

# MAINE STATE LEGISLATURE

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

**Volume III**

**First Special Session**

April 1, 2008 - April 18, 2008

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let's not, as a state, get trapped into thinking that we need to come up with \$20 million to support the Federal Government's stimulus package, which is what is being offered. This quite simply is not the best way to spend this money if we had it, it is not good policy, and I urge you to follow my light. Thank you.

The SPEAKER: The Chair recognizes the Representative from Bangor, Representative Faircloth.

Representative **FAIRCLOTH**: Thank you Mr. Speaker. Mr. Speaker, Men and Women of the House. I was curious about this legislation, and we have a diverse membership on the Democratic side on this committee—we have Representative Rand, we have Representative Watson, and we have Representative Pilon, Representative Clark, and they all united, all of them, in their agreement on this measure. So I called Revenue Services, just to make sure I understood how this thing worked. And it was interesting because it revealed things I had no idea about regarding how this thing would work.

For the \$20 million aspect that Representative Piotti mentioned, Revenue Services gave me their objective analysis of how it would work, for example: If there is a corporation that has locations, their primary headquarters are in Los Angeles and they have a branch here in Maine, and then they make investments in San Francisco and make investments in that property, they can actually have a tax cut for their business and how much they pay here in Maine, despite making zero more investment in the State of Maine. That is how it would work on this \$20 million portion. In fact, folks from Maine Revenue Service said, in fact, for much, if not most of that \$20 million, they could actually receive tax cuts for things that do absolutely zero, nothing, nothing at all for people here in the State of Maine.

As to the \$6 million, what they said was this benefit, the majority are people making six figures or more—six figures or more. And I have nothing against out of state corporations and what they might do. If we can give them tax breaks, I am not saying that's not something we wouldn't look at in the mix, and I have nothing against people making six figures getting tax breaks, but for it to be weighted so incredibly much in that direction seems an usual choice in these times, and so I am really glad that there was a united approach on our side of the aisle with regard to this legislation, given the objective analysis from Maine Revenue Service, of exactly how this would work. I thank the Men and Women of the House.

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

**ROLL CALL NO. 365**

YEA - Adams, Babbidge, Barstow, Beaudette, Beaudoin, Berry, Blanchard, Blanchette, Bliss, Boland, Brautigam, Briggs, Bryant, Burns, Cain, Canavan, Carey, Carter, Casavant, Clark, Cleary, Craven, Crockett, Driscoll, Duchesne, Dunn, Eaton, Eberle, Faircloth, Farrington, Finch, Fischer, Fisher, Flood, Gerzofsky, Hanley S, Harlow, Hayes, Hinck, Hogan, Jackson, Jones, Koffman, Lundeon, MacDonald, Marley, Mazurek, Miller, Millett, Miramant, Norton, Patrick, Pendleton, Peoples, Percy, Perry, Pieh, Pilon, Pingree, Piotti, Pratt, Priest, Rand, Rines, Samson, Schatz, Silsby, Simpson, Sirois, Smith N, Sutherland, Theriault, Treat, Trinward, Tuttle, Valentino, Wagner, Watson, Webster, Weddell, Wheeler, Mr. Speaker.

NAY - Annis, Austin, Ayotte, Beaulieu, Berube, Browne W, Campbell, Cebra, Chase, Cotta, Cray, Crosthwaite, Curtis, Edgecomb, Finley, Fletcher, Gifford, Giles, Gould, Greeley, Hamper, Jacobsen, Joy, Knight, Lansley, Lewin, McDonough, McFadden, McKane, McLeod, Mills, Nass, Pinkham, Plummer, Prescott, Rector, Richardson D, Richardson W, Robinson, Sarty,

Savage, Saviello, Strang Burgess, Sykes, Tardy, Thibodeau, Thomas, Tibbetts, Walker, Weaver, Woodbury.

ABSENT - Connor, Conover, Dill, Duprey, Emery, Fitts, Grose, Haskell, Hill, Johnson, Kaenrath, Makas, Marean, Moore, Muse, Pineau, Rosen, Vaughan.

Yes, 82; No, 51; Absent, 18; Excused, 0.

82 having voted in the affirmative and 51 voted in the negative, with 18 being absent, and accordingly the House voted to **INSIST**.

**Non-Concurrent Matter**

Resolve, To Establish the Maine Tree Growth Tax Law Review Committee

(H.P. 421) (L.D. 543)

**PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-656) AS AMENDED BY HOUSE AMENDMENT "A" (H-956)** thereto in the House on April 7, 2008.

Came from the Senate **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-656) AS AMENDED BY SENATE AMENDMENT "B" (S-588)** thereto in **NON-CONCURRENCE**.

On motion of Representative PIOTTI of Unity, the House voted to **RECEDE AND CONCUR**.

**Non-Concurrent Matter**

An Act To Ensure Legislative Review of Fire Sprinkler Rules

(S.P. 775) (L.D. 1981)

(C. "A" S-471)

**PASSED TO BE ENACTED** in the House on March 28, 2008.

Came from the Senate **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-471) AS AMENDED BY SENATE AMENDMENT "A" (S-592)** thereto in **NON-CONCURRENCE**.

On motion of Representative TARDY of Newport, **TABLED** pending **FURTHER CONSIDERATION** and later today assigned.

The SPEAKER: The Chair recognizes the Representative from Biddeford, Representative Beaudoin who wishes to address the House on the record.

Representative **BEAUDOIN**: Mr. Speaker, in reference to Roll Call No. 343, on LD 2219, "An Act to Promote Transparency and Accountability in Campaigns and Governmental Ethics," I voted no and request that the reflect that I had intended to vote yes.

The SPEAKER: The Chair recognizes the Representative from Berwick, Representative Burns who wishes to address the House on the record.

Representative **BURNS**: Thank you Mr. Speaker. Mr. Speaker, Ladies and Gentlemen of the House. I will be brief. I have asked permission to speak on the record because of the importance of something that has been mentioned frequently during this session, even this morning by the good Representative Barstow of Gorham. He spoke of the fourth estate. We all know what the fourth estate is: It is the media, and we know what its' role is.

You will find on your desks an article in today's newspaper about Hannaford Brothers pulling all of its ads from WGME, television because of its aggressive reporting on the credit card, the data fiasco that we all recently were victims of, and I think it is