

MAINE STATE LEGISLATURE

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

Daily Edition

Second Regular Session

beginning January 8, 2014

beginning page H-1301

ONE HUNDRED AND TWENTY-SIXTH LEGISLATURE
SECOND REGULAR SESSION
40th Legislative Day
Thursday, April 10, 2014

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

Prayer by Reverend Walden C. Chandler, First Baptist Church of St. George.

National Anthem by St. James School, Biddeford.

Pledge of Allegiance.

Doctor of the day, Sam Cady, M.D., Yarmouth.

The Journal of yesterday was read and approved.

SENATE PAPERS
Non-Concurrent Matter

Bill "An Act To Expand Consumer Choice for Wine"
(H.P. 1276) (L.D. 1783)

Report "A" (6) **OUGHT TO PASS AS AMENDED** of the Committee on **VETERANS AND LEGAL AFFAIRS** **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-809) AS AMENDED BY HOUSE AMENDMENT "A" (H-813)** thereto in the House on April 7, 2014.

Came from the Senate with Report "B" (6) **OUGHT NOT TO PASS** of the Committee on **VETERANS AND LEGAL AFFAIRS** **READ** and **ACCEPTED** in **NON-CONCURRENCE**.

On motion of Representative BERRY of Bowdoinham, **TABLED** pending **FURTHER CONSIDERATION** and later today assigned.

COMMUNICATIONS

The Following Communication: (S.C. 905)

MAINE SENATE
126TH LEGISLATURE
OFFICE OF THE SECRETARY

April 9, 2014

Honorable Mark W. Eves

Speaker of the House

2 State House Station

Augusta, Maine 04333

Dear Speaker Eves:

In accordance with 3 M.R.S.A. §158 and Joint Rule 506 of the 126th Maine Legislature, please be advised that the Senate today confirmed the following nominations:

Upon the recommendation of the Committee on Appropriations and Financial Affairs, the nomination of Richard T. Metivier of Lewiston for reappointment to the Maine Public Employees Retirement System, Board of Trustees.

Upon the recommendation of the Committee on Judiciary, the nomination of Barbara L. Raimondi of Auburn for appointment as a District Court Judge.

Upon the recommendation of the Committee on Labor, Commerce, Research and Economic Development, the nomination of John C. Marsh, Jr. of Bath for appointment to the Maine State Housing Authority.

Best Regards,

S/Darek M. Grant

Secretary of the Senate

READ and **ORDERED PLACED ON FILE**.

The Following Communication: (S.C. 906)

MAINE SENATE
126TH LEGISLATURE
OFFICE OF THE SECRETARY

April 9, 2014

Honorable Millicent M. MacFarland

Clerk of the House

2 State House Station

Augusta, Maine 04333

Dear Clerk MacFarland:

Please be advised the Senate today insisted to its previous action whereby it Passed to be Engrossed as Amended, Bill "An Act To Increase Integrity in the Temporary Assistance for Needy Families Program through Restriction of Expenditures" (H.P. 1312) (L.D. 1822), in non-concurrence.

Best Regards,

S/Darek M. Grant

Secretary of the Senate

READ and **ORDERED PLACED ON FILE**.

PETITIONS, BILLS AND RESOLVES REQUIRING
REFERENCE

Bill "An Act To Expand Services to Persons Who Are Disabled or Elderly on Wait Lists by Reducing Revenue Sharing" (H.P. 1344) (L.D. 1857)

Sponsored by Representative AYOTTE of Caswell.
(GOVERNOR'S BILL)

Committee on **APPROPRIATIONS AND FINANCIAL AFFAIRS** suggested and ordered printed.

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

Sent for concurrence.

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

ORDERS

On motion of Representative FARNSWORTH of Portland, the following Joint Resolution: (H.P. 1345) (Cosponsored by Representatives: AYOTTE of Caswell, BEAR of the Houlton Band of Maliseet Indians, BEAUDOIN of Biddeford, BEAULIEU of Auburn, BEAVERS of South Berwick, BECK of Waterville, BENNETT of Kennebunk, BERRY of Bowdoinham, BLACK of Wilton, BOLAND of Sanford, BOLDUC of Auburn, BRIGGS of Mexico, BROOKS of Winterport, CAMPBELL of Newfield, CAMPBELL of Orrington, CAREY of Lewiston, CASAVANT of Biddeford, CASSIDY of Lubec, CHAPMAN of Brooksville, CHASE of Wells, CHENETTE of Saco, CHIPMAN of Portland, CLARK of Easton, COOPER of Yarmouth, COTTA of China, CRAFTS of Lisbon, CRAY of Palmyra, CROCKETT of Bethel, DAUGHTRY of Brunswick, DAVIS of Sangerville, DeCHANT of Bath, DEVIN of Newcastle, DICKERSON of Rockland, DILL of Old Town, DION of Portland, DOAK of Columbia Falls, DORNEY of Norridgewock, DUNPHY of Embden, DUPREY of Hampden, ESPLING of New Gloucester, EVANGELOS of Friendship, Speaker EVES of North Berwick, FITZPATRICK of Houlton, FOWLE of Vassalboro, FREDETTE of Newport, FREY of Bangor, GATTINE of Westbrook, GIDEON of Freeport, GIFFORD of Lincoln, GILBERT of Jay, GILLWAY of Searsport, GOODE of Bangor, GRAHAM of North Yarmouth, GRANT of Gardiner, GUERIN of Glenburn, HAMANN of South Portland, HARLOW of Portland, HARVELL of Farmington, HAYES of Buckfield,

HERBIG of Belfast, HICKMAN of Winthrop, HOBBS of Saco, HUBBELL of Bar Harbor, JACKSON of Oxford, JOHNSON of Eddington, JOHNSON of Greenville, JONES of Freedom, JORGENSEN of Portland, KAENRATH of South Portland, KENT of Woolwich, KESCHL of Belgrade, KINNEY of Limington, KNIGHT of Livermore Falls, KORNFIELD of Bangor, KRUGER of Thomaston, KUMIEGA of Deer Isle, KUSIAK of Fairfield, LAJOIE of Lewiston, LIBBY of Waterboro, LIBBY of Lewiston, LOCKMAN of Amherst, LONG of Sherman, LONGSTAFF of Waterville, LUCHINI of Ellsworth, MacDONALD of Old Orchard Beach, MacDONALD of Boothbay, MAKER of Calais, MALABY of Hancock, MAREAN of Hollis, MARKS of Pittston, MASON of Topsham, MASTRACCIO of Sanford, McCABE of Skowhegan, McCLELLAN of Raymond, McELWEE of Caribou, McGOWAN of York, McLEAN of Gorham, MITCHELL of the Penobscot Nation, MONAGHAN-DERRIG of Cape Elizabeth, MOONEN of Portland, MORIARTY of Cumberland, MORRISON of South Portland, NADEAU of Fort Kent, NADEAU of Winslow, NELSON of Falmouth, NEWENDYKE of Litchfield, NOON of Sanford, NUTTING of Oakland, PARRY of Arundel, PEASE of Morrill, PEAVER HASKELL of Milford, PEOPLES of Westbrook, PETERSON of Rumford, PLANTE of Berwick, POULIOT of Augusta, POWERS of Naples, PRIEST of Brunswick, PRINGLE of Windham, RANKIN of Hiram, REED of Carmel, ROCHELO of Biddeford, ROTUNDO of Lewiston, RUSSELL of Portland, RYKERSON of Kittery, SANBORN of Gorham, SANDERSON of Chelsea, SAUCIER of Presque Isle, SAXTON of Harpswell, SCHNECK of Bangor, SHAW of Standish, SHORT of Pittsfield, SIROCKI of Scarborough, SOCTOMAH of the Passamaquoddy Tribe, STANLEY of Medway, STUCKEY of Portland, THERIAULT of Madawaska, TIMBERLAKE of Turner, TIPPING-SPITZ of Orono, TREAT of Hallowell, TURNER of Burlington, TYLER of Windham, VEROW of Brewer, VILLA of Harrison, VOLK of Scarborough, WALLACE of Dexter, WEAVER of York, WELSH of Rockport, WERTS of Auburn, WILLETTE of Mapleton, WILSON of Augusta, WINCHENBACH of Waldoboro, WINSOR of Norway, WOOD of Sabattus, Senators: President ALFOND of Cumberland, BOYLE of Cumberland, BURNS of Washington, CAIN of Penobscot, CLEVELAND of Androscoggin, COLLINS of York, CRAVEN of Androscoggin, CUSHING of Penobscot, DUTREMBLE of York, FLOOD of Kennebec, GERZOFISKY of Cumberland, GRATWICK of Penobscot, HAMPER of Oxford, HASKELL of Cumberland, HILL of York, JACKSON of Aroostook, JOHNSON of Lincoln, KATZ of Kennebec, LACHOWICZ of Kennebec, LANGLEY of Hancock, MASON of Androscoggin, MAZUREK of Knox, MILLETT of Cumberland, PATRICK of Oxford, PLUMMER of Cumberland, SAVIELLO of Franklin, SHERMAN of Aroostook, THIBODEAU of Waldo, THOMAS of Somerset, TUTTLE of York, VALENTINO of York, VITELLI of Sagadahoc, WHITEMORE of Somerset, WOODBURY of Cumberland, YOUNGBLOOD of Penobscot)

**JOINT RESOLUTION RECOGNIZING APRIL 2014
AS AUTISM AWARENESS MONTH**

WHEREAS, autism is a spectrum disorder, which means no 2 people with autism are affected the same way, and it is a complex developmental disability that usually appears during the first 3 years of life and results in a neurological disorder that affects the functioning of the brain and social interaction and communication skills; and

WHEREAS, one in 68 children is diagnosed with this spectrum disorder, and prevalence has increased 30% since the United States Centers for Disease Control and Prevention's study in 2008; and

WHEREAS, autism knows no racial, ethnic or social boundaries and neither income nor lifestyle or education affects

its occurrence, and it is estimated that 1,500,000 people live with autism spectrum disorder in the United States; and

WHEREAS, autism costs the United States \$90,000,000,000 in annual health care costs, 90% of which are in adult services, and these costs are estimated to increase in the next 10 years to between \$200,000,000,000 and \$400,000,000,000; and

WHEREAS, a single specific cause of autism is not known, but current research links it to biological or neurological differences in the brain, and outdated theories and myths, such as autism being a mental illness, have been proven to be false; and

WHEREAS, with support, people with autism can live full lives and make meaningful contributions to society; now, therefore, be it

RESOLVED: That We, the Members of the One Hundred and Twenty-sixth Legislature now assembled in the Second Regular Session, on behalf of the people we represent, pause in our deliberations to acknowledge that the month of April 2014 is Autism Awareness Month and to pledge our support and encouragement to all those affected by autism; and be it further

RESOLVED: That suitable copies of this resolution, duly authenticated by the Secretary of State, be transmitted to the Autism Society of Maine as a token of our respect and support.

READ.

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

Representative **FARNSWORTH**: Thank you, Mr. Speaker. The Autism logo is a puzzle and for a very good reason. Because even though we have better diagnostic techniques, better treatment and better research we're still very unsure as to exactly what the cause is. Except that we are, I think, on the edge of finding out that there are multiple causes of this particular disorder. The Autism Spectrum Disorder, or ASD as it is sort of used in the vernacular of the field, gives a full range of conditions all the way from individuals with severe intellectual disabilities with significant behavior problems and many times some neurological issues as well. All the way up to Asperger's Syndrome, which involves perhaps extraordinary intelligence, very capable skills in certain specific areas, but some significant social and emotional issues that make full integration into society and into the community a real challenge. There is no cure. This is a lifelong condition, so it is not like we can sort of give somebody a pill and it makes it all better. There are, however, much better treatment options that we have had in the past. First of all, there is no "one size fits all" model. Treatment must be individualized. Early intervention with home is essential and starting as early as we have a diagnosis. And that can be as early as eight, nine to ten months. So, we're looking at being able to start much earlier. We're also concerned about parent involvement because this is critical because it is the parents who have responsibility with working with that child the vast number of hours of the day. Quality childhood education with skilled professionals is also extremely important in terms of helping children to get ready for the next step, which of course would be public education. And the team approach including professionals and family is extremely important so that we have individualized programming that is based upon the best input from the professional and family team. We get pretty good results nowadays. Anywhere from 45 percent to 50 percent of children that have gone through the early childhood education program are able to enter public schools with little or no special education support. However, there is the other half which will require some additional support and work. We also find that there is reduced lifetime impact of this disorder as a result of these early interventions. We have increased employment opportunities and

productivity as individuals grow older and we also find that integration into a society that understands and accepts this particular disorder is extremely important. So, all I can say is that we have made progress but the puzzle is not fully put together and it will continue to be a challenge to us to figure out the best ways to help these individuals to become a part of our productive society. Thank you very much.

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

SPECIAL SENTIMENT CALENDAR

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

Recognizing:

Zach Gilpin, of Hampden, who has been named Maine's Gatorade Boys Basketball Player of the Year. Zach is the first Hampden Academy basketball player to win this accolade. He was a finalist for the State's Mr. Basketball award in 2014, is a two-time Eastern Maine Class A Basketball Tournament most valuable player and is a two-time Kennebec Valley Athletic Conference Class A player of the year. In addition to athletic performance, the Gatorade award recognizes academic achievement and overall character on and off the court. Zach has maintained a 3.37 grade point average and has volunteered his time as a youth basketball instructor and on behalf of Coats for Kids and Hoops for Hope. We extend our congratulations and best wishes to Zach on his achievement;

(HLS 875)

Presented by Representative DUPREY of Hampden.
Cosponsored by Senator CUSHING of Penobscot.

On **OBJECTION** of Representative DUPREY of Hampden, was **REMOVED** from the Special Sentiment Calendar.

READ.

The **SPEAKER**: The Chair recognizes the Representative from Hampden, Representative Duprey.

Representative **DUPREY**: Thank you, Mr. Speaker. Mr. Speaker, Men and Women of the House. Today we are honoring a great player and a great team from the best high school in Maine. Zach Gilpin has had a great basketball career at Hampden Academy. This year he is recognized for scoring over 1,000 career points. He is a two-time Eastern Maine Class A Tournament Most Valuable Player, two-time Kennebec Valley Athletic Conference Class A Player of the Year, a finalist for the State's Mr. Basketball award and lead the Hampden Academy Broncos to the 2013 State Championship during his junior year. Zach was recently selected as the State's Gatorade Boy's Basketball Player of the Year. Zach, you have overcome personal tragedy in your life and have been an example for all high school students to follow. I know your dad is smiling down on you for the man that you've become. I would also like to recognize the 2014 Eastern Maine Varsity Class A Basketball champions, the Hampden Academy Broncos. Under Coach Russ Bartlett's leadership, Managers Drew Kelso and Max Moore, the team amassed an impressive 43 game winning streak, not losing a regular season game in the last two years. I congratulate you on a great season and thank you for making our community proud.

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

Recognizing:

the naming of barracks at Fort Benning, Georgia in honor of the memory of First Sergeant Malcolm C. Dulac, of Dexter, 45

years after he gave his life in service to his Nation. First Sergeant Dulac was born in Dexter in 1931 and joined the United States Army just before his 17th birthday. He served with distinction during the Korean War and was engaged in fierce fighting near Hoeman, Korea in 1950. He was awarded the Bronze Star Medal with Valor. In 1967, First Sergeant Dulac deployed to Vietnam with Company A, 1st Battalion (Mech), 50th Infantry. He was mortally wounded attempting to rescue other wounded soldiers on May 5, 1968. First Sergeant Dulac's actions were in keeping with the highest military traditions. During his almost 20-year career in the United States Army, he received 19 awards and medals. Forty-five years after his ultimate sacrifice for his country, the new Alpha Company Barracks at Fort Benning, Georgia was named Dulac Barracks in his honor. We take this opportunity to reflect on the courageous life of First Sergeant Malcolm C. Dulac and we celebrate the naming of Dulac Barracks in his honor;

(HLS 878)

Presented by Representative WALLACE of Dexter.

Cosponsored by President ALFOND of Cumberland, Representative AYOTTE of Caswell, Representative BEAR of the Houlton Band of Maliseet Indians, Representative BEAUDOIN of Biddeford, Representative BEAULIEU of Auburn, Representative BEAVERS of South Berwick, Representative BECK of Waterville, Representative BENNETT of Kennebunk, Representative BERRY of Bowdoinham, Representative BLACK of Wilton, Representative BOLAND of Sanford, Representative BOLDUC of Auburn, Representative BRIGGS of Mexico, Representative BROOKS of Winterport, Representative CAMPBELL of Newfield, Representative CAMPBELL of Orrington, Representative CAREY of Lewiston, Representative CASAVANT of Biddeford, Representative CASSIDY of Lubec, Representative CHAPMAN of Brooksville, Representative CHASE of Wells, Representative CHENETTE of Saco, Representative CHIPMAN of Portland, Representative CLARK of Easton, Representative COOPER of Yarmouth, Representative COTTA of China, Representative CRAFTS of Lisbon, Representative CRAY of Palmyra, Representative CROCKETT of Bethel, Representative DAUGHTRY of Brunswick, Representative DAVIS of Sangerville, Representative DeCHANT of Bath, Representative DEVIN of Newcastle, Representative DICKERSON of Rockland, Representative DILL of Old Town, Representative DION of Portland, Representative DOAK of Columbia Falls, Representative DORNEY of Norridgewock, Representative DUNPHY of Embden, Representative DUPREY of Hampden, Representative ESPLING of New Gloucester, Representative EVANGELOS of Friendship, Speaker EVES of North Berwick, Representative FARNSWORTH of Portland, Representative FITZPATRICK of Houlton, Representative FOWLE of Vassalboro, Representative FREDETTE of Newport, Representative FREY of Bangor, Representative GATTINE of Westbrook, Representative GIDEON of Freeport, Representative GIFFORD of Lincoln, Representative GILBERT of Jay, Representative GILLWAY of Searsport, Representative GOODE of Bangor, Representative GRAHAM of North Yarmouth, Representative GRANT of Gardiner, Representative GUERIN of Glenburn, Representative HAMANN of South Portland, Representative HARLOW of Portland, Representative HARVELL of Farmington, Representative HAYES of Buckfield, Representative HERBIG of Belfast, Representative HICKMAN of Winthrop, Representative HOBBS of Saco, Representative HUBBELL of Bar Harbor, Representative JACKSON of Oxford, Representative JOHNSON of Eddington, Representative JOHNSON of Greenville, Representative JONES of Freedom, Representative JORGENSEN of Portland, Representative

KAENRATH of South Portland, Representative KENT of Woolwich, Representative KESCHL of Belgrade, Representative KINNEY of Limington, Representative KNIGHT of Livermore Falls, Representative KORNFIELD of Bangor, Representative KRUGER of Thomaston, Representative KUMIEGA of Deer Isle, Representative KUSIAK of Fairfield, Representative LAJOIE of Lewiston, Representative LIBBY of Waterboro, Representative LIBBY of Lewiston, Representative LOCKMAN of Amherst, Representative LONG of Sherman, Representative LONGSTAFF of Waterville, Representative LUCHINI of Ellsworth, Representative MacDONALD of Old Orchard Beach, Representative MacDONALD of Boothbay, Representative MAKER of Calais, Representative MALABY of Hancock, Representative MAREAN of Hollis, Representative MARKS of Pittston, Representative MASON of Topsham, Representative MASTRACCIO of Sanford, Representative McCABE of Skowhegan, Representative McCLELLAN of Raymond, Representative McELWEE of Caribou, Representative McGOWAN of York, Representative McLEAN of Gorham, Representative MITCHELL of the Penobscot Nation, Representative MONAGHAN-DERRIG of Cape Elizabeth, Representative MOONEN of Portland, Representative MORIARTY of Cumberland, Representative MORRISON of South Portland, Representative NADEAU of Fort Kent, Representative NADEAU of Winslow, Representative NELSON of Falmouth, Representative NEWENDYKE of Litchfield, Representative NOON of Sanford, Representative NUTTING of Oakland, Representative PARRY of Arundel, Representative PEASE of Morrill, Representative PEAVER HASKELL of Milford, Representative PEOPLES of Westbrook, Representative PETERSON of Rumford, Representative PLANTE of Berwick, Representative POULIOT of Augusta, Representative POWERS of Naples, Representative PRIEST of Brunswick, Representative PRINGLE of Windham, Representative RANKIN of Hiram, Representative REED of Carmel, Representative ROCHELO of Biddeford, Representative ROTUNDO of Lewiston, Representative RUSSELL of Portland, Representative RYKERSON of Kittery, Representative SANBORN of Gorham, Representative SANDERSON of Chelsea, Representative SAUCIER of Presque Isle, Representative SAXTON of Harpswell, Representative SCHNECK of Bangor, Representative SHAW of Standish, Representative SHORT of Pittsfield, Representative SIROCKI of Scarborough, Representative SOCTOMAH of the Passamaquoddy Tribe, Representative STANLEY of Medway, Representative STUCKEY of Portland, Representative THERIAULT of Madawaska, Representative TIMBERLAKE of Turner, Representative TIPPING-SPITZ of Orono, Representative TREAT of Hallowell, Representative TURNER of Burlington, Representative TYLER of Windham, Representative VEROW of Brewer, Representative VILLA of Harrison, Representative VOLK of Scarborough, Representative WEAVER of York, Representative WELSH of Rockport, Representative WERTS of Auburn, Representative WILLETTE of Mapleton, Representative WILSON of Augusta, Representative WINCHENBACH of Waldoboro, Representative WINSOR of Norway, Representative WOOD of Sabattus, Senator BOYLE of Cumberland, Senator BURNS of Washington, Senator CAIN of Penobscot, Senator CLEVELAND of Androscoggin, Senator COLLINS of York, Senator CRAVEN of Androscoggin, Senator CUSHING of Penobscot, Senator DUTREMBLE of York, Senator FLOOD of Kennebec, Senator GERZOFISKY of Cumberland, Senator GRATWICK of Penobscot, Senator HAMPER of Oxford, Senator HASKELL of Cumberland, Senator HILL of York, Senator JACKSON of Aroostook, Senator JOHNSON of Lincoln, Senator KATZ of Kennebec, Senator LACHOWICZ of Kennebec,

Senator LANGLEY of Hancock, Senator MASON of Androscoggin, Senator MAZUREK of Knox, Senator MILLETT of Cumberland, Senator PATRICK of Oxford, Senator PLUMMER of Cumberland, Senator SAVIELLO of Franklin, Senator SHERMAN of Aroostook, Senator THIBODEAU of Waldo, Senator THOMAS of Somerset, Senator TUTTLE of York, Senator VALENTINO of York, Senator VITELLI of Sagadahoc, Senator WHITEMORE of Somerset, Senator WOODBURY of Cumberland, Senator YOUNGBLOOD of Penobscot.

On **OBJECTION** of Representative WALLACE of Dexter, was **REMOVED** from the Special Sentiment Calendar.

READ.

The **SPEAKER**: The Chair recognizes the Representative from Dexter, Representative Wallace.

Representative **WALLACE**: Thank you, Mr. Speaker, Ladies and Gentlemen of the House, I stand here today and it's a great honor for me to do this. This gentleman is what I consider a true hero. He not only died serving the United States Government, he died serving his family. I don't mean his family in Dexter, I mean his military family. This gentleman started his service career at age 16. He served in Korea where he received numerous awards. He served in Germany. He served in Japan. And to my surprise, he was in Fort Hood in 1967. That's when I was down there taking training. And he was, what he was, was the training NCO. So it's very possible I ran into this man and I didn't know it. But in '67, when I came home from Vietnam he was just going over. And just a few days before he was rotating out of the country to come home, his company was being sent back out into the field on a search destroy mission. And not letting them go out without him, he volunteered to go back to the field as a medic, which he was, and to be with them in the field. This is a search and destroy mission. They were told there was no problem; there was nobody in the area. They went out. It got to noontime and they stopped for dinner. They were overrun by a full regiment of North Vietnamese soldiers. The APC that he was in, the armored personnel carrier, was struck by a rocket propelled grenade and caught fire. He went back into that APC three times to retrieve his injured comrades. The fourth time he went back in, the APC blew up and he was burned. As far as I'm concerned, this man is what I consider a true American hero. He's now buried in Dexter, Maine. And, after 45 years, I think it's time to award him the rewards that he deserves. Thank you very much.

The **SPEAKER**: The Chair recognizes the Representative from Sangerville, Representative Davis.

Representative **DAVIS**: Thank you very much, Mr. Speaker. Mr. Speaker, I did not know Sergeant Dulac. He joined the service the same year I was born. We both, however, grew up in Dexter and I can tell you, Mr. Speaker, that he is from a long line of proud sons of the town of Dexter, which includes two Medal of Honor winners as well as the awards that Sergeant Dulac got. His commitment to the United States and his selfless service to the defense to our nation is worthy of emulation by all members. And I'm glad, Mr. Speaker, that his memory will live on, not only at Fort Benning, but also in Maine and in the hearts of those who knew him and also know of his legacy. Thank you.

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

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

UNFINISHED BUSINESS

The following matter, 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 50th anniversary of the Gorham Police Department

(HLS 817)

TABLED - April 1, 2014 (Till Later Today) by Representative McLEAN of Gorham.

PENDING - PASSAGE.

The SPEAKER: The Chair recognizes the Representative from Gorham, Representative Sanborn.

Representative **SANBORN**: Thank you, Mr. Speaker. Men and Women of the House, 50 years ago, last month, the people of Gorham created a full-time police department to replace a part-time constable service. Times have changed dramatically since then. The department has grown from one employee, the Police Chief, to 23 sworn officers and 2 staff. Gorham patrol officers cover more than 150 miles of roads and highways, address domestic violence, substance abuse, mental health issues, work as school resource officers with caseloads that includes bullying and substance abuse prevention, and recently even dealt with human trafficking. Gorham receives 17,000 calls for service a year with increasing demands put on the department. I am most proud of the department's TRIAD Program that, in conjunction with Westbrook's department, helps to make sure that some of our most feeble elderly are safe and sound and protected from various forms of scams and abuse. On a personal note, I was particularly pleased to see our Police Chief Ron Shepard's recent letter to the editor in the *Portland Press Herald* testifying to the value of the Maine Families Home Visiting Program, a program I have long advocated for as a vital tool in the prevention of child abuse. Thank you Gorham Police Department for your great service to our community, making Gorham one of the best places in the State of Maine to raise our families, grow and prosper.

The SPEAKER: The Chair recognizes the Representative from Gorham, Representative McLean.

Representative **McLEAN**: Thank you, Mr. Speaker. Mr. Speaker, Men and Women of the House, I concur with the sentiments from Representative Sanborn and as a son and brother of a firefighter, I have nothing but the most deep and abiding respect for our first responders, our police, our firefighters and our paramedics. I know how important and dangerous their job is and what a difference that they make in our community. In 1964, Gorham was a much smaller community. Today we have over 16,000 residents, one of the largest communities in this state. Keeping a community this safe is not an easy task. The Gorham Police Department annually responds to over 17,000 calls for service while fulfilling their responsibility providing safety and security to the Gorham community. And on the occasion of the 50th year of a full-time police force in Gorham, we recognize the leadership, integrity and professionalism of our Gorham Police Department. I thank them for keeping our community safe for the last 50 years and providing the continued leadership for keeping our community safe for the next 50 years. Thank you.

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

Report of the Committee on **APPROPRIATIONS AND FINANCIAL AFFAIRS** on Bill "An Act To Establish the High-efficiency Biomass Pellet Boiler Rebate Program and the Home Heating Conversion Fund"

(S.P. 542) (L.D. 1468)

Reporting that it be **REFERRED** to the Committee on **ENERGY, UTILITIES AND TECHNOLOGY**.

Came from the Senate with the Report **READ** and **REJECTED** and the Bill **Passed to be Engrossed as Amended by Senate Amendment "B" (S-510)**.

Report was **READ** and **REJECTED**.

The Bill was **READ ONCE**. **Senate Amendment "B" (S-510)** was **READ** by the Clerk and **ADOPTED**.

Under suspension of the rules the Bill was given its **SECOND READING WITHOUT REFERENCE** to the Committee on **Bills in the Second Reading**.

Under further suspension of the rules the Bill was **PASSED TO BE ENGROSSED as Amended by Senate Amendment "B" (S-510)** in concurrence.

Divided Report

Majority Report of the Committee on **EDUCATION AND CULTURAL AFFAIRS** reporting **Ought to Pass** on Bill "An Act To Establish a Moratorium on the Approval and Operation of Virtual Public Charter Schools" (EMERGENCY)

(S.P. 340) (L.D. 995)

Signed:

Senators:

MILLETT of Cumberland

JOHNSON of Lincoln

Representatives:

MacDONALD of Boothbay

DAUGHTRY of Brunswick

HUBBELL of Bar Harbor

KORNFELD of Bangor

NELSON of Falmouth

RANKIN of Hiram

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

Signed:

Senator:

LANGLEY of Hancock

Representatives:

JOHNSON of Greenville

MAKER of Calais

McCLELLAN of Raymond

POULIOT of Augusta

Came from the Senate with the Majority **OUGHT TO PASS** Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY SENATE AMENDMENT "B" (S-514)**.

READ.

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

REPORTS OF COMMITTEE
Change of Committee

**ENACTORS
Acts**

An Act To Improve Business Certainty for Providers of Quality Child Care

(H.P. 1152) (L.D. 1581)
(H. "A" H-816 to C. "A" H-656)

An Act To Implement the Recommendations of the Commission To Study Transparency, Costs and Accountability of Health Care System Financing

(S.P. 698) (L.D. 1760)
(C. "A" S-503)

An Act To Appropriate and Allocate Funds To Strengthen the State's Efforts To Investigate, Prosecute and Punish Persons Committing Drug Crimes

(S.P. 725) (L.D. 1811)
(C. "A" S-498)

An Act To Require the Department of Health and Human Services To Report Annually on Investigations and Prosecutions of False Claims Made under the MaineCare, Temporary Assistance for Needy Families and Food Supplement Programs

(H.P. 1317) (L.D. 1829)
(C. "A" H-786; H. "A" H-818)

An Act To Clarify Outcome-based Forestry

(S.P. 746) (L.D. 1847)
(C. "A" S-502)

An Act To Amend the Process Regarding the Transfer of Students between School Administrative Units

(H.P. 1336) (L.D. 1852)
(C. "A" H-815)

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 the Commission To Study Business Format Franchising

(H.P. 1043) (L.D. 1458)
(C. "A" H-669)

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**.

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 as Amended by Committee Amendment "A" (H-814)** - Committee on **TRANSPORTATION** on Bill "An Act To Allow Signs for Areas of Local, Regional and Statewide Interest on the Interstate System"

(H.P. 1320) (L.D. 1831)

TABLED - April 8, 2014 (Till Later Today) by Representative WILLETTE of Mapleton.

PENDING - **ACCEPTANCE OF COMMITTEE REPORT**.

Subsequently, the Unanimous Committee Report was **ACCEPTED**.

The Bill was **READ ONCE**. **Committee Amendment "A" (H-814)** was **READ** by the Clerk.

Representative HICKMAN of Winthrop **PRESENTED House Amendment "A" (H-823)** to **Committee Amendment "A" (H-814)**, which was **READ** by the Clerk.

The SPEAKER: The Chair recognizes the Representative from Winthrop, Representative Hickman.

Representative HICKMAN: Mr. Speaker, Women and Men of the House. I have never put in a floor amendment because I honor the work of our committees. In this case, the Joint Standing Committee on Transportation came up with a unanimous vote on this bill and I congratulate all of them for their hard work. That said, I ask you to consider a minor amendment to this bill which I do not believe would cause the Feds to cut our transportation funding if it becomes part of the law.

In 2014, the Theater at Monmouth will celebrate its 45th year as the Capital region's only professional theater. In this year it will also see the only signage on I-95 directing people to Monmouth removed from the Turnpike. The theater was founded in 1970 and in 1975 the Legislature designated the Theater at Monmouth as the Shakespearian Theater of Maine. This was not a request made by founding Artistic Director, Dick Sewall, but one offered as a gift by the legislature. Today, we are asking that the Legislature, again, bestow a gift, in honor of our 45 years of serving the people of Maine by amending pending legislation to permit Monmouth to keep its current Turnpike directional signage as well as the continuity signage already in place.

The most striking architectural feature in Kennebec County is without question the Harry Cochrane designed, Cumston Hall. To the chance passerby it comes as a startling surprise, towering dramatically over Main Street Monmouth. Its exquisite stained glass windows and asymmetrical design capture the imagination. Theatre enthusiasts from all over New England know the hall as the home to Theater at Monmouth. In 2013, *Yankee Magazine* named it and Cumston Hall the Best Theatre in Maine. But for Monmouth's residents, regular visitors and longtime friends, Cumston Hall is more than a remarkable building or intimate theatre. It represents the heart and center of the Town of Monmouth.

Listed on the National Register of Historic Buildings since 1976, Cumston Hall is a valued architectural gem. While Dr. Charles Cumston donated the funds for the building to the Town of Monmouth in 1899, it has always been a gift shared with the community at large. Well ahead of its time in amenities, the building boasted indoor plumbing and, at Dr. Cumston's insistence, was lighted by electricity, the first building in Monmouth with this convenience. Since 1899, Mainers have travelled from all corners of the state to Monmouth to listen to music, attend lectures and watch great works of theatre performed on the stage.

The 250 seat opera hall features elaborate carvings and a fresco mural ceiling. More than 1,000 stained glass windows and in addition to being the home of Theater at Monmouth, Cumston Hall houses the Public Library and serves as the performance space for Monmouth Academy Drama, Monmouth Community Players, Friends of Cumston Hall and the Monmouth school system.

The mission of Theater at Monmouth is to present innovative approaches to Shakespeare and other classic plays through professional productions that enrich the lives of people throughout the State of Maine. In its 44 previous seasons, Theater at Monmouth has presented more than 400 productions in its three-month Summer Repertory Season, including 26 world premieres, entertaining audiences from 36 states throughout education tours in the fall and spring, annually reaching more

than 15,000 Maine students in all of Maine's 16 counties. Theater at Monmouth is the oldest continuously producing professional theatre in Maine and one of the oldest in the entire country, located in one of the nation's smallest communities to host a professional theatre. In 1970, Theater at Monmouth became the first professional repertory theatre north of Boston. Monmouth with its population of 4,100 is within an hour's drive of more than 60 percent of Maine's population. Audiences travel an average of 40 miles to attend the Theater's productions. Audiences of more than 10,000 attend Theater at Monmouth productions at Cumston Hall every year.

In 2008, the volunteer Board of Trustees, on which I currently sit, amended the articles of incorporation to address the economic development needs of the region and to serve as an engine of growth and development. The Theater's Grange, which includes a dining hall, rehearsal hall, and storage, was recently renovated with grants from Rural Development and Economic Development programs. The Grange also serves as the Emergency Shelter for the region as well as providing ADA compliant space for community meetings and events. With the change in executive leadership in October 2011, an Education Task Force was convened to conduct needs assessment and develop a plan to increase arts learning and arts education experiences throughout the region.

The Theater meets the criteria established by the Legislature's Transportation Committee with the exception of the distance from the exit. The town line is more than five miles from Exit 86 on I-95. Monmouth has a year-round population of 4,100 and a seasonal population of more than 6,000. Monmouth maintains a public beach and boat launch access with parking for 40 vehicles. Continuity signage was put in place when the directional signage was placed upon the opening of Exit 86 in Sabattus. The Transportation Committee's amended legislation makes provisions for colleges and universities, but fails to take into account smaller nonprofits and businesses in recreational areas, like the Winthrop Lakes Region, of which Monmouth is a part. As a member of the Board, it is our hope, then, that the House will consider increasing the distance from the exit to the recreational area to 15 miles and decrease public parking from 100 spaces to 40, a consideration addressed in another amendment by Senator Flood, to permit the directional and continuity signage on Exit 86 to remain as is.

Mr. Speaker, since Theater at Monmouth is most unique, I see no other theater coming forward to request a similar sign anywhere in the state. Once again, with all due respect to the work of the Joint Standing Committee on Transportation, I humbly ask for your support of this amendment. Thank you, Mr. Speaker.

Representative McCABE of Skowhegan moved that **House Amendment "A" (H-823) to Committee Amendment "A" (H-814) be INDEFINITELY POSTPONED.**

Representative FREDETTE of Newport **REQUESTED** a roll call on the motion to **INDEFINITELY POSTPONE House Amendment "A" (H-823) to Committee Amendment "A" (H-814).**

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 Portland, Representative Harlow.

Representative **HARLOW:** Thank you, Mr. Speaker. Mr. Speaker, Ladies and Gentlemen of the House, I feel compelled to speak in support of this amendment. My sister, who lives in New York City, New Jersey, currently finishing her master's degree, spent a winter at the Monmouth Theater and it was a very valuable experience. She went around the State to different high

schools and I think that we would want to promote this program. I am in support of this amendment. Thank you, Mr. Speaker.

The **SPEAKER:** A roll call has been ordered. The pending question before the House is Indefinite Postponement of House Amendment "A" (H-823) to Committee Amendment "A" (H-814). All those in favor will vote yes, those opposed will vote no.

ROLL CALL NO. 687

YEA - Ayotte, Beaudoin, Beaulieu, Beavers, Beck, Bennett, Berry, Black, Boland, Bolduc, Briggs, Campbell J, Campbell R, Casavant, Cassidy, Chase, Clark, Cooper, Cotta, Cray, Crockett, Daughtry, DeChant, Doak, Dorney, Dunphy, Duprey, Evangelos, Farnsworth, Fowle, Fredette, Gattine, Gideon, Gilbert, Gillway, Graham, Grant, Hamann, Harvell, Herbig, Hubbell, Jackson, Johnson P, Jones, Jorgensen, Kent, Kinney, Knight, Kornfield, Kruger, Kumiega, Kusiak, Lajoie, Libby A, Libby N, Lockman, Long, Longstaff, Luchini, MacDonald W, Malaby, Marean, Marks, Mason, Mastraccio, McCabe, McElwee, McGowan, McLean, Monaghan-Derrig, Moonen, Moriarty, Morrison, Nadeau C, Nelson, Nutting, Parry, Peavey Haskell, Peoples, Peterson, Plante, Pouliot, Powers, Priest, Pringle, Rankin, Rochelo, Rotundo, Rykerson, Sanborn, Sanderson, Saucier, Saxton, Schneck, Shaw, Sirocki, Theriault, Tipping-Spitz, Treat, Turner, Verow, Villa, Weaver, Welsh, Werts, Wilson, Winchenbach, Winsor, Mr. Speaker.

NAY - Brooks, Chapman, Chenette, Chipman, Crafts, Davis, Dickerson, Dill, Espling, Fitzpatrick, Gifford, Guerin, Harlow, Hickman, Kaenrath, Keschl, MacDonald S, Maker, McClellan, Nadeau A, Newendyke, Pease, Reed, Russell, Short, Stanley, Timberlake, Tyler, Volk, Wood.

ABSENT - Carey, Devin, Dion, Frey, Goode, Hayes, Hobbins, Johnson D, Noon, Stuckey, Wallace, Willette.

Yes, 109; No, 30; Absent, 12; Excused, 0.

109 having voted in the affirmative and 30 voted in the negative, with 12 being absent, and accordingly **House Amendment "A" (H-823) to Committee Amendment "A" (H-814) was INDEFINITELY POSTPONED.**

Subsequently, **Committee Amendment "A" (H-814) was ADOPTED.**

Under suspension of the rules the Bill was given its **SECOND READING WITHOUT REFERENCE** to the Committee on **Bills in the Second Reading.**

Representative **ESPLING** of New Gloucester **PRESENTED House Amendment "A" (H-822)**, which was **READ** by the Clerk.

The **SPEAKER:** The Chair recognizes the Representative from New Gloucester, Representative Espling.

Representative **ESPLING:** Thank you, Mr. Speaker. Ladies and Gentlemen of the House, today I stand to propose this floor amendment that would grandfather all of the current Interstate and Turnpike signs under this Committee Amendment. I would not be doing my job in representing my district well if I did not propose this today. Simply put, if this bill is enacted without the amendment, the Turnpike sign for Shaker Village will be taken down. They would have the option of purchasing a logo sign if they go through the process and have the money, which really isn't even a possibility for them. Some may ask, "What is Shaker Village?" I told the folks at Shaker Village that I would tell you a little about them. Shaker Village is the home of the only active Shaker community in the world. Shaker Village is a national historic landmark, is on the national register of historic districts and the national register of historic places.

The Shakers have been residents of New Gloucester since 1783. They appreciate the support and consideration that Shaker Village is given. I will quote from an email I received from Michael Graham, the director of the United Society of Shakers and Brother Arnold who is the leader and trustee of the Shaker

Society. And I quote, "As an inland rural tourist destination, proper signage is key to our success and survival, especially in a challenging economy and a changing tourist market. Maine is the only place in the United States that can claim to be the home of the only living Shakers. People travel from all over the world to see Shaker Village. The seasonal tourist trade is the main source of our much needed earned income, which is critical to preserve our 17 historic buildings, nearly 1,800 acres of land and one of the largest Shaker museum collections in the world. We fear that the removal of these signs will have an adverse effect on visitation and the high cost of the logo signs will deplete our limited income. This, in turn I fear, may diminish our ability to best preserve Shaker Village living, cultural and historic heritage."

You can see why Shaker Village is so important to us in New Gloucester. Shaker Village is a tourist destination, and with tourism being such a big part of our economy in Maine, this original bill would make Maine less tourist friendly. While my main concern is for Shaker Village, other signs in my district are affected and signs all across Maine will be impacted. These signs are not meaningless and other legislators will tell you how much their signs mean to them in their districts. My understanding of the bill was to set up standards so that we don't have winners and losers with signs, but the bill picks losers. It has even been amended in the committee's bill to help some of the bigger entities who would have lost their signs to now keep their signs. All we have to do is tweak population requirements and distance requirements to make them fit and keep their signs, but we'll just cut off the little guys. I have no confidence that as we move forward that future legislators will not also tweak this policy to allow for signs that they need for their districts. Another amendment is already waiting to be added in the other body. We've seen an amendment here. There's other amendments already on this bill being proposed. This policy is already unfair and inconsistent. Policy or no policy you will still have groups coming forward asking for legislatively approved signs. The transportation committee will still be making decisions about road signs, but what happens in the meantime is the little museums, the small community organization or small local nonprofit gets shut out of the process. They are essentially drafted out of the standards and if that doesn't get them out, the fees will price them out.

These guidelines are federal guidelines, not Maine guidelines. They are anti-business and anti-tourist. The fact that we have an amended version of the bill brought forth from committee shows that already winners and losers are being chosen and the little guy is getting lost in the shuffle.

I don't blame the Transportation Committee for wanting this bill. This bill is a good bill for the Transportation Committee. But is it good for your district or even for the state of Maine? I also don't blame individual legislators who want to amend it in order to save signs in their districts. Aren't they very specifically looking out for their districts' interests, as they should? I could have put in a very narrow amendment to save the Shaker Village sign but do you know why I didn't? I didn't because that doesn't solve the problem for the other districts. I would be looking out for my district at the cost of everyone else. Do you really want this bill flooded with amendment after amendment for each particular sign? Folks, as far as signs go in Maine, the horse left the barn years ago. There is no getting it back. Let the current signs be grandfathered to solve everyone's issue with this bill. Then, if you think we need to close the barn door on signs, going forward, we can try this policy in regards to approving new signs. This seems to be the simplest and most consistent action to take at this time. Thank you.

Representative McCABE of Skowhegan moved that **House Amendment "A" (H-822)** be **INDEFINITELY POSTPONED**.

Representative FREDETTE of Newport **REQUESTED** a roll call on the motion to **INDEFINITELY POSTPONE House Amendment "A" (H-822)**.

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, Mr. Speaker and Ladies and Gentlemen of the House. I promised I wouldn't go on for an hour and a half like some people in caucus said they were going to do this morning. I can't really add anything to what the good Representative from New Gloucester said. I think she did a great job at presenting her case and I'm going to support her and I hope the rest of you do too. Thank you very much.

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

Representative **BROOKS**: Thank you, Mr. Speaker. Mr. Speaker and Ladies and Gentlemen of the House, my good friend and colleague from New Gloucester is like a breath of fresh air moving through this chamber. I don't like this bill at all. This bill, perhaps from the Federal Government, thinks that they're saving scenic roads. Drive through Maine, you can't find any better scenery than you have already. And I object. I sat on the Board of the Friends of Fort Knox and fought with the State to put up signs all up and down the Interstate, at two in the south and some in the north, bringing people's attention to Fort Knox. Thousands and thousands of people come through Fort Knox every year, many of whom are guided by the signs when you come into the State of Maine and travel north. I object to this. I object to taking these signs down. I am very, very supportive of the billboard law. In my family when I married my wife, in connection with her, there are people out there who were descendants of the Greenleaf family. That was a lady in the southern part of the State who put up a bill here that regulated billboards, very positive move for the State of Maine. This is a backwards step for all of us who have struggled to get signs that bring people to the State of Maine. Could be considered to be one of the veins of tourism here. In the meantime, some of the arguments I've heard, "Everybody goes by GPS." Well, I have a GPS in my vehicle and recently when I went to Salem, Massachusetts, looking for a particular place, I used a GPS to get there. Well, guess what happened when I got there. I used the local signs to guide me to the museum that I wanted to go to. My GPS, for some reason or another, didn't fare me well that day. I drove a friend of mine two or three times to Pittsburg, to the hospital down there, because he needed a lung transplant. What did I do? I used my GPS to get me to Pittsburg. But when I wanted to go to the University of Pittsburg and the surgical unit, I used the local signs simply because my GPS did not recognize the current construction that was going on. I think we need to continue with what we're doing. Leave the signs alone. My friend Representative Espling has the right idea. Grandfather the ones that are in there now. If you want to be more secure about signs on the Interstate, be more secure about the rules as to putting up new ones. But, the current ones serve us well. I will be opposing indefinitely postponing this amendment. Move it on. Get it attached to the bill and those of us who believe in those kinds of non-objectionable signs will be very happy. Thank you, Mr. Speaker.

The SPEAKER: The Chair recognizes the Representative from Newfield, Representative Campbell.

Representative **CAMPBELL**: Thank you, Mr. Speaker. Mr. Speaker and Ladies and Gentlemen of the House. I suppose we

could sit here all morning and listen to about 151 amendments that are all good for our districts. But, that's what the story is. Our Transportation Committee worked and worked real hard on this bill. Former Senator Mills spoke to us. And Senator Mills, I served with him for a couple of years. He sat in back of me over there. I sat where Representative Volk sits for six years and Peter sat in back of me for two years. But just to read a few things from his handout on LD 1831. "If Maine continues to violate federal law by allowing first one sign and then another, there is no end to what this will generate. In recent history, it all started with a sign for MCI. Then Hebron complained and got a sign. Then Gould Academy put in a bill. But the daisy chain of perceived unfairness would not end there. They all deserve our notice and respect. However, the unanimous report of our Transportation Committee makes very clear that the sole purpose of the signs on the Interstate is to provide directions to travelers to a destination with high-volume traffic. Interstate signs are not to promote commercial, economic or worthy interests no matter how much we may care about them. Flooding the federal law jeopardizes \$170,000,000 to this State per year in highway funding, and all for what?" Thank you.

The SPEAKER: The Chair recognizes the Representative from the Houlton Band of Maliseet Indians, Representative Bear.

Representative **BEAR**: Thank you, Mr. Speaker and Ladies and Gentlemen of the House. I rise to support the good Representative from New Gloucester's message to us all that the right thing has to happen here. The grandfathering makes sense. We are already, as a community, relative to other communities across the nation, considered very frugal and considered population as regards to how we care for our lands and whether we obstruct them with signage. And our highways don't have these, but you can go too far. You can impact especially those that can't speak for themselves. Such as the good example that was used with the Shakers, which I'm familiar with. A place that is intentionally a minimalist culture and society that would be one of many that would be impacted, unfairly in my view. I would urge you to think about those who can't speak for themselves, especially those that intentionally try not to bring attention to themselves as a way of life and to protect them. Thank you.

The SPEAKER: The Chair recognizes the Representative from Pittsfield, Representative Short.

Representative **SHORT**: Thank you, Mr. Speaker. Ladies and Gentlemen of the House. I rise because the passage of this bill will mean the removal of the Interstate sign for Maine Central Institute in Pittsfield and I rise in support of the amendment given by the Representative from New Gloucester. Thank you, Mr. Speaker.

The SPEAKER: The Chair recognizes the Representative from Westbrook, Representative Peoples.

Representative **PEOPLES**: Thank you, Mr. Speaker. Mr. Speaker, Ladies and Gentlemen of the House, I'll be very brief. The bottom line on this bill is we brought this in order to take the putting up of signs out of the political realm. Unfortunately, over the course of a number of years, who gets a sign and where that sign is has become a matter of who you know and who you can convince to get it done. It has already made for winners and losers. It is in complete contravention to federal guidelines. It also butts right up against the billboard law. It would be nice if we could believe that everybody could just have every sign they wanted to because, believe me, we let one of them in and every other attraction and business of the same variety is going to want one as well. If we allow this amendment, we may as well not pass the bill because we'll find ourselves in the next Legislature back in the same boat because, oh well, they grandfathered these people. It's not fair that we don't get a sign. Trust me, I

took no pleasure in telling people that their signs were nonconforming. This is a question of engineering. It is a question of transportation engineering. We were guided by the experts. Now, what I am hearing is this is something for economic development. Economic development in this particular case means advertising. Advertising is what is not allowed. Keep in mind that a lot of these signs that are going away, those particular places are going to be able to have the logo signs. And, consequently, they are really not losing their identity. They will just come in to compliance with both federal rules and what has been accepted under the auspices of the Maine billboard law. That's all I have to say and thank you very much for your kind attention.

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

The SPEAKER: A roll call has been ordered. The pending question before the House is Indefinite Postponement of House Amendment "A" (H-822). All those in favor will vote yes, those opposed will vote no.

ROLL CALL NO. 688

YEA - Beaudoin, Beavers, Beck, Berry, Boland, Bolduc, Campbell J, Campbell R, Carey, Casavant, Cassidy, Chapman, Chipman, Cooper, Cotta, Crockett, Daughtry, Dickerson, Dill, Dorney, Duprey, Evangelos, Farnsworth, Fowle, Gattine, Gideon, Gilbert, Gillway, Graham, Grant, Hamann, Harvell, Hayes, Herbig, Hobbins, Hubbell, Johnson P, Jorgensen, Kaenrath, Kent, Kinney, Kornfield, Kruger, Kumiega, Kusiak, Lajoie, Libby A, Libby N, Longstaff, Luchini, MacDonald W, Malaby, Marean, Marks, Mason, Mastraccio, McCabe, McElwee, McGowan, McLean, Monaghan-Derrig, Moonen, Moriarty, Morrison, Nadeau C, Nelson, Nutting, Parry, Pease, Peoples, Peterson, Plante, Powers, Priest, Pringle, Rankin, Reed, Rochelo, Rotundo, Russell, Rykerson, Sanborn, Saucier, Saxton, Schneck, Shaw, Stuckey, Theriault, Tipping-Spitz, Treat, Turner, Verow, Weaver, Welsh, Werts, Willette, Mr. Speaker.

NAY - Ayotte, Beaulieu, Bennett, Black, Briggs, Brooks, Chase, Chenette, Clark, Crafts, Cray, Davis, Doak, Dunphy, Espling, Fitzpatrick, Fredette, Gifford, Guerin, Harlow, Hickman, Jackson, Jones, Keschl, Knight, Lockman, Long, MacDonald S, Maker, McClellan, Nadeau A, Newendyke, Peavey Haskell, Pouliot, Sanderson, Short, Sirocki, Stanley, Timberlake, Tyler, Villa, Volk, Wallace, Wilson, Winchenbach, Winsor, Wood.

ABSENT - DeChant, Devin, Dion, Frey, Goode, Johnson D, Noon.

Yes, 97; No, 47; Absent, 7; Excused, 0.

97 having voted in the affirmative and 47 voted in the negative, with 7 being absent, and accordingly **House Amendment "A" (H-822) was INDEFINITELY POSTPONED.**

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

Representative **BROOKS**: Thank you, Mr. Speaker. I hope I am not out of order. The bill itself, may I speak on the bill itself?

The SPEAKER: The Chair would remind the member that we are pending Passage to be Engrossed. The Representative may proceed.

Representative **BROOKS**: Thank you, Mr. Speaker. Ladies and Gentlemen of the House, this is nothing more than a federal mandate and mandates of all kinds and sizes bother me and they bother my constituents when I go home and say, "Oh, well, we on the state level just decided to require you to do something which, by the way, is going to cost you money." Those people

who are fortunate enough to already have a sign, and I cite again my friends at the Board of the Friends of Fort Knox are going to have their sign taken down, but, oh, wait a minute, you can put it back up for fifteen hundred bucks. Which non-profit do you know, like the folks at the Shaker place or the folks at Fort Knox have readily available \$1,500 to rebuy the sign that they already had and have had for years, which passed the current regulations? As my friend Representative Peoples said, it may be because of who you know and what you know and all that, well, I don't find that to be the truth at all. Because we had a heck of a struggle and we knew a lot of people and we visited a lot of folks, including the Chief Executive, at that time, attempting to get the sign of Fort Knox. But, we were successful. Now, what is supposed to happen here? Three or four signs are going to be taken down which lead people who are tourists in our state to the Fort? If those signs weren't there and if they're taken down, I can almost guarantee you that it will cut 25 percent to 30 percent of the visits because many of them that we surveyed said, "No, it wasn't our destination, but we got here and we heard about it and we read about it and we saw the signs. We decided to visit." I think it's sad. And I think it's sad that we're entertaining a federal mandate. By any other name is a federal mandate. So, Mr. Speaker, Ladies and Gentlemen of the House, I move that LD 1831 and all accompanying papers be Indefinitely Postponed. Thank you, Mr. Speaker.

The same Representative moved that the Bill and all accompanying papers be **INDEFINITELY POSTPONED**.

Representative McCABE of Skowhegan **REQUESTED** a roll call on the motion to **INDEFINITELY POSTPONE** the Bill and all accompanying papers.

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 Madawaska, Representative Theriault.

Representative **THERIAULT**: Thank you, Mr. Speaker. Just for the record I would like to point out to the good Representative Brooks that the State Park signs that must be relocated to comply with the Interstate signing guidelines, I-95 Exit 182A Fort Knox State Park being relocated. And I also would like to add that the state parks that qualify for, but do not currently have signs on the Interstate system, and I can read them off to you. There's one, two, three, four, five, six, seven, eight, nine, ten, eleven, twelve, thirteen of them. Just for the record. Thank you.

The **SPEAKER**: A roll call has been ordered. The pending question before the House is Indefinite Postponement of the Bill and all accompanying papers. All those in favor will vote yes, those opposed will vote no.

ROLL CALL NO. 689

YEA - Ayotte, Brooks, Chenette, Crafts, Espling, Guerin, Hickman, Jackson, Lockman, Long, MacDonald S, McClellan, Newendyke, Short, Stanley, Timberlake, Villa, Weaver, Wood.

NAY - Beaudoin, Beaulieu, Beavers, Beck, Bennett, Berry, Black, Boland, Bolduc, Briggs, Campbell J, Campbell R, Carey, Casavant, Cassidy, Chapman, Chase, Chipman, Clark, Cooper, Cotta, Cray, Crockett, Daughtry, DeChant, Dickerson, Dill, Doak, Dorney, Dunphy, Duprey, Evangelos, Farnsworth, Fitzpatrick, Fowle, Fredette, Gattine, Gideon, Gifford, Gilbert, Gillway, Graham, Grant, Hamann, Harlow, Harvell, Hayes, Herbig, Hobbins, Hubbell, Johnson P, Jones, Jorgensen, Kaenrath, Kent, Keschl, Kinney, Knight, Kornfield, Kruger, Kumiega, Kusiak, Lajoie, Libby A, Libby N, Longstaff, Luchini, MacDonald W, Maker, Malaby, Marean, Marks, Mason, Mastraccio, McCabe, McElwee, McGowan, McLean, Monaghan-Derrig, Moonen, Moriarty, Morrison, Nadeau A, Nadeau C, Nelson, Nutting, Parry, Pease, Peavey Haskell, Peoples, Peterson, Plante, Pouliot,

Powers, Priest, Pringle, Rankin, Reed, Rochelo, Rotundo, Russell, Rykerson, Sanborn, Sanderson, Saucier, Saxton, Schneck, Shaw, Sirocki, Stuckey, Theriault, Tipping-Spitz, Treat, Turner, Tyler, Verow, Volk, Welsh, Werts, Willette, Wilson, Winchenbach, Winsor, Mr. Speaker.

ABSENT - Davis, Devin, Dion, Frey, Goode, Johnson D, Noon, Wallace.

Yes, 19; No, 124; Absent, 8; Excused, 0.

19 having voted in the affirmative and 124 voted in the negative, with 8 being absent, and accordingly the motion to **INDEFINITELY POSTPONE** the Bill and all accompanying papers **FAILED**.

Representative **ESPLING** of New Gloucester **REQUESTED** a roll call on **PASSAGE TO BE ENGROSSED as Amended by Committee Amendment "A" (H-814)**.

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 Engrossed as Amended by Committee Amendment "A" (H-814). All those in favor will vote yes, those opposed will vote no.

ROLL CALL NO. 690

YEA - Beaudoin, Beaulieu, Beavers, Beck, Bennett, Berry, Black, Boland, Bolduc, Briggs, Campbell J, Campbell R, Carey, Casavant, Cassidy, Chapman, Chase, Chipman, Clark, Cooper, Cotta, Cray, Crockett, Daughtry, DeChant, Dickerson, Dill, Doak, Dorney, Dunphy, Duprey, Evangelos, Farnsworth, Fowle, Fredette, Gattine, Gideon, Gilbert, Gillway, Graham, Grant, Hamann, Harlow, Harvell, Hayes, Herbig, Hobbins, Hubbell, Johnson P, Jones, Jorgensen, Kaenrath, Kent, Keschl, Kinney, Knight, Kornfield, Kruger, Kumiega, Kusiak, Lajoie, Libby A, Libby N, Longstaff, Luchini, MacDonald W, Maker, Malaby, Marean, Marks, Mason, Mastraccio, McCabe, McElwee, McGowan, McLean, Monaghan-Derrig, Moonen, Moriarty, Morrison, Nadeau C, Nelson, Nutting, Parry, Pease, Peavey Haskell, Peoples, Peterson, Plante, Pouliot, Powers, Priest, Pringle, Rankin, Reed, Rochelo, Rotundo, Russell, Rykerson, Sanborn, Sanderson, Saucier, Saxton, Schneck, Shaw, Sirocki, Stuckey, Theriault, Tipping-Spitz, Treat, Turner, Tyler, Verow, Volk, Welsh, Werts, Willette, Wilson, Winchenbach, Mr. Speaker.

NAY - Ayotte, Brooks, Chenette, Crafts, Espling, Fitzpatrick, Gifford, Guerin, Hickman, Jackson, Lockman, Long, MacDonald S, McClellan, Nadeau A, Newendyke, Short, Stanley, Timberlake, Villa, Weaver, Winsor, Wood.

ABSENT - Davis, Devin, Dion, Frey, Goode, Johnson D, Noon, Wallace.

Yes, 120; No, 23; Absent, 8; Excused, 0.

120 having voted in the affirmative and 23 voted in the negative, with 8 being absent, and accordingly the Bill was **PASSED TO BE ENGROSSED as Amended by Committee Amendment "A" (H-814)** and sent for concurrence.

An Act To Clarify When Bonds May Be Issued

(H.P. 628) (L.D. 904)

(C. "A" H-595)

- In House, House **INSISTED** on its former action whereby the Bill was **PASSED TO BE ENACTED** on April 7, 2014.

- In Senate, Senate **INSISTED** on its former action whereby the Bill and accompanying papers **INDEFINITELY POSTPONED** and **ASKED** for a Committee of Conference in **NON-CONCURRENCE**.

TABLED - April 9, 2014 (Till Later Today) by Representative **BERRY** of Bowdoinham.

PENDING - FURTHER CONSIDERATION.

Subsequently, Representative FREDETTE of Newport moved that the House **RECEDE**.

Representative McCABE of Skowhegan **REQUESTED** a roll call on the motion to **RECEDE**.

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 to Recede. All those in favor will vote yes, those opposed will vote no.

ROLL CALL NO. 691

YEA - Ayotte, Beaulieu, Bennett, Black, Campbell R, Chase, Clark, Cotta, Crafts, Cray, Crockett, Doak, Dunphy, Duprey, Espling, Fitzpatrick, Fredette, Gifford, Gillway, Guerin, Harvell, Jackson, Johnson P, Keschl, Kinney, Knight, Libby A, Lockman, Long, MacDonald S, MacDonald W, Maker, Malaby, Marean, McClellan, McElwee, Nadeau A, Newendyke, Nutting, Parry, Pease, Peavey Haskell, Pouliot, Reed, Sanderson, Short, Sirocki, Timberlake, Turner, Tyler, Volk, Weaver, Willette, Winchenbach, Winsor, Wood.

NAY - Beaudoin, Beavers, Beck, Berry, Boland, Bolduc, Briggs, Brooks, Campbell J, Carey, Casavant, Cassidy, Chapman, Chenette, Chipman, Cooper, Daughtry, DeChant, Dickerson, Dill, Dorney, Evangelos, Farnsworth, Fowle, Gattine, Gideon, Gilbert, Graham, Grant, Hamann, Harlow, Hayes, Herbig, Hickman, Hobbins, Hubbell, Jones, Jorgensen, Kaenrath, Kent, Kornfield, Kruger, Kumiega, Kusiak, Lajoie, Libby N, Longstaff, Luchini, Marks, Mason, Mastraccio, McCabe, McGowan, McLean, Monaghan-Derrig, Moonen, Moriarty, Morrison, Nadeau C, Nelson, Peoples, Peterson, Plante, Powers, Priest, Pringle, Rankin, Rochelo, Rotundo, Russell, Rykerson, Sanborn, Saucier, Saxton, Schneck, Shaw, Stanley, Stuckey, Theriault, Tipping-Spitz, Treat, Verow, Villa, Welsh, Werts, Wilson, Mr. Speaker.

ABSENT - Davis, Devin, Dion, Frey, Goode, Johnson D, Noon, Wallace.

Yes, 56; No, 87; Absent, 8; Excused, 0.

56 having voted in the affirmative and 87 voted in the negative, with 8 being absent, and accordingly the motion to **RECEDE FAILED**.

Subsequently, Representative McCABE of Skowhegan moved that the House **JOIN** in a **COMMITTEE OF CONFERENCE**.

The same Representative **REQUESTED** a roll call on the motion to **JOIN** in a **COMMITTEE OF CONFERENCE**.

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 to Join in a Committee of Conference. All those in favor will vote yes, those opposed will vote no.

ROLL CALL NO. 692

YEA - Beaudoin, Beavers, Beck, Berry, Boland, Bolduc, Briggs, Brooks, Campbell J, Carey, Casavant, Cassidy, Chapman, Chenette, Cooper, Daughtry, DeChant, Dickerson, Dill, Dorney, Evangelos, Farnsworth, Fowle, Gattine, Gideon, Gilbert, Graham, Grant, Hamann, Harlow, Hayes, Herbig, Hickman, Hobbins, Hubbell, Jones, Jorgensen, Kaenrath, Kent, Kornfield, Kruger, Kumiega, Kusiak, Lajoie, Libby N, Longstaff, Luchini, MacDonald W, Marks, Mastraccio, McCabe, McGowan, McLean, Monaghan-Derrig, Moonen, Moriarty, Morrison, Nadeau C, Nelson, Peoples, Peterson, Plante, Powers, Priest, Pringle, Rankin, Rochelo, Rotundo, Russell, Rykerson, Sanborn, Saucier, Saxton, Schneck, Shaw, Stanley, Stuckey, Theriault,

Tipping-Spitz, Treat, Verow, Villa, Welsh, Werts, Wilson, Mr. Speaker.

NAY - Ayotte, Beaulieu, Bennett, Black, Campbell R, Chase, Clark, Cotta, Crafts, Cray, Crockett, Davis, Doak, Dunphy, Duprey, Espling, Fitzpatrick, Fredette, Gifford, Gillway, Guerin, Harvell, Jackson, Johnson P, Keschl, Kinney, Knight, Libby A, Lockman, Long, MacDonald S, Maker, Malaby, Marean, McClellan, McElwee, Nadeau A, Newendyke, Nutting, Parry, Pease, Peavey Haskell, Pouliot, Reed, Sanderson, Short, Sirocki, Turner, Tyler, Volk, Wallace, Weaver, Willette, Winchenbach, Winsor, Wood.

ABSENT - Chipman, Devin, Dion, Frey, Goode, Johnson D, Mason, Noon, Timberlake.

Yes, 86; No, 56; Absent, 9; Excused, 0.

86 having voted in the affirmative and 56 voted in the negative, with 9 being absent, and accordingly the House voted to **JOIN** in a **COMMITTEE OF CONFERENCE**.

Reference was made to Bill "An Act To Clarify When Bonds May Be Issued"

(H.P. 628) (L.D. 904)

In reference to the action of the House on April 10, 2014 whereby it Insisted and Joined in a Committee of Conference, the Chair appointed the following members on the part of the House as Conferees:

Representative **PRIEST** of Brunswick

Representative **FREY** of Bangor

Representative **DION** of Portland

BILLS HELD

Bill "An Act To Limit Consent Regarding Land Transfers to the Federal Government"

(S.P. 733) (L.D. 1828)

- In Senate, Majority (11) **OUGHT NOT TO PASS** Report of the Committee on **JUDICIARY READ** and **ACCEPTED**.

- In House, Majority (11) **OUGHT NOT TO PASS** Report of the Committee on **JUDICIARY READ** and **ACCEPTED**.

HELD at the Request of Representative **WILLETTE** of Mapleton.

Subsequently, on motion of Representative **WILLETTE** of Mapleton, the House **RECONSIDERED** its action whereby the Majority **Ought Not to Pass** Report was **ACCEPTED**.

The **SPEAKER**: The Chair recognizes the Representative from Glenburn, Representative Guerin.

Representative **GUERIN**: Thank you, Mr. Speaker. Mr. Speaker, Ladies and Gentlemen of the House, I stand today in opposition to the pending motion. I am a firm believer in property rights. I believe the Minority Report supports this position. The extremely few individuals who will ever want to sell over 40 acres to the Federal Government will still have that right with the consent of the Legislature. Without this bill, the property rights of the property owner's abutting federal land will be threatened. Fire management policies on federal land often prohibits fire suppression in the case of forest fires. This would pose a great threat to our timber industries on abutting properties and would have grave financial consequences to those property owners. Federal control of large tracts of land in Maine would affect all of our citizens with the loss of tax revenue and local and state oversight. Our Inland Fisheries and Wildlife, Conservation and DEP rules would no longer apply, but would instead be superseded by federal control. Federal control would prohibit Mainers and our guests from hunting, fishing and snowmobiling on land that has traditionally been available for those purposes,

again hurting our traditional industries and our economy. We all remember the Fed's ability to shut down our own Cobscook Bay State Park during the important fall tourist season last year because of an access road that was controlled by the Federal Government. By voting down the pending motion, the Minority Report will provide a buffer before the control of Maine land forever falls into the hands of the Federal Government and the total loss of local control. Thank you for your attention. I request a roll call.

The same Representative **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 Brunswick, Representative Priest.

Representative **PRIEST**: Thank you, Mr. Speaker. Fellow Representatives, this bill will require approval of the Maine Legislature before any landowner can transfer their land to the Federal Government if the land is over a certain amount. It changes a Maine Law which was first enacted in 1905 and has been unchanged ever since. It puts the Legislature in the position of having to approve every transfer or purchase of land by the Federal Government over five acres. No one was able to tell us how many transfers or purchases there are each year. No one told us why we need the bill now. Again, this bill was unchanged since 1905, why does it need to be changed now? We heard some testimony that somehow this would be necessary to stop a new North Woods Park. But the bill itself is not aimed at the North Woods Park. It applies to any, any transfer of land to the Federal Government throughout the entire State. If you were a landowner and wanted to do a land swap with Acadia, you've got to come here and get permission from the Legislature before you can do it. If you've got a swap in York County, again, you've got to come to the Legislature and get the Legislature's approval before that can take place.

No one can tell us how the Legislature is going to deal with this. Are we going to have 20 land transfers that we have to approve or reject? Are we going to have 100? How many are we going to have? Are we going to have a special committee in the Legislature to deal with these land transfers? What standards are we going to use to determine whether we approve or don't approve a landowner's transfer? And what of the landowner who comes in May of this year and wants to transfer land and has to wait until next year, perhaps a year on, before we can get the time to take a look at a request to transfer land? Is every landowner going to have to have a lobbyist come up here and work with use?

Those of you who have been here a while may remember the old road resolves. It used to be that if you were going to change state roads, you had to come to the Legislature to get permission. There were 40 or 50 of these bills each year. It drove the Legislature crazy trying to deal with them because almost invariably, it involved local politics and the Legislature had to make a decision even though the legislation had no conception, most of the time, as to what these local politics were. This bill is unnecessary. There is no need for it. The North Woods Park, if that's what this is aimed at, and again this covers everything in the state, not only that North Woods Park, is not eminent. There's no indication that the Federal Government is going to establish a park right now. The bill is unneeded and I would urge you not to enact it. And I would request that the Clerk read the Committee Report. Thank you, Mr. Speaker.

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 Medway, Representative Stanley.

Representative **STANLEY**: Thank you, Mr. Speaker. Ladies and Gentlemen of the House, I rise today in opposition to the pending motion. The reason why I'm against the motion is because of economic inequity. That is what's going happen to this state. When we start letting the Federal Government come into our state, purchase land and take away the rights of the people with the land surrounding the land that they acquire and develop a national park, and we all heard about the big forest that the **RESTORE** wants from North Maine Woods. It starts in New York and comes all the way over into Maine. It goes through Vermont and New Hampshire. That is a restriction on the economy of certain areas of this state. We already have a lot of economic inequities going on in this state right now. That's why jobs in rural areas are lacking, because we have no economic development in these areas.

A National Park, or the Federal Government acquiring land that does become a National Park, all that does, it takes away the rights of the citizens of the State of Maine and puts those rights to the land to people in Washington, D.C. And I'll tell you what, we have four Representatives in Congress, and I'll tell you what, I wouldn't want to spend my time trying to convince the other 548 people, or whatever the figure is on that, to try to convince them that I can change what's going to happen in a National Park. And I know I'm talking a lot about the National Park, but that's what the intent is on laws for acquiring federal land.

If you could use a prop in this chamber and you looked at the land that's been sold in the last 20 years, 20 or 25 years, that used to be owned by large paper companies and by large land owners, now you have all these environmental groups purchasing all this land, if you could lay an overlay on top of that and be able to look at that, you would see what the change in the makeup of the land's ownership is in the rural areas of this state. And, if you had the opportunity to visualize that you'd be surprised. Because I'll tell you what, it's not looking very pretty for people who live in the rural area because the gain, when they did **RESTORE**, there's no big hurry. It takes 30, 40 or 50 years so there's no hurry. And that's what's going on. When you look at what happened the last 20 years and you add another 20 years to it, and before you know it you're going to have a big National Park that's going to cover over a third of this state. And what happens with a National Park is the rights to be able to 4 wheel, to snowmobile, timber harvesting, all kinds of different things associated with the forest industry and the recreation industry, it all comes back to Washington, D.C. And I'll tell you what, I don't want Washington, D.C. telling me how I'm going to live in the State of Maine. And that's what they're going to do. That's the big player. If you don't believe me and you think I'm nuts, that's fine. But, I'll tell you what, I'll be dead before it happens, but there may be some people sitting in this room that will still be alive that will see that Steve Stanley maybe wasn't as foolish as everyone thought he was. Because I'll tell you what, I value what I have and where I live. The thing that I'd really like to see is for us to get some more economic equity involved in this state and create some jobs on a statewide basis instead of the inequity that we are doing today in this Legislature. So, with that, I'm not going to say no more while plowing on this but my concern is you want to think about the future. Think about the people that live in these rural areas.

And one other factor. Back here, 12 years ago, my district number was 139. My new district number is going to be 143. So you see we lost four Representatives from the northern part of the state because of no population. That's about, there's 8,500, that's about 36,000 people that have left in the last 10 years.

Why? No jobs. This is a job thing people. This is about trying to preserve jobs. Saving jobs. Making jobs. That's what this is about. And when you put a national forest in there or a National Park, the National Park, the tourists rates is what will take tourist jobs. Well there's a different type of tourist that goes to Bar Harbor or along the coast from the guy that goes up in the National Park. A person who goes up in the National Park, you don't see them for a week. He don't spend no money. I live in Millinocket, or the Millinocket area I should say, and what I see there are 500,000 vehicles every day, or every year going through Millinocket up to the park and the area around the park. And I don't see Millinocket as a booming community like Bar Harbor or any place along the coast. So I'll tell you, it's a different type of a life in these rural areas. We need jobs and National Parks are not going to provide what people want. It's just one of them things that's going to be a hindrance. It's going to be a playground for the people that want to go up there for a week or two weeks and camp and enjoy themselves and I'm all in favor of that. But what I'm against though is when the Federal Government comes in and puts rules and regulations on what I can do, and the land around the park is affected by what happens to a National Park too. So, I'm going to let it go at that. Thank you very much.

The SPEAKER: The Chair recognizes the Representative from Bethel, Representative Crockett.

Representative **CROCKETT**: Thank you, Mr. Speaker. Distinguished members of the body, I'm not as eloquent as the other two members of our committee, the Representative from Glenburn, Representative Stacey Guerin, or the elder statesman from Brunswick, but I feel compelled to offer a different perspective. When I first heard this bill, I thought of a story. When I was a kid, I heard a heated debate in the old Red Top Truck Stop. I was probably 10 or 11. Now, the debate surrounded this farm coming into town. Now, this was not your picturesque Norman Rockwell type of farm here. This was an authentic, real Maine farm. This had blue tarps on piles in the yard. Rusted, unregistered trucks up on blocks that aren't junk, but they're projects or they're parts trucks. It had an odor that would clear your nostrils or just make your day a little different. And the guy who lived there wasn't the most sympathetic character in the world. He was a little bit ornery, but he was strong and independent. Now, the debate stemmed around the fact this farm was as you come into the town. Now, our town was becoming a tourism destination and the thing you don't want tourists to see when they drive into your town is a true, authentic Maine farm complete with chipped buildings and rusted old fences and everything. So, the debate was at this diner, some of the local elder statesmen would gather for coffee and they were considering ways to possibly come up with ordinances to address the issue or figure out ways to zone this person out of a situation. The discussion went on for a long time. And, finally, a guy who actually had a big economic stake in the area who everybody thought would be in favor of zoning this farmer out, or finding some way to get rid of this farm, said no. He said if you want to control the land, you buy the land. A person isn't doing anything wrong. Just because you happen to not like somebody is not a reason to use government authority to control their little castle. Because, if they can do it to this farmer, then they can do it to me next.

So that kind of stuck in my mind when we were going through this bill in committee. Because, as you've heard, the true reason for this bill coming forward is to add another hurdle in the creation of the North Maine Woods Park. Because, let's be perfectly frank, if we were talking about transferring 40 acres to a veteran's

cemetery, a National Veteran's Cemetery, none of us would be having this conversation. It wouldn't have gotten this far.

Now, advocates for this bill raise three really decent areas that deserve some merit and some discussion. One was you're taking land out of the tax base. The second was access to the land for hunting and fishing and snow machining could potentially be limited. Not that it would be, but potentially. And they also mentioned the State should have a say in what the Federal Government does here. Now, there's three issues I have with that logic or reasoning.

First is tax base. Again, if we were transferring land to an American Legion Post to build a baseball field or transferring it to a Grange hall to create a 4-H camp, again we wouldn't be having this conversation. Or a church even, because that's a non-taxed piece of land. It would come out of the tax base for a town as well.

The second piece is the State control. I don't want the State exercising any more control over my land than the Federal Government, the Agenda 21 people who advocate the United Nations would have control over your land, local planning boards or Land Use Planning Commission. And that's what this bill does. It adds additional State control to your land.

And the last is the access to hunting and fishing and snow machining and atv'ing. Well, in Maine we have a proud tradition of allowing our neighbors to use our land. We have an open policy. And it's a neighborly thing. It's just the way Mainers are. But don't ever mistake benevolence for entitlement. Because, if you think you're entitled to my land, that's entirely different than me allowing you to use it. And the advocates for this bill seem to think they're entitled to somebody else's land, which disturbs me.

There's some technical and ideological issues with this bill. Arguably, it's a regulatory taking. Last year, on this floor, in this very same chamber, when the government adds a regulation to your land that is an additional cost to you, then it could considered a taking, arguably. Well, if you have to hire a lobbyist to come here to get a bill past so that you can sell your land to the Federal Government, that's an additional hurdle. That's, in a very broad sense, a taking.

There's also the question of making transfers of land political. Take a controversial figure like me. Let's say I wanted to transfer land to the Federal Government or I wanted to do a land swap with the Federal Government. If someone doesn't like me, if the controlling party doesn't like me, now, my ability to transfer land is hindered just because of maybe a past political affiliation. That's really not the direction we want to go with property rights in the State of Maine. There's obviously a technical issue of a delay in action. If the transfer of a land would happen to take place when we're out of session. It's a substantial delay. We're not going to call a Special Session so that someone can transfer land, otherwise it would be an increased cost to the taxpayer.

Then there's also the unintended consequences when people transfer land that's adjacent. They do land swaps adjacent to National forests so that one owner may gain access to another parcel of land. And it's an equal swap. It's a zero sum gain, but again, you'd have to have Legislative approval if it's over 40 acres according to this bill.

And the last and greatest reason why I'm for the Ought Not to Pass is that where does it stop? What's the precedent we're setting? What's next? If I own land adjacent to a great pond am I going to have to get a Legislative approval if I transfer more than 10 acres? If I have land that happens to be picturesque and people like to view it as they're driving down the interstate, I can't do anything with it now? I have to get legislative approval to put in a farm? I mean, where does it stop?

And so, I guess, regardless of whether we like the person who owns this land, or how you feel about them, should Government use their power. It's the same thing as that farmer in my hometown. So, I would suggest that if people are against the North Maine Park, they bring in a Joint Resolution and memorialize the Federal Government and say hey, you know, at this time we don't believe we should have a North Maine Woods Park. Okay, that I can understand. But this, is broad and sweeping. This is dangerous. So that's why I'll be supporting Ought Not to Pass. Thank you.

The SPEAKER: The Chair recognizes the Representative from York, Representative McGowan.

Representative **McGOWAN**: Yes, Mr. Speaker. Men and Women of the House, I cannot help but share my observation that those voices that have so adamantly and passionately spoken to remove Government's involvement from people's lives and passionately spoken about people's property rights are now speaking to inject the Legislature into the sale of land and interfere with the property rights of our citizens. I find myself amazed. Thank you, Mr. Speaker.

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. 693

YEA - Ayotte, Beaudoin, Beaulieu, Beavers, Beck, Berry, Black, Boland, Bolduc, Briggs, Campbell R, Carey, Casavant, Cassidy, Chapman, Chase, Chenette, Chipman, Cooper, Cotta, Cray, Crockett, Daughtry, DeChant, Dickerson, Dill, Dorney, Duprey, Farnsworth, Fitzpatrick, Fowle, Fredette, Gattine, Gideon, Gilbert, Gillway, Graham, Grant, Hamann, Harlow, Harvell, Hayes, Herbig, Hickman, Hobbins, Hubbell, Jackson, Jones, Jorgensen, Kaenrath, Kent, Knight, Kornfield, Kruger, Kumiega, Kusiak, Lajoie, Libby N, Longstaff, Luchini, MacDonald S, MacDonald W, Malaby, Marean, Marks, Mason, Mastraccio, McCabe, McElwee, McGowan, McLean, Monaghan-Derrig, Moonen, Moriarty, Morrison, Nadeau A, Nelson, Nutting, Parry, Pease, Peavey Haskell, Peoples, Peterson, Plante, Pouliot, Powers, Priest, Pringle, Rankin, Reed, Rochelo, Rotundo, Russell, Rykerson, Sanborn, Sanderson, Saucier, Saxton, Schneck, Shaw, Sirocki, Stuckey, Theriault, Tipping-Spitz, Treat, Tyler, Verow, Villa, Volk, Weaver, Welsh, Werts, Willette, Wilson, Winchenbach, Winsor, Wood, Mr. Speaker.

NAY - Bennett, Brooks, Campbell J, Clark, Crafts, Davis, Doak, Dunphy, Espling, Evangelos, Gifford, Guerin, Johnson P, Keschl, Kinney, Libby A, Lockman, Long, Maker, McClellan, Nadeau C, Newendyke, Short, Stanley, Timberlake, Turner, Wallace.

ABSENT - Devin, Dion, Frey, Goode, Johnson D, Noon.

Yes, 118; No, 27; Absent, 6; Excused, 0.

118 having voted in the affirmative and 27 voted in the negative, with 6 being absent, and accordingly the Majority Ought Not to Pass Report was **ACCEPTED** in concurrence.

SENATE PAPERS

The following Joint Resolution: (S.P. 754)

JOINT RESOLUTION TO RECOGNIZE THE 94TH ANNIVERSARY OF TURKISH NATIONAL SOVEREIGNTY AND CHILDREN'S DAY

WHEREAS, the State of Maine has become home to different cultural, ethnic and religious groups of people, all who are proud of their heritage and who celebrate the richness of their cultures; and

WHEREAS, in honor of the people in our State who are Turkish-American, we take this time to celebrate the 94th Anniversary of Turkish National Sovereignty and Children's Day on April 23, 2014; and

WHEREAS, every year on April 23rd, over 500,000 Turkish-Americans celebrate Turkish National Sovereignty and Children's Day, which is an official holiday in the Republic of Turkey dedicated to the children of Turkey and, since 1979, the children of the world; and

WHEREAS, on April 23rd, 94 years ago, the Grand National Assembly of Turkey was established as the Turkish parliament in order to realize the aspirations of the Turkish people for freedom, justice and peace; and

WHEREAS, observed for the first time in 1921 as Turkish National Sovereignty Day, April 23rd has also been celebrated since 1927 as Children's Day to signify the role of future generations in the realization of the Turkish dream for peace, progress and prosperity; and

WHEREAS, modern Turkey is the world's only predominantly Muslim secular parliamentary democracy, is among the fastest-growing emerging markets in the world and remains an important United States and NATO ally in a vast region stretching from Eastern Europe and North Africa to the Middle East and Central Asia; and

WHEREAS, since its establishment, the Republic of Turkey has demonstrated its commitment to the universal values of liberty, justice, democracy and tolerance as well as to its long-term strategic alliance with the United States; and

WHEREAS, over 5,000 Turkish soldiers took part in the Korean War and over 700 of them fell as heroes fighting alongside the Americans; and

WHEREAS, since 1952, Turkey has been a key NATO member and a major contributor to alliance missions, including most recently operations in Kosovo and Afghanistan; and

WHEREAS, Turkish-Americans have contributed to the diverse cultural spectrum of our State and Nation, and to America's advancement in the fields of business, science, medicine and technology and the arts; now, therefore, be it

RESOLVED: That We, the Members of the One Hundred and Twenty-sixth Legislature now assembled in the Second Regular Session, on behalf of the people we represent, take this opportunity to join Turkish-Americans and members of the Turkish Cultural Center Maine and the Council of Turkic American Associations in celebration of the 94th Anniversary of Turkish National Sovereignty and Children's Day on April 23, 2014.

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

READ and **ADOPTED** in concurrence.

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

On motion of Representative SAXTON of Harpswell, the House adjourned at 11:46 a.m., until 10:00 a.m., Friday, April 11, 2014 in honor and lasting tribute to James G. McLoughlin, of Harpswell.