

MAINE STATE LEGISLATURE

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

Daily Edition

First Regular Session

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pages 1 - 1067

Medal of Honor. Over 6,500 casualties in one division, that is a third of their strength suffered at Peleliu, and Roger was wounded himself in Peleliu. He also was involved in the invasion of Okinawa. Five American Army divisions, two Marine divisions and a third Marine division in reserve fought there. Over 100,000 casualties were involved on the U.S. side.

My friend Omer Servant, who initially volunteered for the Army and was an antiaircraft artillery member, was retrained as a combat medic and saw action in five different countries. All three of these men are combat heroes, but greater than that they are gentlemen. They all went back to their communities. They married, they had decades of marriage to the same woman, they have raised families, and they are watching today's ceremonies over the computer because their age and health preclude them from coming here today. But in the opinion of many, they are symbolic of the thousands of Franco-Americans that served our country in the Second World War. Thank you.

Subsequently, the Sentiments were **PASSED** and sent for concurrence.

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

The Speaker resumed the Chair.
The House was called to order by the Speaker.

SENATE PAPERS

Bill "An Act Concerning Immunity for School Administrative Units in the Discharge of Their Responsibilities"

(S.P. 308) (L.D. 988)

Committee on **EDUCATION AND CULTURAL AFFAIRS** suggested and ordered printed.

Came from the Senate, **REFERRED** to the Committee on **JUDICIARY** and ordered printed.

REFERRED to the Committee on **JUDICIARY** in concurrence.

Bill "An Act To Establish the Maine Science Advisory Board"

(S.P. 299) (L.D. 953)

Came from the Senate, **REFERRED** to the Committee on **STATE AND LOCAL GOVERNMENT** and ordered printed.

REFERRED to the Committee on **STATE AND LOCAL GOVERNMENT** in concurrence.

Bill "An Act To Assist Nonprofit Corporations Harmed by a Casino"

(S.P. 249) (L.D. 846)

Committee on **VETERANS AND LEGAL AFFAIRS** suggested and ordered printed.

Came from the Senate, with the Bill and accompanying papers **RULED NOT PROPERLY BEFORE THE BODY**.

The **SPEAKER**: The other body has ruled that LD 846 is not properly before that body, in light of Article 4, Part 3, Section 9 of the Maine Constitution which provides that bills raising revenue must originate in the House of Representatives.

LD 846 requires 2% of the revenue from gaming activities go into a casino remedial fund, whose purpose is to disburse monies to nonprofit corporations "harmed by the operation of a casino licensed under this chapter."

Funds in excess of \$2,000,000 from this fund lapse into the General Fund, according to the bill.

Therefore, the bill would potentially increase the amount of unencumbered revenue coming into the state.

Article 4, Part 3, Section 9 of the Maine Constitution provides that "all bills for raising revenue shall originate in the House of Representatives...."

A lapse of monies over \$2,000,000 to the state, as provided in the bill, would clearly increase revenues to the state, and therefore disqualify this bill from prime sponsorship by a senator.

The Chair **RULED** that the Bill and accompanying papers was **NOT PROPERLY BEFORE THE BODY** in concurrence.

Non-Concurrent Matter

Resolve, To Adjust Composting Limits for Farms

(H.P. 713) (L.D. 969)

REFERRED to the Committee on **AGRICULTURE, CONSERVATION AND FORESTRY** in the House on March 8, 2011.

Came from the Senate **REFERRED** to the Committee on **ENVIRONMENT AND NATURAL RESOURCES** and the Committee on **AGRICULTURE, CONSERVATION AND FORESTRY** in **NON-CONCURRENCE**.

The House voted to **RECEDE AND CONCUR**.

COMMUNICATIONS

The Following Communication: (H.C. 100)

**STATE OF MAINE
CLERK'S OFFICE**

**2 STATE HOUSE STATION
AUGUSTA, MAINE 04333-0002**

March 16, 2011

The Honorable Robert W. Nutting

Speaker of the House

2 State House Station

Augusta, Maine 04333

Dear Speaker Nutting:

Pursuant to Joint Rule 310, the Committee on Veterans and Legal Affairs has approved the request by the sponsor, Representative Fitts of Pittsfield, to report the following "Leave to Withdraw":

L.D. 907 An Act To Amend the Agency Liquor Store Laws

Sincerely,
S/Heather J.R. Priest
Clerk of the House

READ and with accompanying papers **ORDERED PLACED ON FILE**.

PETITIONS, BILLS AND RESOLVES REQUIRING REFERENCE

The following Bills were received, and upon the recommendation of the Committee on Reference of Bills were **REFERRED** to the following Committees, ordered printed and sent for concurrence:

CRIMINAL JUSTICE AND PUBLIC SAFETY

Bill "An Act To Require That Law Enforcement Officials Collect DNA Samples from Persons Arrested for Certain Crimes"

(H.P. 849) (L.D. 1143)

Sponsored by Representative MALONEY of Augusta.

Cosponsored by Representatives: CHIPMAN of Portland, ROSEN of Bucksport, Senator MARTIN of Kennebec and