

# MAINE STATE LEGISLATURE

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

**Volume I**

**First Regular Session**

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Pages 1-608

The Following Communication: (H.C. 42)

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

February 3, 2009  
Honorable Elizabeth H. Mitchell, President of the Senate  
Honorable Hannah M. Pingree, Speaker of the House  
124th Legislature  
State House  
Augusta, Maine 04333

Dear President Mitchell and Speaker Pingree:  
Pursuant to Joint Rule 310, we are writing to notify you that the Joint Standing Committee on State and Local Government has voted unanimously to report the following bill out "Ought Not to Pass":

L.D. 106            An Act To Prohibit Constitutional Officers from Endorsing Candidates for the Legislature

We have also notified the sponsor and cosponsors of the bill listed of the Committee's action.

Sincerely,  
S/Sen. Deborah L. Simpson  
Senate Chair  
S/Rep. Stephen R. Beaudette  
House Chair

**READ and ORDERED PLACED ON FILE.**

The Following Communication: (H.C. 43)

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

February 4, 2009  
Honorable Elizabeth H. Mitchell, Senate President  
Honorable Hannah M. Pingree, Speaker of the House  
124th Maine Legislature  
Augusta, Maine 04333

Dear President Mitchell and Speaker Pingree:  
Pursuant to Joint Rule 310, we are writing to notify you that we have approved the request by the bill sponsor, Representative Schatz of Blue Hill, to report the following bill Leave to Withdraw.  
LD 183            An Act To Amend the Laws Concerning Genetically Engineered Plants and Seeds

Sincerely,  
S/Senator John M. Nutting  
Senate Chair  
S/Representative Wendy Pieh  
House Chair

**READ and with accompanying papers ORDERED PLACED ON FILE.**

Subsequently, Representative TREAT reported that the necessary oaths had been taken by Representative HARVELL to qualify him to enter upon his official duties.

Pursuant to her authority under House Rule 401.1, the Chair assigned Representative HARVELL of Farmington to seat 130.

**PETITIONS, BILLS AND RESOLVES REQUIRING REFERENCE**

The following Bills, Resolves and Resolutions were received, and upon the recommendation of the Committee on Reference of Bills were **REFERRED** to the following Committees, ordered printed and sent for concurrence:

**APPROPRIATIONS AND FINANCIAL AFFAIRS**

Bill "An Act To Reimburse Debra Bilodeau for Her Expenses Incurred in Connection with Her Petition for Appointment as a Foster Parent"

(H.P. 275) (L.D. 368)

Sponsored by Representative CROCKETT of Augusta.

Bill "An Act To Authorize a General Fund Bond Issue To Rebuild a Bulkhead and Wharf at the Gulf of Maine Research Institute"

(H.P. 276) (L.D. 369)

Sponsored by Representative EBERLE of South Portland.

Cosponsored by Senator MILLS of Somerset and Representatives: AUSTIN of Gray, CLEARY of Houlton, COHEN of Portland, EATON of Sullivan, MARTIN of Eagle Lake, RANKIN of Hiram, RICHARDSON of Carmel, STRANG BURGESS of Cumberland.

Bill "An Act Making Unified Appropriations and Allocations for the Expenditures of State Government, General Fund and Other Funds, and Changing Certain Provisions of the Law Necessary to the Proper Operations of State Government for the Fiscal Years Ending June 30, 2010 and June 30, 2011" (EMERGENCY)

(H.P. 274) (L.D. 353)

Sponsored by Representative CAIN of Orono. (GOVERNOR'S BILL)

Cosponsored by Senator DIAMOND of Cumberland and Representatives: CONNOR of Kennebunk, FLOOD of Winthrop, MARTIN of Eagle Lake, MILLER of Somerville, MILLETT of Waterford, NUTTING of Oakland, ROBINSON of Raymond, ROTUNDO of Lewiston, WEBSTER of Freeport, Senators: CRAVEN of Androscoggin, ROSEN of Hancock.

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

The SPEAKER: The Chair recognizes the Representative from Orono, Representative Cain.

Representative **CAIN**: Thank you, Madam Speaker. Madam Speaker, Men and Women of the House. In regards to Item 3-1, this is the Biennial Budget. I wanted to draw members' attention to this item, as it is a major item that is before all of us, and it is 666 pages long. I am not going to comment on whether that is any kind of an omen, Madam Speaker, but I do want to draw your attention to the fact that that is a very large document and we are not going to be printing it and putting it on each of your desks. However, the documents are ready. They are ready for you to use them, to review them, to take them home with you and read them by the fire over the weekend, and you can reach all of those documents online.

There is a handout being distributed, it may be on your desks already, from the Clerk of the House with specific instructions on where you can find those documents. I encourage members, specifically of the State and Local Government Committee and the Judiciary Committee, to please take a look at them over the weekend because your hearings are Monday and Tuesday with us, followed by Criminal Justice on Wednesday and Thursday.

I would only add for reference that these are the same documents you used for the Supplemental Budget with two differences: First, they should have lengthier justification statements provided by the departments, and second, they will

have historical information from FY '08 and '09, including the revisions we just made in the Supplemental Budget.

While I have the opportunity, Madam Speaker, I would like to thank the Office of Fiscal and Program Review and the Revisor's Office for working very hard with the Office of Technology to make sure we got these documents, made available in their complete form, as soon as we possibly could. Thank you, Madam Speaker. Please, everyone, do your homework over the weekend, and with that, Madam Speaker, I move that this bill be referred to the Committee on Appropriations and Financial Affairs, ordered printed and sent for concurrence.

On motion of Representative CAIN of Orono, the Bill was **REFERRED** to the Committee on **APPROPRIATIONS AND FINANCIAL AFFAIRS**, ordered printed and sent for concurrence.

Bill "An Act To Ensure That All Toll and Intermodal Transportation Facilities and Roadway Lighting within the Maine Turnpike Corridor Are Consistent with Maine's Quality of Place Goals"

(H.P. 290) (L.D. 383)

Sponsored by Representative HILL of York.  
Cosponsored by Senator BOWMAN of York and Representatives: CLEARY of Houlton, CONNOR of Kennebec, PILON of Saco, WEAVER of York, WRIGHT of Berwick, Senator: BARTLETT of Cumberland.

Committee on **BUSINESS, RESEARCH AND ECONOMIC DEVELOPMENT** suggested.

On motion of Representative PIOTTI of Unity, **TABLED** pending **REFERENCE** and later today assigned.

**CRIMINAL JUSTICE AND PUBLIC SAFETY**

Bill "An Act To Allow Mixed Martial Arts Competitions in Maine"

(H.P. 277) (L.D. 370)

Sponsored by Representative TUTTLE of Sanford.  
Cosponsored by Senator PERRY of Penobscot, Senator DIAMOND of Cumberland and Representatives: GREELEY of Levant, HANLEY of Gardiner, HASKELL of Portland, WHEELER of Kittery, Senators: DAVIS of Cumberland, GERZOFKY of Cumberland.

Bill "An Act To Amend the Laws Governing the Cap on the Tax Assessment for Correctional Services in Lincoln County and Sagadahoc County"

(H.P. 291) (L.D. 384)

Sponsored by Representative MacDONALD of Boothbay.  
Cosponsored by Senator TRAHAN of Lincoln and Representatives: FOSSEL of Aina, McKANE of Newcastle, MILLER of Somerville, PIEH of Bremen.

Bill "An Act To Ensure a Uniform Comprehensive State Policy Regarding Residency Restrictions for Sex Offenders"

(H.P. 292) (L.D. 385)

Sponsored by Representative HASKELL of Portland.  
Cosponsored by Senator SHERMAN of Aroostook and Representatives: HILL of York, SYKES of Harrison, Senators: DIAMOND of Cumberland, GERZOFKY of Cumberland.

**JUDICIARY**

Bill "An Act To Authorize the Administration of Epinephrine Autoinjectors and Asthma Inhalers in Emergencies"

(H.P. 279) (L.D. 372)

Sponsored by Representative VALENTINO of Saco.

Cosponsored by Senator MARRACHÉ of Kennebec and Representatives: CAMPBELL of Newfield, EVES of North Berwick, HANLEY of Gardiner, PERRY of Calais, SANBORN of Gorham, Senator: JACKSON of Aroostook.

Bill "An Act To Clarify the Amount of a Contract for Small Claim Purposes"

(H.P. 282) (L.D. 375)

Sponsored by Representative WALSH INNES of Yarmouth.  
Cosponsored by Senator DAVIS of Cumberland and Senator: HOBBS of York.

Bill "An Act To Remove Domestic Court Cases from the Probate Court"

(H.P. 283) (L.D. 376)

Sponsored by Representative WAGNER of Lewiston.  
Cosponsored by Senator CRAVEN of Androscoggin and Representatives: BLODGETT of Augusta, COHEN of Portland, EVES of North Berwick, GILBERT of Jay, HAYES of Buckfield, LAJOIE of Lewiston, PEOPLES of Westbrook, PINKHAM of Lexington Township.

Bill "An Act To Amend the Procedure for Foreclosure Regarding Timing and Sale"

(H.P. 284) (L.D. 377)

Sponsored by Representative TREAT of Hallowell.  
Cosponsored by Senator ALFOND of Cumberland and Representatives: DILL of Cape Elizabeth, LOVEJOY of Portland, PETERSON of Rumford, PRIEST of Brunswick, RUSSELL of Portland, Senators: BRYANT of Oxford, GERZOFKY of Cumberland, McCORMICK of Kennebec.

Committee on **JUDICIARY** suggested.

On motion of Representative PRIEST of Brunswick, **TABLED** pending **REFERENCE** and later today assigned.

Bill "An Act To Establish a Process for the Determination of a Reasonable Price in the Use of Eminent Domain by the Maine Turnpike Authority"

(H.P. 293) (L.D. 386)

Sponsored by Representative HILL of York.  
Cosponsored by Senator BOWMAN of York and Representatives: CLEARY of Houlton, WEAVER of York, WRIGHT of Berwick, Senator: BARTLETT of Cumberland.

Committee on **JUDICIARY** suggested.

On motion of Representative PRIEST of Brunswick, **TABLED** pending **REFERENCE** and later today assigned.

**LABOR**

Bill "An Act To Facilitate Lactation at the Workplace by New Mothers"

(H.P. 280) (L.D. 373)

Sponsored by Representative WALSH INNES of Yarmouth.  
Cosponsored by Representatives: CORNELL du HOUX of Brunswick, MCCABE of Skowhegan.

**LEGAL AND VETERANS AFFAIRS**

Bill "An Act To Allow One Registration Fee for Multiple-town Poker Runs"

(H.P. 278) (L.D. 371)

Sponsored by Representative SAVIELLO of Wilton.  
Cosponsored by Senator GOOLEY of Franklin and Representatives: CLARK of Millinocket, FITTS of Pittsfield,