

MAINE STATE LEGISLATURE

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State of Maine

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Pages 737-1487

Majority Report of the Committee on **TAXATION** reporting **Ought Not to Pass** on RESOLUTION, Proposing an Amendment to the Constitution of Maine To Limit the Rate of Change in Taxable Value of Homestead Land

(H.P. 7) (L.D. 2)

Signed:

Senators:

PERRY of Penobscot

COURTNEY of York

Representatives:

HANLEY of Paris

McCORMICK of West Gardiner

CLOUGH of Scarborough

PINEAU of Jay

BIERMAN of Sorrento

HUTTON of Bowdoinham

SEAVEY of Kennebunkport

CLARK of Millinocket

Minority Report of the same Committee reporting **Ought to Pass as Amended by Committee Amendment "B" (H-533)** on same RESOLUTION.

Signed:

Senator:

STRIMLING of Cumberland

Representatives:

WOODBURY of Yarmouth

WATSON of Bath

READ.

On motion of Representative WOODBURY of Yarmouth, **TABLED** pending **ACCEPTANCE** of either Report and later today assigned.

Majority Report of the Committee on **TAXATION** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-532)** on Bill "An Act To Conform the Maine Tax Code with the Federal Health Savings Accounts Laws"

(H.P. 146) (L.D. 195)

Signed:

Senator:

COURTNEY of York

Representatives:

HANLEY of Paris

McCORMICK of West Gardiner

WOODBURY of Yarmouth

CLOUGH of Scarborough

BIERMAN of Sorrento

SEAVEY of Kennebunkport

WATSON of Bath

CLARK of Millinocket

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

Signed:

Senators:

PERRY of Penobscot

STRIMLING of Cumberland

Representatives:

PINEAU of Jay

HUTTON of Bowdoinham

READ.

Representative WOODBURY of Yarmouth moved that the House **ACCEPT** the Majority **Ought to Pass as Amended** Report.

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

Majority Report of the Committee on **STATE AND LOCAL GOVERNMENT** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-535)** on Bill "An Act To Allow Counties a One-year Exemption For Jail Costs from the Limitation on County Assessments"

(H.P. 1175) (L.D. 1666)

Signed:

Representatives:

McFADDEN of Dennysville

MOULTON of York

BISHOP of Boothbay

SAMPSON of Auburn

BARSTOW of Gorham

BLANCHARD of Old Town

MUSE of Fryeburg

SCHATZ of Blue Hill

HARLOW of Portland

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

Signed:

Senators:

SCHNEIDER of Penobscot

ROTUNDO of Androscoggin

ANDREWS of York

Representative:

CROSTHWAITE of Ellsworth

READ.

On motion of Representative BARSTOW of Gorham, **TABLED** pending **ACCEPTANCE** of either Report and later today assigned.

CONSENT CALENDAR

First Day

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

(H.P. 618) (L.D. 867) Bill "An Act Regarding Child Protection Proceedings" Committee on **JUDICIARY** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-545)**

(H.P. 1158) (L.D. 1643) Bill "An Act To Clarify and Harmonize State Policy on Groundwater Management" Committee on **NATURAL RESOURCES** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-547)**

Under suspension of the rules, Second Day Consent Calendar notification was given.

There being no objection, the House Papers were **PASSED TO BE ENGROSSED as Amended** and sent for concurrence.

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

(H.P. 788) (L.D. 1145) Bill "An Act Regarding Tribal Gaming and Gaming by Nonprofits" Committee on **LEGAL AND VETERANS AFFAIRS** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-550)**

On motion of Representative TARDY of Newport, was **REMOVED** from the First Day Consent Calendar. The Committee Report was **READ.**

The same Representative **REQUESTED** a roll call on the motion to **ACCEPT** the Unanimous Committee Report.

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 Acceptance of the Unanimous Committee Report. All those in favor will vote yes, those opposed will vote no.

ROLL CALL NO. 215

YEA - Adams, Annis, Ash, Barstow, Berube, Bierman, Blanchard, Blanchette, Bliss, Bowen, Bowles, Brannigan, Brautigam, Brown R, Browne W, Bryant, Burns, Cain, Campbell, Canavan, Cebra, Churchill, Clark, Collins, Craven, Crosby, Cummings, Driscoll, Duchesne, Dudley, Dunn, Duplessie, Duprey, Eberle, Eder, Edgecomb, Emery, Faircloth, Farrington, Finch, Fischer, Fisher, Fitts, Fletcher, Gerzofsky, Goldman, Greeley, Grose, Hall, Hanley B, Hanley S, Harlow, Hogan, Hotham, Hutton, Jackson, Jacobsen, Jennings, Jodrey, Joy, Kaelin, Koffman, Lerman, Lindell, Lundeen, Makas, Marean, Marley, Marraché, Mazurek, McCormick, McFadden, Merrill, Miller, Mills, Moody, Moore G, Nass, Norton, Nutting, O'Brien, Paradis, Patrick, Pelletier-Simpson, Percy, Perry, Pineau, Pingree, Pinkham, Piotti, Richardson D, Richardson M, Richardson W, Rines, Robinson, Rosen, Saviello, Schatz, Sherman, Smith N, Sykes, Tardy, Thompson, Tuttle, Valentino, Vaughan, Walcott, Watson, Webster, Wheeler, Woodbury, Mr. Speaker.

NAY - Austin, Babbidge, Beaudette, Bishop, Carr, Clough, Cresse, Crosthwaite, Curley, Curtis, Daigle, Davis G, Davis K, Flood, Glynn, Hamper, Lansley, Lewin, McKane, McKenney, McLeod, Millett, Moulton, Muse, Pilon, Plummer, Rector, Richardson E, Seavey, Shields, Stedman, Thomas, Trahan, Twomey.

ABSENT - Bryant-Deschenes, Dugay, Ott, Sampson, Smith W.

Yes, 112; No, 34; Absent, 5; Excused, 0.

112 having voted in the affirmative and 34 voted in the negative, with 5 being absent, and accordingly the Committee Report was **ACCEPTED**.

The Bill was **READ ONCE**. Committee Amendment "A" (H-550) was **READ** by the Clerk and **ADOPTED**.

The **SPEAKER**: The Chair recognizes the Representative from Portland, Representative Dudley.

Representative **DUDLEY**: Mr. Speaker, point of order.

The **SPEAKER**: The Representative may proceed.

Representative **DUDLEY**: Thank you Mr. Speaker. Mr. Speaker, Men and Women of the House. On the previous vote I was unable, up until the last minute, to find the amendment and read what we were being asked to vote upon. It wasn't available online and it hadn't been filed in our desks. This has been happening regularly lately and I am very concerned about being asked to vote on items without having a chance to review them.

The **SPEAKER**: Your objection is so noted and the report, Committee Amendment "A" (H-550) is on your desk. It is not online and there are problems associated with keeping up, at least with the Committee Amendments that are being posted on the internet and it has to do with the pace and speed to which we are moving and the ability of the staff to keep up. The amendment, Committee Amendment "A" (H-550) that you voted on is on your desk.

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

Under further suspension of the rules, the Bill was **PASSED TO BE ENGROSSED** as Amended by Committee Amendment

"A" (H-550) and sent for concurrence. **ORDERED SENT FORTHWITH.**

BILLS IN THE SECOND READING

Senate as Amended

Bill "An Act To Require that Division Heads within the Department of Agriculture, Food and Rural Resources Be Unclassified"

(S.P. 270) (L.D. 815)

(C. "A" S-249)

House

Bill "An Act Regarding Transition Provisions for the Sharing of Costs in Certain School Districts" (EMERGENCY)

(H.P. 1189) (L.D. 1684)

House as Amended

Bill "An Act To Provide Uniform Voter Verification and Recount Requirements for Voting Machines"

(H.P. 711) (L.D. 1026)

(H. "A" H-508 to C. "A" H-453)

Bill "An Act To Require That a Person Arrested on a Domestic Violence Charge Be Held for at Least 4 Hours before Being Released on Bail"

(H.P. 712) (L.D. 1027)

(C. "A" H-531)

Bill "An Act To Amend the Definition of 'Funeral Establishment'"

(H.P. 736) (L.D. 1083)

(C. "A" H-525)

Reported by the Committee on Bills in the Second Reading, read the second time, the Senate Paper was **PASSED TO BE ENGROSSED AS AMENDED** in concurrence and the House Papers were **PASSED TO BE ENGROSSED** or **PASSED TO BE ENGROSSED AS AMENDED** and sent for concurrence. **ORDERED SENT FORTHWITH.**

Bill "An Act To Ensure Compliance with Safety Regulations"

(H.P. 856) (L.D. 1238)

(C. "A" H-443)

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

On motion of Representative TARDY of Newport, was **SET ASIDE**.

The same Representative **REQUESTED** a roll call on **PASSAGE TO BE ENGROSSED** as Amended.

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 Engrossed as amended. All those in favor will vote yes, those opposed will vote no.

ROLL CALL NO. 216

YEA - Adams, Ash, Babbidge, Barstow, Beaudette, Blanchard, Blanchette, Bliss, Brannigan, Brautigam, Bryant, Burns, Cain, Canavan, Clark, Craven, Cummings, Driscoll, Duchesne, Dudley, Dunn, Duplessie, Eberle, Eder, Faircloth, Farrington, Finch, Fischer, Fisher, Gerzofsky, Goldman, Grose, Hanley S, Harlow, Hogan, Hotham, Hutton, Jackson, Jennings, Koffman, Lerman, Lundeen, Makas, Marley, Mazurek, Merrill, Miller, Norton, O'Brien, Paradis, Patrick, Pelletier-Simpson, Percy, Perry, Pilon, Pineau, Pingree, Piotti, Rines, Schatz, Smith N, Thompson, Tuttle, Twomey, Valentino, Walcott, Watson, Webster, Wheeler, Mr. Speaker.