

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

An Act To Promote Safety and Fair Labor Practices for Forestry Workers

(H.P. 1015) (L.D. 1380)  
(C. "A" H-810)

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

On motion of Representative DUPLESSIE of Westbrook, was **SET ASIDE**.

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

The following items were taken up out of order by unanimous consent:

**CONSENT CALENDAR**

**First Day**

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

(H.P. 931) (L.D. 1257) Bill "An Act To Increase Returnable Beverage Container Redemption Rates" Committee on **BUSINESS, RESEARCH AND ECONOMIC DEVELOPMENT** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-855)**

(H.P. 1419) (L.D. 1917) Bill "An Act To Implement the Recommendations of the Legislative Youth Advisory Council" Committee on **EDUCATION AND CULTURAL AFFAIRS** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-856)**

There being no objections, the above items were ordered to appear on the Consent Calendar tomorrow under the listing of Second Day.

The following items were taken up out of order by unanimous consent:

**UNFINISHED BUSINESS**

The following matters, in the consideration of which the House was engaged at the time of adjournment Friday, April 2, 2004, had preference in the Orders of the Day and continued with such preference until disposed of as provided by House Rule 502.

Resolve, Authorizing the Commissioner of Administrative and Financial Services To Sell or Lease the Interests of the State in Certain Real Estate in Presque Isle, Known as the "Aroostook Residential Center"

(H.P. 1307) (L.D. 1785)

- In House, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-696)** on February 19, 2004.

- In Senate, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-696) AND SENATE AMENDMENT "A" (S-457) in NON-CONCURRENCE**.

**TABLED** - March 30, 2004 (Till Later Today) by Representative McLAUGHLIN of Cape Elizabeth.

**PENDING** - Motion of same Representative to **RECEDE and CONCUR**.

Subsequently, the House voted to **RECEDE AND CONCUR**. **ORDERED SENT FORTHWITH**.

An Act To Establish the Maine Jobs, Trade and Democracy Act

(H.P. 1337) (L.D. 1815)  
(C. "A" H-783; H. "A" H-801)

**TABLED** - April 2, 2004 (Till Later Today) by Representative DUPLESSIE of Westbrook.

**PENDING - PASSAGE TO BE ENACTED**.

Representative DUPLESSIE of Westbrook **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 Carmel, Representative Treadwell.

Representative **TREADWELL**: Mr. Speaker, Ladies and Gentlemen of the House. This is potentially a good bill. It establishes a commission to study, and we have gone through the whole debate so I won't bore you with all the facts, the impact of foreign trade agreements here in the State of Maine. The Minority Report, the only difference between the Majority Report and the Minority Report is the makeup of the commission. The Majority Report, I think, is a very partisan commission. It doesn't reflect any of the views of the other side of the issue. Because of that, I would urge you to vote against the pending motion.

The **SPEAKER**: The Chair recognizes the Representative from Bowdoinham, Representative Hutton.

Representative **HUTTON**: Mr. Speaker, Ladies and Gentlemen of the House. This is really a very important bill. I just wanted to point out that there is one other difference in the Majority Report. That is something that I worked on because I feel very strongly about it. It allows for ex-officio members from a variety of departments from the state. I just want to give you a reason why I wanted to have that done. In February I met with a professor at a law school, Georgetown University, who has been working on these issues, in particular on the ability for states to make their own laws. It is a convoluted way that it affects the states. I want to give you just one example of how it affected possibly our tax dollars and that is the State of California banned MTBE. A company from British Columbia sued the United States government under NAFTA for takings, which is a legal term for you took away our rights to sell in your state. I feel very strongly that our state government needs to be involved in these discussions so we provided, again, for ex-officio members. Thank you.

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. 394**

**YEA** - Adams, Ash, Barstow, Beaudette, Bennett, Bliss, Brannigan, Bull, Bunker, Canavan, Churchill E, Clark, Courtney, Cowger, Craven, Cummings, Dudley, Dunlap, Duplessie, Duprey G, Earle, Eder, Faircloth, Finch, Fischer, Gagne-Friel, Gerzofsky, Grose, Hatch, Hotham, Hutton, Jackson, Jennings, Kaelin, Kane, Ketterer, Koffman, Lemoine, Lerman, Lessard, Mailhot, Makas, Marley, McGlocklin, McLaughlin, Mills S, Moody, Moore, Norbert, Norton, O'Brien L, O'Neil, Patrick, Pellon, Percy, Perry J, Pineau, Pingree, Piotti, Rector, Rines, Rogers, Rosen, Sampson, Saviello, Simpson, Smith N, Smith W, Snowe-Mello, Sukeforth, Sullivan, Suslovic, Thomas, Thompson, Trahan, Walcott, Watson, Wheeler, Woodbury, Mr. Speaker.

**NAY** - Andrews, Annis, Austin, Berry, Bowen, Bowles, Brown R, Browne W, Bruno, Bryant-Deschenes, Campbell, Carr, Churchill J, Clough, Collins, Cressey, Crosthwaite, Curley, Daigle, Davis, Duprey B, Fletcher, Glynn, Greeley, Honey, Jacobsen, Jodrey, Joy, Landry, Ledwin, Lewin, McCormick, McKenney, Millett, Murphy, Muse, Nutting, O'Brien J,