

# 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  
39th Legislative Day  
Wednesday, May 8, 2013

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

Prayer by Reverend Mark K. Tanner, Skowhegan Federated Church.

National Anthem by Angela Plato, Hallowell.

Pledge of Allegiance.

Doctor of the day, Judith Chamberlain, M.D., Brunswick.

The Journal of yesterday was read and approved.

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**SENATE PAPERS**

The following Joint Resolution: (S.P. 567)

**JOINT RESOLUTION MEMORIALIZING THE PRESIDENT OF THE UNITED STATES AND THE UNITED STATES CONGRESS TO NOT REQUIRE THE USE OF E15 GASOLINE**

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, federal laws and regulations, including the Clean Air Act, the Energy Policy Act of 2005 and the national renewable fuel standard program, have contributed to changes in fuel standards, such as the removal of methyl tertiary butyl ether, or MTBE, as an oxygenate in fuel, leading to the use of ethanol as a replacement for MTBE; and

WHEREAS, only reformulated gasoline is now available for purchase at public fuel pumps and typically contains a 10% corn ethanol blend, known as E10, and in June 2012 the United States Environmental Protection Agency approved the sale of E15, a mixture of 15% ethanol and 85% gasoline; and

WHEREAS, using the fuel blend has been promoted as a method of reducing greenhouse gas emissions and our Nation's dependence on foreign oil but these claims are disputed by several automakers and others, such as AAA, which also claims E15 will damage fuel lines and void vehicle warranties; and

WHEREAS, in addition, AAA claims that automotive engineering experts believe that sustained use of E15, both in newer and older vehicles, could cause accelerated engine wear and failure, fuel system damage and false "check engine" lights for vehicles not approved by manufacturers to use E15; and

WHEREAS, E15 also has 5% less energy than gasoline and about 2% less than E10 and therefore could ultimately cost consumers more as a result of reduced fuel economy; and

WHEREAS, the production of corn ethanol is wasteful of fossil fuel resources and does not increase energy security and with this production, which uses 10% of all arable land in the United States, we see increased degradation of vital land and water resources; and

WHEREAS, corn ethanol's impact on food prices is huge and corn is now trading at an all-time high and this affects food manufacturing and other industries such as animal feed businesses; and

WHEREAS, the burning of corn ethanol increases the emissions of gases and hazardous air pollutants that are probable carcinogens and are the causes of numerous health issues such as asthma, chronic bronchitis and other respiratory problems; now, therefore, be it

RESOLVED: That We, your Memorialists, respectfully urge and request that the President of the United States and members

of the United States Congress realize the major problems of corn ethanol as a fuel additive and the numerous negative effects it has on not only Maine citizens but all Americans and we urge and request that the President of the United States and the United States Congress consider reversing the decision of the United States Environmental Protection Agency to move forward with the use of E15; 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, to the Inspector General of the United States Department of Energy, to the United States Environmental Protection Agency, to the President of the United States Senate, to the Speaker of the United States House of Representatives and to each Member of the Maine Congressional Delegation.

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

**READ.**

Representative FREDETTE of Newport **REQUESTED** a roll call on **ADOPTION**.

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 Adoption of the Joint Resolution. All those in favor will vote yes, those opposed will vote no.

**ROLL CALL NO. 78**

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

NAY - NONE.

ABSENT - Beaudoin, Bolduc, Goode, Graham, Hamann, Herbig, Libby A, Peterson, Priest, Saxton, Stuckey, Theriault, Turner.

Yes, 138; No, 0; Absent, 13; Excused, 0.

138 having voted in the affirmative and 0 voted in the negative, with 13 being absent, and accordingly the Joint Resolution was **ADOPTED** in concurrence.

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

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The following Joint Resolution: (S.P. 570)

**JOINT RESOLUTION RECOGNIZING NATIONAL TEACHER DAY AND NATIONAL TEACHER APPRECIATION WEEK**

WHEREAS, public schools are the backbone of our democracy, providing young people with the tools they need to maintain the State's precious values of freedom, civility and equality; and

WHEREAS, by equipping young people in Maine with both practical skills and broader intellectual abilities, schools give them hope for, and access to, a productive future; and

WHEREAS, in nurturing the academic, social, emotional and physical development of students, teachers are the single most influential factor in students' educational experience; and

WHEREAS, teachers spend countless hours preparing lessons, evaluating progress, counseling and coaching students and performing community service; and

WHEREAS, teachers have earned and deserve the respect of their students and communities for their selfless dedication to their profession, their communities and the future of our children; and

WHEREAS, Maine has always recognized the value of great teachers by supporting professional development and through the Maine Teacher of the Year program; now, therefore, be it

RESOLVED: That We, the Members of the One Hundred and Twenty-sixth Legislature now assembled in the First Regular Session, on behalf of the people we represent, recognize today, Tuesday, May 7, 2013 as National Teacher Day; and be it further

RESOLVED: That We recognize Monday, May 6, 2013 to Friday, May 10, 2013 as National Teacher Appreciation Week; and be it further

RESOLVED: That We extend our deepest gratitude and appreciation to teachers across the State and nation for the sacrifices they make and the profound and positive influence they have on our students.

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

**READ.**

The SPEAKER: The Chair recognizes the Representative from Bangor, Representative Kornfield.

Representative **KORNFIELD**: Thank you, Mr. Speaker. Mr. Speaker, Ladies and Gentlemen of the House. This is Teacher Recognition Week. When I was elected after Sara Stevens gave up her seat, she said to me that this was the best job in the world. Well, she was wrong. This is the second best job in the world. Being a teacher is the best job in the world. It's hard work. We trust our teachers to teach, to discipline, to support and to respectfully deal with our children every day. Teachers become teachers because they love their subject matter and they want to share that love of learning with their students. They know what a powerful influence they can have on their students' lives. I know that each and every one of you can think fondly of a favorite teacher that had an influence on you. So, for this one day and maybe this week, we can elevate, in our minds, teachers to the position that they ought to have and if you see a teacher today or this week, thank them. Tell them that you really appreciate them because teachers are superstars.

Representative **McCABE** of Skowhegan **REQUESTED** a roll call on **ADOPTION**.

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 Adoption of the Joint Resolution. All those in favor will vote yes, those opposed will vote no.

**ROLL CALL NO. 79**

YEA - Ayotte, Beaulieu, Beavers, Beck, Bennett, Berry, Black, Boland, Briggs, Brooks, Campbell J, Campbell R, Carey,

Casavant, Cassidy, Chapman, Chase, Chenette, Chipman, Clark, Cooper, Cotta, Crafts, Cray, Crockett, Daughtry, Davis, DeChant, Devin, Dickerson, Dill, Dion, Doak, Dorney, Dunphy, Duprey, Espling, Evangelos, Farnsworth, Fitzpatrick, Fowle, Fredette, Frey, Gattine, Gideon, Gifford, Gilbert, Gillway, Goode, Grant, Guerin, Harlow, Harvell, Hickman, Hobbins, Hubbell, Jackson, Johnson D, Johnson P, Jones, Jorgensen, Kaenrath, Kent, Keschl, Kinney, Knight, Kornfield, Kruger, Kumiega, Kusiak, Lajoie, Libby N, Lockman, Long, Longstaff, Luchini, MacDonald S, MacDonald W, Maker, Malaby, Marean, Marks, Mason, Mastraccio, McCabe, McClellan, McElwee, McGowan, McLean, Monaghan-Derrig, Moonen, Moriarty, Morrison, Nadeau A, Nadeau C, Nelson, Newendyke, Noon, Nutting, Parry, Pease, Peavey Haskell, Peoples, Plante, Pouliot, Powers, Pringle, Rankin, Reed, Rochelo, Rotundo, Russell, Rykerson, Sanborn, Sanderson, Saucier, Schneck, Shaw, Short, Sirocki, Stanley, Timberlake, Tipping-Spitz, Treat, Tyler, Verow, Villa, Volk, Wallace, Weaver, Welsh, Werts, Willette, Wilson, Winchenbach, Winsor, Wood, Mr. Speaker.

NAY - NONE.

ABSENT - Beaudoin, Bolduc, Graham, Hamann, Hayes, Herbig, Libby A, Peterson, Priest, Saxton, Stuckey, Theriault, Turner.

Yes, 138; No, 0; Absent, 13; Excused, 0.

138 having voted in the affirmative and 0 voted in the negative, with 13 being absent, and accordingly the Joint Resolution was **ADOPTED** in concurrence.

**Non-Concurrent Matter**

Bill "An Act To Apply the Precautionary Principle to Decision Making in Certain State Agencies"

(H.P. 1075) (L.D. 1501)

**REFERRED** to the Committee on **STATE AND LOCAL GOVERNMENT** in the House on May 7, 2013.

Came from the Senate **REFERRED** to the Committee on **ENERGY, UTILITIES AND TECHNOLOGY** in **NON-CONCURRENCE**.

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

**COMMUNICATIONS**

The Following Communication: (H.P. 1088)

**TOWN OF BROOKLIN**  
**23 BAY ROAD - P O BOX 219**  
**BROOKLIN, MAINE 04616**  
**RESOLUTION**

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 \$283 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 eliminate the "circuit breaker" property tax and rent relief program for anyone under the age of 65; would take \$8 million in truck excise tax revenue from town's; and 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 contains cuts to health and human services such as prescription drugs for the elderly and disabled; to all funding for clean elections; to the wages and benefits of public workers while also rejecting federal funds to

make health care affordable for over 44,000 Mainers; and WHEREAS, all of the above shifts costs to towns, whose only major means of raising revenue is property taxes; now, therefore, be it

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

Adopted by the Selectmen of Brooklin at a meeting held on April 2, 2013.

S/Albert R. Smith

S/Mike Roy

S/Deborah Brewster

**READ** and **REFERRED** to the Committee on **APPROPRIATIONS AND FINANCIAL AFFAIRS.**

Sent for concurrence.

The Following Communication: (H.C. 153)

**STATE OF MAINE  
CLERK'S OFFICE  
2 STATE HOUSE STATION  
AUGUSTA, MAINE 04333-0002**

May 8, 2013

Honorable Mark W. Eves

Speaker of the House

2 State House Station

Augusta, Maine 04333

Dear Speaker Eves:

Pursuant to Joint Rule 310, the following Joint Standing Committees have voted unanimously to report the following bills out "Ought Not to Pass:"

Criminal Justice and Public Safety

L.D. 594 An Act To Prohibit Possession of a Firearm by a Person Who Has Created a Police Standoff

L.D. 958 An Act To Establish a Database To Prevent Individuals Involuntarily Admitted or Committed to a Mental Health Institution from Being Issued Concealed Handgun Permits

Education and Cultural Affairs

L.D. 194 An Act To Ensure That a Curtailment in School Funding Is Shared by All Institutions

L.D. 615 An Act To Protect School Administrative Units from a Sudden Decrease in Funding due to Reduced Enrollments

L.D. 1346 An Act To Ensure That Charter Schools Are Funded by the State

Environment and Natural Resources

L.D. 365 An Act To Define "Contaminant" in the Laws Governing Toxic Chemicals in Children's Products

L.D. 674 An Act To Clarify the Natural Resources Protection Act (EMERGENCY)

L.D. 735 Resolve, Directing the Department of Environmental Protection To Add a Flame Retardant to the Lists of Chemicals of Concern and of High Concern

L.D. 824 Resolve, Directing the Department of Environmental Protection To Develop a Rural Land Use Development Process

L.D. 844 Resolve, To Require a Study of the Availability of Food Packaging without Bisphenol A

L.D. 907 An Act To Encourage Recycling

L.D. 1058 Resolve, Directing the Department of Environmental Protection To Set the Motor Vehicle Fuel Volatility Level for the State

Inland Fisheries and Wildlife

L.D. 163 An Act To Increase the Number of Rafting Passengers Allowed for Licensed Outfitters on Unallocated Rivers

L.D. 618 An Act To Eliminate Restrictions on Affiliated Outfitters in Laws Governing Whitewater Rafting

L.D. 930 An Act To Subject a Motorboat with a Certificate of Number from Another Jurisdiction to the Annual Registration Fee

L.D. 1190 An Act To Require the Secretary of State To Issue Certificates of Title for All-terrain Vehicles, Snowmobiles and Watercraft

State and Local Government

L.D. 1074 An Act To Deny Employment-related Benefits to State Employees Convicted of a Felony Involving the Misuse or Theft of Government Funds

L.D. 1153 An Act To Amend the Laws Governing Public Notices Provided by Governmental Entities

Taxation

L.D. 358 An Act To Protect Family Farms and Working Waterfront Subject to Estate Tax and Reduce the Maine Estate Tax Exclusion

L.D. 692 An Act To Provide Funding for Education by Restoring the 8.5 Percent Income Tax Rate for High-income Taxpayers

L.D. 834 An Act To Make the Income Tax More Equitable for Citizens of the State

L.D. 1124 An Act To Provide Income Tax Relief

L.D. 1205 An Act To Lower the Rate of Excise Tax on Older Vehicles To Acknowledge the Longer Life Span of Motor Vehicles

L.D. 1206 An Act To Ensure Equity in the Taxation of Food Items

L.D. 1297 An Act To Provide Funding for Public Education by Increasing the Sales Tax

L.D. 1314 An Act To Allow a Local Option Tax on Meals and Lodging

Transportation

L.D. 1371 An Act To Exempt New Cars from Motor Vehicle Inspection for 2 Years Following the Initial Purchase

L.D. 1382 An Act To Provide Toll Discounts to Maine Commuters on the Maine Turnpike

Veterans and Legal Affairs

L.D. 433 An Act To Provide Parity in Funding to the Maine Maritime Academy from Gaming

L.D. 649 An Act To Facilitate Consumer Taste Testings  
The sponsors and cosponsors have been notified of the Committee's action.

Sincerely,  
S/Millicent M. MacFarland  
Clerk of House

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

The Following Communication: (S.P. 571)

**STATE OF MAINE  
126TH LEGISLATURE**

May 2, 2013

Senator Colleen Lachowicz

Senate Chair, Joint Standing Committee on State and Local Government

Representative Anne P. Graham

House Chair, Joint Standing Committee on State and Local Government

126th Legislature

Augusta, Maine 04333

Dear Senator Lachowicz and Representative Graham:

Please be advised that Secretary of State Matthew Dunlap has today nominated

David R. Cheever of Augusta for reappointment as the State Archivist.

Pursuant to Title 5 M.R.S.A §93, this reappointment will require review by the

Joint Standing Committee on State and Local Government and confirmation by the Senate.

Sincerely,

S/Justin L. Alford

President of the Senate

S/Mark W. Eves

Speaker of the House

Came from the Senate, **READ** and **ORDERED PLACED ON FILE**.

**READ** and **ORDERED PLACED ON FILE** in concurrence.

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**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 Amend the Laws Governing Decision-making Authority Regarding Energy Infrastructure Corridors"

(H.P. 1090) (L.D. 1517)

Sponsored by Representative HARVELL of Farmington.

Submitted by the Governor's Energy Office pursuant to Joint Rule 204.

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**STATE AND LOCAL GOVERNMENT**

Bill "An Act To Allow Certain Military Personnel To Administer Oaths and Perform the Duties of a Notary Public"

(H.P. 1089) (L.D. 1516)

Sponsored by Representative FREDETTE of Newport.

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

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**VETERANS AND LEGAL AFFAIRS**

Bill "An Act To Allow the Passamaquoddy Tribe To Operate Slot Machines in Washington County in Conjunction with High-stakes Beano"

(H.P. 1091) (L.D. 1520)

Sponsored by Representative SOCTOMAH of the Passamaquoddy Tribe.

Cosponsored by Senator TUTTLE of York and Representatives: AYOTTE of Caswell, BEAVERS of South Berwick, BROOKS of Winterport, CASSIDY of Lubec, CHAPMAN of Brooksville, DOAK

of Columbia Falls, GIFFORD of Lincoln, GRANT of Gardiner, HICKMAN of Winthrop, KUMIEGA of Deer Isle, LONGSTAFF of Waterville, MAKER of Calais, MALABY of Hancock, MONAGHAN-DERRIG of Cape Elizabeth, NADEAU of Winslow, RUSSELL of Portland, Senators: DUTREMBLE of York, HASKELL of Cumberland, JACKSON of Aroostook, LACHOWICZ of Kennebec, LANGLEY of Hancock, MAZUREK of Knox, PATRICK of Oxford, SHERMAN of Aroostook.

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

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**SPECIAL SENTIMENT CALENDAR**

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

**Recognizing:**

Thomas Cox, of Yarmouth, who was awarded a 2012 Purpose Prize and \$100,000 for his work in uncovering national unfair mortgage foreclosure practices. The Purpose Prize, funded by the John Templeton Foundation and The Atlantic Philanthropies, is awarded by Encore.org, a nonprofit organization. Nominees for the prize are people over 60 years of age who combine their passion and experience for social good. Mr. Cox, a retired attorney who worked for Maine banks, uncovered the illegal practices that the mortgage industry was using when he joined the Maine Attorneys Saving Homes project, started by Pine Tree Legal Assistance in conjunction with the Maine Volunteer Lawyers Project. We extend our appreciation to Mr. Cox and send him our congratulations on his receiving this honor;

(HLS 218)

Presented by Representative BEAVERS of South Berwick. Cosponsored by Senator WOODBURY of Cumberland, Representative COOPER of Yarmouth, Representative RUSSELL of Portland, President ALFOND of Cumberland.

On **OBJECTION** of Representative BEAVERS of South Berwick, was **REMOVED** from the Special Sentiment Calendar.

**READ.**

The SPEAKER: The Chair recognizes the Representative from South Berwick, Representative Beavers.

Representative **BEAVERS**: Thank you, Mr. Speaker. Mr. Speaker, Ladies and Gentlemen of the House. It is my great honor to recognize attorney Tom Cox of Yarmouth. He was awarded this distinguished prize in December 2012. I waited until last week to invite him to the State House for this Sentiment today because today is Foreclosure Day in the Judiciary Committee. After years of representing banks during foreclosure proceedings and literally writing the book on how attorneys perform foreclosures, Tom became disillusioned with the industry and left it for other pursuits for a few years. Much soul-searching led Tom back to law, but this time on the other side of the table. He has represented dozens of families facing foreclosure, families that would otherwise not be able to defend against irresponsible and fraudulent foreclosure practices. Many of these families have been able to keep their homes.

Tom is the attorney who "blew the lid off" of what became known as the Ally Bank/GMAC "robo-signing" scandal. He exposed for the nation the illegal practices that were eventually found to be common in the mortgage-servicing industry. This led 49 state Attorney Generals to sue these banks and they won a \$25 billion settlement to help those who are at risk of foreclosure and imposing new loan-servicing standards. Many feel that fine was a mere slap on the hand considering the many lives they

ruined due to their greed. Just two days ago, the New York Attorney General Schneiderman announced that he was suing Wells Fargo and Bank of America for violating the National Mortgage Settlement for ignoring specifically some of the Servicing Standards that was agreed to in that settlement. Tom is using most of this \$100,000 prize money to build a network of lawyers to do pro bono work defending consumers. He is also hosting training seminars with top lawyers he has met since becoming a national figure. Tom is truly one of Maine's greatest treasures. I am so honored to know him and work with him on the bills that will be heard in the Judiciary Committee this afternoon. Thank you.

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

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#### Recognizing:

Arthur Carter, of Charlotte, who has been chosen to receive the Norman W. Duzen Community Service Award. Each year this award is presented by the Washington County Extension Association to a person who lives in Washington County and has enhanced the lives of the county's residents through volunteer work. Mr. Carter has made many contributions to the City of Calais and surrounding communities through his volunteer service with the Irene Chadbourne Ecumenical Food Pantry, Down East Hospice Volunteers, St. Anne's Episcopal Church, Charlotte Volunteer Fire and Rescue, the Pembroke and Charlotte Historical Societies and many other organizations and projects. We extend our congratulations to Mr. Carter and send him our appreciation for his public service;

(HLS 219)

Presented by Representative MAKER of Calais.  
Cosponsored by Senator BURNS of Washington.

On **OBJECTION** of Representative MAKER of Calais, was **REMOVED** from the Special Sentiment Calendar.

#### READ.

The SPEAKER: The Chair recognizes the Representative from Calais, Representative Maker.

Representative **MAKER**: Thank you, Mr. Speaker. Mr. Speaker, Ladies and Gentlemen of the House. I want to tell you a little bit about this year's recipient, Art Carter. At 20 years of age, he was drafted into the U.S. Army. He served in many areas during his tenure. He worked his way up the ladder from being a private and retired as a Major. He served in Vietnam and received two awards, one from the U.S. Military and one from the Vietnamese Military. They were the Bronze Star Medal and the Cross of Gallantry with Silver Star. Both awards were presented as a result of his intelligence activity during the 60 day battle along the Cambodian Border. Upon completion of his tour of duty in Vietnam, he was reassigned to Headquarters Army Security Agency in Washington, D.C. He retired at that location with 21.5 years of service and became a civil servant for another 14 years in the Washington County area serving as an Intelligence Research Specialist and a Military Intelligence Equipment Project Manager.

You might want to know why I told you all of this because we've been doing a lot of discussing this year, and he, a little tidbit about retired Major Carter, is after retiring in 1974, he was an Intelligence Research Analyst with the U.S. Army. During that time, he was responsible for the initiation and development of several intelligence collection and processing systems. One of the most notable that we have been discussing here this term was the Unmanned Ariel Vehicle, the UAV, also known as a "DRONE". He coined the term "Unmanned Ariel Vehicle" and produced the first concept for its use in the military. He was the

first Product Manager for the program prior to it being turned over to the Air Force for worldwide deployment. He moved back to his father's home in Charlotte in 1994. He really didn't retire and neither did his wife Cynthia. Usually, if you see Art around, you see his lovely wife. She has stood by his side throughout the years. They have been married for 56 years and have five children, 10 grandchildren and one great grandchild. Some of the service he has done for Washington County are as follows: He was President of the Irene Chadbourne Ecumenical Food Pantry since 1997. Art worked with the local Catholic church to accomplish entity in its own building, worked to incorporate it, and acquired an IRS 501(c)(3) tax exempt status. He envisioned the upstairs of the building for use as short-term crisis housing. The group has done much work and is now seeking funding for the unit to have a fire suppression system. Another dream of Art's is to be able to mobilize the food pantry enough to take pantry items to outlying areas. He is working on strategies toward this end.

He was a member of the Fundraising/Finance Committee of the Down East Hospice for many years. He was instrumental in obtaining several grants. He offered ideas such as restaurant involvement and worked to make these successful. He also obtained funding from the Laura Burns Fund. He is a member of the St. Anne's Episcopal Church. He served on the vestry and has been involved with community outreach for about 20 years. Through Art's encouragement and example and leadership, several church members serve at the local food pantry. Art has also been an EMT and he just retired recently. He volunteered for the Charlotte Volunteer Fire and Rescue. He played a leadership role in raising funds with yard sales and public suppers. He also made himself available to the Dennysville volunteer fire department. With a deep interest in history, Art helped organize and reorganize the Pembroke and Charlotte historical societies in the mid-90s. He served as president of each organization for more than 10 years. His vision for each society is to have a museum and it has been realized. As well, the Town of Charlotte has an annual Memorial Day with the town's children involved in wreath making for veterans' graves and Art, in military uniform, emcees a service at the cemetery. Art also is involved in the Greater Calais Area Fuel Assistance Fund and works on the restoration of the Calais St. Croix Fire Hall.

He has just recently retired from some of these activities. I only can hope that I will stay as active as he has been. Art Carter, age 80, has been a visionary, has boundless energy, is organized and has a positive attitude. I would like to publicly thank him for his service, not only to Washington County but for his service to our state and our country. Thank you, Mr. Speaker.

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

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#### REPORTS OF COMMITTEE

##### Change of Committee

Report of the Committee on **HEALTH AND HUMAN SERVICES** on Bill "An Act To Enhance Enforcement of the Mandatory Reporting of Abuse and Neglect"

(S.P. 349) (L.D. 1024)

Reporting that it be **REFERRED** to the Committee on **JUDICIARY**.

Came from the Senate with the Report **READ** and **ACCEPTED** and the Bill **REFERRED** to the Committee on **JUDICIARY**.

Report was **READ** and **ACCEPTED** and the Bill was **REFERRED** to the Committee on **JUDICIARY** in concurrence.

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**Divided Reports**

Majority Report of the Committee on **STATE AND LOCAL GOVERNMENT** reporting **Ought Not to Pass** on RESOLUTION, Proposing an Amendment to the Constitution of Maine To Limit a Governor's Pension to Governors Who Have Served 2 Full Terms (S.P. 183) (L.D. 490)

Signed:

Senators:

LACHOWICZ of Kennebec  
COLLINS of York

Representatives:

GRAHAM of North Yarmouth  
BOLAND of Sanford  
BOLDUC of Auburn  
CHENETTE of Saco  
COTTA of China  
HAYES of Buckfield  
MacDONALD of Old Orchard Beach  
NADEAU of Winslow  
NADEAU of Fort Kent  
PEASE of Morrill

Minority Report of the same Committee reporting **Ought to Pass as Amended by Committee Amendment "A" (S-49)** on same RESOLUTION.

Signed:

Senator:

GERZOFISKY of Cumberland

Came from the Senate with the Majority **OUGHT NOT TO PASS** Report **READ** and **ACCEPTED**.

**READ.**

On motion of Representative McCABE of Skowhegan, the Majority **Ought Not to Pass** Report was **ACCEPTED** in concurrence.

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Majority Report of the Committee on **ENVIRONMENT AND NATURAL RESOURCES** reporting **Ought to Pass** on Bill "An Act To Join in a Prohibition on Motor Fuel Containing Corn-based Ethanol"

(H.P. 97) (L.D. 115)

Signed:

Representatives:

AYOTTE of Caswell  
CAMPBELL of Orrington  
CHIPMAN of Portland  
HARLOW of Portland  
LONG of Sherman  
McGOWAN of York  
REED of Carmel

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

Signed:

Senators:

BOYLE of Cumberland  
GRATWICK of Penobscot  
SAVIELLO of Franklin

Representatives:

WELSH of Rockport  
COOPER of Yarmouth

GRANT of Gardiner

**READ.**

Representative WELSH of Rockport moved that the House **ACCEPT** the Minority **Ought Not to Pass** Report.

Representative FREDETTE of Newport **REQUESTED** a roll call on the motion to **ACCEPT** the Minority **Ought Not to Pass** Report.

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 Orrington, Representative Campbell.

Representative **CAMPBELL**: Thank you, Mr. Speaker. Mr. Speaker, Men and Women of the House. This is a unique bill that we talked about in committee, and it's basically a bill to eliminate food in our fuel. Food in our fuel just doesn't make any sense. I've spent I don't know how many phone calls to our delegation in Washington to simply say, you know, how do we get the respect of the rest of the world, some of which who are starving, if we put our food in our fuel. So I was quite happy to have this come before the committee and actually go on the record as saying how arrogant of us, the great wealthy United States of America, to use somebody else's resources first and not only that, put our food in our fuel when other people in the world are starving. So I appreciate the opportunity to go on the record as being one against putting food in our fuel. Thank you for this opportunity.

The SPEAKER: The Chair recognizes the Representative from Rockport, Representative Welsh.

Representative **WELSH**: Thank you, Mr. Speaker. Mr. Speaker, Men and Women of the House. I agree with the good Representative that we don't want to put food in our fuel, however, at this time, we have very few options. The Federal Government requires significant use of renewable fuel and currently ethanol is the only viable option. It's also very unlikely that federal fuel requirements could be met, especially in southern Maine, without ethanol, and there is no cost effective sources of non-ethanol fuel currently available. Also, I would like to say that the 125th Legislature adopted a Joint Resolution to Congress expressing disapproval of corn ethanol as a fuel additive and urged the allowance of alternatives to corn ethanol as a fuel additive. Thank you.

The SPEAKER: The Chair recognizes the Representative from Turner, Representative Timberlake.

Representative **TIMBERLAKE**: Thank you, Mr. Speaker. Mr. Speaker, Ladies and Gentlemen of the House. I urge you to oppose the motion that is before you and support my LD 115, which would allow the State of Maine, together with three other New England states, to ban the use of ethanol additive in our gasoline. The additive, which is comprised of corn, amounts to us burning our food in our fuel tanks. With the rising number of Americans going hungry, it seems like a poor use of farmland in this product to me. Several years ago, when the production of ethanol began, a local longtime friend and farmer of mine by the name of Russ Colwell told me that it would mean the end of the farming in the Northeast if ethanol became our base of fuel. He based his comments on the fact that it would raise the price of feed and that the growth of corn in the Midwest that our tax dollars are paying for with subsidies would force the farmers in the Northeast out of business. But that isn't the only disadvantage our local farmers are facing. The Midwest growers have been able to push the price of corn ethanol per bushel higher and higher, resulting in the production of ethanol, that in turn attributes to the increased cost of per gallon of gasoline. Not only do our farmers then have higher operation costs for gasoline



run equipment, but they also suffer higher transportation and distribution costs. These costs have to be passed on to the consumer. The consumer responds by adjusting their budget and decreasing the amount of farm-raised produce they can purchase. It starts to cause a chain reaction of fact that in the end result, the local farmer is unable to stay in business. I touched on how raising gasoline costs hurt the farmer, but they hurt the consumer as well. Anything that has to be transported to the Northeast region has a higher cost simply because the producer is going to recoup the increased fuel cost. That is a standard business practice. With ethanol, inflating the price of corn over the last 10 years has risen from \$2.50 a bushel to a current high of around \$8.34 a bushel. The cost of grain has also increased. The higher feed prices have reflected in higher prices. We're all paying for dairy, poultry, beef, pork, cereals. Almost everything we consume at some point or another is affected by the cost of ethanol. So, not only do these costs associated with the production of ethanol have a detrimental effect on the consumer, the products itself, and increased costs across the board for almost everything you and I eat.

I also operate a rental store in downtown Turner, Maine, that we do our own repairs on our own rental equipment and since the introduction of ethanol additives in our gasoline, I have seen our repair costs rise extensively. I can attribute this directly to the use of ethanol because it is highly corrosive and it erodes the fuel lines, the seals, and is very harmful to small engines. Repair bills are not the only thing felt by farmers, but the only person that owns a car and items and every other small engine is also affected. All these costs increase come from an item that supposedly was going to deliver savings and results in reductions of our environmental impact. Report after report has shown that it has not reduced our carbon footprint but through its production has actually increased the carbon footprint. This bill is supported by numerous industries in Maine. The Maine Snowmobile Association, the Maine Pilots Association, the Maine Rental Association, almost all the antique auto clubs in Maine, the Maine Small Engine Dealers Association, the Maine Boat Dealers Association, and even the auto dealers in the State of Maine all testified in favor of this bill. If we are successful in having two other states pass similar legislation, there is no reason that gas suppliers wouldn't supply non-ethanol gasoline. Currently, there is no law that prevents the sale of non-ethanol gasoline. What prevents suppliers from doing so is the RIN number, which is the renewable industry number. It's called the RINs program and what supplies is the Federal Government has said that we've got to use 10 percent of the fuel produced has to be supplied. If they can't do it, they have to buy a RIN's number, which was selling in November at \$0.06 a number is now selling at \$1.07 a number, and if you don't produce that much, we've got to produce 13 billion gallons of gas a year is what we're using, so they have to put 1.3 billion gallons of ethanol into fuel and that number restricts it. It won't. It will affect gas by about \$0.10 a gallon if we did it. There are alternatives now that we can put in for ethanol. I believe this is a nonpartisan issue, which 75 percent of the Mainers support. We need to put Maine first and tell the Federal Government that we won't support burning our food in our gas tanks. Please do not support this and follow my light. Thank you.

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

Representative **JOHNSON**: Thank you, Mr. Speaker. Mr. Speaker, Ladies and Gentlemen of the House. I want to thank the good Representative from Turner for his great presentation. He covered a lot of what I wanted to say. I just want to reiterate this is wreaking havoc on our small engines. I've had to rebuild a

chain saw, a lawnmower, and a brush saw that were barely new, just due to ethanol corrosion inside them. This is wreaking havoc on our engines and we're burning food that we should be doing something else with, you know, and thank you for your time.

The SPEAKER: The Chair recognizes the Representative from Gardiner, Representative Grant.

Representative **GRANT**: Thank you, Mr. Speaker. I give due deference to the good Representative from Turner who did the most diligent homework, who presented the best case for this bill of any bill I've seen come before us. He made the case that we don't want to be burning our food in our fuel and I agree with that. He made the case that this is hurting our farmers in Maine and I agree with that. His testimony and those of the folks that he brought in were so compelling that it swayed a majority of our committee. That being said, I urge you to think about this: Today we have passed unanimously a resolution that says to the Federal Government we don't want to burn our food in our fuel. We have said, in a bill that we passed unanimously to prohibit E15 or 15 percent ethanol in our gas. We have taken a stand and we, in these actions, have told the Federal Government how we feel and what we think about ethanol in our gas tanks. But in this chamber, we don't take stands. We make public policy. If you vote for this and take a stand, you will put Maine out of compliance with the Clean Air Act. You will raise gas prices by \$0.02 to \$0.30 a gallon. You will put retailers in the State of Maine out of compliance with federal law, if they can even get this gas. We make policy here. This is bad policy. If you must make a stand with the word Custer in it, do what you must, but I urge you to vote Ought Not to Pass on this bill. Thank you.

The SPEAKER: The Chair recognizes the Representative from Farmington, Representative Harvell.

Representative **HARVELL**: Thank you, Mr. Speaker. Mr. Speaker, Ladies and Gentlemen of the House. If 15 is bad, is 10 good? The reality is this says corn based ethanol and what's going on in the ethanol industry right now is that there are far cleaner, less destructive ethanol based fuels that do not have the impact on the food resources of this country and potentially the world. This is a bill that the biotech industry wants you to vote Ought Not to Pass on because they are getting subsidies to grow their crops and we get to repair the engines. Spring is here, after the long winter, and I'm wheeling my rototiller down again and I'm sick of it.

The SPEAKER: The Chair recognizes the Representative from Yarmouth, Representative Cooper.

Representative **COOPER**: Thank you, Mr. Speaker. Mr. Speaker, Ladies and Gentlemen of the House. I want to add the information I learned during the committee hearings on this bill, which are comparable to what the Representative from Gardiner has already stated. We'd not only be in noncompliance with the Federal Clean Air Act, but more importantly, I think, is that it is inaccurate to say that there are viable alternatives. Gasoline must be mixed with an oxidizer in order to burn properly. Ethanol serves that purpose. Other forms in corn ethanol could also serve that purpose, but they are not commercially viable at this time. That doesn't mean they won't be some time in the future, and hopefully they will be, and hopefully our stand that we have taken today will press that effort forward. The other alternatives are lead and we all know what the dangers of that are at MBP when we all saw the disastrous effect of using that as an additive, so we really are in a box. If by taking action, yes, we're taking a stand, but it's an irresponsible stand if it becomes law, both to the people of Maine and to the air that we breathe, in this state and elsewhere. Thank you.

The SPEAKER: The Chair recognizes the Representative from Portland, Representative Harlow.

Representative **HARLOW**: Thank you, Mr. Speaker. Mr. Speaker, Ladies and Gentlemen of the House. I just wanted to get up and make one point, and it is a little bit strange to be getting up and agreeing with the Representative from Turner, but I wanted to make one point. The Representative from Gardiner did not mention that without two other New England states this cannot happen, so I urge you to support Representative Timberlake's bill. Thank you.

The **SPEAKER**: The Chair recognizes the Representative from Belgrade, Representative Keschl.

Representative **KESCHL**: Thank you, Mr. Speaker. Mr. Speaker, Ladies and Gentlemen of the House. As a former director of the Bureau of Air Quality Control for the State of Maine, this is an issue that, if enacted upon by the Federal Government, would provide for greater protection to Maine's air quality. Burning ethanol in the quantities that we're talking about contributes to greater emissions of volatile organic compounds, which are major precursors to ozone pollution in Maine. Removing this component will improve air quality. Any air quality, scientists will tell you that removing VOCs will improve the serious problems that we had with ozone pollution and which we face in Maine. Therefore, I urge you to vote favorably upon the pending resolution.

The **SPEAKER**: The Chair recognizes the Representative from Orrington, Representative Campbell.

Representative **CAMPBELL**: Thank you, Mr. Speaker. Mr. Speaker, Men and Women of the House. I sort of went contrary to my basic rule of trying to keep emotion out of floor speeches, but in fact it is a little emotional. The reason that I was supportive of this, I am very conscientious of the number of fuels that could be created if we were the only state that eliminated this. So, in the bill, it does require others of New England to become party to this before it actually occurs. Then the good Representatives have mentioned the fact that we don't make statements, although as I understand it, the E15, it was a resolution and not statute, so in this case, if we were to actually eliminate the use of food in our fuel and other states came along, it would be in statute and not simply a resolution. We all know about resolutions that go somewhere and somebody might read it or they might not read it, and if we could actually put something in statute that takes a stand here, and then, as others take stands, we could create a good base of fuel so the use would not be or the price would not be escalated because of individual fuel costs to an individual state. Thank you very much.

The **SPEAKER**: The Chair recognizes the Representative from Gardiner, Representative Grant.

Representative **GRANT**: Mr. Speaker, I would just clarify that we in fact did pass a law on the E15 unanimously out of committee and in this body, so we have put something in law in addition to the resolution. Thank you.

The **SPEAKER**: The Chair recognizes the Representative from Turner, Representative Timberlake.

Representative **TIMBERLAKE**: Thank you, Mr. Speaker. Mr. Speaker, Ladies and Gentlemen of the House. I don't usually rise to speak twice and I don't usually rise to speak as long as I did the first time, but I've grown to be very passionate on this issue. I think it's the right issue. I think it's the issue we should all be leaning towards. In the Ag Committee this year, we've dealt with all sorts of things that have to do with bucking the Federal Government. The good Representative from Winthrop has brought us all sorts of bills that have to do with food sovereignty and other things, and as a committee, we basically voted to buck the Federal Government and take on these issues and do the right thing. We can't let the Federal Government dictate to us, day in and day out, what we're going to do. Another

thing to bring up before I end this is we all talked about the old days with the MTBE and the impact we had on the groundwater. Well, the MTBE plume is not nearly as big as what the ethanol plume is creating in our groundwater. An ethanol plume is 1.5 times bigger than an MTBE plume. So there are oxygenators out there available today that can be putting gasoline that would get rid of ethanol and it's not illegal. Remember, it's not illegal. Two other states have to join this. By the time this all happens, there will be a way that we can get rid of ethanol in our fuel, and I say, and I say today, so goes Maine, so goes the nation. Please join me in voting this down and in voting for the Majority Report of this Ought to Pass. Thank you.

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

Representative **HARLOW**: Thank you, Mr. Speaker. Mr. Speaker, Ladies and Gentlemen of the House. I just wanted to point out that the unanimous report that was passed out of committee did not ban ethanol as this would if two other states joined us, so that is the difference between the two Committee Reports. Thank you.

The **SPEAKER**: A roll call has been ordered. The pending question before the House is Acceptance of the Minority Ought Not to Pass Report. All those in favor will vote yes, those opposed will vote no.

#### ROLL CALL NO. 80

**YEA** - Beck, Berry, Brooks, Carey, Chenette, Cooper, DeChant, Dion, Dorney, Farnsworth, Fowle, Frey, Gattine, Gideon, Goode, Grant, Hamann, Hobbins, Hubbell, Jorgensen, Kornfield, Kusiak, Longstaff, Luchini, MacDonald W, Marks, Mastraccio, McCabe, McLean, Monaghan-Derrig, Nadeau C, Nelson, Noon, Plante, Powers, Priest, Pringle, Rankin, Rochelo, Rotundo, Sanborn, Schneck, Theriault, Tipping-Spitz, Treat, Welsh, Mr. Speaker.

**NAY** - Ayotte, Beaulieu, Beavers, Bennett, Black, Boland, Bolduc, Briggs, Campbell J, Campbell R, Casavant, Cassidy, Chapman, Chase, Chipman, Clark, Cotta, Crafts, Cray, Crockett, Daughtry, Davis, Devin, Dickerson, Dill, Doak, Dunphy, Duprey, Espling, Evangelos, Fitzpatrick, Fredette, Gifford, Gilbert, Gillway, Guerin, Harlow, Harvell, Hayes, Hickman, Jackson, Johnson D, Johnson P, Jones, Kaenrath, Kent, Keschl, Kinney, Knight, Kruger, Kumiega, Lajoie, Lockman, Long, MacDonald S, Maker, Malaby, Marean, Mason, McClellan, McElwee, Moonen, Moriarty, Morrison, Nadeau A, Newendyke, Nutting, Parry, Pease, Peavey Haskell, Peoples, Pouliot, Reed, Russell, Rykerson, Sanderson, Saucier, Saxton, Shaw, Short, Sirocki, Stanley, Timberlake, Tyler, Verow, Villa, Volk, Wallace, Weaver, Werts, Willette, Wilson, Winchenbach, Winsor, Wood.

**ABSENT** - Beaudoin, Graham, Herbig, Libby A, Libby N, McGowan, Peterson, Stuckey, Turner.

Yes, 47; No, 95; Absent, 9; Excused, 0.

47 having voted in the affirmative and 95 voted in the negative, with 9 being absent, and accordingly the Minority **Ought Not to Pass Report was NOT ACCEPTED.**

Subsequently, Representative **McCABE** of Skowhegan moved that the House **ACCEPT** the Majority **Ought to Pass Report.**

The same Representative **REQUESTED** a roll call on the motion to **ACCEPT** the Majority **Ought to Pass 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 Report. All those in favor will vote yes, those opposed will vote no.

**ROLL CALL NO. 81**

YEA - Ayotte, Beaulieu, Beavers, Beck, Bennett, Black, Boland, Bolduc, Briggs, Campbell J, Campbell R, Carey, Casavant, Cassidy, Chapman, Chase, Chipman, Clark, Cotta, Crafts, Cray, Crockett, Daughtry, Davis, DeChant, Devin, Dickerson, Dill, Doak, Dunphy, Duprey, Espling, Evangelos, Fitzpatrick, Fredette, Frey, Gattine, Gifford, Gilbert, Gillway, Harlow, Harvell, Hayes, Hickman, Hobbins, Jackson, Johnson D, Johnson P, Jones, Kaenrath, Kent, Keschl, Kinney, Knight, Kruger, Kumiega, Lajoie, Lockman, Long, Longstaff, MacDonald S, Maker, Malaby, Marean, Mason, McClellan, McElwee, Monaghan-Derrig, Moonen, Moriarty, Morrison, Nadeau A, Nadeau C, Newendyke, Nutting, Parry, Pease, Peavey Haskell, Peoples, Pouliot, Priest, Reed, Russell, Rykerson, Sanborn, Sanderson, Saucier, Saxton, Shaw, Short, Sirocki, Stanley, Theriault, Timberlake, Tipping-Spitz, Treat, Tyler, Verow, Villa, Volk, Wallace, Weaver, Werts, Willette, Wilson, Winchenbach, Winsor, Wood, Mr. Speaker.

NAY - Berry, Brooks, Chenette, Cooper, Dion, Dorney, Farnsworth, Fowle, Gideon, Goode, Grant, Hamann, Hubbell, Jorgensen, Kornfield, Kusiak, Luchini, MacDonald W, Marks, Mastraccio, McCabe, McLean, Nelson, Noon, Plante, Powers, Pringle, Rankin, Rochelo, Rotundo, Schneck, Welsh.

ABSENT - Beaudoin, Graham, Guerin, Herbig, Libby A, Libby N, McGowan, Peterson, Stuckey, Turner.

Yes, 109; No, 32; Absent, 10; Excused, 0.

109 having voted in the affirmative and 32 voted in the negative, with 10 being absent, and accordingly the Majority **Ought to Pass Report** was **ACCEPTED**.

The Bill was **READ ONCE**.

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** and sent for concurrence.

Majority Report of the Committee on **ENVIRONMENT AND NATURAL RESOURCES** reporting **Ought Not to Pass** on Bill "An Act To Allow Motor Fuel Containing Five Percent Ethanol To Be Sold in the State"

(H.P. 87) (L.D. 105)

Signed:

Senators:

BOYLE of Cumberland  
GRATWICK of Penobscot  
SAVIELLO of Franklin

Representatives:

WELSH of Rockport  
CHIPMAN of Portland  
COOPER of Yarmouth  
GRANT of Gardiner  
HARLOW of Portland  
McGOWAN of York

Minority Report of the same Committee reporting **Ought to Pass** on same Bill.

Signed:

Representatives:

AYOTTE of Caswell  
CAMPBELL of Orrington  
LONG of Sherman  
REED of Carmel

**READ.**

Representative WELSH of Rockport moved that the House **ACCEPT** the Majority **Ought Not to Pass Report**.

The SPEAKER: The Chair recognizes the Representative from Rockport, Representative Welsh.

Representative **WELSH**: Thank you, Mr. Speaker. Mr. Speaker, Ladies and Gentlemen of the House. Despite the previous action, I would say that this bill is redundant. There is nothing in statutes that prohibit the use of high percent ethanol, so really there is no need for this bill. We can already use 5 percent if we so choose. Thank you.

Representative FREDETTE of Newport **REQUESTED** a roll call on the motion to **ACCEPT** the Majority **Ought Not to Pass Report**.

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 Turner, Representative Timberlake.

Representative **TIMBERLAKE**: Thank you again, Mr. Speaker. Mr. Speaker, Ladies and Gentlemen of the House. I rise in opposition that you vote this down. This bill was put in, just like the E15 bill was to block E15, this would block E10 and tell them that we could only get 5 percent ethanol in our gas. It was a way to get us through the crunch until we got two other states to support my other bill. This bill here, what it does, it says 5 percent ethanol. Five percent ethanol is proven to be not all that detrimental. It's not good, but it's not as detrimental. It still can't be burned in aircraft for the general aviation public. But this bill would say to all the gas suppliers in the area that we only want, in the State of Maine, 5 percent ethanol in our gas. Our gas mileage would increase. Our pollution factors would go down. Our benzene plumes would get smaller. This is a good bill. You know, yes, it is allowed, it already can be done. We just need to tell the suppliers in the State of Maine we want it done and the only way we're going to do it is we have to send a message, and this body, in this building, is what has to send that message. I ask you to please oppose this and vote for the Minority Report on this one.

The SPEAKER: The Chair recognizes the Representative from Rockport, Representative Welsh.

Representative **WELSH**: Thank you, Mr. Speaker. Mr. Speaker, Ladies and Gentlemen of the House. I'd just like to clarify that this bill does not prohibit the sale of ethanol gas above 5 percent. It just says that you can use 5 percent, which you already can do, but it does nothing to keep only 5 percent or less ethanol in the state.

The SPEAKER: A roll call has been ordered. The pending question before the House is Acceptance of the Majority **Ought Not to Pass Report**. All those in favor will vote yes, those opposed will vote no.

**ROLL CALL NO. 82**

YEA - Beavers, Beck, Berry, Brooks, Carey, Cassidy, Chapman, Chenette, Chipman, Cooper, Daughtry, DeChant, Devin, Dickerson, Dill, Dion, Dorney, Farnsworth, Fowle, Frey, Gattine, Gideon, Goode, Grant, Hamann, Hobbins, Hubbell, Jorgensen, Kornfield, Kruger, Kumiega, Kusiak, Libby N, Longstaff, Luchini, MacDonald W, Marks, Mason, Mastraccio, McCabe, McLean, Monaghan-Derrig, Moonen, Moriarty, Nadeau C, Nelson, Noon, Peoples, Plante, Powers, Priest, Pringle, Rankin, Rochelo, Rotundo, Russell, Rykerson, Sanborn, Saxton, Schneck, Theriault, Tipping-Spitz, Treat, Welsh, Werts, Mr. Speaker.

NAY - Ayotte, Beaulieu, Bennett, Black, Boland, Bolduc, Briggs, Campbell J, Campbell R, Casavant, Chase, Clark, Cotta, Crafts, Cray, Crockett, Davis, Doak, Dunphy, Duprey, Espling,

Evangelos, Fitzpatrick, Fredette, Gifford, Gilbert, Gillway, Guerin, Harlow, Harvell, Hayes, Hickman, Jackson, Johnson D, Johnson P, Jones, Kaenrath, Kent, Keschl, Kinney, Knight, Lajoie, Lockman, Long, MacDonald S, Maker, Malaby, Marean, McCiellan, McElwee, Morrison, Nadeau A, Newendyke, Nutting, Parry, Pease, Peavey Haskell, Pouliot, Reed, Sanderson, Saucier, Shaw, Short, Sirocki, Stanley, Timberlake, Tyler, Verow, Villa, Volk, Wallace, Weaver, Willette, Wilson, Winchenbach, Winsor, Wood.

ABSENT - Beaudoin, Graham, Herbig, Libby A, McGowan, Peterson, Stuckey, Turner.

Yes, 66; No, 77; Absent, 8; Excused, 0.

66 having voted in the affirmative and 77 voted in the negative, with 8 being absent, and accordingly the Majority **Ought Not to Pass** Report was **NOT ACCEPTED**.

Subsequently, on motion of Representative McCABE of Skowhegan, the Minority **Ought to Pass** Report was **ACCEPTED**.

The Bill was **READ ONCE**.

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** and sent for concurrence.

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Majority Report of the Committee on **LABOR, COMMERCE, RESEARCH AND ECONOMIC DEVELOPMENT** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-131)** on Bill "An Act To Provide Flexibility in the State Prevailing Wage and Benefit Rates"

(H.P. 762) (L.D. 1069)

Signed:

Senators:

PATRICK of Oxford  
CLEVELAND of Androscoggin

Representatives:

HERBIG of Belfast  
CAMPBELL of Newfield  
GILBERT of Jay  
HAMANN of South Portland  
MASON of Topsham  
MASTRACCIO of Sanford

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

Signed:

Senator:

CUSHING of Penobscot

Representatives:

DUPREY of Hampden  
LOCKMAN of Amherst  
VOLK of Scarborough  
WINCHENBACH of Waldoboro

**READ.**

Representative McCABE of Skowhegan moved that the House **ACCEPT** the Majority **Ought to Pass as Amended** Report.

On further motion of the same Representative, **TABLED** pending his motion to **ACCEPT** the Majority **Ought to Pass as Amended** Report and later today assigned.

Majority Report of the Committee on **VETERANS AND LEGAL AFFAIRS** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-127)** on RESOLUTION, Proposing an Amendment to the Constitution of Maine Concerning Early Voting and Voting by Absentee Ballot (H.P. 131) (L.D. 156)

Signed:

Senators:

TUTTLE of York  
PATRICK of Oxford

Representatives:

LUCHINI of Ellsworth  
BEAULIEU of Auburn  
FOWLE of Vassalboro  
KINNEY of Limington  
LONGSTAFF of Waterville  
RUSSELL of Portland  
SAUCIER of Presque Isle  
SCHNECK of Bangor

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

Signed:

Senator:

MASON of Androscoggin

Representatives:

GIFFORD of Lincoln  
JOHNSON of Eddington

**READ.**

Representative LUCHINI of Ellsworth moved that the House **ACCEPT** the Majority **Ought to Pass as Amended** Report.

On further motion of the same Representative, **TABLED** pending his motion to **ACCEPT** the Majority **Ought to Pass as Amended** Report and later today assigned.

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## CONSENT CALENDAR

### First Day

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

(S.P. 64) (L.D. 175) Bill "An Act To Update the Laws Governing Energy Efficiency Building Performance Standards" Committee on **ENERGY, UTILITIES AND TECHNOLOGY** reporting **Ought to Pass as Amended by Committee Amendment "A" (S-47)**

(H.P. 415) (L.D. 596) Bill "An Act To Help Small Businesses and Promote Tourism by Allowing the Construction of a Platform, Walkway or Deck over a River or Marshland" Committee on **ENVIRONMENT AND NATURAL RESOURCES** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-137)**

(H.P. 667) (L.D. 954) Resolve, Extending the Time That the Commissioner of Administrative and Financial Services Has To Sell or Lease Property in Augusta (EMERGENCY) Committee on **STATE AND LOCAL GOVERNMENT** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-135)**

Under suspension of the rules, Second Day Consent Calendar notification was given.

There being no objection, the Senate Paper was **PASSED TO BE ENGROSSED as Amended** in concurrence and the House Papers were **PASSED TO BE ENGROSSED as Amended** and sent for concurrence.

**CONSENT CALENDAR**  
**Second Day**

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

(S.P. 200) (L.D. 510) Bill "An Act To Ensure Equity in Funding to State Postsecondary Institutions of Higher Learning" (C. "A" S-43)

(H.P. 214) (L.D. 305) Bill "An Act To Eliminate Institute Councils for Mental Health Institutions"

(H.P. 239) (L.D. 334) Bill "An Act To Allow Nonprofit Organizations To Operate Snowmobiles as Trail-grooming Equipment"

(H.P. 680) (L.D. 966) Bill "An Act To Clarify an Exemption to the Municipal Subdivision Laws"

(H.P. 854) (L.D. 1210) Bill "An Act To Ensure Compliance with the Laws Governing Elections"

(H.P. 923) (L.D. 1296) Bill "An Act To Require the Secretary of State To Suspend a Person's License in Certain Instances Regardless of whether an Accident Report Has Been Filed"

(H.P. 106) (L.D. 131) Bill "An Act To Secure the Safety of Electrical Power Transmission Lines" (C. "A" H-121)

(H.P. 122) (L.D. 147) Bill "An Act Regarding Consent for Adoption" (C. "A" H-124)

(H.P. 144) (L.D. 184) Bill "An Act To Enhance Transparency in Government by Implementing a Waiting Period for Legislators before They May Register as Lobbyists" (C. "A" H-115)

(H.P. 238) (L.D. 333) Bill "An Act To Repeal the Provision of Law That Requires the Trade Name or Brand of Malt Liquor To Be Displayed in Full Sight of a Customer on a Faucet, Spigot or Dispensing Apparatus" (C. "A" H-120)

(H.P. 271) (L.D. 396) Bill "An Act To Appropriate Sufficient Funds for Indigent Legal Services" (C. "A" H-123)

(H.P. 294) (L.D. 422) Bill "An Act To Implement the Recommendations of the Task Force on Franco-Americans" (C. "A" H-116)

(H.P. 379) (L.D. 560) Bill "An Act To Establish Maine Seniors Day" (C. "A" H-132)

(H.P. 404) (L.D. 585) Bill "An Act To Require the Development of a Statewide Approach to Seaweed Management" (C. "A" H-126)

(H.P. 408) (L.D. 589) Bill "An Act To Strengthen the Law Regarding Texting and Driving" (C. "A" H-112)

(H.P. 424) (L.D. 605) Bill "An Act To Allow a Minor in the Police Explorer Program To Assist with Traffic Control at Civic Events" (C. "A" H-130)

(H.P. 520) (L.D. 769) Bill "An Act To Create Fairness in Political Party Enrollment Deadlines" (C. "A" H-118)

(H.P. 559) (L.D. 808) Bill "An Act To Amend the Laws Concerning Metal Dealers" (C. "A" H-128)

(H.P. 639) (L.D. 915) Bill "An Act To Expand the Sales Tax Exemption for Certain Public Libraries To Include Sales by Those Libraries or Their Supporting Organizations" (C. "A" H-119)

(H.P. 656) (L.D. 932) Bill "An Act To Promote Fishing by Youth" (C. "A" H-117)

(H.P. 845) (L.D. 1201) Bill "An Act To Protect Employees from Abusive Work Environments" (C. "A" H-129)

No objections having been noted at the end of the Second Legislative Day, the Senate Paper was **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.

By unanimous consent, all matters having been acted upon were **ORDERED SENT FORTHWITH** with the exception of matters being held.

**BILLS IN THE SECOND READING**  
**Senate as Amended**

Bill "An Act To Amend the Laws Governing Probation and Remove References to the Intensive Supervision Program of the Department of Corrections"

(S.P. 250) (L.D. 701)  
(C. "A" S-44)

Bill "An Act To Ensure the Proportional Offset against Retirement Benefits of Workers' Compensation Awards"

(S.P. 327) (L.D. 949)  
(S. "A" S-46)

**House as Amended**

Bill "An Act To Exempt the Sale of the United States Flag from the Sales Tax"

(H.P. 693) (L.D. 979)  
(C. "A" H-122)

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

**ENACTORS**  
**Acts**

An Act To Allow a Court To Order a Person Who Violates a Municipal Ordinance To Perform Community Service Work

(H.P. 256) (L.D. 381)  
(C. "A" H-97)

An Act To Include Raising Equines in the Definition of Agriculture for the Purpose of the Maine Workers' Compensation Act of 1992

(S.P. 245) (L.D. 696)  
(C. "A" S-42)

An Act To Improve Death Investigations

(S.P. 309) (L.D. 884)

An Act To Amend Provisions of the Law Pertaining to Motor Vehicles

(S.P. 320) (L.D. 943)  
(C. "A" S-40)

An Act To Make Allocations from Maine Turnpike Authority Funds for the Maine Turnpike Authority for the Calendar Year Ending December 31, 2014

(S.P. 328) (L.D. 983)  
(C. "A" S-39)

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.

**Resolves**

Resolve, To Establish a Working Group To Study Issues Relating to Broadband Infrastructure Deployment

(S.P. 301) (L.D. 876)  
(C. "A" S-41)

Reported by the Committee on **Engrossed Bills** as truly and strictly engrossed, **FINALLY PASSED**, signed by the Speaker and sent to the Senate.

By unanimous consent, all matters having been acted upon were **ORDERED SENT FORTHWITH** with the exception of matters being held.

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.

Expression of Legislative Sentiment Recognizing the Central Aroostook High School Boys Basketball Team, of Mars Hill (SLS 111)

- In Senate, **READ** and **PASSED**.

**TABLED** - March 21, 2013 (Till Later Today) by Representative CLARK of Easton.

**PENDING - PASSAGE.**

On motion of Representative CLARK of Easton, this Expression of Legislative Sentiment and all accompanying papers were **INDEFINITELY POSTPONED** in **NON-CONCURRENCE** and sent for concurrence.

**HOUSE DIVIDED REPORT - Majority (7) Ought Not to Pass - Minority (5) Ought to Pass as Amended by Committee Amendment "A" (H-108) - Committee on INLAND FISHERIES AND WILDLIFE on Bill "An Act Regarding the Driving of Deer" (H.P. 295) (L.D. 423)**

**TABLED** - May 7, 2013 (Till Later Today) by Representative SHAW of Standish.

**PENDING - ACCEPTANCE OF EITHER REPORT.**

Subsequently, on motion of Representative SHAW of Standish, the Majority **Ought Not to Pass** Report was **ACCEPTED** and sent for concurrence.

**COMMUNICATIONS**

The Following Communication: (H.C. 154)

**STATE OF MAINE  
OFFICE OF THE GOVERNOR  
1 STATE HOUSE STATION  
AUGUSTA, MAINE 04333-0001**

May 7, 2013

The 126th Legislature of the State of Maine  
State House  
Augusta, Maine

Dear Honorable Members of the 126th Legislature:

Under the authority vested in me by Article IV, Part Third, Section 2 of the Constitution of the State of Maine, I am hereby vetoing LD 6, "An Act Regarding the Authority of a School Board To Elect a School Superintendent."

State government should not lightly put itself above the decisions of local voters when it comes to their municipal charters. This bill would override the decisions of Maine voters who have intentionally added these requirements in their charters. That is not something I can support and that is why I return this bill to you today.

My concerns are especially strong when it comes to Biddeford, where the voters had this issue directly before them and chose to keep these charter provisions. I have received scores of letters from them encouraging this veto and I am acting today on their behalf. Others have said that Augusta stands to benefit from this bill. However, it is not an emergency and, by the time it would

have taken effect, we would be a few short weeks from an election. Augusta can put this issue squarely on the ballot and make the decision right for them.

For these reasons, I return LD 6 unsigned and vetoed. I strongly urge the Legislature to sustain it.

Sincerely,  
S/Paul R. LePage  
Governor

**READ** and **ORDERED PLACED ON FILE.**

The accompanying item An Act Regarding the Authority of a School Board To Elect a School Superintendent

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

(C. "A" H-31)

On motion of Representative McCABE of Skowhegan, **TABLED** pending **RECONSIDERATION** and later today assigned.

**SENATE PAPERS**

Bill "An Act To Update the Maine Insurance Code To Maintain Conformance with Uniform National Standards"

(S.P. 574) (L.D. 1519)

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

**REFERRED** to the Committee on **INSURANCE AND FINANCIAL SERVICES** in concurrence.

Bill "An Act Concerning Liquor Licensing Laws for Holders of 2 Licenses"

(S.P. 573) (L.D. 1518)

Came from the Senate, **REFERRED** to the Committee on **VETERANS AND LEGAL AFFAIRS** and ordered printed.

**REFERRED** to the Committee on **VETERANS AND LEGAL AFFAIRS** in concurrence.

**CONSENT CALENDAR**

**First Day**

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

(S.P. 194) (L.D. 504) Bill "An Act To Amend the Election Laws and Other Related Laws" Committee on **VETERANS AND LEGAL AFFAIRS** reporting **Ought to Pass**

(S.P. 112) (L.D. 279) Bill "An Act To Sustain Maine's Aviation Industry by Extending the Exemption from Sales and Use Tax for Aircraft and Parts" Committee on **TAXATION** reporting **Ought to Pass as Amended by Committee Amendment "A" (S-55)**

(S.P. 229) (L.D. 639) Bill "An Act To Require Payment Quotes in Service Contracts for the Harvesting and Hauling of Wood" Committee on **AGRICULTURE, CONSERVATION AND FORESTRY** reporting **Ought to Pass as Amended by Committee Amendment "A" (S-50)**

(S.P. 230) (L.D. 640) Bill "An Act Regarding Legal Representation in Certain Eviction Actions" Committee on **JUDICIARY** reporting **Ought to Pass as Amended by Committee Amendment "A" (S-56)**

(S.P. 266) (L.D. 728) Bill "An Act To Amend the Laws Dealing with the Taxing of Extended Warranty Claims for Trucks" Committee on **TAXATION** reporting **Ought to Pass as Amended by Committee Amendment "A" (S-53)**

(S.P. 279) (L.D. 741) Bill "An Act To Promote Fairness in the Sales Tax Exemption for Vehicles Used in Interstate Commerce" Committee on **TAXATION** reporting **Ought to Pass as Amended by Committee Amendment "A" (S-54)**

(S.P. 310) (L.D. 885) Bill "An Act To Remove Obsolete Provisions of the Electric Industry Restructuring Laws" Committee on **ENERGY, UTILITIES AND TECHNOLOGY** reporting **Ought to Pass as Amended by Committee Amendment "A" (S-52)**

(S.P. 326) (L.D. 948) Bill "An Act To Promote the Installation of Masonry Stoves" Committee on **ENERGY, UTILITIES AND TECHNOLOGY** reporting **Ought to Pass as Amended by Committee Amendment "A" (S-51)**

(H.P. 605) (L.D. 854) Bill "An Act To Clarify When a Manufactured Home Becomes Residential Real Property" Committee on **JUDICIARY** reporting **Ought to Pass**

(H.P. 400) (L.D. 581) Bill "An Act To Amend the Laws Governing Service of Process in Eviction Actions" Committee on **JUDICIARY** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-140)**

(H.P. 467) (L.D. 675) Bill "An Act To Amend the Charter of the Veazie Sewer District To Expand Its Boundaries" (EMERGENCY) Committee on **ENERGY, UTILITIES AND TECHNOLOGY** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-138)**

Under suspension of the rules, Second Day Consent Calendar notification was given.

There being no objection, 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** or **PASSED TO BE ENGROSSED as Amended** and sent for concurrence.

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**REPORTS OF COMMITTEE**

**Ought to Pass Pursuant to Joint Order**

Report of the **Joint Standing Committee on Health and Human Services** on Bill "An Act Regarding the Cost of Copies of Medical Records"

(S.P. 561) (L.D. 1500)

Reporting **Ought to Pass** pursuant to Joint Order, S.P. 525.

Came from the Senate with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED**.

Report was **READ** and **ACCEPTED**. The Bill was **READ ONCE**.

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** in concurrence.

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Representative FREDETTE of Newport, moved that the House **RECONSIDER** its action whereby the Majority **Ought Not to Pass** Report was **ACCEPTED** on RESOLUTION, "Proposing an Amendment to the Constitution of Maine To Limit a Governor's Pension to Governors Who Have Served 2 Full Terms "

(S.P. 183) (L.D. 490)

The same Representative **REQUESTED** a roll call on the motion to **RECONSIDER** its action whereby the Majority **Ought Not to Pass** Report was **ACCEPTED**.

Subsequently, on motion of the Representative BERRY of Bowdoinham, **TABLED** pending the motion of Representative FREDETTE of Newport to **RECONSIDER** its action whereby the Majority **Ought Not to Pass** Report was **ACCEPTED** and later today assigned. (Roll Call Requested)

**REPORTS OF COMMITTEE**

**Divided Reports**

Majority Report of the Committee on **EDUCATION AND CULTURAL AFFAIRS** reporting **Ought Not to Pass** on Bill "An Act To Increase Access to Higher Education" (H.P. 676) (L.D. 962)

Signed:

Senators:

MILLETT of Cumberland  
JOHNSON of Lincoln  
LANGLEY of Hancock

Representatives:

DAUGHTRY of Brunswick  
HUBBELL of Bar Harbor  
JOHNSON of Greenville  
KORNFIELD of Bangor  
MAKER of Calais  
McCLELLAN of Raymond  
NELSON of Falmouth  
RANKIN of Hiram

Minority Report of the same Committee reporting **Ought to Pass as Amended by Committee Amendment "A" (H-133)** on same Bill.

Signed:

Representatives:

MacDONALD of Boothbay  
POULIOT of Augusta

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

**READ.**

On motion of Representative MacDONALD of Boothbay, the Majority **Ought Not to Pass** Report was **ACCEPTED** and sent for concurrence.

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Majority Report of the Committee on **TRANSPORTATION** reporting **Ought Not to Pass** on Resolve, Directing the Department of Transportation and the Maine Turnpike Authority To Assess the Effects of Funding and Policy Decisions on the Maine Turnpike and I-295 between Portland and Augusta (H.P. 569) (L.D. 818)

Signed:

Senators:

MAZUREK of Knox  
COLLINS of York  
VALENTINO of York

Representatives:

THERIAULT of Madawaska  
GILLWAY of Searsport  
McLEAN of Gorham  
NUTTING of Oakland  
PARRY of Arundel  
PEOPLES of Westbrook  
POWERS of Naples  
TURNER of Burlington  
VEROW of Brewer

Minority Report of the same Committee reporting **Ought to Pass as Amended by Committee Amendment "A" (H-134)** on same Resolve.

Signed:

Representative:

WERTS of Auburn

**READ.**

On motion of Representative THERIAULT of Madawaska, the Majority **Ought Not to Pass** Report was **ACCEPTED** and sent for concurrence.

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

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On motion of Representative VOLK of Scarborough, the House adjourned at 11:50 a.m., until 10:00 a.m., Thursday, May 9, 2013 in honor and lasting tribute to Kyle St. Clair, of Scarborough.