

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

Appendix
House Legislative Sentiments
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Pages 1358-2163

NAY - Annis, Austin, Ayotte, Browne W, Campbell, Cebra, Chase, Clark, Cotta, Cray, Crosthwaite, Curtis, Dill, Duprey, Edgcomb, Emery, Finch, Finley, Fitts, Fletcher, Flood, Gifford, Giles, Gould, Greeley, Hamper, Hanley S, Jacobsen, Johnson, Joy, Kaenrath, Knight, Lansley, Marean, McDonough, McFadden, McKane, McLeod, Millett, Nass, Pieh, Pinkham, Plummer, Prescott, Rector, Richardson D, Robinson, Sarty, Savage, Saviello, Strang Burgess, Tardy, Theriault, Thomas, Tibbetts, Vaughan, Walker, Weaver.

ABSENT - Barstow, Connor, Conover, Craven, Fisher, Lewin, Moore, Muse, Patrick, Pineau, Pratt, Rosen, Sykes, Thibodeau, Woodbury.

Yes, 78; No, 58; Absent, 15; Excused, 0.

78 having voted in the affirmative and 58 voted in the negative, with 15 being absent, and accordingly the Majority **Ought to Pass as Amended Report** was **ACCEPTED**.

The Bill was **READ ONCE**. **Committee Amendment "A" (H-983)** was **READ** by the Clerk.

On motion of Representative PINGREE of North Haven, **TABLED** pending **ADOPTION** of **Committee Amendment "A" (H-983)** and later today assigned.

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 as Amended by Committee Amendment "A" (H-978)** - Minority (5) **Ought Not to Pass** - Committee on **BUSINESS, RESEARCH AND ECONOMIC DEVELOPMENT** on Bill "An Act To License Home Building and Improvement Contractors"

(H.P. 756) (L.D. 1038)

TABLED - April 10, 2008 (Till Later Today) by Representative SMITH of Monmouth.

PENDING - ACCEPTANCE OF EITHER REPORT.

Representative PINGREE of North Haven moved that the House **ACCEPT** the Majority **Ought to Pass as Amended Report**.

Representative TARDY of Newport **REQUESTED** a roll call on the motion to **ACCEPT** the Majority **Ought to Pass as Amended Report**.

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 Acceptance of the Majority **Ought to Pass as Amended Report**. All those in favor will vote yes, those opposed will vote no.

ROLL CALL NO. 388

YEA - Adams, Babbidge, Barstow, Beaudette, Berry, Berube, Blanchard, Blanchette, Bliss, Boland, Brautigam, Briggs, Bryant, Burns, Cain, Canavan, Carey, Carter, Casavant, Cleary, Craven, Crockett, Driscoll, Duchesne, Dunn, Eaton, Eberle, Faircloth, Farrington, Gerzofsky, Grose, Harlow, Hayes, Hill, Hinck, Hogan, Jackson, Jones, Koffman, Lundeen, MacDonald, Makas, Marley, Mazurek, Miller, Mills, Miramant, Norton, Patrick, Pendleton, Peoples, Percy, Perry, Pieh, Pilon, Pingree, Piotti, Prescott, Priest, Rand, Richardson W, Rines, Samson, Schatz, Silsby, Simpson, Sirois, Smith N, Sutherland, Treat, Trinward, Tuttle, Valentino, Wagner, Watson, Webster, Weddell, Wheeler, Mr. Speaker.

NAY - Annis, Austin, Ayotte, Beaulieu, Browne W, Campbell, Cebra, Chase, Clark, Cotta, Cray, Crosthwaite, Curtis, Dill, Duprey, Edgcomb, Emery, Finch, Finley, Fischer, Fitts, Fletcher, Flood, Gifford, Giles, Gould, Greeley, Hamper, Hanley S, Jacobsen, Johnson, Joy, Kaenrath, Knight, Lansley, Marean, McDonough, McFadden, McKane, McLeod, Millett, Nass, Pinkham, Plummer, Rector, Richardson D, Robinson, Sarty, Savage, Saviello, Strang Burgess, Tardy, Theriault, Thomas, Tibbetts, Vaughan, Walker, Weaver.

ABSENT - Beaudoin, Connor, Conover, Fisher, Haskell, Lewin, Moore, Muse, Pineau, Pratt, Rosen, Sykes, Thibodeau, Woodbury.

Yes, 79; No, 58; Absent, 14; Excused, 0.

79 having voted in the affirmative and 58 voted in the negative, with 14 being absent, and accordingly the Majority **Ought to Pass as Amended Report** was **ACCEPTED**.

The Bill was **READ ONCE**. **Committee Amendment "A" (H-978)** was **READ** by the Clerk.

Representative SAMSON of Auburn **PRESENTED House Amendment "A" (H-997)** to **Committee Amendment "A" (H-978)**, which was **READ** by the Clerk and **ADOPTED**.

Committee Amendment "A" (H-978) as Amended by House Amendment "A" (H-997) thereto was **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-978) as Amended by House Amendment "A" (H-997)** thereto and sent for concurrence. **ORDERED SENT FORTHWITH.**

An Act To Implement Recommendations of the Governor's Task Force on Wind Power Development (EMERGENCY)

(S.P. 908) (L.D. 2283)

(C. "A" S-581)

TABLED - April 10, 2008 (Till Later Today) by Representative PINGREE of North Haven.

PENDING - PASSAGE TO BE ENACTED.

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

Representative **BLISS**: Thank you Mr. Speaker. Mr. Speaker, Men and Women of the House. A question has arisen concerning the definition of generating facilities in this legislation. To be clear, the use of the words "transmission lines", in Subsection 5 of Section 3451, in Chapter 34-A, is intended to describe the lines that collect power from the turbines, the collector lines, to be transmitted to the substations and/or generator leads of a wind energy development. The words "transmission lines," in that definition, are not intended to describe the lines that carry power long distances at high voltage to load centers. Thank you, Mr. Speaker.

Representative **MACDONALD** of Boothbay **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 Passage to be Enacted. All those in favor will vote yes, those opposed will vote no.

ROLL CALL NO. 389

YEA - Adams, Annis, Austin, Ayotte, Babbidge, Barstow, Beaudette, Beaudoin, Beaulieu, Berry, Berube, Blanchard, Blanchette, Bliss, Boland, Brautigam, Briggs, Browne W, Bryant, Burns, Cain, Campbell, Canavan, Carey, Carter, Casavant,

Cebra, Chase, Clark, Cleary, Cotta, Craven, Cray, Crockett, Crosthwaite, Curtis, Dill, Driscoll, Duchesne, Dunn, Duprey, Eaton, Eberle, Edgecomb, Emery, Faircloth, Farrington, Finch, Finley, Fischer, Fitts, Fletcher, Flood, Gerzofsky, Gifford, Giles, Gould, Greeley, Grose, Hamper, Hanley S, Harlow, Haskell, Hayes, Hill, Hinck, Hogan, Jackson, Jacobsen, Johnson, Jones, Joy, Kaenrath, Knight, Koffman, Lansley, Lundeen, MacDonald, Makas, Marean, Marley, Mazurek, McDonough, McFadden, McKane, McLeod, Miller, Millett, Mills, Miramant, Nass, Norton, Patrick, Pendleton, Peoples, Percy, Perry, Pieh, Pilon, Pingree, Pinkham, Piotti, Plummer, Prescott, Priest, Rand, Rector, Richardson D, Richardson W, Rines, Robinson, Samson, Sarty, Savage, Saviello, Schatz, Silsby, Simpson, Sirois, Smith N, Strang Burgess, Sutherland, Tardy, Theriault, Thomas, Tibbetts, Treat, Trinward, Tuttle, Valentino, Vaughan, Wagner, Walker, Watson, Weaver, Webster, Weddell, Wheeler, Mr. Speaker.

NAY - NONE.

ABSENT - Connor, Conover, Fisher, Lewin, Moore, Muse, Pineau, Pratt, Rosen, Sykes, Thibodeau, Woodbury.

Yes, 139; No, 0; Absent, 12; Excused, 0.

139 having voted in the affirmative and 0 voted in the negative, with 12 being absent, and accordingly Bill was **PASSED TO BE ENACTED**, signed by the Speaker and sent to the Senate.

SENATE PAPERS

The following Joint Resolution: (S.P. 928)

JOINT RESOLUTION RECOGNIZING PARKINSON'S DISEASE AWARENESS MONTH

WHEREAS, Parkinson's disease is estimated to directly affect approximately 7,000 adults and an unknown number of children and their numerous care providers in Maine each day, and Parkinson's disease is not just a disease affecting the elderly; and

WHEREAS, each Parkinson's disease patient requires in an average week an estimated 7 caregivers and, therefore, the number of people directly challenged by Parkinson's disease is about 50,000 each week in the State; and

WHEREAS, Parkinson's disease symptoms are not understood or well known by the general public, creating distress and danger in the lives of Parkinson's patients, especially in emergency rooms in the State's hospitals; and

WHEREAS, there is an urgent need to train, inform and educate public safety personnel, including those in charge of transportation in all of its forms, supervising personnel in State parks and public campgrounds, workers in emergency rooms, ambulance drivers and other emergency workers, police and fire prevention personnel, about Parkinson's disease; and

WHEREAS, there is also an urgent need to protect the lives of Parkinson's disease patients by training hospital emergency room personnel in the proper assessment of Parkinson's patients arriving at medical facilities; and

WHEREAS, there are only 2 movement disorder neurologists specializing in Parkinson's disease in Maine, which limits access for prospective patients and those 2 are in southern Maine, which is insufficient for the people in the rest of the State, who lack personnel trained in Parkinson's disease care; and

WHEREAS, the American Parkinson Disease Association, the Maine Parkinson Society and the MaineHealth Learning Resource Center are all established as a central resource at the Maine Medical Center campus in Falmouth; and

WHEREAS, there exists a network of 12 Parkinson's Disease Support Groups statewide: the Capitol area, the Greater Bangor area, the Southern Maine area in Biddeford, the Blue Hill area,

Bath-Brunswick, Cape Elizabeth, Camden, Greater Portland, Lewiston, Oxford Hills in Norway, Westbrook and York; and a younger onset group in Brunswick and a Parkinson's Plus support group in South Portland; and

WHEREAS, April 11th is known globally as World Parkinson's Awareness Day and April is Parkinson's Awareness Month; now, therefore, be it

RESOLVED: That We, the Members of the One Hundred and Twenty-third Legislature now assembled in the First Special Session, on behalf of the people we represent, take this opportunity to express our support for all efforts being made by the Parkinson's disease community to close the gaps in services, training, education and care that currently exist; and be it further

RESOLVED: That suitable copies of this resolution, duly authenticated by the Secretary of State, be transmitted to the Maine Parkinson Society and the Maine Chapter of the American Parkinson Disease Association and the MaineHealth Learning Resource Center.

Came from the Senate, **READ and ADOPTED**.

READ and ADOPTED in concurrence.

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

Under suspension of the rules, members were allowed to remove their jackets.

SENATE PAPERS

Non-Concurrent Matter

Bill "An Act To License Certified Professional Midwives"

(H.P. 1616) (L.D. 2253)

Majority (7) **OUGHT TO PASS AS AMENDED** Report of the Committee on **BUSINESS, RESEARCH AND ECONOMIC DEVELOPMENT READ and ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-935)** in the House on April 9, 2008.

Came from the Senate with the Minority (6) **OUGHT TO PASS AS AMENDED** Report of the Committee on **BUSINESS, RESEARCH AND ECONOMIC DEVELOPMENT READ and ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "B" (H-936)** in **NON-CONCURRENCE**.

The House voted to **RECEDE AND CONCUR. ORDERED SENT FORTHWITH**.

PETITIONS, BILLS AND RESOLVES REQUIRING REFERENCE

Bill "An Act To Promote Filmmaking in the State"

(H.P. 1680) (L.D. 2319)

Sponsored by Representative MILLS of Farmington.

Cosponsored by Senator GOOLEY of Franklin and Representatives: PINGREE of North Haven, PIOTTI of Unity, SAVIELLO of Wilton, SIMPSON of Auburn, SMITH of Monmouth, Senators: MILLS of Somerset, PERRY of Penobscot.

Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 205.

Committee on **TAXATION** suggested.

Under suspension of the rules, the Bill was given its **FIRST READING WITHOUT REFERENCE** to a committee.

Under further suspension of the rules, the Bill was given its **SECOND READING WITHOUT REFERENCE** to the Committee