

MAINE STATE LEGISLATURE

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

Daily Edition

First Regular Session

December 1, 2010 – June 29, 2011

pages 1 - 1067

ONE HUNDRED AND TWENTY-FIFTH LEGISLATURE
FIRST REGULAR SESSION
34th Legislative Day
Wednesday, April 13, 2011

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

Prayer by Chaplain Bob Beaumont, Parkview Adventist Medical Center, Brunswick.

National Anthem by John Parent, Hamlin.

Pledge of Allegiance.

Doctor of the day, James Raker, M.D., Brunswick.

The Journal of yesterday was read and approved.

COMMUNICATIONS

The Following Communication: (H.C. 131)

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

April 11, 2011

The Honorable Robert W. Nutting

Speaker of the House

2 State House Station

Augusta, Maine 04333

Dear Speaker Nutting:

This is to inform you that I am today nominating Admiral Gregory G. Johnson USN, Ret. of Harpswell for appointment to the Board of Trustees, University of Maine System.

Pursuant to P&S L 1967, Chapter 229, this appointment is contingent on the Maine Senate confirmation after review by the Joint Standing Committee on Education and Cultural Affairs.

Sincerely,

S/Paul R. LePage

Governor

READ and ORDERED PLACED ON FILE.

The Following Communication: (H.C. 132)

**STATE OF MAINE
CLERK'S OFFICE
2 STATE HOUSE STATION
AUGUSTA, MAINE 04333-0002**

April 13, 2011

The Honorable Robert W. Nutting

Speaker of the House

2 State House Station

Augusta, Maine 04333

Dear Speaker Nutting:

Pursuant to Joint Rule 310, the Committee on Health and Human Services has approved the request by the sponsor, Representative Malaby of Hancock, to report the following "Leave to Withdraw":

L.D. 248 An Act To Provide for a Temporary License To Operate Certain Eating and Lodging Establishments

Sincerely,

S/Heather J.R. Priest

Clerk of the House

READ and with accompanying papers ORDERED PLACED ON FILE.

The Following Communication: (S.C. 243)

**MAINE SENATE
125TH LEGISLATURE
OFFICE OF THE SECRETARY**

April 12, 2011

The Honorable Robert W. Nutting

Speaker of the House

2 State House Station

Augusta, Maine 04333

Dear Speaker Nutting:

In accordance with 3 M.R.S.A. §158 and Joint Rule 506 of the 125th Maine Legislature, please be advised that the Senate today confirmed the following nomination:

Upon the recommendation of the Committee on Veterans and Legal Affairs, the nomination of the Honorable Richard A. Crabtree of Hope for appointment to the Gambling Control Board.

Sincerely,

S/Bonnie S. Gould

Assistant Secretary of the Senate

READ and ORDERED PLACED ON FILE.

PETITIONS, BILLS AND RESOLVES REQUIRING REFERENCE

The following Bills 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:

ENERGY, UTILITIES AND TECHNOLOGY

Bill "An Act To Minimize Conflicts between Property Owners and Grid-scale Wind Energy Developments"

(H.P. 1088) (L.D. 1479)

Sponsored by Representative DUNPHY of Embden.

Cosponsored by Senator THOMAS of Somerset and Representatives: CLARK of Easton, HARMON of Palermo, KESCHL of Belgrade, McCLELLAN of Raymond, O'CONNOR of Berwick, PARKER of Veazie, SIROCKI of Scarborough.

JUDICIARY

Bill "An Act To Clarify Rights-of-way Laws"

(H.P. 1082) (L.D. 1473)

Sponsored by Representative WEAVER of York.

Cosponsored by Senator SHERMAN of Aroostook and Representatives: BEAULIEU of Auburn, COTTA of China, SARTY of Denmark.

Bill "An Act To Protect Owners of Real Property"

(H.P. 1086) (L.D. 1477)

Sponsored by Representative CUSHING of Hampden.

Cosponsored by Senator PLOWMAN of Penobscot and Representatives: GIFFORD of Lincoln, Speaker NUTTING of Oakland, WATERHOUSE of Bridgton, WINSOR of Norway, Senators: ROSEN of Hancock, SHERMAN of Aroostook, THIBODEAU of Waldo.

LABOR, COMMERCE, RESEARCH AND ECONOMIC DEVELOPMENT

Bill "An Act To Authorize the Training of Expanded Function Dental Assistants within Tribal Territories" (EMERGENCY)

(H.P. 1084) (L.D. 1475)

Sponsored by Representative MITCHELL of the Penobscot Nation.

Cosponsored by Senator McCORMICK of Kennebec and Representatives: BEAULIEU of Auburn, PICCHIOTTI of Fairfield,

SOCTOMAH of the Passamaquoddy Tribe, STRANG BURGESS of Cumberland, Senator: PLOWMAN of Penobscot. Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 205.

STATE AND LOCAL GOVERNMENT

Bill "An Act To Streamline the County Budget Process"
(H.P. 1085) (L.D. 1476)

Sponsored by Representative COTTA of China. Cosponsored by Senator SULLIVAN of York and Representatives: CASAVANT of Biddeford, DOW of Waldoboro, GILLWAY of Searsport, HARMON of Palermo, MOULTON of York, VALENTINO of Saco, WEAVER of York.

VETERANS AND LEGAL AFFAIRS

Bill "An Act To Amend the Beano Laws"
(H.P. 1083) (L.D. 1474)

Sponsored by Representative KESCHL of Belgrade. Cosponsored by Senator SAVIELLO of Franklin and Representatives: CHASE of Wells, CLARK of Easton, COTTA of China, FREDETTE of Newport, HARMON of Palermo, MARTIN of Eagle Lake, MORISSETTE of Winslow, SANDERSON of Chelsea. Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 205.

Bill "An Act To Fully Enfranchise Voters"
(H.P. 1087) (L.D. 1478)

Sponsored by Representative TURNER of Burlington. Cosponsored by Senator THOMAS of Somerset and Representatives: CURTIS of Madison, CUSHING of Hampden, DAVIS of Sangerville, GIFFORD of Lincoln, HARVELL of Farmington, SIROCKI of Scarborough, WEAVER of York, Senator: ROSEN of Hancock. Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 205.

**Pursuant to Statute
Revisor of Statutes**

Representative NASS for the **Revisor of Statutes** pursuant to the Maine Revised Statutes, Title 1, section 94 asks leave to report that the accompanying Bill "An Act To Correct Errors and Inconsistencies in the Laws of Maine" (EMERGENCY)

(H.P. 1089) (L.D. 1480)

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

Report was **READ** and **ACCEPTED** and the Bill **REFERRED** to the Committee on **JUDICIARY** and ordered printed pursuant to Joint Rule 218.

Sent for concurrence.

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

SPECIAL SENTIMENT CALENDAR

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

Recognizing:

Michael Cyr, a student at Scarborough High School, who won the 2011 Class A State Wrestling Championship in the 215-

pound weight class. We send our congratulations and best wishes to him on his achievement;

(HLS 247)

Presented by Representative VOLK of Scarborough. Cosponsored by Senator BLISS of Cumberland, Representative SIROCKI of Scarborough, Senator BARTLETT of Cumberland.

On **OBJECTION** of Representative VOLK of Scarborough, was **REMOVED** from the Special Sentiment Calendar.

READ.

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

Recognizing:

the members of the Lee Academy Boys Basketball Team, who have won the 2011 Eastern Class C Regional Championship. We congratulate the members of the team on their achievement and send them our best wishes on their future endeavors;

(HLS 248)

Presented by Representative TURNER of Burlington. Cosponsored by Senator SCHNEIDER of Penobscot.

On **OBJECTION** of Representative TURNER of Burlington, was **REMOVED** from the Special Sentiment Calendar.

READ.

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

Recognizing:

Brimwin Peabody, of Scarborough, who is the recipient of the Red Cross Heroes Youth Community Service Award. Brimwin has successfully raised funds in the amount of more than \$500 for the people of Haiti. We congratulate him on his receiving this honor;

(HLS 250)

Presented by Representative VOLK of Scarborough. Cosponsored by Senator BARTLETT of Cumberland, Senator BLISS of Cumberland, Representative SIROCKI of Scarborough.

On **OBJECTION** of Representative VOLK of Scarborough, was **REMOVED** from the Special Sentiment Calendar.

READ.

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

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

UNFINISHED BUSINESS

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

Expression of Legislative Sentiment Recognizing Elliot Schwartz, of Freeport

(HLS 59)

TABLED - January 27, 2011 (Till Later Today) by Representative WEBSTER of Freeport.

PENDING - PASSAGE.

The **SPEAKER**: The Chair recognizes the Representative from Freeport, Representative Webster.

Representative **WEBSTER**: Thank you, Mr. Speaker. Mr. Speaker, Men and Women of the House. It is my pleasure to stand and speak for a few moments regarding Elliott Schwartz. It was my pleasure to submit the Legislative Sentiment that only

described a few of the accomplishments and the significance of Mr. Schwartz to the State of Maine. If we had listed all the accomplishments, you would have needed a magnifying glass in order to be able to read it.

I would like to just list a few of the things that are in the history of and the reputation of Elliott Schwartz. His music has been performed as a composer by leading ensembles across the United States and around the world, including the Indianapolis Symphony; Cincinnati Symphony; Milwaukee Symphony; ALEA III; Pittsburgh; New York Chamber Soloists; Atlanta; Tremont; Esbjerg in Denmark; London, UK; Spectrum in the UK.

He has also presented a number of radio programs in the UK regarding the history of American music and is also the subject of a 60-minute National Public Radio "Options" program. He has written a number of books on, you might guess the topic, music, and Mr. Schwartz is published by a number of publishing houses and has also served as the President of the College Music Society; National Chair of the American Society of University Composers; Vice-President of the American Music Center; President of the Maine Composers Forum; music panelist in the Maine Arts Council; presently a board member of the American Composers' Alliance.

What's equally as important to him is the fact that he taught at Bowdoin since 1964 in the music department, retiring in 2007. During that time, he was an inspiration to many musicians, many students, and if you would see the devotion that past students would demonstrate when they are with him, you would understand the quality of this man as well as the quality of his work. His archives, thus far, have been received by the U.S. Library of Congress to join other great composers in the Library of Congress. I had the pleasure of being at the Diamond Jubilee Performance on the 25th of January, which was extremely well received by a full audience at the Portland Symphony.

He is joined today by his wonderfully devoted and creative herself wife, Dorothy Schwartz, and I would ask that you acknowledge his great accomplishments and, most importantly, the significance of someone of this caliber who has made Maine their life, has brought to Maine many young people and many qualities that make our lives richer, and he has understood the quality of the arts all his life. He could have been – he was a premed student who made a choice in his life to compose and has been successful in it and helped many others to create successful, artistic and music careers. Thank you, Mr. Speaker.

The SPEAKER: The Chair recognizes the Representative from Falmouth, Representative Nelson.

Representative **NELSON**: Thank you, Mr. Speaker. Mr. Speaker, Men and Women of the House. I am pleased to rise today to speak in honor of my friend, and Maine's treasure, Elliott Schwartz. Elliott was officially recognized, as you've just heard, in January at a Portland Symphony Orchestra concert at which the Symphony premiered a new composition, Diamond Jubilee, described in the notes for that concert by Professor Schwartz as "a retrospective look backwards at 75 years of human history in which my own life story mingles with the larger panorama." As a former president of the Portland Symphony Orchestra and having been involved with music all my life, I was delighted to see that this commission was premiered in Portland by our own Portland Symphony Orchestra.

A week prior to the concert, Professor Schwartz celebrated his 75th birthday. Elliott has been involved with music, and with Maine, for all of his life. His father grew up in Portland, Maine, and graduated from the University of Maine. He went on to medical school in Boston and settled in Brooklyn, New York, which is where Elliott grew up. But he returned regularly to the state of Maine to visit family. He graduated from Columbia

University, and joined the Bowdoin College faculty in 1964, and, as you have heard, he is the Beckwith Professor Emeritus of music at Bowdoin and although officially retired from Bowdoin since 2007, maintains a close connection with the college and with many of his former students. I attended concerts at Bowdoin College, and if Professor Schwartz is there, he is always surrounded by faculty, students, and members of the community who want to talk with him, who want to see him and thank him for all of the work that he has done.

Professor Schwartz not only taught music to thousands of students at Bowdoin, but he has composed extensively as you have heard. I will not repeat what Representative Webster told you about where all of his compositions have been performed, but they have been literally performed throughout the United States and throughout the world.

He also has made many recordings and has written a number of books, critical essays and reviews. But with all of these honors, travels, commissions, and creative activities around the world, Professor Schwartz calls Freeport, Maine, home, and we are delighted to "claim him" as a creative artist who brings distinction and honor to our State.

We congratulate Professor Schwartz on his diamond jubilee birthday and we honor him for his accomplishments and his contributions to music, to scholarship, and to artistic excellence. We are so happy that he and his wife Deedee – a Smith College graduate, and the former Executive Director of the Maine Humanities Council – are here with us today and that they decided to put their roots down in Maine. Congratulations, Deedee and Elliott. Thank you, Mr. Speaker.

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

Representative **WAGNER**: Thank you, Mr. Speaker. I want to join my colleagues from Freeport and from Falmouth in honoring Elliott Schwartz. Throughout my 35 years at Bates College, the members of the music department there spoke always very highly and enviously, I believe, of the accomplishments and the high quality of Elliott Schwartz's work. I was very proud on the 25th of January when I saw the Representative from Freeport bound out on to the stage at Merrill Auditorium and present the sentiment honoring Elliott Schwartz. Thank you, Mr. Speaker.

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

REPORTS OF COMMITTEE

Divided Report

Majority Report of the Committee on **LABOR, COMMERCE, RESEARCH AND ECONOMIC DEVELOPMENT** reporting **Ought Not to Pass** on Bill "An Act To Improve Employment Opportunities for Workers in the Forest Industry"

(S.P. 94) (L.D. 314)

Signed:

Senators:

RECTOR of Knox

MARTIN of Kennebec

Representatives:

PRESCOTT of Topsham

DOW of Waldoboro

NEWENDYKE of Litchfield

VOLK of Scarborough

WINTLE of Garland

Minority Report of the same Committee reporting **Ought to Pass as Amended by Committee Amendment "A" (S-32)** on same Bill.

Signed:

Senator:

JACKSON of Aroostook

Representatives:

DRISCOLL of Westbrook

GILBERT of Jay

HERBIG of Belfast

HUNT of Buxton

TUTTLE of Sanford

Came from the Senate with the Majority **OUGHT NOT TO PASS** Report **READ** and **ACCEPTED**.
READ.

Representative **PRESCOTT** of Topsham moved that the House **ACCEPT** the Majority **Ought Not to Pass** Report.

Representative **TUTTLE** of Sanford **REQUESTED** a roll call on the motion to **ACCEPT** the Majority **Ought Not to Pass** Report.

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

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

Representative **TUTTLE**: Thank you, Mr. Speaker. Mr. Speaker, Men and Women of the House. As many of you are aware, this issue has been before us before. This issue has been an issue in northern Maine for over 50 years. The bill requires that a landlord or designated agent notify the Department of Conservation Bureau of Forestry if forestland is harvested using bonded laborers under the bonded labor program. If a landlord or harvester employed under the contract to the landowner, the land must be suspended from the Maine Tree Growth Tax Law for the year in which the bonded labor is used. If the land is harvested during the property tax year during the bonded labor period when the landlord has failed to file the required notification, the parcel and land must be assessed under the commercial forestry excise tax to compensate the state for General Fund contribution to the cost of the forest fire protection activities.

The bonded labor program is designed for temporary workers in agriculture. The federal law allows temporary use of agricultural workers if there are not significant workers who are able or willing and qualified in the available program to perform the labor. I guess that's the issue before us today is that we have many Maine workers in the Northern Woods that desire work but under the present program, it has been very difficult for them, if not impossible, for them to be the ones that are chosen for that labor.

A similar bill passed the Legislature last year, but a last minute compromise bill was signed directly by the Department of Labor and the AG's Office worked together on the enforcement to establish a clearinghouse recruitment to help landowners and employers. Unfortunately, the law has been ignored. These landowners should not be given a tax break if they are not hiring Maine workers. I think if we go to the average citizen of Maine, whether we come from southern Maine, central Maine, eastern Maine, western Maine, northern Maine, they say that we should hire Maine people first. I don't care what district you go to. I think that that's the premise of this bill. The Maine Department of Labor audit showed that workers are actually paid more than Maine laborers. There were 934 unemployed Maine workers who identified themselves as loggers while under the program's

application. Since the program is federal, we do not have a lot of options to affect it. The Tree Growth Program is a Maine program and this bill attempts to persuade landowners to make contractors accountable to hire Maine workers. There are mills directly across the border, as many of us know, from Maine forests. The raw materials are sent there and then sent back to Maine for sale.

Now we have an amendment on this bill. The amendment, which is the Minority Report of the committee, clarifies the Department of Conservation Bureau of Forestry must notify landowners of their suspension from the Maine Tree Growth Tax Law, and the land must be taxed at its just value for all property tax years on the years of suspension. It is for that reason that I'd ask that you would oppose the present motion. This is simply a matter of hiring Maine workers first and I hope you agree.

The **SPEAKER**: The Chair recognizes the Representative from Millinocket, Representative **Clark**.

Representative **CLARK**: Mr. Speaker, may I pose a question through the Chair?

The **SPEAKER**: The Representative may pose his question.

Representative **CLARK**: Why would any company grant a tax break to anyone who hires alien workers over the State of Maine workers? Can anybody answer that question?

The **SPEAKER**: The Representative from Millinocket, Representative **Clark**, has posed a question through the Chair to anyone who may care to respond. The Chair recognizes the Representative from Buxton, Representative **Hunt**.

Representative **HUNT**: Thank you, Mr. Speaker. Mr. Speaker, Ladies and Gentlemen of the House. This is not a response to the question. This is just a general comment about the present motion. What we're talking about here are Maine jobs, good American jobs. Technically you are only supposed to use bonded labor if there is no one available to do the work. Now during testimony we had the industry group of loggers come forward and say we are not working to capacity. Well, if you're not working to capacity, why is there bonded labor in Maine woods? It's a fundamental question. These are good American jobs. It's a matter of fairness. Why should landowners receive a tax break to hire people from out of the country when good Americans are waiting to do the job, willing to do the job? It's just fundamentally unfair. If you are a landowner, you cannot expect a tax break to hire foreigners. This is about keeping Maine woodsmen employed. Now Canadian workers, you can't fault Canadian workers. They're just trying to make a good day's living. But the fundamental fact is they come to our woods, cut our wood and send it home. They can come to our woods and cut it for cheaper because they have health care. They don't have to pay for health care. It's already taken care of, so they can undercut Maine loggers and do the job instead of Maine workers.

Now I was sent here to promote Maine jobs. I was sent here to make sure Mainers are working. The only leverage we have, the federal program isn't working. We've seen that across the country. Federal programs aren't working. So the only leverage we have is to say, landowners, I'm sorry to drag you into this but if you're going to harvest wood, you better make sure you're using Maine workers first, because that's who we are here to protect. We are here to protect Maine workers. There is no free ride. You can use Canadian labor if you'd like. Go for it, knock yourself out, but don't expect a handout from the State of Maine. Thank you.

The **SPEAKER**: The Chair recognizes the Representative from Jay, Representative **Gilbert**.

Representative **GILBERT**: Thank you, Mr. Speaker. Mr. Speaker, Ladies and Gentlemen of the House. The last election

campaign was about jobs, or lack of jobs. I stress this is a jobs bill. Maine's tax exemptions should support Maine jobs for Maine workers, not jobs for foreign nationals. A no vote on this motion will support jobs for Maine workers. Thank you, Mr. Speaker.

The SPEAKER: The Chair recognizes the Representative from Belgrade, Representative Keschl.

Representative **KESCHL**: Mr. Speaker, may I pose a question through the Chair?

The SPEAKER: The Representative may pose his question.

Representative **KESCHL**: Yes, I'm all for Maine workers, but I want to ask the question. My understanding from one of the previous speakers is that this bill has come before this House before? Why did it not pass?

The SPEAKER: The Representative from Belgrade, Representative Keschl, has posed a question through the Chair to anyone who may care to respond. The Chair recognizes the Representative from Waldoboro, Representative Dow.

Representative **DOW**: Thank you, Mr. Speaker. Mr. Speaker, Ladies and Gentlemen of the House. In answering some of the questions, I believe this bill did pass before, but because it was in conflict with areas of the Constitution of the United States and the rules and regulations that we have, and therefore, it was vetoed by the previous Chief Executive for those reasons. The reasons being, that it placed into jeopardy millions of dollars that employers would have had to pay because it had to do with the unemployment insurance that we pay. Instead of paying .8% that they do on the first few thousand dollars of salary, they ended up paying the entire 6.2%, and so it put into jeopardy millions of dollars that companies that hire these people would have had to pay if there were violations of the federal laws.

In answer to the other question, there are areas in the state where the trees are so close to the Canadian border, there aren't American crews nearby to cut those. Many times it is the Canadian crews that end up cutting them. I wish we could put all of our American workers to work also, but we have to follow the laws and regulations of the United States in order to do this and we can't put into jeopardy.

Another reason though that was given is that we're tying this to the valuations of the property through the Tree Growth Act, and many people came and said it's a bad idea. It's not a good idea to tie the hands of the Tree Growth Act for these people. It would put into jeopardy a lot of the things that the Tree Growth Act has accomplished, and, for those reasons, I will vote for the Majority Ought Not to Pass.

The SPEAKER: The Chair recognizes the Representative from Greenville, Representative Johnson.

Representative **JOHNSON**: Thank you, Mr. Speaker. Mr. Speaker, Ladies and Gentlemen of the House. This bill also would put at risk the material supplies for the sawmills in the northern part of Maine and I think it's a bad bill. So I would invite people to vote with the motion that is pending. Thank you.

The SPEAKER: The Chair recognizes the Representative from Topsham, Representative Prescott.

Representative **PRESCOTT**: Thank you, Mr. Speaker. Mr. Speaker, Ladies and Gentlemen of the House. I just wanted to add my two cents worth, and it's very, very, very brief. There were eight opponents on this bill. There was no one that testified in favor. Thank you.

The SPEAKER: The Chair recognizes the Representative from Eagle Lake, Representative Martin.

Representative **MARTIN**: Thank you, Mr. Speaker. Mr. Speaker, Members of the House. I would first like to very gently correct some of the information by the good Representative from Waldoboro. I know that he was not here in the last session, but this piece of legislation actually passed both houses as you have

it before you, and it sat on the desk of the Chief Executive while some of us negotiated with the landowners on a process by which Maine workers could have jobs in Maine. That was worked out and that has worked. We've gone from 120 people, in the previous year, being brought in by those same employers to about 25 or so this year. Unfortunately, those same people that sat at the table are now pulling it away from those agreements that had been agreed to in the Cabinet Room of the Chief Executive. That's why this bill is back. I sponsored this legislation last time to get Maine people to work and in fact some of that has in fact occurred. I can talk of two contractors, for example, who are now cutting lumber on the border, where before there were bonded Canadians only. That's what the difference happens to be.

Now I also know something about Tree Growth because I sponsored the legislation in 1971, which created Tree Growth as it is on the books today. The purpose of the legislation was twofold. One, it was to get a tax break so that Maine forests could remain in the production of producing trees. Second, it was put in there to give Maine jobs so that we would not be exporting those jobs outside. It is quite accurate to say that we have very few lumber mills left in northern Maine and the cause of that is directly related to Canadian policy. One, they will give you half the money to build a mill. Two, you don't have to pay worker's comp. Three, you don't have to worry about health insurance. There is no way that we can compete, so the only thing we have left in northern Maine, for the most part, are the trees growing on Maine land, and there are people who don't even want to let Maine people work on that land so they can cut and make some money. I think it is a travesty. It is a travesty that we cannot enact legislation in Maine to make jobs for Maine people, but we have to give it, because we want some of these contractors and landowners to make more money so we're going to let bonded labor come in. I don't believe that as a policy we ought to be doing that, and I would hope when you vote today you will vote against the Majority Report, vote for the Minority Report so that you can illustrate and tell Maine people that you are voting for Maine jobs for Maine people.

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

Representative **BICKFORD**: Thank you, Mr. Speaker. Mr. Speaker, Ladies and Gentlemen of the House. We heard this bill in the 124th Legislature and those of us that were here remember that it passed by one vote in this House, with a different majority than what we have today. Policies are already in place to protect the Maine worker in the North Maine Woods. Mr. Speaker, the number of jobs that are risked in our paper mills, the few we have left, are what we need to be talking about today. When the paper mills that we have left, the few, need to buy their product from the west and the Midwest versus the North Maine Woods, you're looking at an extreme cost to them, and it could put the few we have left out of business. This bill is going to kill jobs. As I said in the last Legislature and I'm going to say it again today, this is a job killing bill. We have to vote Ought Not to Pass with Representative Prescott. Thank you.

The SPEAKER: The Chair recognizes the Representative from Eagle Lake, Representative Martin.

Representative **MARTIN**: Thank you, Mr. Speaker. Mr. Speaker, Members of the House. One of the things I did not say in my earlier comments was that this bill that you have before you was not vetoed by the Chief Executive. I didn't make that clear. I want to make sure that we did. It went to the Chief Executive, it stayed there until we negotiated with the landowners to get a process in place. Then I put in the order to recall the bill from the Governor's desk based on the fact that we have an agreement,

and then the bill was killed in both the House and the other body. I want to make that clear so there is no misunderstanding. In terms of whether or not we can survive, our paper mills in Maine, we have lumber, it is coming from northern Maine, it is cut by Maine workers and it is going to those mills, and we have enough lumber. As a matter of fact, right now, there are some jobs shut down, some of the contractors in my area, because they had enough wood on the ground to supply them through the rest of the year. So there is absolutely no problem and we can supply that wood. If you hear the rumor that they can't, let me know. I will get you a contractor, maybe even a relative, that will be able to get the wood to the mill.

The SPEAKER: The Chair recognizes the Representative from Millinocket, Representative Clark.

Representative **CLARK**: Thank you, Mr. Speaker. Mr. Speaker, Men and Women of the House. I kind of differ with the colleague who spoke a couple times ago that this was a job killer. You know, you talk about job killers, come back to where I live. We lost 450 jobs last week in one mill, 150 in another. You talk about wood, I talked to a couple contractors. I think you have all heard of the American Loggers. They do a lot of cutting in my area. Yes, there is all kinds of wood, but look where the trucks are going. They're not going to the paper mills in Millinocket, East Millinocket or wherever a paper mill may lie. They're going across the border, being cut up in 2x4s or whatever the lumber they're going to make. Anything that fits a diameter of a 2x4 is not being brought into the mill; it's being brought over to Canada. Yes, we have a large wood yard, but they are probably 2 inches in diameter of the wood size. How do I go home and tell the workers that work in those mills, you may have an opportunity to work up north in the woods, but you can't work because they're going to take in bonded labor? That's one reason why I asked the question earlier, Mr. Speaker, and nobody could answer it. How do you tell your workers they are being denied? How do you tell your workers there is not going to be any work for them? How do you tell your workers no because somebody else across the border is going to have their job? I hope when you vote today you vote your conscience, vote the right way and try to help the workers in the State of Maine. Thank you very much, Mr. Speaker.

The SPEAKER: The Chair recognizes the Representative from Madawaska, Representative Theriault.

Representative **THERIAULT**: Thank you, Mr. Speaker. As someone who has worked in a paper mill for 40 years, I can tell you it is not because we don't have the wood. It is because we're getting competition from overseas. That is what's happening. I go by the mill in Masardis every time I go home. The yard is full of wood. That is not our problem. It's just the fact that we need to employ Maine people first and foremost. That is what we're here for. That is exactly the message that we got with the new people who ran for office. That is what we expect. Thank you.

The SPEAKER: The Chair recognizes the Representative from Winterport, Representative Rioux.

Representative **RIOUX**: Thank you, Mr. Speaker. Mr. Speaker, Ladies and Gentlemen of the House. I'm originally from northern Maine and experienced working in the woods several years in my youth, in the deep woods, and from my experience and what nobody is willing to talk about, employers favor Canadian labor in the woods because, frankly, they're more productive. They show up for work. It is closer to their home. They work harder. They complain less. If I wanted a job today, I'm sure I could call somebody and get a job working in the woods because they know my reputation, I'm willing to work hard and I show up for work. And there are a lot of Maine workers who are like that, but, unfortunately, finding somebody who is

going to drive 90 miles to the Canadian border and spend the whole week in the woods is a difficult job. It's a hard job and I really think you should consider this as an anti business bill. American companies want to be productive to reduce their cost of production, and I think we should leave it as is. Thank you very much.

The SPEAKER: The Chair recognizes the Representative from Buxton, Representative Hunt.

Representative **HUNT**: Thank you, Mr. Speaker. Mr. Speaker, Ladies and Gentlemen of the House. I apologize for rising a second time, but let's be clear. The industry group representing loggers came to our committee and testified that they are not working to capacity. They want to work more. They have the capacity to work more, they are not working more. It's amazing that any bonded labor is going to any Canadians if Maine workers want to work more. You're only supposed to have bonded labor if you cannot find Maine workers to do the job. Maine workers are willing, ready to do the job. There are Maine loggers that drive out of state to do logging work because they can't get the contracts here. Let's be clear about that. Loggers testified, well the industry group did—the loggers were out in the woods, that's why they weren't there—that they have the capacity, they want to work more. I say we let them.

The SPEAKER: The Chair recognizes the Representative from Bethel, Representative Crockett.

Representative **CROCKETT**: Thank you, Mr. Speaker. Mr. Speaker, Ladies and Gentlemen of the House. I was not prepared to speak, but that's never stopped me before so here I go. I voted against this bill two years ago and I will vote against it again today. The reality is I grew up in the woods. In fact, I could drive a skidder before I could drive a car, and much to the disappointment to my father, I would have continued that career until I really let him down and became an attorney. The reality is bonded labor keeps the price of wood down, it keeps mills open and it keeps a market for people like my dad who sell wood. So I am here on behalf of a special interest, the working Mainers of a rural district who happen to border Canada, like the good Representative from Eagle Lake, so we can't support this. This is not about Maine jobs because it's the real jobs we're protecting are the mills that are alive and the loggers who need the markets to sell that wood to. I would support the Majority Ought Not to Pass Report. Thank you.

The SPEAKER: The Chair recognizes the Representative from Brewer, Representative Celli.

Representative **CELLI**: Thank you, Mr. Speaker. Mr. Speaker, Ladies and Gentlemen of the House. I also will support Ought Not to Pass. We say this is about jobs. These companies that hire these workers hire more than just these workers out in the woods. They hire workers in offices and all across the state. I know for a fact one company, that if this legislation passes, they're going to stop their business in this state, and 30 jobs are going to be lost right there. So if we want to talk about jobs, let's talk about the jobs that are going to be lost if this passes. Please vote Ought Not to Pass. Thank you.

The SPEAKER: The Chair recognizes the Representative from Standish, Representative Shaw.

Representative **SHAW**: Thank you, Mr. Speaker. Mr. Speaker, Men and Women of the House. My constituents are all hardworking people. I believe if you asked them, they would say don't give their tax money through Tree Growth. I don't think they'd want their tax money through Tree Growth going to companies that are hiring Canadian workers when there are Mainers that are looking for those jobs. Thank you, Mr. Speaker.

The SPEAKER: The Chair recognizes the Representative from Millinocket, Representative Clark.

Representative **CLARK**: Thank you, Mr. Speaker. Mr. Speaker, Men and Women of the House. I had to adjust my hearing aid. I couldn't believe earlier what I heard. Mr. Speaker, Men and Women of the House, what was mentioned four or five speakers ago would make my father roll around in the grave, who hauled pulp, four foot logs up in the county, and he always thought the American worker was top shelf, always hired American workers until we moved down into Millinocket and found out there was more money working in a paper mill. I worked in the paper mill for 43 1/2 years. I can't believe my ears what was said earlier on, American workers versus bonded labor. I just can't believe it. Every contractor I talk to, every one of them prefers to hire on their own, prefers it. The bill that we had last session is working. It is working. We want to promote jobs in this state, if we want to promote our people working in this state, what message are we sending out to the workers in the State of Maine? Think twice about what was said earlier. American workers want to work. American workers want to work. Yes, Canadians want to work also. I have French ancestry, I speak French. I come from the county. But boy, when it comes to fighting for workers, American workers who want jobs to be fighting for, number one, first on the bat, American workers.

The **SPEAKER**: The Chair recognizes the Representative from Farmington, Representative Harvell.

Representative **HARVELL**: Thank you, Mr. Speaker. Mr. Speaker, Ladies and Gentlemen of the House. I am an American worker and I think that I am the only worker here that actually does work in a paper mill, and if you think that the only reason the paper industry is under assault is from foreign competition, that's just delusional. We are putting out more tons of paper in this state than we did 10 years ago and we are doing it because of increased productivity and we are doing it because machines have sped up. In the mill where I work, we put in automated wood loading systems and there's been a trend downward in the workforce and upward in productivity, and it has caused a demand upon the supply of wood, and the only reason that you drive around these mills in the winter and find them full is that, in Maine, we cut nearly one half of all the fiber supply during the winter. Then you survive mud season and you hope it doesn't last too long. They are bringing in fiber from out of this state. They are bringing it in from the west as far as Wisconsin. They are bringing it in the mills, in the southern part of this state, from all over this country. If you want to talk about jobs, we need to at least look at it holistically. You can also get into a reciprocity war with Canada. As the Representative from Millinocket said, yes, there is a lot of our fiber that is moving there for lumber mills. That is causing a problem with supply for paper mills. So I ask you to stand with an American worker in a paper mill here today and follow my light.

Representative **CUSHING** of Hampden **REQUESTED** that the Clerk **READ** the Committee Report.

The Clerk **READ** the Committee Report in its entirety.

The **SPEAKER**: The Chair recognizes the Representative from Gorham, Representative Knapp.

Representative **KNAPP**: Thank you, Mr. Speaker. I have a question of the Speaker, I believe, that I would like the Speaker to explain procedure if someone wants to speak three times on the floor on a question. Thank you.

The **SPEAKER**: The answer to your question is if they request to speak a third time, I would ask for unanimous consent to allow them to speak. Nobody at this point has spoken three times. Responding to a question that is posed through the Chair to any member that may choose to answer does not count as one of your two times, or posing a question for that matter. The short answer is no one on this issue has spoken more than twice.

The Chair recognizes the Representative from Portland, Representative Haskell.

Representative **HASKELL**: Mr. Speaker, may I pose a question through the Chair?

The **SPEAKER**: The Representative may pose her question.

Representative **HASKELL**: Thank you, Mr. Speaker. Mr. Speaker, Men and Women of the House. To anyone who can answer, does this bill restrict a company from hiring a Canadian worker?

The **SPEAKER**: The Representative from Portland, Representative Haskell, has posed a question through the Chair to anyone who may care to respond. The Chair recognizes the Representative from Eagle Lake, Representative Martin.

Representative **MARTIN**: Thank you, Mr. Speaker. Mr. Speaker, Members of the House. Under the federal law and under this bill as proposed, that in fact there was an inability to get workers in Maine that were Maine workers, the federal law would apply.

The **SPEAKER**: The Chair recognizes the Representative from Jay, Representative Gilbert.

Representative **GILBERT**: Thank you, Mr. Speaker. Mr. Speaker, Ladies and Gentlemen of the House. I stand to say that Maine workers are hard workers and they have strong work ethics. We hear that from companies that moved into this state all the time. We hear it from the Chamber of Commerce. We hear it from everybody about the strong work ethics of workers here in Maine. Now in the Maine Woods some hiring agents in the logging areas are hiring applicants from Canada, not because of their strong work ethics but because they have similar backgrounds and they have similar language and it is easier for them. Those are the Canadians that they are hiring, not because Canadians have a stronger work ethic.

The **SPEAKER**: The Chair recognizes the Representative from Embden, Representative Dunphy.

Representative **DUNPHY**: Thank you, Mr. Speaker. I would like to correct Representative Harvell. I also work in the paper industry. The jobs, it appears to me that this is not a jobs bill. If it were a jobs bill, we would be talking about energy costs, we would be talking about labor costs, we would be talking about less government. This is not about jobs and I would suggest that you follow my light on Ought Not to Pass.

The **SPEAKER**: A roll call has been ordered. The pending question before the House is Acceptance of the Majority Ought Not to Pass Report. All those in favor will vote yes, those opposed will vote no.

ROLL CALL NO. 20

YEA - Beaulieu, Bennett, Bickford, Black, Burns DC, Burns DR, Cebra, Celli, Chase, Clark T, Cotta, Crafts, Cray, Crockett, Curtis, Cushing, Damon, Davis, Dow, Dunphy, Edgecomb, Espling, Fitts, Fitzpatrick, Flood, Fossil, Foster, Fredette, Gifford, Gillway, Guerin, Hamper, Harmon, Harvell, Johnson D, Johnson P, Keschl, Knapp, Knight, Libby, Long, Maker, Malaby, McClellan, McFadden, McKane, Morissette, Moulton, Nass, Newendyke, O'Connor, Olsen, Parker, Parry, Picchiotti, Plummer, Prescott, Richardson D, Richardson W, Rioux, Rosen, Sanderson, Sarty, Sirocki, Strang Burgess, Tilton, Timberlake, Turner, Volk, Waterhouse, Weaver, Willette A, Willette M, Winsor, Wintle, Wood, Mr. Speaker.

NAY - Ayotte, Beavers, Beck, Beliveau, Berry, Blodgett, Boland, Bolduc, Briggs, Bryant, Cain, Carey, Casavant, Chapman, Chipman, Clark H, Clarke, Cornell du Houx, Dill C, Dill J, Dion, Duchesne, Eberle, Eves, Flemings, Gilbert, Goode, Graham, Hanley, Harlow, Haskell, Hayes, Herbig, Hinck, Hogan, Hunt, Innes Walsh, Kent, Kruger, Kumiega, Lajoie, Longstaff, Lovejoy, Luchini, MacDonald, Maloney, Martin, Mazurek,

McCabe, Morrison, Nelson, O'Brien, Peoples, Peterson, Pilon, Priest, Rankin, Rochelo, Rotundo, Russell, Sanborn, Shaw, Stevens, Stuckey, Theriault, Treat, Tuttle, Valentino, Wagner R, Webster, Welsh.

ABSENT - Beaudoin, Driscoll, Kaenrath.

Yes, 77; No, 71; Absent, 3; Excused, 0.

77 having voted in the affirmative and 71 voted in the negative, with 3 being absent, and accordingly the Majority **Ought Not to Pass** Report was **ACCEPTED** in concurrence.

Majority Report of the Committee on **STATE AND LOCAL GOVERNMENT** reporting **Ought Not to Pass** on RESOLUTION, Proposing an Amendment to the Constitution of Maine To Require the Governor To Be Elected by a Majority Vote

(S.P. 187) (L.D. 607)

Signed:

Senators:

THOMAS of Somerset

COLLINS of York

Representatives:

COTTA of China

BOLAND of Sanford

BOLDUC of Auburn

CELLI of Brewer

HARVELL of Farmington

MOULTON of York

TURNER of Burlington

Minority Report of the same Committee reporting **Ought to Pass as Amended by Committee Amendment "A" (S-31)** on same RESOLUTION.

Signed:

Senator:

SULLIVAN of York

Representatives:

CASAVANT of Biddeford

GRAHAM of North Yarmouth

Came from the Senate with the Majority **OUGHT NOT TO PASS** Report **READ** and **ACCEPTED**.

READ.

On motion of Representative COTTA of China, the Majority **Ought Not to Pass** Report was **ACCEPTED** in concurrence.

Majority Report of the Committee on **TRANSPORTATION** reporting **Ought to Pass as Amended by Committee Amendment "A" (S-27)** on Bill "An Act To Provide Funds for Municipal Sand and Salt Storage Facilities"

(S.P. 81) (L.D. 272)

Signed:

Senators:

COLLINS of York

THOMAS of Somerset

Representatives:

CEBRA of Naples

GILLWAY of Searsport

PARRY of Arundel

RIOUX of Winterport

ROSEN of Bucksport

THERIAULT of Madawaska

WILLETTE of Mapleton

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

Signed:

Senator:

DIAMOND of Cumberland

Representatives:

HOGAN of Old Orchard Beach

MAZUREK of Rockland

PEOPLES of Westbrook

Came from the Senate with the Majority **OUGHT TO PASS AS AMENDED** Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-27).**

READ.

On motion of Representative CEBRA of Naples, the Majority **Ought to Pass as Amended** Report was **ACCEPTED**.

The Bill was **READ ONCE. Committee Amendment "A" (S-27)** was **READ** by the Clerk and **ADOPTED**. The Bill was assigned for **SECOND READING** Thursday, April 14, 2011.

Majority Report of the Committee on **INSURANCE AND FINANCIAL SERVICES** reporting **Ought to Pass** on Bill "An Act To Eliminate Duplication of Paint Disclosure and Radon Requirements"

(H.P. 427) (L.D. 544)

Signed:

Senators:

WHITTEMORE of Somerset

BRANNIGAN of Cumberland

SNOWE-MELLO of Androscoggin

Representatives:

RICHARDSON of Warren

FITZPATRICK of Houlton

McKANE of Newcastle

MORISSETTE of Winslow

PICCHIOTTI of Fairfield

Minority Report of the same Committee reporting **Ought to Pass as Amended by Committee Amendment "A" (H-82)** on same Bill.

Signed:

Representatives:

BEAUDOIN of Biddeford

BECK of Waterville

GOODE of Bangor

MORRISON of South Portland

TREAT of Hallowell

READ.

Representative RICHARDSON of Warren moved that the House **ACCEPT** the Majority **Ought to Pass** Report.

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

CONSENT CALENDAR

First Day

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

(S.P. 222) (L.D. 732) Bill "An Act To Reduce Costs for Businesses with Previous Utility Payment Records" Committee on **ENERGY, UTILITIES AND TECHNOLOGY** reporting **Ought to Pass as Amended by Committee Amendment "A" (S-28)**

(H.P. 450) (L.D. 592) Bill "An Act Regarding Forensic Examination Kits" Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY** reporting **Ought to Pass**

(H.P. 145) (L.D. 168) Bill "An Act To Require a Medical Examiner To Determine whether an Autopsy Is Needed in the Case of the Death of a Prisoner in a Correctional Facility" Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-86)**

(H.P. 486) (L.D. 656) Resolve, To Establish a Task Force on Franco-Americans Committee on **EDUCATION AND CULTURAL AFFAIRS** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-88)**

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

CONSENT CALENDAR

Second Day

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

(S.P. 90) (L.D. 301) Bill "An Act Relating to Abandoned Vehicles"

(S.P. 172) (L.D. 580) Bill "An Act To Protect Children from Sexual Predators" (C. "A" S-26)

(H.P. 506) (L.D. 679) Resolve, To Leverage Federal Opportunities for Job Creation in Maine

(H.P. 264) (L.D. 331) Resolve, Regarding Legislative Review of Portions of Chapter 895: Underground Facility Damage Prevention Requirements, a Major Substantive Rule of the Public Utilities Commission (EMERGENCY) (C. "A" H-85)

(H.P. 302) (L.D. 376) Resolve, Directing the Department of Health and Human Services To Complete the Redesign of a Shared Living Program for Adults with Intellectual Disabilities (EMERGENCY) (C. "A" H-81)

(H.P. 333) (L.D. 440) Bill "An Act To Allow Employees of the Maine School of Science and Mathematics to Join the State's Group Health Plan" (C. "A" H-83)

(H.P. 1011) (L.D. 1372) Bill "An Act To Make Additional Supplemental Appropriations and Allocations for the Fiscal Year Ending June 30, 2011" (EMERGENCY) (C. "A" H-84)

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

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

BILLS IN THE SECOND READING
House as Amended

Bill "An Act To Allow the Transfer of Whitewater Rafting Allocations When Water Levels in a River Are Not Suitable for Whitewater Rafting" (EMERGENCY)

(H.P. 304) (L.D. 378)

(C. "A" H-75)

RESOLUTION, Proposing an Amendment to the Constitution of Maine To Change the Schedule for Redistricting

(H.P. 387) (L.D. 494)

(C. "A" H-76)

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

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

UNFINISHED BUSINESS

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

Bill "An Act To Make Changes to the Allocation of Revenue from Watercraft Registration"

(H.P. 755) (L.D. 1019)

(Committee on **INLAND FISHERIES AND WILDLIFE** suggested) TABLED - March 10, 2011 (Till Later Today) by Representative DAVIS of Sangerville.

PENDING - REFERENCE.

Subsequently, the Bill was REFERRED to the Committees on **INLAND FISHERIES AND WILDLIFE** and **MARINE RESOURCES**, ordered printed and sent for concurrence.

Bill "An Act To Legalize and Tax Marijuana"

(H.P. 1067) (L.D. 1453)

(Committee on **HEALTH AND HUMAN SERVICES** suggested) TABLED - April 12, 2011 (Till Later Today) by Representative STRANG BURGESS of Cumberland.

PENDING - REFERENCE.

Subsequently, the Bill was REFERRED to the Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY**, ordered printed and sent for concurrence.

Bill "An Act To Improve Timely Access to Health Care Data" (EMERGENCY)

(H.P. 1076) (L.D. 1467)

(Committee on **INSURANCE AND FINANCIAL SERVICES** suggested)

TABLED - April 12, 2011 (Till Later Today) by Representative RICHARDSON of Warren.

PENDING - REFERENCE.

Subsequently, the Bill was REFERRED to the Committee on **HEALTH AND HUMAN SERVICES**, ordered printed and sent for concurrence.

SENATE PAPERS

Bill "An Act To Require Voter Validation for a School Administrative Unit To Retain Ownership of a School No Longer Used Primarily for Classroom Education"

(S.P. 460) (L.D. 1471)

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

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

Bill "An Act To Create the State Advanced Practice Registered Nursing Board"

(S.P. 461) (L.D. 1472)

Came from the Senate, **REFERRED** to the Committee on **LABOR, COMMERCE, RESEARCH AND ECONOMIC DEVELOPMENT** and ordered printed.

REFERRED to the Committee on **LABOR, COMMERCE, RESEARCH AND ECONOMIC DEVELOPMENT** in concurrence.

Bill "An Act To Ensure Harvesting of Timber on Land Taxed under the Maine Tree Growth Tax Law"

(S.P. 459) (L.D. 1470)

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

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

ENACTORS

Acts

An Act Regarding the Determination of Distance for the Purposes of the Gambling Control Board Laws

(S.P. 208) (L.D. 677)

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

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

On motion of Representative HARMON of Palermo, the House adjourned at 12:13 p.m., until 10:00 a.m., Thursday, April 14, 2011.