

MAINE STATE LEGISLATURE

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Legislative Record
House of Representatives
One Hundred and Twentieth Legislature
State of Maine

Volume I

First Regular Session

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Pages 1-889

Reported by the Committee on **Engrossed Bills** as truly and strictly engrossed, **PASSED TO BE ENACTED**, signed by the Speaker and sent to the Senate.

Resolves

Resolve, Authorizing the Department of Human Services to Establish a Prescription Drug Reimportation Program
(H.P. 701) (L.D. 916)
(C. "A" H-383)

Resolve, to Create a Stakeholders Group to Modernize Maine's Clean Air Policy
(H.P. 1047) (L.D. 1404)
(H. "A" H-425 to C. "A" H-301)

Resolve, to Study the Implementation of a Unified Emergency Response for Emergency Releases and Spills of Toxic or Hazardous Materials
(H.P. 1085) (L.D. 1454)
(C. "A" H-445)

Reported by the Committee on **Engrossed Bills** as truly and strictly engrossed, **FINALLY PASSED**, signed by the Speaker and sent to the Senate.

An Act to Expand Retirement Benefits for State Employees and Teachers Returning to Service
(H.P. 941) (L.D. 1255)
(C. "A" H-437)

Was reported by the Committee on **Engrossed Bills** as truly and strictly engrossed.

On motion of Representative BUNKER of Kossuth Township, was **SET ASIDE**.

On further motion of the same Representative, 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" (H-437)** was **ADOPTED**.

The same Representative presented **House Amendment "B" (H-483)** to **Committee Amendment "A" (H-437)** which was **READ** by the Clerk.

The **SPEAKER**: The Chair recognizes the Representative from Kossuth Township, Representative Bunker.

Representative **BUNKER**: Mr. Speaker, Ladies and Gentlemen of the House. House Amendment "B," for the members of the House, is just a technical amendment that repeals some unnecessary provisional law and obsolete provision of the law. It was the retirement folks cleaning up some language from our change that was in conflict.

House Amendment "B" (H-483) to **Committee Amendment "A" (H-437)** was **ADOPTED**.

Committee Amendment "A" (H-437) as Amended by **House Amendment "B" (H-483)** thereto was **ADOPTED**.

The Bill was **PASSED TO BE ENGROSSED** as Amended by **Committee Amendment "A" (H-437)** as Amended by **House Amendment "B" (H-483)** thereto in **NON-CONCURRENCE** and sent for concurrence.

An Act to Protect Against Contamination of Crops and Wild Plant Populations by Genetically Engineered Plants
(H.P. 952) (L.D. 1266)
(C. "A" H-449)

Was reported by the Committee on **Engrossed Bills** as truly and strictly engrossed.

On motion of Representative TESSIER of Fairfield, was **SET ASIDE**.

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

An Act to Increase the Maine Turnpike Authority Bond Limit
(S.P. 409) (L.D. 1353)

Was reported by the Committee on **Engrossed Bills** as truly and strictly engrossed.

On motion of Representative GLYNN of South Portland, was **SET ASIDE**.

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

Representative **GLYNN**: Mr. Speaker, Ladies and Gentlemen of the House. This bill raises the bonding authority of the Turnpike Authority to \$210 million without voter approval. This is nearly a quarter of a billion dollars. I find no reason, that I can think of, to raise this bonding authority for this agency to this level. I believe we need to examine their spending practices and encourage them, rather than take on long-term debt to look towards retiring debt before taking on future expenditures. Mr. Speaker, when the vote is taken, I respectfully request the yeas and nays.

The same Representative **REQUESTED** a roll call on **PASSAGE TO BE ENACTED**.

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 Brewer, Representative Fisher.

Representative **FISHER**: Mr. Speaker, Men and Women of the House. A couple of years ago when the turnpike expansion was proposed and accepted, the turnpike commission came to us with a request to increase their bond limit and said at that time they may have to increase it one more time and this is it. To complete their jobs, they need the money.

The **SPEAKER**: The Chair recognizes the Representative from Eliot, Representative Wheeler.

Representative **WHEELER**: Mr. Speaker, Men and Women of the House. For those of us that have been working on the turnpike widening and the other issues to deal with improving the Turnpike understand fully the bonding that is needed to complete the widening. It will be paid for by those of us that use it every day. I urge you to support this. This is not going to be paid by the tax dollars of the State of Maine. It will be paid for by the users of the turnpike, which are mainly, in the summertime, out-of-staters. Thank you.

The **SPEAKER**: The Chair recognizes the Representative from Berwick, Representative Murphy.

Representative **MURPHY**: Mr. Speaker, Ladies and Gentlemen of the House. As a person who uses that turnpike, I have been home two nights this week to meetings and I drive the whole 100 miles of it. I urge you to vote in favor of this piece of legislation. They need to increase their bond issue.

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

ROLL CALL NO. 202

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

NAY - Bowles, Carr, Cressey, Duprey, Glynn, Haskell, Michael, Pinkham, Waterhouse.

ABSENT - Bagley, Baker, Dugay, Goodwin, Jones, Kasprzak, Lovett, McGowan, Mendros, Mitchell, O'Brien JA, Perry, Stedman.

Yes, 129; No, 9; Absent, 13; Excused, 0.

129 having voted in the affirmative and 9 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.

An Act to Authorize the Commissioner of Inland Fisheries and Wildlife to Extend the Deer Hunting Season

(H.P. 1055) (L.D. 1418)
(C. "A" H-436)

Was reported by the Committee on **Engrossed Bills** as truly and strictly engrossed.

On motion of Representative BULL of Freeport, was **SET ASIDE**.

The SPEAKER: The Chair recognizes the Representative from Freeport, Representative Bull.

Representative BULL: Mr. Speaker, Ladies and Gentlemen of the House. I am not really going to change much with this, but I was just reading the bill and it opens the door to a possibility of a three-month hunting season. I do not think this is a good idea. I will be voting no. I will request a roll call.

The same Representative **REQUESTED** a roll call on **PASSAGE TO BE ENACTED**.

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 Enactment. All those in favor will vote yes, those opposed will vote no.

ROLL CALL NO. 203

YEA - Andrews, Annis, Ash, Belanger, Berry DP, Berry RL, Blanchette, Bouffard, Bowles, Brannigan, Brooks, Bruno, Bryant, Buck, Bumps, Bunker, Canavan, Carr, Chase, Chick, Chizmar, Clark, Clough, Collins, Colwell, Cote, Crabtree, Cressey, Daigle, Davis, Dudley, Dunlap, Duplessie, Duprey, Estes, Etnier, Fisher, Foster, Fuller, Gagne, Gerzofsky, Glynn, Gooley, Hatch, Hawes, Heidrich, Honey, Jodrey, Kane, Koffman, Labrecque, Landry, LaVerdiere, Ledwin, Lemoine, Lessard, Lundeen, MacDougall,

Madore, Mailhot, Marley, Marrache, Matthews, Mayo, McDonough, McGlocklin, McKee, McKenney, McLaughlin, McNeil, Michael, Michaud, Morrison, Murphy E, Murphy T, Muse C, Muse K, Nass, Norbert, Nutting, O'Brien LL, O'Neil, Paradis, Patrick, Peavey, Perkins, Pineau, Povich, Richard, Richardson, Rines, Rosen, Savage, Schneider, Sherman, Shields, Skoglund, Smith, Snowe-Mello, Stanley, Tarazewich, Tessier, Tobin D, Tobin J, Tracy, Trahan, Treadwell, Tuttle, Usher, Waterhouse, Weston, Wheeler EM, Wheeler GJ, Winsor, Young, Mr. Speaker.

NAY - Bliss, Bull, Cowger, Cummings, Desmond, Dorr, Duncan, Green, Hall, Haskell, Hutton, Jacobs, Laverriere-Boucher, Norton, Pinkham, Quint, Simpson, Sullivan, Thomas, Twomey, Volenik, Watson.

ABSENT - Bagley, Baker, Dugay, Goodwin, Jones, Kasprzak, Lovett, McGowan, Mendros, Mitchell, O'Brien JA, Perry, Stedman.

Yes, 116; No, 22; Absent, 13; Excused, 0.

116 having voted in the affirmative and 22 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:

HOUSE REPORT - Ought to Pass as Amended by Committee Amendment "A" (H-487) - Committee on EDUCATION AND CULTURAL AFFAIRS on Bill "An Act to Refine the Governance and Funding of the Education Research Institute"

(H.P. 950) (L.D. 1264)

Which was **TABLED** by Representative RICHARD of Madison pending **ACCEPTANCE** of the Committee Report.

Subsequently, the Committee Report was **ACCEPTED**. The Bill was **READ ONCE**. **Committee Amendment "A" (H-487)** was **READ** by the Clerk and **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" (H-487)** and sent for concurrence.

The House recessed until the Sound of the Bell.

(After Recess)

The House was called to order by the Speaker.

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.

HOUSE DIVIDED REPORT - Majority (9) Ought Not to Pass - Minority (4) Ought to Pass as Amended by Committee Amendment "A" (H-149) - Committee on AGRICULTURE, CONSERVATION AND FORESTRY on Bill "An Act to Require the Labeling of Certain Genetically Engineered Foods"

(H.P. 698) (L.D. 902)