meredith N. Strang Burgess of Cumberland  
 Aymie Walsh of Bangor  
 Paul F. Bolin of Bangor  
 Sincerely,  
 S/Glenn Cummings  
 Speaker of the House

**READ and ORDERED PLACED ON FILE.**

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The Following Communication: (H.C. 420)  
**STATE OF MAINE**  
**HOUSE OF REPRESENTATIVES**  
**SPEAKER'S OFFICE**  
**AUGUSTA, MAINE 04333-0002**

December 17, 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 5, Section 13083-T, I am pleased to appoint the following citizens to serve as members of the Riverfront Community Development Review Panel.  
 William MacDonald of Winthrop  
 Tom Jamrog of Lincolnville  
 If you have any questions regarding these appointments, please feel free to contact me.



Sincerely,  
S/Glenn Cummings  
Speaker of the House

**READ and ORDERED PLACED ON FILE.**

---

The Following Communication: (H.C. 394)

**STATE OF MAINE  
OFFICE OF THE  
SECRETARY OF STATE  
AUGUSTA, MAINE 04333-0148**

December 6, 2007  
Honorable Glenn Cummings  
Speaker of the House  
2 State House Station  
Augusta, ME 04333

Dear Speaker Cummings:

The following is a summary of the results of the June 12, 2007, Special Referendum Election, as derived from the accompanying copies of the Governor's Proclamations and the Secretary of State's Official Tabulation of the election results.

Question 1: Bond Issue  
Number of Votes in Favor 83,477  
Number of Votes Opposed 33,486  
Question 2: Bond Issue  
Number of Votes in Favor 74,893  
Number of Votes Opposed 41,483

Sincerely,  
S/Matthew Dunlap  
Secretary of State

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

---

The Following Communication: (H.C. 395)

**STATE OF MAINE  
OFFICE OF THE  
SECRETARY OF STATE  
AUGUSTA, MAINE 04333-0148**

July 2, 2007  
Honorable Millicent M. MacFarland  
Clerk of the House  
2 State House Station  
Augusta, ME 04333

Dear Clerk MacFarland:

Please find enclosed a certified copy of the proclamation for the citizen initiative, "An Act to Authorize a Tribal Commercial Track and Slot Machines in Washington County," which will be sent to referendum vote on November 6, 2007.

Sincerely,  
S/Matthew Dunlap  
Secretary of State

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

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The Following Communication: (H.C. 396)

**STATE OF MAINE  
OFFICE OF THE  
SECRETARY OF STATE  
AUGUSTA, MAINE 04333-0148**

December 6, 2007  
Honorable Glenn Cummings  
Speaker of the House  
2 State House Station

Augusta, ME 04333

Dear Speaker Cummings:

The following is a summary of the results of the November 6, 2007, Referendum Election, as derived from the accompanying copies of the Governor's Proclamations and the Secretary of State's Official Tabulation of the election results.

Question 1: Citizen Initiative  
Number of Votes in Favor 130,164  
Number of Votes Opposed 142,458  
Question 2: Bond Issue  
Number of Votes in Favor 138,615  
Number of Votes Opposed 132,080  
Question 3: Bond Issue  
Number of Votes in Favor 139,505  
Number of Votes Opposed 132,424  
Question 4: Bond Issue  
Number of Votes in Favor 171,892  
Number of Votes Opposed 100,580  
Question 5: Referendum  
Number of Votes in Favor 88,832  
Number of Votes Opposed 181,588

Sincerely,  
S/Matthew Dunlap  
Secretary of State

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

---

The Following Communication: (H.C. 397)

**STATE OF MAINE  
JUVENILE JUSTICE ADVISORY GROUP  
111 STATE HOUSE STATION  
AUGUSTA, MAINE 04333**

July 24, 2007

Dear Governor Baldacci and Members of the 123rd Legislature:  
In accordance with Title 34A M.R.S.A. §1209 2.G, submit to the Governor and Legislature, at least annually, recommendations with respect to matters related to its functions, including recommendations on state compliance with the requirements of the Juvenile Justice and Delinquency Prevention Act the statutorily created Maine Juvenile Justice Advisory Group (JJAG) presents to you the 2006 Annual Report. For many years now the JJAG has been a leader in promoting innovative funding opportunities, as well as advice to the Legislature on many sensitive issues that involve those juveniles who come in contact with the criminal justice system.

The JJAG is made up of a tremendous group of Maine's best leadership from a large variety of disciplines as well as youth, former offenders, and parents of offenders. We use this collective power to work on behalf of some of Maine's most challenging children. As many parents know, involvement in the juvenile justice system and working with their at-risk child is an extremely difficult task. The members of the JJAG are constantly working to reduce this impact and see that this population of kids becomes valuable and productive citizens of Maine.

In this Report you will read about challenges and successes.

- The Office of Juvenile Justice and Delinquency Prevention allocations continue to decline.
- The Juvenile Drug Treatment Court has been absorbed into departmental budgets.
- Congressman Michael Michaud provided a Congressional earmark in support of this project to bridge the gap in the transition from Federal to State Funding.
- A Pilot project using the Massachusetts Youth Screening

Instrument (MAYSI) for mental health screening of pre-adjudicated youth.

- The JJAG funded many tested effective prevention programs in communities.
- The Disproportionate Minority Contact study trained the gatekeepers of the juvenile justice system in best practice of sensitively determining race and ethnicity and reporting that information.
- The JJAG provided information to a variety of legislative committees and the Governor on bills that impact the juvenile justice system.

The JJAG thanks the Governor and the Legislature for listening to us and supporting our challenges. We hope you find the following report enlightening and informative. We, the Juvenile Justice Advisory Group, consider ourselves honored to provide our services to Maine youth.

Sincerely,  
S/Paul K. Vestal, Jr.  
Chair

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

The Following Communication: (H.C. 398)  
**MAINE HUMAN RIGHTS COMMISSION  
51 STATE HOUSE STATION  
AUGUSTA, ME 04333-0051**

August 8, 2007  
The Honorable Glenn Cummings, Speaker  
Maine House of Representatives  
3 State House Station  
Augusta, ME 04333

Dear Speaker Cummings:  
On behalf of the Maine Human Rights Commission, I am please to transmit the 2007 Annual Report of the Maine Human Right Commission.

We look forward to continuing to work with you in ensuring and protecting basic human rights for all Maine citizens.

Sincerely,  
S/Patricia E. Ryan  
Executive Director

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

The Following Communication: (H.C. 399)  
**STATE OF MAINE  
DEPARTMENT OF LABOR  
45 COMMERCE DRIVE, P.O. BOX 259  
AUGUSTA, MAINE 04333-0259**

September 7, 2007  
The Honorable Glenn Cummings, Speaker  
Maine House of Representatives  
2 State House Station  
Augusta, ME 04333-0002

Dear Speaker Cummings:  
In accordance with Title 5, M.R.S.A., §13070-J, I am pleased to submit the "agency report" for the Governor's Training Initiative (GTI). GTI has been instrumental in the creation and retention of high skill, quality employment for Maine residents since its inception in 1996.

In calendar year 2006, thirty two companies received GTI reimbursement payments totaling \$10,000 or more. The attached report lists the amounts paid and the anticipated job

growth and retention associated with those funds. Because the GTI funding cycle is spread over a two-year period, funds related to the Economic Development Incentive Report (EDIR) reporting requirements for calendar year 2006 may be associated with GTI contract allocations spanning three funding cycles (program years 2004, 2005 and 2006).

Statistics included in this report indicate the public benefit derived from GTI assistance, including actual private dollars leveraged via company match for direct training related activity. A short selection of company comments has been provided representative of responses received regarding company and public benefit.

GTI ensures that the needs of small firms are addressed via the scoring process, and requires applicants to identify the public benefit resulting from proposed training projects. GTI continues to be a primary vehicle for achieving sustainable long-term economic growth for Maine. Incumbent and new hire worker training continue to be referenced in numerous benchmarks of the "Measures of Growth" report submitted annually by the Maine Economic Growth Council.

Sincerely,  
S/Laura A. Fortman  
Commissioner

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

The Following Communication: (H.C. 400)  
**STATE OF MAINE  
DEPARTMENT OF AUDIT  
66 STATE HOUSE STATION  
AUGUSTA, MAINE 04333-0066**  
Letter of Transmittal

Senator Beth Edmonds  
President of the Senate  
Representative Glenn Cummings  
Speaker of the House of Representatives  
The Honorable John E. Baldacci  
Governor of Maine

We are pleased to submit the Single Audit of the State of Maine for the fiscal year ended June 30, 2006. The audit was conducted in accordance with Government Auditing Standards, issued by the Comptroller General of the United States; the requirements of the Single Audit Act Amendments of 1996; and the Office of Management and Budget Circular A-133, Audits of States, Local Governments, and Non-Profit Organizations. This report complies with the State's audit responsibilities, required for the receipt of over \$2.8 billion in federal financial assistance during the fiscal year.

This document contains the following reports and schedules:

- Independent Auditor's Report
- Basic Financial Statements, Management's Discussion and Analysis, and Notes to Financial Statements
- Report on Compliance and on Internal Control over Financial Reporting Based on an Audit of Financial Statements Performed in Accordance with Government Auditing Standards
- Report on Compliance with Requirements Applicable to each Major Program and Internal Control over Compliance in Accordance with OMB Circular A-133
- Schedule of Expenditures of Federal Awards
- Schedule of Findings and Questioned Costs
- Financial Statement Findings
- Indexes to Federal Program Findings

- Federal Findings, Questioned Costs and Corrective Action Plan
- Summary Schedule of Prior Audit Findings

On behalf of the Maine Department of Audit, I thank employees throughout Maine government who have assisted us during our audit. I know that we all work to improve financial reporting and accountability for our citizens and our State.

Please contact me if you have questions or comments about the 2006 Single Audit of the State of Maine.

Respectfully submitted,  
S/Neria R. Douglass, JD, CIA  
State Auditor  
September 11, 2007

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

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The Following Communication: (H.C. 401)

**STATE OF MAINE  
MAINE REVENUE SERVICES  
24 STATE HOUSE STATION  
AUGUSTA, MAINE  
04333-0024**

October 1, 2007

Senate President Edmonds  
Speaker of the House Cummings

Members of the 123rd Maine Legislature:

Pursuant to 5 MRSA Section 13070-J, the State Tax Assessor is required to submit a report to the legislature identifying the amount of revenues foregone as the result of the Jobs and Investment Tax Credit (JITC), the Research Expense Tax Credit (R&D), the Seed Capital Investment Tax Credit, the Shipbuilding Facility Credit, the Credit for Pollution-Reducing Boilers, and public funds spent on the Business Property Tax Reimbursement Program (BETR). Attached are four reports that provide you with this information.

The first table lists corporations that reduced their Maine income tax liability with the JITC, the R&D credit, and/or the Seed Capital credit in tax year 2005, as well as the value of the credits. Table II provides information on individual filers that reduced their Maine income tax liability with the JITC, the R&D credit, and/or the Seed Capital credit by Maine adjusted gross income in tax year 2005. Tax year 2005 is the last year for which we have full information on both corporate and individual filers. Statutes governing the release of confidential taxpayer information prevent us from reporting the names of the corporations or individuals that benefited from these tax credits. No taxpayer took advantage of the Credit for Pollution-Reducing Boilers in tax year 2005.

The third attachment explains the Shipbuilding Facility credit. As required by statute the report provides information on the level of employment, yearly investment and the cumulative amount of investment. Since the inception of the credit, the level of employment has been such that the annual cost to the state treasury has exceeded the base credit amount of \$3 million per year.

The fourth attachment is a list of BETR recipients by municipality. For purposes of this report, businesses that filed for reimbursement during calendar year 2006 are listed. BETR recipients filed between August 1, 2006 and December 31, 2006 for eligible property taxes paid during calendar year 2005. For that period the state reimbursed \$66.6 million to over 1,700 companies. Please note that in FY07 BETR reimbursement was limited to 90% of property taxes paid.

If you have any questions on this report please do not hesitate to contact me.

Sincerely,  
S/Jerome D. Gerard

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

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The Following Communication: (H.C. 402)

**MAINE STATE LEGISLATURE  
OFFICE OF POLICY AND LEGAL ANALYSIS  
AUGUSTA, MAINE 04333-0013**

CITIZEN TRADE POLICY COMMISSION

October 31, 2007

The Honorable Beth Edmonds, President  
Maine Senate

The Honorable Glenn Cummings, Speaker  
Maine House of Representatives

Maine State Legislature

State House

Augusta, ME 04333

Dear President Edmonds and Speaker Cummings:

Pursuant to Public Law 2003, c. 699, the Citizen Trade Policy Commission is pleased to submit its annual report. Copies of the report have been placed on file with the Law and Legislative Reference Library.

Sincerely,

S/Senator Margaret Rotundo, Senate Chair  
S/Representative John Patrick, House Chair  
Citizen Trade Policy Commission

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

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The Following Communication: (H.C. 403)

**STATE OF MAINE  
DEPARTMENT OF PROFESSIONAL AND FINANCIAL  
REGULATION  
35 STATE HOUSE STATION  
AUGUSTA, MAINE 04333-0035**

November 30, 2007

The Honorable Glenn Cummings

Speaker of the House

2 State House Station

Augusta, Maine 04333-0002

Re: Annual Report on Charitable Fundraising Activity

Dear Speaker Cummings:

Pursuant to the Charitable Solicitations Act, 9 MRSA, §5010, enclosed please find the Annual Report on the 2006 fundraising activity of charitable organizations licensed in the State of Maine. Please do not hesitate to contact me if you have any questions or require additional information.

Sincerely,

S/Lloyd P. LaFountain III  
Acting Commissioner

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

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The Following Communication: (H.P. 1377)

**STATE OF MAINE  
HOUSE OF REPRESENTATIVES  
CLERK'S OFFICE  
2 STATE HOUSE STATION  
AUGUSTA, MAINE 04333**

December 11, 2007  
Hon. Glenn Cummings  
Speaker of the House  
123rd Legislature  
Hon. Beth Edmonds  
President of the Senate  
123rd Legislature

Dear Mr. Speaker and Madam President:

On December 11, 2007, 6 bills were received by the Clerk of the House.

Pursuant to the provisions of Joint Rule 308.2, these bills were referred to the Joint Standing Committees on December 11, 2007, as follows:

**Business, Research and Economic Development**

Bill "An Act Regarding the Maine Regulatory Fairness Board" (EMERGENCY) (H.P. 1371) (L.D. 1937) (Sponsored by Representative SMITH of Monmouth) (Cosponsored by Senator BROMLEY of Cumberland and Representatives: AUSTIN of Gray, BEAUDETTE of Biddeford, BEAULIEU of Auburn, MacDONALD of Boothbay, SAMSON of Auburn, SILSBY of Augusta, Senators: COURTNEY of York, SCHNEIDER of Penobscot) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

**Criminal Justice and Public Safety**

Bill "An Act To Allow Community Service in Lieu of Fines" (H.P. 1372) (L.D. 1938) (Sponsored by Representative CLEARLY of Houlton) (Cosponsored by Representatives: BLANCHARD of Old Town, BRAUTIGAM of Falmouth, CONNOR of Kennebunk, CONOVER of Oakland, SIMPSON of Auburn) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

**Health and Human Services**

Resolve, To Establish a Method for Reporting the Statistics of Diseases (H.P. 1373) (L.D. 1939) (Sponsored by Representative RICHARDSON of Warren) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

**Judiciary**

Bill "An Act To Assist Distressed Businesses Organized as Limited Liability Companies" (EMERGENCY) (H.P. 1374) (L.D. 1940) (Sponsored by Representative CLEARLY of Houlton) (Cosponsored by Representatives: BLANCHARD of Old Town, BRAUTIGAM of Falmouth, CONNOR of Kennebunk, COTTA of China, SIMPSON of Auburn) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

**State and Local Government**

Resolve, To Authorize the State To Convey an Unused Parcel of Land in Frenchville to an Abutting Neighbor (H.P. 1375) (L.D. 1941) (Sponsored by Representative THERIAULT of Madawaska) (Cosponsored by Senator MARTIN of Aroostook and Representatives: CEBRA of Naples, FISHER of Brewer, HOGAN of Old Orchard Beach, PEOPLES of Westbrook, ROSEN of Bucksport, THOMAS of Ripley) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

**Utilities and Energy**

Bill "An Act To Provide a Rebate for Clean Energy Geothermal Heating Units" (H.P. 1376) (L.D. 1942) (Sponsored by Representative CARTER of Bethel) (Cosponsored by Senator SHERMAN of Aroostook and Representatives: LUNDEEN of Mars Hill, MAREAN of Hollis, PIEH of Bremen, PIOTTI of Unity, PRATT of Eddington, Senator: NUTTING of Androscoggin) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

Sincerely,

S/Millicent M. MacFarland  
Clerk of the House  
S/Joy J. O'Brien  
Secretary of the Senate

**READ and ORDERED PLACED ON FILE.**

Sent for concurrence.

---

The Following Communication: (H.P. 1379)

**STATE OF MAINE  
HOUSE OF REPRESENTATIVES  
CLERK'S OFFICE  
2 STATE HOUSE STATION  
AUGUSTA, MAINE 04333**

December 12, 2007

Hon. Glenn Cummings  
Speaker of the House  
123rd Legislature  
Hon. Beth Edmonds  
President of the Senate  
123rd Legislature

Dear Mr. Speaker and Madam President:

On December 12, 2007, 1 bill was received by the Clerk of the House.

Pursuant to the provisions of Joint Rule 308.2, this bill was referred to a Joint Standing Committee on December 12, 2007, as follows:

**Health and Human Services**

Resolve, Regarding Legislative Review of Portions of Chapter 11: Consumer Directed Personal Assistance Services, a Major Substantive Rule of the Department of Health and Human Services (EMERGENCY) (H.P. 1378) (L.D. 1943) (Submitted by the Department of Health and Human Services pursuant to the Maine Revised Statutes, Title 5, section 8072.)

Sincerely,

S/Millicent M. MacFarland  
Clerk of the House  
S/Joy J. O'Brien  
Secretary of the Senate

**READ and ORDERED PLACED ON FILE.**

Sent for concurrence.

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Subsequently, Representative PATRICK of Rumford reported that the following Representatives had taken and subscribed the oaths necessary to qualify them to enter on the discharge of their official duties.

Representative BRIGGS of Mexico  
Representative CAREY of Lewiston  
Representative JONES of Mount Vernon  
Representative JOHNSON of Greenville  
Representative SARTY of Denmark

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At this point, the Speaker recognized the Representative from Mexico, Representative BRIGGS, the Representative from Lewiston, Representative CAREY, the Representative from Mount Vernon, Representative JONES, the Representative from Greenville, Representative JOHNSON and the Representative from Denmark, Representative SARTY and they were added to the quorum call of the Second Regular Session of the 123rd Legislature.

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Pursuant to his authority under House Rule 401.1, the Chair assigned:

Representative BRIGGS of Mexico to seat 79  
Representative CAREY of Lewiston to seat 147  
Representative JONES of Mount Vernon to seat 81  
Representative JOHNSON of Greenville to seat 131  
Representative SARTY of Denmark to seat 87  
Representative CRAVEN of Lewiston to seat 78  
Representative EDGECOMB of Caribou to seat 85  
Representative FITTS of Pittsfield to seat 20

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Pursuant to his authority under House Rule 201.1(I), the Chair made the following changes in appointments to the Committees of the 123rd Maine Legislature:

Representative BRIGGS of Mexico was appointed to the Joint Standing Committee on **INLAND FISHERIES AND WILDLIFE**, replacing Representative BRYANT of Windham.

Representative CAREY of Lewiston was appointed to the Joint Standing Committee on **LEGAL AND VETERANS AFFAIRS**, replacing Representative GOULD of South Berwick.

Representative JONES of Mount Vernon was appointed to the Joint Standing Committee on **HEALTH AND HUMAN SERVICES**.

Representative JOHNSON of Greenville was appointed to the Joint Standing Committee on **LABOR**, replacing Representative SYKES of Harrison.

Representative SARTY of Denmark was appointed to the Joint Standing Committee on **INLAND FISHERIES AND WILDLIFE**.

Representative BRYANT of Windham was appointed to the Joint Standing Committee on **LEGAL AND VETERANS AFFAIRS**, replacing Representative BLANCHETTE of Bangor.

Representative GOULD of South Berwick was appointed to the Joint Standing Committee on **TAXATION**.

Representative RICHARDSON of Warren was appointed to the Joint Standing Committee on **MARINE RESOURCES**.

The appointment of Representative BLANCHETTE of Bangor to the Joint Standing Committee on **LEGAL AND VETERANS AFFAIRS** was rescinded.

The appointment of Representative BRYANT of Windham to the Joint Standing Committee on **INLAND FISHERIES AND WILDLIFE** was rescinded.

The appointment of Representative GOULD of South Berwick to the Joint Standing Committee on **LEGAL AND VETERANS AFFAIRS** was rescinded.

The appointment of Representative SYKES of Harrison to the Joint Standing Committee on **LABOR** was rescinded.

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The Following Communication: (H.P. 1385)

**STATE OF MAINE  
HOUSE OF REPRESENTATIVES  
CLERK'S OFFICE  
2 STATE HOUSE STATION  
AUGUSTA, MAINE 04333**

December 17, 2007  
Hon. Glenn Cummings  
Speaker of the House  
123rd Legislature  
Hon. Beth Edmonds  
President of the Senate  
123rd Legislature  
Dear Mr. Speaker and Madam President:

On December 17, 2007, 5 bills were received by the Clerk of the House.

Pursuant to the provisions of Joint Rule 308.2, these bills were referred to the Joint Standing Committees on December 17, 2007, as follows:

**Education and Cultural Affairs**

Bill "An Act Regarding the Application of Term Limits for the State Board of Education" (H.P. 1380) (L.D. 1944) (Sponsored by Representative FINCH of Fairfield) (Cosponsored by Senator MITCHELL of Kennebec and Representatives: EDGECOMB of Caribou, McFADDEN of Dennysville, MUSE of Fryeburg, NORTON of Bangor, SUTHERLAND of Chapman, Senators: BOWMAN of York, MILLS of Somerset) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

**Natural Resources**

Bill "An Act To Update the Regional Greenhouse Gas Initiative" (H.P. 1381) (L.D. 1945) (Sponsored by Representative KOFFMAN of Bar Harbor) (Cosponsored by Senator MARTIN of Aroostook) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

Bill "An Act To Address Uncertified Practice of Underground Oil Storage Tank Installation and Inspection" (H.P. 1382) (L.D. 1946) (Sponsored by Representative KOFFMAN of Bar Harbor) (Cosponsored by Senator MARTIN of Aroostook) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

Bill "An Act To Clarify the Waste Motor Oil Disposal Site Remediation Program" (H.P. 1383) (L.D. 1947) (Sponsored by Representative KOFFMAN of Bar Harbor) (Cosponsored by Senator MARTIN of Aroostook) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

**Transportation**

Bill "An Act To Require a Hearing When a Fatality Results from a Motor Vehicle Accident" (H.P. 1384) (L.D. 1948) (Sponsored by Representative WHEELER of Kittery) (Cosponsored by Senator BOWMAN of York and Representatives: CAMPBELL of Newfield, FAIRCLOTH of Bangor, FISHER of Brewer, HANLEY of Gardiner, HILL of York, KOFFMAN of Bar Harbor, PINGREE of North Haven, Senator: BRYANT of Oxford) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

Sincerely,

S/Millicent M. MacFarland

Clerk of the House

S/Joy J. O'Brien

Secretary of the Senate

**READ and ORDERED PLACED ON FILE.**

Sent for concurrence.

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The Following Communication: (H.P. 1461)

**STATE OF MAINE  
HOUSE OF REPRESENTATIVES  
CLERK'S OFFICE  
2 STATE HOUSE STATION  
AUGUSTA, MAINE 04333**

December 19, 2007  
Hon. Glenn Cummings  
Speaker of the House  
123rd Legislature  
Hon. Beth Edmonds  
President of the Senate  
123rd Legislature  
Dear Mr. Speaker and Madam President:

**CLERK'S OFFICE  
2 STATE HOUSE STATION  
AUGUSTA, MAINE 04333**

On December 18, 2007, 6 bills were received by the Clerk of the House.

Pursuant to the provisions of Joint Rule 308.2, these bills were referred to the Joint Standing Committees on December 18, 2007, as follows:

**Agriculture, Conservation and Forestry**

Bill "An Act To Amend the Potato Cull Pile Law" (H.P. 1392) (L.D. 1954) (Sponsored by Representative LUNDEEN of Mars Hill) (Cosponsored by Senator SHERMAN of Aroostook and Representatives: CARTER of Bethel, CRAY of Palmyra, MAREAN of Hollis, PIEH of Bremen) (Submitted by the Department of Agriculture, Food and Rural Resources pursuant to Joint Rule 204.)

**Criminal Justice and Public Safety**

Bill "An Act To Amend the Laws Relating to the Department of Corrections" (H.P. 1391) (L.D. 1953) (Sponsored by Representative PLUMMER of Windham) (Cosponsored by Senator McCORMICK of Kennebec and Representatives: GERZOFKY of Brunswick, HASKELL of Portland) (Submitted by the Department of Corrections pursuant to Joint Rule 204.)

**Education and Cultural Affairs**

Resolve, Regarding Special Education Evaluations (H.P. 1387) (L.D. 1949) (Sponsored by Representative JACKSON of Allagash) (Cosponsored by Senator MARTIN of Aroostook and Representatives: BRAUTIGAM of Falmouth, MARLEY of Portland, THERIAULT of Madawaska, Senators: BOWMAN of York, MITCHELL of Kennebec) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

**Health and Human Services**

Bill "An Act To Create the Mental Health Homicide Review Board" (H.P. 1389) (L.D. 1951) (Sponsored by Representative BERRY of Bowdoinham) (Cosponsored by Representatives: BRAUTIGAM of Falmouth, CARTER of Bethel, Speaker CUMMINGS of Portland, FAIRCLOTH of Bangor, Senators: BRANNIGAN of Cumberland, NUTTING of Androscoggin) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

**Natural Resources**

Bill "An Act To Repeal the Premium Imposed on Motor Vehicle Oil Changes" (H.P. 1388) (L.D. 1950) (Sponsored by Representative SCHATZ of Blue Hill) (Cosponsored by Representative THOMAS of Ripley and Representatives: MacDONALD of Boothbay, McFADDEN of Dennysville, WEAVER of York) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

Bill "An Act To Streamline the Administration of Significant Vernal Pool Habitat Protection" (H.P. 1390) (L.D. 1952) (Sponsored by Representative KOFFMAN of Bar Harbor) (Cosponsored by Senator MARTIN of Aroostook and Representatives: DUCHESNE of Hudson, PINGREE of North Haven, WAGNER of Lewiston) (Submitted by the Department of Environmental Protection pursuant to Joint Rule 204.)

Sincerely,

S/Millicent M. MacFarland

Clerk of the House

S/Joy J. O'Brien

Secretary of the Senate

**READ and ORDERED PLACED ON FILE.**

Sent for concurrence.

December 19, 2007

Hon. Glenn Cummings

Speaker of the House

123rd Legislature

Hon. Beth Edmonds

President of the Senate

123rd Legislature

Dear Mr. Speaker and Madam President:

On December 19, 2007, 68 bills were received by the Clerk of the House.

Pursuant to the provisions of Joint Rule 308.2, these bills were referred to the Joint Standing Committees on December 19, 2007, as follows:

**Agriculture, Conservation and Forestry**

Bill "An Act To Ensure Ethical and Humane Dog Breeding in the State" (H.P. 1394) (L.D. 2010) (Sponsored by Representative PRATT of Eddington) (Cosponsored by Representative PIEH of Bremen, Senator DAMON of Hancock and Representatives: CARTER of Bethel, HILL of York, WAGNER of Lewiston, Senator: NUTTING of Androscoggin) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

Bill "An Act To Repeal the Cap on Rental Rates for State Submerged Lands" (H.P. 1407) (L.D. 2023) (Sponsored by Representative FLOOD of Winthrop) (Cosponsored by Senator MILLS of Somerset and Representatives: PIOTTI of Unity, SAVIELLO of Wilton) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

**Appropriations and Financial Affairs**

Bill "An Act To Facilitate the Diversion of Persons with Mental Illness and Substance Abuse away from Incarceration through the Co-occurring Disorders Court" (H.P. 1426) (L.D. 2042) (Sponsored by Representative CANAVAN of Waterville) (Cosponsored by Senator MILLS of Somerset and Representatives: CRAVEN of Lewiston, CROCKETT of Augusta, FINLEY of Skowhegan, FLOOD of Winthrop, PIOTTI of Unity, SIMPSON of Auburn, Senators: MITCHELL of Kennebec, NUTTING of Androscoggin) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

**Business, Research and Economic Development**

Bill "An Act To Clarify the Licensure of Advanced Practice Registered Nurses" (H.P. 1408) (L.D. 2024) (Sponsored by Representative PERRY of Calais) (Cosponsored by Representatives: FAIRCLOTH of Bangor, PRIEST of Brunswick) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

**Criminal Justice and Public Safety**

Bill "An Act To Establish a Bracelet Monitoring Program for Persons Convicted of Minor Crimes" (H.P. 1395) (L.D. 2011) (Sponsored by Representative CARTER of Bethel) (Cosponsored by Senator BENOIT of Sagadahoc and Representatives: DILL of Cape Elizabeth, FAIRCLOTH of Bangor, MILLS of Farmington, SIMPSON of Auburn, WEAVER of York, Senator: HOBBS of York) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

Bill "An Act To Reduce Property Taxes, Eliminate Duplication and Streamline Government by Unifying the State Prisons and County Jails" (H.P. 1413) (L.D. 2029) (Sponsored by Representative GERZOFKY of Brunswick) (Cosponsored by Senator NUTTING of Androscoggin and Representatives: BARSTOW of Gorham, BRYANT of Windham, FAIRCLOTH of Bangor, HILL of York, PLUMMER of Windham, SAVIELLO of

The Following Communication: (H.P. 1462)

**STATE OF MAINE  
HOUSE OF REPRESENTATIVES**

Wilton, WEBSTER of Freeport, Senator: BRYANT of Oxford) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

Bill "An Act To Allow Nondangerous Drivers To Obtain a Work-restricted License" (H.P. 1414) (L.D. 2030) (Sponsored by Representative MILLS of Farmington) (Cosponsored by Representative: MARLEY of Portland) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

Bill "An Act Regarding the Sale of Firearms to Minors" (H.P. 1435) (L.D. 2051) (Sponsored by Representative GERZOFISKY of Brunswick) (Cosponsored by Representatives: BRYANT of Portland, HANLEY of Gardiner, HASKELL of Portland, HILL of York, PINGREE of North Haven, PLUMMER of Windham, SYKES of Harrison, WATSON of Bath, WEBSTER of Freeport) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

**Education and Cultural Affairs**

Bill "An Act To Provide Degree-granting Authority to the Landing School of Boatbuilding and Design" (EMERGENCY) (H.P. 1409) (L.D. 2025) (Sponsored by Representative CONNOR of Kennebunk) (Cosponsored by Senator SULLIVAN of York and Representatives: BABIDGE of Kennebunk, CARTER of Bethel, CASAVANT of Biddeford, MARLEY of Portland, MUSE of Fryeburg, PILON of Saco, Senators: BOWMAN of York, President EDMONDS of Cumberland) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

Resolve, To Reimburse School Administrative District No. 11 for the State Share of Retirement Contributions Paid in Error (EMERGENCY) (H.P. 1410) (L.D. 2026) (Sponsored by Representative TREAT of Hallowell) (Cosponsored by Representative: HANLEY of Gardiner) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

Bill "An Act To Provide Parents of Children with Disabilities Access to Ombudsman Services" (H.P. 1411) (L.D. 2027) (Sponsored by Representative FLOOD of Winthrop) (Cosponsored by Senator SULLIVAN of York and Representatives: CANAVAN of Waterville, GILES of Belfast, SAVIELLO of Wilton) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

Bill "An Act To Equalize the Tax Burden for Education across Municipalities of the Lower Kennebec River Region Authorized To Form a Regional School Unit Pursuant to Private and Special Law 2007, Chapter 25" (H.P. 1412) (L.D. 2028) (Sponsored by Representative PERCY of Phippsburg) (Cosponsored by Senator BENOIT of Sagadahoc and Representative: WATSON of Bath) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

Bill "An Act To Protect Student Athletes" (H.P. 1427) (L.D. 2043) (Sponsored by Representative SIMPSON of Auburn) (Cosponsored by Senator HOBBS of York and Representatives: BERUBE of Lisbon, BRAUTIGAM of Falmouth, Speaker CUMMINGS of Portland, FAIRCLOTH of Bangor, MAZUREK of Rockland, MILLS of Farmington, Senators: DIAMOND of Cumberland, MITCHELL of Kennebec) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

Bill "An Act Regarding Education Laws" (H.P. 1446) (L.D. 2062) (Sponsored by Representative NORTON of Bangor) (Cosponsored by Senator BOWMAN of York) (Submitted by the Department of Education pursuant to Joint Rule 204.)

**Health and Human Services**

Bill "An Act To Protect Children in Vehicles from Secondhand Smoke" (H.P. 1396) (L.D. 2012) (Sponsored by Representative DUPREY of Hampden) (Cosponsored by Representative: SAVAGE of Falmouth) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

Resolve, To Extend the Deadline To Adopt a Rule by the Department of Health and Human Services Regarding Smoking in the Workplace (EMERGENCY) (H.P. 1398) (L.D. 2014) (Sponsored by Representative MILLER of Somerville) (Submitted by the Department of Health and Human Services pursuant to Joint Rule 204.)

Bill "An Act To Implement a Consent Judgment Regarding OxyContin Abuse" (H.P. 1416) (L.D. 2032) (Sponsored by Representative PERRY of Calais) (Cosponsored by Representatives: CONOVER of Oakland, FAIRCLOTH of Bangor, PINGREE of North Haven, PRIEST of Brunswick, TREAT of Hallowell) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

Resolve, Directing the Department of Health and Human Services To Adopt Rules Governing the Use of Lakes by Licensed Child Care Facilities (EMERGENCY) (H.P. 1417) (L.D. 2033) (Sponsored by Representative SAVIELLO of Wilton) (Cosponsored by Representatives: BRYANT of Windham, GILES of Belfast, KNIGHT of Livermore Falls, PLUMMER of Windham, STRANG BURGESS of Cumberland, TARDY of Newport, Senators: DIAMOND of Cumberland, SHERMAN of Aroostook) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

Bill "An Act To Prohibit the Sale of Energy Drinks to Minors" (H.P. 1418) (L.D. 2034) (Sponsored by Representative JACKSON of Allagash) (Cosponsored by Senator MARRACHÉ of Kennebec and Representatives: BRAUTIGAM of Falmouth, FAIRCLOTH of Bangor, PINGREE of North Haven, Senators: President EDMONDS of Cumberland, MARTIN of Aroostook, MITCHELL of Kennebec) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

Bill "An Act To Clarify the Laws Governing the Inspection of Medical Facilities" (H.P. 1419) (L.D. 2035) (Sponsored by Representative MILLS of Farmington) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

Bill "An Act To Prohibit Hospitals from Charging for Treatment To Correct Medical Mistakes" (H.P. 1428) (L.D. 2044) (Sponsored by Representative CROCKETT of Augusta) (Cosponsored by Representative BRAUTIGAM of Falmouth, Senator BARTLETT of Cumberland and Representatives: BLISS of South Portland, CANAVAN of Waterville, CONOVER of Oakland, FAIRCLOTH of Bangor, HASKELL of Portland, PERRY of Calais, PINGREE of North Haven, TREAT of Hallowell) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

Resolve, To Create the Blue Ribbon Commission To Study the Future of Home-based and Community-based Care (EMERGENCY) (H.P. 1436) (L.D. 2052) (Sponsored by Representative CRAVEN of Lewiston) (Cosponsored by Senator BRANNIGAN of Cumberland and Representatives: CAIN of Orono, CANAVAN of Waterville, FAIRCLOTH of Bangor, MILLER of Somerville, PINGREE of North Haven, RAND of Portland, WAGNER of Lewiston, WEBSTER of Freeport) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

Bill "An Act To Ensure That Children's Toys and Products Are Free of Lead" (H.P. 1437) (L.D. 2053) (Sponsored by Representative CONOVER of Oakland) (Cosponsored by Representative PINGREE of North Haven, Senator DOW of Lincoln and Representatives: BRAUTIGAM of Falmouth,

BRYANT of Windham, CONNOR of Kennebunk, HINCK of Portland, KOFFMAN of Bar Harbor, MILLER of Somerville, PERRY of Calais, TREAT of Hallowell) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

Bill "An Act To Encourage Access to Respite Care Services for Maine Families with Behavioral Health Needs" (EMERGENCY) (H.P. 1438) (L.D. 2054) (Sponsored by Representative CRAVEN of Lewiston) (Cosponsored by Senator BRANNIGAN of Cumberland and Representatives: CAIN of Orono, CANAVAN of Waterville, FAIRCLOTH of Bangor, MILLER of Somerville, PINGREE of North Haven, RAND of Portland, WAGNER of Lewiston, WEBSTER of Freeport) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

Resolve, To Preserve Access to Assisted Living Services for Maine's Elderly and Disabled Citizens (EMERGENCY) (H.P. 1447) (L.D. 2063) (Sponsored by Representative CAMPBELL of Newfield) (Cosponsored by Senator MARTIN of Aroostook and Representatives: CONNOR of Kennebunk, Speaker CUMMINGS of Portland, GILES of Belfast, KOFFMAN of Bar Harbor, MILLER of Somerville, MILLETT of Waterford, Senators: MITCHELL of Kennebec, NASS of York) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

Bill "An Act To Amend the Provisions of the Homeless Youth Program" (H.P. 1448) (L.D. 2064) (Sponsored by Representative PERRY of Calais) (Cosponsored by Senator ROSEN of Hancock and Representative: MILLS of Farmington) (Submitted by the Department of Health and Human Services pursuant to Joint Rule 204.)

#### **Inland Fisheries and Wildlife**

Bill "An Act To Amend the Laws Governing the Whitewater Rafting Allocation System" (H.P. 1415) (L.D. 2031) (Sponsored by Representative PRATT of Eddington) (Cosponsored by Representative: CARTER of Bethel) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

Bill "An Act To Enact Guidelines for the Operation of Motorboats by Minors" (H.P. 1429) (L.D. 2045) (Sponsored by Representative SYKES of Harrison) (Cosponsored by Representative: GERZOFKY of Brunswick) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

Bill "An Act To Clarify the Filing Requirements for Noncommercial Whitewater Rafting Organizations" (H.P. 1449) (L.D. 2065) (Sponsored by Representative MILLETT of Waterford) (Cosponsored by Senator HASTINGS of Oxford and Representatives: HAMPER of Oxford, HAYES of Buckfield) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

Bill "An Act To Require Boating Safety Education" (EMERGENCY) (H.P. 1451) (L.D. 2067) (Sponsored by Representative WATSON of Bath) (Cosponsored by Representatives: BRYANT of Windham, SYKES of Harrison, Senator PERRY of Penobscot and Representatives: DUCHESNE of Hudson, FAIRCLOTH of Bangor, JACKSON of Allagash, PRATT of Eddington, WHEELER of Kittery, Senator: DAMON of Hancock) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

#### **Insurance and Financial Services**

Bill "An Act To Clarify the Laws Governing the Extension of Health Care Coverage to Dependents" (H.P. 1450) (L.D. 2066) (Sponsored by Representative BARSTOW of Gorham) (Cosponsored by Representatives: BLISS of South Portland, BRAUTIGAM of Falmouth, FAIRCLOTH of Bangor) (Approved for

introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

#### **Judiciary**

Bill "An Act To Extend the Application of Certain Rebuttable Presumptions in the Child Protection Laws" (H.P. 1397) (L.D. 2013) (Sponsored by Representative SIMPSON of Auburn) (Cosponsored by Senator NUTTING of Androscoggin and Representative: MILLS of Farmington) (Submitted by the Department of Health and Human Services pursuant to Joint Rule 204.)

Bill "An Act To Clarify Governmental Liability with Respect to Transfer Stations" (H.P. 1420) (L.D. 2036) (Sponsored by Representative MILLS of Farmington) (Cosponsored by Representative: SIMPSON of Auburn, Senator: HOBBS of York) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

Bill "An Act To Provide Support for At-risk Youth" (H.P. 1421) (L.D. 2037) (Sponsored by Representative PERRY of Calais) (Cosponsored by Senator BRANNIGAN of Cumberland and Representatives: CONOVER of Oakland, FAIRCLOTH of Bangor, PINGREE of North Haven, PRIEST of Brunswick) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

Bill "An Act To Shield Journalists' Confidential Sources" (EMERGENCY) (H.P. 1431) (L.D. 2047) (Sponsored by Representative HINCK of Portland) (Cosponsored by Representatives: BRAUTIGAM of Falmouth, CONOVER of Oakland, DILL of Cape Elizabeth, HARLOW of Portland, WATSON of Bath, Senators: DAMON of Hancock, HOBBS of York) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

#### **Labor**

Bill "An Act To Improve the Elections Process under the Maine Labor Relations Board Laws" (H.P. 1439) (L.D. 2055) (Sponsored by Speaker CUMMINGS of Portland) (Cosponsored by President EDMONDS of Cumberland and Representatives: CAIN of Orono, CANAVAN of Waterville, CROCKETT of Augusta, Senator: MITCHELL of Kennebec) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

#### **Legal and Veterans Affairs**

Bill "An Act To Ensure Integrity in Financing Publicly Funded Campaigns" (H.P. 1399) (L.D. 2015) (Sponsored by Representative MILLS of Farmington) (Cosponsored by Representatives: CANAVAN of Waterville, FAIRCLOTH of Bangor, PATRICK of Rumford, PIOTTI of Unity, TREAT of Hallowell, Senator: MITCHELL of Kennebec) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

Bill "An Act To Amend the Laws Governing Lobbyist Disclosure" (H.P. 1452) (L.D. 2068) (Sponsored by Representative PATRICK of Rumford) (Cosponsored by Senator MARRACHÉ of Kennebec) (Submitted by the Commission on Governmental Ethics and Election Practices pursuant to Joint Rule 204.)

Bill "An Act To Update Department of Defense, Veterans and Emergency Management Laws" (H.P. 1453) (L.D. 2069) (Sponsored by Representative COTTA of China) (Cosponsored by Senator SCHNEIDER of Penobscot and Representatives: GERZOFKY of Brunswick, PATRICK of Rumford) (Submitted by the Department of Defense, Veterans and Emergency Management pursuant to Joint Rule 204.)

Bill "An Act To Improve the Campaign Finance Laws and Their Administration" (H.P. 1454) (L.D. 2070) (Sponsored by Representative PATRICK of Rumford) (Cosponsored by Senator MARRACHÉ of Kennebec) (Submitted by the Commission on



Governmental Ethics and Election Practices pursuant to Joint Rule 204.)

#### **Marine Resources**

Bill "An Act To Facilitate the Timely Reopening of Closed Clam Flats" (H.P. 1422) (L.D. 2038) (Sponsored by Representative GERZOFISKY of Brunswick) (Cosponsored by President EDMONDS of Cumberland and Representatives: BLISS of South Portland, EATON of Sullivan, HILL of York, MacDONALD of Boothbay, MAZUREK of Rockland, PERCY of Phippsburg, PIEH of Bremen, PINGREE of North Haven, WEBSTER of Freeport, Senator: BENOIT of Sagadahoc) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

Resolve, To Protect Public Health and Promote a Healthy Soft-shell Clam Industry (H.P. 1423) (L.D. 2039) (Sponsored by Representative GERZOFISKY of Brunswick) (Cosponsored by President EDMONDS of Cumberland and Representatives: EATON of Sullivan, HILL of York, MacDONALD of Boothbay, MAZUREK of Rockland, PERCY of Phippsburg, PIEH of Bremen, PINGREE of North Haven, WEBSTER of Freeport) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

Bill "An Act To Amend Maine's Scallop Laws" (H.P. 1455) (L.D. 2071) (Sponsored by Representative PERCY of Phippsburg) (Submitted by the Department of Marine Resources pursuant to Joint Rule 204.)

#### **Natural Resources**

Resolve, Regarding Legislative Review of Portions of Chapter 150: Control of Emissions from Outdoor Wood Boilers, a Major Substantive Rule of the Department of Environmental Protection, Bureau of Air Quality Control (EMERGENCY) (H.P. 1393) (L.D. 2009) (Submitted by the Department of Environmental Protection pursuant to the Maine Revised Statutes, Title 5, section 8072.)

Bill "An Act To Safeguard Imperiled or Critically Imperiled Natural Communities within Protected Natural Resources" (H.P. 1400) (L.D. 2016) (Sponsored by Representative PERCY of Phippsburg) (Cosponsored by Senator MARTIN of Aroostook and Representatives: DUCHESNE of Hudson, KOFFMAN of Bar Harbor, SAVIELLO of Wilton, WATSON of Bath, Senators: DAMON of Hancock, ROSEN of Hancock) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

Bill "An Act To Provide for Enforcement of the Office Paper Recycling Program" (H.P. 1401) (L.D. 2017) (Sponsored by Representative WAGNER of Lewiston) (Cosponsored by Senator BARTLETT of Cumberland and Representatives: BABBIDGE of Kennebunk, CRAVEN of Lewiston, DUCHESNE of Hudson, EBERLE of South Portland, KOFFMAN of Bar Harbor, MAKAS of Lewiston, MIRAMANT of Camden, Senator: SCHNEIDER of Penobscot) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

Bill "An Act To Require the Accurate Designation of Floodplain Areas" (H.P. 1402) (L.D. 2018) (Sponsored by Representative HILL of York) (Cosponsored by Senator MARTIN of Aroostook and Representatives: EBERLE of South Portland, GERZOFISKY of Brunswick, KOFFMAN of Bar Harbor, MIRAMANT of Camden, Senator: BARTLETT of Cumberland) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

Bill "An Act Concerning Certain Excavations" (H.P. 1430) (L.D. 2046) (Sponsored by Representative FLOOD of Winthrop) (Cosponsored by Senator RAYE of Washington and Representatives: GILES of Belfast, SAVIELLO of Wilton) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

Bill "An Act To Protect Children's Health and the Environment from Toxic Chemicals in Toys and Children's Products" (H.P. 1432) (L.D. 2048) (Sponsored by Representative PINGREE of North Haven) (Cosponsored by Senator DOW of Lincoln and Representatives: BRAUTIGAM of Falmouth, CONOVER of Oakland, Speaker CUMMINGS of Portland, HINCK of Portland, PERRY of Calais, TREAT of Hallowell, Senators: President EDMONDS of Cumberland, MARTIN of Aroostook) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

Bill "An Act To Conserve Gasoline and Preserve Clean Air" (H.P. 1440) (L.D. 2056) (Sponsored by Representative HINCK of Portland) (Cosponsored by Representatives: BERRY of Bowdoinham, CONOVER of Oakland, Speaker CUMMINGS of Portland, DILL of Cape Elizabeth, FAIRCLOTH of Bangor, FITTS of Pittsfield, KOFFMAN of Bar Harbor, Senator: BARTLETT of Cumberland) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

Bill "An Act To Conform the Laws Governing Underground Oil Storage Tanks to the Requirements of the Federal Energy Policy Act" (H.P. 1456) (L.D. 2072) (Sponsored by Representative KOFFMAN of Bar Harbor) (Cosponsored by Senator BARTLETT of Cumberland and Representatives: BLISS of South Portland, DUCHESNE of Hudson, EBERLE of South Portland, HILL of York) (Submitted by the Department of Environmental Protection pursuant to Joint Rule 204.)

Bill "An Act To Prevent Contamination of Drinking Water Supplies" (H.P. 1457) (L.D. 2073) (Sponsored by Representative DUCHESNE of Hudson) (Cosponsored by Senator BARTLETT of Cumberland and Representatives: EBERLE of South Portland, HILL of York, KOFFMAN of Bar Harbor, McDONOUGH of Scarborough, WAGNER of Lewiston) (Submitted by the Department of Environmental Protection pursuant to Joint Rule 204.)

#### **State and Local Government**

Bill "An Act To Amend the Laws Governing the Granting of Disability Variances from the Zoning Laws" (H.P. 1404) (L.D. 2020) (Sponsored by Representative CASAVANT of Biddeford) (Cosponsored by Senator HOBBS of York and Representatives: BEAUDETTE of Biddeford, BEAUDOIN of Biddeford, BRYANT of Windham, DUNN of Bangor, FAIRCLOTH of Bangor, MacDONALD of Boothbay, SAMSON of Auburn, Senator: HASTINGS of Oxford) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

Bill "An Act To Amend the Conflict of Interest Laws for Notaries Public" (H.P. 1441) (L.D. 2057) (Sponsored by Representative BARSTOW of Gorham) (Cosponsored by Senator SCHNEIDER of Penobscot and Representatives: Speaker CUMMINGS of Portland, MILLS of Farmington, TARDY of Newport, Senator: PERRY of Penobscot) (Submitted by the Secretary of State pursuant to Joint Rule 204.)

Resolve, Authorizing the President of the Maine Community College System To Sell 2 Parcels of Real Property in South Portland (H.P. 1442) (L.D. 2058) (Sponsored by Representative EBERLE of South Portland) (Cosponsored by Representatives: BLISS of South Portland, MARLEY of Portland, Senator: BROMLEY of Cumberland) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

#### **Taxation**

Bill "An Act To Continue the Maine Military Family Relief Fund Voluntary Checkoff" (H.P. 1405) (L.D. 2021) (Sponsored by Representative FISCHER of Presque Isle) (Cosponsored by Senator SCHNEIDER of Penobscot and Representatives: GERZOFISKY of Brunswick, PATRICK of Rumford) (Submitted by

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

Bill "An Act To Provide Tax Treatment Consistency for Limited Liability and S Corporations" (EMERGENCY) (H.P. 1433) (L.D. 2049) (Sponsored by Representative BRAUTIGAM of Falmouth) (Cosponsored by Senator PERRY of Penobscot and Representatives: Speaker CUMMINGS of Portland, DILL of Cape Elizabeth, HILL of York, PILON of Saco, PIOTTI of Unity, SAMSON of Auburn, Senators: BOWMAN of York, HOBBS of York) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

Bill "An Act To Establish a Wellness Tax Credit" (H.P. 1443) (L.D. 2059) (Sponsored by Representative GILES of Belfast) (Cosponsored by Senator TURNER of Cumberland and Representatives: COTTA of China, FLOOD of Winthrop, RECTOR of Thomaston, SAVIELLO of Wilton, STRANG BURGESS of Cumberland, WEBSTER of Freeport, Senators: BENOIT of Sagadahoc, NUTTING of Androscoggin) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

Bill "An Act To Reestablish Fairness in Corporate Taxation by Taxing Real Estate Investment Trusts" (EMERGENCY) (H.P. 1458) (L.D. 2074) (Sponsored by Representative DUCHESNE of Hudson) (Cosponsored by Senator PERRY of Penobscot and Representatives: BERRY of Bowdoinham, EBERLE of South Portland, PILON of Saco, PINGREE of North Haven, PIOTTI of Unity, WATSON of Bath) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

#### Transportation

Bill "An Act To Implement the Recommendations of the Governor's Task Force on Passenger Rail Funding" (H.P. 1403) (L.D. 2019) (Sponsored by Representative MARLEY of Portland) (Cosponsored by President EDMONDS of Cumberland and Representatives: CRAVEN of Lewiston, EBERLE of South Portland, HILL of York, HOGAN of Old Orchard Beach, MAZUREK of Rockland, PATRICK of Rumford, Senators: DAMON of Hancock, TURNER of Cumberland) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

Bill "An Act To Designate Certain Rules of the Bureau of State Police as Major Substantive Rules" (H.P. 1406) (L.D. 2022) (Sponsored by Representative BROWNE of Vassalboro) (Cosponsored by Senator McCORMICK of Kennebec and Representatives: CHASE of Wells, JACKSON of Allagash, MAZUREK of Rockland, McLEOD of Lee, SAVIELLO of Wilton, THOMAS of Ripley, Senators: DIAMOND of Cumberland, SHERMAN of Aroostook) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

Bill "An Act To Ban the Use of Liquid Calcium Chloride on Roads" (H.P. 1424) (L.D. 2040) (Sponsored by Representative MIRAMANT of Camden) (Cosponsored by Representatives: MARLEY of Portland, SCHATZ of Blue Hill, WEDDELL of Frankfort, Senator MARRACHÉ of Kennebec and Representatives: ANNIS of Dover-Foxcroft, CONNOR of Kennebunk, DUCHESNE of Hudson, EBERLE of South Portland, MacDONALD of Boothbay, PATRICK of Rumford, WAGNER of Lewiston, Senator: MITCHELL of Kennebec) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

Bill "An Act To Amend Motor Vehicle Laws" (H.P. 1459) (L.D. 2075) (Sponsored by Representative MARLEY of Portland) (Cosponsored by Senator DAMON of Hancock and Representatives: FISHER of Brewer, HOGAN of Old Orchard Beach, MAZUREK of Rockland, MILLS of Farmington, TARDY of Newport, THERIAULT of Madawaska, Senator: PERRY of

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

#### Utilities and Energy

Bill "An Act To Decrease Energy Costs on Swans Island and Frenchboro" (EMERGENCY) (H.P. 1425) (L.D. 2041) (Sponsored by Representative PINGREE of North Haven) (Cosponsored by Senator DAMON of Hancock and Representatives: BERRY of Bowdoinham, BLANCHARD of Old Town, BLISS of South Portland, Speaker CUMMINGS of Portland, FITTS of Pittsfield, KOFFMAN of Bar Harbor, MILLS of Farmington, Senator: BARTLETT of Cumberland) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

Bill "An Act To Protect Maine Consumers of Electricity" (H.P. 1434) (L.D. 2050) (Sponsored by Representative PINGREE of North Haven) (Cosponsored by Senator BARTLETT of Cumberland and Representatives: BERRY of Bowdoinham, BRAUTIGAM of Falmouth, Speaker CUMMINGS of Portland, HINCK of Portland, MILLS of Farmington, Senators: President EDMONDS of Cumberland, HOBBS of York, MARTIN of Aroostook) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

Bill "An Act To Create Consistency in the Authority of the Public Utilities Commission To Provide Tariff Exemptions" (H.P. 1444) (L.D. 2060) (Sponsored by Representative BLISS of South Portland) (Cosponsored by Senator BARTLETT of Cumberland) (Submitted by the Public Utilities Commission pursuant to Joint Rule 204.)

Bill "An Act To Clarify the Qualifications of Installers under the Solar Energy Rebate Program" (EMERGENCY) (H.P. 1445) (L.D. 2061) (Sponsored by Representative MILLER of Somerville) (Cosponsored by Representatives: BLANCHARD of Old Town, BLISS of South Portland, FAIRCLOTH of Bangor, MacDONALD of Boothbay) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

Bill "An Act To Amend the Charter of the Norway Water District" (EMERGENCY) (H.P. 1460) (L.D. 2076) (Sponsored by Representative MILLETT of Waterford) (Cosponsored by Senator HASTINGS of Oxford and Representatives: HAMPER of Oxford, HAYES of Buckfield) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.)

Sincerely,

S/Millicent M. MacFarland

Clerk of the House

S/Joy J. O'Brien

Secretary of the Senate

**READ and ORDERED PLACED ON FILE.**

Sent for concurrence.

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The Following Communication: (S.C. 513)

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

September 20, 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 the following nominations:

Upon the recommendation of the Committee on Business, Research and Economic Development, the nomination of Brent Cross of Bangor for appointment to the Finance Authority of

Maine.

Upon the recommendation of the Committee on Business, Research and Economic Development, the nomination of Terry MacTaggart of Hampden for appointment to the Finance Authority of Maine.

Upon the recommendation of the Committee on Business, Research and Economic Development, the nomination of Patrick O. Murphy of Portland for appointment to the Finance Authority of Maine.

Upon the recommendation of the Committee on Business, Research and Economic Development, the nomination of Susan B. Snowden of Scarborough for appointment to the Finance Authority of Maine.

Upon the recommendation of the Committee on Business, Research and Economic Development, the nomination of Shepard Lee of Cape Elizabeth for appointment to the Midcoast Regional Redevelopment Authority Board of Directors.

Upon the recommendation of the Committee on Business, Research and Economic Development, the nomination of Honorable Arthur F. Mayo III of Bath for appointment to the Midcoast Regional Redevelopment Authority Board of Directors.

Upon the recommendation of the Committee on Business, Research and Economic Development, the nomination of John Moncure of Harpswell for appointment to the Midcoast Regional Redevelopment Authority Board of Directors.

Upon the recommendation of the Committee on Business, Research and Economic Development, the nomination of Jennifer Stowell-Norris of Rumford for appointment to the Midcoast Regional Redevelopment Authority Board of Directors.

Upon the recommendation of the Committee on Business, Research and Economic Development, the nomination of Stephanie B. Slocum of Harpswell for appointment to the Midcoast Regional Redevelopment Authority Board of Directors.

Upon the recommendation of the Committee on Business, Research and Economic Development, the nomination of Charles J. Spies III of Topsham for appointment to the Midcoast Regional Redevelopment Authority Board of Directors.

Upon the recommendation of the Committee on Business, Research and Economic Development, the nomination of Dana Totman of Brunswick for appointment to the Midcoast Regional Redevelopment Authority Board of Directors.

Upon the recommendation of the Committee on Business, Research and Economic Development, the nomination of Martin L. Wilk of Brunswick for appointment to the Midcoast Regional Redevelopment Authority Board of Directors.

Upon the recommendation of the Committee on Business, Research and Economic Development, the nomination of Elizabeth Mahoney of Cumberland for appointment to the Maine State Housing Authority.

Upon the recommendation of the Committee on Business, Research and Economic Development, the nomination of Timothy M. O'Neil of South Portland for appointment to the Maine State Housing Authority.

Upon the recommendation of the Committee on Business, Research and Economic Development, the nomination of Honorable Barbara M. Trafton of Auburn for appointment to the Maine State Housing Authority.

Upon the recommendation of the Committee on Education and Cultural Affairs, the nomination of Mary Lou Cormier of Castine for appointment to the Maine Maritime Board of Trustees.

Upon the recommendation of the Committee on Education and Cultural Affairs, the nomination of Richard J. Grosh of Brooklin for reappointment to the Maine Maritime Board of Trustees.

Upon the recommendation of the Committee on Education and Cultural Affairs, the nomination of Anne Marie Samway of

Hampton Falls, New Hampshire and Northport, Maine for appointment to the Maine Maritime Academy Board of Trustees.

Upon the recommendation of the Committee on Education and Cultural Affairs, the nomination of Norman L. Fournier of Wallagrass for appointment to the University of Maine System, Board of Trustees.

Upon the recommendation of the Committee on Education and Cultural Affairs, the nomination of Tamera L. Grieshaber of Auburn for appointment to the University of Maine System, Board of Trustees.

Upon the recommendation of the Committee on Education and Cultural Affairs, the nomination of Krisandra A. Horn of Sweden for appointment to the University of Maine System, Board of Trustees.

Upon the recommendation of the Committee on Education and Cultural Affairs, the nomination of Lyndel J. Wishcamper of Freeport for reappointment to the University of Maine System, Board of Trustees.

Upon the recommendation of the Committee on Education and Cultural Affairs, the nomination of James A. Banks, Sr. of Portland for appointment to the State Board of Education.

Upon the recommendation of the Committee on Education and Cultural Affairs, the nomination of Honorable Mabel J. Desmond of Mapleton for appointment to the State Board of Education.

Upon the recommendation of the Committee on Education and Cultural Affairs, the nomination of Honorable Constance Goldman of Cape Elizabeth for appointment to the State Board of Education.

Upon the recommendation of the Committee on Education and Cultural Affairs, the nomination of Marilyn Temple Tardy of Palmyra for appointment to the State Board of Education.

Upon the recommendation of the Committee on Insurance and Financial Services, the nomination of Mary E. McAleney of South Portland for appointment to the Dirigo Health Board of Directors.

Upon the recommendation of the Committee on Insurance and Financial Services, the nomination of Mary Anne Turowski of Newburgh for appointment to the Dirigo Health Board of Directors.

Upon the recommendation of the Committee on Judiciary, the nomination of Richard W. Mulhern of Falmouth for appointment as District Court Judge.

Upon the recommendation of the Committee on Judiciary, the nomination of Honorable Patricia G. Worth of Belfast for reappointment as District Court Judge.

Upon the recommendation of the Committee on Judiciary, the nomination of M. Michaela Murphy of Waterville for appointment as Superior Court Justice.

Upon the recommendation of the Committee on Judiciary, the nomination of Honorable John C. Nivison of Winslow for appointment as Superior Court Justice.

Upon the recommendation of the Committee on Judiciary, the nomination of Honorable S. Kirk Studstrup of Augusta for appointment as Active-Retired Superior Court Justice.

Upon the recommendation of the Committee on Judiciary, the nomination of Honorable Ellen A. Gorman of Freeport for appointment to the Supreme Judicial Court.

Upon the recommendation of the Committee on Judiciary, the nomination of Joseph A. Perry of Searsport for appointment to the Maine Human Rights Commission.

Upon the recommendation of the Committee on Legal and Veterans Affairs, the nomination of Honorable Francis C. Marsano of Belfast for appointment to the Commission on Governmental Ethics and Election Practices.

Upon the recommendation of the Committee on Legal and Veterans Affairs, the nomination of Honorable Edward M.

Youngblood of Bangor for appointment to the Commission on Governmental Ethics and Election Practices.

Sincerely,

S/Joy J. O'Brien

Secretary of the Senate

**READ and ORDERED PLACED ON FILE.**

At this point, pursuant to his authority under House Rule 201, the Chair addressed the House.

Speaker **CUMMINGS**: Pursuant to House Rule 201, it is my honor as Speaker to address the Maine House of Representatives.

First of all, I would like to say how impressed I am with how well we have come together today in honor of our five new members. It is my honor to welcome all of you back, but it is a particular honor to invite five, unprecedented number of new Representatives among us. They will bring vitality and life, new ideas and idealism that most of us still hold, but has taken a few dings, and they will bring it to a new level of enthusiasm and infusion of good things and I think that is wonderful. I want to say to them, and I do not think I am alone in saying this to them, that it has been one of my best decisions of my life to represent part of the Maine people here in the Maine Legislature; I hope you find it the same way.

I will be brief today for a couple of reasons, but I do think it is important that we say a few words on behalf of where we have been and where we are going. I will be brief, in part, because I had another humiliating experience this early fall when I went to a parent-teacher conference, parent's night, at King Middle School—some of you have heard of King Middle School; Fox News has held it up as a model for the rest of the nation—and we had gone to this parent conference, or parent assembly, and a friend of mine came running up to me and said "Hey, guess what?" I said, "What?" He said, "You know, as you were driving in I said to the person I was talking to "Oh great, the Speaker's here." ' This woman looked at me and said, "Oh God, we have a speaker?" It kind of put my ego right in the right perspective, so I will just say a few words today, but I hope that they are helpful in guiding us through the terrain ahead.

I am going to begin by telling you about, I think, one of the few near death experiences that I ever had: I was in South Africa by myself in the mid-1980's, I was about 25 years old and I had set up this as basically a stay through Botswana, Lesotho and South Africa, where I just wanted to see what it was like. I was staying for a week or two on an Afrikaner's farm—Afrikaners are South Africans of Belgian descent, Dutch descent—and I was staying with them on a farm. We were coming back after taking a tour of the farm and we were about to go inside his living room, inside his office/living room that was carpeted, and as he stepped inside he stepped back quickly, kind of pushed me back and said "Wait here, I will be right back." He comes back and he comes back with a gun, a rifle, and he slowly opens the door—this is a true story—and he shoots the largest snake I have ever seen: It is about the size of my Honda, not as big as Josh's Escalade, but as big as my Honda. He shoots it, a perfect shot, and puts about a 3-inch scar in his carpet. I, suddenly brave, walk in to see this snake because I want to see it. He said, "Watch out! They come in twos!" and I leapt practically back into his arms. I would say to you that the Maine Legislature in its session comes in twos. We have to be very careful as we proceed not to think that we have done all of our good work, because we have done great work, but we have more to do.

I want to say to you that as we proceed over the new few months together, I think it is time for us to remember who we are

and how impressive we have been. I have to tell you that you are in a body where you have done things that no one expected you to do. After two or three sessions of really hard-fought, partisan battles, people said there is no way you are ever going to get a two-thirds budget, especially if you throw school consolidation in there, you will never get enough agreement and you did it. And it would be impossible to get much agreement to bring one of the largest bond packages to Maine people in Maine's history, hopefully helping our research and development and our higher education and all of the things that we believe in for safety on our roads and bridges; you will never be able to do it if you do a bond package, it will be weak, it will be tiny and it will be reflective of fear, not courage, and you said no way. We said with bipartisan votes, with people on both sides of the aisle, people said that we have been begging for tax reform for 40 years in our antiquated, outmoded, terrible tax system and darn, you guys in the House passed it. You said to yourselves that there is no way that we would be able to be a model for the nation against the theft of home equity and predatory lending, or against Decca, one of the most hazardous chemicals still in many of our pieces of furniture and our carpets. You said there was no way that we would be able to create a regional greenhouse gas initiative that would be a model for the rest of the nation, and in a bipartisan way, you did it; it was outstanding.

But actually, the secret is not that. What is so impressive about the way that we did it is that you did it without a lot of showmanship, without a lot of partisanship. The most contentious issues that you decided to debate here was baitfish and bunnies. You said the big issues are too important for us to squabble over; we are not going to squabble over them. You were show horses, not; and you were workhorses, yes. You went to work in your committees, you rolled up your sleeves, and you said what can we get done together and we will do it. I have to say no message could have been better to the Maine people. I have walked around the state on a few occasions over the last six to eight months, and they have said to us "Thank you for working together, thank you for getting things done and we appreciate your hard work in doing so."

So when we look ahead at what we have for a path in front of us and where we are about to go, all you have to remember is what is already in your knapsack: You already have to remember that you have the tools. You have to remember what is in your heart and what is in your attitude; you already have it. We can take on whatever we have in front of us, but let us reject the notion that we were sent here for only one year. Let us reject the notion that we are here simply to fill a budget hole and go home, because Maine people have not expected you to roll over and do nothing. They are asking you today to standup and be leaders, find a way to build prosperity for my children, find a way to find hope in our higher education systems, hold yourself accountable to high ethics, do something in the high and difficult issues of healthcare and taxation, do not go to sleep. You have been leaders; you cannot stop from being leaders. It is before us to do good things and we are sent here with now a record of being battletested in the war on good public policy, for good public policy, and you have been tested and tried and you are veterans and you are successful and now infused with some new, enthusiastic recruits; I think we are in a better position than ever to be successful.

I think the same guiding spirit that we invoked last year when we discussed one of the greatest Republicans of all time, Abe Lincoln, and when we discussed and we talked about one of the greatest Democrats of all time, FDR, and we said let's hold together those twin values of self determination and compassion, reflected not as two parties but as one, and you lived up to that

beyond all of our expectations, or ourselves and others. So as we move forward today and whatever challenges we have in front of us, it should not be a question of whether we are capable of handling it; you have already proven that you are. I look forward to working with you and solving more and more of the state's issues, setting a course for prosperity and continuing to lead. Thank you.

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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:

**APPROPRIATIONS AND FINANCIAL AFFAIRS**

Bill "An Act To Increase the State Subsidy for Adult Education within the Department of Education" (EMERGENCY)

(H.P. 1463) (L.D. 2077)

Sponsored by Representative CROCKETT of Augusta.  
 Cosponsored by Senator MARTIN of Aroostook and Representatives: BLANCHARD of Old Town, BRIGGS of Mexico, CAIN of Orono, MILLS of Farmington, TREAT of Hallowell, Senators: President EDMONDS of Cumberland, MITCHELL of Kennebec, ROTUNDO of Androscoggin.  
 Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.

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**BUSINESS, RESEARCH AND ECONOMIC DEVELOPMENT**

Resolve, To Determine Methods of Securing a Trained Laboratory Workforce for Maine

(H.P. 1464) (L.D. 2078)

Sponsored by Representative PENDLETON of Scarborough.  
 Cosponsored by Senator DIAMOND of Cumberland and Representatives: AYOTTE of Caswell, BRYANT of Windham, Speaker CUMMINGS of Portland, FLETCHER of Winslow, MAKAS of Lewiston, McDONOUGH of Scarborough, RICHARDSON of Carmel, Senator: MITCHELL of Kennebec.  
 Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.

Bill "An Act To Require That Sellers of Scrap Metal Provide Identification"

(H.P. 1500) (L.D. 2120)

Sponsored by Representative McFADDEN of Dennysville.  
 Cosponsored by Representative KOFFMAN of Bar Harbor, Senator RAYE of Washington and Representatives: BROWNE of Vassalboro, CRAY of Palmyra, EDGECOMB of Caribou, McDONOUGH of Scarborough, SCHATZ of Blue Hill, SUTHERLAND of Chapman, Senator: SHERMAN of Aroostook.  
 Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.

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**CRIMINAL JUSTICE AND PUBLIC SAFETY**

Bill "An Act To Strengthen the Crime of Visual Sexual Aggression against a Child"

(H.P. 1465) (L.D. 2079)

Sponsored by Representative HILL of York.  
 Cosponsored by Senator DIAMOND of Cumberland and Representatives: FAIRCLOTH of Bangor, GERZOFKY of Brunswick, HANLEY of Gardiner, HASKELL of Portland.  
 Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.

Bill "An Act To Better Coordinate and Reduce the Cost of the Delivery of State and County Correctional Services"

(H.P. 1466) (L.D. 2080)

Sponsored by Representative CROCKETT of Augusta.  
 Cosponsored by Senator MITCHELL of Kennebec and Representatives: AYOTTE of Caswell, BABBIDGE of Kennebec, BEAUDETTE of Biddeford, BEAUDOIN of Biddeford, BLANCHARD of Old Town, BRAUTIGAM of Falmouth, BRIGGS of Mexico, BROWNE of Vassalboro, BRYANT of Windham, CANAVAN of Waterville, CHASE of Wells, CLEARY of Houlton, CONNOR of Kennebec, COTTA of China, CROSTHWAITE of Ellsworth, Speaker CUMMINGS of Portland, DRISCOLL of Westbrook, DUCHESNE of Hudson, EATON of Sullivan, EBERLE of South Portland, FISHER of Brewer, GILES of Belfast, GOULD of South Berwick, JACKSON of Allagash, KOFFMAN of Bar Harbor, MAKAS of Lewiston, MILLER of Somerville, MILLS of Farmington, MIRAMANT of Camden, NASS of Acton, PATRICK of Rumford, PERCY of Phippsburg, PIEH of Bremen, PINGREE of North Haven, PLUMMER of Windham, PRATT of Eddington, RAND of Portland, SAMSON of Auburn, SILSBY of Augusta, SMITH of Monmouth, THERIAULT of Madawaska, TRINWARD of Waterville, WEDDELL of Frankfort, Senators: BENOIT of Sagadahoc, BROMLEY of Cumberland, BRYANT of Oxford, COURTNEY of York, DAMON of Hancock, HASTINGS of Oxford, McCORMICK of Kennebec, NASS of York, NUTTING of Androscoggin, ROSEN of Hancock, SCHNEIDER of Penobscot, WESTON of Waldo.

Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.

Bill "An Act To Prohibit the Retail Sale and Distribution of Novelty Lighters" (EMERGENCY)

(H.P. 1467) (L.D. 2081)

Sponsored by Representative SYKES of Harrison.  
 Cosponsored by Representatives: BEAULIEU of Auburn, Speaker CUMMINGS of Portland, GERZOFKY of Brunswick, RECTOR of Thomaston, SARTY of Denmark, TARDY of Newport.  
 Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.

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**EDUCATION AND CULTURAL AFFAIRS**

Bill "An Act To Preserve Successful Historic Neighborhood Schools" (EMERGENCY)

(H.P. 1468) (L.D. 2082)

Sponsored by Representative HINCK of Portland.  
 Cosponsored by Representatives: ADAMS of Portland, Speaker CUMMINGS of Portland, FAIRCLOTH of Bangor, FLOOD of Winthrop, KOFFMAN of Bar Harbor, Senator: BOWMAN of York.  
 Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.

Resolve, To Expand Access to Foreign Language Instruction in Maine Schools (EMERGENCY)

(H.P. 1469) (L.D. 2083)

Sponsored by Representative TREAT of Hallowell.  
 Cosponsored by Representatives: BRAUTIGAM of Falmouth, CROCKETT of Augusta, Speaker CUMMINGS of Portland, JONES of Mount Vernon, MARLEY of Portland, MAZUREK of Rockland, Senator: NUTTING of Androscoggin.  
 Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.

**HEALTH AND HUMAN SERVICES**

Bill "An Act To Protect Vulnerable Children by Allowing the Use of Emergency Medication" (EMERGENCY)

(H.P. 1470) (L.D. 2084)

Sponsored by Representative MILLER of Somerville.

Cosponsored by Senator BRANNIGAN of Cumberland and Representatives: CONNOR of Kennebunk, DRISCOLL of Westbrook, JONES of Mount Vernon, STRANG BURGESS of Cumberland.

Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.

Bill "An Act To Protect Children from Secondhand Smoke"

(H.P. 1471) (L.D. 2085)

Sponsored by Representative BLANCHETTE of Bangor.

Cosponsored by Representatives: BRIGGS of Mexico, Speaker CUMMINGS of Portland.

Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.

Resolve, To Require the Department of Health and Human Services To Provide Appropriate Cost-of-living Adjustments for Certain Assisted Housing and Medical and Remedial Private Nonmedical Institutions

(H.P. 1472) (L.D. 2086)

Sponsored by Representative BRYANT of Windham.

Cosponsored by Senator BRYANT of Oxford and Representatives: BEAUDOIN of Biddeford, BRIGGS of Mexico, DRISCOLL of Westbrook, FAIRCLOTH of Bangor, GERZOFISKY of Brunswick, PENDLETON of Scarborough, RAND of Portland, Senator: DAMON of Hancock.

Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.

Bill "An Act To Change the Timing of the Health Care Occupations Report and To Add and Clarify Definitions Relating to Swimming Pools and Spas"

(H.P. 1491) (L.D. 2105)

Sponsored by Representative DRISCOLL of Westbrook.

Cosponsored by Representative: PERRY of Calais.

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

Bill "An Act To Enhance the Newborn Hearing Program"

(H.P. 1492) (L.D. 2106)

Sponsored by Representative MAKAS of Lewiston.

Cosponsored by Senator MARRACHÉ of Kennebec and Representative: JONES of Mount Vernon.

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

Bill "An Act To Establish a Forensic Case Review Panel To Advise the Department of Health and Human Services"

(H.P. 1493) (L.D. 2107)

Sponsored by Representative HASKELL of Portland.

Cosponsored by Senator RAYE of Washington.

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

Resolve, To Adopt Respectful Language in Programs Affecting Developmental Services

(H.P. 1494) (L.D. 2108)

Sponsored by Representative WEBSTER of Freeport.

Cosponsored by Senator BRANNIGAN of Cumberland.

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

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**INLAND FISHERIES AND WILDLIFE**

Resolve, To Study the Feasibility of a Public Dock on Mooselookmeguntic Lake

(H.P. 1473) (L.D. 2087)

Sponsored by Representative CARTER of Bethel.

Cosponsored by Senator BRYANT of Oxford and Representatives: BRIGGS of Mexico, HARLOW of Portland, JACKSON of Allagash, MILLS of Farmington, PATRICK of Rumford.

Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.

Resolve, To Direct the Department of Inland Fisheries and Wildlife To Allow Maine Residents To Register Their Watercraft Online

(H.P. 1474) (L.D. 2088)

Sponsored by Representative DRISCOLL of Westbrook.

Cosponsored by Senator BRYANT of Oxford and Representatives: BRIGGS of Mexico, BRYANT of Windham, JACKSON of Allagash, PATRICK of Rumford, PRATT of Eddington, WHEELER of Kittery, Senator: PERRY of Penobscot.

Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.

Bill "An Act To Allow Certain Assistance to Bear Hunters"

(H.P. 1475) (L.D. 2089)

Sponsored by Representative JACKSON of Allagash.

Cosponsored by Senator BRYANT of Oxford and Representatives: BRAUTIGAM of Falmouth, PATRICK of Rumford, SAVIELLO of Wilton, Senators: MARTIN of Aroostook, PERRY of Penobscot.

Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.

Bill "An Act To Impose a Horsepower Restriction for Boat Motors on Long Lake and Brandy Pond"

(H.P. 1476) (L.D. 2090)

Sponsored by Representative SYKES of Harrison.

Cosponsored by Representative PILON of Saco, Senator HASTINGS of Oxford and Representatives: CEBRA of Naples, GERZOFISKY of Brunswick, ROBINSON of Raymond, SARTY of Denmark.

Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.

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**INSURANCE AND FINANCIAL SERVICES**

Bill "An Act To Protect Life Insurance Consumers"

(H.P. 1477) (L.D. 2091)

Sponsored by Representative BRAUTIGAM of Falmouth.

Cosponsored by Senator SULLIVAN of York and Representatives: BLISS of South Portland, CANAVAN of Waterville, CONOVER of Oakland, CROCKETT of Augusta, JONES of Mount Vernon, TREAT of Hallowell, WAGNER of Lewiston, Senator: BARTLETT of Cumberland.

Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.

Bill "An Act To Amend the Public Works Contractors' Surety Bond Law of 1971"

(H.P. 1478) (L.D. 2092)

Sponsored by Representative HASKELL of Portland.

Cosponsored by Representative CROCKETT of Augusta, Senator BRYANT of Oxford and Representatives: BEAUDETTE of Biddeford, BRYANT of Windham, CAREY of Lewiston, FAIRCLOTH of Bangor, HINCK of Portland.

Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.

Bill "An Act Relating to Insurance Coverage for Colorectal Cancer Early Detection"

(H.P. 1495) (L.D. 2109)

Sponsored by Representative MAZUREK of Rockland.

Cosponsored by Representative SIROIS of Turner, President EDMONDS of Cumberland and Representatives: BLANCHARD of Old Town, EBERLE of South Portland, GERZOFKY of Brunswick, HOGAN of Old Orchard Beach, SIMPSON of Auburn, TREAT of Hallowell, WAGNER of Lewiston, WEBSTER of Freeport.

Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.

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**JUDICIARY**

Bill "An Act To Help Prevent Identity Theft"

(H.P. 1479) (L.D. 2093)

Sponsored by Representative TARDY of Newport.

Cosponsored by President EDMONDS of Cumberland and Representative: RICHARDSON of Warren.

Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.

Bill "An Act To Protect Personally Identifying Information"

(H.P. 1480) (L.D. 2094)

Sponsored by Representative HAYES of Buckfield.

Cosponsored by President EDMONDS of Cumberland.

Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.

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**LABOR**

Bill "An Act To Ensure the Freedom of Family Child Care Providers To Jointly Negotiate with the State"

(H.P. 1481) (L.D. 2095)

Sponsored by Speaker CUMMINGS of Portland.

Cosponsored by President EDMONDS of Cumberland and Representatives: CAIN of Orono, CAREY of Lewiston, CONOVER of Oakland, PINGREE of North Haven, RAND of Portland, SILSBY of Augusta, Senator: MITCHELL of Kennebec.

Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.

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**LEGAL AND VETERANS AFFAIRS**

Bill "An Act To Amend the Election Laws"

(H.P. 1496) (L.D. 2110)

Sponsored by Representative PATRICK of Rumford.

Cosponsored by Senator BRYANT of Oxford.

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

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**STATE AND LOCAL GOVERNMENT**

Bill "An Act To Secure the Sites Necessary for the Statewide Radio and Network System"

(H.P. 1497) (L.D. 2111)

Sponsored by Representative BARSTOW of Gorham.

Cosponsored by Senator SCHNEIDER of Penobscot.

Submitted by the Department of Administrative and Financial Services pursuant to Joint Rule 204.

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Bill "An Act Regarding International Trade Agreements"

(H.P. 1482) (L.D. 2096)

Sponsored by Representative PATRICK of Rumford.

Cosponsored by Senator BRYANT of Oxford and Representatives: BRIGGS of Mexico, BRYANT of Windham, Speaker CUMMINGS of Portland, JACKSON of Allagash, PINGREE of North Haven, THERIAULT of Madawaska, TREAT of Hallowell, Senator: President EDMONDS of Cumberland.

Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.

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

On motion of Representative BARSTOW of Gorham, the Bill was **REFERRED** to the Committee on **STATE AND LOCAL GOVERNMENT** and the Committee on **BUSINESS, RESEARCH AND ECONOMIC DEVELOPMENT**, ordered printed and sent for concurrence.

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**TAXATION**

Bill "An Act To Clarify the Exemption of Retail Sales of Kerosene from the Sales Tax"

(H.P. 1483) (L.D. 2097)

Sponsored by Representative THOMAS of Ripley.

Cosponsored by Senator NASS of York and Representatives: AYOTTE of Caswell, JOHNSON of Greenville, SAVIELLO of Wilton, TARDY of Newport, Senators: DIAMOND of Cumberland, RAYE of Washington, SMITH of Piscataquis.

Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.

Bill "An Act To Prevent and Treat Cancer in Maine by Providing a Source of Funding for a Comprehensive Cancer Prevention Program"

(H.P. 1484) (L.D. 2098)

Sponsored by Representative STRANG BURGESS of Cumberland.

Cosponsored by Senator BENOIT of Sagadahoc and Representatives: CROCKETT of Augusta, FINLEY of Skowhegan, GILES of Belfast, MILLER of Somerville, MUSE of Fryeburg, PATRICK of Rumford, PERCY of Phippsburg, PINGREE of North Haven, SAVIELLO of Wilton, TRINWARD of Waterville, Senators: BARTLETT of Cumberland, President EDMONDS of Cumberland, MARRACHÉ of Kennebec, MITCHELL of Kennebec, NUTTING of Androscoggin.

Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.

Bill "An Act To Provide Property and Excise Tax Relief to Disabled Maine Veterans"

(H.P. 1485) (L.D. 2099)

Sponsored by Representative WHEELER of Kittery.

Cosponsored by Senator BOWMAN of York and Representatives: CAMPBELL of Newfield, FAIRCLOTH of Bangor, FISHER of Brewer, HILL of York, KOFFMAN of Bar Harbor, PINGREE of North Haven, Senators: BRYANT of Oxford, MITCHELL of Kennebec.

Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.

Bill "An Act To Exempt from Gasoline Tax at the Time of Sale Fuel Used for Off-road Commercial Uses"

(H.P. 1486) (L.D. 2100)

Sponsored by Representative CARTER of Bethel.

Cosponsored by Senator BRYANT of Oxford and Representatives: BRIGGS of Mexico, CLEARLY of Houlton, JACKSON of Allagash, PATRICK of Rumford, PIEH of Bremen, SMITH of Monmouth, THERIAULT of Madawaska.

Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.

**TRANSPORTATION**

Resolve, To Change the Name of the South Bridge between Lewiston and Auburn

(H.P. 1487) (L.D. 2101)

Sponsored by Representative WAGNER of Lewiston.  
Cosponsored by Senator ROTUNDO of Androscoggin and Representatives: BEAULIEU of Auburn, CAREY of Lewiston, CRAVEN of Lewiston, FAIRCLOTH of Bangor, MAKAS of Lewiston, SAMSON of Auburn, SIMPSON of Auburn.  
Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.

Bill "An Act To Allow Road Associations To Determine Assessments According to Majority Vote Cast at a Duly Held Meeting"

(H.P. 1488) (L.D. 2102)

Sponsored by Representative KNIGHT of Livermore Falls.  
Cosponsored by Senator NASS of York, Senator HOBBS of York and Representatives: CONNOR of Kennebunk, FAIRCLOTH of Bangor, JOHNSON of Greenville, MILLER of Somerville, PRESCOTT of Topsham, SMITH of Monmouth, THOMAS of Ripley, WEAVER of York.  
Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.

Bill "An Act To Increase the Time Period for Motor Vehicle Inspections to 2 Years"

(H.P. 1498) (L.D. 2112)

Sponsored by Representative KAENRATH of South Portland.  
Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.

**UTILITIES AND ENERGY**

Resolve, Directing the Public Utilities Commission To Study Existing Barriers to Digital Telephone Service Access in Rural Areas of the State

(H.P. 1489) (L.D. 2103)

Sponsored by Representative ROBINSON of Raymond.  
Cosponsored by Senator DIAMOND of Cumberland and Representatives: CEBRA of Naples, FITTS of Pittsfield, MAREAN of Hollis, SARTY of Denmark.  
Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.

Bill "An Act To Provide for Fairness and Accuracy in Utility Rate Setting"

(H.P. 1490) (L.D. 2104)

Sponsored by Representative BERRY of Bowdoinham.  
Cosponsored by Senator BARTLETT of Cumberland and Representatives: BLISS of South Portland, BOLAND of Sanford, BRIGGS of Mexico, CONNOR of Kennebunk.  
Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.

**Pursuant to Joint Order**

**Committee To Study the Prison Industries Program**

Representative GERZOFKY for the **Committee To Study the Prison Industries Program** pursuant to Joint Order 2007, H.P. 1334 asks leave to report that the accompanying Bill "An Act To Implement the Recommendations of the Committee To Study the Prison Industries Program" (EMERGENCY)

(H.P. 1499) (L.D. 2113)

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**.

**ORDERS**

On motion of Representative WATSON of Bath, the following Joint Order: (H.P. 1386)

**ORDERED**, the Senate concurring, that Bill, "An Act To Encourage Newly Retired Veterans To Reside in Maine," H.P. 407, L.D. 529, and all its accompanying papers, be recalled from the legislative files to the House.

**READ.**

Pursuant to Joint Rule 404, this Joint Order required the affirmative vote of two-thirds of those present for passage. 119 having voted in the affirmative and 1 in the negative, 119 being more than two-thirds of the membership present, the Joint Order was **PASSED** and sent for concurrence.

**SPECIAL SENTIMENT CALENDAR**

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

**In Memory of:**

the Honorable Earl E. Richardson, Sr., of Greenville, who passed away while serving in the Maine House of Representatives. Mr. Richardson served his country in the U.S. Navy during World War II and was a hospital corpsman at Oak Knoll Naval Hospital in Oakland, California during the Korean War. Following his military service, he obtained his accounting degree from Husson College. He served as the town manager of Monroe and Greenville before venturing into business on his own. Mr. Richardson and his wife, Avis, owned and operated the Boom Chain Restaurant, a popular local gathering place in Greenville, for over 30 years. He started Moosehead Cable TV in 1963 in Greenville, which is still a viable business today. In addition to being an entrepreneur, Mr. Richardson had a long and dedicated career in public service. He served on several local boards and committees, including the Greenville Board of Selectmen, the Moosehead Sanitary District, the Moosehead Lake Region Chamber of Commerce, the Moosehead Economic Development Committee, the International Sea Plane Fly-in Committee and the Greenville Airport Committee. He was serving his fourth term in the Maine Legislature for District 27 at the time of his death, where he worked on the Inland Fisheries and Wildlife Committee. Mr. Richardson was an avid pilot, hunter and outdoorsman, and he was proud to be a registered Maine Guide. He was a faithful servant of the people he represented and he will be greatly missed by his family and friends and by his colleagues in the Maine House of Representatives;

(HLS 925)

Presented by Speaker CUMMINGS of Portland.  
Cosponsored by President EDMONDS of Cumberland, Representative ADAMS of Portland, Representative ANNIS of Dover-Foxcroft, Representative AUSTIN of Gray, Representative AYOTTE of Caswell, Representative BABBIDGE of Kennebunk, Representative BARSTOW of Gorham, Representative BEAUDETTE of Biddeford, Representative BEAUDOIN of Biddeford, Representative BEAULIEU of Auburn, Representative BERRY of Bowdoinham, Representative BERUBE of Lisbon,



Representative BLANCHARD of Old Town, Representative BLANCHETTE of Bangor, Representative BLISS of South Portland, Representative BOLAND of Sanford, Representative BRAUTIGAM of Falmouth, Representative BRIGGS of Mexico, Representative BROWNE of Vassalboro, Representative BRYANT of Windham, Representative BURNS of Berwick, Representative CAIN of Orono, Representative CAMPBELL of Newfield, Representative CANAVAN of Waterville, Representative CAREY of Lewiston, Representative CARTER of Bethel, Representative CASAVANT of Biddeford, Representative CEBRA of Naples, Representative CHASE of Wells, Representative CLARK of Millinocket, Representative CLEARY of Houlton, Representative CONNOR of Kennebunk, Representative CONOVER of Oakland, Representative COTTA of China, Representative CRAVEN of Lewiston, Representative CRAY of Palmyra, Representative CROCKETT of Augusta, Representative CROSTHWAITE of Ellsworth, Representative CURTIS of Madison, Representative DILL of Cape Elizabeth, Representative DRISCOLL of Westbrook, Representative DUCHESNE of Hudson, Representative DUNN of Bangor, Representative DUPREY of Hampden, Representative EATON of Sullivan, Representative EBERLE of South Portland, Representative EDGEComb of Caribou, Representative EMERY of Cutler, Representative FAIRCLOTH of Bangor, Representative FARRINGTON of Gorham, Representative FINCH of Fairfield, Representative FINLEY of Skowhegan, Representative FISCHER of Presque Isle, Representative FISHER of Brewer, Representative FITTS of Pittsfield, Representative FLETCHER of Winslow, Representative FLOOD of Winthrop, Representative GERZOFsky of Brunswick, Representative GIFFORD of Lincoln, Representative GILES of Belfast, Representative GOULD of South Berwick, Representative GREELEY of Levant, Representative GROSE of Woolwich, Representative HAMPER of Oxford, Representative HANLEY of Gardiner, Representative HARLOW of Portland, Representative HASKELL of Portland, Representative HAYES of Buckfield, Representative HILL of York, Representative HINCK of Portland, Representative HOGAN of Old Orchard Beach, Representative JACKSON of Allagash, Representative JACOBSEN of Waterboro, Representative JOHNSON of Greenville, Representative JONES of Mount Vernon, Representative JOY of Crystal, Representative KAENRATH of South Portland, Representative KNIGHT of Livermore Falls, Representative KOFFMAN of Bar Harbor, Representative LANSLEY of Sabattus, Representative LEWIN of Eliot, Representative LORING of the Penobscot Nation, Representative LUNDEEN of Mars Hill, Representative MacDONALD of Boothbay, Representative MAKAS of Lewiston, Representative MAREAN of Hollis, Representative MARLEY of Portland, Representative MAZUREK of Rockland, Representative McDONOUGH of Scarborough, Representative McFADDEN of Dennysville, Representative McKANE of Newcastle, Representative McLEOD of Lee, Representative MILLER of Somerville, Representative MILLETT of Waterford, Representative MILLS of Farmington, Representative MIRAMANT of Camden, Representative MOORE of Standish, Representative MUSE of Fryeburg, Representative NASS of Acton, Representative NORTON of Bangor, Representative PATRICK of Rumford, Representative PENDLETON of Scarborough, Representative PEOPLES of Westbrook, Representative PERCY of Phippsburg, Representative PERRY of Calais, Representative PIEH of Bremen, Representative PILON of Saco, Representative PINEAU of Jay, Representative PINGREE of North Haven, Representative PINKHAM of Lexington Township, Representative PIOTTI of Unity, Representative PLUMMER of Windham, Representative PRATT

of Eddington, Representative PRESCOTT of Topsham, Representative PRIEST of Brunswick, Representative RAND of Portland, Representative RECTOR of Thomaston, Representative RICHARDSON of Carmel, Representative RICHARDSON of Warren, Representative RINES of Wiscasset, Representative ROBINSON of Raymond, Representative ROSEN of Bucksport, Representative SAMSON of Auburn, Representative SARTY of Denmark, Representative SAVAGE of Falmouth, Representative SAVIELLO of Wilton, Representative SCHATZ of Blue Hill, Representative SILSBY of Augusta, Representative SIMPSON of Auburn, Representative SIROIS of Turner, Representative SMITH of Monmouth, Representative SOCTOMAH of the Passamaquoddy Tribe, Representative STRANG BURGESS of Cumberland, Representative SUTHERLAND of Chapman, Representative SYKES of Harrison, Representative TARDY of Newport, Representative THERIAULT of Madawaska, Representative THIBODEAU of Winterport, Representative THOMAS of Ripley, Representative TIBBETTS of Columbia, Representative TREAT of Hallowell, Representative TRINWARD of Waterville, Representative TUTTLE of Sanford, Representative VALENTINO of Saco, Representative VAUGHAN of Durham, Representative WAGNER of Lewiston, Representative WALKER of Lincolnville, Representative WATSON of Bath, Representative WEAVER of York, Representative WEBSTER of Freeport, Representative WEDDELL of Frankfort, Representative WHEELER of Kittery, Representative WOODBURY of Yarmouth, Senator BARTLETT of Cumberland, Senator BENOIT of Sagadahoc, Senator BOWMAN of York, Senator BRANNIGAN of Cumberland, Senator BROMLEY of Cumberland, Senator BRYANT of Oxford, Senator COURTNEY of York, Senator DAMON of Hancock, Senator DIAMOND of Cumberland, Senator DOW of Lincoln, Senator GOOLEY of Franklin, Senator HASTINGS of Oxford, Senator HOBBS of York, Senator MARRACHÉ of Kennebec, Senator MARTIN of Aroostook, Senator McCORMICK of Kennebec, Senator MILLS of Somerset, Senator MITCHELL of Kennebec, Senator NASS of York, Senator NUTTING of Androscoggin, Senator PERRY of Penobscot, Senator PLOWMAN of Penobscot, Senator RAYE of Washington, Senator ROSEN of Hancock, Senator ROTUNDO of Androscoggin, Senator SAVAGE of Knox, Senator SCHNEIDER of Penobscot, Senator SHERMAN of Aroostook, Senator SMITH of Piscataquis, Senator SNOWE-MELLO of Androscoggin, Senator STRIMLING of Cumberland, Senator SULLIVAN of York, Senator TURNER of Cumberland, Senator WESTON of Waldo.

On **OBJECTION** of Representative TARDY of Newport, was **REMOVED** from the Special Sentiment Calendar.

**READ.**

On motion of the same Representative, **TABLED** pending **ADOPTION** and later today assigned.

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**In Memory of:**

the Honorable Deane Ernest Jones, of Mount Vernon, who passed away while serving in the Maine House of Representatives. A lifelong Maine resident, Mr. Jones graduated from Waterville High School in 1956 and from the University of Maine at Orono. He served his country in the United States Air Force and the Maine Air National Guard from 1961 to 1967, achieving the rank of captain. Mr. Jones was a dedicated public servant who served the community of Mount Vernon as a selectman for 18 years, including service as chair of the board. A Master Maine Guide and an avid outdoorsman, he set out on a remarkable quest after his retirement in 2000 from J.S. McCarthy Printers. At the age of 60, he successfully completed the

Appalachian Trail, hiking solo from Georgia to Maine. Mr. Jones and his wife, Pat, enjoyed traveling together in their retirement and had just recently returned from a trip to China and Tibet. Mr. Jones won election to the Maine House of Representatives in June of 2007, just months before cancer would claim his life. He quickly became an important colleague and friend, and his service in the House of Representatives was far too brief. Mr. Jones will be remembered for his generosity as a public servant and as an unwavering family man who loved spending time with his wife, his two sons and his granddaughter. He will be greatly missed by his friends and family and by the communities that he so selflessly served;

(HLS 926)

Presented by Speaker CUMMINGS of Portland.

Cosponsored by President EDMONDS of Cumberland, Representative ADAMS of Portland, Representative ANNIS of Dover-Foxcroft, Representative AUSTIN of Gray, Representative AYOTTE of Caswell, Representative BABBIDGE of Kennebunk, Representative BARSTOW of Gorham, Representative BEAUDETTE of Biddeford, Representative BEAUDOIN of Biddeford, Representative BEAULIEU of Auburn, Representative BERRY of Bowdoinham, Representative BERUBE of Lisbon, Representative BLANCHARD of Old Town, Representative BLANCHETTE of Bangor, Representative BLISS of South Portland, Representative BOLAND of Sanford, Representative BRAUTIGAM of Falmouth, Representative BRIGGS of Mexico, Representative BROWNE of Vassalboro, Representative BRYANT of Windham, Representative BURNS of Berwick, Representative CAIN of Orono, Representative CAMPBELL of Newfield, Representative CANAVAN of Waterville, Representative CAREY of Lewiston, Representative CARTER of Bethel, Representative CASAVANT of Biddeford, Representative CEBRA of Naples, Representative CHASE of Wells, Representative CLARK of Millinocket, Representative CLEARLY of Houlton, Representative CONNOR of Kennebunk, Representative CONOVER of Oakland, Representative COTTA of China, Representative CRAVEN of Lewiston, Representative CRAY of Palmyra, Representative CROCKETT of Augusta, Representative CROTHWAITE of Ellsworth, Representative CURTIS of Madison, Representative DILL of Cape Elizabeth, Representative DRISCOLL of Westbrook, Representative DUCHESNE of Hudson, Representative DUNN of Bangor, Representative DUPREY of Hampden, Representative EATON of Sullivan, Representative EBERLE of South Portland, Representative EDGECOMB of Caribou, Representative EMERY of Cutler, Representative FAIRCLOTH of Bangor, Representative FARRINGTON of Gorham, Representative FINCH of Fairfield, Representative FINLEY of Skowhegan, Representative FISCHER of Presque Isle, Representative FISHER of Brewer, Representative FITTS of Pittsfield, Representative FLETCHER of Winslow, Representative FLOOD of Winthrop, Representative GERZOFSKY of Brunswick, Representative GIFFORD of Lincoln, Representative GILES of Belfast, Representative GOULD of South Berwick, Representative GREELEY of Levant, Representative GROSE of Woolwich, Representative HAMPER of Oxford, Representative HANLEY of Gardiner, Representative HARLOW of Portland, Representative HASKELL of Portland, Representative HAYES of Buckfield, Representative HILL of York, Representative HINCK of Portland, Representative HOGAN of Old Orchard Beach, Representative JACKSON of Allagash, Representative JACOBSEN of Waterboro, Representative JOHNSON of Greenville, Representative JOY of Crystal, Representative KAENRATH of South Portland, Representative KNIGHT of Livermore Falls, Representative

KOFFMAN of Bar Harbor, Representative LANSLEY of Sabattus, Representative LEWIN of Eliot, Representative LORING of the Penobscot Nation, Representative LUNDEEN of Mars Hill, Representative MacDONALD of Boothbay, Representative MAKAS of Lewiston, Representative MAREAN of Hollis, Representative MARLEY of Portland, Representative MAZUREK of Rockland, Representative McDONOUGH of Scarborough, Representative McFADDEN of Dennysville, Representative McKANE of Newcastle, Representative McLEOD of Lee, Representative MILLER of Somerville, Representative MILLETT of Waterford, Representative MILLS of Farmington, Representative MIRAMANT of Camden, Representative MOORE of Standish, Representative MUSE of Fryeburg, Representative NASS of Acton, Representative NORTON of Bangor, Representative PATRICK of Rumford, Representative PENDLETON of Scarborough, Representative PEOPLES of Westbrook, Representative PERCY of Phippsburg, Representative PERRY of Calais, Representative PIEH of Bremen, Representative PILON of Saco, Representative PINEAU of Jay, Representative PINGREE of North Haven, Representative PINKHAM of Lexington Township, Representative PIOTTI of Unity, Representative PLUMMER of Windham, Representative PRATT of Eddington, Representative PRESCOTT of Topsham, Representative PRIEST of Brunswick, Representative RAND of Portland, Representative RECTOR of Thomaston, Representative RICHARDSON of Carmel, Representative RICHARDSON of Warren, Representative RINES of Wiscasset, Representative ROBINSON of Raymond, Representative ROSEN of Bucksport, Representative SAMSON of Auburn, Representative SARTY of Denmark, Representative SAVAGE of Falmouth, Representative SAVIELLO of Wilton, Representative SCHATZ of Blue Hill, Representative SILSBY of Augusta, Representative SIMPSON of Auburn, Representative SIROIS of Turner, Representative SMITH of Monmouth, Representative SOCTOMAH of the Passamaquoddy Tribe, Representative STRANG BURGESS of Cumberland, Representative SUTHERLAND of Chapman, Representative SYKES of Harrison, Representative TARDY of Newport, Representative THERIAULT of Madawaska, Representative THIBODEAU of Winterport, Representative THOMAS of Ripley, Representative TIBBETTS of Columbia, Representative TREAT of Hallowell, Representative TRINWARD of Waterville, Representative TUTTLE of Sanford, Representative VALENTINO of Saco, Representative VAUGHAN of Durham, Representative WAGNER of Lewiston, Representative WALKER of Lincolnville, Representative WATSON of Bath, Representative WEAVER of York, Representative WEBSTER of Freeport, Representative WEDDELL of Frankfort, Representative WHEELER of Kittery, Representative WOODBURY of Yarmouth, Senator BARTLETT of Cumberland, Senator BENOIT of Sagadahoc, Senator BOWMAN of York, Senator BRANNIGAN of Cumberland, Senator BROMLEY of Cumberland, Senator BRYANT of Oxford, Senator COURTNEY of York, Senator DAMON of Hancock, Senator DIAMOND of Cumberland, Senator DOW of Lincoln, Senator GOOLEY of Franklin, Senator HASTINGS of Oxford, Senator HOBBS of York, Senator MARRACHÉ of Kennebec, Senator MARTIN of Aroostook, Senator McCORMICK of Kennebec, Senator MILLS of Somerset, Senator MITCHELL of Kennebec, Senator NASS of York, Senator NUTTING of Androscoggin, Senator PERRY of Penobscot, Senator PLOWMAN of Penobscot, Senator RAYE of Washington, Senator ROSEN of Hancock, Senator ROTUNDO of Androscoggin, Senator SAVAGE of Knox, Senator SCHNEIDER of Penobscot, Senator SHERMAN of Aroostook, Senator SMITH of Piscataquis, Senator SNOWE-MELLO of Androscoggin,

Senator STRIMLING of Cumberland, Senator SULLIVAN of York, Senator TURNER of Cumberland, Senator WESTON of Waldo.

On **OBJECTION** of Representative PINGREE of North Haven, was **REMOVED** from the Special Sentiment Calendar.

**READ.**

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At this point, the Members of the House stood and joined in a moment of silence in honor of the Honorable Deane Ernest Jones, of Mount Vernon.

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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. There are five new members of the Legislature here today, and I think it affects all of the new members and all of the members of this House; of course, one more than any other. But I think it is well for all of us, including the four other new members, to see this sentiment discussed here today.

Members of leadership are sometimes called upon to speak to sentiments of this type, but I must say in my five terms, this is one of the more difficult sentiments I have ever had to speak to, but yet very appropriate that we do so. I gather strength in speaking to this from another sentiment that was addressed this spring for Representative Abby Holman, that I thought was one of the most moving that I have seen in all my terms in the Maine Legislature.

Sadly, this Maine House has seen more than its share of losses and this House district in particular, but I think that it is well to remember Deane Jones and the incredible energy that he had. I mean, if there is one thing you have to say about this house seat, it is that there has never been a House seat more energetically represented than this House seat. We know that that was true about Representative Abby Holman, but I tell you, Deane Jones, when he was on his red motor scooter, or when he came into my office, he is the kind of guy that you could not wipe a smile off his face; it was almost impossible to do so, he had such incredible energy. I know we have parties here, but one of the things that is so important and so important, I think, for all of us to remember, is that there is times when there is no party and this is the House family and that this is one of those times.

So many I know here worked especially hard to help Deane; I would note in particular, Representative Janet Mills; and I would note in particular, Representative Nancy Smith; and I know many others who I should name, but I think those two, in particular, who really reached out and helped Deane with his campaign. But I think those that helped over decades, even more than any of us could imagine, is, of course, his family.

I remember during this last election, seeing his sons Mike and Pat at the polls in the pouring rain and you just sensed, you felt it within them that yes this was an election and yes this was a campaign, but that this was something so much more for them, so much more to them, a tribute to their mother and to their father that was incredibly moving to me. I know that Pat and Jackie and their daughter Ellie, Mike and Holly, can be so proud because for us we know them through this and we know Deane through this and his incredible energy through this process, our great House process, but they know him through service in the US Military; they know him through, at the age of 60, walking the entire Appalachian Trail. It is so hard to know that after all of that work and all those campaigns he went through, that it was taken from him after he arrived here in this House.

But I think there is strength and comfort to be gathered from us as we always do in this House, joining together in memory of someone that did have one of the most irrepressible smiles and energy that I have ever seen. I know that this day, and frankly this swearing in this day, is one of the greatest tributes that he could ever have, and I thank the Men and Women of the House.

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. My good colleague, Representative Faircloth, said it very well: We were all incredibly saddened and shocked to hear of Deane's illness and, soon after, death. A number of us were honored to attend his memorial service and I think that Representative Faircloth has relayed some of the things and the sentiment certainly talks about some of the things about Deane.

One of the things that his son talked about in his eulogy was how Deane was the reigning champion of So You Think You Know Maine; I did not know this about Deane when he was serving in this Legislature, and unfortunately I did not know about this until his memorial service. But when I think about Deane, we have mentioned his smiling face; we all saw the picture on the cover of the *Kennebec Journal* the night he was elected. This was a man with so much enthusiasm and the fact that he had spent time as the reigning champion of So You Think You Know Maine, and I am sure you all remember that television show, just shows how much Deane cared about this state, how much he knew about this state and certainly the fact that he was not able to serve in this body very long, is a real tragedy.

I think that today marks an important day. I know that Deane is up there smiling to see that his wife is now a member of this legislative body, a woman with so much incredible experience and talent herself; I know that certainly Deane will be missed and Pat will do a wonderful job in his place. Thank you, Mr. Speaker.

The SPEAKER: The Chair recognizes the Representative from Mount Vernon, Representative Jones.

Representative **JONES**: Thank you Mr. Speaker. Mr. Speaker, Ladies and Gentlemen of the House. I want to thank all of the members of the House for honoring my late husband, Representative Deane Jones. He would have been very honored to hear all the words you had to share here today.

I also want to thank those of you who worked so hard over the last year and a half on his campaign and my campaign, and persevered through thick and thin. He would be very happy to know that a family member is carrying on the work that he felt so passionate about. You need to know that in our 42 years of marriage, he was never so happy as when he served for the short time that he had in the House of Representatives. I want to thank you and all of the volunteers and family members up in the balcony. You need to know that I do not have the vibrato that he has, but I have the love and passion he had for serving the people of Maine, and I really look forward to working with you and thank you for honoring him. Thank you.

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

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## CONSENT CALENDAR

### First Day

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

(H.P. 558) (L.D. 737) Bill "An Act To Promote Forest Management Planning and Certification" Committee on **TAXATION** reporting **Ought to Pass as Amended by Committee Amendment "B" (H-634)**

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

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At this point, the Speaker recognized the Representative from Brewer, Representative FISHER, the Representative from Presque Isle, of Representative FISCHER, and the Representative from Crystal, Representative JOY, and they were added to the quorum call of the Second Regular Session of the 123rd Legislature.

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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 JACKSON of Allagash, the House adjourned at 2:50 p.m., until 10:00 a.m., Thursday, January 3, 2008 in honor and lasting tribute to the Honorable Deane Ernest Jones, of Mount Vernon.