

# MAINE STATE LEGISLATURE

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

**Volume I**

**First Regular Session**

December 6, 2006 - June 5, 2007

Pages 1-681

(S.P. 643) (L.D. 1808)  
(C. "A" S-166)

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

On motion of Representative FAIRCLOTH of Bangor, was **SET ASIDE**.

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

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

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 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 (8) **Ought to Pass** - Minority (5) **Ought to Pass as Amended by Committee Amendment "A" (H-328)** - Committee on **EDUCATION AND CULTURAL AFFAIRS** on Resolve, Regarding Legislative Review of Chapter 007: Implementation of the Essential Programs and Services Funding Model, a Major Substantive Rule of the Department of Education (EMERGENCY)

(H.P. 727) (L.D. 967)

**TABLED** - May 30, 2007 (Till Later Today) by Representative PINGREE of North Haven.

**PENDING** - Motion of Representative NORTON of Bangor to **ACCEPT** the Majority **OUGHT TO PASS** Report. (Roll Call Ordered)

The **SPEAKER**: A roll call having been previously ordered, the pending question before the House is Acceptance of the Majority Ought to Pass Report. All those in favor will vote yes, those opposed will vote no.

**ROLL CALL NO. 108**

**YEA** - Adams, Babbidge, Barstow, Beaudette, Beaudoin, Berry, Blanchard, Blanchette, Bliss, Boland, Brautigam, Bryant, Burns, Cain, Canavan, Carter, Casavant, Clark, Cleary, Connor, Conover, Craven, Crockett, Driscoll, Duchesne, Dunn, Eaton, Eberle, Faircloth, Farrington, Fischer, Fisher, Gerzofsky, Grose, Harlow, Haskell, Hill, Jackson, Kaenrath, Koffman, Makas, Marley, Mazurek, Miller, Miramant, Norton, Patrick, Pendleton, Peoples, Percy, Pilon, Pineau, Pingree, Piotti, Plummer, Pratt, Priest, Rand, Rines, Saviello, Simpson, Sutherland, Theriault, Treat, Trinward, Valentino, Vaughan, Wagner, Walcott, Watson, Webster, Weddell, Wheeler, Woodbury, Mr. Speaker.

**NAY** - Annis, Austin, Ayotte, Beaulieu, Berube, Browne W, Cebra, Chase, Cotta, Cray, Crosthwaite, Curtis, Dill, Edgecomb, Emeery, Finch, Finley, Fitts, Fletcher, Flood, Gifford, Giles, Gould, Greeley, Hamper, Hanley S, Hayes, Hinck, Hogan, Hotham, Jacobsen, Joy, Knight, Lansley, Lewin, Lundeen, MacDonald, Marean, McDonough, McKane, McLeod, Millett, Moore, Muse, Nass, Perry, Pieh, Pinkham, Prescott, Rector, Richardson D, Richardson W, Robinson, Rosen, Samson, Savage, Schatz, Silsby, Sirois, Smith N, Strang Burgess, Tardy, Thibodeau, Thomas, Tibbetts, Tuttle, Walker, Weaver.

**ABSENT** - Campbell, Cressey, Duprey, McFadden, Mills, Richardson E, Sykes.

Yes, 75; No, 68; Absent, 7; Vacant, 1; Excused, 0.

75 having voted in the affirmative and 68 voted in the negative, 1 vacancy with 7 being absent, and accordingly the Majority **Ought to Pass** Report was **ACCEPTED**.

The Resolve was **READ ONCE** and was assigned for **SECOND READING** Wednesday, June 6, 2007.

Bill "An Act To Protect the Scenic Value of the Kennebec River"

(S.P. 531) (L.D. 1508)

- In Senate, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-147) AS AMENDED BY SENATE AMENDMENT "A" (S-181)** thereto.

**TABLED** - June 1, 2007 (Till Later Today) by Representative KOFFMAN of Bar Harbor.

**PENDING** - **ADOPTION OF COMMITTEE AMENDMENT "A" (S-147)**.

Representative KOFFMAN of Bar Harbor **PRESENTED House Amendment "A" (H-422) to Committee Amendment "A" (S-147)**, which was **READ** by the Clerk and **ADOPTED**.

**Committee Amendment "A" (S-147) as Amended by House Amendment "A" (H-422)** thereto was **ADOPTED**.

The Bill was assigned for **SECOND READING** Wednesday, June 6, 2007.

The **SPEAKER**: The Chair recognizes the Representative from Portland, Representative Haskell who wishes to address the House on the record.

Representative **HASKELL**: Thank you very much, Mr. Speaker. On the record please, had I been present on June 1 on Roll Call No. 98, LD 1718, I would have voted yea; and on Roll Call No. 99, LD 1851, I would have voted yea. Thank you.

The **SPEAKER**: The Chair recognizes the Representative from Scarborough, Representative Pendleton who wishes to address the House on the record.

Representative **PENDLETON**: Thank you, Mr. Speaker. Mr. Speaker, had I been present earlier today on Roll Call No. 105, LD 884, I would have been voting yea.

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

HOUSE DIVIDED REPORT - Majority (11) **Ought to Pass as Amended by Committee Amendment "A" (H-413)** - Minority (2) **Ought Not to Pass** - Committee on **TAXATION** on Bill "An Act To Exempt Certain Meals Provided to Food Service Employees from the Sales and Use Tax"

(H.P. 1271) (L.D. 1823)

Which was **TABLED** by Representative PIOTTI of Unity pending his motion to **ACCEPT** the Majority **Ought to Pass as Amended** Report.

Subsequently, the Majority **Ought to Pass as Amended** Report was **ACCEPTED**.

The Bill was **READ ONCE**. **Committee Amendment "A" (H-413)** was **READ** by the Clerk and **ADOPTED**. The Bill was assigned for **SECOND READING** Wednesday, June 6, 2007.

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

**CONSENT CALENDAR  
First Day**