

MAINE STATE LEGISLATURE

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

Daily Edition

First Regular Session

beginning December 5, 2012

beginning at page H-1

ONE HUNDRED AND TWENTY-SIXTH LEGISLATURE
FIRST REGULAR SESSION
29th Legislative Day
Thursday, April 4, 2013

The House met according to adjournment and was called to order by the Speaker.

Prayer by Pastor Doug Warren, Christ the Redeemer Presbyterian Church, Portland.

National Anthem by Oxford Hills Comprehensive High School String Quartet Plus Two, South Paris.

Pledge of Allegiance.

Doctor of the day, Catherine Fredricks, D.O., Brunswick.

The Journal of yesterday was read and approved.

SENATE PAPERS
Non-Concurrent Matter

Communication Cumberland and York County Superintendents Association relative to Governor's budget proposal (Resolution)

(H.P. 935)

READ and **REFERRED** to the Committee on **APPROPRIATIONS AND FINANCIAL AFFAIRS** in the House on April 2, 2013.

Came from the Senate **READ** and **ORDERED PLACED ON FILE** in **NON-CONCURRENCE**.

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

COMMUNICATIONS

The Following Communication: (S.P. 458)

TOWN OF HIRAM
25 ALLARD CIRCLE
HIRAM, MAINE 04041

Secretary of the Senate

3 State House Station

Augusta, Maine 04333

March 21, 2013

WHEREAS, the Governor's unprecedented biennial budget proposal places towns in an untenable and uncertain fiscal position during their budget planning; and

WHEREAS, the proposal includes the elimination of \$238 million in municipal revenue sharing; falls \$200 million short of funding local schools at the 55% level passed in referendum; would cut the state's reimbursement for General Assistance by an estimated \$6.7 million; would eliminate the Homestead Exemption for anyone under the age of 65; would take \$8 million in truck excise tax revenue from towns; would create a corporate tax exemption for large amounts of currently taxable property, resulting in significant losses of local tax revenue; and

WHEREAS, the Governor's proposal also contains cuts to health and human services such as prescription drugs for the elderly and disabled; to all funding for clean elections; to wages and benefits of public workers; while also rejecting federal funds to make healthcare affordable to over 44,000 Mainers; and

WHEREAS, all of the above shifts costs to towns, whose only major means of raising revenue is property taxes, be it

RESOLVED, the town of Hiram calls upon the Maine Legislature to reject these proposals, identify less harmful costs savings and to raise revenue in an equitable fashion to avoid this regressive tax shift.

Very Concerned,

S/Conrad Hartford, Chairman

S/Harold Gillman

S/Michael Singleton

Town of Hiram, Board of Selectmen

Came from the Senate, **READ** and with accompanying papers **REFERRED** to the Committee on **APPROPRIATIONS AND FINANCIAL AFFAIRS**.

READ and with accompanying papers **REFERRED** to the Committee on **APPROPRIATIONS AND FINANCIAL AFFAIRS** in concurrence.

The Following Communication: (S.C. 201)

MAINE SENATE
126TH LEGISLATURE
OFFICE OF THE SECRETARY

April 3, 2013

Honorable Millicent M. MacFarland

Clerk of the House

2 State House Station

Augusta, Maine 04333

Dear Clerk MacFarland:

House Paper 44, Legislative Document 49, "An Act To Amend the Laws Governing Payment of Fees to Registers of Deeds," having been returned by the Governor, together with objections to the same, pursuant to Article IV, Part Third, Section 2 of the Constitution of the State of Maine, after reconsideration, the Senate proceeded to vote on the question: "Shall this Bill become a law notwithstanding the objections of the Governor?" 23 voted in favor and 12 against, accordingly it was the vote of the Senate that the Bill not become a law and the veto was sustained.

Sincerely,

S/Darek M. Grant

Secretary of the Senate

READ and **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:

ENERGY, UTILITIES AND TECHNOLOGY

Bill "An Act To Dissolve the Lisbon Water Department"

(H.P. 953) (L.D. 1336)

Sponsored by Representative CRAFTS of Lisbon. (BY REQUEST)

Cosponsored by Senator MASON of Androscoggin and Representative: ESPLING of New Gloucester.

Bill "An Act To Ensure Just and Reasonable Sewer Utility Rates"

(H.P. 959) (L.D. 1342)

Sponsored by Representative TREAT of Hallowell.

Cosponsored by Senator FLOOD of Kennebec.

ENVIRONMENT AND NATURAL RESOURCES

Bill "An Act To Ensure Maine's Preparedness for Hazardous Oil Spills"

(H.P. 957) (L.D. 1340)

Sponsored by Representative TIPPING-SPITZ of Orono.

Cosponsored by Senator BOYLE of Cumberland and Representatives: CAMPBELL of Orrington, DOAK of Columbia Falls, GIDEON of Freeport, KUMIEGA of Deer Isle, MALABY of

Hancock, WELSH of Rockport, Senators: LANGLEY of Hancock, SAVIELLO of Franklin.

HEALTH AND HUMAN SERVICES

Bill "An Act To Revise the Maine Wild Mushroom Harvesting Certification Program"

(H.P. 954) (L.D. 1337)

Sponsored by Representative SIROCKI of Scarborough. (BY REQUEST)

Bill "An Act To Improve Work Readiness for Families Facing Significant Barriers to Employment"

(H.P. 960) (L.D. 1343)

Sponsored by Speaker EVES of North Berwick.

Cosponsored by Senator FLOOD of Kennebec and Representatives: FARNSWORTH of Portland, FOWLE of Vassalboro, GATTINE of Westbrook, SANBORN of Gorham, Senator: GOODALL of Sagadahoc.

INSURANCE AND FINANCIAL SERVICES

Bill "An Act To Establish a Single-payor Health Care System To Be Effective in 2017"

(H.P. 962) (L.D. 1345)

Sponsored by Representative PRIEST of Brunswick.

Cosponsored by Representative BEAUDOIN of Biddeford, Senator GRATWICK of Penobscot and Representatives: BEAR of the Houlton Band of Maliseet Indians, BEAVERS of South Berwick, BERRY of Bowdoinham, BROOKS of Winterport, CAMPBELL of Newfield, CASSIDY of Lubec, CHAPMAN of Brooksville, COOPER of Yarmouth, DAUGHTRY of Brunswick, DEVIN of Newcastle, DION of Portland, EVANGELOS of Friendship, FARNSWORTH of Portland, FREY of Bangor, GATTINE of Westbrook, GIDEON of Freeport, GILBERT of Jay, GOODE of Bangor, GRAHAM of North Yarmouth, HUBBELL of Bar Harbor, KENT of Woolwich, KORNFIELD of Bangor, KRUGER of Thomaston, KUSIAK of Fairfield, LIBBY of Lewiston, LONGSTAFF of Waterville, MacDONALD of Boothbay, MASON of Topsham, MASTRACCIO of Sanford, McGOWAN of York, MITCHELL of the Penobscot Nation, MONAGHAN-DERRIG of Cape Elizabeth, MOONEN of Portland, MORIARTY of Cumberland, MORRISON of South Portland, PEOPLES of Westbrook, ROCHELO of Biddeford, ROTUNDO of Lewiston, RUSSELL of Portland, RYKERSON of Kittery, SANBORN of Gorham, SCHNECK of Bangor, SOCTOMAH of the Passamaquoddy Tribe, STUCKEY of Portland, TIPPING-SPITZ of Orono, TREAT of Hallowell, Senators: CRAVEN of Androscoggin, GERZOFSKY of Cumberland, HASKELL of Cumberland, MAZUREK of Knox.

JUDICIARY

Bill "An Act To Strengthen the Consent Laws for Abortions Performed on Minors and Incapacitated Persons"

(H.P. 956) (L.D. 1339)

Sponsored by Representative DAVIS of Sangerville.

Cosponsored by Senator THIBODEAU of Waldo and Representatives: AYOTTE of Caswell, CRAFTS of Lisbon, ESPLING of New Gloucester, LONG of Sherman, PEAVEY HASKELL of Milford, REED of Carmel, SIROCKI of Scarborough, TURNER of Burlington.

LABOR, COMMERCE, RESEARCH AND ECONOMIC DEVELOPMENT

Bill "An Act Directing the Department of Economic and Community Development To Establish a Program To Promote Economic Growth and Development"

(H.P. 958) (L.D. 1341)

Sponsored by Representative CASAVANT of Biddeford.

Cosponsored by Senator DUTREMBLE of York and Representatives: CHENETTE of Saco, DION of Portland, LAJOIE of Lewiston, PEOPLES of Westbrook.

STATE AND LOCAL GOVERNMENT

Bill "An Act To Prohibit State and Local Governments from Contracting with Corporations That Engage in Business in Known Terrorist States"

(H.P. 955) (L.D. 1338)

Sponsored by Representative HAYES of Buckfield.

Cosponsored by Senator TUTTLE of York and Representatives: COTTA of China, CROCKETT of Bethel, FREDETTE of Newport.

Bill "An Act To Modernize the State's Legal Notice Requirements"

(H.P. 961) (L.D. 1344)

Sponsored by Representative ROTUNDO of Lewiston.

Cosponsored by Senator LACHOWICZ of Kennebec and Representatives: BOLAND of Sanford, CHENETTE of Saco, COTTA of China, FREDETTE of Newport, GRAHAM of North Yarmouth, NADEAU of Winslow, Senators: GERZOFSKY of Cumberland, KATZ of Kennebec.

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

ORDERS

On motion of Representative JOHNSON of Greenville, the following Joint Resolution: (H.P. 895) (Cosponsored by Senator THOMAS of Somerset and Representatives: BLACK of Wilton, CLARK of Easton, CRAY of Palmyra, CROCKETT of Bethel, JACKSON of Oxford, MAREAN of Hollis, NADEAU of Fort Kent, WILLETTE of Mapleton)

JOINT RESOLUTION EXPRESSING SUPPORT AND APPRECIATION FOR THE DIRIGO BOYS STATE AND DIRIGO GIRLS STATE PROGRAMS

WHEREAS, the American Legion and the American Legion Auxiliary dedicate much time and effort to the successful planning and execution of Dirigo Boys State and Dirigo Girls State each year; and

WHEREAS, Dirigo Boys State and Dirigo Girls State are designed to instruct students who have completed their junior year in high school in the process of local, county and state government; and

WHEREAS, hundreds of students are nominated each year by their high school teachers and counselors to be delegates, or "citizens," at Dirigo Boys State and Dirigo Girls State; and

WHEREAS, the students who attend Dirigo Boys State and Dirigo Girls State emerge from the programs with a deeper appreciation of American citizenship and better leadership skills; and

WHEREAS, Dirigo Boys State and Dirigo Girls State have been successfully educating civic-minded Maine students since the 1940s; and

WHEREAS, community leaders from across Maine donate their time and energy to assist in the Dirigo Boys State and Dirigo Girls State programs; and

WHEREAS, Dirigo Boys State and Dirigo Girls State alumni include such prominent Maine leaders as the Honorable John Baldacci, United States Representative Mike Michaud and United States Senator Susan Collins; now, therefore, be it

RESOLVED: That We, the Members of the One Hundred and Twenty-sixth Legislature now assembled in the First Regular Session, take this opportunity to recognize the Dirigo Boys State and Dirigo Girls State programs and to extend our appreciation to the Maine department of the American Legion and the American Legion Auxiliary for sponsoring these invaluable and educational programs and we send our best wishes for many more successful years of the programs.

READ.

The SPEAKER: The Chair recognizes the Representative from Greenville, Representative Johnson.

Representative **JOHNSON**: Thank you, Mr. Speaker. Mr. Speaker, Ladies and Gentlemen of the House. I would like to present this Joint Resolution of an exceptional program that takes place in the third week of June every year. It is an exceptional program to teach juniors in high school how state government works by role-playing and applications. The applications, I should say also that many of Maine's governors and legislators are graduates of this program and our current commissioner of education is a graduate of this program. Applicants need to be in by the 1st of May and interested students can apply to their guidance counselor or their local American Legion post. Thank you very much.

Subsequently, the Joint Resolution was **ADOPTED**.
Sent for concurrence.

On motion of Representative BEAR of the Houlton Band of Maliseet Indians, the following Joint Resolution: (H.P. 963) (Cosponsored by Representatives: BEAVERS of South Berwick, CHAPMAN of Brooksville, CROCKETT of Bethel, DICKERSON of Rockland, LOCKMAN of Amherst, MALABY of Hancock, SOCTOMAH of the Passamaquoddy Tribe, STUCKEY of Portland, VEROW of Brewer, VILLA of Harrison, WILLETTE of Mapleton) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 214)

JOINT RESOLUTION MEMORIALIZING THE PRESIDENT OF THE UNITED STATES AND THE CONGRESS OF THE UNITED STATES TO PROVIDE TO THE HOULTON BAND OF MALISEET INDIANS JUST AND EQUITABLE COMPENSATION COMPARABLE TO THE SETTLEMENT PROVIDED TO THE PENOBSCOT NATION AND THE PASSAMAQUODDY TRIBE

WE, your Memorialists, the Members of the One Hundred and Twenty-sixth Legislature of the State of Maine now assembled in the First Regular Session, most respectfully present and petition the President of the United States and the United States Congress as follows:

WHEREAS, in the 1970s, the Passamaquoddy Tribe, the Penobscot Nation and the Houlton Band of Maliseet Indians asserted claims for possession of large areas of land in the State and for damages, alleging that the lands in question originally were transferred in violation of the Indian Trade and Intercourse Act of 1790; and

WHEREAS, the Indian claimants and the State reached certain agreements that represented a good faith effort on the part of all parties to achieve a fair and just resolution of those claims, which, in the absence of agreement, would have been pursued through the courts for many years to the ultimate detriment of the State and all its citizens, including the Indians; and

WHEREAS, in 1980, a settlement was reached and was enacted by the Maine Legislature as the Maine Revised Statutes, Title 30, chapter 601, An Act to Implement the Maine Indian Claims Settlement, and, as part of the settlement, the tribes dropped their claims to 12.5 million acres of land; and

WHEREAS, the United States Congress indicated that it finds and declares that the settlement represented a good faith effort on the part of United States Congress to provide the 3 tribes with a fair and just settlement of their land claims; and

WHEREAS, of the \$81,500,000 settlement, paid for by the Federal Government and not the State of Maine, \$40,300,000 was awarded to the Passamaquoddy Tribe and \$40,300,000 was awarded to the Penobscot Nation, while \$900,000 was awarded to the Houlton Band of Maliseet Indians; and

WHEREAS, the Houlton Band of Maliseet Indians also claims aboriginal territory in Maine, although the basis of their claim is different from that of the Passamaquoddy Tribe and Penobscot Nation, because the Maliseet Indians had not signed treaties giving up their lands in Maine, yet their lands were taken from them; and

WHEREAS, the Houlton Band of Maliseet Indians believes that the settlement did not fairly compensate the band and seeks just and equitable compensation; now, therefore, be it

RESOLVED: That We, your Memorialists, respectfully urge and request that the President of the United States and the United States Congress consider the request by the Houlton Band of Maliseet Indians to receive a just and fair level of compensation that is comparable to the compensation that was previously provided to the Passamaquoddy Tribe and Penobscot Nation; and be it further

RESOLVED: That suitable copies of this resolution, duly authenticated by the Secretary of State, be transmitted to the Honorable Barack H. Obama, President of the United States, the President of the United States Senate and the Speaker of the United States House of Representatives, to each Member of the Maine Congressional Delegation and to the appropriate representatives of the Houlton Band of Maliseet Indians.

READ.

On motion of Representative BEAR of the Houlton Band of Maliseet Indians, **TABLED** pending **ADOPTION** and later today assigned.

On motion of Representative RANKIN of Hiram, the following House Order: (H.O. 18)

ORDERED, that Representative Paul E. Gilbert of Jay be excused March 20 for health reasons.

AND BE IT FURTHER ORDERED, that Representative Erin D. Herbig of Belfast be excused March 20 for health reasons.

AND BE IT FURTHER ORDERED, that Representative Peter B. Johnson of Greenville be excused March 28 for personal reasons.

AND BE IT FURTHER ORDERED, that Representative Sharri K. MacDonald of Old Orchard Beach be excused March 27 for personal reasons.

AND BE IT FURTHER ORDERED, that Representative Megan M. Rochelo of Biddeford be excused March 28 for personal reasons.

READ and PASSED.

SPECIAL SENTIMENT CALENDAR

In accordance with House Rule 519 and Joint Rule 213, the following item:

Recognizing:

the 2012-2013 Vassalboro Community School basketball teams, on their winning all 4 Sheepscot Valley Athletic Conference Sportsmanship Awards. The Sportsmanship Award is given annually to a team exemplifying sportsmanship both on and off the court. We extend our congratulations to the following members of the Varsity Boys Team: Garrett Keezer, Caden Turcotte, Justin Browne, Brandon Keezer, Andrew Browne, Nick Turcotte, Nate Howard, Cole Naborowsky, Elliot Stinchfield, Kaleb Howard, Wyatt Dutton, Luke Wilson, coach Chuck Gallagher and manager Doug Carmichael; the Junior Varsity Boys Team: Joseph Mayo, Conrad Ayers, Vincent Manocchio, Aaron Pion, Dominic Henry, Trevor Wellman, Kaleb Hopper, Adam Green, Austin Cummings, Cameron LaChance, Cory York, Josh Buzzell, Isaac Targett and coach Kris Targett; the Varsity Girls Team: Cheyenne York, Bailey Cloutier, Jasmine Wentworth, Nikesha Knight, Lauren Wood, Ashlynn Cook, Olivia Wyman, Emily Manocchio, Kassie Nadeau, Malinda Richards, Alexis Bonenfant and coach Roxanne Malley; and the Junior Varsity Girls Team: Cassidy Baldwin, Ashley Gillis, Brenna Audet, Keara Doughty, Searra Lord, Hannah Dugal, Jasmine Plugge, Leah DeMerchant, Taniesha Knight and coach Casandra Dyer.

(HLS 117)

Presented by Representative FOWLE of Vassalboro.

Cosponsored by Senator KATZ of Kennebec.

On **OBJECTION** of Representative FOWLE of Vassalboro, was **REMOVED** from the Special Sentiment Calendar.

READ.

The **SPEAKER**: The Chair recognizes the Representative from Vassalboro, Representative Fowle.

Representative **FOWLE**: Thank you, Mr. Speaker. Mr. Speaker, Members of the House. It is my honor to recognize students from the Vassalboro Community School. These students are among grades 5 through 8. They make up four different basketball teams. Each one of these individual teams won the Sheepscot Valley Athletic Conference Sportsmanship Award. That is four separate sportsmanship awards. This accomplishment demonstrates their courtesy, kindness and respect, which they showed to their opponents throughout the season. They played hard for victories but always conducted themselves in such a manner to make their family, school and community proud. I believe that the character they displayed this season will serve them well later in life and lead to future success. I am proud and pleased to recognize these outstanding students, athletes and, I believe, future leaders from the Town of Vassalboro. Thank you, Mr. Speaker.

Subsequently, the Sentiment was **PASSED** and sent for concurrence.

REPORTS OF COMMITTEE

Refer to the Committee on Environment and Natural Resources

Pursuant to Statute

Representative **WELSH** for the **Joint Standing Committee on Environment and Natural Resources** on Bill "An Act To Implement Recommendations of the Department of Environmental Protection Concerning Product Stewardship in Maine"

(H.P. 952) (L.D. 1335)

Reporting that it be **REFERRED** to the Committee on **ENVIRONMENT AND NATURAL RESOURCES** pursuant to the Maine Revised Statutes, Title 38, section 1773.

Report was **READ** and **ACCEPTED** and the Bill **REFERRED** to the Committee on **ENVIRONMENT AND NATURAL RESOURCES**.

Sent for concurrence.

Divided Report

Majority Report of the Committee on **EDUCATION AND CULTURAL AFFAIRS** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-31)** on Bill "An Act To Prohibit a Requirement That a Superintendent Reside in the School Administrative Unit" (EMERGENCY)

(H.P. 10) (L.D. 6)

Signed:

Senators:

MILLETT of Cumberland
JOHNSON of Lincoln
LANGLEY of Hancock

Representatives:

MacDONALD of Boothbay
DAUGHTRY of Brunswick
HUBBELL of Bar Harbor
JOHNSON of Greenville
MAKER of Calais
McCLELLAN of Raymond
NELSON of Falmouth
POULIOT of Augusta
RANKIN of Hiram

Minority Report of the same Committee reporting **Ought Not to Pass** on same Bill.

Signed:

Representative:

KORNFELD of Bangor

Representative SOCTOMAH of the Passamaquoddy Tribe - of the House - supports the Minority **Ought Not to Pass** Report.

READ.

On motion of Representative MacDONALD of Boothbay, the Majority **Ought to Pass as Amended** Report was **ACCEPTED**.

The Bill was **READ ONCE**. **Committee Amendment "A" (H-31)** was **READ** by the Clerk.

The **SPEAKER**: The Chair recognizes the Representative from Winterport, Representative Brooks.

Representative **BROOKS**: Thank you, Mr. Speaker. This is a difficult position I find myself in, in particular because I have almost always adhered to a Majority Report in a committee, and this is not unanimous, but I think there is only one person who voted against this bill. I'm not saying that the effort here is not a good effort. I believe that the effort is a good effort. I believe that it is. One of the other pieces of this body that I feel the strongest about is home rule. I want everybody here to understand that I am a firm believer in allowing the voters of Winterport, my hometown, to establish policy, and when the Town of Winterport establishes an ordinance, I believe that that is the choice of the local people. To me, that ordinance should prevail. I don't want to see the state or the federal government come in at any time and circumvent that ordinance with a fine or the exceptions of. If it proves to be unconstitutional, certainly those kinds of things need to be pointed out to us. This bill calls for us in this

Legislature to notify the community that was the cause of this, that they can now circumvent their own ordinance and require that the superintendent live in the community that's going to hire them. I have a real serious problem with that. The ordinance that was created, again created by the local voters, has been tested. It was sent back out to the voters and they continued to support the local ordinance, and here we are, the upper body, if you will, giving the school board the authority to hire someone from out of town and circumvent that local ordinance. Home rule, ladies and gentlemen.

I don't care necessarily and I'm not going to have my feelings hurt if this bill passes, I just think it sets a horrible, horrible precedent. If I have a dog or an animal ordinance in my community, that should stand notwithstanding anything else that the state does. Leave us alone. Please, when you look at this bill and you realize that the good people of that community went out twice and said we want the superintendent to live in our community, what's wrong with that? If they want to change their ordinance on the local level, so be it, let them change it. We shouldn't interfere with that change either. I may be alone standing here and saying these things, but I have been watching and following politics for the better part of 50 years around here. I covered the Legislature as a newsman and now I am one and this is my fourth term. To me, this is an insult on a local community having its way. In the City of Brewer, as was testified or spoken of this morning in the caucus with Democrats, which I am proudly a member, by the way, one of our Representatives, a long, long, long term city servant, said that there were two ordinances that were recently passed. I believe one included the town manager must be a resident of that community. It passed by an overwhelming margin. That was followed by an ordinance that said the superintendent of schools should live in that community and resulted in a lot of debate, but ultimately it passed in that community. I don't want the City of Brewer to see this new state law that says you can circumvent that and hire somebody from Kittery or Westbrook that is going to reside there and commute to Brewer. No. I wrestled with this since earlier this morning and thought, "Here you go again, Joe. It's going to stand up and create trouble." That seems to be my lot in life these days. But if I have to stand up every single day for local government and local control, I'll do it and I'll do it because I think that what we do in Winterport, Maine, to govern our own town is sacrosanct. Thank you, Mr. Speaker.

The SPEAKER: The Chair recognizes the Representative from Boothbay, Representative MacDonald.

Representative **MacDONALD**: Thank you, Mr. Speaker. Mr. Speaker, Men and Women of the House. I just want to clarify a couple of points. I certainly respect the views of the good Representative Brooks on this issue, but I would like to explain that this bill is a compromise that was reached in the Committee on Education and Cultural Affairs, specifically in order that it did not violate home rule. This bill simply allows local school committees to override any requirement that might be in a local charter that school superintendents live in the community. The debate over that would happen at the local level. It gives the local community ultimate control through a debate that might be started by a school committee needing to hire a superintendent, saying they need to go outside the bounds of their community to find a superintendent. So we basically put the onus, the responsibility, back on the communities and said you can do this, if you want. It's not us, we're not going to tell you to do this. We give you this tool in case you need to do this in order to hire a superintendent. We had a lot of testimony from school board members from around the state describing the difficulty that they have these days in getting qualified superintendents for their

districts. The superintendent's job is a difficult one. Superintendents burn out fast. The average tenure is five years, I believe. Finding a qualified, certified, fitting superintendent is difficult and if a school committee determines that they can't find such a candidate based on their own search criteria, this tool merely gives them the right to say that they would like to go outside the boundaries of their town in order to find that. I believe that this would spark some lively local debate, but we're leaving that up to the local community, Mr. Speaker, through this bill. It is not a mandate. It does not violate home rule. I certainly hope that you will support it as a reasonable solution to help our local school committees get good management in our public schools. Thank you, Mr. Speaker.

The SPEAKER: The Chair recognizes the Representative from Augusta, Representative Pouliot.

Representative **POULIOT**: Thank you, Mr. Speaker. Mr. Speaker, Men and Women of the House. I rise to speak for the first time on the floor and this is an issue that affects my district as well in Augusta, not just the town of Biddeford. We debated this for a long while in committee and it came to the determination that the school board are elected by the people of my community and that they are close to those people and that ultimately giving them the authority to make this decision is, in essence, the epitome of home rule. So hopefully you will stand with the committee. I did not intend to rise and speak to this today because I really did think it was just going to go under the hammer, but now that we're speaking about this, hopefully we can stand behind the fact that the school board is elected officials by the people of their district and that we can give them the authority to make this decision. Thank you.

The SPEAKER: The Chair recognizes the Representative from Biddeford, Representative Casavant.

Representative **CASAVANT**: Thank you, Mr. Speaker. Mr. Speaker, Ladies and Gentlemen of the House. This bill, as amended, does exactly as the Representative from Boothbay indicated. It allows for home rule in terms of the school board being able to determine residency as part of the conditions of employment. As it exists now, there is a complete contradiction between state law and what happens at the local level, particularly like in Biddeford. Biddeford does have a residency requirement, but if you think about state law, there is absolutely no language whatsoever that indicates a municipality or a city council has any control over a superintendent's hiring, none whatsoever, which suggests, if you really carry it out, that any residency requirement probably is illegal. That would have to go through the courts. What this amendment essentially does is say, let the school board itself decide residency. Now I speak as chairman of the Biddeford School Board because I am mayor but for a glitch in the city charter, I am the school board chairman also. So I was part of the recent hiring and I can tell you that, in the hiring process, when individuals called up, one of the questions they always asked, "Is there a residency requirement?" I never heard from most of those individuals again when I said, "Yes." Why, because it's impossible to sell their homes in certain areas today. It's much more difficult. It's dragged out. Secondly, some people just don't want to leave their community. My current superintendent lives in Saco, a mile and a half from his office, closer than the previous superintendent who lived in Biddeford. That defies logic when you actually look at it. Again, he was the top qualified candidate. Now, if we allow the status quo to continue in cities like Augusta or Biddeford or any of the others, essentially what you're saying is we are going to allow mediocrity to fill the void of superintendents because it does not allow you to hire the best possible candidate. Because, the way the situation is now in this economy, you can't get the best candidate if you

have that requirement built in. Essentially, I am asking you to put the decision in the hands of duly elected members of the school board, which is home rule. That's where it belongs, because that's where it belongs in all of state law. Thank you very much, Mr. Speaker.

The SPEAKER: The Chair recognizes the Representative from Brewer, Representative Verow.

Representative **VEROW**: Thank you, Mr. Speaker. My first time speaking at the House. But the City of Brewer, as noted earlier, did do two charter amendments. One was to require that the city manager live in this City of Brewer and that passed overwhelmingly. The manager, at the time, was living in another community. He adjusted and moved to Brewer. The second part of that is recently we had a charter amendment to require the superintendent to live in the City of Brewer and that had a grace period that would allow the new person to have a three-year period to locate in the city. The voters, again, approved that charter amendment. A charter amendment, I think if you think about it, there are two ways that the charter can be amended. One is the city council or town council can, on their own initiative, put the matter out to vote for an amendment to the city charter, or the citizens can go the petition route, you get enough petitions and then that goes to a public hearing. There is plenty of time for input from folks and then that would go to a vote again. So there are remedies within the charter itself for amending provisions of the charter such as residency requirements. Thank you.

The SPEAKER: The Chair recognizes the Representative from Rockland, Representative Dickerson.

Representative **DICKERSON**: Thank you, Mr. Speaker. With all due respect to my colleagues who have spoken before me, I don't find that the bill text and the bill title is particular clear to the sentiments that have been expressed. It sounds very much as though a prohibition is being enacted rather than a choice. I know that in my community, which is an RSU and is quite a large community, there are many towns in which our superintendent could choose to reside. We have a requirement of our city manager that the manager live within the City of Rockland in my district. One of the reasons that we have that requirement is because our tax rate is somewhat high and we would like our manager to, I guess, feel our pain with us, to put it bluntly. I think that it's kind of a valid point with our school district as well in that, but obviously it's nice to know that we could make that choice ourselves. My disagreement with the bill itself is that the way that the bill reads and the way that the title reads is that that is not entirely clear and I know that when municipalities and school boards sit down to try to interpret these things, sometimes some unintended consequences can result. Is it permissible to ask for a roll call on this?

The same Representative **REQUESTED** a roll call on the motion to **ADOPT Committee Amendment "A" (H-31)**.

More than one-fifth of the members present expressed a desire for a roll call which was ordered.

The SPEAKER: The Chair recognizes the Representative from Biddeford, Representative Casavant.

Representative **CASAVANT**: Thank you, Mr. Speaker. Mr. Speaker, Ladies and Gentlemen of the House. Just a couple of other quick points. First off, the average lifespan of a superintendent in the State of Maine is three years, so again, if you think of someone that wants to sell their house or has to sell their house, it's not economically a benefit to sell because you could be moving very quickly. Very rarely does anybody stay very, very long. Secondly, consolidation has been a huge issue in this body for a number of years, all in terms of efficiencies and savings. Under the existing rules in Biddeford with the whole residency requirement, if we ever decided to consolidate, we

couldn't do it because, again, it's mandated that the superintendent has to live in Biddeford, not Saco or Kennebunkport or Old Orchard Beach. All of the neighboring cities and towns in my area have no residency requirement because, again, of the issues. Kennebunkport, for example, says we would like you to live in Kennebunk or Kennebunkport, but they don't mandate it. They even give incentives. We will help you move if you want to come here. The current superintendent of Kennebunkport and Kennebunk lives in Gorham. So we want greater flexibility, again, in order to attract the best possible candidate. Last point, it's rather strange that superintendents are still required to live within a certain community when police chiefs, fire chiefs are all excluded by state law from living in their municipality. My fire chief lives in Waterboro, not in Biddeford. That seems even more illogical than this. So I think that this bill allows for greater flexibility, at least in terms of allowing the school board itself that has to look at all the candidates, school board members who are elected by the people, to actually make that final decision. Thank you, Mr. Speaker.

The SPEAKER: The Chair recognizes the Representative from Boothbay, Representative MacDonald.

Representative **MacDONALD**: Thank you, Mr. Speaker. Apologies for rising a second time on this. Just with respect to a question raised earlier, this, the amendment to the bill, the amended version of the bill that you're looking at is permissive. It says "Notwithstanding any local ordinance or charter to the contrary, a school board may elect a superintendent without regard to whether the superintendent resides in a municipality that is included within the school administrative unit." So it's a permissive piece of legislation. It does not require local authorities to do anything, if they don't want to. I would further ask, at this point, Mr. Speaker, if we could just read the Committee Report and the roll.

The same Representative **REQUESTED** that the Clerk **READ** the Committee Report.

The Clerk **READ** the Committee Report in its entirety.

The SPEAKER: The Chair recognizes the Representative from Sabattus, Representative Wood.

Representative **WOOD**: Thank you, Mr. Speaker. I really hadn't planned on talking about this but, to me, this is all about local control. When the townspeople vote on their charter, they decide what they want. If they decide that their school board can decide that, then that should be in their charter. That's the way they should vote on it. I don't think that we, as the Legislature, should be able to tell the local control that you can't do this, so I'm going to vote against it.

The SPEAKER: The Chair recognizes the Representative from Winterport, Representative Brooks.

Representative **BROOKS**: Thank you, Mr. Speaker. Please excuse me for rising a second time. I want to remind folks that my objection is not at all based on what the school board may or may not do, nor is it on what the community may or may not do. I do agree with my colleague, the House Chair of the committee, but I am still bothered by the fact that the state is becoming involved in a local issue and I think if we can stay with that, I think that we can better make a decision on this bill. Thank you, Mr. Speaker.

The SPEAKER: A roll call has been ordered. The pending question before the House is Adoption of Committee Amendment "A" (H-31). All those in favor will vote yes, those opposed will vote no.

ROLL CALL NO. 25

YEA - Ayotte, Beaudoin, Beaulieu, Beavers, Bennett, Berry, Black, Boland, Briggs, Campbell J, Carey, Casavant, Cassidy, Chapman, Chase, Chenette, Clark, Cooper, Cray, Devin, Dill, Dion, Doak, Dorney, Dunphy, Duprey, Evangelos, Farnsworth, Fitzpatrick, Fowle, Fredette, Frey, Gattine, Gideon, Goode, Graham, Grant, Hamann, Harlow, Harvell, Hayes, Herbig, Hickman, Hobbins, Hubbell, Jackson, Johnson P, Jorgensen, Kent, Kinney, Kruger, Kumiega, Kusiak, Lajoie, Libby A, Libby N, Lockman, Long, Longstaff, Luchini, MacDonald S, MacDonald W, Maker, Malaby, Marean, Marks, Mason, Mastraccio, McCabe, McClellan, McElwee, McGowan, McLean, Monaghan-Derrig, Moonen, Morrison, Nadeau C, Nelson, Newendyke, Noon, Parry, Pease, Peoples, Plante, Pouliot, Powers, Priest, Rankin, Rochelo, Rotundo, Rykerson, Sanborn, Sanderson, Saucier, Saxton, Schneck, Shaw, Sirocki, Stanley, Stuckey, Theriault, Timberlake, Tipping-Spitz, Treat, Turner, Tyler, Villa, Weaver, Welsh, Werts, Willette, Wilson, Winchenbach, Winsor, Mr. Speaker.

NAY - Beck, Brooks, Campbell R, Chipman, Cotta, Dickerson, Espling, Gifford, Gillway, Guerin, Johnson D, Jones, Kaenrath, Keschl, Kornfield, Peavey Haskell, Reed, Russell, Short, Verow, Wallace, Wood.

ABSENT - Bolduc, Crafts, Crockett, Daughtry, Davis, DeChant, Gilbert, Knight, Moriarty, Nadeau A, Nutting, Peterson, Pringle, Volk.

Yes, 115; No, 22; Absent, 14; Excused, 0.

115 having voted in the affirmative and 22 voted in the negative, with 14 being absent, and accordingly **Committee Amendment "A" (H-31) was ADOPTED.**

Subsequently, the Bill was assigned for **SECOND READING** Tuesday, April 9, 2013.

Majority Report of the Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY** reporting **Ought Not to Pass** on Bill "An Act To Provide Funding to the State Board of Corrections for Certain County Jail Debt"

(H.P. 59) (L.D. 76)

Signed:

Senators:

GERZOFSKY of Cumberland
DUTREMBLE of York

Representatives:

DION of Portland
CASAVANT of Biddeford
KAENRATH of South Portland
LAJOIE of Lewiston
MARKS of Pittston
PLANTE of Berwick

Minority Report of the same Committee reporting **Ought to Pass as Amended by Committee Amendment "A" (H-28)** on same Bill.

Signed:

Senator:

PLUMMER of Cumberland

Representatives:

LONG of Sherman
PEASE of Morrill
TYLER of Windham
WILSON of Augusta

READ.

On motion of Representative DION of Portland, **TABLED** pending **ACCEPTANCE** of either Report and later today assigned.

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

Representative **JOHNSON**: Thank you, Mr. Speaker. Mr. Speaker, Ladies and Gentlemen of the House. Earlier when I made my comments concerning Boys State and Girls State, I should have mentioned, because I knew this, that one of our very own, Representative Frey, had served as the governor of Boys State and the senator of Boys Nation. It is truly a significant accomplishment, as any election would be, and is a great mark for that young man.

CONSENT CALENDAR

First Day

In accordance with House Rule 519, the following items appeared on the Consent Calendar for the First Day:

(H.P. 445) (L.D. 653) Bill "An Act To Remove an Unnecessary Provision in the Maine Insurance Code" Committee on **INSURANCE AND FINANCIAL SERVICES** reporting **Ought to Pass**

(H.P. 489) (L.D. 717) Bill "An Act To Provide Free Fishing Licenses to Certain Children in the Custody of the Department of Health and Human Services" Committee on **INLAND FISHERIES AND WILDLIFE** reporting **Ought to Pass**

(H.P. 55) (L.D. 63) Resolve, To Direct the Commissioner of Inland Fisheries and Wildlife To Allow Veterans with Lower Limb Loss To Obtain "Any-deer" Hunting Permits Committee on **INLAND FISHERIES AND WILDLIFE** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-37)**

There being no objections, the above items were ordered to appear on the Consent Calendar tomorrow under the listing of Second Day.

CONSENT CALENDAR

Second Day

In accordance with House Rule 519, the following items appeared on the Consent Calendar for the Second Day:

(S.P. 137) (L.D. 357) Bill "An Act To Amend the Charter of the Augusta Parking District"

(S.P. 232) (L.D. 642) Bill "An Act To Exempt All-terrain Vehicle Trail Management from Storm Water Management Requirements"

(S.P. 48) (L.D. 127) Bill "An Act To Amend the Definition of 'Public Way' To Include Streets and Highways Owned by Quasi-municipal Corporations or Districts" (C. "A" S-15)

(S.P. 65) (L.D. 176) Bill "An Act To Amend and Clarify the Maine Uniform Securities Act" (C. "A" S-18)

(S.P. 118) (L.D. 285) Bill "An Act To Electronically Issue Permits for Burning" (C. "A" S-14)

(S.P. 187) (L.D. 494) Bill "An Act Regarding Maine Commercial Motor Carrier Safety Regulations" (C. "A" S-16)

(H.P. 15) (L.D. 11) Bill "An Act To Allow Vehicles Engaged in Snow Removal or Sanding Operations on Public Ways To Use Preemptive Traffic Light Devices" (EMERGENCY) (C. "A" H-33)

(H.P. 53) (L.D. 61) Bill "An Act To Amend Standards for Participation in Certain Public School Services by Students Who Are Homeschooled" (C. "A" H-30)

(H.P. 207) (L.D. 298) Bill "An Act Regarding the Membership of the Emergency Medical Services' Board" (C. "A" H-35)

(H.P. 247) (L.D. 342) Bill "An Act To Waive Driver's License and Nondriver Identification Card Fees for Current and Recently Discharged Members of the Armed Forces" (C. "A" H-34)

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

ENACTORS

Emergency Measure

An Act To Amend the Laws Regarding Who May Appeal a Reconsideration Decision to the Maine Board of Tax Appeals

(S.P. 161) (L.D. 430)

(C. "A" S-13)

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

Representative FREDETTE of Newport **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.

This being an emergency measure, a two-thirds vote of all the members elected to the House being necessary, a total was taken.

ROLL CALL NO. 26

YEA - Ayotte, Beaudoin, Beaulieu, Beavers, Beck, Bennett, Berry, Black, Boland, Briggs, Brooks, Campbell J, Campbell R, Carey, Casavant, Cassidy, Chapman, Chase, Chenette, Chipman, Clark, Cooper, Cotta, Cray, Devin, Dickerson, Dill, Dion, Doak, Dorney, Dunphy, Duprey, Espling, Evangelos, Farnsworth, Fitzpatrick, Fowle, Fredette, Frey, Gattine, Gideon, Gifford, Gillway, Goode, Graham, Grant, Guerin, Hamann, Harlow, Harvell, Hayes, Herbig, Hickman, Hubbell, Jackson, Johnson D, Johnson P, Jones, Jorgensen, Kaenrath, Kent, Keschl, Kinney, Kornfield, Kruger, Kumiega, Kusiak, Lajoie, Libby A, Libby N, Lockman, Long, Longstaff, Luchini, MacDonald S, MacDonald W, Maker, Malaby, Marean, Marks, Mason, Mastraccio, McCabe, McClellan, McElwee, McGowan, McLean, Monaghan-Derrig, Moonen, Morrison, Nadeau C, Nelson, Newendyke, Noon, Nutting, Parry, Pease, Peavey Haskell, Peoples, Plante, Pouliot, Powers, Priest, Rankin, Reed, Rochelo, Rotundo, Russell, Rykerson, Sanborn, Sanderson, Saucier, Saxton, Schneck, Shaw, Short, Sirocki, Stanley, Stuckey, Theriault, Timberlake, Tipping-Spitz, Treat, Turner, Tyler, Verow, Villa, Wallace, Weaver, Welsh, Werts, Willette, Wilson, Winchenbach, Wood, Mr. Speaker.

NAY - NONE.

ABSENT - Bolduc, Crafts, Crockett, Daughtry, Davis, DeChant, Gilbert, Hobbins, Knight, Moriarty, Nadeau A, Peterson, Pringle, Volk, Winsor.

Yes, 136; No, 0; Absent, 15; Excused, 0.

136 having voted in the affirmative and 0 voted in the negative, with 15 being absent, and accordingly the Bill was **PASSED TO BE ENACTED**, signed by the Speaker and sent to the Senate.

An Act To Provide Tax Treatment Consistency for Limited Liability Companies and S Corporations

(S.P. 70) (L.D. 234)

(C. "A" S-11)

An Act To Amend the Laws Regulating Suppliers of Agricultural, Construction, Industrial and Forestry Equipment

(S.P. 144) (L.D. 364)

An Act To Provide for the Continuity of a Veterinary Practice Subsequent to the Death or Incapacitation of the Owner

(H.P. 298) (L.D. 426)

An Act To Raise the Maximum 529 Plan Contribution Tax Deduction

(S.P. 168) (L.D. 436)

(C. "A" S-10)

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 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 REPORT - **Ought to Pass** - Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY** on Bill "An Act To Equalize the Fire Investigation and Prevention Tax Paid by Insurers"

(H.P. 205) (L.D. 296)

TABLED - March 26, 2013 (Till Later Today) by Representative DION of Portland.

PENDING - ACCEPTANCE OF COMMITTEE REPORT.

Representative BERRY of Bowdoinham **REQUESTED** a roll call on **ACCEPTANCE** of the Unanimous Committee 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 Unanimous Committee Report. All those in favor will vote yes, those opposed will vote no.

ROLL CALL NO. 27

YEA - Ayotte, Beaudoin, Beaulieu, Beavers, Beck, Bennett, Berry, Boland, Briggs, Brooks, Campbell J, Campbell R, Carey, Casavant, Cassidy, Chapman, Chase, Chenette, Chipman, Clark, Cooper, Cotta, Cray, Devin, Dickerson, Dill, Dion, Doak, Dorney, Dunphy, Duprey, Espling, Evangelos, Farnsworth, Fitzpatrick, Fowle, Fredette, Frey, Gattine, Gideon, Gillway, Goode, Graham, Grant, Guerin, Hamann, Harlow, Harvell, Hayes, Herbig, Hickman, Hobbins, Hubbell, Jackson, Johnson D, Johnson P, Jones, Jorgensen, Kaenrath, Kent, Keschl, Kinney, Kornfield, Kruger, Kumiega, Kusiak, Lajoie, Libby N, Lockman, Longstaff, Luchini, MacDonald S, MacDonald W, Maker, Malaby, Marean, Marks, Mason, Mastraccio, McCabe, McClellan, McElwee, McGowan, McLean, Monaghan-Derrig, Moonen, Morrison, Nadeau C, Nelson, Newendyke, Noon, Nutting, Parry, Pease, Peavey Haskell, Peoples, Plante, Pouliot, Powers, Priest, Rankin, Reed, Rochelo, Rotundo, Russell, Rykerson, Sanborn, Sanderson, Saucier, Saxton, Schneck, Shaw, Short, Sirocki, Stanley, Stuckey, Theriault, Tipping-Spitz, Treat, Tyler, Verow, Villa, Wallace, Weaver, Welsh, Werts, Willette, Wilson, Winchenbach, Mr. Speaker.

NAY - Black, Gifford, Libby A, Long, Timberlake, Turner.

Acts

LEGISLATIVE RECORD - HOUSE, April 4, 2013

ABSENT - Bolduc, Crafts, Crockett, Daughtry, Davis, DeChant, Gilbert, Knight, Moriarty, Nadeau A, Peterson, Pringle, Volk, Winsor, Wood.

Yes, 130; No, 6; Absent, 15; Excused, 0.

130 having voted in the affirmative and 6 voted in the negative, with 15 being absent, and accordingly the Unanimous Committee Report was **ACCEPTED**.

The Bill was **READ ONCE** and was assigned for **SECOND READING** Tuesday, April 9, 2013.

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

Expression of Legislative Sentiment Recognizing Honorable Donald and Patricia Collins, of Caribou

(HLS 98)

TABLED - March 28, 2013 (Till Later Today) by Representative FREDETTE of Newport.

PENDING - **PASSAGE**.

The SPEAKER: The Chair recognizes the Representative from Caribou, Representative McElwee.

Representative **McELWEE**: Thank you, Mr. Speaker. Mr. Speaker, Ladies and Gentlemen of the House. It is with a great deal of pleasure that I congratulate the Honorable Donald and Patricia Collins, of Caribou, who are celebrating their 65th wedding anniversary. They are a very, very special couple. Much of their time and energy is to their community and to the state, and I would be remiss, in case you were wondering, Susan Collins is their daughter. I personally appreciate Mr. and Mrs. Collins and the support that they gave me and the encouragement during my legislative campaign last year. This is something I will not forget. The Collinses were unable to be with us today but this Sentiment will be presented to them in Caribou on Sunday, April 7. May they enjoy many more years of happiness and love together. Thank you.

Subsequently, the Sentiment was **PASSED** and sent for concurrence.

An Act To Make Supplemental Allocations from the Highway Fund and Other Funds for the Expenditures of State Government Necessary to the Proper Operations of State Government for the Fiscal Year Ending June 30, 2013 (EMERGENCY)

(H.P. 234) (L.D. 324)

(C. "A" H-6)

TABLED - April 2, 2013 (Till Later Today) by Representative BERRY of Bowdoinham.

PENDING - **PASSAGE TO BE ENACTED**.

The SPEAKER: The Chair recognizes the Representative from Madawaska, Representative Theriault.

Representative **THERIAULT**: Thank you, Mr. Speaker. I move the unanimous Majority Ought to Pass Report on LD 324 and, at this time, would like to take this opportunity to thank my fellow Transportation Committee members on both sides of the aisle for all of their hard work. Thank you.

This being an emergency measure, a two-thirds vote of all the members elected to the House being necessary, a total was taken. 134 voted in favor of the same and 0 against, and accordingly the Bill was **PASSED TO BE ENACTED**, signed by the Speaker and sent to the Senate.

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

SENATE PAPERS

The following Joint Order: (S.P. 463)

ORDERED, the House concurring, that when the House and Senate adjourn, they do so until Tuesday, April 9, 2013 at 10:00 in the morning.

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

READ and **PASSED** in concurrence.

Resolve, Directing the Department of Health and Human Services To Amend the MaineCare Benefits Manual

(S.P. 467) (L.D. 1333)

Bill "An Act To Create Child Advocacy Centers in Maine"

(S.P. 468) (L.D. 1334)

Came from the Senate, **REFERRED** to the Committee on **HEALTH AND HUMAN SERVICES** and ordered printed.

REFERRED to the Committee on **HEALTH AND HUMAN SERVICES** in concurrence.

On motion of Representative THERIAULT of Madawaska, the House adjourned at 11:37 a.m., until 10:00 a.m., Tuesday, April 9, 2013 pursuant to the Joint Order (S.P. 463) and in honor and lasting tribute to Gary L. Pelletier, of Cross Lake.