

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
65th Legislative Day
Wednesday, June 29, 2011

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

Prayer by the Honorable Ricky D. Long, Sherman.
Pledge of Allegiance.

Under suspension of the rules, members were allowed to remove their jackets.

The Journal of yesterday was read and approved.

SENATE PAPERS
Non-Concurrent Matter

An Act To Amend the Laws Governing the Deadline and Conditions for Municipal Approval of a Second Racino and To Allow a Tribal Racino in Washington County

(I.B. 2) (L.D. 1203)
(C. "A" H-400)

PASSED TO BE ENACTED in the House on June 10, 2011.

Came from the Senate **FAILING** of **PASSAGE TO BE ENACTED** in **NON-CONCURRENCE**.

On motion of Representative CUSHING of Hampden, **TABLED** pending **FURTHER CONSIDERATION** and later today assigned.

COMMUNICATIONS

The Following Communication: (S.C. 444)

MAINE SENATE
125TH LEGISLATURE
OFFICE OF THE SECRETARY

June 28, 2011

The Honorable Heather J.R. Priest
Clerk of the House
125th Maine Legislature
Augusta, Maine 04333
Dear Clerk Priest:

Senate Paper 158, Legislative Document 566, "An Act To Encourage Transparency in the Department of Education," having been returned by the Governor, together with objections to the same, pursuant to Article IV, Part Third, Section 2 of the Constitution of the State of Maine, after reconsideration, the Senate proceeded to vote on the question: "Shall this Bill become a law notwithstanding the objections of the Governor?" 13 voted in favor and 21 against, and accordingly it was the vote of the Senate that the Bill not become a law and the veto was sustained.

Sincerely,
S/Joseph G. Carleton, Jr.
Secretary of the Senate

READ and ORDERED PLACED ON FILE.

The Following Communication: (S.C. 445)

MAINE SENATE
125TH LEGISLATURE
OFFICE OF THE SECRETARY

June 28, 2011

The Honorable Heather J.R. Priest
Clerk of the House
125th Maine Legislature
Augusta, Maine 04333

Dear Clerk Priest:

Senate Paper 111, Legislative Document 398, "An Act To Require Criminal History Record Information for Licensure of Nurses," having been returned by the Governor, together with objections to the same, pursuant to Article IV, Part Third, Section 2 of the Constitution of the State of Maine, after reconsideration, the Senate proceeded to vote on the question: "Shall this Bill become a law notwithstanding the objections of the Governor?" 0 voted in favor and 33 against, and accordingly it was the vote of the Senate that the Bill not become a law and the veto was sustained.

Sincerely,
S/Joseph G. Carleton, Jr.
Secretary of the Senate

READ and ORDERED PLACED ON FILE.

PETITIONS, BILLS AND RESOLVES REQUIRING REFERENCE

Bill "An Act To Provide Funding for the Reapportionment Commission"

(H.P. 1191) (L.D. 1588)

Sponsored by Speaker NUTTING of Oakland.

Cosponsored by President RAYE of Washington.

Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 205.

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

Under suspension of the rules, the Bill was given its **FIRST READING WITHOUT REFERENCE** to a committee.

Under further suspension of the rules, the Bill was given its **SECOND READING WITHOUT REFERENCE** to the Committee on **Bills in the Second Reading**.

Representative CURTIS of Madison **PRESENTED House Amendment "A" (H-677)**, which was **READ** by the Clerk and **ADOPTED**.

Under further suspension of the rules, the Bill was **PASSED TO BE ENGROSSED as Amended by House Amendment "A" (H-677)** and sent for concurrence.

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

SPECIAL SENTIMENT CALENDAR

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

Recognizing:

Trinity Jubilee Center, of Lewiston, which has received a 2011 Spirit of America Award for Volunteerism for assisting thousands of families by providing hot meals, groceries, medical clinics, academic assistance, a safe haven and support in negotiating life's challenges. The Spirit of America Foundation was established to encourage and promote volunteerism, and the award is presented to honor local individuals, organizations or projects in appreciation of community service. Trinity Jubilee Center's work focuses on 4 target areas: food security, public health, community education and support, and youth

development. We send our congratulations to Trinity Jubilee Center on its receiving this award;

(SLS 355)

On **OBJECTION** of Representative CAREY of Lewiston, was **REMOVED** from the Special Sentiment Calendar.

READ.

The **SPEAKER**: The Chair recognizes the Representative from Lewiston, Representative Carey.

Representative **CAREY**: Thank you, Mr. Speaker. Mr. Speaker, Men and Women of the House. I just wanted to speak publicly and to thank the Trinity Jubilee Center and all of the volunteers there. Over 150 years ago, Abraham Lincoln coined the phrase "the better angels of our nature" and that really describes the work of the volunteers at the Trinity Jubilee Center, to help those who come looking for just the basic needs of food and shelter, and the volunteers at the Trinity Jubilee Center are able to do quite amazing things. I want to thank them for what they do for our community and for both the residents and the citizens of our state. Thank you, Mr. Speaker.

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

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

ENACTORS

Acts

An Act To Provide a Sales Tax Exemption to Incorporated Nonprofit Performing Arts Organizations

(S.P. 55) (L.D. 205)
(S. "A" S-342 to C. "A" S-90)

An Act Regarding the Southern Maine Veterans Memorial Cemetery

(S.P. 88) (L.D. 299)
(C. "A" S-14; S. "A" S-344)

An Act To Provide Tax Relief for Maine's Citizens by Reducing Income Taxes

(S.P. 252) (L.D. 849)
(S. "A" S-330 to C. "A" S-308)

An Act To Amend the Motor Vehicle Laws

(H.P. 835) (L.D. 1123)
(S. "A" S-355 to C. "A" H-291)

An Act To Implement the Recommendations of the Criminal Law Advisory Commission Relative to the Maine Criminal Code and Related Statutes

(H.P. 1028) (L.D. 1399)
(S. "A" S-360 to C. "A" H-618)

An Act To Amend the Laws Relating to the Maine Public Employees Retirement System

(S.P. 485) (L.D. 1524)

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

Resolves

Resolve, To Enhance Agriculture and Farming

(H.P. 1058) (L.D. 1444)
(S. "A" S-361 to C. "A" H-533)

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

An Act To Include Independent Practice Dental Hygienists in MaineCare

(H.P. 58) (L.D. 70)
(S. "A" S-339 to C. "A" H-49)

Was reported by the Committee on **Engrossed Bills** as truly and strictly engrossed.

On motion of Representative **STRANG BURGESS** of Cumberland, was **SET ASIDE**.

On further motion of the same Representative, the Bill and all accompanying papers were **COMMITTED** to the Committee on **HEALTH AND HUMAN SERVICES** and sent for concurrence.

An Act Regarding Pharmacy Reimbursement in MaineCare

(H.P. 272) (L.D. 346)
(S. "A" S-345 to C. "A" H-563)

Was reported by the Committee on **Engrossed Bills** as truly and strictly engrossed.

On motion of Representative **CAIN** of Orono, was **SET ASIDE**.

The same Representative **REQUESTED** a roll call on **PASSAGE TO BE ENACTED**.

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

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

ROLL CALL NO. 218

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

NAY - Beaudoin, Beavers, Beliveau, Berry, Blodgett, Boland, Bolduc, Briggs, Bryant, Cain, Carey, Chapman, Chipman, Clark H, Clarke, Cornell du Houx, Dill J, Dion, Gilbert, Goode, Graham, Hanley, Harlow, Haskell, Hayes, Herbig, Hinck, Hogan, Hunt, Innes Walsh, Kent, Kruger, Kumiega, Lajoie, Longstaff, Lovejoy, Luchini, Maloney, Mazurek, McCabe, Morrison, Nelson, Peoples, Peterson, Pilon, Priest, Rankin, Rochelo, Russell, Sanborn, Theriault, Treat, Valentino.

ABSENT - Beck, Bickford, Cebra, Driscoll, Duchesne, Eberle, Eves, Flemings, Kaenrath, Libby, MacDonald, O'Brien, Rotundo, Stuckey, Tuttle, Wagner R, Welsh, Willette A, Wintle.

Yes, 78; No, 53; Absent, 19; Vacant, 1; Excused, 0.

78 having voted in the affirmative and 53 voted in the negative, 1 vacancy with 19 being absent, and accordingly the Bill was **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** with the exception of matters being held.

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.

An Act To Prohibit the Sale or Possession of So-called Bath Salts Containing Dangerous Synthetic Drugs (EMERGENCY)

(H.P. 1147) (L.D. 1562)

(C. "A" H-586)

- In House, **PASSED TO BE ENACTED** on June 10, 2011.

- In Senate, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-586) AS AMENDED BY SENATE AMENDMENT "A" (S-362)** thereto in **NON-CONCURRENCE**.

TABLED - June 28, 2011 (Till Later Today) by Representative CUSHING of Hampden.

PENDING - FURTHER CONSIDERATION.

Subsequently, on motion of Representative WEBSTER of Freeport, the House voted to **RECEDE**.

Senate Amendment "A" (S-362) to Committee Amendment "A" (H-586) was **READ** by the Clerk.

Representative WEBSTER of Freeport moved that **Senate Amendment "A" (S-362) to Committee Amendment "A" (H-586)** be **INDEFINITELY POSTPONED**.

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

Representative **WEBSTER**: Thank you, Mr. Speaker. Mr. Speaker, Ladies and Gentlemen of the House. I am putting us in the position to be able to make the technical amendment to this very important piece of legislation. I want to thank the Criminal Justice and Public Safety Committee for their important work in bringing this issue forward. I want to thank Representative Plummer and Representative Haskell, who yesterday helped me along with my chair, Representative Flood, in addressing some minor technical issues that will move this forward and expedite the dealing with this difficult and challenging public safety problem. Thank you, Mr. Speaker.

Subsequently, **Senate Amendment "A" (S-362) to Committee Amendment "A" (H-586)** was **INDEFINITELY POSTPONED**.

Representative WEBSTER of Freeport **PRESENTED** House Amendment "A" (H-676) to Committee Amendment "A" (H-586), which was **READ** by the Clerk.

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. I want to again thank the committee and all those involved. This is a very difficult and challenging issue regarding a synthetic drug that has a name bath salts, but is much more, which sounds innocuous but is actually a very difficult drug. There was again another article today in the paper regarding an incident. Again I want to thank the committee. We have had to make some adjustments in the structure of the bill in order to address some fiscal concerns and then again some changes, in order to address some concerns that were raised to us by those who need these tools in order to provide the proper response and provide public safety. So I want to thank the committee, Representative Plummer, Representative Haskell, and in the other body, Senator Katz, who has assisted in making this happen. Thank you.

The **SPEAKER**: The Chair recognizes the Representative from Windham, Representative Plummer.

Representative **PLUMMER**: Thank you, Mr. Speaker. Mr. Speaker, Ladies and Gentlemen of the House. I just want to be sure people understand what we are voting on. Bath salts are

not something that you would dump in the bathtub. Bath salts are a very hallucinogenic drug that has recently become available and it has unfortunately made its way to Maine. The committee had originally wanted harsher penalties than the penalties that are imposed in the Representative from Freeport, Representative Webster's, amendment. However, we understand the reality of financing this bill. We understand that the longer you put people in prison the more it costs. So this is a way that we see that this bill can pass, can become effective, and I believe it does have an emergency preamble, so it will become effective right away. I know that this has the support of the sponsor, Representative Berry, of Bowdoinham. It also has the support of the Democratic lead, Representative Haskell, from Portland, as well as myself. So I would urge everyone to vote for this bill and Representative Berry also suggested that I ask for a roll call, so I will do that as well, Mr. Speaker. Thank you.

Representative **PLUMMER** of Windham **REQUESTED** a roll call on the motion to **ADOPT House Amendment "A" (H-676) to Committee Amendment "A" (H-586)**.

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

Subsequently, Representative **PLUMMER** of Windham **WITHDREW** his **REQUEST** for a roll call.

Subsequently, **House Amendment "A" (H-676) to Committee Amendment "A" (H-586)** was **ADOPTED**.

Committee Amendment "A" (H-586) as Amended by House Amendment "A" (H-676) thereto was **ADOPTED**.

Subsequently, the Bill was **PASSED TO BE ENGROSSED as Amended by Committee Amendment "A" (H-586) as Amended by House Amendment "A" (H-676)** thereto in **NON-CONCURRENCE** and sent for concurrence. **ORDERED SENT FORTHWITH**.

Resolve, Establishing the Commission To Study Priorities and Timing of Judicial Proceedings in State Courts (EMERGENCY)

(S.P. 297) (L.D. 951)

(S. "A" S-334 to C. "A" S-213)

TABLED - June 28, 2011 (Till Later Today) by Representative CUSHING of Hampden.

PENDING - Motion of same Representative to **RECONSIDER** whereby the Resolve **FAILED OF FINAL PASSAGE**.

Subsequently, the House **RECONSIDERED** its action whereby the Resolve **FAILED FINAL PASSAGE**.

On motion of Representative **NASS** of Acton the House **RECONSIDERED** its action whereby the Resolve was **PASSED TO BE ENGROSSED as Amended by Committee Amendment "A" (S-213) as Amended by Senate Amendment "A" (S-334)** thereto.

The same Representative **PRESENTED** House Amendment "A" (H-678), which was **READ** by the Clerk and **ADOPTED**.

The Resolve was **PASSED TO BE ENGROSSED as Amended by Committee Amendment "A" (S-213) as Amended by Senate Amendment "A" (S-334)** thereto and **House Amendment "A" (H-678)** in **NON-CONCURRENCE** and sent for concurrence. **ORDERED SENT FORTHWITH**.

On motion of Representative **MARTIN** of Eagle Lake, the House **RECONSIDERED** its action whereby Bill "An Act To Include Independent Practice Dental Hygienists in MaineCare"

(H.P. 58) (L.D. 70)

Was **COMMITTED** to the Committee on **HEALTH AND HUMAN SERVICES**

Subsequently, Representative STRANG BURGESS of Cumberland **WITHDREW** her motion to **COMMIT** the Bill and all accompanying papers to the Committee on **HEALTH AND HUMAN SERVICES**.

Subsequently, the Bill was **PASSED TO BE ENACTED**, signed by the Speaker and sent to the Senate.

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

**SENATE PAPERS
Non-Concurrent Matter**

Bill "An Act To Protect Legislative Intent in Rulemaking" (H.P. 426) (L.D. 543)

PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-546) AS AMENDED BY HOUSE AMENDMENT "A" (H-671) thereto in the House on June 28, 2011.

Came from the Senate with the Bill and accompanying papers **COMMITTED** to the Committee on **STATE AND LOCAL GOVERNMENT** in **NON-CONCURRENCE**.

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

COMMUNICATIONS

The Following Communication: (S.C. 446)

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

June 28, 2011

The Honorable Heather J.R. Priest
Clerk of the House
125th Maine Legislature
Augusta, Maine 04333
Dear Clerk Priest:

Senate Paper 160, Legislative Document 568, "Resolve, To Establish an Early Childhood Stakeholder Group," having been returned by the Governor, together with objections to the same, pursuant to Article IV, Part Third, Section 2 of the Constitution of the State of Maine, after reconsideration, the Senate proceeded to vote on the question: "Shall this Bill become a law notwithstanding the objections of the Governor?" 16 voted in favor and 18 against, and accordingly it was the vote of the Senate that the Bill not become a law and the veto was sustained.

Sincerely,
S/Joseph G. Carleton, Jr.
Secretary of the Senate

READ and ORDERED PLACED ON FILE.

ORDERS

On motion of Representative HAMPER of Oxford, the following House Order: (H.O. 28)

ORDERED, that Representative Kenneth Wade Fredette of Newport be excused June 16 for personal reasons.

READ and PASSED.

**REPORTS OF COMMITTEE
Committee of Conference**

Report of the Committee of Conference on the disagreeing action of the two branches of the Legislature on Bill "An Act To Allow a Student Attending Private School Access to Public School Cocurricular, Interscholastic and Extracurricular Activities"

(H.P. 662) (L.D. 903)
has had the same under consideration, and asks leave to report:

That the Senate **Recede** from **Passage to be Engrossed as Amended** by Committee Amendment "A" (H-490) as Amended by Senate Amendments "A" (S-293) and "B" (S-307) thereto. **Recede** from **Adoption** of Committee Amendment "A" (H-490) as Amended by Senate Amendments "A" (S-293) and "B" (S-307) thereto and **Indefinitely Postpone** same. **Read and Adopt** Committee of Conference Amendment "A" (S-331). **Pass** to be **Engrossed as Amended** by Committee of Conference Amendment "A" (S-331) in **Non-Concurrence** and send down forthwith for concurrence.

That the House **Recede and Concur**.

Signed:

Senators:

LANGLEY of Hancock
MASON of Androscoggin
HASTINGS of Oxford

Representatives:

McCLELLAN of Raymond
CASAVANT of Biddeford

Came from the Senate with the Committee of Conference Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY CONFERENCE COMMITTEE AMENDMENT "A" (S-331)** in **NON-CONCURRENCE**.

The Committee of Conference Report was **READ** and **ACCEPTED**.

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

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

The House recessed until the Sound of the Bell.

(After Recess)

The House was called to order by the Speaker.

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.

An Act To Prohibit Bullying and Cyberbullying in Schools (MANDATE)

(H.P. 928) (L.D. 1237)
(S. "A" S-357 to C. "A" H-570)

TABLED - June 28, 2011 (Till Later Today) by Representative CAIN of Orono.

PENDING - Motion of same Representative to **RECONSIDER** whereby the Bill **FAILED OF PASSAGE TO BE ENACTED**.

Subsequently, the House **RECONSIDERED** its action whereby the Bill **FAILED PASSAGE TO BE ENACTED**.

Subsequently, the Bill and all accompanying papers were **COMMITTED** to the Committee on **EDUCATION AND CULTURAL AFFAIRS** and sent for concurrence.

ENACTORS
Emergency Mandate

Resolve, Directing the Commissioner of Education To Adopt a Policy Regarding Management of Head Injuries in Youth Sports (H.P. 84) (L.D. 98)
(S. "A" S-340 to C. "A" H-519)

Reported by the Committee on **Engrossed Bills** as truly and strictly engrossed. In accordance with the provisions of Section 21 of Article IX of the Constitution, a two-thirds vote of all the members elected to the House being necessary, a total was taken. 82 voted in favor of the same and 45 against, and accordingly the Resolve **FAILED FINAL PASSAGE**, and was sent to the Senate.

Mandate

An Act To Require the Inclusion of a Financial Statement on School Administrative Unit Bond Obligations When Voting on a School Construction Project

(H.P. 275) (L.D. 349)
(S. "A" S-346 to C. "A" H-124)

Reported by the Committee on **Engrossed Bills** as truly and strictly engrossed. In accordance with the provisions of Section 21 of Article IX of the Constitution, a two-thirds vote of all the members elected to the House being necessary, a total was taken. 43 voted in favor of the same and 85 against, and accordingly the Bill **FAILED PASSAGE TO BE ENACTED**, and was sent to the Senate.

Mandate

An Act To Provide a Property Tax Exemption for Family Burying Grounds

(H.P. 816) (L.D. 1081)
(S. "A" S-354 to C. "A" H-476)

Reported by the Committee on **Engrossed Bills** as truly and strictly engrossed. In accordance with the provisions of Section 21 of Article IX of the Constitution, a two-thirds vote of all the members elected to the House being necessary, a total was taken. 45 voted in favor of the same and 85 against, and accordingly the Bill **FAILED PASSAGE TO BE ENACTED**, and was sent to the Senate.

Mandate

An Act To Amend Standards for Participation in Certain Public School Services by Students Who Are Homeschooled

(H.P. 888) (L.D. 1197)
(S. "A" S-356 to C. "A" H-571)

Reported by the Committee on **Engrossed Bills** as truly and strictly engrossed. In accordance with the provisions of Section 21 of Article IX of the Constitution, a two-thirds vote of all the members elected to the House being necessary, a total was taken. 69 voted in favor of the same and 59 against, and accordingly the Bill **FAILED PASSAGE TO BE ENACTED**, and was sent to the Senate.

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

Governor **LePAGE**: As the session is coming to a close, I think it appropriate for me to come up and, one, to thank you all for all the hard work, difficult work, challenging work at times, and at the same token to remind everyone that we have been sent here to do a job by the people of the State of Maine. In the last six months, we have attempted to put forth to you, and in front of the Senate, those items that we campaigned on very strenuously over a year and a half.

Recently, and many of you have seen it, we had polls taken on where we stand on certain issues and I'd like to say to all of you that some of the key reforms that were necessary to, one, keep our bond rating, you've addressed. At least we've addressed it and made a start with it. I think it was very important that to the rating agencies that we improve our cash flow, that we put some money into the rainy day fund, and that we reform or we address our unfunded liability. I commend you all for the fine work that was done on the pensions. I think that the work done on the state pensions is fabulous. I think it's really good work, it was hard work, but we got through a very, very difficult challenge.

Tax reform is another area where I believe we have done something that has not been done for a long time, probably never in the State of Maine. We've addressed the poorest people in the state and we've taken them off paying income tax and at the same token we've looked at business and we've opened up areas where if we're going to prosper, we are addressing it and we're giving them some opportunities.

We've corrected a major reform in health care. I believe LD 1333, it is the one piece of legislation that I particularly take pride of and I thank you all so much. That is a wonderful piece of legislation and over the years you are going to see Maine being a top notch, it's going to go back to the top, not only in affordable health care but in quality health care.

There still needs a lot to be done. By reforming the tax side, one area that we need to look at when we come back in January is the spending side because you can lower the taxes, but if you don't address spending in the same way that you lower the taxes, you're just making it a short-term reform. If we're going to improve Maine we have to make it a long-term reform and we have to address some of the issues that are some of our spending challenges.

In the next six months, we are going to go through every agency and look at every line item that they spend and we will have a package for you in January to address, to see how we can reform and make government more efficient. We are going to have to address education and welfare. I think we've started on education. I think that we have the opportunity to lower the cost and improve the product, and I think that's the goal and Commissioner Bowen is dedicated and committed to doing just that.

In the welfare areas I will say that we've made and started, but we need to address the big picture. We need to be competitive with 49 other states on welfare and we are not. There are 47 states that are less generous than Maine. And it's nice to be generous and I wish we could afford it, but generosity starts at home. I'm urging you to make the reforms necessary in the next session to help Maine people.

This morning I got a report on energy. Last year, we were ranked number 12th of the highest cost of energy in the country. This week we are now ranked number eight. We have some of the highest energy costs in the nation and if we want to prosper, if we want to put our natural resources and our farms and our fishing industry back into a position where they are going to be profitable, we simply need to address our energy costs.

Now we have the highest renewable portfolio in the nation. We are at 34 percent, and with the energy bill passed this year,

we're heading to 44 percent. I would love to tell you that renewable energies are the way to go and that's going to lower the costs, but it isn't. It's the simple fact, we can agree or disagree, but right now we are paying 15.9 cents per kilowatt hour, on average, with a nation that is just around 12. We cannot attract businesses that are energy users in that environment. We have started the job. I'm going to ask you to finish it in the January session.

The other thing and I do want to thank each and every one of you, we haven't completed the job, but at least we have it on the table for discussion. When you go home this summer, I would urge you all to speak to your constituents about some of the things that they want because the one thing that I'm finding out on a monthly basis when we go do our Capitol for a Day is there are several issues, energy being one of them, but we had a discussion on the right to work that went down to fair share.

I'm going to ask you all to look deep in your heart and say is it right, is it right to force someone to pay to keep a job? I maintain that there's absolutely nothing wrong with being in organized labor and the success of organized labor is if they add value to their product. If they add value and they have a good product like many unions around the country, many unions around the country, instead of getting involved in political campaigns, they get involved in self development for their people and provide training for their people so that we have a better product.

So I'm going to ask you for fair share next year again. It's very, very important for the people that work for the state, it's important for the morale of the people who work for the state that don't want to have to pay. Now do they lose protection? Absolutely and they ought to, but I think we have to have an equal playing field. I find it very disheartening to say you can't work here unless you pay so much a week.

With that, I think there was a lot, a lot of good work done this year. I think we probably moved the state forward in legislation, in actual bipartisan legislation, far more than we have in many, many years. I thank you all. Have a good summer. Rest up because we're going to have a tough agenda in January. Thank you.

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

ENACTORS
Acts

An Act To Allow a Student Attending Private School Access to Public School Cocurricular, Interscholastic and Extracurricular Activities

(H.P. 662) (L.D. 903)
(CC. "A" S-331)

Was reported by the Committee on **Engrossed Bills** as truly and strictly engrossed.

On motion of Representative CAIN of Orono, was **SET ASIDE**.

The same Representative **REQUESTED** a roll call on **PASSAGE TO BE ENACTED**.

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

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

ROLL CALL NO. 219

YEA - Ayotte, Beaulieu, Black, Boland, Burns DR, Casavant, Celli, Chase, Clark T, Cotta, Cray, Crockett, Curtis, Cushing, Damon, Davis, Dow, Dunphy, Espling, Fitts, Fitzpatrick, Flood, Fossel, Foster, Fredette, Gifford, Gillway, Guerin, Hamper,

Hanley, Harlow, Harmon, Harvell, Hogan, Johnson D, Johnson P, Keschl, Knapp, Knight, Long, Maker, Malaby, McClellan, McKane, Morissette, Moulton, Nass, Newendyke, O'Connor, Olsen, Parker, Parry, Peterson, Picchiotti, Plummer, Prescott, Richardson D, Richardson W, Rioux, Rosen, Sanderson, Sarty, Sirocki, Strang Burgess, Tilton, Timberlake, Turner, Tuttle, Volk, Waterhouse, Weaver, Willette A, Winsor, Wood, Mr. Speaker.

NAY - Beaudoin, Beavers, Beck, Bennett, Berry, Blodgett, Bolduc, Briggs, Bryant, Cain, Carey, Chapman, Chipman, Clark H, Clarke, Cornell du Houx, Dill J, Eberle, Edgcomb, Flemings, Gilbert, Goode, Haskell, Hayes, Herbig, Hinck, Hunt, Innes Walsh, Kaenrath, Kent, Kruger, Kumiega, Lajoie, Longstaff, Lovejoy, Luchini, Maloney, Martin, McCabe, McFadden, Morrison, Nelson, Peoples, Pilon, Rankin, Rochelo, Russell, Sanborn, Shaw, Stevens, Theriault, Treat, Valentino, Webster.

ABSENT - Beliveau, Bickford, Burns DC, Cebra, Crafts, Dion, Driscoll, Duchesne, Eves, Graham, Libby, MacDonald, Mazurek, O'Brien, Priest, Rotundo, Stuckey, Wagner R, Welsh, Willette M, Wintle.

Yes, 75; No, 54; Absent, 21; Vacant, 1; Excused, 0.

75 having voted in the affirmative and 54 voted in the negative, 1 vacancy with 21 being absent, and accordingly the Bill was **PASSED TO BE ENACTED**, signed by the Speaker and sent to the Senate.

Emergency Measure

An Act To Correct Errors and Inconsistencies in the Laws of Maine

(H.P. 1089) (L.D. 1480)
(H. "A" H-657, H. "B" H-667, H. "C" H-668, H. "D" H-669, H. "E" H-670 and H. "F" H-674 to C. "A" H-656)

Reported by the Committee on **Engrossed Bills** as truly and strictly engrossed. This being an emergency measure, a two-thirds vote of all the members elected to the House being necessary, a total was taken. 116 voted in favor of the same and 3 against, and accordingly the Bill was **PASSED TO BE ENACTED**, signed by the Speaker and sent to the Senate.

Acts

An Act To Amend the Maine Certificate of Need Act of 2002
(H.P. 286) (L.D. 360)
(H. "A" H-661 to C. "A" H-625)

An Act To Make Certain Prescription Drug Disclosure Laws Consistent with Federal Law

(H.P. 530) (L.D. 719)
(C. "A" H-647)

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.

SENATE PAPERS

Non-Concurrent Matter

An Act To Establish Multidistrict Online Classes in Maine
(S.P. 206) (L.D. 675)
(C. "A" S-304)

PASSED TO BE ENACTED in the House on June 15, 2011.
Came from the Senate **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-304) AS AMENDED BY SENATE AMENDMENT "B" (S-366)** thereto in **NON-CONCURRENCE**.

The House voted to **INSIST**.

The Chair laid before the House the following item which was **TABLED** earlier in today's session:

An Act To Amend the Laws Governing the Deadline and Conditions for Municipal Approval of a Second Racino and To Allow a Tribal Racino in Washington County

(I.B. 2) (L.D. 1203)
(C. "A" H-400)

Which was **TABLED** by Representative CUSHING of Hampden pending **FURTHER CONSIDERATION**.

On motion of Representative CROCKETT of Bethel, the House voted to **RECEDE AND CONCUR**.

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

ENACTORS

Acts

An Act To Allow Table Games at a Facility Licensed To Operate Slot Machines on January 1, 2011

(H.P. 1044) (L.D. 1418)

(H. "B" H-659 and H. "D" H-675 to C. "A" H-522)

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.

Emergency Measure

An Act To Provide Funding for the Reapportionment Commission

(H.P. 1191) (L.D. 1588)

(H. "A" H-677)

Reported by the Committee on **Engrossed Bills** as truly and strictly engrossed. This being an emergency measure, a two-thirds vote of all the members elected to the House being necessary, a total was taken. 120 voted in favor of the same and 1 against, and accordingly the Bill was **PASSED TO BE ENACTED**, signed by the Speaker and sent to the Senate.

Emergency Measure

An Act To Prohibit the Sale or Possession of So-called Bath Salts Containing Dangerous Synthetic Drugs

(H.P. 1147) (L.D. 1562)

(H. "A" H-676 to C. "A" H-586)

Was reported by the Committee on **Engrossed Bills** as truly and strictly engrossed.

Representative PLUMMER of Windham **REQUESTED** a roll call on **PASSAGE TO BE ENACTED**.

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

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

This being an emergency measure, a two-thirds vote of all the members elected to the House being necessary, a total was taken.

ROLL CALL NO. 220

YEA - Ayotte, Beaudoin, Beaulieu, Beavers, Bennett, Berry, Black, Blodgett, Boland, Bolduc, Briggs, Bryant, Burns DR, Cain, Carey, Casavant, Celli, Chapman, Chase, Chipman, Clark H, Clark T, Clarke, Cornell du Houx, Cotta, Cray, Crockett, Curtis, Cushing, Damon, Davis, Dill J, Dow, Dunphy, Eberle, Edgecomb, Esping, Fitts, Fitzpatrick, Flemings, Flood, Fossel, Foster, Fredette, Gifford, Gilbert, Gillway, Goode, Guerin, Hamper, Hanley, Harlow, Harmon, Harvell, Haskell, Hayes, Herbig, Hinck,

Hogan, Hunt, Innes Walsh, Johnson D, Johnson P, Kaenrath, Kent, Keschl, Knapp, Knight, Kruger, Kumiaga, Lajoie, Long, Longstaff, Lovejoy, Luchini, Maker, Malaby, Maloney, Martin, Mazurek, McCabe, McClellan, McFadden, McKane, Morissette, Morrison, Moulton, Nass, Nelson, Newendyke, O'Connor, Olsen, Parker, Parry, Peoples, Peterson, Picchiotti, Pilon, Plummer, Prescott, Rankin, Richardson D, Richardson W, Rioux, Rochelo, Rosen, Russell, Sanborn, Sanderson, Sarty, Shaw, Sirocki, Stevens, Strang Burgess, Theriault, Tilton, Timberlake, Treat, Turner, Tuttle, Valentino, Volk, Weaver, Webster, Willette A, Winsor, Wood, Mr. Speaker.

NAY - Waterhouse.

ABSENT - Beck, Beliveau, Bickford, Burns DC, Cebra, Crafts, Dion, Driscoll, Duchesne, Eves, Graham, Libby, MacDonald, O'Brien, Priest, Rotundo, Stuckey, Wagner R, Welsh, Willette M, Wintle.

Yes, 128; No, 1; Absent, 21; Vacant, 1; Excused, 0.

128 having voted in the affirmative and 1 voted in the negative, 1 vacancy with 21 being absent, and accordingly the Bill was **PASSED TO BE ENACTED**, signed by the Speaker and sent to the Senate.

Resolves

Resolve, Establishing the Commission To Study Priorities and Timing of Judicial Proceedings in State Courts

(S.P. 297) (L.D. 951)

(S. "A" S-334 to C. "A" S-213; H. "A" H-678)

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

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

SENATE PAPERS

Non-Concurrent Matter

Resolve, Directing the Commissioner of Education To Adopt a Policy Regarding Management of Head Injuries in Youth Sports (EMERGENCY) (MANDATE)

(H.P. 84) (L.D. 98)

(S. "A" S-340 to C. "A" H-519)

FAILED of **FINAL PASSAGE** in the House on June 29, 2011.

Came from the Senate **FINALLY PASSED** in **NON-CONCURRENCE**.

Representative PILON of Saco moved that the House **RECEDE**.

The **SPEAKER**: The Chair recognizes the Representative from Saco, Representative Pilon.

Representative **PILON**: Thank you, Mr. Speaker. Mr. Speaker, Ladies and Gentlemen of the House. LD 98 is a Resolve, Directing the Commissioner of Education To Adopt a Policy Regarding Management of Head Injuries in Youth Sports. This Resolve would bring stakeholders together over the summer and they include organizations like the Maine Principals' Association, the Maine School Superintendents Association, the Maine School Board Association, the Maine School Management Association, and the Acquired Brain Injury Advisory Council, sports medicine practitioners, medical providers, and school athletic directors and trainers to work on a policy on head injuries in athletics for children.

Head injuries have been a big issue in sports for children, Mr. Speaker, in youth sports, whether it's soccer, basketball, football,

lacrosse. Young children in their early ages, their brain hasn't developed and they don't have, as this neurologist described to me, the insulation around the brain. So if they incur a number of impacts, the brain is jostled around and as it hits the interior wall of the skull, if a young child incurs a number of these experiences, it will impair that child's ability to learn. Though what we're trying to do is bring these working groups together to draft some protocols for schools to address this issue, so if a child is at a soccer game or a football game and the coach believes that that child has incurred a slight concussion because he or she is dazed, walking around dazed on the field, the coach brings that child off the field, there is someone on the sideline that can evaluate the child before the child is allowed to go back on the field.

During the committee and the public hearing and the work session, there was some discussion about what is the appropriate evaluator. Is it a neurologist? Is it a physical therapist? Is it an EMT? What we learned, Mr. Speaker, that up north at some of these football games, the best they can provide to evaluate a child is an EMT. Now does the EMT have the proper training to evaluate a child, perhaps not. So this is the kind of thing that needs to be discussed during this session to see if we have the right people or do these people have the right training to evaluate if the child has had a concussion, or do we need to discuss expanding the evaluators to include EMTs and make sure the EMTs have the proper training to evaluate if the child should be allowed to go back on the field and continue play.

Now the other problem as we all know is that the child wants to go back on the field because the child wants to make sure that he does a good job for mom and dad who's up in the stands yelling "Go back on the field, Johnny. We want you to be playing on the field." Or the coach, he wants to be a good player for the coach and if he or she feels that they have to fulfill or finish the game. So there is a lot of peer pressure to finish the game as well, but we have to make sure, Mr. Speaker, that we have the right evaluators on the sidelines to make sure that that child does not have a concussion and should be allowed on the field. So all this Resolve does is bring all the stakeholders together and draft some kind of a policy for all schools and sports activities. Thank you, Mr. Speaker.

Representative CURTIS of Madison **REQUESTED** a roll call on the motion to **RECEDE**.

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 Rockland, Representative Mazurek.

Representative **MAZUREK**: Thank you, Mr. Speaker. Mr. Speaker, Ladies and Gentlemen of the House. I speak to you today as a former coach and am quite familiar with head injuries and players getting hurt. I was one of the fortunate coaches that in the many years that I coached, I never really lost a player to a head injury. Whether it was pure luck or the fact that we didn't allow our kids to go out if they came off the field with what I would call a dinger, but never lost a kid to a concussion in over 25 years of coaching. But that, I was lucky. I was lucky in a lot of respects and having the proper people on the sideline to evaluate when a kid is injured is very important.

I'll tell you a story. This is a true story. I was coaching at the high school level. My son was playing at the junior high level. It was a Tuesday afternoon. I finished my varsity practice and I went down to the eighth grade game to watch my son play. I got there at halftime just to watch the kickoff and Richard was the kickoff man, so he kicked the ball down, the other team made the tackle, another kid made the tackle and he came off the field. I watched the coach. The coach was talking to him and at that

time we did have a lady who was an EMT, she came over and then the next thing I looked over and there was Richard laying on the ground with a board strapped to his head, his head wrapped around, and he was rushed to the hospital and we found out he had a broken neck. How close he came, if he had ever made that hit, I don't know. But I was very thankful that when he came off, we had a person on the sidelines who was able to recognize the fact that something was wrong and put him down and strapped him in and didn't allow him to move. Today he is a healthy father of a boy and a girl and a good worker.

The proper authority on the sideline is vital. This Resolve brings an awareness to injuries, not only just in football but in all sports. Soccer, basketball. I've seen kids take tremendous hits falling on a basketball floor. I've seen kids bump heads. I've seen knees go into kids in soccer games. In softball I've seen kids take pitches off their helmets. You cannot be overly cautious when you're dealing with the health of the student athletes and what we do at the high school level is very important, Mr. Speaker, because the peewee coaches, they follow the high school coaches and so do the players. We see today kids are bigger, they are stronger, they are quicker, they hit harder than 20 years ago, so the risk of injury is greater many times. So I am asking to put aside partisan politics on this issue. This, to me, is very important because we always hear we worry about our kids and our education. Well, here's something we can do as a Legislature. We can help the kids of Maine play safer and better sports. I hope we can find it in our collective hearts and brains to pass a Resolve that is only going to benefit the students of Maine. Thank you, Mr. Speaker.

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

ROLL CALL NO. 221

YEA - Ayotte, Beaudoin, Beaulieu, Beavers, Beck, Berry, Blodgett, Boland, Bolduc, Briggs, Bryant, Cain, Casavant, Celli, Chapman, Chase, Chipman, Clark H, Clarke, Cornell du Houx, Cray, Davis, Dill J, Dow, Eberle, Fitts, Fitzpatrick, Flemings, Flood, Fossil, Foster, Fredette, Gifford, Gilbert, Gillway, Goode, Hamper, Hanley, Harlow, Harvell, Haskell, Hayes, Herbig, Hinck, Hunt, Johnson P, Kaenrath, Keschl, Knapp, Knight, Kruger, Kumiega, Lajoie, Longstaff, Lovejoy, Luchini, Maker, Malaby, Maloney, Martin, Mazurek, McCabe, McFadden, Morissette, Morrison, Moulton, Nass, Nelson, Newendyke, O'Connor, Olsen, Parry, Peoples, Peterson, Picchiotti, Pilon, Prescott, Rankin, Richardson D, Rioux, Rochelo, Rosen, Russell, Sanborn, Sarty, Shaw, Sirocki, Stevens, Strang Burgess, Theriault, Tilton, Treat, Tuttle, Valentino, Volk, Weaver, Webster, Winsor, Mr. Speaker.

NAY - Bennett, Black, Burns DR, Clark T, Cotta, Curtis, Cushing, Damon, Dunphy, Edgcomb, Espling, Guerin, Harmon, Johnson D, Long, McClellan, McKane, Parker, Plummer, Richardson W, Sanderson, Timberlake, Turner, Waterhouse, Willette A, Wood.

ABSENT - Beliveau, Bickford, Burns DC, Carey, Cebra, Crafts, Crockett, Dion, Driscoll, Duchesne, Eves, Graham, Hogan, Innes Walsh, Kent, Libby, MacDonald, O'Brien, Priest, Rotundo, Stuckey, Wagner R, Welsh, Willette M, Wintle.

Yes, 99; No, 26; Absent, 25; Vacant, 1; Excused, 0.

99 having voted in the affirmative and 26 voted in the negative, 1 vacancy with 25 being absent, and accordingly the House voted to **RECEDE**.

Subsequently, on motion of Representative **PILON** of Saco, the Resolve and all accompanying papers were **COMMITTED** to the Committee on **EDUCATION AND CULTURAL AFFAIRS** in **NON-CONCURRENCE** and sent for concurrence.

Non-Concurrent Matter

An Act To Require the Inclusion of a Financial Statement on School Administrative Unit Bond Obligations When Voting on a School Construction Project (MANDATE)

(H.P. 275) (L.D. 349)

(S. "A" S-346 to C. "A" H-124)

FAILED of **PASSAGE TO BE ENACTED** in the House on June 29, 2011.

Came from the Senate **PASSED TO BE ENACTED** in **NON-CONCURRENCE**.

The House voted to **INSIST**.

Non-Concurrent Matter

An Act To Provide a Property Tax Exemption for Family Burying Grounds (MANDATE)

(H.P. 816) (L.D. 1081)

(S. "A" S-354 to C. "A" H-476)

FAILED of **PASSAGE TO BE ENACTED** in the House on June 29, 2011.

Came from the Senate **PASSED TO BE ENACTED** in **NON-CONCURRENCE**.

The House voted to **INSIST**.

Non-Concurrent Matter

An Act To Amend Standards for Participation in Certain Public School Services by Students Who Are Homeschooled (MANDATE)

(H.P. 888) (L.D. 1197)

(S. "A" S-356 to C. "A" H-571)

FAILED of **PASSAGE TO BE ENACTED** in the House on June 29, 2011.

Came from the Senate **PASSED TO BE ENACTED** in **NON-CONCURRENCE**.

The House voted to **INSIST**.

Non-Concurrent Matter

RESOLUTION, Proposing an Amendment to the Constitution of Maine To Use a Portion of the Sales and Use Tax for the Protection of Maine's Fish and Wildlife

(S.P. 155) (L.D. 563)

(S. "C" S-284 to C. "A" S-154)

FINALLY PASSED in the House on June 15, 2011.

Came from the Senate **FAILING** of **FINAL PASSAGE** in **NON-CONCURRENCE**.

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

On motion of Representative CAIN of Orono, the House **RECONSIDERED** its action whereby it voted to **INSIST** on Bill "An Act To Establish Multidistrict Online Classes in Maine"

(S.P. 206) (L.D. 675)

(C. "A" S-304)

Subsequently, on further motion of the same Representative the House voted to **RECEDE**.

Subsequently, on further motion of the same Representative, the Bill and all accompanying papers were **COMMITTED** to the Committee on **EDUCATION AND CULTURAL AFFAIRS** in **NON-CONCURRENCE** and sent for concurrence.

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

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

SENATE PAPERS

Non-Concurrent Matter

An Act To Address the Documented Educational and Rehabilitation Needs of Persons Who Are Blind or Visually Impaired

(H.P. 572) (L.D. 765)

(C. "A" H-130)

PASSED TO BE ENACTED in the House on May 11, 2011.

Came from the Senate with the Bill and accompanying papers **COMMITTED** to the Committee on **LABOR, COMMERCE, RESEARCH AND ECONOMIC DEVELOPMENT** in **NON-CONCURRENCE**.

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

Non-Concurrent Matter

An Act To Provide Tax Relief for Maine's Citizens by Reducing Income Taxes

(S.P. 252) (L.D. 849)

(S. "A" S-330 to C. "A" S-308)

PASSED TO BE ENACTED in the House on June 29, 2011.

Came from the Senate with the Bill and accompanying papers **COMMITTED** to the Committee on **TAXATION** in **NON-CONCURRENCE**.

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

Non-Concurrent Matter

An Act To Provide an Income Tax Credit for Persons Engaged in Commercial Forestry

(S.P. 100) (L.D. 338)

PASSED TO BE ENACTED in the House on June 28, 2011. (Having previously been **PASSED TO BE ENGROSSED AS AMENDED BY HOUSE AMENDMENT "B"** (H-339))

Came from the Senate **PASSED TO BE ENGROSSED AS AMENDED BY SENATE AMENDMENT "A"** (S-367) in **NON-CONCURRENCE**.

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

Non-Concurrent Matter

An Act To Protect Public Safety in the Operation of Casinos (EMERGENCY)

(H.P. 473) (L.D. 643)

PASSED TO BE ENACTED in the House on June 8, 2011. (Having previously been **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A"** (H-547))

Came from the Senate **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A"** (H-547) **AS AMENDED BY SENATE AMENDMENT "A"** (S-368) thereto in **NON-CONCURRENCE**.

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

Non-Concurrent Matter

An Act To Support Resource Sharing among Maine Libraries
(H.P. 767) (L.D. 1033)

PASSED TO BE ENACTED in the House on May 23, 2011.
(Having previously been **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-225)**)

Came from the Senate **PASSED TO BE ENGROSSED AS AMENDED BY SENATE AMENDMENT "A" (S-369)** in **NON-CONCURRENCE**.

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

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

ORDERS

On motion of Representative CURTIS of Madison, the following Joint Order: (H.P. 1190)

ORDERED, the Senate concurring, that the following specified matters be held over to any special and/or regular session of the 125th Legislature.

Agriculture, Conservation and Forestry

H.P. 288, L.D. 362 - Resolve, Directing the Department of Conservation To Acquire an Easement To Provide Access to the Dead River

H.P. 821, L.D. 1109 - Resolve, To Target Job Creation in the Agricultural Sector To Improve the Stability and Economic Strength of Rural Maine

H.P. 832, L.D. 1120 - An Act To Move the Land for Maine's Future Program to the Department of Agriculture, Food and Rural Resources

Appropriations and Financial Affairs

S.P. 36, L.D. 63 - An Act To Authorize a General Fund Bond Issue To Repair the Mountain Division Rail Line

H.P. 93, L.D. 111 - An Act To Authorize a General Fund Bond Issue To Fund Large-scale Marketing and Research and Development for Bulk Sales of Maine Seafood Worldwide

S.P. 76, L.D. 225 - An Act To Authorize a General Fund Bond Issue in the Amount of \$50,000,000 To Fund Research and Development

H.P. 216, L.D. 263 - An Act To Authorize a General Fund Bond Issue To Fund Construction of a Marine Technology Incubator Facility at the Gulf of Maine Research Institute

H.P. 285, L.D. 359 - An Act To Authorize a General Fund Bond Issue for Wastewater and Drinking Water Revolving Loan Funds

H.P. 307, L.D. 381 - An Act To Establish a New Method of Determining the State Budget

S.P. 112, L.D. 399 - An Act To Authorize a General Fund Bond Issue To Fund LifeFlight

H.P. 327, L.D. 409 - An Act To Authorize a General Fund Bond Issue for Research and Development for Technology Advancement

S.P. 121, L.D. 417 - An Act To Authorize a General Fund Bond Issue To Improve Rail Lines in Western Maine

S.P. 124, L.D. 420 - An Act To Authorize a General Fund Bond Issue To Fund Building a Container Port on Sears Island

H.P. 363, L.D. 470 - An Act To Authorize a General Fund Bond Issue To Complete Renovation of a Bulkhead at the Gulf of Maine Research Institute

S.P. 146, L.D. 513 - RESOLUTION, Proposing an Amendment to the Constitution of Maine To More Equitably

Fund the Liabilities of the Maine Public Employees Retirement System

S.P. 157, L.D. 565 - An Act To Provide Funding for the World Acadian Congress

S.P. 234, L.D. 741 - An Act To Authorize a General Fund Bond Issue To Invest in Water and Sewer Infrastructure To Protect Public Health and To Facilitate the Expansion and Growth of Business

H.P. 584, L.D. 777 - An Act To Authorize a General Fund Bond Issue To Expand Necessary Capital Improvements at the University of Maine System That Support the Critical Disciplines of Science, Technology, Engineering and Math To Enhance Economic Development and Employment Opportunities for Maine Citizens

H.P. 603, L.D. 807 - An Act To Repeal the Bonding Authority of the Maine Governmental Facilities Authority

H.P. 625, L.D. 829 - An Act To Authorize a General Fund Bond Issue To Invest in Transportation, Broadband Infrastructure, Downtown Revitalization, Land for Maine's Future and Training Facilities in Labor Market Areas with Higher than Average Unemployment for Tourism-related Training

H.P. 639, L.D. 842 - An Act To Authorize a General Fund Bond Issue To Support Research and Sustainable Development of Maine's Natural Resources

S.P. 254, L.D. 851 - An Act To Authorize a General Fund Bond Issue To Invest in Railroads To Reduce the Cost of Shipping to Maine Businesses, Attract Tourists to Maine and Facilitate the Development of Commuter Rail Transportation To Reduce the Use of Oil in Maine

S.P. 255, L.D. 852 - An Act To Authorize a General Fund Bond Issue To Support Maine's Natural Resource-based Economy

S.P. 278, L.D. 874 - An Act To Authorize a General Fund Bond Issue for Educational Opportunities for Underserved Regions of the State

S.P. 282, L.D. 894 - An Act To Authorize a General Fund Bond Issue To Invest in Highway and Bridge Infrastructure To Meet the Needs of the Business Sector and To Create Jobs

H.P. 679, L.D. 919 - An Act To Authorize a General Fund Bond Issue To Weatherize and Upgrade the Energy Efficiency of Maine Homes and Businesses and To Provide for a Trained Workforce for Maine's Energy Future

S.P. 294, L.D. 948 - An Act To Authorize a General Fund Bond Issue To Create Jobs through Energy Efficiency

H.P. 723, L.D. 979 - An Act To Authorize a General Fund Bond Issue To Create an Animal and Plant Diagnostic Facility at the University of Maine

S.P. 310, L.D. 990 - An Act To Authorize a General Fund Bond Issue in the Amount of \$1,000,000 for Road and Bridge Construction

S.P. 362, L.D. 1187 - An Act To Authorize a General Fund Bond Issue To Revitalize Maine's Downtowns through Innovative Business Development and the Creative Economy

H.P. 931, L.D. 1240 - An Act To Authorize a General Fund Bond Issue To Reduce the Cost of Government through Energy Efficiency

H.P. 1019, L.D. 1386 - An Act To Authorize a General Fund Bond Issue To Fund the Challenger Learning Center of Maine

H.P. 1024, L.D. 1395 - An Act To Authorize a Highway Fund Bond Issue To Improve Maine's Roads and Bridges

Criminal Justice and Public Safety

H.P. 478, L.D. 648 - An Act To Prohibit Organized Retail Theft
 S.P. 321, L.D. 1088 - An Act Regarding the Writing of Bad Checks
 S.P. 328, L.D. 1095 - An Act To Facilitate the Construction and Operation of Private Prisons by Authorizing the Transport of Prisoners out of State
 H.P. 849, L.D. 1143 - An Act To Require That Law Enforcement Officials Collect DNA Samples from Persons Arrested for Certain Crimes
 H.P. 1117, L.D. 1514 - An Act To Amend the Sex Offender Registration Laws

Education and Cultural Affairs

H.P. 84, L.D. 98 - Resolve, Directing the Commissioner of Education To Adopt a Policy Regarding Management of Head Injuries in Youth Sports
 H.P. 457, L.D. 627 - An Act To Expand the Capacity of York County Community College
 S.P. 206, L.D. 675 - An Act To Establish Multidistrict Online Classes in Maine
 H.P. 702, L.D. 958 - Resolve, To Direct the Department of Education To Review the Essential Programs and Services Model
 H.P. 724, L.D. 980 - An Act To Prohibit Cyberbullying in Public Schools
 H.P. 739, L.D. 1003 - An Act To Assist Maine Schools To Obtain Federal Funds for Medically Necessary Services
 H.P. 928, L.D. 1237 - An Act To Prohibit Bullying in Schools
 H.P. 962, L.D. 1316 - An Act To Expand Magnet Schools in Maine
 S.P. 439, L.D. 1422 - An Act To Prepare Maine People for the Future Economy
 S.P. 473, L.D. 1503 - An Act To Promote School Attendance and Increase School Achievement

Energy, Utilities and Technology

S.P. 129, L.D. 425 - An Act To Stimulate Demand for Renewable Resources
 H.P. 695, L.D. 935 - An Act To Create Fair and Open Competition in Line Extension Construction

Environment and Natural Resources

H.P. 522, L.D. 693 - An Act Concerning Solid Waste Facility Citizen Advisory Committees
 H.P. 588, L.D. 781 - An Act To Establish Flushability Standards for Consumer Products Advertised as Flushable
 H.P. 646, L.D. 879 - An Act To Ensure Adequate Landfill Capacity in the State for Solid Waste
 H.P. 937, L.D. 1278 - An Act To Stabilize Solid Waste Management Funding
 H.P. 1038, L.D. 1412 - An Act To Promote the Proper Disposal of Used Medical Sharps
 H.P. 1073, L.D. 1458 - An Act To Transfer Recycling Technical Assistance and Solid Waste Policy Responsibilities from the State Planning Office to the Department of Environmental Protection

Health and Human Services

S.P. 192, L.D. 612 - An Act To Provide Reimbursement for Medication Therapy Management Services
 H.P. 476, L.D. 646 - An Act To Ensure the Safety of Children in the MaineCare Program Who Are Prescribed Antipsychotic Medications
 H.P. 602, L.D. 806 - An Act To Provide Public Access to Price Lists of Hospitals and Ambulatory Surgical Facilities
 S.P. 285, L.D. 897 - An Act To Amend the Application Process for the Progressive Treatment Program

H.P. 696, L.D. 936 - An Act To Conform Maine Menu Labeling Laws to Federal Standards
 H.P. 826, L.D. 1114 - An Act To Improve Preventive Dental Health Care and Reduce Future Avoidable Costs
 H.P. 827, L.D. 1115 - An Act To Clarify the Responsibilities of the Maine Developmental Services Oversight and Advisory Board
 H.P. 1003, L.D. 1364 - An Act To Improve the Quality and Reduce the Cost of Health Care

Inland Fisheries and Wildlife

S.P. 64, L.D. 213 - An Act To Provide Funding for the Fish Stocking Program
 S.P. 83, L.D. 274 - An Act To Increase the Moose Permit Allocations for Zones 2 and 3
 H.P. 298, L.D. 372 - An Act To Reduce Deer Predation
 H.P. 467, L.D. 637 - Resolve, To Increase the Amount Tagging Agents Receive for Tagging Game
 H.P. 933, L.D. 1242 - An Act To Restore the Deer Herd in Certain Wildlife Management Districts in Maine
 H.P. 973, L.D. 1327 - Resolve, To Study the Organization of the Fisheries Management Activities of the Department of Inland Fisheries and Wildlife and Make Recommendations To Improve Efficiency and Effectiveness
 S.P. 435, L.D. 1408 - An Act To Amend Water Quality Standards for Fish Hatcheries

Insurance and Financial Services

H.P. 649, L.D. 882 - An Act To Limit Health Care Mandates
 H.P. 764, L.D. 1030 - An Act To Reduce Costs for Small Businesses
 H.P. 877, L.D. 1179 - An Act To Require Advance Review and Approval of Certain Small Group Health Insurance Rate Increases and To Implement the Requirements of the Federal Patient Protection and Affordable Care Act
 H.P. 1098, L.D. 1497 - An Act To Comply with the Health Insurance Exchange Provision of the Patient Protection and Affordable Care Act
 H.P. 1099, L.D. 1498 - An Act To Phase Out Dirigo Health and Establish the Maine Health Benefit Exchange for Small Businesses and Individuals

Joint Select Committee on Joint Rules

S.P. 412, L.D. 1335 - An Act Relating to the Authority of the Legislative Council over the Fiscal Note Process
 H.P. 122 - Joint Order, To Amend Joint Rule 310 by Adding Subsection 7 To Permit Committees To Attach Cosponsors to Bills
 H.P. 1049 - Joint Order, To Amend the Joint Rules To Require Review of a Proposal To Create a New Crime or Enhance an Existing Criminal Penalty
 H.P. 1080 - Joint Order, To Amend the Joint Rules To Eliminate Concept Drafts
 S.P. 237 - Joint Order, Proposing an Amendment to the Joint Rules Regarding Fiscal Notes

Judiciary

H.P. 128, L.D. 145 - An Act To Protect Homeowners Subject to Foreclosure by Requiring the Foreclosing Entity To Provide the Court with Original Documents
 H.P. 257, L.D. 324 - An Act To Authorize Parents with Power of Attorney To Make Decisions Regarding the Education of Their Adult Children
 S.P. 123, L.D. 419 - An Act To Ensure the Payment of Survivor Benefits to Certain Children
 H.P. 481, L.D. 651 - An Act To Improve Tribal-State Relations
 H.P. 722, L.D. 978 - An Act To Amend the Probate Code Regarding Powers of Attorney, Education of Children and

Guardianship

H.P. 1016, L.D. 1377 - An Act To Adopt the Uniform Adult Guardianship and Protective Proceedings Jurisdiction Act
 S.P. 456, L.D. 1465 - An Act To Amend the Laws Governing Freedom of Access
 S.P. 487, L.D. 1530 - An Act To Amend the Housing Provisions of the Maine Human Rights Act
 S.P. 493, L.D. 1546 - An Act To Amend the Laws Governing the Deference Afforded to Agency Decisions

Labor, Commerce, Research and Economic Development

H.P. 251, L.D. 309 - An Act To Make Voluntary Membership in a Public Employee Labor Organization in the State
 H.P. 256, L.D. 323 - An Act To Implement a Coordinated Strategy To Attract New Businesses, Expand Existing Businesses and Develop a Consistent and Recognizable Maine Brand
 H.P. 310, L.D. 384 - An Act To Provide Incentives To Foster Economic Growth and Build Infrastructure in the State
 H.P. 572, L.D. 765 - An Act To Address the Documented Educational and Rehabilitation Needs of Persons Who Are Blind or Visually Impaired
 H.P. 578, L.D. 771 - An Act To Establish the St. John Valley Regional Planning Commission
 S.P. 301, L.D. 955 - An Act To Establish the Dental Adjudicatory Panel
 H.P. 898, L.D. 1207 - An Act To Amend the Labor Laws Relating to Certain Agricultural Employees
 H.P. 960, L.D. 1314 - An Act To Standardize the Definition of "Independent Contractor"
 S.P. 428, L.D. 1383 - An Act To Improve the Process by Which Logging Contractors Hire Legal Foreign Workers
 S.P. 444, L.D. 1437 - An Act To Implement Recommendations on Reinventing Government
 H.P. 1065, L.D. 1451 - An Act To Create Transparency and Accountability in Economic Development Subsidies
 H.P. 1154, L.D. 1571 - An Act To Amend the Laws Governing Workers' Compensation

Marine Resources

S.P. 509, L.D. 1579 - An Act To Amend the Lobster Promotion Council

State and Local Government

H.P. 231, L.D. 287 - An Act To Provide Savings to the State by Contracting Out Certain Services
 H.P. 426, L.D. 543 - An Act To Protect Legislative Intent in Rulemaking
 H.P. 576, L.D. 769 - An Act To Review the Functions of the State Planning Office
 H.P. 1137, L.D. 1550 - An Act To Change Document Filing Fees for County Registries of Deeds

Taxation

H.P. 45, L.D. 52 - An Act To Dedicate a Percentage of the Sales and Use Tax on Motor Vehicles and Motor Vehicle Parts to the Highway Fund
 H.P. 187, L.D. 234 - An Act To Provide a Sales Tax Exemption to Commercial Horticulturists
 H.P. 247, L.D. 305 - RESOLUTION, Proposing an Amendment to the Constitution of Maine To Allow Land and Buildings To Be Assessed Differently
 H.P. 448, L.D. 590 - An Act To Require Review of Certain Changes to Sales Tax Policy Application or Practice prior to Implementation
 H.P. 632, L.D. 835 - An Act To Strengthen Maine's Economy through Improvements to the Educational Opportunity Tax Credit
 S.P. 252, L.D. 849 - An Act To Provide Tax Relief for

Maine's Citizens by Reducing Income Taxes

H.P. 643, L.D. 876 - An Act To Convert Vacant Commercial Property to Occupied Commercial Property
 H.P. 844, L.D. 1138 - An Act To Prevent Unnecessary Expulsion of Landowners from the Maine Tree Growth Tax Law Program
 H.P. 862, L.D. 1164 - An Act To Support Maine Farms and Alleviate Hunger
 H.P. 916, L.D. 1225 - An Act To Create an Income Tax Return Checkoff To Fund Cancer Screening, Detection and Prevention
 S.P. 459, L.D. 1470 - An Act To Ensure Harvesting of Timber on Land Taxed under the Maine Tree Growth Tax Law
 H.P. 1127, L.D. 1535 - An Act Relating to Fiscal Notes on Proposed Legislation

Transportation

H.P. 175, L.D. 198 - An Act To Update Motor Vehicle Safety Inspection Laws
 H.P. 526, L.D. 697 - An Act To Provide Funding for the Maine Gateway Bridges
 H.P. 799, L.D. 1064 - Resolve, To Expand the Scope of the Study of Existing Highway Infrastructure and Future Capacity Needs West of Route 1 in York and Cumberland Counties Being Conducted by the Department of Transportation and the Maine Turnpike Authority
 H.P. 836, L.D. 1124 - An Act To Authorize the Use of Traffic Surveillance Cameras To Prove and Enforce Violations of Overtaking and Passing School Buses
 S.P. 421, L.D. 1367 - An Act To Restore Maine's Secondary Roads

Veterans and Legal Affairs

H.P. 102, L.D. 120 - An Act To End Taxpayer-funded Campaigns for Gubernatorial Candidates
 H.P. 176, L.D. 199 - An Act To Strengthen Maine's Election Laws by Requiring Photograph Identification for the Purpose of Voting
 H.P. 153, L.D. 227 - An Act Relating to the Establishment of Casinos
 S.P. 284, L.D. 896 - An Act To Adopt the Uniform Military and Overseas Voters Act
 H.P. 664, L.D. 905 - An Act To Improve Maine's Liquor Distribution System
 S.P. 350, L.D. 1150 - An Act To Improve the Administration of the Legislative Ethics Laws
 S.P. 383, L.D. 1262 - An Act To Increase Penalties for Certain Violations of the Campaign Reports and Financing Laws
 H.P. 1078, L.D. 1469 - An Act To Permit Video Gaming for Money Conducted by Nonprofit Organizations
 S.P. 484, L.D. 1523 - An Act To Improve the Maine Clean Election Act
 S.P. 489, L.D. 1539 - An Act To Improve Laws on Gaming

READ and PASSED.

Sent for concurrence.

ENACTORS

Acts

An Act To Provide an Income Tax Credit for Logging Companies That Hire Maine Residents

(S.P. 100) (L.D. 338)
(S. "A" S-367)

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.

Emergency Measure

An Act To Protect Public Safety in the Operation of Casinos
(H.P. 473) (L.D. 643)

(S. "A" S-368 to C. "A" H-547)

Reported by the Committee on **Engrossed Bills** as truly and strictly engrossed. This being an emergency measure, a two-thirds vote of all the members elected to the House being necessary, a total was taken. 103 voted in favor of the same and 8 against, and accordingly the Bill was **PASSED TO BE ENACTED**, signed by the Speaker and sent to the Senate.

Acts

An Act To Support Resource Sharing among Maine Libraries
(H.P. 767) (L.D. 1033)

(S. "A" S-369)

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**.

The SPEAKER: The Chair recognizes the Representative from Orono, Representative Cain, who wishes to address the House on the record.

Representative **CAIN**: Thank you, Mr. Speaker. Mr. Speaker, Men and Women of the House. We have done some great work this session. The budget and regulatory reform are the two most significant bipartisan pieces of legislation we accomplished together this session. Both the Appropriations Committee and the Regulatory Fairness and Reform Committee deserve high praise and thanks for bringing us unanimous reports that we could support on behalf of Maine people. We have not always agreed and that is okay. House Democrats have left their mark this session by standing up for the environment, for working families including our public employees, small businesses and Maine's elderly. Before we close, Mr. Speaker, some thank yous are definitely in order.

I'd like to thank the Representative from Madison, Representative Curtis, and the Representative from Hampden, Representative Cushing. They are truly fun to work with and I always know that a phone call from the other corner means both good humor and good communication.

I want to thank my amazing partner in leadership, the Representative from Buckfield, Representative Hayes. She keeps me and the caucus on track and she is a true leader who always focuses on helping others achieve their highest potential and who always focuses on the greater good.

Most of all, Mr. Speaker, I want to thank my caucus who stood up this session, not as the loyal opposition but truly as the caucus of not that, but this, and here's why. We are a force to be

reckoned with and I am proud of how we have defined ourselves this session.

And Mr. Speaker, I want to thank you. You have been candid, fair and true to your word at every turn. On December 1, 2010, I stood here and seconded your nomination for Speaker. I outlined the expectations that House Democrats had for you. I told you that we expected you to listen to us and our concerns, to treat us fairly within the process and traditions of this House, to use the talent of our caucus for the benefit of the entire Legislature, and to reach across the aisle to develop policies and solutions that we could all support. I asked you to expect the same of me and my caucus, Mr. Speaker, and I'm happy to report to you today that you have exceeded all of those stated expectations. Thank you.

Mr. Speaker, House Democrats will continue to stand strong in representing our values next session. Maine working families need our support. Maine businesses need our support. Democrats are anxious to focus on job creation and investment in our state and we believe a responsible bond package is a must for 2012. There is much work to be done to chart a deliberate path out of this recession and that will remain our priority in coming months and years.

Finally, as we look towards our return next January, the threatening tone of the Chief Executive earlier today tells us that next session will be an even greater test of this branch of government than the past six months have been. House Democrats are up for this challenge and we hope our Republican colleagues are as well. It will not be easy, but it is essential that we continue to honor the legislative process and focus on a shared philosophy of the best work we do, we do together. Thank you, Mr. Speaker.

The SPEAKER: The Chair recognizes the Representative from Madison, Representative Curtis, who wishes to address the House on the record.

Representative **CURTIS**: Thank you, Mr. Speaker. Mr. Speaker, Ladies and Gentlemen of the House. On behalf of the House Republican members I want to express our appreciation for the work that has been accomplished here in this, the first session of the 125th Legislature. This would not have been possible without the cooperation of our colleagues across the aisle and their leadership, Representative Cain and Representative Hayes. Thank you for working with us, even when you didn't want to.

I want to express my appreciation to my assistant, Representative Cushing, for all of his hard work running up and down the aisle, chasing issues and people and making people understand what it is to get the votes that we need to have. I also want to express my appreciation to the members of each of the committees of jurisdiction for your perseverance and the dedication as you worked your way through roughly 1,600 bills.

Mr. Speaker, on behalf of the entire body, I want to express our appreciation to you as our Speaker for your commitment to the task that was laid before you. Your learning curve was sharp and quick. Your demeanor was always pleasant and your patience extremely long during many floor speeches that we endured. Thank you, Mr. Speaker. Again, thank you each one. I wish you a safe and happy summer and we'll see you this fall.

Speaker **NUTTING**: Thank you both. I have some thank yous to pass out as well and I'd like to start with our Clerk and our Assistant Clerk, who this job was as new to them as this job was to me. If at times I looked like I knew what I was doing, it was mainly because of the help from the Clerk and the Assistant Clerk. Helping them so that they looked like they knew what they were doing were Al and Jen and all the people who work in the Clerk's Office, whose faces we never see in here, who do the calendar, who do the scripting, who do all those things that sometimes make all of us look pretty good in here. So thanks to them.

My thanks to the Sergeant-at-Arms, our new Sergeant-at-Arms who is new to this task as well, and to the Assistant Sergeant-at-Arms who has been instrumental in helping our new Sergeant-at-Arms look good when he looks good. Helping to make them all look good is the chamber staff, the staff upstairs, the staff at the door and the staff that runs around here pleasing us every time we push our light. So to them, thank you.

To my staff in the Speaker's Office, I say thank you. The whole staff has been great to work with. It was an assemblage of people who had worked here in the past and new people, people I knew and some people I didn't. I think their work has been exemplary.

To the staff in the House Republican Office and in the House Democratic Office, I thank you. Every time I needed help, every time I needed to make contacts with somebody, it didn't matter which one of those two offices it was that I went to, I felt welcome and I got the information that I needed.

To Representatives Cain and Hayes and Curtis and Cushing, my deepest thanks for helping bring together all 153 of you to do the good work that we have done. We have, as Representative Cain has told you, we don't always agree. I don't agree all the time with anybody in this room. The only person that I can think of that I agree with every time is my wife. If she is listening, this is points for me. We don't agree with each other on everything, but when we all come together and when we all work with respect, we do great things. I think we did great things this time. There were things that people would have enjoyed doing or would like to have done or came here to do on both sides of the aisle that didn't come to pass. But those things that we did, the majority of things that we did should serve the people of this state very well, and if that's the case, we've all done our job.

When I took this job I told people that the way to judge how I did was at the end of the day, if you sat in the balcony and you didn't know whether I was a Democrat or a Republican, at the end of the day after moderating this meeting, which I liken this to a town meeting with 153 people in it, if at the end of that time they couldn't tell which side of the aisle I came from that I would have done my job. I'd like to think that I did the best I could doing that, and if I did, that I've succeeded at what I set out to do. Thank you all. Thank you all for your help, thank you all for your courtesy and occasionally it gets a little noisy in here. They take bets downstairs on how many times I will say "The House is really in order" or "The House is in order," but it hasn't been that hard. This is a great group of people. It is my pleasure and my privilege to be here and I thank you for that opportunity.

COMMUNICATIONS

The Following Communication: (H.C. 221)

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

June 27, 2011

The Honorable Kevin L. Raye, President of the Senate
The Honorable Robert W. Nutting, Speaker of the House
125th Maine Legislature
Augusta, Maine 04333

Dear President Raye and Speaker Nutting:

We are pleased to report that all business which was placed before the Joint Standing Committee on Agriculture, Conservation and Forestry during the First Regular Session of the 125th Legislature has been completed. The breakdown of bills and papers before our committee follows:

Total Number of Bills and Papers	62
Unanimous Reports	44
Ought to Pass	2
Ought to Pass as Amended	21
Ought Not to Pass	21
Divided Reports	8
Leave to Withdraw	2
Carried Over	3
Gubernatorial Nominations	5

Respectfully submitted,
S/Roger L. Sherman
Senate Chair
S/Peter E. Edgcomb
House Chair

READ and ORDERED PLACED ON FILE.

The Following Communication: (H.C. 222)

**STATE OF MAINE
ONE HUNDRED AND TWENTY-FIFTH LEGISLATURE
COMMITTEE ON APPROPRIATIONS AND FINANCIAL
AFFAIRS**

June 27, 2011

The Honorable Kevin L. Raye, President of the Senate
The Honorable Robert W. Nutting, Speaker of the House
125th Maine Legislature
Augusta, Maine 04333

Dear President Raye and Speaker Nutting:

We are pleased to report that all business which was placed before the Joint Standing Committee on Appropriations and Financial Affairs during the First Regular Session of the 125th Legislature has been completed. The breakdown of bills and papers before our committee follows:

Total Number of Bills and Papers	48
Unanimous Reports	15
Ought to Pass	1
Ought to Pass as Amended	6
Ought Not to Pass	8
Divided Reports	0
Leave to Withdraw	2
Carried Over	30
Gubernatorial Nominations	1

Respectfully submitted,
S/Richard W. Rosen
Senate Chair
S/Patrick S. Flood
House Chair

READ and ORDERED PLACED ON FILE.

The Following Communication: (H.C. 223)

STATE OF MAINE

**ONE HUNDRED AND TWENTY-FIFTH LEGISLATURE
COMMITTEE ON CRIMINAL JUSTICE AND PUBLIC SAFETY**

June 28, 2011

The Honorable Kevin L. Raye, President of the Senate
The Honorable Robert W. Nutting, Speaker of the House
125th Maine Legislature
Augusta, Maine 04333

Dear President Raye and Speaker Nutting:

We are pleased to report that all business which was placed before the Joint Standing Committee on Criminal Justice & Public Safety during the First Regular Session of the 125th Legislature has been completed. The breakdown of bills and papers before our committee follows:

Total Number of Bills and Papers	117
Unanimous Reports	78
Ought to Pass	5
Ought to Pass as Amended	34
Ought Not to Pass	38
Referred to Another Committee	1
Divided Reports	28
Leave to Withdraw	2
Carried Over	5
Gubernatorial Nominations	4

Respectfully submitted,
S/Garrett P. Mason
Senate Chair
S/Gary E. Plummer
House Chair

READ and ORDERED PLACED ON FILE.

The Following Communication: (H.C. 224)

STATE OF MAINE

**ONE HUNDRED AND TWENTY-FIFTH LEGISLATURE
COMMITTEE ON EDUCATION AND CULTURAL AFFAIRS**

June 27, 2011

The Honorable Kevin L. Raye, President of the Senate
The Honorable Robert W. Nutting, Speaker of the House
125th Maine Legislature
Augusta, Maine 04333

Dear President Raye and Speaker Nutting:

We are pleased to report that all business which was placed before the Joint Standing Committee on Education and Cultural Affairs during the First Regular Session of the 125th Legislature has been completed. The breakdown of bills and papers before our committee follows:

Total Number of Bills and Papers	147
Unanimous Reports	90
Ought to Pass	10
Ought to Pass as Amended	34
Ought Not to Pass	44
Referred to Another Committee	2
Divided Reports	40
Leave to Withdraw	1
Carried Over	10
Gubernatorial Nominations	6

Respectfully submitted,
S/Brian D. Langley
Senate Chair
S/David E. Richardson
House Chair

READ and ORDERED PLACED ON FILE.

The Following Communication: (H.C. 225)

STATE OF MAINE

**ONE HUNDRED AND TWENTY-FIFTH LEGISLATURE
COMMITTEE ON ENERGY, UTILITIES AND TECHNOLOGY**

June 27, 2011

The Honorable Kevin L. Raye, President of the Senate
The Honorable Robert W. Nutting, Speaker of the House
125th Maine Legislature
Augusta, Maine 04333

Dear President Raye and Speaker Nutting:

We are pleased to report that all business which was placed before the Joint Standing Committee on Energy, Utilities and Technology during the First Regular Session of the 125th Legislature has been completed. The breakdown of bills and papers before our committee follows:

Total Number of Bills and Papers	93
Unanimous Reports	78
Ought to Pass	5
Ought to Pass as Amended	36
Ought Not to Pass	37
Divided Reports	9
Leave to Withdraw	2
Carried Over	2
Taken Pursuant to Jt. Rule 309	1
Gubernatorial Nominations	1

Respectfully submitted,
S/Michael D. Thibodeau
Senate Chair
S/Stacey A. Fitts
House Chair

READ and ORDERED PLACED ON FILE.

The Following Communication: (H.C. 226)

STATE OF MAINE

**ONE HUNDRED AND TWENTY-FIFTH LEGISLATURE
COMMITTEE ON ENVIRONMENT AND NATURAL
RESOURCES**

June 27, 2011

The Honorable Kevin L. Raye, President of the Senate
The Honorable Robert W. Nutting, Speaker of the House
125th Maine Legislature
Augusta, Maine 04333

Dear President Raye and Speaker Nutting:

We are pleased to report that all business which was placed before the Joint Standing Committee on Environment and Natural Resources during the First Regular Session of the 125th Legislature has been completed. The breakdown of bills and papers before our committee follows:

Total Number of Bills and Papers	82
Unanimous Reports	53
Ought to Pass	3
Ought to Pass as Amended	18
Ought Not to Pass	32
Divided Reports	21
Leave to Withdraw	1
Carried Over	6
Gubernatorial Nominations	1

Respectfully submitted,
S/Thomas B. Saviello
Senate Chair
S/James M. Hamper
House Chair

READ and ORDERED PLACED ON FILE.

The Following Communication: (H.C. 227)

STATE OF MAINE

**ONE HUNDRED AND TWENTY-FIFTH LEGISLATURE
COMMITTEE ON HEALTH AND HUMAN SERVICES**

June 27, 2011

The Honorable Kevin L. Raye, President of the Senate
The Honorable Robert W. Nutting, Speaker of the House
125th Maine Legislature
Augusta, Maine 04333

Dear President Raye and Speaker Nutting:

We are pleased to report that all business which was placed before the Joint Standing Committee on Health and Human Services during the First Regular Session of the 125th Legislature has been completed. The breakdown of bills and papers before our committee follows:

Total Number of Bills and Papers	147
Unanimous Reports	106
Ought to Pass	12
Ought to Pass as Amended	50
Ought Not to Pass	43
Referred to Another Committee	1
Divided Reports	31
Joint Study Order	1
Carried Over	8
Gubernatorial Nominations	1

Respectfully submitted,
S/Earle L. McCormick
Senate Chair
S/Meredith N. Strang Burgess
House Chair

READ and ORDERED PLACED ON FILE.

The Following Communication: (H.C. 228)

STATE OF MAINE

**ONE HUNDRED AND TWENTY-FIFTH LEGISLATURE
COMMITTEE ON INLAND FISHERIES AND WILDLIFE**

June 27, 2011

The Honorable Kevin L. Raye, President of the Senate
The Honorable Robert W. Nutting, Speaker of the House
125th Maine Legislature
Augusta, Maine 04333

Dear President Raye and Speaker Nutting:

We are pleased to report that all business which was placed before the Joint Standing Committee on Inland Fisheries and Wildlife during the First Regular Session of the 125th Legislature has been completed. The breakdown of bills and papers before our committee follows:

Total Number of Bills and Papers	91
Unanimous Reports	53
Ought to Pass	4
Ought to Pass as Amended	15
Ought Not to Pass	34
Divided Reports	25
Leave to Withdraw	1
Carried Over	7
Gubernatorial Nominations	5

Respectfully submitted,
S/Thomas H. Martin Jr.
Senate Chair
S/Paul T. Davis Sr.
House Chair

READ and ORDERED PLACED ON FILE.

The Following Communication: (H.C. 229)

STATE OF MAINE

**ONE HUNDRED AND TWENTY-FIFTH LEGISLATURE
COMMITTEE ON INSURANCE AND FINANCIAL SERVICES**

June 27, 2011

The Honorable Kevin L. Raye, President of the Senate
The Honorable Robert W. Nutting, Speaker of the House
125th Maine Legislature
Augusta, Maine 04333

Dear President Raye and Speaker Nutting:

We are pleased to report that all business which was placed before the Joint Standing Committee on Insurance and Financial Services during the First Regular Session of the 125th Legislature has been completed. The breakdown of bills and papers before our committee follows:

Total Number of Bills and Papers	89
Unanimous Reports	67
Ought to Pass	11
Ought to Pass as Amended	14
Ought Not to Pass	42

Divided Reports 14
Pursuant to Joint Order 1
Carried Over 5
Gubernatorial Nominations 2
Respectfully submitted,
S/Rodney L. Whittemore
Senate Chair
S/Wesley E. Richardson
House Chair

READ and ORDERED PLACED ON FILE.

The Following Communication: (H.C. 230)

STATE OF MAINE

**ONE HUNDRED AND TWENTY-FIFTH LEGISLATURE
COMMITTEE ON JUDICIARY**

June 27, 2011

The Honorable Kevin L. Raye, President of the Senate
The Honorable Robert W. Nutting, Speaker of the House
125th Maine Legislature
Augusta, Maine 04333

Dear President Raye and Speaker Nutting:

We are pleased to report that all business which was placed before the Joint Standing Committee on Judiciary during the First Regular Session of the 125th Legislature has been completed. The breakdown of bills and papers before our committee follows:

Total Number of Bills and Papers	112
Unanimous Reports	77
Ought to Pass	11
Ought to Pass as Amended	33
Ought Not to Pass	33

Divided Reports 24
Leave to Withdraw 1
Carried Over 9
Gubernatorial Nominations 1
Respectfully submitted,
S/David R. Hastings III
Senate Chair
S/Joan M. Nass
House Chair

READ and ORDERED PLACED ON FILE.

The Following Communication: (H.C. 231)

**STATE OF MAINE
ONE HUNDRED AND TWENTY-FOURTH LEGISLATURE
COMMITTEE ON LABOR, COMMERCE, RESEARCH AND
ECONOMIC DEVELOPMENT**

June 27, 2011

The Honorable Kevin L. Raye, President of the Senate
The Honorable Robert W. Nutting, Speaker of the House
125th Maine Legislature
Augusta, Maine 04333

Dear President Raye and Speaker Nutting:

We are pleased to report that all business which was placed before the Joint Standing Committee on Labor, Commerce, Research and Economic Development during the First Regular Session of the 125th Legislature has been completed. The breakdown of bills and papers before our committee follows:

Total Number of Bills and Papers	127
Unanimous Reports	86
Ought to Pass	10
Ought to Pass as Amended	32
Ought Not to Pass	41
Referred to Another Committee	3
Divided Reports	19
Leave to Withdraw	3
Carried Over	12
Taken Pursuant to Jt. Rule 309	1
Gubernatorial Nominations	6

Respectfully submitted,
S/Christopher W. Rector
Senate Chair
S/Kerri L. Prescott
House Chair

READ and ORDERED PLACED ON FILE.

The Following Communication: (H.C. 232)

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

June 27, 2011

The Honorable Kevin L. Raye, President of the Senate
The Honorable Robert W. Nutting, Speaker of the House
125th Maine Legislature
Augusta, Maine 04333

Dear President Raye and Speaker Nutting:

We are pleased to report that all business which was placed before the Joint Standing Committee on Marine Resources during the First Regular Session of the 125th Legislature has been completed. The breakdown of bills and papers before our committee follows:

Total Number of Bills and Papers	29
Unanimous Reports	22
Ought to Pass	1
Ought to Pass as Amended	11
Ought Not to Pass	10
Divided Reports	4
Leave to Withdraw	1
Carried Over	1
Gubernatorial Nominations	1

Respectfully submitted,
S/Lois A. Snowe-Mello
Senate Chair
S/Windol C. Weaver
House Chair

READ and ORDERED PLACED ON FILE.

The Following Communication: (H.C. 233)

**STATE OF MAINE
ONE HUNDRED AND TWENTY-FIFTH LEGISLATURE
COMMITTEE ON STATE AND LOCAL GOVERNMENT**

June 27, 2011

The Honorable Kevin L. Raye, President of the Senate
The Honorable Robert W. Nutting, Speaker of the House
125th Maine Legislature
Augusta, Maine 04333

Dear President Raye and Speaker Nutting:

We are pleased to report that all business which was placed before the Joint Standing Committee on State and Local Government during the First Regular Session of the 125th Legislature has been completed. The breakdown of bills and papers before our committee follows:

Total Number of Bills and Papers	96
Unanimous Reports	63
Ought to Pass	4
Ought to Pass as Amended	26
Ought Not to Pass	33
Divided Reports	27
Leave to Withdraw	2
Carried Over	4

Respectfully submitted,
S/Douglas A. Thomas
Senate Chair
S/H. David Cotta
House Chair

READ and ORDERED PLACED ON FILE.

The Following Communication: (H.C. 234)

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

June 27, 2011

The Honorable Kevin L. Raye, President of the Senate
The Honorable Robert W. Nutting, Speaker of the House
125th Maine Legislature
Augusta, Maine 04333

Dear President Raye and Speaker Nutting:

We are pleased to report that all business which was placed before the Joint Standing Committee on Taxation during the First Regular Session of the 125th Legislature has been completed. The breakdown of bills and papers before our committee follows:

Total Number of Bills and Papers	150
Unanimous Reports	91
Ought to Pass	5
Ought to Pass as Amended	23
Ought Not to Pass	63
Divided Reports	47
Carried Over	12

Respectfully submitted,
S/A. David Trahan
Senate Chair
S/L. Gary Knight
House Chair

READ and ORDERED PLACED ON FILE.

The Following Communication: (H.C. 235)

**STATE OF MAINE
ONE HUNDRED AND TWENTY-FIFTH LEGISLATURE
COMMITTEE ON TRANSPORTATION**

June 27, 2011

The Honorable Kevin L. Raye, President of the Senate
The Honorable Robert W. Nutting, Speaker of the House
125th Maine Legislature
Augusta, Maine 04333

Dear President Raye and Speaker Nutting:

We are pleased to report that all business which was placed before the Joint Standing Committee on Transportation during the First Regular Session of the 125th Legislature has been completed. The breakdown of bills and papers before our committee follows:

Total Number of Bills and Papers	119
Unanimous Reports	94
Ought to Pass	10
Ought to Pass as Amended	31
Ought Not to Pass	53
Divided Reports	16
Leave to Withdraw	2
Carried Over	5
Gubernatorial Nominations	2

Respectfully submitted,
S/Ronald F. Collins
Senate Chair
S/Richard M. Cebra
House Chair

READ and ORDERED PLACED ON FILE.

The Following Communication: (H.C. 236)

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

June 27, 2011

The Honorable Kevin L. Raye, President of the Senate
The Honorable Robert W. Nutting, Speaker of the House
125th Maine Legislature
Augusta, Maine 04333

Dear President Raye and Speaker Nutting:

We are pleased to report that all business which was placed before the Joint Standing Committee on Veterans and Legal Affairs during the First Regular Session of the 125th Legislature has been completed. The breakdown of bills and papers before our committee follows:

Total Number of Bills and Papers	107
Unanimous Reports	65
Ought to Pass	2
Ought to Pass as Amended	37
Ought Not to Pass	26
Divided Reports	27
Leave to Withdraw	3
Carried Over	10
Gubernatorial Nominations	2

Respectfully submitted,
S/Nichi S. Farnham
Senate Chair
S/Michael G. Beaulieu
House Chair

READ and ORDERED PLACED ON FILE.

STATE OF MAINE

**ONE HUNDRED AND TWENTY-FIFTH LEGISLATURE
JOINT SELECT COMMITTEE ON JOINT RULES**

June 27, 2011

The Honorable Kevin L. Raye, President of the Senate
The Honorable Robert W. Nutting, Speaker of the House
125th Maine Legislature
Augusta, Maine 04333

Dear President Raye and Speaker Nutting:

We are pleased to report that all business which was placed before the Joint Select Committee on Joint Rules during the First Regular Session of the 125th Legislature has been completed. The breakdown of bills and papers before our committee follows:

Total Number of Bills and Papers	5
Unanimous Reports	0
Ought to Pass	0
Ought to Pass as Amended	0
Ought Not to Pass	0

Divided Reports	0
Carried Over	5

Respectfully submitted,
S/Jonathan T. Courtney
Senate Chair
S/Andre E. Cushing III
House Chair

READ and ORDERED PLACED ON FILE.

The Following Communication: (H.C. 238)

**STATE OF MAINE
ONE HUNDRED AND TWENTY-FIFTH LEGISLATURE
JOINT SELECT COMMITTEE ON REGULATORY
FAIRNESS AND REFORM**

June 27, 2011

The Honorable Kevin L. Raye, President of the Senate
The Honorable Robert W. Nutting, Speaker of the House
125th Maine Legislature
Augusta, Maine 04333

Dear President Raye and Speaker Nutting:

We are pleased to report that all business which was placed before the Joint Select Committee on Regulatory Fairness and Reform during the First Regular Session of the 125th Legislature has been completed. The breakdown of bills and papers before our committee follows:

Total Number of Bills and Papers	3
Unanimous Reports	0
Ought to Pass	0
Ought to Pass as Amended	1
Ought Not to Pass	2

Divided Reports	0
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Respectfully submitted,
S/Jonathan T.E. Courtney
Senate Chair
S/Jonathan B. McKane
House Chair

READ and ORDERED PLACED ON FILE.

The Following Communication: (H.C. 237)

The Speaker appointed the following members on the part of the House to wait upon his Excellency, Governor PAUL RICHARD LePAGE, and inform him that the House was ready to adjourn without day:

Representative FLOOD of Winthrop
Representative WINSOR of Norway
Representative CHASE of Wells
Representative CLARK of Easton
Representative FREDETTE of Newport
Representative KESCHL of Belgrade
Representative MARTIN of Eagle Lake
Representative WEBSTER of Freeport
Representative STEVENS of Bangor

Subsequently, the Committee reported that they had delivered the message with which they were charged.

At this point, a message came from the Senate borne by Senator Plowman, of Penobscot of that Body, informing the House that the Senate was ready to adjourn without day.

The Speaker appointed Representative CURTIS of Madison on the part of the House to inform the Senate that the House was ready to adjourn without day.

Subsequently, Representative CURTIS reported that he had delivered the message with which he was charged.

On motion of Representative RANKIN of Hiram, the House adjourned without day at 7:47 p.m., Wednesday, June 29, 2011.