

# MAINE STATE LEGISLATURE

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

**Daily Edition**

**First Regular Session**

beginning December 3, 2014

beginning at page H-1

ONE HUNDRED AND TWENTY-SEVENTH LEGISLATURE  
FIRST REGULAR SESSION  
6th Legislative Day  
Tuesday, January 20, 2015

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

Prayer by Reverend Edward Greene, Episcopal Priest, Bath (retired).

National Anthem by Voices of Color, Oak Hill High School, Wales.

Pledge of Allegiance.

Doctor of the day, Charles Pattavina, M.D., Winterport.

The Journal of Wednesday, January 14, 2015 was read and approved.

**COMMUNICATIONS**

The Following Communication: (H.C. 25)

**STATE OF MAINE  
CONNECTME AUTHORITY  
78 STATE HOUSE STATION  
AUGUSTA, MAINE 04333-0078**

January 14, 2015

Honorable Mark W. Eves

Speaker of the House

2 State House Station

Augusta, Maine 04333

Honorable Michael D. Thibodeau

President of the Senate

3 State House Station

Augusta, Maine 04333

Dear Speaker Eves and President Thibodeau:

Pursuant to 5 M.R.S.A., Section 12023, please consider this the letter of transmittal for the required report from the ConnectME Authority due by February 1, 2015.

Please contact me if you have any questions or need additional information.

Thank you.

Sincerely,

S/Phillip Lindley

Executive Director

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

The Following Communication: (H.C. 26)

**STATE OF MAINE  
TASK FORCE TO END STUDENT HUNGER IN MAINE**

December 22, 2014

Honorable Michael D. Thibodeau

President of the Senate

Honorable Mark W. Eves

Speaker of the House

State House

Augusta, Maine 04333

Dear President Thibodeau and Speaker Eves:

Pursuant to Resolve 2013, chapter 107 the Task Force to End Student Hunger in Maine is pleased to submit its final report. Copies of the full report have been distributed to committees or individuals as directed by law and copies have been placed on file with the Law and Legislative Reference Library. Others may access the full report on-line through the website of the Office of

Policy and Legal Analysis at [www.legislature.maine.gov/opla](http://www.legislature.maine.gov/opla).

Sincerely,

S/Justin L. Alford

Senate Chair

S/Victoria P. Kornfield

House Chair

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

The Following Communication: (H.C. 27)

**MIDCOAST REGIONAL REDEVELOPMENT AUTHORITY  
15 TERMINAL ROAD, SUITE 200  
BRUNSWICK, MAINE 04011**

January 13, 2015

Honorable Mark W. Eves

Speaker of the House

2 State House Station

Augusta, Maine 04333

Honorable Michael D. Thibodeau

President of the Senate

3 State House Station

Augusta, Maine 04333

Dear Speaker Eves and President Thibodeau:

In compliance with the requirements of the Government Accountability and Oversight Law for quasi-independent State entities (5 MRSA §12023), I am submitting the attached report on behalf of the Board of Trustees of the Midcoast Regional Redevelopment Authority (MRRRA).

MRRRA was created in 2006 by the Maine Legislature (5 MRSA §13083-G) as a municipal corporation charged with the responsibility to implement the reuse master plans for Naval Air Station Brunswick (NAS Brunswick) and the Topsham Annex, which closed as a result of the 2005 Base Realignment and Closure (BRAC) process.

Please contact me if you have any questions or need additional information.

Thank you.

Sincerely,

S/Steven H. Levesque

Executive Director

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

**PETITIONS, BILLS AND RESOLVES REQUIRING REFERENCE**

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

**APPROPRIATIONS AND FINANCIAL AFFAIRS**

Bill "An Act To Authorize a General Fund Bond Issue To Attract Business by Investing in High-speed Broadband Infrastructure"

(H.P. 62) (L.D. 68)

Sponsored by Representative CAMPBELL of Newfield.

Cosponsored by Representative SAUCIER of Presque Isle, Senator WOODSOME of York and Representatives: BEAVERS of South Berwick, GILBERT of Jay, MARTIN of Eagle Lake, MARTIN of Sinclair, MASTRACCIO of Sanford, O'CONNOR of Berwick, SHORT of Pittsfield, Senator: DUTREMBLE of York.

Bill "An Act To Improve Retirement Security for Retired Public Employees" (EMERGENCY)

(H.P. 69) (L.D. 86)

Sponsored by Representative SHERMAN of Hodgdon.  
Cosponsored by Representatives: FOWLE of Vassalboro, LONG of Sherman, STANLEY of Medway, Senators: EDGECOMB of Aroostook, McCORMICK of Kennebec.

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**CRIMINAL JUSTICE AND PUBLIC SAFETY**

Bill "An Act To Require Drug Testing of the Driver of a Motor Vehicle Involved in a Fatal Accident"

(H.P. 63) (L.D. 69)

Sponsored by Representative FOWLE of Vassalboro.  
Cosponsored by Senator McCORMICK of Kennebec and Representatives: DOORE of Augusta, KINNEY of Limington, LAJOIE of Lewiston, NADEAU of Winslow, SAUCIER of Presque Isle, SHERMAN of Hodgdon, Senator: DIAMOND of Cumberland.

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Bill "An Act To Improve Telecommunications in Maine"

(H.P. 72) (L.D. 89)

Sponsored by Representative SHORT of Pittsfield.  
Committee on **ENERGY, UTILITIES AND TECHNOLOGY** suggested.

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

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**ENVIRONMENT AND NATURAL RESOURCES**

Bill "An Act To Assist Towns in Eradicating Milfoil and Other Invasive Aquatic Plants and Nuisance Species" (EMERGENCY)

(H.P. 64) (L.D. 70)

Sponsored by Representative FREDETTE of Newport.

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**HEALTH AND HUMAN SERVICES**

Resolve, To Implement the Recommendations of the Commission To Continue the Study of Long-term Care Facilities (EMERGENCY)

(H.P. 70) (L.D. 87)

Sponsored by Representative STUCKEY of Portland.  
Cosponsored by Senator BURNS of Washington and Representatives: FARNSWORTH of Portland, MAKER of Calais, McELWEE of Caribou, TURNER of Burlington, Senators: BREEN of Cumberland, SAVIELLO of Franklin.

Resolve, To Ensure Appropriate Personal Needs Allowances for Persons Residing in Long-term Care Facilities (EMERGENCY)

(H.P. 73) (L.D. 90)

Sponsored by Representative STUCKEY of Portland.  
Cosponsored by Senator BURNS of Washington and Representatives: FARNSWORTH of Portland, MAKER of Calais, TURNER of Burlington, Senators: BREEN of Cumberland, SAVIELLO of Franklin.

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**INLAND FISHERIES AND WILDLIFE**

Bill "An Act To Authorize Snowmobile Registration Reciprocity with the Provinces of New Brunswick and Quebec"

(H.P. 71) (L.D. 88)

Sponsored by Representative MARTIN of Sinclair.  
Cosponsored by Senator PATRICK of Oxford and Representatives: EDGECOMB of Fort Fairfield, MARTIN of Eagle Lake, SAUCIER of Presque Isle.

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**JUDICIARY**

Bill "An Act To Amend the Laws Governing Service of Process in Eviction Actions"

(H.P. 65) (L.D. 71)

Sponsored by Representative FREDETTE of Newport.

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**LABOR, COMMERCE, RESEARCH AND ECONOMIC DEVELOPMENT**

Bill "An Act To Increase the Minimum Wage"

(H.P. 66) (L.D. 72)

Sponsored by Representative HAMANN of South Portland.  
Cosponsored by Senator PATRICK of Oxford and Representatives: BRYANT of Windham, CHIPMAN of Portland, Speaker EVES of North Berwick, HERBIG of Belfast, HOBBS of Saco, MARTIN of Eagle Lake, Senators: ALFOND of Cumberland, MILLETT of Cumberland.

Bill "An Act To Allow Dental Hygienists To Prescribe Fluoride Dentifrice and Antibacterial Rinse"

(H.P. 74) (L.D. 91)

Sponsored by Representative SIROCKI of Scarborough.  
Cosponsored by Senator BURNS of Washington and Representatives: HARLOW of Portland, KINNEY of Limington, MALABY of Hancock, PICCHIOTTI of Fairfield, TUELL of East Machias, Senators: HASKELL of Cumberland, WHITEMORE of Somerset.

Bill "An Act To Increase the Minimum Wage to \$8.00 per Hour"

(H.P. 75) (L.D. 92)

Sponsored by Representative BATES of Westbrook.  
Cosponsored by Senator HASKELL of Cumberland and Representatives: CHENETTE of Saco, DUNPHY of Old Town, GATTINE of Westbrook, GIDEON of Freeport, HAMANN of South Portland, MARTIN of Eagle Lake, SCHNECK of Bangor, STUCKEY of Portland.

Bill "An Act To Allow the Town of Berwick To Be Eligible for Full Pine Tree Development Zone Benefits"

(H.P. 76) (L.D. 93)

Sponsored by Representative O'CONNOR of Berwick.  
Cosponsored by Senator COLLINS of York and Representatives: BEAVERS of South Berwick, Speaker EVES of North Berwick, GERRISH of Lebanon, HARLOW of Portland, LONG of Sherman, SIROCKI of Scarborough, TIMBERLAKE of Turner, TURNER of Burlington.

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**TAXATION**

Bill "An Act To Base the Excise Tax Imposed on the Purchase of a Motor Vehicle on the Price Paid"

(H.P. 77) (L.D. 94)

Sponsored by Representative SIROCKI of Scarborough.  
Cosponsored by Representatives: AUSTIN of Gray, DUNPHY of Embden, FARRIN of Norridgewock, HARLOW of Portland, O'CONNOR of Berwick, TIMBERLAKE of Turner, TUELL of East Machias, Senator: WHITEMORE of Somerset.

Bill "An Act To Provide Income Tax Relief"

(H.P. 78) (L.D. 95)

Sponsored by Representative STUCKEY of Portland.  
Cosponsored by Representatives: HAMANN of South Portland, SANBORN of Gorham.

Bill "An Act To Increase the State Earned Income Credit"

(H.P. 79) (L.D. 96)

Sponsored by Representative STUCKEY of Portland.

Cosponsored by Senator ALFOND of Cumberland and Representatives: HAMANN of South Portland, SANBORN of Gorham, Senator: HASKELL of Cumberland.

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**TRANSPORTATION**

Bill "An Act To Increase Weight Allowances for Farm Trucks"

(H.P. 67) (L.D. 73)

Sponsored by Representative BLACK of Wilton.

Cosponsored by Senator SAVIELLO of Franklin and Representatives: HOBART of Bowdoinham, KINNEY of Knox, LONG of Sherman, McCABE of Skowhegan, PARRY of Arundel, SAUCIER of Presque Isle, TIMBERLAKE of Turner, Senator: MASON of Androscoggin.

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**VETERANS AND LEGAL AFFAIRS**

Resolve, To Establish a Task Force To Ensure Equity in the Benefits Provided to Military Service Members

(H.P. 68) (L.D. 74)

Sponsored by Representative HANINGTON of Lincoln.

Cosponsored by Representatives: ALLEY of Beals, LONG of Sherman, STANLEY of Medway, TURNER of Burlington, WALLACE of Dexter.

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

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**SPECIAL SENTIMENT CALENDAR**

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

**Recognizing:**

Sharon Wise, of Winthrop, who prevented the abduction of a 2-year-old girl from the Maine State Museum. Ms. Wise, a museum receptionist, intervened when a man who appeared to be a stranger seized the girl and attempted to take her out of the building when the girl's grandmother had turned away to hang up their coats. Ms. Wise stopped the man, who left the scene. We extend to Ms. Wise our thanks and appreciation for her decisive action in protecting the child;

(HLS 26)

Presented by Speaker EVES of North Berwick.

Cosponsored by President THIBODEAU of Waldo, Senator CUSHING of Penobscot, Senator ALFOND of Cumberland, Senator HILL of York, Senator MASON of Androscoggin, Representative ESPLING of New Gloucester, Representative FREDETTE of Newport, Representative McCABE of Skowhegan, Representative GIDEON of Freeport, Representative HICKMAN of Winthrop, Senator McCORMICK of Kennebec.

On **OBJECTION** of Representative HICKMAN of Winthrop, was **REMOVED** from the Special Sentiment Calendar.

**READ.**

On motion of the same Representative, **TABLED** pending **PASSAGE** and later today assigned.

**Recognizing:**

Thomas L. Welch, of Hancock, on the occasion of his retirement as Chair of the Maine Public Utilities Commission after many years of dedicated service to the people of Maine. Mr. Welch was appointed as Chair of the Maine Public Utilities Commission by Governor McKernan in 1993, and he was reappointed by Governor King in 1999. He served until 2005 and then was reappointed in 2011 by Governor LePage. Between his commission appointments, he worked as an attorney for a private law firm and served as an adjunct professor at the University of Maine School of Law. He is widely respected for his experience and expertise in utility and energy matters and is known for his intellect, his integrity, his judicial temperament and his willingness to assist policy makers with complicated utility regulation issues. He served as Assistant Professor at Villanova School of Law from 1978 to 1979 and from 1982 to 1991 served the Bell Atlantic Company, rising to the post of General Attorney in Washington, D.C. From 1991 to 1993, he served the Commonwealth of Pennsylvania as Chief Deputy Attorney General for Antitrust. Mr. Welch has served during a time of the greatest changes in the history of Maine's traditional utilities, including the transition from monopoly to competition, enduring recessions and rising costs and encompassing the deregulation and restructuring of Maine's electrical industry, competition in telecommunications, the creation of Maine's pioneering Schools and Libraries Fund to extend Internet access to all our communities, Maine's becoming one of the first states in the nation to deploy a statewide Next Generation 911 system designed to keep pace with the way people communicate today and regional efforts to increase the flow of natural gas into New England in an effort to lower energy costs for electricity and natural gas customers. We send our appreciation to Mr. Welch for his many years of commitment and dedicated public service to the citizens of Maine. We extend our congratulations and best wishes to him on his well-deserved retirement;

(HLS 33)

Presented by Representative HOBBS of Saco.

Cosponsored by Senator LANGLEY of Hancock, Representative MALABY of Hancock, Senator WOODSOME of York, Senator MASON of Androscoggin, Senator HILL of York, Representative DION of Portland, Representative BEAVERS of South Berwick, Representative BABBIDGE of Kennebunk, Representative RYKERSON of Kittery, Representative DeCHANT of Bath, Representative GROHMAN of Biddeford, Representative DUNPHY of Embden, Representative O'CONNOR of Berwick, Representative HIGGINS of Dover-Foxcroft, Representative WADSWORTH of Hiram.

On **OBJECTION** of Representative HOBBS of Saco, was **REMOVED** from the Special Sentiment Calendar.

**READ.**

On motion of the same Representative, **TABLED** pending **PASSAGE** and later today assigned.

**Recognizing:**

the Oak Hill High School Football Team, of Wales, which has won the 2014 Class D State Championship. This is the team's 2nd consecutive state championship victory and 3rd overall. Members of the team include players Adam Merrill, Colby Webster, Jonas Ryerson, Matt Martin, Danny Buteau, Dalton Therrien, Jonah Martin, Matthew Strout, Darryn Bailey, Steve Gilbert, Ben Bossie, Levi Buteau, Alex Mace, Connor Nilsson, Brian Thorpe, Colby Spencer, Cruz Poirier, Drew Gamage, Chad Merrill, Kyle Flaherty, Kyle Tervo, Mike Pease, Jake Greenwood, Logan Childs, Brendon Tervo, Connor Elwell, Colby Russell-Leo, Bryce Harlow, Austin Noble, DJ Pushard, Nic Dennis, Lee Mower, Dominic Greenleaf, Adam Mooney, Kody Voisine, Michael Harper, Kyle Leonard, Brent Mulherin, Matt Clifford, Garrett Gile, Austin Goucher, Gavin Chasse, Peter Flaherty, Gabe Smith, Austin Pierce, Samson Lacroix and Bailey Drouin and Head Coach Stacen Doucette. We extend to all the members of the team our congratulations and best wishes;

(HLS 36)

Presented by Representative WOOD of Sabattus.  
Cosponsored by Senator MASON of Androscoggin,  
Representative GREENWOOD of Wales.

On **OBJECTION** of Representative WOOD of Sabattus, was **REMOVED** from the Special Sentiment Calendar.

**READ.**

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

Representative **WOOD**: Thank you Mr. Speaker. Ladies and Gentlemen of the House. I want to congratulate this football team. It's the second year in a row they won the Class D Championship and we could all take a lesson from these guys. There's no "I" in "team" and they worked together as a well-oiled machine. So, that's all I have.

The **SPEAKER**: The Chair recognizes the Representative from Wales, Representative Greenwood.

Representative **GREENWOOD**: Thank you Mr. Speaker and Members of the House. I apologize for not getting my button pushed earlier, but again, I wanted to congratulate, as the Representative for the other half of the District, the Oak Hill Football Team for their second consecutive year Class D Championship. Thank you.

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

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

**SENATE PAPERS**

Bill "An Act To Authorize a General Fund Bond Issue To Help Small Businesses"

(S.P. 37) (L.D. 100)

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

**REFERRED** to the Committee on **APPROPRIATIONS AND FINANCIAL AFFAIRS** in concurrence.

Bill "An Act To Increase Funding for Instruction within the University of Maine System"

(S.P. 22) (L.D. 42)

Resolve, Directing the Department of Education To Amend the School Emergency Drill Rules

(S.P. 34) (L.D. 97)

Bill "An Act To Stabilize the Faculty and Programs at the University of Southern Maine" (EMERGENCY)

(S.P. 36) (L.D. 99)

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

**REFERRED** to the Committee on **EDUCATION AND CULTURAL AFFAIRS** in concurrence.

Bill "An Act To Protect Maine's Great Ponds"

(S.P. 20) (L.D. 40)

Bill "An Act To Prohibit Synthetic Plastic Microbeads in Personal Care Products and Over-the-counter Drugs"

(S.P. 33) (L.D. 85)

Bill "An Act To Enhance the Competitiveness of Maine's Biomass Facilities by Exempting from Waste Handling Fees Certain Construction and Demolition Debris"

(S.P. 42) (L.D. 105)

Came from the Senate, **REFERRED** to the Committee on **ENVIRONMENT AND NATURAL RESOURCES** and ordered printed.

**REFERRED** to the Committee on **ENVIRONMENT AND NATURAL RESOURCES** in concurrence.

Resolve, To Strengthen Health Care Services for Maine Residents Affected by Neurodegenerative Diseases

(S.P. 23) (L.D. 75)

Bill "An Act Concerning Screening of Newborns for Lysosomal Storage Disorders"

(S.P. 32) (L.D. 84)

Bill "An Act To Strengthen and Reform Maine's Welfare System"

(S.P. 38) (L.D. 101)

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

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

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

(S.P. 31) (L.D. 83)

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

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

Bill "An Act To Raise the Minimum Wage"

(S.P. 25) (L.D. 77)

Bill "An Act To Amend the Workers' Compensation Laws as They Pertain to Employee Representation"

(S.P. 29) (L.D. 81)

Came from the Senate, **REFERRED** to the Committee on **LABOR, COMMERCE, RESEARCH AND ECONOMIC DEVELOPMENT** and ordered printed.

**REFERRED** to the Committee on **LABOR, COMMERCE, RESEARCH AND ECONOMIC DEVELOPMENT** in concurrence.

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Bill "An Act Amending the Trap Limit for the Swans Island Lobster Conservation Area" (EMERGENCY)

(S.P. 35) (L.D. 98)

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

**REFERRED** to the Committee on **MARINE RESOURCES** in concurrence.

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

On motion of Representative DION of Portland, the House adjourned at 10:53 a.m., until 10:00 a.m., Thursday, January 22, 2015.

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RESOLUTION, Proposing an Amendment to the Constitution of Maine To Lower the Age Requirement To Run for Legislative Office

(S.P. 28) (L.D. 80)

Bill "An Act Concerning the Salary of Elected Sheriffs"

(S.P. 30) (L.D. 82)

RESOLUTION, Proposing an Amendment to the Constitution of Maine To Increase the Length of Terms of Senators to 4 Years

(S.P. 43) (L.D. 106)

Bill "An Act To Recognize the Labrador Retriever as the Official State Dog"

(S.P. 44) (L.D. 107)

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

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

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Bill "An Act To Amend the Property Tax Fairness Credit"

(S.P. 24) (L.D. 76)

Bill "An Act To Provide a Sales Tax Trade-in Credit for Core Parts"

(S.P. 27) (L.D. 79)

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

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

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Bill "An Act To Require the Inspection of Certain Vehicles Used To Transport Members of the General Public"

(S.P. 21) (L.D. 41)

Bill "An Act Regarding Limitations on Certain Storm Water Fees"

(S.P. 26) (L.D. 78)

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

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

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Bill "An Act To Strengthen the Craft Beer Industry"

(S.P. 39) (L.D. 102)

Bill "An Act To Increase Gaming Opportunities for Charitable Veterans' Organizations"

(S.P. 41) (L.D. 104)

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

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

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Pursuant to House Rule 201.1.H, the Speaker appointed Representative McCABE of Skowhegan to serve as Speaker Pro Tem on Thursday, January 22, 2015.