

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
24th Legislative Day
Wednesday, March 25, 2015

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

Prayer by Pastor Joe Campbell, White Pine Community Church, North Yarmouth.

National Anthem by Anne Marsh, Bath.

Pledge of Allegiance.

Doctor of the day, David Edsall, M.D., Ellsworth.

The Journal of yesterday was read and approved.

SENATE PAPERS

The following Joint Resolution: (S.P. 382)

JOINT RESOLUTION MEMORIALIZING THE PRESIDENT AND CONGRESS OF THE UNITED STATES TO SUPPORT THE REFORM OF THE SOCIAL SECURITY OFFSETS OF THE GOVERNMENT PENSION OFFSET AND THE WINDFALL ELIMINATION PROVISION

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

WHEREAS, under current federal law, individuals who receive a Social Security benefit and a public retirement benefit derived from employment not covered under Social Security are subject to a reduction in the Social Security benefits; and

WHEREAS, these laws, contained in the federal Social Security Act, 42 United States Code, Chapter 7, Subchapter II, Federal Old-Age, Survivors, and Disability Insurance Benefits, and known as the Government Pension Offset and the Windfall Elimination Provision, greatly affect public employees, particularly women; and

WHEREAS, the Windfall Elimination Provision reduces by a formula the Social Security benefit of a person who is also receiving a pension from a public employer that does not participate in Social Security; and

WHEREAS, the Government Pension Offset and the Windfall Elimination Provision are particularly burdensome on the finances of low-income and moderate-income public service workers, such as school teachers, clerical workers and school cafeteria employees, whose wages are low to start; and

WHEREAS, the Government Pension Offset and the Windfall Elimination Provision both unfairly reduce benefits for those public employees and their spouses whose careers cross the line between the private and public sectors; and

WHEREAS, since many lower-paying public service jobs are held by women, both the Government Pension Offset and the Windfall Elimination Provision have a disproportionately adverse effect on women; and

WHEREAS, in some cases, additional support in the form of income, housing, heating and prescription drug and other safety net assistance from state and local governments is needed to make up for the reductions imposed at the federal level; and

WHEREAS, other participants in Social Security do not have their benefits reduced in this manner; and

WHEREAS, to participate or not to participate in Social Security in public sector employment is a decision of employers, even though both the Government Pension Offset and the Windfall Elimination Provision directly punish employees and their spouses; and

WHEREAS, although the Government Pension Offset was enacted in 1977 and the Windfall Elimination Provision was enacted in 1983, many of the benefits in dispute were paid into Social Security prior to that time; now, therefore, be it

RESOLVED: That We, your Memorialists, request that the President of the United States and the United States Congress work together to support reform proposals that include the following protections for low-income and moderate-income government retirees:

1. Protections permitting retention of a combined public pension and Social Security benefit with no applied reductions;

2. Protections permanently ensuring that level of benefit by indexing it to inflation; and

3. Protections ensuring that no current recipient's benefit is reduced by the reform legislation; and be it further

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

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

READ and **ADOPTED** in concurrence.

Non-Concurrent Matter

Bill "An Act To Amend the Law Regarding Juvenile Provisional Licenses To Foster Military Service"

(H.P. 190) (L.D. 272)

Unanimous **REFER TO THE COMMITTEE ON CRIMINAL JUSTICE AND PUBLIC SAFETY** Report of the Committee on **TRANSPORTATION READ** and **ACCEPTED** and the Bill and accompanying papers **REFERRED** to the Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY** in the House on March 19, 2015.

Came from the Senate with the Unanimous **REFER TO THE COMMITTEE ON CRIMINAL JUSTICE AND PUBLIC SAFETY** Report of the Committee on **TRANSPORTATION READ** and **REJECTED** and the Bill and accompanying papers **COMMITTED** to the Committee on **TRANSPORTATION** in **NON-CONCURRENCE**.

The House voted to **INSIST**.

COMMUNICATIONS

The Following Communication: (H.C. 100)

STATE OF MAINE

CLERK'S OFFICE

2 STATE HOUSE STATION

AUGUSTA, MAINE 04333-0002

March 24, 2015

Honorable Mark W. Eves

Speaker of the House

2 State House Station

Augusta, Maine 04333

Dear Speaker Eves:

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

Criminal Justice and Public Safety

L.D. 355

An Act To Extend the Statute of Limitations for the Prosecution of the Crime of Robbery

LEGISLATIVE RECORD - HOUSE, March 25, 2015

Education and Cultural Affairs

L.D. 44 Resolve, To Direct the Department of Education To Train School Personnel To Implement Dyslexia Awareness and Student Accommodation Policies

Energy, Utilities and Technology

L.D. 430 An Act To Assist Municipalities To Obtain Payment of Overdue Sewer Bills

Environment and Natural Resources

L.D. 467 An Act To Change the Borders of the Saco River Corridor

Judiciary

L.D. 303 An Act To Improve Communications Regarding Executive Sessions

State and Local Government

L.D. 167 An Act To Prohibit a Municipality from Holding a Referendum To Legalize the Recreational Use of Marijuana

Taxation

L.D. 367 An Act To Protect the Income of Service Workers

Veterans and Legal Affairs

L.D. 225 An Act To Amend the Laws Governing the Collection of Signatures for Referenda

L.D. 507 An Act To Allow Primary Petition Signature Requirements To Be Proportional with Party Enrollment

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

Sincerely,

S/Robert B. Hunt

Clerk of House

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

The Following Communication: (S.C. 152)

**MAINE SENATE
127TH LEGISLATURE
OFFICE OF THE SECRETARY**

March 24, 2015

Honorable Mark W. Eves

Speaker of the House

2 State House Station

Augusta, Maine 04333

Dear Speaker Eves:

In accordance with 3 M.R.S.A. §158 and Joint Rule 506 of the 127th Maine Legislature, please be advised that the Senate today confirmed the following nomination:

Upon the recommendation of the Committee on Judiciary, the nomination of Honorable Richard W. Mulhern of Falmouth for reappointment as a District Court Judge.

Best Regards,

S/Heather J.R. Priest

Secretary of the Senate

READ and **ORDERED PLACED ON FILE.**

**PETITIONS, BILLS AND RESOLVES REQUIRING
REFERENCE**

The following Bills, Resolves and Resolution 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:

AGRICULTURE, CONSERVATION AND FORESTRY

Bill "An Act To Amend the Laws Governing Agriculture by Expanding the Powers of the Commissioner of Agriculture, Conservation and Forestry"

(H.P. 750) (L.D. 1089)

Sponsored by Representative McCABE of Skowhegan.

Bill "An Act To Protect Children from Exposure to Pesticides"

(H.P. 758) (L.D. 1098)

Sponsored by Representative CHIPMAN of Portland.

Cosponsored by Representatives: BLACK of Wilton, CHAPMAN of Brooksville, DUNPHY of Old Town, HICKMAN of Winthrop, MAREAN of Hollis, McELWEE of Caribou, NOON of Sanford, Senator: SAVIELLO of Franklin.

Bill "An Act To Establish a Fund for the Operations and Outreach Activities of the University of Maine Cooperative Extension Animal and Plant Disease and Insect Control Laboratory"

(H.P. 759) (L.D. 1099)

Sponsored by Representative BLACK of Wilton.

Cosponsored by Senator SAVIELLO of Franklin and Representatives: DUCHESNE of Hudson, HANLEY of Pittston, LUCHINI of Ellsworth, MAREAN of Hollis, SKOLFIELD of Weld, Senators: ALFOND of Cumberland, CUSHING of Penobscot.

CRIMINAL JUSTICE AND PUBLIC SAFETY

Bill "An Act To Expand Options for the Prevention of Domestic Violence"

(H.P. 760) (L.D. 1100)

Sponsored by Representative DION of Portland.

Cosponsored by Senator GERZOFESKY of Cumberland and Representatives: FREY of Bangor, HERRICK of Paris, McCABE of Skowhegan, PICKETT of Dixfield, Senators: CYRWAY of Kennebec, HASKELL of Cumberland, KATZ of Kennebec, ROSEN of Hancock.

EDUCATION AND CULTURAL AFFAIRS

Bill "An Act To Change the Individualized Education Program Notice Requirements"

(H.P. 742) (L.D. 1081)

Sponsored by Representative WARREN of Hallowell.

Cosponsored by Senator CUSHING of Penobscot and Representatives: DUNPHY of Old Town, GERRISH of Lebanon, HYMANSON of York, PIERCE of Falmouth.

Bill "An Act To Ensure Equitable Support of Education for Maine Students in School Administrative District No. 6 and School Administrative District No. 44"

(H.P. 743) (L.D. 1082)

Sponsored by Representative AUSTIN of Gray.

Cosponsored by Senator CUSHING of Penobscot and Representatives: FECTEAU of Biddeford, GERRISH of Lebanon, HEAD of Bethel, McCLELLAN of Raymond, O'CONNOR of Berwick, TIMMONS of Cumberland, VACHON of Scarborough.

Committee on **EDUCATION AND CULTURAL AFFAIRS** suggested.

On motion of Representative KORNFIELD of Bangor, **TABLED** pending **REFERENCE** and later today assigned.

HEALTH AND HUMAN SERVICES

Resolve, To Establish a Pilot Project for Medicaid Reimbursement for Acupuncture Treatment of Substance Abuse Disorders

(H.P. 751) (L.D. 1090)

Sponsored by Representative SANDERSON of Chelsea.

INLAND FISHERIES AND WILDLIFE

Resolve, Establishing the Commission To Study the Needs, Opportunities and Efficiency Associated with the Production of Salmonid Sport Fish in Maine

(H.P. 762) (L.D. 1102)

Sponsored by Representative BLACK of Wilton.

Cosponsored by Senator SAVIELLO of Franklin and Representatives: HILLIARD of Belgrade, HOBART of Bowdoinham, MAREAN of Hollis, WOOD of Sabattus, Senator: BURNS of Washington.

JUDICIARY

Bill "An Act To Improve Tribal-state Relations"

(H.P. 755) (L.D. 1094)

Sponsored by Representative DANA of the Passamaquoddy Tribe.

Cosponsored by Representatives: BEAR of the Houlton Band of Maliseet Indians, CHIPMAN of Portland, MAKER of Calais, MITCHELL of the Penobscot Nation.

LABOR, COMMERCE, RESEARCH AND ECONOMIC DEVELOPMENT

Bill "An Act To Allow Youth Who Referee Sports To Be Paid Stipends"

(H.P. 752) (L.D. 1091)

Sponsored by Representative BEAVERS of South Berwick.

Cosponsored by Senator CUSHING of Penobscot and Representatives: BATES of Westbrook, COREY of Windham, DAUGHTRY of Brunswick, GILBERT of Jay, MAKER of Calais, STETKIS of Canaan, Senators: MILLETT of Cumberland, PATRICK of Oxford.

Bill "An Act To Adopt a Retail Workers' Bill of Rights"

(H.P. 761) (L.D. 1101)

Sponsored by Representative COOPER of Yarmouth.

Cosponsored by Senator MIRAMANT of Knox and Representatives: BEAVERS of South Berwick, BROOKS of Lewiston, DAUGHTRY of Brunswick, MELARAGNO of Auburn, SHORT of Pittsfield, Senator: PATRICK of Oxford.

Bill "An Act To Prevent Abusive Debt Collection Practices"

(H.P. 753) (L.D. 1092)

Sponsored by Representative COOPER of Yarmouth.

Cosponsored by Senator LIBBY of Androscoggin and Representatives: BEAVERS of South Berwick, BRYANT of Windham, HOGAN of Old Orchard Beach, LAJOIE of Lewiston, LONGSTAFF of Waterville, RUSSELL of Portland, SCHNECK of Bangor, TUCKER of Brunswick.

Committee on **LABOR, COMMERCE, RESEARCH AND ECONOMIC DEVELOPMENT** suggested.

On motion of Representative HERBIG of Belfast, the Bill was **REFERRED** to the Committee on **INSURANCE AND FINANCIAL SERVICES**, ordered printed and sent for concurrence.

STATE AND LOCAL GOVERNMENT

Resolve, To Study Understaffing in State Agencies

(H.P. 763) (L.D. 1103)

Sponsored by Representative ROTUNDO of Lewiston.

Bill "An Act Regarding the Municipalities to Which the Maine Uniform Building and Energy Code Applies"

(H.P. 754) (L.D. 1093)

Sponsored by Representative HIGGINS of Dover-Foxcroft.

Cosponsored by Senator DAVIS of Piscataquis and Representatives: HEAD of Bethel, HERRICK of Paris, HILLIARD of Belgrade, LYFORD of Eddington, O'CONNOR of Berwick, PICKETT of Dixfield, PIERCE of Dresden, WALLACE of Dexter.

Committee on **STATE AND LOCAL GOVERNMENT** suggested.

On motion of Representative MARTIN of Sinclair, the Bill was **REFERRED** to the Committee on **LABOR, COMMERCE, RESEARCH AND ECONOMIC DEVELOPMENT**, ordered printed and sent for concurrence.

TAXATION

Bill "An Act To Enhance the Property Tax Fairness Credit for Maine's Low-income Seniors and Other Low-income Residents"

(H.P. 756) (L.D. 1095)

Sponsored by Speaker EVES of North Berwick.

Cosponsored by Senator BREEN of Cumberland and Representatives: FOWLE of Vassalboro, McELWEE of Caribou, McLEAN of Gorham, Senators: BURNS of Washington, HASKELL of Cumberland, SAVIELLO of Franklin.

TRANSPORTATION

Resolve, To Exempt Local Fuel Delivery Vehicles from Hours-of-service Restrictions during Winter Months

(H.P. 764) (L.D. 1104)

Sponsored by Representative SHAW of Standish.

Cosponsored by Senator DIAMOND of Cumberland and Representatives: BRYANT of Windham, COREY of Windham, MAREAN of Hollis, MARTIN of Eagle Lake, NUTTING of Oakland, POWERS of Naples, Senators: DUTREMBLE of York, VOLK of Cumberland.

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

VETERANS AND LEGAL AFFAIRS

Bill "An Act To Facilitate the Use of Half-gallon Containers for Malt Liquor at Maine Brew Pubs"

(H.P. 744) (L.D. 1083)

Sponsored by Representative McCABE of Skowhegan.

Cosponsored by Representatives: BEEBE-CENTER of Rockland, DEVIN of Newcastle, LUCHINI of Ellsworth, TEPLER of Topsham, WARREN of Hallowell, Senators: BRAKEY of Androscoggin, JOHNSON of Lincoln, McCORMICK of Kennebec.

RESOLUTION, Proposing an Amendment to the Constitution of Maine To Exclude Wildlife Issues from Citizen Initiatives

(H.P. 745) (L.D. 1084)

Sponsored by Representative DUNPHY of Old Town.

Cosponsored by Senator BRAKEY of Androscoggin and Representatives: ALLEY of Beals, BATES of Westbrook, BEAVERS of South Berwick, BICKFORD of Auburn, BLACK of Wilton, BLUME of York, BROOKS of Lewiston, DAUGHTRY of

Brunswick, DAVITT of Hampden, DEVIN of Newcastle, DOORE of Augusta, DUCHESNE of Hudson, EVANGELOS of Friendship, FARRIN of Norridgewock, FOLEY of Wells, GUERIN of Glenburn, HICKMAN of Winthrop, HOGAN of Old Orchard Beach, HYMANSON of York, KINNEY of Limington, KINNEY of Knox, LONGSTAFF of Waterville, MARTIN of Sinclair, McCABE of Skowhegan, McCREIGHT of Harpswell, MONAGHAN of Cape Elizabeth, PICKETT of Dixfield, POWERS of Naples, SAUCIER of Presque Isle, SHAW of Standish, SHORT of Pittsfield, STUCKEY of Portland, TEPLER of Topsham, VEROW of Brewer, WARREN of Hallowell, WOOD of Sabattus, Senator: VOLK of Cumberland.

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

ORDERS

On motion of Representative HICKMAN of Winthrop, the following Joint Resolution: (H.P. 765)

JOINT RESOLUTION RECOGNIZING THE 50TH ANNIVERSARY OF THE MARCH FROM SELMA TO MONTGOMERY

WHEREAS, March 25, 2015 marks the 50th anniversary of the end of the 3rd of 3 marches from Selma, Alabama to Montgomery, Alabama in support of the voting rights movement, which in turn contributed to passage of the federal Voting Rights Act of 1965, a landmark achievement of the civil rights movement in the 1960s; and

WHEREAS, on March 7, 1965 approximately 600 civil rights marchers, led by John Lewis of the Student Nonviolent Coordinating Committee, who is now a member of the United States House of Representatives, and Reverend Hosea Williams of the Southern Christian Leadership Conference, headed east out of Selma, Alabama to the State Capitol in Montgomery, Alabama; and

WHEREAS, the civil rights activists sought to nonviolently protest discriminatory voter registration practices and the shooting of Jimmie Lee Jackson, who was shot after protecting his mother and grandfather in a civil rights demonstration on February 18, 1965 in a restaurant in Marion, Alabama and who died 8 days later on February 26, 1965; and

WHEREAS, the nonviolent marchers were met and attacked with clubs, whips, police dogs and tear gas by state troopers, local law enforcement officers and townspeople at the Edmund Pettus Bridge as they were leaving Selma; and

WHEREAS, dozens of peaceful marchers were injured by state troopers, local law enforcement officers and townspeople in the forced retreat; and

WHEREAS, images of innocent protestors brutally beaten and severely injured on March 7, 1965, remembered as "Bloody Sunday," were depicted on television screens and in newspaper articles across the country; and

WHEREAS, Bloody Sunday galvanized a generation of nonviolent civil rights activists and heightened support and awareness for the civil rights movement; and

WHEREAS, on March 9, 1965, 2 days later, Reverend Martin Luther King, Jr., led a nonviolent protest of reportedly as many as 2,500 people before turning around after crossing the Edmund Pettus Bridge due to a barricade of state troopers; and

WHEREAS, on March 15, 1965, despite pressure from political figures, United States District Court Judge Frank M. Johnson, Jr., issued an injunction allowing the voting rights

march from Selma to Montgomery to proceed, overturning Governor George Wallace's prohibition of the protest; and

WHEREAS, on March 21, 1965, with the protection of United States Army troops, the Alabama National Guard under federal command, the FBI and federal marshals, more than 3,000 people, led by Reverend Martin Luther King, Jr., set out from Selma to Montgomery, a 54-mile journey, marching an average of 10 miles a day along Route 80 and sleeping in fields; and

WHEREAS, the nonviolent protestors safely reached the steps of the State Capitol building on March 25, 1965, at which point their numbers had grown to 25,000, including many religious and community leaders of all denominations, races and backgrounds; and

WHEREAS, on March 17, 1965, with the Selma protestors at the forefront of the news, President Lyndon B. Johnson addressed a joint session of Congress, calling for federal voting rights legislation to dismantle the barriers that prevented African Americans from voting; and

WHEREAS, with the country captivated by the courage and conviction displayed by the civil rights marchers and activists, the United States Congress passed and President Lyndon B. Johnson enacted into law the landmark Voting Rights Act of 1965 on August 6, 1965; and

WHEREAS, many people from Maine, of all races and religions, were involved in not only the march from Selma to Montgomery, but the civil rights struggle as well; now, therefore, be it

RESOLVED: That We, the Members of the One Hundred and Twenty-seventh Legislature now assembled in the First Regular Session, on behalf of the people we represent, take this opportunity to commemorate the 50th anniversary of the historic civil rights marches from Selma to Montgomery and to honor all those who struggled in search of equality and the freedom to participate in our democracy.

READ.

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

Representative HICKMAN: Thank you, Mr. Speaker. Mr. Speaker, Women and Men of the House, "in a murderous time/ the heart breaks and breaks/ and lives by breaking." Those are the words of two-time Poet Laureate and National Book Award recipient Stanley Kunitz. "The heart breaks and breaks and lives by breaking."

My heart has been breaking a lot lately. Not just because I recently buried my beloved mother, but also because recent events throughout this great nation and even here at home are ripping my heart to shreds. But today, I want to go back and remember words of wisdom. Words of inspiration to a nation divided. I was not here 50 years ago and I will not be here 50 years from now. And so, if you would indulge me, Mr. Speaker, I would like to deliver some excerpts from the Reverend Dr. Martin Luther King, Jr.'s "How Long, Not Long" speech in Montgomery, Alabama, at the culmination of the Selma to Montgomery March on March 25, 1965.

And so I quote:

"My dear and abiding friends, Ralph Abernathy, and to all of the distinguished Americans seated here on the rostrum, my friends and co-workers of the State of Alabama, and to all of the freedom-loving people who have assembled here this afternoon from all over our nation and from all over this world: Last Sunday, more than eight thousand of us started on a mighty walk from Selma, Alabama. We have walked through desolate valleys and across the trying hills. We have walked on meandering highways and rested our bodies on rocky byways. Some of our faces are

burned from the outpourings of the sweltering sun. Some have literally slept in the mud. We have been drenched by the rains.

But today as I stand before you and think back over that great march, I can say, as Sister Pollard said—a seventy-year-old Negro woman who lived in this community during the bus boycott—and one day, she was asked while walking if she didn't want [a] ride. And when she answered, 'No,' the person said, 'Well, aren't you tired?' And with her ungrammatical profundity, she said, 'My feets is tired, but my soul is rested.' And in a real sense this afternoon, we can say that our feet are tired, but our souls are rested.

They told us we wouldn't get here. And there were those who said that we would get here only over their dead bodies, but all the world today knows that we are here and we are standing before the forces of power in the state of Alabama saying, 'We ain't goin' let nobody turn us around.'

Now strangely, the climactic conflicts always were fought and won on Alabama soil. After Montgomery's, heroic confrontations loomed up in Mississippi, Arkansas, Georgia, and elsewhere. But not until the colossus of segregation was challenged in Birmingham did the conscience of America begin to bleed.... America was profoundly aroused by Birmingham because it witnessed the whole community of Negroes facing terror and brutality with majestic scorn and heroic courage. And from the wells of this democratic spirit, the nation finally forced Congress to write legislation in the hope that it would eradicate the stain of Birmingham. The Civil Rights Act of 1964 gave Negroes some part of their rightful dignity, but without the vote it was dignity without strength.

And so our whole campaign in Alabama has been centered around the right to vote. In focusing the attention of the nation and the world today on the flagrant denial of the right to vote, we are exposing the very origin, the root cause, of racial segregation in the Southland. Racial segregation as a way of life did not come about as a natural result of hatred between the races immediately after the Civil War. Oh, no. There were no laws segregating the races then. And as noted the historian, C. Vann Woodward, in his book, *The Strange Career of Jim Crow*, clearly points out, the segregation of the races was really a political stratagem employed by the emerging Bourbon interests in the South to keep the southern masses divided and southern labor the cheapest in the land. You see, it was a simple thing to keep the poor white masses working for near-starvation wages in the years that followed the Civil War. Why, if the poor white plantation or mill worker became dissatisfied with his low wages, the plantation or mill owner would merely threaten to fire him and hire former Negro slaves and pay him even less. Thus, the southern wage level was kept unbearably low.

Now, if it may be said of the slavery era that the white man took the world and gave the Negro Jesus, then it may be said of the Reconstruction era that the southern aristocracy took the world and gave the poor white man Jim Crow. He gave him Jim Crow. And when his wrinkled stomach cried out for the food that his empty pockets could not provide, he ate Jim Crow, a psychological bird that told him that no matter how bad off he was, at least he was a white man, better than the black man. And so he ate Jim Crow. And when his undernourished children cried out for the necessities that his low wages could not provide, he showed them the Jim Crow signs on the buses and in the stores, on the streets and in the public buildings. And his children, too, learned to feed upon Jim Crow, their last outpost of psychological oblivion.

Thus, the threat of the free exercise of the ballot by the Negro and the white masses alike resulted in the establishment of a segregated society. They segregated southern money from the

poor whites; they segregated southern mores from the rich whites; they segregated southern churches from Christianity; they segregated southern minds from honest thinking; and they segregated the Negro from everything. That's what happened when the Negro and the white masses of the South threatened to unite and build a great society: a society of justice where none would pray upon the weakness of others; a society of plenty where greed and poverty would be done away with; a society of brotherhood where every man would respect the dignity and worth of every human personality.

Today I want to tell the city of Selma, today I want to say to the State of Alabama, today I want to say to the people of America and the nations of the world, that we are not about to turn around. We are on the move now.

Yes, we are on the move and no wave of racism can stop us. We are on the move now. The burning of our churches will not deter us. The bombing of our homes will not dissuade us. We are on the move now. The beating and killing of our clergymen and young people will not divert us. We are on the move now.... Like an idea whose time has come, not even the marching of mighty armies can halt us. We are moving to the land of freedom.

Let us therefore continue our triumphant march to the realization of the American dream....

Let us march on segregated schools until every vestige of segregated and inferior education becomes a thing of the past...

Let us march on poverty until no American parent has to skip a meal so that their children may eat. Let us march on poverty until no starved man walks the streets of our cities and towns in search of jobs that do not exist. Let us march on poverty until wrinkled stomachs in Mississippi are filled, and the idle industries of Appalachia are realized and revitalized, and broken lives in sweltering ghettos are mended and remolded.

Let us march on ballot boxes... until race-baiters disappear from the political arena.

Let us march on ballot boxes until the salient misdeeds of bloodthirsty mobs will be transformed into the calculated good deeds of orderly citizens.

Let us march on ballot boxes until the George Wallace's of our nation tremble away in silence.

Let us march on ballot boxes until we send to our city councils, our state legislatures, and the United States Congress, men who will not fear to do justly, love mercy, and walk humbly with thy God.

Let us march on ballot boxes until brotherhood becomes more than a meaningless word in an opening prayer, but the order of the day on every legislative agenda....

The only normalcy that we will settle for is the normalcy that recognizes the dignity and worth of all of God's children. The only normalcy that we will settle for is the normalcy that allows judgment to run down like waters, and righteousness like a mighty stream. The only normalcy that we will settle for is...the normalcy of true peace, the normalcy of justice.

And so as we go away this afternoon, let us go away more than ever before committed to this struggle and committed to nonviolence.... Our aim must never be to defeat or humiliate the white man, but to win his friendship and his understanding. We must come to see that the end we seek is a society at peace with itself, a society that can live with its conscience.

And I know you are asking today, 'How long will it take?' Somebody's asking, 'How long will prejudice blind the visions of men, darken their understanding, and drive bright-eyed wisdom from her sacred throne?' . Somebody's asking, 'When will wounded justice, lying prostrate on the streets of Selma and Birmingham and communities all over the South, be lifted from

this dust of shame to reign supreme among the children of men?' Somebody's asking, 'When will the radiant star of hope be plunged against the nocturnal bosom of this lonely night, plucked from weary souls with chains of fear and the manacles of death? How long will justice be crucified, and truth bear it?'

I come to say to you this afternoon, however difficult this moment, however frustrating this hour, it will not be long, because 'truth crushed to earth will rise again.'

How long? Not long, because 'no lie can live forever.'

How long? Not long, because "you shall reap what you sow."

How long? Not long, because the arc of the moral universe is long, but it bends toward justice.

How long? Not long, because:

Mine eyes have seen the glory of the coming of the Lord;

He is trampling out the vintage where the grapes of wrath are stored;

He has loosed the fateful lightning of his terrible swift sword;

His truth is marching on.

Glory, hallelujah! Glory, hallelujah! Glory, hallelujah!

His truth is marching on."

Thank you, Mr. Speaker.

Subsequently, the Joint Resolution was **ADOPTED** and sent for concurrence.

SPECIAL SENTIMENT CALENDAR

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

Recognizing:

the University of Maine at Machias, on its hosting the 40th consecutive Special Olympics Spring Games of the Washington County Special Olympics Committee on May 8, 2015. Sponsored by the recreation department of the University of Maine at Machias as well as the Special Olympics Committee and the American Legion Auxiliary, these games provide opportunities for people with intellectual disabilities to compete amongst their peers. This competition benefits the athletes mentally, socially, physically and spiritually. We extend our appreciation to the sponsors for providing these athletes with the opportunity to compete for another year, and we send our best wishes;

(HLS 144)

Presented by Representative TUELL of East Machias. Cosponsored by Senator BURNS of Washington, Representative ALLEY of Beals, Representative LOCKMAN of Amherst, Representative MAKER of Calais, Representative TURNER of Burlington, Representative MALABY of Hancock.

On **OBJECTION** of Representative TUELL of East Machias, was **REMOVED** from the Special Sentiment Calendar.

READ.

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

Recognizing:

Ethan Reno, of Bath, whose actions led to the apprehension of a suspected burglar. Ethan, an 11-year-old, walked into his mother's house and discovered a stranger hiding in the shower. The suspect fled the house after an altercation with Ethan's mother, who told Ethan to call 9-1-1. He did so and provided the dispatcher with useful information, and the person, a suspect in multiple burglaries in the area, was later apprehended by police. Ethan and his mother, Shannon Moon, later identified the man in custody as the intruder in their home. We commend Ethan for his exemplary actions;

(HLS 145)

Presented by Representative DeCHANT of Bath.

Cosponsored by Senator BAKER of Sagadahoc.

On **OBJECTION** of Representative DeCHANT of Bath, was **REMOVED** from the Special Sentiment Calendar.

READ.

The **SPEAKER**: The Chair recognizes the Representative from Bath, Representative DeChant.

Representative **DeCHANT**: Thank you, Mr. Speaker. Ladies and Gentlemen of the House. I rise to recognize Ethan Reno, who's up front.

I want to introduce you to Ethan Reno, who is a connoisseur of pizza. He knows all different types of ours in Bath, which we are blessed with several different pizza houses. He is also a soccer player on the Bath and Rec's summer league. And, also to underscore that he is a volunteer, and I do underscore volunteer, to go door-to-door with me during the campaign, and he was the person who, at the end of the conversation at the door would quietly seal the deal and encourage a yard sign. So, basically we owned his neighborhood in yard signs.

But, today I also want to underscore and introduce to you a young man who has faced experiences that few of us have, and none of us should. As the sentiment reveals, not too long ago, there was an intruder in his home, in his home, in the privacy of the home that he shares with his mother. And while his super human, super hero mother, who is also celebrating a birthday today, removed this intruder from the house with all of her skills that she earned and learned down at the local martial arts academy, Ethan levelheadedly found the cell phone, called 9-1-1, proceeded with all of the information that he had been taught throughout elementary school, and with the precision and accuracy told the dispatcher the information in a consistent and clear manner. And because of that, the Bath police were able to respond quickly and found the perpetrator, and was able to make a swift arrest.

So, where this young man, who is excellent soccer, excellent pizza, and a very, very good companion on the campaign trail, is I'm proud to underscore his ability to think clearly, to rise above a situation that none of us should ever have to experience. So, join me in recognizing Ethan Reno.

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

REPORTS OF COMMITTEE

Refer to the Committee on Judiciary Pursuant to Statute

Representative HOBBS for the **Joint Standing Committee on Judiciary** on Bill "An Act To Implement the Recommendations of the Right To Know Advisory Committee Concerning Receipt of a Request for Public Records"

(H.P. 746) (L.D. 1085)

Reporting that it be **REFERRED** to the Committee on **JUDICIARY** pursuant to the Maine Revised Statutes, Title 1, section 411, subsection 6, paragraph G.

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

Sent for concurrence.

Refer to the Committee on Judiciary Pursuant to Statute

Representative HOBBS for the **Joint Standing Committee on Judiciary** on Bill "An Act To Implement the Recommendations of the Right To Know Advisory Committee To

Create a Remedy for Unduly Burdensome and Oppressive Requests"

(H.P. 747) (L.D. 1086)

Reporting that it be **REFERRED** to the Committee on **JUDICIARY** pursuant to the Maine Revised Statutes, Title 1, section 411, subsection 6, paragraph G.

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

Sent for concurrence.

**Refer to the Committee on Judiciary
Pursuant to Statute**

Representative **HOBBS** for the **Joint Standing Committee on Judiciary** on Bill "An Act To Implement the Recommendations of the Right To Know Advisory Committee Concerning Response Deadlines and Appeals"

(H.P. 748) (L.D. 1087)

Reporting that it be **REFERRED** to the Committee on **JUDICIARY** pursuant to the Maine Revised Statutes, Title 1, section 411, subsection 6, paragraph G.

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

Sent for concurrence.

**Refer to the Committee on Judiciary
Pursuant to Statute**

Representative **HOBBS** for the **Joint Standing Committee on Judiciary** on Bill "An Act To Implement Recommendations of the Right To Know Advisory Committee"

(H.P. 749) (L.D. 1088)

Reporting that it be **REFERRED** to the Committee on **JUDICIARY** pursuant to the Maine Revised Statutes, Title 1, section 411, subsection 6, paragraph G.

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

Sent for concurrence.

**CONSENT CALENDAR
First Day**

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

(S.P. 175) (L.D. 446) Bill "An Act To Change the Name of the Public Utilities Commission's Consumer Assistance Division" Committee on **ENERGY, UTILITIES AND TECHNOLOGY** reporting **Ought to Pass**

(H.P. 65) (L.D. 71) Bill "An Act To Amend the Laws Governing Service of Process in Eviction Actions" Committee on **JUDICIARY** reporting **Ought to Pass**

(H.P. 182) (L.D. 264) Bill "An Act To Restore the Right To Possess Certain Knives That Are Used by Many Citizens as Tools" Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY** reporting **Ought to Pass**

(H.P. 255) (L.D. 389) Bill "An Act Relating to the Sale of Hypodermic Apparatuses" Committee on **AGRICULTURE, CONSERVATION AND FORESTRY** reporting **Ought to Pass**

(H.P. 37) (L.D. 43) Bill "An Act To Make False Claims of Military Service a Crime" Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-21)**

(H.P. 188) (L.D. 270) Bill "An Act To Reduce the Annual High-stakes Beano Fee from \$50,000 to \$12,500" (EMERGENCY) Committee on **VETERANS AND LEGAL**

AFFAIRS reporting **Ought to Pass as Amended by Committee Amendment "A" (H-23)**

(H.P. 234) (L.D. 340) Bill "An Act To Repeal the Sunset of the Green Power Offer" Committee on **ENERGY, UTILITIES AND TECHNOLOGY** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-22)**

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

**CONSENT CALENDAR
Second Day**

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

(H.P. 13) (L.D. 10) Bill "An Act To Establish Native American Heritage and Culture Day"

(H.P. 177) (L.D. 245) Bill "An Act To Rename B Stream in Houlton as Captain Ambrose Bear Stream"

(H.P. 81) (L.D. 109) Bill "An Act To Ensure Maine Companies Have Access to Skilled Labor" (C. "A" H-20)

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

**ENACTORS
Emergency Measure**

An Act To Extend the Period of Time for Persons Who Purchase Special Fuel and Gasoline for Off-highway Use To Apply for the Special Fuel and Gasoline Tax Refunds

(H.P. 170) (L.D. 238)

(C. "A" H-12)

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. 146 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 Require Notice to Municipalities of Certain Licensing and Registration Actions Taken by the Emergency Medical Services' Board

(H.P. 56) (L.D. 62)

(C. "A" H-13)

An Act To Appropriate Funds To Help Restore the Historic Wood Island Life Saving Station in Kittery

(S.P. 115) (L.D. 300)

(C. "A" S-2)

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

Resolves

Resolve, To Study the Use of Social Impact Bonds as a Funding Mechanism for Public Education Programs in Maine

(H.P. 285) (L.D. 418)

(C. "A" H-10)

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

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

(H.P. 14) (L.D. 11)
(C. "A" H-11)

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

On motion of Representative SHORT of Pittsfield, 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. 7

YEA - Alley, Austin, Babbidge, Bates, Battle, Beavers, Beck, Beebe-Center, Bickford, Black, Blume, Brooks, Bryant, Buckland, Burstein, Campbell J, Campbell R, Chenette, Chipman, Cooper, Corey, Crafts, Daughtry, Davitt, DeChant, Devin, Dillingham, Dion, Doore, Duchesne, Dunphy L, Dunphy M, Edgcomb, Espling, Evangelos, Farnsworth, Farrin, Fecteau, Foley, Fowle, Fredette, Frey, Gattine, Gerrish, Gideon, Gilbert, Gillway, Ginzler, Golden, Grant, Greenwood, Grohman, Guerin, Hamann, Hanington, Hanley, Harlow, Hawke, Head, Herbig, Herrick, Hickman, Higgins, Hilliard, Hobart, Hobbins, Hogan, Hubbell, Hymanson, Jorgensen, Kinney J, Kinney M, Kornfield, Kruger, Kumiega, Lajoie, Lockman, Long, Longstaff, Luchini, Lyford, Maker, Malaby, Marean, Martin J, Martin R, Mastraccio, McCabe, McClellan, McCreight, McElwee, Melaragno, Monaghan, Moonen, Morrison, Nadeau, Noon, Nutting, O'Connor, Peterson, Picchiotti, Pickett, Pierce J, Pierce T, Pouliot, Powers, Prescott, Reed, Rotundo, Russell, Rykerson, Sanborn, Sanderson, Saucier, Sawicki, Schneck, Seavey, Shaw, Sherman, Short, Sirocki, Skolfield, Stanley, Stearns, Stetkis, Stuckey, Sukeforth, Tepler, Theriault, Timberlake, Timmons, Tipping-Spitz, Tucker, Tuell, Turner, Vachon, Verow, Wadsworth, Wallace, Ward, Warren, Welsh, White, Winsor, Wood, Mr. Speaker.

NAY - Chapman.

ABSENT - Chace, Goode, McLean, Parry.

Yes, 146; No, 1; Absent, 4; Excused, 0.

146 having voted in the affirmative and 1 voted in the negative, with 4 being absent, and accordingly the Bill was **PASSED TO BE ENACTED**, signed by the Speaker and sent to the Senate.

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

SENATE PAPERS

Bill "An Act To Create the Crime of Intentional Interference with Business Operations"

(S.P. 383) (L.D. 1096)

Came from the Senate, **REFERRED** to the Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY** and ordered printed.

REFERRED to the Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY** in concurrence.

Bill "An Act To Improve the Integrity of Maine's Welfare Programs"

(S.P. 384) (L.D. 1097)

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.

REPORTS OF COMMITTEE

Divided Report

Majority Report of the Committee on **STATE AND LOCAL GOVERNMENT** reporting **Ought Not to Pass** on Bill "An Act To Designate the Friendship Sloop as the Official State Maritime Symbol"

(H.P. 95) (L.D. 137)

Signed:

Senators:

WILLETTE of Aroostook

WOODSOME of York

Representatives:

GREENWOOD of Wales

NADEAU of Winslow

PICKETT of Dixfield

TUELL of East Machias

TURNER of Burlington

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

Signed:

Senator:

LIBBY of Androscoggin

Representatives:

MARTIN of Sinclair

BABBIDGE of Kennebunk

BRYANT of Windham

DOORE of Augusta

EVANGELOS of Friendship

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

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

On motion of Representative HICKMAN of Winthrop, the House adjourned at 11:38 a.m., until 10:00 a.m., Thursday, March 26, 2015, in honor and lasting tribute to all advocates of the Civil Rights Movement.