

MAINE STATE LEGISLATURE

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

Volume III

Second Regular Session

April 7, 2006 - May 24, 2006

Appendix
House Legislative Sentiments
Index

Pages 1488-2248

Rosen, Sampson, Saviello, Seavey, Sherman, Shields, Smith W, Stedman, Sykes, Tardy, Thomas, Thompson, Trahan, Twomey, Vaughan, Woodbury.

ABSENT - Berube, Gerzofsky, Grose, Jennings, Ott, Robinson.

Yes, 75; No, 70; Absent, 6; Excused, 0.

a two-thirds vote of all the members elected to the House being necessary, a total was taken, 75 having voted in the affirmative and 70 voted in the negative, with 6 being absent, and accordingly the motion to **RECONSIDER ADOPTION of House Amendment "A" (H-1028) to Committee Amendment "B" (H-1007) FAILED.**

Subsequently, **Committee Amendment "B" (H-1007) as Amended by House Amendment "A" (H-1028) thereto was ADOPTED.**

The Bill was **PASSED TO BE ENGROSSED as Amended by Committee Amendment "B" (H-1007) as Amended by House Amendment "A" (H-1028) thereto in NON-CONCURRENCE** and sent for concurrence. **ORDERED SENT FORTHWITH.**

**CONSENT CALENDAR
Second Day**

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

(H.P. 1490) (L.D. 2097) Bill "An Act To Facilitate the Maine Quality Forum" (C. "A" H-1077)

No objections having been noted at the end of the Second Legislative Day, the House Paper was **PASSED TO BE ENGROSSED AS AMENDED** and sent for concurrence. **ORDERED SENT FORTHWITH.**

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.

SENATE DIVIDED REPORT - Report "A" (9) Ought to Pass as Amended by Committee Amendment "A" (S-577) - Report "B" (3) Ought Not to Pass - Report "C" (1) Ought to Pass as Amended by Committee Amendment "B" (S-578) - Committee on EDUCATION AND CULTURAL AFFAIRS on Bill "An Act To Update Teachers' Minimum Salaries"

(S.P. 480) (L.D. 1381)

- In Senate, Report "A" **OUGHT TO PASS AS AMENDED READ and ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-577) AS AMENDED BY SENATE AMENDMENT "A" (S-620) thereto.**

TABLED - April 27, 2006 (Till Later Today) by Representative DUPLESSIE of Westbrook.

PENDING - Motion of Representative GOLDMAN of Cape Elizabeth to ACCEPT Report "A" OUGHT TO PASS AS AMENDED. (Roll Call Ordered)

The **SPEAKER:** The Chair recognizes the Representative from Crystal, Representative Joy.

Representative **JOY:** Thank you Mr. Speaker. Mr. Speaker, Ladies and Gentlemen of the House. I must say that this bill brings back the two Maine's and opens a rift between them that is miles wide. If this bill is passed I have two small school districts that are probably on the verge of wondering where the next dollars going to come from. I have a school district with four town, consists of four town, and they will be facing a quarter of a million dollars to meet the requirements of this because of the

ladder effect it will take place in negotiations. They're right in the middle of negotiations right now and my other school district which has six small towns will be looking at roughly \$360,000 dollars. Ladies and gentlemen, the tax bases in these small towns do not allow for raising those kinds of money. They're already hurting from LD 1, they're already hurting from essential programs and services and now to put this on top of that is going to be devastation. I just hope that you will realize what you are doing to these small schools and these small districts that are out there all over this State. Not just in my part of the State, but we heard yesterday about the situation in Blue Hill and that's going to be the same. I think that what we need to do is to really give some serious thought. When this comes from the State level it destroys the collective bargaining process. As I said, both of my school districts are in the collective bargaining process and just as soon as the sound of the \$30,000 proposal came on, their negotiations stopped. The teachers would not talk any more, why, because those teachers who had been there a long time want to have that ladder effect and get an increase as well. That's where the rub comes in this particular bill and I hope that you will vote no.

The **SPEAKER:** A roll call having been previously ordered. The pending question before the House is acceptance of Report "A" Ought to Pass as Amended. All those in favor will vote yes, those opposed will vote no.

ROLL CALL NO. 542

YEA - Adams, Babbidge, Barstow, Blanchard, Blanchette, Bliss, Brannigan, Brautigam, Bryant, Burns, Cain, Campbell, Canavan, Clark, Craven, Crosby, Cummings, Davis G, Driscoll, Duchesne, Dudley, Dugay, Dunn, Duplessie, Eberle, Eder, Faircloth, Farrington, Finch, Fischer, Fisher, Gerzofsky, Glynn, Goldman, Greeley, Hanley S, Harlow, Hogan, Hutton, Jackson, Koffman, Lerman, Makas, Marley, Marraché, Mazurek, McCormick, Miller, Mills, Moody, Moore G, Norton, O'Brien, Paradis, Patrick, Percy, Perry, Pilon, Pineau, Pingree, Piotti, Plummer, Saviello, Simpson, Smith N, Smith W, Thompson, Tuttle, Valentino, Walcott, Watson, Webster, Wheeler, Mr. Speaker.

NAY - Annis, Ash, Austin, Beaudette, Bierman, Bishop, Bowen, Bowles, Brown R, Browne W, Bryant-Deschenes, Carr, Cebra, Churchill, Clough, Collins, Cressey, Crosthwaite, Curley, Curtis, Daigle, Davis K, Duprey, Edgecomb, Emery, Fitts, Fletcher, Flood, Hall, Hamper, Hanley B, Hotham, Jacobsen, Jodrey, Joy, Kaelin, Lansley, Lewin, Lindell, Lundeen, Marean, McFadden, McKane, McKenney, McLeod, Merrill, Millett, Moulton, Muse, Nass, Nutting, Pinkham, Rector, Richardson D, Richardson E, Richardson M, Richardson W, Rosen, Sampson, Schatz, Seavey, Sherman, Shields, Stedman, Sykes, Tardy, Thomas, Trahan, Twomey, Vaughan, Woodbury.

ABSENT - Berube, Grose, Jennings, Ott, Rines, Robinson.

Yes, 74; No, 71; Absent, 6; Excused, 0.

74 having voted in the affirmative and 71 voted in the negative, with 6 being absent, and accordingly Report "A" **Ought to Pass as Amended was ACCEPTED.**

The Bill was **READ ONCE. Committee Amendment "A" (S-577) was READ** by the Clerk.

Senate Amendment "A" (S-620) to Committee Amendment "A" (S-577) was READ by the Clerk.

Representative **TRAHAN** of Waldoboro **REQUESTED** a roll call on the motion to **ADOPT Senate Amendment "A" (S-620) to Committee Amendment "A" (S-577).**

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 adoption of Senate Amendment "A"

(S-620) to Committee Amendment "A" (S-577). All those in favor will vote yes, those opposed will vote no.

ROLL CALL NO. 543

YEA - Adams, Babbidge, Barstow, Blanchard, Blanchette, Bliss, Brannigan, Brautigam, Brown R, Bryant, Burns, Cain, Campbell, Canavan, Carr, Clark, Craven, Crosby, Cummings, Curley, Davis G, Driscoll, Duchesne, Dudley, Dugay, Dunn, Duplessie, Eberle, Eder, Edgecomb, Emery, Faircloth, Farrington, Finch, Fischer, Fisher, Fletcher, Flood, Gerzofsky, Glynn, Goldman, Greeley, Hanley S, Harlow, Hogan, Hotham, Hutton, Jackson, Joy, Koffman, Lerman, Makas, Marley, Marraché, Mazurek, McCormick, McFadden, Miller, Mills, Moody, Moore G, Norton, O'Brien, Paradis, Patrick, Percy, Perry, Pilon, Pineau, Pingree, Piotti, Plummer, Rector, Richardson E, Richardson W, Rines, Sampson, Saviello, Simpson, Smith N, Smith W, Thompson, Trahan, Tuttle, Valentino, Walcott, Watson, Webster, Wheeler, Mr. Speaker.

NAY - Annis, Ash, Austin, Bierman, Bishop, Bowen, Bowles, Browne W, Bryant-Deschenes, Cebra, Churchill, Clough, Collins, Cressey, Crosthwaite, Curtis, Daigle, Davis K, Duprey, Fitts, Hall, Hamper, Hanley B, Jacobsen, Jodrey, Kaelin, Lansley, Lewin, Lindell, Lundeen, Marean, McKane, McKenney, McLeod, Merrill, Millett, Moulton, Muse, Nass, Nutting, Pinkham, Richardson D, Richardson M, Rosen, Schatz, Seavey, Sherman, Shields, Stedman, Sykes, Tardy, Thomas, Twomey, Vaughan, Woodbury.

ABSENT - Beaudette, Berube, Grose, Jennings, Ott, Robinson.

Yes, 90; No, 55; Absent, 6; Excused, 0.

90 having voted in the affirmative and 55 voted in the negative, with 6 being absent, and accordingly **Senate Amendment "A" (S-620) to Committee Amendment "A" (S-577) was ADOPTED.**

Committee Amendment "A" (S-577) as Amended by Senate Amendment "A" (S-620) thereto was ADOPTED.

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" (S-577) as Amended by Senate Amendment "A" (S-620) thereto in concurrence. ORDERED SENT FORTHWITH.**

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

**REPORTS OF COMMITTEE
Divided Report**

Majority Report of the Committee on **APPROPRIATIONS AND FINANCIAL AFFAIRS** reporting **Ought Not to Pass** on Bill "An Act To Save the Marine Technology Center and Strengthen Maine's Boatbuilding Workforce"

(S.P. 746) (L.D. 1948)

Signed:

Senators:

ROTUNDO of Androscoggin
MARTIN of Aroostook

Representatives:

BRANNIGAN of Portland
DUDLEY of Portland
CRAVEN of Lewiston
LERMAN of Augusta

MILLS of Farmington

Minority Report of the same Committee reporting **Ought to Pass as Amended by Committee Amendment "A" (S-637) on same Bill.**

Signed:

Senator:

NASS of York

Representatives:

MILLETT of Waterford
NUTTING of Oakland
BOWEN of Rockport
CURLEY of Scarborough
FISCHER of Presque Isle

Came from the Senate with the Minority **OUGHT TO PASS AS AMENDED** Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-637).**

READ.

Representative BRANNIGAN of Portland moved that the House **ACCEPT** the Majority **Ought Not to Pass** Report.

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

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

The SPEAKER: The Chair recognizes the Representative from Dennysville, Representative McFadden.

Representative MCFADDEN: Thank you Mr. Speaker. Mr. Speaker, Ladies and Gentlemen of the House. I rise in opposition to the Ought Not to Pass motion. Mainly, I'm going to speak about the Governor's Economic Development Task Force for Washington County, if we vote this down we are actually voting against the Chief Executive's wishes. He has come out in Calais last week and supported the boat school to remain in Eastport. They have a great facility in Eastport and once this boat school is moved to Calais, which is what President Cassidy says he can do and make it a very sustainable program. In the Calais area they have an old garage that they're going to use for the boat school, plus there is no waterfront in the area. So this doesn't really look to me like it's a viable location for the boat school. The boat school also graduates many students that work along the coast in different areas from Washington County all the way to York County. I urge you to vote against this motion and help the Economic Development Task Force in Washington County and to help the boat school to remain in Eastport and to remain open. Thank you, Mr. Speaker.

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

Representative KAELIN: Thank you Mr. Speaker. Mr. Speaker, Ladies and Gentlemen of the House. I'm rising in opposition to this Majority Ought Not to Pass report. This boat school in Eastport is an extremely unique asset in our working waterfront in Maine and there's been a lot of to-ing a fro-ing about its history and future in the past with the issues around the changes in the community college and so forth and you know its kind of been reserved to the back bench, it's not that important not that many of us live down there and so forth, but I don't know how many of you have been to this school, it is an expensive school, its not like typing class or something like that where you can get a cheap typewriter. You've got tremendous assets there teaching people skills that are very difficult to learn without spending some money. This may be a little more expensive than