

# 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  
45th Legislative Day  
Thursday, April 17, 2014

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

Prayer by Honorable Sheryl J. Briggs, Mexico.

National Anthem by Grace Pouliot, Augusta.

Pledge of Allegiance.

The Journal of yesterday was read and approved.

reconsideration, the Senate proceeded to vote on the question: "Shall this Bill become a law notwithstanding the objections of the Governor?"

22 voted in favor and 13 against, and accordingly it was the vote of the Senate that the Bill not become a law and the veto was sustained.

Best Regards,

S/Darek M. Grant

Secretary of the Senate

**READ and ORDERED PLACED ON FILE.**

**COMMUNICATIONS**

The Following Communication: (H.C. 425)

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

April 16, 2014

Honorable Mark W. Eves

Speaker of the House

2 State House Station

Augusta, Maine 04333

Dear Speaker Eves:

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

Appropriations and Financial Affairs

L.D. 25

An Act To Exclude Certain State-funded Costs from the State Share of the Total Cost of Funding Public Education (EMERGENCY)

L.D. 359

An Act To Authorize a General Fund Bond Issue To Implement the Riverfront Island Master Plan (BOND ISSUE)

L.D. 715

An Act To Improve Access to Career and Technical Schools

L.D. 1853

An Act Requiring a Dynamic Fiscal Analysis of Changes to Visual Media Production Tax Credits and Reimbursements (EMERGENCY)

The sponsors and cosponsors have been notified of the Committee's action.

Sincerely,

S/Millicent M. MacFarland

Clerk of House

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

The Following Communication: (S.C. 926)

**MAINE SENATE  
126TH LEGISLATURE  
OFFICE OF THE SECRETARY**

April 16, 2014

Honorable Millicent M. MacFarland

Clerk of the House

2 State House Station

Augusta, Maine 04333

Dear Clerk MacFarland:

Senate Paper 886, Legislative Document 1252, "An Act To Improve Maine's Economy and Energy Security with Cost-effective Technologies," having been returned by the Governor, together with objections to the same, pursuant to Article IV, Part Third, Section 2 of the Constitution of the State of Maine, after

**ORDERS**

On motion of Representative MAKER of Calais, the following Joint Resolution: (H.P. 1351) (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, FARNSWORTH of Portland, 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, KORNFELD 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, 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, PEAVEY 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, GERZOFKY 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, WHITTEMORE of Somerset, WOODBURY of Cumberland, YOUNGBLOOD of Penobscot)

**JOINT RESOLUTION RECOGNIZING APRIL 2014 AS CHILD ABUSE PREVENTION MONTH**

WHEREAS, child abuse affects children and families of all racial, cultural and economic backgrounds; and

WHEREAS, child abuse is a community problem with many community solutions; and

WHEREAS, no one person, organization, agency or community can eliminate child abuse on its own, but we can work together to educate our entire population about how we can all prevent child abuse and support victims of child abuse and their communities; and

WHEREAS, Child Abuse Prevention Month provides an excellent opportunity for citizens of Maine to learn more about preventing child abuse; 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 recognize April 2014 as Child Abuse Prevention Month and to express our support for and encouragement of all those affected by child abuse; and be it further

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

**READ and ADOPTED.**

Sent for concurrence.

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On motion of Representative MAKER of Calais, the following Joint Resolution: (H.P. 1352) (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, FARNSWORTH of Portland, 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, KORNFELD 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, 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, PEAVEY 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, GERZOFKY 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, WHITTEMORE of Somerset, WOODBURY of Cumberland, YOUNGBLOOD of Penobscot)

**JOINT RESOLUTION RECOGNIZING APRIL 2014 AS SEXUAL ASSAULT AWARENESS MONTH**

WHEREAS, sexual violence affects women, children and men of all racial, cultural and economic backgrounds; and

WHEREAS, in addition to the immediate physical and emotional costs, sexual violence may also have associated consequences of post-traumatic stress disorder, substance abuse, depression, eating disorders, homelessness and suicide; and

WHEREAS, sexual violence can be devastating not only for the victim, but also for the family, friends and community of the victim; and

WHEREAS, Maine communities bear the substantial fiscal costs related to sexual violence, such as lost work time and increased health care costs, thereby increasing the need for prevention and awareness; and

WHEREAS, no one person, organization, agency or community can eliminate sexual violence on its own, but we can work together to educate our entire population about how we can all prevent sexual violence and support victims and their communities; and

WHEREAS, Sexual Assault Awareness Month provides an excellent opportunity for citizens of Maine to learn more about preventing sexual violence; 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 recognize April 2014 as Sexual Assault Awareness Month and to express our support for and encouragement of all those affected by sexual violence; and be it further

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

**READ and ADOPTED.**

Sent for concurrence.

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On motion of Representative THERIAULT of Madawaska, the following Joint Resolution: (H.P. 1356) (Cosponsored by Senator JACKSON of Aroostook and Representatives: AYOTTE of Caswell, BEAR of the Houlton Band of Maliseet Indians, BEAUDOIN of Biddeford, BEAULIEU of Auburn, BECK of Waterville, BERRY of Bowdoinham, BRIGGS of Mexico, CAREY of Lewiston, CASAVANT of Biddeford, COOPER of Yarmouth, DeCHANT of Bath, DILL of Old Town, DORNEY of Norridgewock, EVANGELOS of Friendship, Speaker EVES of North Berwick, FARNSWORTH of Portland, FOWLE of Vassalboro, FREDETTE of Newport, GILBERT of Jay, GILLWAY of Searsport, GOODE of Bangor, GRAHAM of North Yarmouth, GRANT of Gardiner, HARLOW of Portland, HAYES of Buckfield, HERBIG of Belfast, HUBBELL of Bar Harbor, KNIGHT of Livermore Falls, KORNFELD of Bangor, LAJOIE of Lewiston, LIBBY of Lewiston, LONGSTAFF of Waterville, MASTRACCIO of Sanford, McCABE of Skowhegan, MONAGHAN-DERRIG of Cape Elizabeth, MORIARTY of Cumberland, NADEAU of Winslow, PARRY of Arundel, PETERSON of Rumford, PLANTE of Berwick, POULIOT of Augusta, PRIEST of Brunswick, PRINGLE of Windham, ROTUNDO of Lewiston, RYKERSON of Kittery, SAUCIER of Presque Isle, SHORT of Pittsfield, TIPPING-SPITZ of Orono, TREAT of Hallowell, TURNER of Burlington, VEROW of Brewer, WELSH of Rockport, Senators: CAIN of Penobscot, CRAVEN of Androscoggin, GRATWICK of Penobscot, HASKELL of Cumberland)

**JOINT RESOLUTION RECOGNIZING THE WORLD ACADIAN CONGRESS**

WHEREAS, the Acadians were Europeans who first settled in what is now Nova Scotia, Canada but then, beginning in 1755, were forcibly removed during what is known as the Great Upheaval and the Great Expulsion, known in French as Le Grand Derangement; and

WHEREAS, the Acadians dispersed to other areas of Canada, to France and to Louisiana and a few Acadians escaped with the help of their native friends and the descendants of these Acadians eventually made their way to what is now the St. John Valley in northern Aroostook County; and

WHEREAS, the World Acadian Congress, or Le Congres Mondial Acadien, is a festival of Acadian and Cajun culture that is held every 5 years; and

WHEREAS, the first World Acadian Congress was held in Moncton, New Brunswick, Canada in 1994, the 2nd congress was held in 1999 in Louisiana, the 3rd congress was held jointly by several Nova Scotia communities and the 4th congress was held on the Acadian peninsula; and

WHEREAS, the 5th World Acadian Congress is to be held jointly in New Brunswick and Quebec, Canada and Aroostook County, Maine; and

WHEREAS, the congress consists of musical festivals, theatrical productions displaying Acadian culture and academic conferences regarding economics, culture and genealogy; and

WHEREAS, the theme of this year's congress is "Acadia of the World, Land and Forest... A New Acadia!" and the congress is organized by representatives from the provinces of Quebec and New Brunswick and the State of Maine; and

WHEREAS, it is important to celebrate and remember the Acadians and their history and the World Acadian Congress 2014 begins on August 8th and ends on August 24th, with the main event occurring on Friday, August 15th in Madawaska, where more than 20,000 celebrants are expected to attend; 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 recognize the World Acadian Congress 2014 and to extend our best wishes for a successful festival; and be it further

RESOLVED: That suitable copies of this resolution, duly authenticated by the Secretary of State, be transmitted to the World Acadian Congress.

**READ.**

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

Representative THERIAULT: Thank you, Mr. Speaker. Mr. Speaker, Ladies and Gentlemen of the House. As one of Acadian descent and having lived in the town in northern Maine founded by Acadians in 1869, I am looking forward to the World Congress of Acadians. One could go into the history of Acadia under numerous wars that were fought between the French and English starting back to the 1600s. The first recorded sailing of migrant families arrived in 1632. There were 78 passengers and 18 crew members on the ship. It was a voyage that lasted 35 days in the Atlantic. The first colony to group arrived at St. Croix Island, what is now part of present day Maine. There were many wars, but the end result was the expulsion of Acadians from Acadia, now known as Nova Scotia, Canada. The English were ruling at the time and asked the Acadians to pay tribute to the King. They refused and the men and young men aged 13 on up were called to a gathering at the church. Doors were locked and families, women and children were loaded on ships to be moved out. The ships were out there in the ocean waiting. Homes were burnt and the remaining men loaded on ships and disbursed

along the eastern sea coast. Many died as a result. Many were placed in New Brunswick, Canada, and were later removed from that area once again. A group made its way up the St. John River, over Grand Falls. They knew this was to be their place since the English could not maneuver their ships over the falls. Had it not been for the Maliseet and the Micmac Indians helping with housing and food, they would have never made it through the first winter. The colony of what is now Madawaska still stands and that is one of the reasons for the celebration on August 15, 2014, in Madawaska. As usual, there is always a love story in such times and the poem *Evangeline*, by Henry Wadsworth Longfellow, tells of a young woman and her search for her long lost love Gabriel during the time of the expulsion of the Acadians. The story goes on to say that Evangeline working as a nurse finds Gabriel in St. Martinville, Louisiana, on his dying bed. The World Congress of Acadian celebration in Maine, New Brunswick and Quebec, which is international for the first time, is a family festivity, food, music and a great time to be enjoyed by all. Thank you, Ladies and Gentlemen of the House.

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

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On motion of Representative RANKIN of Hiram, the following House Order: (H.O. 45)

**ORDERED**, that Representative Paul Edward Bennett of Kennebunk be excused March 27, April 1 and 7 for personal reasons.

**AND BE IT FURTHER ORDERED**, that Representative Mark N. Dion of Portland be excused April 10 for personal reasons.

**AND BE IT FURTHER ORDERED**, that Representative Aaron M. Frey of Bangor be excused April 10 for personal reasons.

**AND BE IT FURTHER ORDERED**, that Representative Deane Rykerson of Kittery be excused April 15 for personal reasons and legislative business.

**READ and PASSED.**

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#### **SPECIAL SENTIMENT CALENDAR**

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

##### **In Memory of:**

Amanda M. Dempsey, of Auburn and formerly of Turner and Harpswell, whose journey with cancer led to the creation of the Patrick Dempsey Center for Cancer Hope and Healing. Ms. Dempsey was born in West Grove, Pennsylvania and was an avid gardener, quilter and hunter. She worked as a secretary at Buckfield High School for many years. She loved renovating old houses, loved her dogs and was very proud of her children's accomplishments. Ms. Dempsey was diagnosed with cancer in 1997 and fought multiple recurrences through the years. In 2007, her family approached Central Maine Medical Center, where Ms. Dempsey had her cancer treatments, with the idea of creating a local cancer support organization. A year later, her children, Patrick, Mary and Alicia, founded the center to provide free cancer support, education and integrative medicine services to people affected by cancer. Ms. Dempsey was a regular volunteer at the Patrick Dempsey Center for Cancer Hope and Healing, quilting and sewing items for the center and talking with patients. For the past 5 years, Ms. Dempsey led the Amgen Breakaway from Cancer Survivor Walk during the annual Dempsey Challenge fundraiser, an event that attracts participants from 40 states and 11 countries and has raised more than \$5 million. Ms. Dempsey will be greatly missed and long

remembered by her loving family, her many friends and those whose lives she touched;

(HLS 976)

Presented by Representative ROTUNDO of Lewiston.

Cosponsored by Senator CLEVELAND of Androscoggin, Representative BEAULIEU of Auburn, Representative BOLDUC of Auburn, Representative WERTS of Auburn, Representative TIMBERLAKE of Turner, Senator MASON of Androscoggin, Representative SAXTON of Harpswell, Senator GERZOFKY of Cumberland, Representative CAREY of Lewiston, Representative CRAFTS of Lisbon, Representative ESPLING of New Gloucester, Representative JACKSON of Oxford, Representative KNIGHT of Livermore Falls, Representative LAJOIE of Lewiston, Representative McCLELLAN of Raymond, Representative NEWENDYKE of Litchfield, Representative POWERS of Naples, Representative WOOD of Sabattus, Senator CRAVEN of Androscoggin, Representative LIBBY of Lewiston.

On **OBJECTION** of Representative ROTUNDO of Lewiston, was **REMOVED** from the Special Sentiment Calendar.

##### **READ.**

The **SPEAKER**: The Chair recognizes the Representative from Lewiston, Representative Rotundo.

Representative **ROTUNDO**: Thank you, Mr. Speaker. Mr. Speaker, Ladies and Gentlemen of the House. It is a great honor for me to speak today about the rich and full life of Amanda Dempsey. Mrs. Dempsey was a wonderful woman. She was a devoted and beloved mother and wife. Mrs. Dempsey was an unassuming person who was thrust into a limelight she never sought. She accepted her more public role with grace and kindness, however. She brought the lessons she had learned through her experiences with cancer to others she talked with and counseled. Her understanding and wisdom brought hope, comfort and healing to others and her courage inspired all whose lives she touched. Mrs. Dempsey gave generously of herself, and her love and warmth gave strength to others. So many lives have been comforted and made easier as a result of Amanda Dempsey's caring. On behalf of this body, I extend our sympathy to Mrs. Dempsey's family and I ask that when the Legislature adjourns today, we do so in the name and everlasting memory of Amanda Dempsey.

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

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

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#### **CONSENT CALENDAR**

##### **First Day**

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

(H.P. 1229) (L.D. 1719) Bill "An Act To Improve Education about and Awareness of Maine's Health Laws and Resources" Committee on **APPROPRIATIONS AND FINANCIAL AFFAIRS** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-844)**

On motion of Representative FREDETTE of Newport, was **REMOVED** from the Second Day Consent Calendar.

The Committee Report was **READ**.

The same Representative **REQUESTED** a roll call on **ACCEPTANCE** of the **Unanimous Ought to Pass as Amended Report**.

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

The SPEAKER: A roll call has been ordered. The pending question before the House is Acceptance of the Unanimous Ought to Pass as Amended Report. All those in favor will vote yes, those opposed will vote no.

**ROLL CALL NO. 719**

YEA - Beaudoin, Beavers, Beck, Berry, Boland, Bolduc, Briggs, Brooks, Campbell J, Carey, Casavant, Cassidy, Chapman, Chenette, Chipman, Cooper, DeChant, Devin, Dickerson, Dill, Dorney, Evangelos, Farnsworth, Fowle, Frey, Gattine, Gideon, Gilbert, Graham, Grant, Hamann, Herbig, Hickman, Hobbins, Hubbell, Jones, Jorgensen, Kaenrath, Kornfield, Kruger, Kumiega, Kusiak, Lajoie, Libby N, Longstaff, Luchini, MacDonald W, Malaby, 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, Short, Stanley, Stuckey, Tipping-Spitz, Treat, Verow, Villa, Welsh, Werts, Mr. Speaker.

NAY - 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, Marean, McClellan, McElwee, Newendyke, Nutting, Parry, Pease, Peavey Haskell, Pouliot, Reed, Sanderson, Sirocki, Timberlake, Turner, Volk, Wallace, Weaver, Willette, Wilson, Winchenbach, Winsor, Wood.

ABSENT - Ayotte, Daughtry, Dion, Goode, Harlow, Hayes, Johnson D, Kent, Nadeau A, Noon, Theriault, Tyler.

Yes, 86; No, 53; Absent, 12; Excused, 0.

86 having voted in the affirmative and 53 voted in the negative, with 12 being absent, and accordingly the **Unanimous Ought to Pass as Amended Report** was **ACCEPTED**.

The Bill was **READ ONCE**. **Committee Amendment "A" (H-844)** was **READ** by the Clerk.

Subsequently, on motion of Representative BERRY of Bowdoinham, **TABLED** pending **ADOPTION** of **Committee Amendment "A" (H-844)** and later today assigned.

**ENACTORS**

**Emergency Measure**

An Act To Correct Errors and Inconsistencies in the Laws of Maine

(H.P. 1323) (L.D. 1841)

(C. "A" H-841)

Reported by the Committee on **Engrossed Bills** as truly and strictly engrossed. This being an emergency measure, a two-thirds vote of all the members elected to the House being necessary, a total was taken. 126 voted in favor of the same and 0 against, and accordingly the Bill was **PASSED TO BE ENACTED**, signed by the Speaker and sent to the Senate.

**Acts**

An Act To Provide Former Employees of the Maine Military Authority the Ability To Sue for Severance Pay

(S.P. 740) (L.D. 1837)

(C. "A" S-524)

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.

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 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.

An Act To Provide for a Quorum at the Public Utilities Commission (EMERGENCY)

(H.P. 1191) (L.D. 1619)

(S. "A" S-461 to C. "A" H-645)

**TABLED** - April 16, 2014 (Till Later Today) by Representative BERRY of Bowdoinham.

**PENDING - RECONSIDERATION** (Returned by the Governor without his approval).

The SPEAKER: The Chair recognizes the Representative from Bowdoinham, Representative Berry.

Representative **BERRY**: Thank you, Mr. Speaker. Mr. Speaker, Men and Women of the House. The veto before us is one that relates closely to a Governor's bill that was introduced yesterday, which represents a compromise around this issue. For that reason and because the new bill has taken care of the issue, I will be voting to sustain the veto of the Chief Executive today. Thank you, Mr. Speaker.

The SPEAKER: The Chair recognizes the Representative from Newport, Representative Fredette.

Representative **FREDETTE**: Thank you Mr. Speaker. I just wanted to thank the good Representative from Bowdoinham for joining us in sustaining the veto.

The SPEAKER: The Chair recognizes the Representative from Saco, Representative Hobbins.

Representative **HOBBINS**: Thank you, Mr. Speaker. Mr. Speaker, Men and Women of the House. I, too, will concur with the good leaders and say that this is one that I very proudly sustain. Thank you.

The SPEAKER: The Chair recognizes the Representative from Harrison, Representative Villa.

Representative **VILLA**: Thank you, Mr. Speaker. Mr. Speaker, Ladies and Gentlemen of the House. This is an incredibly important bill. This is to provide transparency in the decisions of the PUC and an upcoming item that will come before them. There is a conflict of interest related to the current PUC members and this will provide a separate appointed body to make sure that the personal interest of the current members are not intersected with the decision that is to be made. This is incredibly important. The people of Maine need transparency in the decisions that the Public Utilities Commission make. I urge you, I strongly urge you to reconsider this vote. Thank you.

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

Representative **RUSSELL**: Thank you, Mr. Speaker. Mr. Speaker, Men and Women of the House. I couldn't agree more, for the most part, with the good Representative Villa. I do think that it brings up a good point and that is that folks probably need an explanation about what is happening. So, this is my bill. I am asking you to sustain the veto, but let me explain the history of this bill a little bit so that folks understand what is happening, unless nobody wants to hear it. So, late last summer, a story came out in the *Press Herald* about the Public Utilities Commission. There is a pending rate case dealing with Fryeburg Water Company and Nestle Water Company. Inadvertently, a

good portion of the commissioners that could have been looking at that rate case, it turned out had a conflict of interest. This is a once in 20 or 25 year rate case. Nobody was paying too close attention about the conflicts. They were looking mainly at the electricity side of things, which is where the predominate rate cases are. It just happened that there ended up being a conflict of interest with enough commissioners that they could not meet a quorum. The Office of the Public Advocate usually steps in, in that instance, but the Office of Public Advocate also had a conflict. So, what we are trying to do is to ensure that the Public Utilities Commission is able to actually get to a quorum in order for this rate case to move forward.

Now, we did work this bill pretty heavily. I worked with Director Woodcock from the Chief Executive's energy office. I worked with Chairman Welch and then we brought it back to the committee and we worked the bill pretty intensely and then it passed through the Legislature and got to the Chief Executive's desk where there were some questions that were brought up. We were planning to recall the bill from the Chief Executive's desk so that we could make those technical changes that was unable to happen, so they ended up vetoing the bill the very next day, or the day after the Chief Executive introduced a new bill, which I was the sponsor of, which came to the floor yesterday for a straight up vote, which fixes this so that there is a compromise bill. We have already passed through the Legislature a very similar bill to this, so today we are in a good position to sustain the veto because we have worked through the technical details and there will be transparency in this process. The people of Fryeburg will have their opportunity to have a day in court, as will the folks from Nestle. This is a very important rate case. It has a lot of people on both sides of the issue who really, really, really want their day in court. We gave that to them yesterday through the bill that we passed through the Legislature yesterday. Again, this is my bill and I am asking you to sustain the veto knowing that we have actually already passed a bill that will be signed into law, if it has not already by the Chief Executive. I appreciate the good Representative Villa for her enthusiasm on this because this is a very important issue, and I am sorry, we should have explained to the body exactly what was happening so that there was not confusion. Thank you.

The SPEAKER: The Chair recognizes the Representative from Harrison, Representative Villa.

Representative VILLA: I would like to thank the Representative from Portland for her explanation. I will defer to her. Thank you.

Subsequently, after reconsideration, the House proceeded to vote on the question, 'Shall this Bill become a law notwithstanding the objections of the Governor?' A roll call was taken.

The SPEAKER: The pending question before the House is 'Shall this Bill become a law notwithstanding the objections of the Governor?' All those in favor will vote yes, those opposed will vote no.

**ROLL CALL NO. 720V**

YEA - Kruger.

NAY - Beaudoin, Beaulieu, Beavers, Beck, Bennett, Berry, Black, Boland, Bolduc, Briggs, Campbell J, Campbell R, Carey, Casavant, Cassidy, Chapman, Chase, Chenette, Chipman, Clark, Cooper, Cotta, Crafts, Cray, Crockett, Davis, DeChant, Devin, Dickerson, Dill, Dion, Doak, Dorney, Dunphy, Duprey, Espling, Evangelos, Farnsworth, Fitzpatrick, Fowle, Fredette, Frey, Gattine, Gideon, Gifford, Gilbert, Gillway, Graham, Grant, Guerin, Hamann, Harvell, Hayes, Herbig, Hickman, Hobbins, Hubbell, Jackson, Johnson P, Jones, Jorgensen, Kaenrath, Kent, Keschl, Kinney, Knight, Kornfield, Kumiega, Kusiak, Lajoie, Libby A,

Libby N, Lockman, Long, Longstaff, Luchini, MacDonald S, MacDonald W, Maker, Malaby, Marean, Marks, Mason, Mastraccio, McCabe, McClellan, McElwee, McGowan, McLean, Monaghan-Derrig, Moonen, Moriarty, Morrison, Nadeau C, Nelson, Newendyke, Nutting, Parry, Pease, Peavey Haskell, Peoples, Peterson, Plante, Pouliot, Powers, Priest, Pringle, Rankin, Reed, Rochelo, Rotundo, Russell, Rykerson, Sanborn, Sanderson, Saucier, Saxton, Schneck, Shaw, Short, Sirocki, Stanley, Stuckey, Theriault, Timberlake, Tipping-Spitz, Treat, Turner, Tyler, Verow, Villa, Volk, Wallace, Weaver, Welsh, Werts, Willette, Wilson, Winchenbach, Winsor, Wood, Mr. Speaker.

ABSENT - Ayotte, Brooks, Daughtry, Goode, Harlow, Johnson D, Nadeau A, Noon.

Yes, 1; No, 142; Absent, 8; Excused, 0.

1 having voted in the affirmative and 142 voted in the negative, with 8 being absent, and accordingly the Veto was **SUSTAINED**.

**SENATE PAPERS**

**Non-Concurrent Matter**

An Act Regarding the Issuance of a Permit To Carry a Concealed Handgun

(H.P. 183) (L.D. 222)

**PASSED TO BE ENACTED** in the House on April 1, 2014. (Having previously been **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-730) AS AMENDED BY HOUSE AMENDMENT "A" (H-739)** thereto)

Came from the Senate **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-730) AS AMENDED BY HOUSE AMENDMENT "A" (H-739) AND SENATE AMENDMENT "B" (S-547)** thereto in **NON-CONCURRENCE**.

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

**Non-Concurrent Matter**

An Act To Require Forest Rangers To Be Trained in Order To Allow Them To Carry Firearms

(H.P. 206) (L.D. 297)

**PASSED TO BE ENACTED** in the House on March 20, 2014. (Having previously been **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-608)**)

Came from the Senate **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-608) AS AMENDED BY SENATE AMENDMENT "B" (S-546)** thereto in **NON-CONCURRENCE**.

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

**Non-Concurrent Matter**

An Act To Establish the Maine Length of Service Award Program

(H.P. 819) (L.D. 1154)

**PASSED TO BE ENACTED** in the House on March 20, 2014. (Having previously been **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "B" (H-644)**)

Came from the Senate **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "B" (H-644) AS AMENDED BY SENATE AMENDMENT "A" (S-545)** thereto in **NON-CONCURRENCE**.

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



**Non-Concurrent Matter**

An Act To Amend the Laws Governing Retirement Benefits for Capitol Police Officers

(S.P. 412) (L.D. 1175)

**PASSED TO BE ENACTED** in the House on March 21, 2014. (Having previously been **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-413)**)

Came from the Senate **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-413) AS AMENDED BY SENATE AMENDMENT "A" (S-544)** thereto in **NON-CONCURRENCE**.

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

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**Non-Concurrent Matter**

An Act To Amend the Veterans' Services Laws

(H.P. 1184) (L.D. 1612)

**PASSED TO BE ENACTED** in the House on March 21, 2014. (Having previously been **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-694)**)

Came from the Senate **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-694) AS AMENDED BY SENATE AMENDMENT "A" (S-543)** thereto in **NON-CONCURRENCE**.

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

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**Non-Concurrent Matter**

An Act To Encourage Charitable Contributions to Nonprofit Organizations

(S.P. 659) (L.D. 1664)

**PASSED TO BE ENACTED** in the House on April 8, 2014. (Having previously been **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-492)**)

Came from the Senate **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-492) AS AMENDED BY SENATE AMENDMENT "A" (S-542)** thereto in **NON-CONCURRENCE**.

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

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**Non-Concurrent Matter**

An Act To Further Delegate Permit-granting Authority to the Bureau of Forestry

(S.P. 657) (L.D. 1673)

**PASSED TO BE ENACTED** in the House on March 26, 2014. (Having previously been **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-428)**)

Came from the Senate **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-428) AS AMENDED BY SENATE AMENDMENT "A" (S-541)** thereto in **NON-CONCURRENCE**.

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

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**Non-Concurrent Matter**

An Act To Appropriate Funds for the Ongoing Operation of the Maine Criminal Justice Academy

(H.P. 1202) (L.D. 1679)

**PASSED TO BE ENACTED** in the House on March 4, 2014. (Having previously been **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-617)**)

Came from the Senate **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-617) AS**

**AMENDED BY SENATE AMENDMENT "A" (S-540)** thereto in **NON-CONCURRENCE**.

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

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**Non-Concurrent Matter**

Resolve, To Improve Degree and Career Attainment for Former Foster Children

(H.P. 1206) (L.D. 1683)

**FINALLY PASSED** in the House on April 1, 2014. (Having previously been **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-753)**)

Came from the Senate **PASSED TO BE ENGROSSED AS AMENDED BY SENATE AMENDMENT "A" (S-539)** in **NON-CONCURRENCE**.

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

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**Non-Concurrent Matter**

An Act To Provide Funding for the Veterans Treatment Courts

(H.P. 1221) (L.D. 1697)

**PASSED TO BE ENACTED** in the House on March 11, 2014. (Having previously been **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-649)**)

Came from the Senate **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-649) AS AMENDED BY SENATE AMENDMENT "A" (S-538)** thereto in **NON-CONCURRENCE**.

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

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**Non-Concurrent Matter**

An Act To Exempt from Sales and Use Tax Sales of Publications To Be Distributed without Charge and Printed Materials Included in Publications (EMERGENCY)

(H.P. 1232) (L.D. 1722)

**PASSED TO BE ENACTED** in the House on February 20, 2014. (Having previously been **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-609)**)

Came from the Senate **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-609) AS AMENDED BY SENATE AMENDMENT "A" (S-536)** thereto in **NON-CONCURRENCE**.

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

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**Non-Concurrent Matter**

An Act To Create a Cold Case Homicide Unit in the Department of the Attorney General

(H.P. 1242) (L.D. 1734)

**PASSED TO BE ENACTED** in the House on March 24, 2014. (Having previously been **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-708)**)

Came from the Senate **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-708) AS AMENDED BY SENATE AMENDMENT "A" (S-535)** thereto in **NON-CONCURRENCE**.

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

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**Non-Concurrent Matter**

An Act To Facilitate Informed Planning for Higher Education and Careers

(H.P. 1253) (L.D. 1746)

**PASSED TO BE ENACTED** in the House on March 31, 2014. (Having previously been **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-743)**)

Came from the Senate **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-743) AS AMENDED BY SENATE AMENDMENT "A" (S-537)** thereto in **NON-CONCURRENCE**.

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

**Non-Concurrent Matter**

An Act To Provide Additional Authority to the State Board of Corrections (EMERGENCY)

(S.P. 730) (L.D. 1824)

**PASSED TO BE ENACTED** in the House on April 14, 2014. (Having previously been **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-511)**)

Came from the Senate **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-511) AS AMENDED BY SENATE AMENDMENT "A" (S-533)** thereto in **NON-CONCURRENCE**.

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

**Non-Concurrent Matter**

An Act To Increase Employment Opportunities for Veterans

(S.P. 735) (L.D. 1832)

**PASSED TO BE ENACTED** in the House on April 3, 2014. (Having previously been **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-477)**)

Came from the Senate **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-477) AS AMENDED BY SENATE AMENDMENT "A" (S-532)** thereto in **NON-CONCURRENCE**.

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

**Non-Concurrent Matter**

An Act To Implement the Recommendations of the Substance Abuse Services Commission with Regard to the Controlled Substances Prescription Monitoring Program (EMERGENCY)

(S.P. 743) (L.D. 1840)

**PASSED TO BE ENACTED** in the House on March 26, 2014. (Having previously been **PASSED TO BE ENGROSSED**)

Came from the Senate **PASSED TO BE ENGROSSED AS AMENDED BY SENATE AMENDMENT "A" (S-531)** in **NON-CONCURRENCE**.

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

**Non-Concurrent Matter**

Resolve, To Establish the Commission To Strengthen the Adequacy and Equity of Certain Cost Components of the School Funding Formula (EMERGENCY)

(H.P. 1335) (L.D. 1850)

**FINALLY PASSED** in the House on April 9, 2014. (Having previously been **PASSED TO BE ENGROSSED AS AMENDED BY SENATE AMENDMENT "B" (S-504)**)

Came from the Senate **PASSED TO BE ENGROSSED AS AMENDED BY SENATE AMENDMENTS "B" (S-504) AND "C" (S-530)** in **NON-CONCURRENCE**.

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

**Non-Concurrent Matter**

Resolve, To Establish the Commission To Study Business Format Franchising

(H.P. 1043) (L.D. 1458)

(C. "A" H-669)

**FINALLY PASSED** in the House on April 10, 2014.

Came from the Senate with the Bill and accompanying papers **INDEFINITELY POSTPONED** in **NON-CONCURRENCE**.

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

**Non-Concurrent Matter**

Resolve, To Require a Study of the Payment of Motor Vehicle Excise Tax by Public Utilities

(H.P. 1259) (L.D. 1754)

(C. "A" H-774)

**FINALLY PASSED** in the House on April 7, 2014.

Came from the Senate with the Bill and accompanying papers **INDEFINITELY POSTPONED** in **NON-CONCURRENCE**.

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

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

**CONSENT CALENDAR**

**First Day**

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

(S.P. 753) (L.D. 1855) Bill "An Act To Validate Certain Proceedings Authorizing the Issuance of Bonds and Notes of the Town of Old Orchard Beach" (EMERGENCY) Committee on **APPROPRIATIONS AND FINANCIAL AFFAIRS** reporting **Ought to Pass**

(S.P. 172) (L.D. 440) Bill "An Act To Support Community Health Centers through Tax Credits for Dentists and Primary Care Professionals Practicing in Underserved Areas" Committee on **APPROPRIATIONS AND FINANCIAL AFFAIRS** reporting **Ought to Pass as Amended by Committee Amendment "B" (S-548)**

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

There being no objection, the Senate Papers were **PASSED TO BE ENGROSSED** or **PASSED TO BE ENGROSSED as Amended** in concurrence.

**ENACTORS**

**Emergency Measure**

An Act To Restore MaineCare Coverage for Ambulatory Surgical Center Services

(H.P. 265) (L.D. 390)

(C. "B" H-840)

Reported by the Committee on **Engrossed Bills** as truly and strictly engrossed. This being an emergency measure, a two-thirds vote of all the members elected to the House being necessary, a total was taken. 136 voted in favor of the same an

3 against, and accordingly the Bill was **PASSED TO BE ENACTED**, signed by the Speaker and sent to the Senate.

1 against, and accordingly the Bill was **PASSED TO BE ENACTED**, signed by the Speaker and sent to the Senate.

**Acts**

An Act To Establish a State Board of Dental Hygiene  
(H.P. 657) (L.D. 933)  
(C. "B" H-845)

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

On motion of Representative FREDETTE of Newport, was **SET ASIDE**.

The same Representative **REQUESTED** a roll call on **PASSAGE TO BE ENACTED**.

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

The **SPEAKER**: A roll call has been ordered. The pending question before the House is Passage to be Enacted. All those in favor will vote yes, those opposed will vote no.

**ROLL CALL NO. 721**

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

**NAY - NONE.**

**ABSENT** - Ayotte, Bennett, Goode, Harlow, Johnson D, Nadeau A, Noon, Rochelo.

Yes, 143; No, 0; Absent, 8; Excused, 0.

143 having voted in the affirmative and 0 voted in the negative, with 8 being absent, and accordingly the Bill was **PASSED TO BE ENACTED**, signed by the Speaker and sent to the Senate.

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

**Emergency Measure**

An Act To Validate Certain Proceedings Authorizing the Issuance of Bonds and Notes of the Town of Old Orchard Beach  
(S.P. 753) (L.D. 1855)

Reported by the Committee on **Engrossed Bills** as truly and strictly engrossed. This being an emergency measure, a two-thirds vote of all the members elected to the House being necessary, a total was taken. 125 voted in favor of the same and

**Acts**

An Act To Create a Tax Credit for Primary Care Professionals Practicing in Underserved Areas  
(S.P. 172) (L.D. 440)  
(C. "B" S-548)

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

On motion of Representative FREDETTE of Newport, was **SET ASIDE**.

The same Representative **REQUESTED** a roll call on **PASSAGE TO BE ENACTED**.

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

The **SPEAKER**: The Chair recognizes the Representative from Chelsea, Representative Sanderson.

Representative **SANDERSON**: Thank you, Mr. Speaker. Mr. Speaker, Ladies and Gentlemen of the House. We did vote unanimous on this bill last year. This was a carryover. However, there has been something changed in it that I think is quite important. The funding stream for this has changed. We have in our state the program called the Maine Medical Marijuana Program. This program is self-funded and has to be self-funded. It also cannot rely on any General Fund dollars. Yet, since the program has started to be successful, I have seen on a couple of occasions where some of this money that is supposed to be reserved for the program, and statutorily, which we have already passed this year, if there is an overage in the fund, it is supposed to go back to the caregivers and the dispensaries in the form of reduced fees because that is what is funding the program. All of a sudden, we are starting to see little dribs, little drabs, someone grabbing a piece here, someone grabbing a piece there to fund all different kinds of programs. I don't agree with this. I urge you not to agree with this. This is not the way we should be handling the funds for that program. If this is an important bill, which obviously it was, because it passed with a roll call, unanimously, last year, then they should find the appropriate funding forum. Thank you.

The **SPEAKER**: A roll call has been ordered. The pending question before the House is Passage to be Enacted. All those in favor will vote yes, those opposed will vote no.

**ROLL CALL NO. 722**

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

**NAY** - Bennett, Black, Campbell R, Chase, Clark, Cotta, Crafts, Cray, Crockett, Davis, Doak, Dunphy, Duprey, Fitzpatrick, Fredette, Gifford, Gillway, Harvell, Jackson, Johnson P, Kinney,

Libby A, Lockman, Long, MacDonald S, Maker, Malaby, Marean, McClellan, McElwee, Nutting, Parry, Pease, Peavey Haskell, Reed, Sanderson, Sirocki, Timberlake, Turner, Tyler, Wallace, Weaver, Willette, Winchenbach, Wood.

ABSENT - Ayotte, Dorney, Goode, Harlow, Johnson D, Nadeau A, Noon, Wilson.

Yes, 98; No, 45; Absent, 8; Excused, 0.

98 having voted in the affirmative and 45 voted in the negative, with 8 being absent, and accordingly the Bill was **PASSED TO BE ENACTED**, signed by the Speaker and sent to the Senate.

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An Act To Establish the Maine Length of Service Award Program

(H.P. 819) (L.D. 1154)  
(S. "A" S-545 to C. "B" H-644)

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.

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An Act Regarding the Issuance of a Permit To Carry a Concealed Handgun

(H.P. 183) (L.D. 222)  
(H. "A" H-739 and S. "B" S-547 to C. "A" H-730)

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

On motion of Representative FREDETTE of Newport, was **SET ASIDE**.

The same Representative **REQUESTED** a roll call on **PASSAGE TO BE ENACTED**.

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

The SPEAKER: A roll call has been ordered. The pending question before the House is Passage to be Enacted. All those in favor will vote yes, those opposed will vote no.

**ROLL CALL NO. 723**

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

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

ABSENT - Ayotte, Dorney, Goode, Harlow, Johnson D, Nadeau A, Noon, Wilson.

Yes, 88; No, 55; Absent, 8; Excused, 0.

88 having voted in the affirmative and 55 voted in the negative, with 8 being absent, and accordingly the Bill was **PASSED TO BE ENACTED**, signed by the Speaker and sent to the Senate.

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An Act To Require Forest Rangers To Be Trained in Order To Allow Them To Carry Firearms

(H.P. 206) (L.D. 297)  
(S. "B" S-546 to C. "A" H-608)

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

On motion of Representative FREDETTE of Newport, was **SET ASIDE**.

The same Representative **REQUESTED** a roll call on **PASSAGE TO BE ENACTED**.

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

The SPEAKER: A roll call has been ordered. The pending question before the House is Passage to be Enacted. All those in favor will vote yes, those opposed will vote no.

**ROLL CALL NO. 724**

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

NAY - Black, Chapman, Crafts, Jackson, Keschl, Marean, McClellan, McGowan, Nelson, Peavey Haskell, Plante, Timberlake, Winsor.

ABSENT - Ayotte, Dorney, Goode, Harlow, Johnson D, Nadeau A, Noon, Wilson.

Yes, 130; No, 13; Absent, 8; Excused, 0.

130 having voted in the affirmative and 13 voted in the negative, with 8 being absent, and accordingly the Bill was **PASSED TO BE ENACTED**, signed by the Speaker and sent to the Senate.

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An Act To Amend the Veterans' Services Laws

(H.P. 1184) (L.D. 1612)  
(S. "A" S-543 to C. "A" H-694)

An Act To Encourage Charitable Contributions to Nonprofit Organizations

(S.P. 659) (L.D. 1664)  
(S. "A" S-542 to C. "A" S-492)

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.

An Act To Review the Laws Governing Retirement Benefits for Certain State Employees

(H.P. 1206) (L.D. 1683)  
(S. "A" S-539)

(S.P. 412) (L.D. 1175)  
(S. "A" S-544 to C. "A" S-413)

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

On motion of Representative WILLETTE of Mapleton, was **SET ASIDE**.

The same Representative **REQUESTED** a roll call on **PASSAGE TO BE ENACTED**.

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

The **SPEAKER**: A roll call has been ordered. The pending question before the House is Passage to be Enacted. All those in favor will vote yes, those opposed will vote no.

**ROLL CALL NO. 725**

YEA - Beaudoin, Beaulieu, Beavers, Beck, Berry, Boland, Bolduc, Briggs, Brooks, Campbell J, Carey, Casavant, Cassidy, Chapman, Chase, Chenette, Chipman, Clark, Cooper, Cotta, Daughtry, DeChant, Devin, Dickerson, Dill, Dion, Doak, Evangelos, Farnsworth, Fowle, Frey, Gattine, Gideon, Gilbert, Graham, Grant, Hamann, Hayes, Herbig, Hickman, Hobbins, Hubbell, Jones, Jorgensen, Kaenrath, Kent, Keschl, Knight, Kornfield, Kruger, Kumiega, Kusiak, Lajoie, Libby N, Longstaff, Luchini, MacDonald W, Maker, Marean, Marks, Mason, Mastraccio, McCabe, McGowan, McLean, Monaghan-Derrig, Moonen, Moriarty, Morrison, Nadeau C, Nelson, Nutting, Parry, Peoples, Peterson, Plante, Pouliot, Powers, Priest, Pringle, Rankin, Rochelo, Rotundo, Russell, Rykerson, Sanborn, Saucier, Saxton, Schneck, Shaw, Short, Stanley, Stuckey, Theriault, Tipping-Spitz, Treat, Turner, Verow, Villa, Volk, Welsh, Werts, Winchenbach, Winsor, Mr. Speaker.

NAY - Bennett, Black, Campbell R, Crafts, Cray, Crockett, Davis, Dunphy, Duprey, Espling, Fitzpatrick, Fredette, Gifford, Gillway, Guerin, Harvell, Jackson, Johnson P, Kinney, Libby A, Lockman, Long, MacDonald S, Malaby, McClellan, McElwee, Newendyke, Pease, Peavey Haskell, Reed, Sanderson, Sirocki, Timberlake, Tyler, Wallace, Weaver, Willette, Wood.

ABSENT - Ayotte, Dorney, Goode, Harlow, Johnson D, Nadeau A, Noon, Wilson.

Yes, 105; No, 38; Absent, 8; Excused, 0.

105 having voted in the affirmative and 38 voted in the negative, with 8 being absent, and accordingly the Bill was **PASSED TO BE ENACTED**, signed by the Speaker and sent to the Senate.

An Act To Further Delegate Permit-granting Authority to the Bureau of Forestry

(S.P. 657) (L.D. 1673)  
(S. "A" S-541 to C. "A" S-428)

An Act To Appropriate Funds for the Maine Criminal Justice Academy, Code Enforcement Officer Training, Increased Enforcement of Tax Collection, Water Quality Control, Clinical Staff at the Maine State Prison and HIV Prevention Education

(H.P. 1202) (L.D. 1679)  
(S. "A" S-540 to C. "A" H-617)

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.

An Act To Improve Degree and Career Attainment for Former Foster Children

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

On motion of Representative McCABE of Skowhegan, was **SET ASIDE**.

The same Representative **REQUESTED** a roll call on **PASSAGE TO BE ENACTED**.

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

The **SPEAKER**: A roll call has been ordered. The pending question before the House is Passage to be Enacted. All those in favor will vote yes, those opposed will vote no.

**ROLL CALL NO. 726**

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

NAY - NONE.

ABSENT - Ayotte, Dorney, Goode, Harlow, Johnson D, Nadeau A, Noon, Theriault, Wilson.

Yes, 142; No, 0; Absent, 9; Excused, 0.

142 having voted in the affirmative and 0 voted in the negative, with 9 being absent, and accordingly the Bill was **PASSED TO BE ENACTED**, signed by the Speaker and sent to the Senate.

**Emergency Measure**

An Act To Exempt from Sales and Use Tax Sales of Publications To Be Distributed without Charge and Printed Materials Included in Publications

(H.P. 1232) (L.D. 1722)  
(S. "A" S-536 to C. "A" H-609)

Reported by the Committee on **Engrossed Bills** as truly and strictly engrossed. This being an emergency measure, a two-thirds vote of all the members elected to the House being necessary, a total was taken. 118 voted in favor of the same and 1 against, and accordingly the Bill was **PASSED TO BE ENACTED**, signed by the Speaker and sent to the Senate.

**Acts**

An Act To Create a Cold Case Homicide Unit in the Department of the Attorney General

(H.P. 1242) (L.D. 1734)  
(S. "A" S-535 to C. "A" H-708)

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.

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

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An Act To Provide Funding for the Veterans Treatment Courts

(H.P. 1221) (L.D. 1697)  
(S. "A" S-538 to C. "A" H-649)

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

On motion of Representative McCABE of Skowhegan, was **SET ASIDE**.

The same Representative **REQUESTED** a roll call on **PASSAGE TO BE ENACTED**.

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

The **SPEAKER**: A roll call has been ordered. The pending question before the House is Passage to be Enacted. All those in favor will vote yes, those opposed will vote no.

**ROLL CALL NO. 727**

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

NAY - NONE.

ABSENT - Ayotte, Dorney, Goode, Harlow, Johnson D, Nadeau A, Noon, Wilson.

Yes, 143; No, 0; Absent, 8; Excused, 0.

143 having voted in the affirmative and 0 voted in the negative, with 8 being absent, and accordingly the Bill was **PASSED TO BE ENACTED**, signed by the Speaker and sent to the Senate.

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

**Emergency Measure**

An Act To Provide Additional Authority to the State Board of Corrections

(S.P. 730) (L.D. 1824)  
(S. "A" S-533 to C. "A" S-511)

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

Representative FREDETTE of Newport **REQUESTED** a roll call on **PASSAGE TO BE ENACTED**.

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

The **SPEAKER**: A roll call has been ordered. The pending question before the House is Passage to be Enacted. All those in favor will vote yes, those opposed will vote no.

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

**ROLL CALL NO. 728**

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

NAY - Black, Cray, Davis, Dunphy, Gifford, Harvell, Johnson P, Kusiak, Libby A, Lockman, Long, Malaby, Peavey Haskell, Turner, Wallace.

ABSENT - Ayotte, Dorney, Goode, Harlow, Johnson D, Nadeau A, Noon, Wilson.

Yes, 128; No, 15; Absent, 8; Excused, 0.

128 having voted in the affirmative and 15 voted in the negative, with 8 being absent, and accordingly the Bill was **PASSED TO BE ENACTED**, signed by the Speaker and sent to the Senate.

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**Acts**

An Act To Facilitate Informed Planning for Higher Education and Careers

(H.P. 1253) (L.D. 1746)  
(S. "A" S-537 to C. "A" H-743)

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

On motion of Representative McCABE of Skowhegan, was **SET ASIDE**.

The same Representative **REQUESTED** a roll call on **PASSAGE TO BE ENACTED**.

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

The SPEAKER: A roll call has been ordered. The pending question before the House is Passage to be Enacted. All those in favor will vote yes, those opposed will vote no.

**ROLL CALL NO. 729**

YEA - Beaudoin, Beaulieu, Beavers, Beck, Bennett, Berry, Black, Boland, Bolduc, Briggs, Brooks, Campbell J, Campbell R, Carey, Casavant, Cassidy, Chapman, Chase, Chenette, Chipman, Clark, Cooper, Cotta, Crafts, Cray, Crockett, Daughtry, Davis, DeChant, Devin, Dickerson, Dill, Dion, Doak, Dunphy, Duprey, Espling, Evangelos, Farnsworth, Fitzpatrick, Fowle, Fredette,

Frey, Gattine, Gideon, Gifford, Gilbert, Gillway, Graham, Grant, Guerin, Hamann, Harvell, Hayes, Herbig, Hickman, Hobbins, Hubbell, Jackson, Johnson P, Jones, Jorgensen, Kaenrath, Kent, Keschl, Kinney, Knight, Kornfield, Kruger, Kumiega, Kusiak, Lajoie, Libby A, Libby N, Lockman, Long, Longstaff, Luchini, MacDonald S, MacDonald W, Maker, Malaby, Marean, Marks, Mason, Mastraccio, McCabe, McClellan, McElwee, McGowan, McLean, Monaghan-Derrig, Moonen, Moriarty, Morrison, Nadeau C, Nelson, Newendyke, Nutting, Parry, Pease, Peavey Haskell, Peoples, Peterson, Plante, Pouliot, Powers, Priest, Pringle, Rankin, Reed, Rochelo, Rotundo, Russell, Rykerson, Sanborn, Sanderson, Saucier, Saxton, Schneck, Shaw, Short, Sirocki, Stanley, Stuckey, Theriault, Timberlake, Tipping-Spitz, Treat, Turner, Tyler, Verow, Villa, Wallace, Weaver, Welsh, Werts, Willette, Winchenbach, Winsor, Wood, Mr. Speaker.

NAY - NONE.

ABSENT - Ayotte, Dorney, Goode, Harlow, Johnson D, Nadeau A, Noon, Wilson.

Yes, 143; No, 0; Absent, 8; Excused, 0.

143 having voted in the affirmative and 0 voted in the negative, with 8 being absent, and accordingly the Bill was **PASSED TO BE ENACTED**, signed by the Speaker and sent to the Senate.

**Emergency Measure**

An Act To Implement the Recommendations of the Substance Abuse Services Commission with Regard to the Controlled Substances Prescription Monitoring Program

(S.P. 743) (L.D. 1840)  
(S. "A" S-531)

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

Representative WILLETTE of Mapleton **REQUESTED** a roll call on **PASSAGE TO BE ENACTED**.

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

The SPEAKER: A roll call has been ordered. The pending question before the House is Passage to be Enacted. All those in favor will vote yes, those opposed will vote no.

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

**ROLL CALL NO. 730**

YEA - Beaudoin, Beaulieu, Beavers, Beck, Bennett, Berry, Black, Boland, Bolduc, Briggs, Brooks, Campbell J, Campbell R, Carey, Casavant, Cassidy, Chapman, Chase, Chenette, Chipman, Clark, Cooper, Cotta, Crafts, Cray, Daughtry, Davis, DeChant, Devin, Dickerson, Dill, Dion, Doak, Dunphy, Duprey, Espling, Evangelos, Farnsworth, Fitzpatrick, Fowle, Fredette, Frey, Gattine, Gideon, Gifford, Gilbert, Gillway, Graham, Grant, Guerin, Hamann, Harvell, Hayes, Herbig, Hickman, Hobbins, Hubbell, Jackson, Johnson P, Jones, Jorgensen, Kaenrath, Kent,

Keschl, Kinney, Knight, Kornfield, Kruger, Kumiega, Kusiak, Lajoie, Libby A, Libby N, Lockman, Longstaff, Luchini, MacDonald S, MacDonald W, Maker, Malaby, Marean, Marks, Mason, Mastraccio, McCabe, McClellan, McElwee, McGowan, McLean, Monaghan-Derrig, Moonen, Moriarty, Morrison, Nadeau C, Nelson, Newendyke, Nutting, Parry, Pease, Peoples, Peterson, Plante, Pouliot, Powers, Priest, Pringle, Rankin, Reed, Rochelo, Rotundo, Russell, Rykerson, Sanborn, Sanderson, Saucier, Saxton, Schneck, Shaw, Short, Sirocki, Stanley, Stuckey, Theriault, Timberlake, Tipping-Spitz, Treat, Turner, Tyler, Verow, Villa, Wallace, Weaver, Welsh, Werts, Willette, Winchenbach, Winsor, Wood, Mr. Speaker.

NAY - Crockett, Long, Peavey Haskell.

ABSENT - Ayotte, Dorney, Goode, Harlow, Johnson D, Nadeau A, Noon, Volk, Wilson.

Yes, 139; No, 3; Absent, 9; Excused, 0.

139 having voted in the affirmative and 3 voted in the negative, with 9 being absent, and the Bill was **PASSED TO BE ENACTED**, signed by the Speaker and sent to the Senate.

**Emergency Measure**

Resolve, To Establish the Commission To Strengthen the Adequacy and Equity of Certain Cost Components of the School Funding Formula

(H.P. 1335) (L.D. 1850)  
(S. "B" S-504; S. "C" S-530)

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

Representative WILLETTE of Mapleton **REQUESTED** a roll call on **FINAL PASSAGE**.

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 Final Passage. All those in favor will vote yes, those opposed will vote no.

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

**ROLL CALL NO. 731**

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

NAY - NONE.

ABSENT - Ayotte, Dorney, Goode, Harlow, Hubbell, Johnson D, Nadeau A, Noon, Wilson.

Yes, 142; No, 0; Absent, 9; Excused, 0.

142 having voted in the affirmative and 0 voted in the negative, with 9 being absent, and accordingly the Resolve was **FINALLY PASSED**, signed by the Speaker and sent to the Senate.

**Acts**

An Act To Increase Employment Opportunities for Veterans  
(S.P. 735) (L.D. 1832)  
(S. "A" S-532 to C. "A" S-477)

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.

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

**SENATE PAPERS**

**Non-Concurrent Matter**

Resolve, Directing the Workers' Compensation Board To Further Study Improving Protections for Injured Workers Whose Employers Have Wrongfully Not Secured Workers' Compensation Insurance (EMERGENCY)

(S.P. 736) (L.D. 1833)  
(C. "A" S-491)

**FINALLY PASSED** in the House on April 8, 2014.

Came from the Senate **FAILING** of **FINAL PASSAGE** in **NON-CONCURRENCE**.

Subsequently, the House voted to **RECEDE**.

Representative HERBIG of Belfast **PRESENTED** House Amendment "A" (H-848) to Committee Amendment "A" (S-491), which was **READ** by the Clerk and **ADOPTED**.

Committee Amendment "A" (S-491) as Amended by House Amendment "A" (H-848) thereto was **ADOPTED**.

Representative FREDETTE of Newport **REQUESTED** a roll call on **PASSAGE TO BE ENGROSSED** as Amended by Committee Amendment "A" (S-491) as Amended by House Amendment "A" (H-848) thereto.

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" (S-491) as Amended by House Amendment "A" (H-848) thereto. All those in favor will vote yes, those opposed will vote no.

**ROLL CALL NO. 732**

YEA - Beaudoin, Beaulieu, Beavers, Beck, Bennett, Berry, Black, Boland, Bolduc, Briggs, Brooks, Campbell J, Campbell R, Carey, Casavant, Cassidy, Chapman, Chase, Chenette, Chipman, Clark, Cooper, Cotta, Crafts, Cray, Crockett, Daughtry, Davis, DeChant, Devin, Dickerson, Dill, Dion, Doak, Dunphy, Duprey, Espling, Evangelos, Farnsworth, Fitzpatrick, Fowle, Fredette, Frey, Gattine, Gideon, Gifford, Gilbert, Gillway, Graham, Grant, Guerin, Hamann, Harvell, Hayes, Herbig, Hickman, Hobbins, Hubbell, Jones, Jorgensen, Kaenrath, Kent, Keschl, Kinney, Knight, Kornfield, Kruger, Kumioga, Lajoie, Libby A, Libby N, Lockman, Long, Longstaff, Luchini, MacDonald S, MacDonald W, Maker, Malaby, Marean, Marks, Mason, Mastraccio, McCabe, McClellan, McElwee, McGowan, McLean, Monaghan-Derrig, Moonen, Moriarty, Morrison, Nadeau C, Nelson, Newendyke, Nutting, Parry, Pease, Peavey Haskell, Peoples, Peterson, Plante, Pouliot, Powers,

Priest, Pringle, Rankin, Reed, Rotundo, Russell, Rykerson, Sanborn, Sanderson, Saucier, Saxton, Schneck, Shaw, Short, Sirocki, Stanley, Stuckey, Theriault, Timberlake, Tipping-Spitz, Treat, Turner, Tyler, Verow, Villa, Volk, Wallace, Weaver, Welsh, Werts, Willette, Wilson, Winchenbach, Wood, Mr. Speaker.

NAY - Jackson, Johnson P, Winsor.

ABSENT - Ayotte, Dorney, Goode, Harlow, Johnson D, Kusiak, Nadeau A, Noon, Rochelo.

Yes, 139; No, 3; Absent, 9; Excused, 0.

139 having voted in the affirmative and 3 voted in the negative, with 9 being absent, and accordingly the Bill was **PASSED TO BE ENGROSSED** as Amended by Committee Amendment "A" (S-491) as Amended by House Amendment "A" (H-848) thereto in **NON-CONCURRENCE** and sent for concurrence.

**Non-Concurrent Matter**

Resolve, Establishing the Commission To Study the Effects of Coastal and Ocean Acidification and Its Existing and Potential Effects on Species That Are Commercially Harvested and Grown along the Maine Coast (EMERGENCY)

(H.P. 1174) (L.D. 1602)  
(C. "A" H-725)

**FINALLY PASSED** in the House on March 27, 2014.

Came from the Senate **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-725) AS AMENDED BY SENATE AMENDMENT "A" (S-529)** thereto in **NON-CONCURRENCE**.

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

**REPORTS OF COMMITTEE**

**Divided Report**

Majority Report of the Committee on **LABOR, COMMERCE, RESEARCH AND ECONOMIC DEVELOPMENT** reporting **Ought to Pass as Amended by Committee Amendment "A" (S-418)** on Bill "An Act To Improve Access to Dental Care through the Establishment of the Maine Board of Oral Health"

(S.P. 453) (L.D. 1310)

Signed:

Senator:  
PATRICK of Oxford

Representatives:

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

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

Signed:

Senators:  
CLEVELAND of Androscoggin  
CUSHING of Penobscot

Representatives:

DUPREY of Hampden  
LOCKMAN of Amherst  
VOLK of Scarborough



Came from the Senate with the Majority **OUGHT TO PASS AS AMENDED** Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-418)**.

**READ.**

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

Representative WILLETTE of Mapleton **REQUESTED** a roll call on the motion to **ACCEPT** the Majority **Ought to Pass as Amended** Report.

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

The **SPEAKER**: A roll call has been ordered. The pending question before the House is Acceptance of the Majority Ought to Pass as Amended Report. All those in favor will vote yes, those opposed will vote no.

**ROLL CALL NO. 733**

**YEA** - Beaudoin, Beavers, Beck, Berry, Boland, Bolduc, Briggs, Brooks, Campbell J, Carey, Casavant, Cassidy, Chapman, Chenette, Chipman, Cooper, Daughtry, DeChant, Devin, Dickerson, Dill, Dion, Dorney, Evangelos, Farnsworth, Fowle, Frey, Gattine, Gideon, Gilbert, Graham, Grant, Hamann, Hayes, Herbig, Hickman, Hobbins, Hubbell, Jones, Jorgensen, Kaenrath, Kent, Kornfield, Kruger, Kumiega, Lajoie, Libby N, Longstaff, Luchini, MacDonald W, 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, Short, Stanley, Stuckey, Theriault, Tipping-Spitz, Treat, Verow, Villa, Welsh, Werts, Winchenbach, Mr. Speaker.

**NAY** - 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, Newendyke, Nutting, Parry, Pease, Peavey Haskell, Pouliot, Reed, Sanderson, Sirocki, Timberlake, Turner, Tyler, Volk, Wallace, Weaver, Willette, Wilson, Winsor, Wood.

**ABSENT** - Ayotte, Goode, Harlow, Johnson D, Kusiak, Nadeau A, Noon.

Yes, 90; No, 54; Absent, 7; Excused, 0.

90 having voted in the affirmative and 54 voted in the negative, with 7 being absent, and accordingly the Majority **Ought to Pass as Amended** Report was **ACCEPTED**.

The Bill was **READ ONCE**. **Committee Amendment "A" (S-418)** 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 Committee Amendment "A" (S-418)** in concurrence.

**SENATE PAPERS**

The following Joint Resolution: (S.P. 756)

**JOINT RESOLUTION RECOGNIZING APRIL 22ND AS EARTH DAY**

WHEREAS, Earth Day is designed to celebrate the environment and to inspire awareness and concern for our planet; and

WHEREAS, Earth Day was first celebrated on April 22, 1970 and now each year on April 22nd people from across the Nation

dedicate themselves to the protection and preservation of the Earth; and

WHEREAS, Maine has a long history of preserving the environment and natural beauty of the State through renewable energy, energy efficiency, conservation, recycling and clean air and water laws; and

WHEREAS, environmental education is the best way for Maine citizens to develop the necessary knowledge, skills and expertise to address the environmental challenges that we all face; 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 recognize April 22, 2014 as Earth Day and to encourage participation in efforts to address the protection and preservation of the environment.

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

**Non-Concurrent Matter**

An Act To Implement the Recommendations of the Judicial Compensation Commission (EMERGENCY)

(S.P. 263) (L.D. 725)

**PASSED TO BE ENACTED** in the House on February 20, 2014. (Having previously been **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-383)**)

Came from the Senate **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-383) AS AMENDED BY SENATE AMENDMENT "A" (S-551)** thereto in **NON-CONCURRENCE**.

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

**Non-Concurrent Matter**

An Act To Establish Submission Requirements for Wind Energy through Rulemaking

(S.P. 692) (L.D. 1750)

**PASSED TO BE ENACTED** in the House on April 14, 2014. (Having previously been **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-483)**)

Came from the Senate **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-483) AS AMENDED BY SENATE AMENDMENT "A" (S-550)** thereto in **NON-CONCURRENCE**.

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

**Non-Concurrent Matter**

An Act To Establish the Criminal Law Revision Commission

(S.P. 700) (L.D. 1765)

**PASSED TO BE ENACTED** in the House on March 31, 2014. (Having previously been **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-426) AS AMENDED BY HOUSE AMENDMENT "A" (H-741)** thereto)

Came from the Senate **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-426) AS AMENDED BY SENATE AMENDMENT "A" (S-549)** thereto in **NON-CONCURRENCE**.

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

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

The House recessed until 4:00 p.m.

(After Recess)

The House was called to order by the Speaker.

The following items were taken up out of order by unanimous consent:

**ENACTORS  
Emergency Measure**

Resolve, Establishing the Commission To Study the Effects of Coastal and Ocean Acidification and Its Existing and Potential Effects on Species That Are Commercially Harvested and Grown along the Maine Coast

(H.P. 1174) (L.D. 1602)  
(S. "A" S-529 to C. "A" H-725)

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

Representative FREDETTE of Newport **REQUESTED** a roll call on **FINAL PASSAGE**.

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 Final Passage. All those in favor will vote yes, those opposed will vote no.

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

**ROLL CALL NO. 734**

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

NAY - Cray, Libby A, Long, Malaby, Winsor.

ABSENT - Ayotte, Bennett, Guerin, Johnson D, Nadeau A, Noon.

Yes, 140; No, 5; Absent, 6; Excused, 0.

140 having voted in the affirmative and 5 voted in the negative, with 6 being absent, and accordingly the Resolve was **FINALLY PASSED**, signed by the Speaker and sent to the Senate.

**Emergency Measure**

An Act To Implement the Recommendations of the Judicial Compensation Commission

(S.P. 263) (L.D. 725)  
(S. "A" S-551 to C. "A" S-383)

Reported by the Committee on **Engrossed Bills** as truly and strictly engrossed. This being an emergency measure, a two-thirds vote of all the members elected to the House being necessary, a total was taken. 122 voted in favor of the same and 11 against, and accordingly the Bill was **PASSED TO BE ENACTED**, signed by the Speaker and sent to the Senate.

**Acts**

An Act To Establish Submission Requirements for Wind Energy through Rulemaking

(S.P. 692) (L.D. 1750)  
(S. "A" S-550 to C. "A" S-483)

An Act To Establish the Criminal Law Revision Commission

(S.P. 700) (L.D. 1765)  
(S. "A" S-549 to C. "A" S-426)

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.

An Act To Improve Access to Dental Care through Empowering the Denturist Subcommittee of the Board of Dental Examiners

(S.P. 453) (L.D. 1310)  
(C. "A" S-418)

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.

**COMMUNICATIONS**

The Following Communication: (H.C. 427)

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

April 17, 2014

Honorable Mark W. Eves

Speaker of the House

2 State House Station

Augusta, Maine 04333

Dear Speaker Eves:

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

Appropriations and Financial Affairs

L.D. 979 An Act To Exempt the Sale of the United States Flag from the Sales Tax

L.D. 1857 An Act To Expand Services to Persons Who Are Disabled or Elderly on Wait Lists by Reducing Revenue Sharing

The sponsors and cosponsors have been notified of the Committee's action.

Sincerely,

S/Millicent M. MacFarland

Clerk of House

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

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

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Representative FREDETTE of Newport assumed the Chair.  
The House was called to order by the Speaker Pro Tem.

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#### 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.

**HOUSE DIVIDED REPORT - Majority (7) Ought to Pass as Amended by Committee Amendment "A" (H-704) - Minority (5) Ought Not to Pass - Committee on HEALTH AND HUMAN SERVICES on Bill "An Act To Increase Health Security by Expanding Federally Funded Health Care for Maine People"**

(H.P. 1149) (L.D. 1578)

**TABLED - March 21, 2014 (Till Later Today) by Representative BERRY of Bowdoinham.**

**PENDING - ACCEPTANCE OF EITHER REPORT.**

Subsequently, Representative FARNSWORTH of Portland moved that the House **ACCEPT** the Majority **Ought to Pass as Amended** Report.

Representative WILLETTE of Mapleton **REQUESTED** a roll call on the motion to **ACCEPT** the Majority **Ought to Pass as Amended** Report.

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

The **SPEAKER PRO TEM**: A roll call has been ordered. The pending question before the House is Acceptance of the Majority **Ought to Pass as Amended** Report. All those in favor will vote yes, those opposed will vote no.

#### ROLL CALL NO. 735

**YEA -** Beaudoin, Beavers, Beck, Berry, Boland, Bolduc, Briggs, Brooks, Campbell J, Carey, Casavant, Cassidy, Chapman, Chenette, Chipman, Cooper, Daughtry, DeChant, Devin, Dickerson, Dill, Dion, Dorney, Evangelos, Farnsworth, Fowle, Frey, Gattine, Gideon, Gilbert, Goode, 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, Mason, Mastraccio, McCabe, McGowan, McLean, Monaghan-Derrig, Moonen, Moriarty, Morrison, Nadeau C, Nelson, Peoples, Peterson, Plante, Pouliot, Powers, Priest, Pringle, Rankin, Rochelo, Rotundo, Russell, Rykerson, Sanborn, Saucier, Saxton, Schneck, Shaw, Short, Stanley, Stuckey, Theriault, Tipping-Spitz, Treat, Verow, Villa, Welsh, Werts, Wilson, Winchenbach, Mr. Speaker.

**NAY -** 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, Newendyke, Nutting, Parry, Pease, Peavey Haskell, Reed, Sanderson, Sirocki, Timberlake, Turner, Tyler, Volk, Wallace, Weaver, Willette, Winsor, Wood.

**ABSENT -** Ayotte, Johnson D, Nadeau A, Noon.

Yes, 95; No, 52; Absent, 4; Excused, 0.

95 having voted in the affirmative and 52 voted in the negative, with 4 being absent, and accordingly the Majority **Ought to Pass as Amended** Report was **ACCEPTED**.

The Bill was **READ ONCE**. **Committee Amendment "A" (H-704)** was **READ** by the Clerk.

Speaker **EVES** of North Berwick **PRESENTED** House **Amendment "A" (H-849)** to **Committee Amendment "A" (H-704)**, which was **READ** by the Clerk.

The **SPEAKER PRO TEM**: The Chair recognizes the Representative from North Berwick, Speaker Eves.

Speaker **EVES**: Thank you, Mr. Speaker. Mr. Speaker, Ladies and Gentlemen of the House. I don't often have the opportunity, as you know, to come down from the rostrum to speak on the floor, but I did want to come down this evening to have a conversation with you about the proposed amendment that I am offering to the health care expansion bill. I want to thank this side of the aisle for the warm welcome and the opportunity to be heard. This proposal is dramatically different from the prior efforts and I appreciate your willingness to hear me out. The Medicaid debate has been a long one with many passionate views on both sides of the issue. We have taken a number of different approaches in an honest effort to successfully pass the expansion of health coverage to 70,000 Maine people.

Before you might tune out or leave the chamber, at my vantage point, I often can see, my intention this evening is not to debate the merits of expansion or engage in emotionally explosive debate. From my perspective, the debate has been had and for the time being it is done. My intention this evening is not to place judgment on anyone's past or future decision about this debate. My intention tonight is not to score political points, but to talk with you about possibilities. My intention tonight is to have a conversation with all of you and propose a final opportunity to do this together.

Before I get to the details of the proposed amendment, I think it is important to reflect on how far we have come. We started 16 months ago with an approach that simply accepted Medicaid expansion as is, as it appeared in federal law. Since that time, we have continued to listen to the concerns raised by many of you in this chamber, and each of the subsequent versions have reflected a willingness to compromise and listen and sincerely try to bridge the gap. To that end, we added a sunset provision to address concerns about future costs when the match rate drops lower than 100 percent. We added a pull-out provision in case the federal government drops funding below 100 percent. We added fraud investigators to investigate provider and recipient fraud and, at the urging of some colleagues, we included an approach that would have implemented a Medicaid Managed Care System. That is where we have been and where we have come to.

So, where does this proposal take us? As many of you know, our neighboring state of New Hampshire has recently successfully passed a version of Medicaid expansion that puts the vast majority of people on the private health insurance exchange, something Arkansas has done as well. Both states successfully negotiated an agreement while having a divided government. I have to believe and I have to hold out hope that if New Hampshire and Arkansas can do it in a divided government, so can we.

So how does the New Hampshire model work? What does it look like? In our case, the 70,000 Mainers would receive bridge coverage through Medicaid while the Department of Health and Human Services applied for a waiver from CMS to put newly eligible individuals on the private health insurance exchange. This bridge coverage would only apply for a maximum of one year, while the waiver was being pursued. This coverage will end if CMS does not approve the waiver by July 1, 2015. If CMS approves the waiver, then 55,000 out of the 70,000 will be

transitioned onto the private health insurance plan on the exchange.

I think because we are a divided government, this proposal has many positive effects for a potential outcome, the first of which is it puts people on a private health insurance plan just like you and me. It is a market-based solution to health coverage. It puts more healthy individuals into the health insurance exchange pool, potentially lowering the cost of premiums for everyone. It provides private health insurance reimbursements at a higher rate than Medicaid and therefore our hospitals and other health care providers would be paid more for their services. Lastly, it addresses the immediate concern about the poorest Mainers not having access to health insurance, those under 100 percent of federal poverty level.

I have to say that I sincerely believe anybody and everybody in this body that says they want coverage for those individuals. I know that to be true for every single person in this room. This is a pathway and a possibility to get there. These are a number of benefits that I believe strike the right balance between providing health coverage to 70,000 Mainers while answering the question, how do we do it? In addition to the New Hampshire model, it is important to clarify that this bill also includes many of the original compromises that I mentioned before. It includes the sunset provision. It includes the pull-out provision if the match rate drops. It includes the fraud investigators and also as equally important, this proposal does not include Medicaid Managed Care.

We have continued to try to identify ways to get this done together, because this opportunity before us holds so much hope for tens of thousands of our constituents who would benefit from this life-saving health care coverage. As I said in the beginning, my intention really this evening is not to incite another fierce debate, but rather lay out the proposal and ask you to seriously consider it and the benefits to your constituents. I hope you will accept this proposal as sincere and coming from a good place, a place that is void of partisanship, but rather filled with hope and the many conversations I have personally had with many of you about the desperate need for life-saving health care.

I believe we are all good people in this chamber. I really believe that. We have differing views. The good Representative from Newport, Representative Fredette, and I often talk about that. I have an immense amount of respect for Representative Fredette. I have an immense amount of respect for every single member in this body, no matter your position or views on this proposal. We are here for the right reasons and I have had a lot of good conversations with you, no matter the outcome this evening. I know each one of us – I have served two terms, this is my third and we will adjourn shortly – and I have often reflected on many votes that I have taken in this chamber or in the committee. And I assure you, and I am sure this is the case, you will reflect upon this vote later, whether it is going grocery shopping, sometime at work, on vacation with your family, sitting in a pew at church, and you will reflect on this. This is a serious vote. Everybody knows that in here.

For those that aren't returning, some know they are not returning, others don't know they are not returning yet, but for those that know they are not returning or if you think about your time here, what you would like to see your legacy be reminded of, this is one of those moments, I think, you will reflect on, the significance of this and what type of imprint you would like to leave as a member of the House. I think it is very important that we end well with this debate. That is why I am grateful for Representative Fredette to serve as Speaker Pro Tem, accept that offer. I think it is important that we end this debate and this session and this term together on good terms. We have fiercely

debated this issue. It is extremely important to me that we leave this session. We have some very important pending votes to take before we get out of here. The process is very important to me that we leave here knowing that we both took principled positions. We are going to cast our votes on this proposed amendment. If you have questions in the interim, whether it is later this evening or in future days, I would love to continue that conversation with you and see if we can find an opportunity and a pathway to do this together. So, thank you, Mr. Speaker. I appreciate the opportunity to lay this proposal before the House, and I thank you for seriously considering it and hearing me out. Thank you, Mr. Speaker.

**THE SPEAKER PRO TEM:** The Chair recognizes the Representative from Chelsea, Representative Sanderson.

**Representative SANDERSON:** Thank you, Mr. Speaker. Mr. Speaker, Ladies and Gentlemen of the House. The good Speaker is right. We have had this debate in the chamber to the point where I don't believe that either for or against Medicaid expansion on itself, there is nothing that has been left unsaid. Tonight, on the third attempt, the third bill coming through this chamber, we are faced with yet a new model, a new model called the private option. The private option that has been implemented by Arkansas and now is in the process of going through the potential implementation in New Hampshire. In the Arkansas model, it has proven problematic with serious cost overruns to taxpayers by the third month of implementation. The New Hampshire model, which is based on the Arkansas plan, has not been implemented yet. There is no data to substantiate that it will even be cost effective for us or for our neighbor. Regardless of how the private option may or may not work in other states, the fact of the matter is, is we have not taken the proper procedural steps in these bodies, in the halls of these buildings, to vet this plan with Maine's numbers.

New Hampshire has worked for months on this. While we have debated expansion under Medicaid for over a year in these chambers, we have never debated or worked a private option plan. There has been no public hearing, no work session, no opportunity for the Department of Health and Human Services to weigh in. A program of this magnitude cannot be passed without careful consideration. We can't just cut and paste our neighbor's expansion model with a private option without fully applying it to our numbers, our demographics. It must be vetted very, very carefully and because of that, I respectfully ask that we vote this down and then perhaps in the following session bring this back again so we do have the opportunity to take a look at the numbers, see if this is a viable option for us. The previous speaker is right. We all want to see the individuals in our state covered. We want affordable health care in this state, but we must do it the right way. An amendment coming out in the 11th hour proposing a plan that hasn't been vetted, hasn't been given the proper public process that we put every bill through, is just not the way to go about it. Thank you.

**THE SPEAKER PRO TEM:** The Chair would ask the Representative to defer. The Chair recognizes the Representative from Harrison, Representative Villa.

**Representative VILLA:** Representative Sanderson, I would refer to you and not look over on this side of the aisle while she is making her speech. Thank you.

**ON POINT OF ORDER,** Representative VILLA of Harrison asked the Chair to remind Representative SANDERSON of Chelsea to address the Speaker and not turn to the rest of the House.

**THE SPEAKER PRO TEM:** The Chair will instruct all members to direct their comments to the Speaker Pro Tem.

The Chair reminded all members to address their comments toward the Speaker Pro Tem.

The SPEAKER PRO TEM: The Representative may proceed.

Representative SANDERSON: Thank you, Mr. Speaker. Mr. Speaker, Ladies and Gentlemen of the House. I urge you not to vote for this amendment. Let's wait a year and fully vet it. Thank you.

The SPEAKER PRO TEM: The Chair recognizes the Representative from Mapleton, Representative Willette.

Representative WILLETTE: Thank you, Mr. Speaker. Mr. Speaker, Ladies and Gentlemen of the House. I rise in opposition to the pending motion, but I rise also to say that I believe, over the past year, my good friend from North Berwick, Speaker Eves, had put forth a commendable and heartfelt effort in advancing a policy that he truly believes in. I believe, however, that the amendment before us is too late in the game. In the past few hours since hearing about it, I have had a good chance to look into it and even speak with a New Hampshire State Senator about the measure. In my admittedly brief look at the New Hampshire model for Medicaid expansion, I found several causes for concern. This amendment before us is sweeping. It is a massively complex policy proposal that would change our state's health care system as we know it. Unfortunately, it has not been properly vetted so as to allow this body to vote on the merits and substance of the proposal. Thank you, Mr. Speaker.

Speaker EVES of North Berwick REQUESTED a roll call on the motion to **ADOPT House Amendment "A" (H-849) to Committee Amendment "A" (H-704)**.

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

The SPEAKER PRO TEM: The Chair recognizes the Representative from China, Representative Cotta.

Representative COTTA: Mr. Speaker, may I pose a question through the Chair?

The SPEAKER PRO TEM: The Representative may pose his question.

Representative COTTA: We have heard the figures in Arkansas. There were some issues. This is new to New Hampshire. I know what the original figures were for Maine under expansion, but I am curious, what were the numbers in Arkansas that they were able to capture the market? What was the size they were trying to serve?

The SPEAKER PRO TEM: The Representative from China, Representative Cotta, has posed a question through the Chair to anyone who may care to respond. The Chair recognizes the Representative from North Berwick, Speaker Eves.

Speaker EVES: Thank you, Mr. Speaker. In response to the question, I do know what New Hampshire's numbers were. That is what this is modeled after. New Hampshire's numbers put 50,000 of their citizens onto the private health insurance market. Ours would be 55,000 onto the health insurance market. Thank you, Mr. Speaker.

The SPEAKER PRO TEM: The Chair recognizes the Representative from China, Representative Cotta.

Representative COTTA: Thank you, Mr. Speaker. I appreciate the information that Representative Eves provided, but my question was the Arkansas model, that which has been referred to as in trouble. I am just curious, because it has probably been around longer, what was the enrollment and the numbers that this bill, this approach, tried to address?

The SPEAKER PRO TEM: The Representative from China, Representative Cotta, has posed a question through the Chair to anyone who may care to respond.

A roll call has been ordered. The pending question before the House is Adoption of House Amendment "A" (H-849) to Committee Amendment "A" (H-704). All those in favor will vote yes, those opposed will vote no.

**ROLL CALL NO. 736**

YEA - Beaudoin, Beavers, Beck, Berry, Boland, Bolduc, Briggs, Brooks, Campbell J, Casavant, Cassidy, Chapman, Chenette, Chipman, Cooper, Crockett, Daughtry, DeChant, Devin, Dickerson, Dill, Dion, Dorney, Evangelos, Farnsworth, Fowle, Frey, Gattine, Gideon, Gilbert, Goode, 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, Mason, Mastraccio, McCabe, McGowan, McLean, Monaghan-Derrig, Moonen, Moriarty, Morrison, Nadeau C, Nelson, Peoples, Peterson, Plante, Pouliot, Powers, Priest, Pringle, Rankin, Rochelo, Rotundo, Russell, Rykerson, Sanborn, Saucier, Saxton, Schneck, Shaw, Short, Stanley, Stuckey, Theriault, Tipping-Spitz, Treat, Verow, Villa, Welsh, Werts, Wilson, Winchenbach, Mr. Speaker.

NAY - Beaulieu, Bennett, Black, Campbell R, Carey, Chase, Clark, Cotta, Crafts, Cray, 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, Newendyke, Nutting, Parry, Pease, Peavey Haskell, Reed, Sanderson, Sirocki, Timberlake, Turner, Tyler, Volk, Wallace, Weaver, Willette, Winsor, Wood.

ABSENT - Ayotte, Johnson D, Nadeau A, Noon.

Yes, 95; No, 52; Absent, 4; Excused, 0.

95 having voted in the affirmative and 52 voted in the negative, with 4 being absent, and accordingly **House Amendment "A" (H-849) to Committee Amendment "A" (H-704) was ADOPTED**.

Subsequently, **Committee Amendment "A" (H-704) as Amended by House Amendment "A" (H-849) thereto was ADOPTED**.

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

Subsequently, under further suspension of the rules the Bill was **PASSED TO BE ENGROSSED as Amended by Committee Amendment "A" (H-704) as Amended by House Amendment "A" (H-849) thereto and sent for concurrence. ORDERED SENT FORTHWITH**.

The Speaker resumed the Chair.

The House was called to order by the Speaker.

**CONSENT CALENDAR**

**First Day**

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

(H.P. 1355) (L.D. 1861) Bill "An Act To Authorize a General Fund Bond Issue To Create an Animal and Plant Disease and Insect Control Facility Administered by the University of Maine Cooperative Extension Service" Committee on **APPROPRIATIONS AND FINANCIAL AFFAIRS** reporting **Ought to Pass**

(H.P. 1260) (L.D. 1756) Bill "An Act To Authorize a General Fund Bond Issue To Support the Growth of and To Build Infrastructure for the Marine and Biotechnology Sectors of the State's Economy" Committee on **APPROPRIATIONS AND**

**FINANCIAL AFFAIRS reporting Ought to Pass as Amended by Committee Amendment "A" (H-850)**

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

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

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

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

(S.P. 421) (L.D. 1223) Bill "An Act To Authorize a General Fund Bond Issue To Support the Maine Technology Institute's Action Plan Implementation" Committee on **APPROPRIATIONS AND FINANCIAL AFFAIRS** reporting **Ought to Pass as Amended by Committee Amendment "A" (S-557)**

(S.P. 539) (L.D. 1455) Bill "An Act To Authorize a General Fund Bond Issue To Ensure Clean Water and Safe Communities" Committee on **APPROPRIATIONS AND FINANCIAL AFFAIRS** reporting **Ought to Pass as Amended by Committee Amendment "A" (S-558)**

(S.P. 675) (L.D. 1709) Bill "An Act To Authorize a General Fund Bond Issue To Provide Funds To Develop Lobster Processing Capacity in the State" Committee on **APPROPRIATIONS AND FINANCIAL AFFAIRS** reporting **Ought to Pass as Amended by Committee Amendment "A" (S-556)**

(S.P. 732) (L.D. 1827) Bill "An Act To Authorize a General Fund Bond Issue To Support Maine Small Business and Job Creation" Committee on **APPROPRIATIONS AND FINANCIAL AFFAIRS** reporting **Ought to Pass as Amended by Committee Amendment "A" (S-555)**

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

There being no objection, the Senate Papers were **PASSED TO BE ENGROSSED as Amended** in concurrence.

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

**SENATE PAPERS  
Non-Concurrent Matter**

An Act To Decrease Costs and Disability Due to Mental Illness in Children, Adolescents and Young Adults

(H.P. 975) (L.D. 1367)

**PASSED TO BE ENACTED** in the House on March 27, 2014. (Having previously been **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-717)**)

Came from the Senate **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-717) AS AMENDED BY SENATE AMENDMENT "A" (S-553)** thereto in **NON-CONCURRENCE**.

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

**ENACTORS  
Resolves**

Resolve, Directing the Workers' Compensation Board To Further Study Improving Protections for Injured Workers Whose

Employers Have Wrongfully Not Secured Workers' Compensation Insurance

(S.P. 736) (L.D. 1833)

(H. "A" H-848 to C. "A" S-491)

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

**COMMUNICATIONS**

The Following Communication: (H.C. 428)

**STATE OF MAINE  
CLERK'S OFFICE**

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

April 17, 2014

Honorable Mark W. Eves

Speaker of the House

2 State House Station

Augusta, Maine 04333

Dear Speaker Eves:

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

Appropriations and Financial Affairs

L.D. 942 An Act To Authorize a General Fund Bond Issue To Invest in Deficient State Highways, Bridges and Aviation, Marine, Rail and Transit Facilities (BOND ISSUE)

L.D. 1180 An Act To Authorize a General Fund Bond Issue for the Maine Community Reinvestment and Job Creation Fund (BOND ISSUE)

L.D. 1767 An Act To Authorize a General Fund Bond Issue for the Purchase of the Bar Harbor Ferry Terminal (BOND ISSUE)

The sponsors and cosponsors have been notified of the Committee's action.

Sincerely,

S/Millicent M. MacFarland

Clerk of House

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

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

**SENATE PAPERS  
Non-Concurrent Matter**

Bill "An Act To Make Supplemental Allocations from the Highway Fund and Other Funds for the Expenditures of State Government and To Change Certain Provisions of the Law Necessary to the Proper Operations of State Government for the Fiscal Years Ending June 30, 2014 and June 30, 2015" (EMERGENCY)

(H.P. 1280) (L.D. 1788)

**PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-830) AS AMENDED BY HOUSE AMENDMENT "B" (H-847)** thereto in the House on April 16, 2014.

Came from the Senate with that Body having **INSISTED** on its former action whereby the Bill was **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-830)** in **NON-CONCURRENCE**.

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

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

The SPEAKER: The Chair recognizes the Representative from China, Representative Cotta.

Representative **COTTA**: Thank you, Mr. Speaker. I know I appreciate all the work that's been done, but I would like to point out House Rule 501 and I'd like to invoke that at this time.

Representative COTTA of China **OBJECTED** to extending the session past 9:00 p.m. pursuant to House Rule 501.

Speaker EVES of North Berwick moved that House Rule 501 be suspended so that the House may extend session past 9:00 p.m.

The Chair ordered a division on the motion to suspend House Rule 501.

A two-thirds vote being necessary, a vote of the House was taken. 126 voted in favor of the same and 15 against and accordingly House Rule 501 was suspended.

The SPEAKER: The Chair recognizes the Representative from Newport, Representative Fredette.

Representative **FREDETTE**: Thank you, Mr. Speaker. Just to make sure I understand the pending motion, the pending motion on the floor is we need to vote by a two-thirds majority in order to suspend the rules in order to work past 9 o'clock. Is that correct?

The SPEAKER: The Chair would answer in the affirmative.

#### **ENACTORS Emergency Measure**

Resolve, To Improve Early Diagnosis, Treatment and Outcomes for Youth and Young Adults with, or at Risk for, Serious Mental Health Conditions

(H.P. 975) (L.D. 1367)  
(S. "A" S-553 to C. "A" H-717)

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

Representative **BERRY** of Bowdoinham **REQUESTED** a roll call on **FINAL PASSAGE**.

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 Final Passage. All those in favor will vote yes, those opposed will vote no.

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

#### **ROLL CALL NO. 737**

YEA - Beaudoin, Beaulieu, Beavers, Beck, Berry, Boland, Briggs, Brooks, Campbell J, Carey, Casavant, Cassidy, Chapman, Chase, Chenette, Chipman, Clark, Cooper, Daughtry, DeChant, Devin, Dickerson, Dill, Dion, Doak, Dorney, Evangelos, Farnsworth, Fowle, Frey, Gattine, Gideon, Gilbert, Goode, Graham, Grant, Hamann, Harlow, Hayes, Herbig, Hickman, Hobbins, Hubbell, Jones, Jorgensen, Kaenrath, Kent, Keschl, Kornfield, Kruger, Kumięga, Kusiak, Lajoie, Libby N, Longstaff, Luchini, MacDonald W, Marean, Marks, Mason, Mastraccio, McCabe, McElwee, McGowan, McLean, Monaghan-Derrig, Moonen, Moriarty, Morrison, Nadeau C, Nelson, Peoples, Peterson, Plante, Pouliot, Powers, Priest, Pringle, Rankin, Rochelo, Rotundo, Russell, Rykerson, Sanborn, Saucier, Saxton,

Schneck, Shaw, Short, Stanley, Stuckey, Theriault, Tipping-Spitz, Treat, Verow, Villa, Volk, Welsh, Werts, Winchenbach, Mr. Speaker.

NAY - Bennett, Black, Campbell R, Crafts, Cray, Crockett, Davis, Dunphy, Duprey, Espling, Fitzpatrick, Fredette, Gifford, Gillway, Guerin, Harvell, Jackson, Johnson P, Kinney, Knight, Libby A, Lockman, Long, MacDonald S, Maker, Malaby, McClellan, Newendyke, Nutting, Parry, Pease, Peavey Haskell, Reed, Sanderson, Sirocki, Timberlake, Turner, Tyler, Wallace, Weaver, Willette, Wilson, Winsor, Wood.

ABSENT - Ayotte, Bolduc, Cotta, Johnson D, Nadeau A, Noon.

Yes, 101; No, 44; Absent, 6; Excused, 0.

101 having voted in the affirmative and 44 voted in the negative, with 6 being absent, and accordingly the Resolve was **FINALLY PASSED**, signed by the Speaker and sent to the Senate.

#### **Bond Issue**

An Act To Authorize a General Fund Bond Issue To Support Human Health Research in Maine

(S.P. 421) (L.D. 1223)  
(C. "A" S-557)

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

The SPEAKER: The Chair recognizes the Representative from Bowdoinham, Representative Berry.

Representative **BERRY**: Thank you, Mr. Speaker. Mr. Speaker, Men and Women of the House. The bill before us is 1 out of 6 that we will see this evening which were worked on by the Joint Select Committee on Maine's Workforce and Economic Future. I want, at this time, to thank the Joint Select Committee for their hard work on this bill and on the others that we will see before us. To a person, they have been a remarkable bipartisan team. I am very proud to have worked with all of them. I want to especially thank my wonderful lead, the good Representative from Calais, Representative Maker, who has become an especially good friend to me during our work together over the last two years and the entire membership of the committee. The work that the committee has done has been remarkable. It has been remarkable because we started essentially by taking the advice of George Mitchell to listen, to start by listening. We started not with a bill, not with a fixed idea, but really with a question, which was, how can we support our small businesses? How can we create the most jobs, the biggest bang for our buck? We started with a belief that Maine people are some of the best workers and entrepreneurs on the planet, bar none. If we do start by listening and with that faith in them, that we can support them and help them to create jobs and to thrive in today's global economy. Mr. Speaker, I believe the bonds before us reflect the quality of what we can do in this body and in our state when we put our mind to it. Finally, Mr. Speaker, I wanted to thank you for your great leadership on these issues, for the trust that you placed in our committee. I also want to thank the Representative from Newport, Representative Fredette, for his sponsorship and leadership on many of these items we will see tonight. Finally, Mr. Speaker, I request a roll call.

The same Representative **REQUESTED** a roll call on **PASSAGE TO BE ENACTED**.

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

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



Representative **MAKER**: Thank you, Mr. Speaker. Mr. Speaker, Ladies and Gentlemen of the House. I also want to extend my thanks to Representative Berry from Bowdoinham for all the support he gave us and the bipartisan way that we worked as a committee. I want to point out to you this yellow sheet that we had delivered to your desk. This was a matrix that we used to determine where we were going to go with these bonds. The only bond that made the list that was not one of the ones we vetted was the water bond. I would ask that you understand that this was vetted thoroughly. We separated. We talked about the bonds and we numbered them, and we came back together and this was the result of that. I want to thank the whole committee for all of its support and the work that we did together. I think you can see by this that we really looked into it. It gave the opportunity for the Appropriations Committee to see that we really did listen to what they told us, and we didn't put all the bonds in, just so you know. This is just a few of the bonds. We had more, but we didn't feel they met the criteria of the matrix that we set up. I want to thank everybody and thank everybody for taking the time to look at this before you decide to vote. Thank you.

The SPEAKER: A roll call has been ordered. The pending question before the House is Passage to be Enacted. All those in favor will vote yes, those opposed will vote no.

In accordance with the provisions of Section 14 of Article IX of the Constitution, a two-thirds vote of the House being necessary, a total was taken.

**ROLL CALL NO. 738**

YEA - Beaudoin, Beaulieu, Beavers, Beck, Berry, Boland, Briggs, Brooks, Campbell J, Campbell R, Carey, Casavant, Cassidy, Chapman, Chase, Chenette, Chipman, Clark, Cooper, Daughtry, DeChant, Devin, Dickerson, Dill, Dion, Doak, Dorney, Evangelos, Farnsworth, Fowle, Fredette, Frey, Gattine, Gideon, Gilbert, Gillway, Goode, Graham, Grant, Hamann, Harlow, Hayes, Herbig, Hickman, Hobbins, Hubbell, Jones, Jorgensen, Kaenrath, Kent, Keschl, Knight, Kornfield, Kruger, Kumiega, Kusiak, Lajoie, Libby N, Longstaff, Luchini, MacDonald S, MacDonald W, Maker, Malaby, Marean, Marks, Mason, Mastraccio, McCabe, McGowan, McLean, Monaghan-Derrig, Moonen, Moriarty, Morrison, Nadeau C, Nelson, Nutting, Parry, Peoples, Peterson, Plante, Pouliot, Powers, Priest, Pringle, Rankin, Rochelo, Rotundo, Russell, Rykerson, Sanborn, Saucier, Saxton, Schneck, Shaw, Short, Stanley, Stuckey, Theriault, Tipping-Spitz, Treat, Verow, Villa, Volk, Wallace, Welsh, Werts, Willette, Wilson, Winchenbach, Winsor, Mr. Speaker.

NAY - Bennett, Black, Crafts, Cray, Crockett, Davis, Dunphy, Duprey, Espling, Fitzpatrick, Gifford, Guerin, Harvell, Jackson, Johnson P, Kinney, Libby A, Lockman, Long, McClellan, McElwee, Newendyke, Pease, Peavey Haskell, Reed, Sanderson, Sirocki, Timberlake, Turner, Tyler, Weaver, Wood.

ABSENT - Ayotte, Bolduc, Cotta, Johnson D, Nadeau A, Noon.

Yes, 113; No, 32; Absent, 6; Excused, 0.

113 having voted in the affirmative and 32 voted in the negative, with 6 being absent, and accordingly the Bond Issue was **PASSED TO BE ENACTED**, signed by the Speaker and sent to the Senate.

**Bond Issue**

An Act To Authorize a General Fund Bond Issue To Ensure Clean Water and Safe Communities

(S.P. 539) (L.D. 1455)  
(C. "A" S-558)

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

The SPEAKER: The Chair recognizes the Representative from Skowhegan, Representative McCabe.

Representative **McCABE**: Thank you, Mr. Speaker. Mr. Speaker, Men and Women of the House. I rise today to urge you to support this water bond before us. This will lead to job growth statewide in the construction sector, lead to cleaner water and benefit across the State of Maine. I also rise today to thank my colleague in the other corner, Representative Fredette, for his leadership on this issue. Thank you.

The SPEAKER: The Chair recognizes the Representative from Newport, Representative Fredette.

Representative **FREDETTE**: Thank you, Mr. Speaker. Mr. Speaker, Ladies and Gentlemen of the House. Very quickly, this is a bond which actually is a win-win situation. It is a question that we put before the voters, not that we are supporting these ourselves, it is a question that we put before the voters, which allows the voters to decide whether or not we want to spend money, essentially, on sort of sand and gravel type work that will allow for proper culverting to take care of our environment. So, we are able to let the voters decide whether or not we want to invest in this particular kind of project which will, I believe, add jobs to our economy while at the same time preserving our natural heritage. So, I urge you to vote in favor of the motion. Thank you.

Representative BERRY of Bowdoinham **REQUESTED** a roll call on **PASSAGE TO BE ENACTED**.

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

The SPEAKER: A roll call has been ordered. The pending question before the House is Passage to be Enacted. All those in favor will vote yes, those opposed will vote no.

In accordance with the provisions of Section 14 of Article IX of the Constitution, a two-thirds vote of the House being necessary, a total was taken.

**ROLL CALL NO. 739**

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

NAY - Bennett, Crafts, Dunphy, Duprey, Espling, Gifford, Guerin, Jackson, Libby A, Lockman, Long, McClellan, Pease, Peavey Haskell, Sanderson, Timberlake, Turner, Wallace, Wood.

ABSENT - Ayotte, Bolduc, Cotta, Johnson D, Nadeau A, Noon.

Yes, 126; No, 19; Absent, 6; Excused, 0.

126 having voted in the affirmative and 19 voted in the negative, with 6 being absent, and accordingly the Bond Issue



was **PASSED TO BE ENACTED**, signed by the Speaker and sent to the Senate.

**Bond Issue**

An Act To Authorize a General Fund Bond Issue To Support the Growth of and To Build Infrastructure for the Marine Sector of the State's Economy

(S.P. 675) (L.D. 1709)  
(C. "A" S-556)

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

Representative BERRY of Bowdoinham **REQUESTED** a roll call on **PASSAGE TO BE ENACTED**.

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

The SPEAKER: A roll call has been ordered. The pending question before the House is Passage to be Enacted. All those in favor will vote yes, those opposed will vote no.

In accordance with the provisions of Section 14 of Article IX of the Constitution, a two-thirds vote of the House being necessary, a total was taken.

**ROLL CALL NO. 740**

YEA - Beaudoin, Beaulieu, Beavers, Beck, Berry, Boland, Bolduc, Briggs, Brooks, Campbell J, Campbell R, Carey, Casavant, Cassidy, Chapman, Chase, Chenette, Chipman, Clark, Cooper, Daughtry, DeChant, Devin, Dickerson, Dill, Dion, Doak, Dorney, Evangelos, Farnsworth, Fowle, Fredette, Frey, Gattine, Gideon, Gilbert, Gillway, Goode, Graham, Grant, Hamann, Harlow, Hayes, Herbig, Hickman, Hobbins, Hubbell, Jones, Jorgensen, Kaenrath, Kent, Keschl, Knight, Kornfield, Kruger, Kumiega, Kusiak, Lajoie, Libby N, Longstaff, Luchini, MacDonald S, MacDonald W, Maker, Malaby, Marean, Marks, Mason, Mastraccio, McCabe, McGowan, McLean, Monaghan-Derrig, Moonen, Moriarty, Morrison, Nadeau C, Nelson, Nutting, Parry, Peoples, Peterson, Plante, Pouliot, Powers, Priest, Pringle, Rankin, Rochelo, Rotundo, Russell, Rykerson, Sanborn, Saucier, Saxton, Schneck, Shaw, Short, Stanley, Stuckey, Theriault, Tipping-Spitz, Treat, Verow, Villa, Volk, Weaver, Welsh, Werts, Willette, Wilson, Winchenbach, Winsor, Mr. Speaker.

NAY - Bennett, Black, Crafts, Cray, Crockett, Davis, Dunphy, Duprey, Espling, Fitzpatrick, Gifford, Guerin, Harvell, Jackson, Johnson P, Kinney, Libby A, Lockman, Long, McClellan, McElwee, Newendyke, Pease, Peavey Haskell, Reed, Sanderson, Sirocki, Timberlake, Turner, Tyler, Wallace, Wood.

ABSENT - Ayotte, Cotta, Johnson D, Nadeau A, Noon.

Yes, 114; No, 32; Absent, 5; Excused, 0.

114 having voted in the affirmative and 32 voted in the negative, with 5 being absent, and accordingly the Bond Issue was **PASSED TO BE ENACTED**, signed by the Speaker and sent to the Senate.

**Bond Issue**

An Act To Authorize a General Fund Bond Issue To Support Maine Small Business and Job Creation

(S.P. 732) (L.D. 1827)  
(C. "A" S-555)

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

Representative BERRY of Bowdoinham **REQUESTED** a roll call on **PASSAGE TO BE ENACTED**.

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

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

Representative **JOHNSON**: Thank you, Mr. Speaker. Mr. Speaker, Ladies and Gentlemen of the House. I would like to make this quick, but I did want to reinforce that this was one of the high priorities that our Workforce Development Committee had. It involves a revolving loan fund and FAME and guarantees of loans. Thank you very much.

The SPEAKER: A roll call has been ordered. The pending question before the House is Passage to be Enacted. All those in favor will vote yes, those opposed will vote no.

In accordance with the provisions of Section 14 of Article IX of the Constitution, a two-thirds vote of the House being necessary, a total was taken.

**ROLL CALL NO. 741**

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

NAY - Bennett, Crafts, Cray, Davis, Espling, Fitzpatrick, Gifford, Jackson, Knight, Libby A, Lockman, Long, McClellan, Newendyke, Pease, Peavey Haskell, Reed, Sanderson, Sirocki, Timberlake, Turner, Wallace, Weaver.

ABSENT - Ayotte, Cotta, Johnson D, Nadeau A, Noon.

Yes, 123; No, 23; Absent, 5; Excused, 0.

123 having voted in the affirmative and 23 voted in the negative, with 5 being absent, and accordingly the Bond Issue was **PASSED TO BE ENACTED**, signed by the Speaker and sent to the Senate.

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

**Emergency Measure**

An Act To Make Supplemental Allocations from the Highway Fund and Other Funds for the Expenditures of State Government and To Change Certain Provisions of the Law Necessary to the Proper Operations of State Government for the Fiscal Years Ending June 30, 2014 and June 30, 2015

(H.P. 1280) (L.D. 1788)  
(C. "A" H-830)

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

Representative BERRY of Bowdoinham **REQUESTED** a roll call on **PASSAGE TO BE ENACTED**.

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

The SPEAKER: A roll call has been ordered. The pending question before the House is Passage to be Enacted. All those in favor will vote yes, those opposed will vote no.

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

**ROLL CALL NO. 742**

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

NAY - Wallace.

ABSENT - Ayotte, Cotta, Johnson D, Nadeau A, Noon.

Yes, 145; No, 1; Absent, 5; Excused, 0.

145 having voted in the affirmative and 1 voted in the negative, with 5 being absent, and the Bill was **PASSED TO BE ENACTED**, signed by the Speaker and sent to the Senate.

**Bond Issue**

An Act To Authorize a General Fund Bond Issue To Support Biomedical Research in Maine

(H.P. 1260) (L.D. 1756)  
(C. "A" H-850)

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

Representative BERRY of Bowdoinham **REQUESTED** a roll call on **PASSAGE TO BE ENACTED**.

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

The SPEAKER: A roll call has been ordered. The pending question before the House is Passage to be Enacted. All those in favor will vote yes, those opposed will vote no.

In accordance with the provisions of Section 14 of Article IX of the Constitution, a two-thirds vote of the House being necessary, a total was taken.

**ROLL CALL NO. 743**

YEA - Beaudoin, Beaulieu, Beavers, Beck, Berry, Black, Boland, Bolduc, Briggs, Brooks, Campbell J, Campbell R, Carey, Casavant, Cassidy, Chapman, Chase, Chenette, Chipman, Clark, Cooper, Daughtry, DeChant, Devin, Dickerson, Dill, Dion, Doak, Dorney, Evangelos, Farnsworth, Fitzpatrick, Fowle, Fredette, Frey, Gattine, Gideon, Gilbert, Gillway, Goode, Graham, Grant, Guerin, Hamann, Harlow, Harvell, Hayes, Herbig, Hickman, Hobbins, Hubbell, Jones, Jorgensen, Kaenrath, Kent, Keschl, Knight, Kornfield, Kruger, Kumiega, Kusiak, Lajoie, Libby N, Longstaff, Luchini, MacDonald S, MacDonald W, Maker, 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, Russell, Rykerson, Sanborn, Saucier, Saxton, Schneck, Shaw, Short, Stanley, Stuckey, Theriault, Tipping-Spitz, Treat, Verow, Villa, Volk, Welsh, Werts, Willette, Wilson, Winchenbach, Winsor, Mr. Speaker.

NAY - Bennett, Crafts, Cray, Crockett, Davis, Dunphy, Duprey, Espling, Gifford, Jackson, Johnson P, Kinney, Libby A, Lockman, Long, McClellan, Newendyke, Pease, Reed, Sanderson, Sirocki, Timberlake, Turner, Tyler, Wallace, Weaver, Wood.

ABSENT - Ayotte, Cotta, Johnson D, Nadeau A, Noon.

Yes, 119; No, 27; Absent, 5; Excused, 0.

119 having voted in the affirmative and 27 voted in the negative, with 5 being absent, and accordingly the Bond Issue was **PASSED TO BE ENACTED**, signed by the Speaker and sent to the Senate.

**Bond Issue**

An Act To Authorize a General Fund Bond Issue To Create an Animal and Plant Disease and Insect Control Facility Administered by the University of Maine Cooperative Extension Service

(H.P. 1355) (L.D. 1861)

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

The SPEAKER: The Chair recognizes the Representative from Newport, Representative Fredette.

Representative FREDETTE: Thank you, Mr. Speaker. Mr. Speaker, Ladies and Gentlemen of the House. Very briefly, this is a facility that is being requested to be located at the University of Maine. But, quite frankly, it is a state-wide facility that will really look at bringing together many of the requirements of our state in terms of looking at health issues in regards to E. coli, ticks and whatnot. I actually visited the university where this is currently being done. It is essentially being done in the basement of a series of basements, people working in different locations and I think my only description of the facility I saw was a facility that looked like it was built in the 1950s and really hasn't been upgraded since then. So, I see this as a public safety and a public health issue, particularly as our agriculture markets continue to grow here in Maine. I urge your support. Mr. Speaker, I request a roll call.

The same Representative **REQUESTED** a roll call on **PASSAGE TO BE ENACTED**.

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

The SPEAKER: A roll call has been ordered. The pending question before the House is Passage to be Enacted. All those in favor will vote yes, those opposed will vote no.

In accordance with the provisions of Section 14 of Article IX of the Constitution, a two-thirds vote of the House being necessary, a total was taken.

**ROLL CALL NO. 744**

YEA - Beaudoin, Beaulieu, Beavers, Beck, Bennett, Berry, Black, Boland, Bolduc, Briggs, Brooks, Campbell J, Campbell R, Carey, Casavant, Cassidy, Chapman, Chase, Chenette, Chipman, Clark, Cooper, Cray, Crockett, Daughtry, Davis, Devin, Dickerson, Dill, Dion, Doak, Dorney, Dunphy, Evangelos, Farnsworth, Fitzpatrick, Fowle, Fredette, Frey, Gattine, Gideon, Gifford, Gilbert, Gillway, Goode, Graham, Grant, Guerin, Hamann, Harlow, Harvell, Hayes, Herbig, Hickman, Hobbins,

Hubbell, Johnson P, Jones, Jorgensen, Kaenrath, Keschl, Kinney, Knight, Kornfield, Kruger, Kumiega, Kusiak, Lajoie, Libby A, Libby N, Longstaff, Luchini, MacDonald S, MacDonald W, Maker, Malaby, Marean, Marks, Mason, Mastraccio, McCabe, McElwee, McGowan, McLean, Monaghan-Derrig, Moonen, Moriarty, Morrison, Nadeau C, Nelson, Newendyke, Nutting, Parry, Peavey Haskell, Peoples, Peterson, Plante, Pouliot, Powers, Priest, Pringle, Rankin, Reed, Rochelo, Rotundo, Russell, Rykerson, Sanborn, Saucier, Saxton, Schneck, Shaw, Short, Sirocki, Stanley, Stuckey, Theriault, Tipping-Spitz, Treat, Turner, Tyler, Verow, Villa, Volk, Weaver, Welsh, Werts, Willette, Winchenbach, Winsor, Wood, Mr. Speaker.

NAY - Crafts, DeChant, Duprey, Espling, Jackson, Lockman, Long, McClellan, Pease, Timberlake, Wallace, Wilson.

ABSENT - Ayotte, Cotta, Johnson D, Kent, Nadeau A, Noon, Sanderson.

Yes, 132; No, 12; Absent, 7; Excused, 0.

132 having voted in the affirmative and 12 voted in the negative, with 7 being absent, and accordingly the Bond Issue was **PASSED TO BE ENACTED**, signed by the Speaker and sent to the Senate.

### CONSENT CALENDAR

#### First Day

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

(H.P. 734) (L.D. 1043) Bill "An Act To Authorize a General Fund Bond Issue and To Assist in the Creation of Jobs through Regional Economic Development" Committee on **APPROPRIATIONS AND FINANCIAL AFFAIRS** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-851)**

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

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

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

### ENACTORS

#### Acts

An Act To Increase Health Security by Expanding Federally Funded Health Care for Maine People

(H.P. 1149) (L.D. 1578)

(H. "A" H-849 to C. "A" H-704)

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

On motion of Representative FREDETTE of Newport, was **SET ASIDE**.

The same Representative **REQUESTED** a roll call on **PASSAGE TO BE ENACTED**.

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

The **SPEAKER**: A roll call has been ordered. The pending question before the House is Passage to be Enacted. All those in favor will vote yes, those opposed will vote no.

#### ROLL CALL NO. 745

YEA - Beaudoin, Beavers, Beck, Berry, Boland, Bolduc, Briggs, Brooks, Campbell J, Carey, Casavant, Cassidy, Chapman, Chenette, Chipman, Cooper, Daughtry, DeChant,

Devin, Dickerson, Dill, Dion, Dorney, Evangelos, Farnsworth, Fowle, Frey, Gattine, Gideon, Gilbert, Goode, Graham, Grant, Hamann, Harlow, Hayes, Herbig, Hickman, Hobbins, Hubbell, Jones, Jorgensen, Kaenrath, Kornfield, Kruger, Kumiega, Kusiak, Lajoie, Libby N, Longstaff, Luchini, MacDonald W, Marks, Mason, Mastraccio, McCabe, McGowan, McLean, Monaghan-Derrig, Moonen, Moriarty, Morrison, Nadeau C, Nelson, Peoples, Peterson, Plante, Pouliot, Powers, Priest, Pringle, Rankin, Rochelo, Rotundo, Russell, Rykerson, Sanborn, Saucier, Saxton, Schneck, Shaw, Short, Stanley, Stuckey, Theriault, Tipping-Spitz, Treat, Verow, Villa, Welsh, Werts, Wilson, Winchenbach, Mr. Speaker.

NAY - Beaulieu, Bennett, Black, Campbell R, Chase, Clark, 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, Newendyke, Nutting, Parry, Pease, Peavey Haskell, Reed, Sanderson, Sirocki, Timberlake, Turner, Tyler, Volk, Wallace, Weaver, Willette, Winsor, Wood.

ABSENT - Ayotte, Cotta, Johnson D, Kent, Nadeau A, Noon.

Yes, 94; No, 51; Absent, 6; Excused, 0.

94 having voted in the affirmative and 51 voted in the negative, with 6 being absent, and accordingly the Bill was **PASSED TO BE ENACTED**, signed by the Speaker and sent to the Senate.

### PETITIONS, BILLS AND RESOLVES REQUIRING REFERENCE

Bill "An Act To Enhance the Availability of Special Restricted Licenses in Cases of Medical Need" (EMERGENCY)

(H.P. 1357) (L.D. 1862)

Sponsored by Representative FREDETTE of Newport.

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

Committee on **TRANSPORTATION** suggested.

Under suspension of the rules, the Bill was given its **FIRST READING WITHOUT REFERENCE** to a committee.

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

Under further suspension of the rules, the Bill was **PASSED TO BE ENGROSSED** and sent for concurrence. **ORDERED SENT FORTHWITH**.

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

### SENATE PAPERS

#### Non-Concurrent Matter

Bill "An Act To Enhance the Availability of Special Restricted Licenses in Cases of Medical Need" (EMERGENCY)

(H.P. 1357) (L.D. 1862)

**PASSED TO BE ENGROSSED** in the House on April 17, 2014.

Came from the Senate **REFERRED** to the Committee on **TRANSPORTATION** in **NON-CONCURRENCE**.

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

**ENACTORS  
Acts**

An Act To Improve the Regional Economic Development  
Revolving Loan Program

(H.P. 734) (L.D. 1043)  
(C. "A" H-851)

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

On motion of Representative BERRY of Bowdoinham, was  
**SET ASIDE**.

The same Representative **REQUESTED** a roll call on  
**PASSAGE TO BE ENACTED**.

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

The **SPEAKER**: A roll call has been ordered. The pending  
question before the House is Passage to be Enacted. All those  
in favor will vote yes, those opposed will vote no.

**ROLL CALL NO. 746**

**YEA** - Beaudoin, Beaulieu, Beavers, Beck, Bennett, Berry,  
Black, Boland, Bolduc, Briggs, Brooks, Campbell J, Campbell R,  
Carey, Casavant, Cassidy, Chapman, Chase, Chenette,  
Chipman, Clark, Cooper, Crockett, Daughtry, Davis, DeChant,  
Devin, Dickerson, Dill, Dion, Doak, Dorney, Dunphy, Duprey,  
Espling, Evangelos, Farnsworth, Fowle, Fredette, Frey, Gattine,  
Gideon, Gilbert, Gillway, Goode, Graham, Grant, Guerin,  
Hamann, Harlow, Harvell, Hayes, Herbig, Hickman, Hobbins,  
Hubbell, Jackson, Johnson P, Jones, Jorgensen, Kaenrath,  
Keschl, Kinney, Knight, Kornfield, Kruger, Kumiega, Kusiak,  
Lajoie, Libby N, Lockman, Longstaff, Luchini, MacDonald S,  
MacDonald W, Maker, Malaby, Marean, Marks, Mason,  
Mastraccio, McCabe, McClellan, McElwee, McGowan, McLean,  
Monaghan-Derrig, Moonen, Moriarty, Morrison, Nadeau C,  
Nelson, Newendyke, Nutting, Parry, Pease, Peavey Haskell,

Peoples, Peterson, Plante, Pouliot, Powers, Priest, Pringle,  
Rankin, Reed, Rochelo, Rotundo, Russell, Rykerson, Sanborn,  
Sanderson, Saucier, Saxton, Schneck, Shaw, Short, Sirocki,  
Stanley, Stuckey, Theriault, Tipping-Spitz, Treat, Turner, Tyler,  
Verow, Villa, Volk, Wallace, Weaver, Welsh, Werts, Willette,  
Wilson, Winchenbach, Winsor, Wood, Mr. Speaker.

**NAY** - Crafts, Cray, Fitzpatrick, Gifford, Libby A, Long,  
Timberlake.

**ABSENT** - Ayotte, Cotta, Johnson D, Kent, Nadeau A, Noon.

Yes, 138; No, 7; Absent, 6; Excused, 0.

138 having voted in the affirmative and 7 voted in the  
negative, with 6 being absent, and accordingly the Bill was  
**PASSED TO BE ENACTED**, signed by the Speaker and sent to  
the Senate.

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**SENATE PAPERS  
Non-Concurrent Matter**

An Act To Protect Maine Lakes (EMERGENCY)

(H.P. 1250) (L.D. 1744)

(H. "A" H-797 to C. "A" H-781)

**PASSED TO BE ENACTED** in the House on April 8, 2014.

Came from the Senate **PASSED TO BE ENGROSSED AS  
AMENDED BY COMMITTEE AMENDMENT "A" (H-781) AS  
AMENDED BY SENATE AMENDMENTS "A" (S-534) AND "B"  
(S-552)** thereto in **NON-CONCURRENCE**.

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

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

After Midnight

**ENACTORS**  
**Acts**

An Act To Protect Maine Lakes

(H.P. 1250) (L.D. 1744)  
(S. "A" S-534 and S. "B" S-552 to C. "A" H-781)

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

On motion of Representative FREDETTE of Newport, was **SET ASIDE**.

The same Representative **REQUESTED** a roll call on **PASSAGE TO BE ENACTED**.

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

The **SPEAKER**: A roll call has been ordered. The pending question before the House is Passage to be Enacted. All those in favor will vote yes, those opposed will vote no.

**ROLL CALL NO. 747**

**YEA** - Beaudoin, Beaulieu, Beavers, Beck, Berry, Black, Boland, Bolduc, Briggs, Brooks, Campbell J, Campbell R, Carey, Casavant, Cassidy, Chapman, Chenette, Chipman, Cooper, Crockett, Daughtry, Davis, DeChant, Devin, Dickerson, Dill, Dion, Doak, Dorney, Duprey, Espling, Evangelos, Farnsworth, Fowle, Frey, Gattine, Gideon, Gilbert, Gillway, Goode, Graham, Grant, Guerin, Hamann, Harlow, Hayes, Herbig, Hickman, Hobbins, Hubbell, Jackson, Johnson P, Jones, Jorgensen, Kaenrath, Keschl, Kinney, Knight, Kornfield, Kruger, Kumiega, Kusiak, Lajoie, Libby N, Lockman, Longstaff, Luchini, MacDonald S, MacDonald W, Maker, Malaby, Marean, Marks, Mason, Mastraccio, McCabe, McClellan, McGowan, McLean, Monaghan-Derrig, Moonen, Moriarty, Morrison, Nadeau C, Nelson, Newendyke, Nutting, Peoples, Peterson, Plante, Pouliot, Powers, Priest, Pringle, Rankin, Rochelo, Rotundo, Russell, Rykerson, Sanborn, Saucier, Saxton, Schneck, Short, Stanley, Stuckey, Theriault, Tipping-Spitz, Treat, Turner, Tyler, Verow, Villa, Volk, Welsh, Werts, Winchenbach, Wood, Mr. Speaker.

**NAY** - Chase, Clark, Crafts, Cray, Dunphy, Fitzpatrick, Fredette, Gifford, Harvell, Libby A, Long, McElwee, Parry, Pease, Peavey Haskell, Reed, Sanderson, Sirocki, Timberlake, Wallace, Weaver, Willette, Wilson, Winsor.

**ABSENT** - Ayotte, Bennett, Cotta, Johnson D, Kent, Nadeau A, Noon, Shaw.

Yes, 119; No, 24; Absent, 8; Excused, 0.

119 having voted in the affirmative and 24 voted in the negative, with 8 being absent, and accordingly the Bill was **PASSED TO BE ENACTED**, signed by the Speaker and sent to the Senate. **ORDERED SENT FORTHWITH**.

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

An Act To Improve Education about and Awareness of Maine's Health Laws and Resources

(H.P. 1229) (L.D. 1719)  
(C. "A" H-844)

Which was **TABLED** by Representative BERRY of Bowdoinham pending **ADOPTION** of **Committee Amendment "A" (H-844)**.

Subsequently, **Committee Amendment "A" (H-844)** 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**.

The **SPEAKER**: The Chair recognizes the Representative from Biddeford, Representative Rochelo.

Representative **ROCHELO**: Thank you, Mr. Speaker. Mr. Speaker, Ladies and Gentlemen of the House. I would like to clarify a couple of things about this bill. I know we already voted on it once, but I think there was some misunderstanding in terms of what this bill is. This year Maine will receive a one-time disbursement of about \$5 million as part of winning a challenge by the tobacco industry concerning enforcement of the Tobacco Master Settlement Agreement. The tobacco settlement dollars are Maine's primary source of state funding for prevention programs. This arbitration funding is equivalent to a public health and disease prevention stimulus package at a time when investments in public health and disease prevention have been reduced over recent years to fill budget shortfalls, and when recent evidence based reports and publicly available data show us that cigarettes have become more deadly and that certain parts of our state have not made any progress in reducing smoking rates among certain populations. This funding is a tremendous opportunity to reinvigorate efforts that reduce health care costs for all Mainers through investing in proven programs with strong returns on investment. When it was made public that this arbitration money would be coming to Maine, the Friends for the Fund for a Healthy Maine Coalition came together and developed an evidence based allocation proposal. At least one Representative of each category and the Fund for a Healthy Maine statute came to the table to develop proposals for one-time availability of funding. The ground rules were to develop evidence based proposals that would bend the cost curve and contribute to efforts to reduce tobacco related disease and disabilities. Some proposals are small, others are ambitious, but all are critically important.

Our committee worked out a bipartisan compromise on this bill and this amendment is the unanimous work of our committee. Some items in the original bill were removed and funding was added to support LD 76, which addressed the need for adult day services. This bill represents smart investments that will save money in the short, mid and long term. These proposals are not luxurious, nor are they frivolous. They are necessities for Maine to get serious about solving state budget challenges and reducing the burden of disease on our citizens. Thank you for your consideration and support of this important work, and I request a roll call.

The same Representative **REQUESTED** a roll call on **PASSAGE TO BE ENGROSSED as Amended by Committee Amendment "A" (H-844)**.

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 Chelsea, Representative Sanderson.

Representative **SANDERSON**: Thank you, Mr. Speaker. Mr. Speaker, Ladies and Gentlemen of the House. This bill is well intended, absolutely, that is for sure. However, this is a one-time grant from the tobacco settlement money and we have some very, very, very pressing needs across our state. We have nursing homes that are crumbling. Their doors are on the verge of closing. A lot of the things that are funded in this bill, although they are well intended, are certainly something that already have established funding, grants, etcetera, already under the current Fund for a Healthy Maine programming, as well as they have grants available for them. I would respectfully request that we vote down this bill and direct this money to where it is truly

needed to help our seniors and the folks who serve those seniors in the small communities where these nursing homes are most vulnerable. Thank you.

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

Representative **McGOWAN**: Thank you, Mr. Speaker. Mr. Speaker, Ladies and Gentlemen of the House. I would just remind you as the co-chair of the Maine Cancer Commission that 30 percent of our cancers in Maine are related to tobacco use and this money would be directed towards reducing that tobacco use. In fact, in the past year, \$1.6 million allocated towards the reduction of tobacco use was never even spent. Thank you, Mr. Speaker.

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

Representative **CAMPBELL**: I suggest everybody follow my vote and vote for this bill. Thank you, Mr. Speaker.

The SPEAKER: The Chair recognizes the Representative from Easton, Representative Clark.

Representative **CLARK**: Thank you, Mr. Speaker. Mr. Speaker, Ladies and Gentlemen of the House. I kind of was part of amending this bill to make it better for myself to swallow, I guess, I could say. The original bill had money for different commissions to look at the expanding of health care. I thought that we have had many studies to look at that. That was removed as well as purchases of tablets that I thought weren't really necessarily a one-time basis as they needed services to continue through. A lot of the things that I think people on our side didn't like was taken out of it. That is the reason why I supported the bill and why I am willing to continue to support it. Thank you.

The SPEAKER: The Chair recognizes the Representative from Hancock, Representative Malaby.

Representative **MALABY**: Thank you, Mr. Speaker. Mr. Speaker, Ladies and Gentlemen of the House, good morning. I don't say that often here. The Fund for a Healthy Maine, which is the recipient of this \$5 plus million fund, receives about \$52 million a year in the State of Maine and has a current balance of \$7 million. I will be voting for this bill. I don't agree with most of the use of these funds. I do agree with some of the usage. I feel compelled to vote for it. Thank you.

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-844). All those in favor will vote yes, those opposed will vote no.

**ROLL CALL NO. 748**

YEA - Beaudoin, Beaulieu, Beavers, Beck, Berry, Black, Boland, Bolduc, Briggs, Brooks, Campbell J, Carey, Casavant, Cassidy, Chapman, Chase, Chenette, Chipman, Clark, Cooper, Cray, Daughtry, DeChant, Devin, Dickerson, Dill, Dion, Dorney, Evangelos, Farnsworth, Fowle, Frey, Gattine, Gideon, Gilbert, Goode, Graham, Grant, Guerin, Hamann, Harlow, Harvell, Hayes, Herbig, Hickman, Hobbins, Hubbell, Jones, Jorgensen, Kaenrath, Keschl, Knight, Kornfield, Kruger, Kumiega, Kusiak, Lajoie, Libby N, Longstaff, Luchini, MacDonald W, Maker, Malaby, Marks, Mason, Mastraccio, McCabe, McClellan, McElwee, McGowan, McLean, Monaghan-Derrig, Moonen, Moriarty, Morrison, Nadeau C, Nelson, Peoples, Peterson, Plante, Pouliot, Powers, Priest, Pringle, Rankin, Rochelo, Rotundo, Russell, Rykerson, Sanborn, Saucier, Saxton, Schneck, Shaw, Short, Stanley, Stuckey, Theriault, Tipping-Spitz, Treat, Turner, Verow, Villa, Volk, Welsh, Werts, Wilson, Winchenbach, Wood, Mr. Speaker.

NAY - Campbell R, Crafts, Crockett, Davis, Doak, Dunphy, Duprey, Espling, Fitzpatrick, Fredette, Gifford, Gillway, Jackson,

Johnson P, Kinney, Libby A, Lockman, Long, MacDonald S, Marean, Newendyke, Nutting, Parry, Pease, Peavey Haskell, Reed, Sanderson, Sirocki, Timberlake, Tyler, Wallace, Weaver, Willette, Winsor.

ABSENT - Ayotte, Bennett, Cotta, Johnson D, Kent, Nadeau A, Noon.

Yes, 110; No, 34; Absent, 7; Excused, 0.

110 having voted in the affirmative and 34 voted in the negative, with 7 being absent, and accordingly the Bill was **PASSED TO BE ENGROSSED as Amended by Committee Amendment "A" (H-844)** and sent for concurrence. **ORDERED SENT FORTHWITH.**

**SENATE PAPERS**

**Non-Concurrent Matter**

An Act To Implement the Recommendations of the Commission To Study Long-term Care Facilities (EMERGENCY) (S.P. 704) (L.D. 1776)

**PASSED TO BE ENACTED** in the House on April 16, 2014. (Having previously been **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-497) AS AMENDED BY SENATE AMENDMENT "A" (S-521)** thereto)

Came from the Senate **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-497) AS AMENDED BY SENATE AMENDMENT "B" (S-559)** thereto in **NON-CONCURRENCE.**

The House voted to **RECEDE AND CONCUR. ORDERED SENT FORTHWITH.**

**ENACTORS**

**Acts**

An Act To Improve Education about and Awareness of Maine's Health Laws and Resources and To Increase the Reimbursement Rate for Adult Day Services

(H.P. 1229) (L.D. 1719)  
(C. "A" H-844)

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.

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

**Emergency Measure**

An Act To Implement the Recommendations of the Commission To Study Long-term Care Facilities

(S.P. 704) (L.D. 1776)  
(S. "B" S-559 to C. "A" S-497)

Reported by the Committee on **Engrossed Bills** as truly and strictly engrossed. This being an emergency measure, a two-thirds vote of all the members elected to the House being necessary, a total was taken. 137 voted in favor of the same and 0 against, and accordingly the Bill was **PASSED TO BE ENACTED**, signed by the Speaker and sent to the Senate.

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

**SENATE PAPERS**

The following Joint Order: (S.P. 757)

ORDERED, the House concurring, that when the Senate and House adjourn, they do so until Thursday, May 1, 2014 at 10:00 in the morning.

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

**READ** and **PASSED** in concurrence.

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On motion of Representative ROTUNDO of Lewiston, the House adjourned at 12:59 a.m., until 10:00 a.m., Thursday, May 1, 2014 pursuant to the Joint Order (S.P. 757) and in honor and lasting tribute to Amanda M. Dempsey, of Auburn.