

MAINE STATE LEGISLATURE

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



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

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

Daily Edition

Second Regular Session

January 4, 2012 – May 31, 2012

pages 1084 - 1604

ONE HUNDRED AND TWENTY-FIFTH LEGISLATURE
SECOND REGULAR SESSION
15th Legislative Day
Wednesday, February 15, 2012

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

Prayer by Reverend Jane Rich, United Church of Christ, Andover.

National Anthem by Elaine Michaud, Mexico.

Pledge of Allegiance.

Doctor of the day, David Jones, M.D., Presque Isle.

The Journal of yesterday was read and approved.

SENATE PAPERS

Bill "An Act To Establish 'The Dirigo March' as the Official March of the State"

(S.P. 627) (L.D. 1815)

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

REFERRED to the Committee on **STATE AND LOCAL GOVERNMENT** in concurrence.

Non-Concurrent Matter

Bill "An Act To Create Transparency and Accountability in Economic Development Subsidies"

(H.P. 1065) (L.D. 1451)

REFERRED to the Committee on **TAXATION** in the House on January 24, 2012.

Came from the Senate **REFERRED** to the Committee on **LABOR, COMMERCE, RESEARCH AND ECONOMIC DEVELOPMENT** in **NON-CONCURRENCE**.

The House voted to **INSIST**.

Representative EDGECOMB of Caribou assumed the Chair.
The House was called to order by the Speaker Pro Tem.

COMMUNICATIONS

The Following Communication: (H.C. 308)

**STATE OF MAINE
125TH LEGISLATURE**

February 10, 2012

Major General (Retired) John W. Libby
The Adjutant General, Maine National Guard
33 State House Station
Camp Keyes
Augusta, Maine 04333

Dear General Libby:

We are pleased to invite you to address a Joint Session of the 125th Maine Legislature on Thursday, February 16, 2012 at 11:00 a.m. concerning matters of defense, veterans' services and emergency management matters and any other matters that you may care to bring to our attention.

We look forward to seeing you then.

Sincerely,

S/Kevin L. Raye

President of the Senate

S/Robert W. Nutting

Speaker of the House

READ and ORDERED PLACED ON FILE.

**PETITIONS, BILLS AND RESOLVES REQUIRING
REFERENCE**

Bill "An Act To Allow the Maine Wild Mushroom Harvesting Certification Program To Be Self-funded"

(H.P. 1343) (L.D. 1823)

Sponsored by Representative SIROCKI of Scarborough.

Cosponsored by Representatives: O'CONNOR of Berwick, PARKER of Veazie.

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

Committee on **HEALTH AND HUMAN SERVICES** suggested and ordered printed.

REFERRED to the Committee on **HEALTH AND HUMAN SERVICES** and ordered printed.

Sent for concurrence.

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

ORDERS

On motion of Representative PRESCOTT of Topsham, the following Joint Order: (H.P. 1345)

ORDERED, the Senate concurring, that the Joint Standing Committee on Labor, Commerce, Research and Economic Development shall submit, to the House, a Bill, "An Act To Review and Restructure the Workers' Compensation System."

READ and PASSED.

Sent for concurrence.

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

REPORTS OF COMMITTEE

**Refer to the Committee on Judiciary
Pursuant to Joint Order**

Representative STRANG BURGESS for the **Joint Standing Committee on Health and Human Services** on Bill "An Act To Provide Immunity for Prescribing and Dispensing Intranasal Naloxone Kits"

(H.P. 1344) (L.D. 1824)

Reporting that it be **REFERRED** to the Committee on **JUDICIARY** pursuant to Joint Order, H.P. 1328.

Report was **READ** and **ACCEPTED** and the Bill **REFERRED** to the Committee on **JUDICIARY**.

Sent for concurrence.

Divided Report

Majority Report of the Committee on **ENERGY, UTILITIES AND TECHNOLOGY** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-695)** on Bill "An Act To Create Fair and Open Competition in Line Extension Construction"

(H.P. 695) (L.D. 935)

Signed:

Senators:

THIBODEAU of Waldo

BARTLETT of Cumberland

RECTOR of Knox

Representatives:

FITTS of Pittsfield
BEAVERS of South Berwick
CORNELL du HOUS of Brunswick
CRAY of Palmyra
DION of Portland
DUNPHY of Embden
HAMPER of Oxford
LUCHINI of Ellsworth

Minority Report of the same Committee reporting **Ought to Pass as Amended by Committee Amendment "B" (H-696)** on same Bill.

Signed:

Representatives:

HINCK of Portland
LIBBY of Waterboro

READ.

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

The Bill was **READ ONCE**. **Committee Amendment "A" (H-695)** was **READ** by the Clerk and **ADOPTED**. The Bill was assigned for **SECOND READING** Thursday, February 16, 2012.

CONSENT CALENDAR

First Day

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

(S.P. 206) (L.D. 675) Bill "An Act To Establish Multidistrict Online Classes in Maine" Committee on **EDUCATION AND CULTURAL AFFAIRS** reporting **Ought to Pass as Amended by Committee Amendment "B" (S-375)**

(S.P. 525) (L.D. 1615) Resolve, To Name 2 Bridges in the Town of Harmony Committee on **TRANSPORTATION** reporting **Ought to Pass as Amended by Committee Amendment "A" (S-374)**

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

CONSENT CALENDAR

Second Day

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

(H.P. 1248) (L.D. 1696) Bill "An Act To Modify the Alternative Organizational Structure Budget Approval Process"

(H.P. 1279) (L.D. 1729) Bill "An Act To Clarify the Minimum Wage Law as It Relates to People with Disabilities"

(H.P. 1281) (L.D. 1734) Resolve, Regarding Legislative Review of Portions of Chapter 41: Special Restrictions on Pesticide Use, a Major Substantive Rule of the Department of Agriculture, Food and Rural Resources, Board of Pesticides Control (EMERGENCY)

(H.P. 1233) (L.D. 1643) Bill "An Act To Enhance a Community's Ability To Establish or Update Its Veterans Honor Roll" (C. "A" H-697)

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

BILLS IN THE SECOND READING

House

Bill "An Act To Implement the Recommendations of the Streamline and Prioritize Core Government Services Task Force for the Fiscal Years Ending June 30, 2012 and June 30, 2013 and To Make Certain Other Allocations and Appropriations and Changes to the Law Necessary to the Operation of State Government" (EMERGENCY)

(H.P. 1339) (L.D. 1816)

Was reported by the Committee on **Bills in the Second Reading** and **READ** the second time.

On motion of Representative CURTIS of Madison, was **SET ASIDE**.

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

ENACTORS

Emergency Measure

An Act To Preserve the Integrity of the Maine Certified Public Accountant Examination

(H.P. 1216) (L.D. 1607)

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. 127 voted in favor of the same and 0 against, and accordingly the Bill was **PASSED TO BE ENACTED**, signed by the Speaker Pro Tem and sent to the Senate.

Emergency Measure

An Act To Simplify Toll Discounts and Amend Certain Powers and Procedures of the Maine Turnpike Authority

(S.P. 533) (L.D. 1623)

(C. "A" S-373)

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 0 against, and accordingly the Bill was **PASSED TO BE ENACTED**, signed by the Speaker Pro Tem and sent to the Senate.

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

The Speaker resumed the Chair.

The House was called to order by the Speaker.

On motion of Representative EDGECOMB of Caribou, the House adjourned at 10:48 a.m., until 10:00 a.m., Thursday, February 16, 2012.