

MAINE STATE LEGISLATURE

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House of Representatives
One Hundred and Twentieth Legislature
State of Maine

Volume I

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The SPEAKER: A roll call has been ordered. The pending question before the House is Indefinite Postponement of the Resolve and all Accompanying Papers. All those in favor will vote yes, those opposed will vote no.

ROLL CALL NO. 161

YEA - Andrews, Ash, Belanger, Berry DP, Berry RL, Bouffard, Bowles, Brooks, Bruno, Bryant, Buck, Bumps, Bunker, Carr, Chase, Chick, Chizmar, Clark, Clough, Collins, Cote, Crabtree, Cressey, Daigle, Davis, Dugay, Duncan, Duplessie, Duprey, Fisher, Foster, Fuller, Gagne, Gerzofsky, Glynn, Goodwin, Gooley, Haskell, Hatch, Heidrich, Jodrey, Kasprzak, Labrecque, Ledwin, MacDougall, Madore, McDonough, McGowan, McKenney, Mendros, Michael, Michaud, Mitchell, Murphy E, Murphy T, Muse C, Muse K, Nass, Nutting, O'Brien JA, Paradis, Patrick, Peavey, Perkins, Pineau, Pinkham, Povich, Richardson, Rosen, Schneider, Sherman, Shields, Snowe-Mello, Stanley, Sullivan, Tarazewich, Tessier, Tobin D, Tobin J, Tracy, Trahan, Treadwell, Tuttle, Usher, Waterhouse, Weston, Wheeler EM, Winsor, Young.

NAY - Annis, Blanchette, Bliss, Brannigan, Bull, Canavan, Colwell, Cowger, Cummings, Desmond, Dorr, Dudley, Dunlap, Estes, Etnier, Green, Hall, Hawes, Honey, Hutton, Jacobs, Jones, Kane, LaVerdiere, Laverriere-Boucher, Lemoine, Lessard, Lovett, Lundeen, Mailhot, Marley, Marrache, Mayo, McGlocklin, Morrison, Norbert, Norton, O'Brien LL, O'Neil, Quint, Richard, Rines, Savage, Simpson, Skoglund, Smith, Thomas, Twomey, Volenik, Watson.

ABSENT - Bagley, Baker, Koffman, Landry, Matthews, McKee, McLaughlin, McNeil, Perry, Stedman, Wheeler GJ, Mr. Speaker.

Yes, 89; No, 50; Absent, 12; Excused, 0.

89 having voted in the affirmative and 50 voted in the negative, with 12 being absent, and accordingly the Resolve and all accompanying papers were **INDEFINITELY POSTPONED** and sent for concurrence.

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

An Act Concerning National Board Certification of Teachers
(H.P. 346) (L.D. 436)
(C. "A" H-320)

Which was **TABLED** by Representative NORBERT of Portland pending **PASSAGE TO BE ENACTED**. (Roll Call Ordered)

The SPEAKER: A roll call having been previously ordered. The pending question before the House is Enactment. All those in favor will vote yes, those opposed will vote no.

ROLL CALL NO. 162

YEA - Andrews, Annis, Ash, Belanger, Berry RL, Blanchette, Bliss, Bouffard, Brannigan, Brooks, Bryant, Bull, Bumps, Bunker, Canavan, Carr, Chick, Chizmar, Clark, Collins, Colwell, Cote, Cowger, Crabtree, Cummings, Daigle, Davis, Desmond, Dorr, Dudley, Dugay, Duncan, Dunlap, Duplessie, Estes, Etnier, Fisher, Fuller, Gagne, Gerzofsky, Glynn, Gooley, Green, Hall, Hatch, Hawes, Heidrich, Honey, Hutton, Jacobs, Jodrey, Jones, Kane, Labrecque, LaVerdiere, Laverriere-Boucher, Ledwin, Lemoine, Lessard, Lovett, Lundeen, Madore, Mailhot, Marley, Marrache, Mayo, McDonough, McGlocklin, McGowan, McKenney, Mendros, Michael, Michaud, Mitchell, Morrison, Murphy E, Murphy T, Muse C, Muse K, Nass, Norbert, Norton, Nutting, O'Brien JA, O'Brien LL, O'Neil, Paradis, Patrick, Peavey, Perkins, Pineau, Povich, Richard, Richardson, Rines, Rosen, Savage, Sherman, Shields, Simpson, Skoglund, Smith, Snowe-Mello, Stanley, Sullivan, Tarazewich, Tessier, Thomas, Tobin D,

Tobin J, Tracy, Trahan, Tuttle, Twomey, Usher, Volenik, Watson, Wheeler EM, Winsor, Mr. Speaker.

NAY - Berry DP, Bowles, Bruno, Buck, Chase, Clough, Cressey, Duprey, Foster, Haskell, Kasprzak, MacDougall, Pinkham, Schneider, Treadwell, Waterhouse, Weston, Young.

ABSENT - Bagley, Baker, Goodwin, Koffman, Landry, Matthews, McKee, McLaughlin, McNeil, Perry, Quint, Stedman, Wheeler GJ.

Yes, 120; No, 18; Absent, 13; Excused, 0.

120 having voted in the affirmative and 18 voted in the negative, with 13 being absent, and accordingly the Bill was **PASSED TO BE ENACTED**, signed by the Speaker and sent to the Senate.

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

An Act to Change the Party Responsible for Payment of a Penalty under the Tree Growth Tax Law when a Subdivision Results in a Parcel of Less than 10 Acres

(S.P. 296) (L.D. 1007)
(C. "A" S-141)

Which was **TABLED** by Representative GREEN of Monmouth pending **PASSAGE TO BE ENACTED**.

On motion of Representative GREEN of Monmouth, the rules were **SUSPENDED** for the purpose of **RECONSIDERATION**.

On further motion of the same Representative, the House **RECONSIDERED** its action whereby the Bill was **PASSED TO BE ENGROSSED**.

On further motion of the same Representative, the rules were **SUSPENDED** for the purpose of **FURTHER RECONSIDERATION**.

On further motion of the same Representative, the House **RECONSIDERED** its action whereby **Committee Amendment "A" (S-141)** was **ADOPTED**.

The same Representative presented **House Amendment "A" (H-431)** to **Committee Amendment "A" (S-141)** which was **READ** by the Clerk and **ADOPTED**.

Committee Amendment "A" (S-141) as Amended by **House Amendment "A" (H-431)** thereto was **ADOPTED**.

The Bill was **PASSED TO BE ENGROSSED** as Amended by **Committee Amendment "A" (S-141)** as Amended by **House Amendment "A" (H-431)** thereto in **NON-CONCURRENCE**.

On motion of Representative CARR of Lincoln, the House **RECONSIDERED** its action whereby the Bill was **PASSED TO BE ENGROSSED** as Amended by **Committee Amendment "A" (S-141)** as Amended by **House Amendment "A" (H-431)** thereto.

The SPEAKER: The Chair recognizes the Representative from Lincoln, Representative Carr.

Representative **CARR**: Mr. Speaker, May I pose a question through the Chair?

The SPEAKER: The Representative may pose his question.

Representative **CARR**: Mr. Speaker, Men and Women of the House. I was just wondering what this amendment does compared to the one we had?

The SPEAKER: The Representative from Lincoln, Representative Carr has posed a question through the Chair to anyone who may care to respond. The Chair recognizes the Representative from Monmouth, Representative Green.

Representative **GREEN**: Mr. Speaker, Ladies and Gentlemen of the House. All it does is add an application date that was inadvertently left off the bill.

Subsequently, the Bill was **PASSED TO BE ENGROSSED as Amended by Committee Amendment "A" (S-141) as Amended by House Amendment "A" (H-431)** thereto in **NON-CONCURRENCE** and sent for concurrence.

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

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

An Act to Provide Public Employees Equal Access to Personnel Files

(H.P. 910) (L.D. 1224)
(C. "A" H-319)

Which was **TABLED** by Representative NORBERT of Portland pending **PASSAGE TO BE ENACTED**. (Roll Call Ordered)

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

ROLL CALL NO. 163

YEA - Annis, Berry RL, Blanchette, Bliss, Bouffard, Brannigan, Bryant, Bull, Bunker, Canavan, Chick, Chizmar, Clark, Colwell, Cote, Cowger, Cummings, Davis, Dorr, Dudley, Dugay, Dunlap, Duplessie, Estes, Etnier, Fisher, Fuller, Gagne, Gerzofsky, Goodwin, Gooley, Green, Hall, Hatch, Hawes, Hutton, Jacobs, Jones, Kane, LaVerdiere, Laverriere-Boucher, Lemoine, Lovett, Lundeen, Mailhot, Marley, Marrache, Mayo, McDonough, McGlocklin, McGowan, Michaud, Mitchell, Murphy T, Muse C, Norbert, Norton, O'Brien LL, O'Neil, Paradis, Patrick, Pineau, Povich, Quint, Richardson, Rines, Savage, Simpson, Skoglund, Smith, Stanley, Sullivan, Tarazewich, Tessier, Thomas, Tracy, Tuttle, Twomey, Usher, Volenik, Watson, Mr. Speaker.

NAY - Andrews, Ash, Belanger, Berry DP, Bowles, Brooks, Bruno, Buck, Bumps, Carr, Chase, Clough, Collins, Crabtree, Cressey, Daigle, Desmond, Duncan, Duprey, Foster, Glynn, Haskell, Heidrich, Honey, Jodrey, Kasprzak, Labrecque, Ledwin, Lessard, MacDougall, Madore, McKenney, Mendros, Michael, Morrison, Murphy E, Muse K, Nass, Nutting, O'Brien JA, Peavey, Perkins, Pinkham, Richard, Rosen, Schneider, Sherman, Shields, Simpson, Skoglund, Smith, Snowe-Mello, Stanley, Sullivan, Tarazewich, Tessier, Thomas, Tobin D, Tracy, Trahan, Tuttle, Twomey, Usher, Volenik, Waterhouse, Watson, Weston, Wheeler EM, Winsor, Young.

ABSENT - Bagley, Baker, Koffman, Landry, Matthews, McKee, McLaughlin, McNeil, Perry, Stedman, Wheeler GJ.

Yes, 82; No, 58; Absent, 11; Excused, 0.

82 having voted in the affirmative and 58 voted in the negative, with 11 being absent, and accordingly the Bill was **PASSED TO BE ENACTED**, signed by the Speaker and sent to the Senate.

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

An Act to Change the Snowmobile Registration Rates

(H.P. 970) (L.D. 1294)
(C. "A" H-346)

Which was **TABLED** by Representative DUNLAP of Old Town pending **PASSAGE TO BE ENACTED**.

On motion of Representative DUNLAP of Old Town, the rules were **SUSPENDED** for the purpose of **RECONSIDERATION**.

On further motion of the same Representative, the House **RECONSIDERED** its action whereby the Bill was **PASSED TO BE ENGROSSED**.

The same Representative **PRESENTED House Amendment "A" (H-435)** which was **READ** by the Clerk.

The **SPEAKER**: The Chair recognizes the Representative from Old Town, Representative Dunlap.

Representative **DUNLAP**: Mr. Speaker, Men and Women of the House. What this amendment does is it adds an emergency preamble to this legislation so that the communities and the user groups that stand to benefit from this legislation may do so at its most early convenience, as you can see in the amendment, July 1st of this year. Thank you Mr. Speaker.

House Amendment "A" (H-435) was **ADOPTED**.

Representative **PERKINS** of Penobscot **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.

Representative **CHICK** of Lebanon **REQUESTED** that the Clerk **READ** the Committee Report.

The Clerk **READ** the Committee Report in its entirety.

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

ROLL CALL NO. 164

YEA - Andrews, Annis, Ash, Belanger, Berry DP, Berry RL, Blanchette, Bliss, Bouffard, Bowles, Brannigan, Brooks, Bruno, Bryant, Buck, Bull, Bumps, Bunker, Canavan, Carr, Chase, Chick, Chizmar, Clark, Collins, Colwell, Cote, Cowger, Crabtree, Cummings, Daigle, Davis, Desmond, Dorr, Dudley, Dugay, Dunlap, Duplessie, Duprey, Estes, Etnier, Fisher, Foster, Fuller, Gagne, Gerzofsky, Glynn, Goodwin, Gooley, Green, Hall, Haskell, Hatch, Hawes, Heidrich, Hutton, Jacobs, Jodrey, Jones, Kane, Labrecque, LaVerdiere, Laverriere-Boucher, Ledwin, Lemoine, Lessard, Lovett, Lundeen, MacDougall, Madore, Mailhot, Marley, Marrache, Mayo, McDonough, McGlocklin, McGowan, McKenney, Mendros, Michael, Michaud, Mitchell, Morrison, Murphy E, Murphy T, Muse C, Muse K, Nass, Norbert, Norton, Nutting, O'Brien JA, O'Brien LL, O'Neil, Paradis, Patrick, Peavey, Pineau, Pinkham, Povich, Quint, Richard, Richardson, Rines, Rosen, Schneider, Sherman, Shields, Simpson, Skoglund, Smith, Snowe-Mello, Stanley, Sullivan, Tarazewich, Tessier, Thomas, Tobin D, Tracy, Trahan, Tuttle, Twomey, Usher, Volenik, Waterhouse, Watson, Weston, Wheeler EM, Winsor, Young, Mr. Speaker.

NAY - Clough, Cressey, Honey, Kasprzak, Perkins, Savage, Tobin J, Treadwell.

ABSENT - Bagley, Baker, Duncan, Koffman, Landry, Matthews, McKee, McLaughlin, McNeil, Perry, Stedman, Wheeler GJ.

Yes, 131; No, 8; Absent, 12; Excused, 0.

131 having voted in the affirmative and 8 voted in the negative, with 12 being absent, and accordingly the Bill was **PASSED TO BE ENGROSSED as Amended by Committee Amendment "A" (H-346) and House Amendment "A" (H-435)** in **NON-CONCURRENCE** and sent for concurrence.

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.