

MAINE STATE LEGISLATURE

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

Volume II

First Regular Session

June 6, 2007 – June 21, 2007

Second Regular Session

January 2, 2008 - March 31, 2008

Pages 682-1357

No objections having been noted at the end of the Second Legislative Day, the Senate Papers were **PASSED TO BE ENGROSSED as Amended** in concurrence and the House Papers were **PASSED TO BE ENGROSSED or PASSED TO BE ENGROSSED as Amended** and sent for concurrence.

(H.P. 1446) (L.D. 2062) Bill "An Act Regarding Education Laws" (C. "A" H-780)

On motion of Representative RINES of Wiscasset, was **REMOVED** from the Second Day Consent Calendar.

The Unanimous Committee Report was **READ**.

On further motion of the same Representative, **TABLED** pending **ACCEPTANCE** of the Committee Report and later today assigned.

**BILLS IN THE SECOND READING
House**

Bill "An Act To Increase the Number of Concealed Firearms Permit Reciprocity Agreements That Maine May Enter into with Other Eligible States"

(H.P. 1630) (L.D. 2267)

Bill "An Act To Implement the Recommendations of the Joint Standing Committee on Education and Cultural Affairs Regarding Review of the Maine State Museum Commission under the Government Evaluation Act and To Revise the Review Schedule"

(H.P. 1631) (L.D. 2268)

House as Amended

Bill "An Act To Maintain the Amount of State Land That Is Open for Hunting"

(H.P. 497) (L.D. 648)

(H. "A" H-781 to C. "A" H-756)

Bill "An Act To Allow Civil Penalties for Damaging Utility Property or for Theft of Utility Services"

(H.P. 1552) (L.D. 2182)

(C. "A" H-778)

Bill "An Act To Amend the Games of Cards Law"

(H.P. 1593) (L.D. 2232)

(C. "A" H-787)

Reported by the Committee on **Bills in the Second Reading**, read the second time, the House Papers were **PASSED TO BE ENGROSSED or PASSED TO BE ENGROSSED as Amended** and sent for concurrence. **ORDERED SENT FORTHWITH**.

Bill "An Act To Update the Regional Greenhouse Gas Initiative"

(H.P. 1381) (L.D. 1945)

(C. "A" H-768)

Was reported by the Committee on **Bills in the Second Reading** and **READ** the second time.

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

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

Bill "An Act To Conserve Gasoline and Preserve Clean Air"

(H.P. 1440) (L.D. 2056)

(H. "A" H-786 to C. "A" H-765)

Was reported by the Committee on **Bills in the Second Reading** and **READ** the second time.

On motion of Representative JACKSON of Allagash, was **SET ASIDE**.

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

Bill "An Act To Increase the Time Period for Motor Vehicle Inspections to 2 Years"

(H.P. 1498) (L.D. 2112)

(C. "A" H-782)

Was reported by the Committee on **Bills in the Second Reading** and **READ** the second time.

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

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

**ENACTORS
Emergency Measure**

An Act To Streamline the Administration of Significant Vernal Pool Habitat Protection

(H.P. 1390) (L.D. 1952)

(C. "A" H-758)

Reported by the Committee on **Engrossed Bills** as truly and strictly engrossed. This being an emergency measure, a two-thirds vote of all the members elected to the House being necessary, a total was taken. 114 voted in favor of the same and 17 against, and accordingly the Bill was **PASSED TO BE ENACTED**, signed by the Speaker and sent to the Senate.

Acts

An Act Relating to Studded Tires

(S.P. 836) (L.D. 2176)

(C. "A" S-462)

An Act To Correct the Law Regarding Portability of Pension Benefits for Law Enforcement Officers and Firefighters

(S.P. 837) (L.D. 2177)

(C. "A" S-464)

An Act To Comprehensively Address Grand Jury Territorial Authority To Indict for Crimes

(H.P. 1567) (L.D. 2197)

An Act Regarding the Recommendations of the Committee To Study Appropriate Funding of the State Police

(S.P. 888) (L.D. 2259)

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.

The following item was taken up out of order by unanimous consent:

REPORTS OF COMMITTEE

Divided Report

Majority Report of the Committee on **LEGAL AND VETERANS AFFAIRS** reporting **Ought Not to Pass** on Bill "An Act To Allow Additional Slot Machines at a Harness Horse Racing Track To Support Harness Horse Racing, Passenger and Freight Train Service on the Mountain Division Rail Line and Passenger Train Service Overseen by the Northern New England Passenger Rail Authority"

(H.P. 1311) (L.D. 1879)

Signed:

Senators:

MARRACHÉ of Kennebec
BRYANT of Oxford
PLOWMAN of Penobscot

Representatives:

WEDDELL of Frankfort
BRYANT of Windham
NASS of Acton
PATRICK of Rumford
TRINWARD of Waterville
TUTTLE of Sanford
PINKHAM of Lexington Township
CAREY of Lewiston
FITTS of Pittsfield

Minority Report of the same Committee reporting **Ought to Pass as Amended by Committee Amendment "A" (H-792)** on same Bill.

Signed:

Representative:

MOORE of Standish

READ.

Representative PATRICK of Rumford moved the House Accept the Majority **Ought Not to Pass** Report.

The SPEAKER: The Chair recognizes the Representative from Standish, Representative Moore.

Representative **MOORE**: Thank you Mr. Speaker. Mr. Speaker, Ladies and Gentlemen of the House. I will be brief on this. This is my bill, but we have been working on it for three years. I suspect that we will be seeing it again next cycle, but at this point I would like to thank all the members of the Transportation Committee, who were very, very helpful in the development of this bill by providing a study that determines the engineering stability of the line between New Hampshire and Portland.

I would also like to thank my fellow members of the Legal and Veterans Affairs Committee, although we have parted ways on this, at this point the members of the Committee gave it very careful, deliberate, and thorough consideration before taking the vote that it did.

Unfortunately, because of the press of budget matters that are before the House and other enormous and weighty issues that we are dealing with here, it was felt that the bill was not feasible to give it a thorough and careful airing here. Nonetheless, I would like to thank my fellow members of the Committee and the Transportation Committee for their very thorough and careful consideration. Thank you very much.

Subsequently, the Majority **Ought Not to Pass** Report was **ACCEPTED** and sent for concurrence.

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

The House recessed until the Sound of the Bell.

(After Recess)

The House was called to order by the Speaker.

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

Expression of Legislative Sentiment recognizing Bernard Lown, of Lewiston and Massachusetts.

(HLS 1131)

Which was **TABLED** by Representative CAIN of Orono pending **PASSAGE**.

The SPEAKER: The Chair recognizes the Representative from Lewiston, Representative Wagner.

Representative **WAGNER**: Thank you Mr. Speaker. Mr. Speaker, Men and Women of the House. We normally have a Doctor of the Day, this time we have a Doctor of the Year: Bernard Lown.

When I picked Dr. Lown and his wife up at the Garden Inn in Portland this morning, we spent the entire trip up chatting. One of the things he did was to resolve our entire budget problem. All we need to do, apparently, is to stop a certain war and free up a huge amount of money that could handle most of the state's budget problems, according to Dr. Lown. I happen to agree with that.

In addition to the things we have heard about the defibrillator, and about his Nobel Peace Prize, he has written a book which is highly recommended to me by my wife; it is called *The Lost Art of Healing: Practicing Compassion in Medicine*. I recommend it very highly and I particularly recommend it for your own doctors, and Dr. Walker, please take a look at this book at some point or another. It tells you what a doctor should be—I will leave it at that.

I want you all to know that the Lewiston and Auburn City Councils unanimously approved the renaming of the South Bridge between Lewiston and Auburn, in honor of Dr. Lown. It is an honor to me, and a privilege to have him here today. Thank you, Mr. Speaker.

The SPEAKER: The Chair recognizes the Representative from Orono, Representative Cain.

Representative **CAIN**: Thank you Mr. Speaker. Mr. Speaker, Men and Women of the House. The opportunity to honor my friend and mentor Dr. Bernard Lown today in this Chamber, for me, is somewhat surreal.

This man is an inspiration to me as a global leader for peace and understanding; a cardiologist who treats the person, not the symptom; and as a humble example of how to live a good life and help other people.

The facts are there, they are all true. His life included a journey that began at the University of Maine in the honors program, like mine. He went to medical school; he invented the defibrillator along the way, founded the International Physicians for the Prevention of Nuclear War, and, by the way, won a Nobel Peace Prize. He also founded a clinic in Boston, where people come from all over the world to receive the kind of medicine that is founded in a compassion and understanding of the whole person. They come there for some of the best cardiac treatment in the world. These things are all wonderful and true, but it is the man behind the accolades who inspires me.

I first met Dr. Lown about seven years ago at a small dinner in Newton, Massachusetts, at the home of a University of Maine alum. I thought it was amazing enough to be sitting at the table, just diagonally sitting from a Nobel Peace Prize winner, but little did I know how significant that meeting and that the conversation that was had that night, how significant that would be for me in my life.