

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 MAINE
LEGISLATURE
FIRST REGULAR SESSION
30th Legislative Day
Thursday, April 9, 2015

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

Prayer by Pastor Justin Frank, Penney Memorial United Baptist Church, Augusta.

National Anthem by Don Gooding, Scarborough.

Pledge of Allegiance.

Doctor of the day, Marguerite Pennoyer, M.D., Scarborough.

The Journal of April 7, 2015 was read and approved.

SENATE PAPERS
Non-Concurrent Matter

Bill "An Act To Enhance Equity and Efficiency for Off-track Betting Facilities"

(H.P. 572) (L.D. 838)

House **INSISTED** on its former action whereby the Bill was **REFERRED** to the Committee on **AGRICULTURE, CONSERVATION AND FORESTRY** in the House on March 24, 2015.

Came from the Senate with that Body having **INSISTED** on its former action whereby the Bill was **REFERRED** to the Committee on **VETERANS AND LEGAL AFFAIRS** and **ASKED** for a Committee of Conference in **NON-CONCURRENCE**.

The House voted to **INSIST** and **JOIN** in a **COMMITTEE OF CONFERENCE**.

Non-Concurrent Matter

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

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

House **INSISTED** on its former action whereby the Unanimous **REFER TO THE COMMITTEE ON CRIMINAL JUSTICE AND PUBLIC SAFETY** Report of the Committee on **TRANSPORTATION** was **READ** and **ACCEPTED** and the Bill and accompanying papers **REFERRED** to the Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY** in the House on March 25, 2015.

Came from the Senate with that Body having **INSISTED** on its former action whereby the Unanimous **REFER TO THE COMMITTEE ON CRIMINAL JUSTICE AND PUBLIC SAFETY** Report of the Committee on **TRANSPORTATION** was **READ** and **REJECTED** and the Bill and accompanying papers **COMMITTED** to the Committee on **TRANSPORTATION** and **ASKED** for a Committee of Conference in **NON-CONCURRENCE**.

The House voted to **INSIST**.

Non-Concurrent Matter

Resolve, Directing the Department of Professional and Financial Regulation To Conduct a Sunrise Review of the Proposal To License Certain Mechanical Trades

(S.P. 54) (L.D. 121)

Majority (7) **OUGHT TO PASS** Report of the Committee on **LABOR, COMMERCE, RESEARCH AND ECONOMIC DEVELOPMENT** **READ** and **ACCEPTED** and the Resolve **PASSED TO BE ENGROSSED** in the House on March 31, 2015.

Came from the Senate with that Body having **INSISTED** on its former action whereby the Minority (6) **OUGHT NOT TO PASS**

Report of the Committee on **LABOR, COMMERCE, RESEARCH AND ECONOMIC DEVELOPMENT** was **READ** and **ACCEPTED** in **NON-CONCURRENCE**.

The House voted to **INSIST**.

COMMUNICATIONS

The Following Communication: (H.C. 111)

STATE OF MAINE
HOUSE OF REPRESENTATIVES
SPEAKER'S OFFICE
AUGUSTA, MAINE 04333-0002

April 9, 2015

Honorable Robert B. Hunt

Clerk of the House

2 State House Station

Augusta, Maine 04333

Dear Clerk Hunt:

Please be advised that pursuant to his authority, Governor Paul R. LePage has nominated the following:

On April 6, 2015

Ronald J. McKinnon of Bowdoinham for appointment to the Northern New England Passenger Rail Authority.

Pursuant to Title 23, MRSA §8112, this appointment is contingent on the Maine Senate confirmation after review by the Joint Standing Committee on Transportation.

Sincerely,

S/Mark W. Eves

Speaker of the House

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

The Following Communication: (H.C. 112)

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

April 9, 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 Committee on Environment and Natural Resources has approved the request by the sponsor, Representative Campbell of Orrington, to report the following "Leave to Withdraw":

L.D. 551

An Act To Provide Incentives for Implementation of Municipal Comprehensive Plans To Prevent Sprawl

Sincerely,

S/Robert B. Hunt

Clerk of the House

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

The Following Communication: (H.C. 113)

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

April 9, 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. 54 Resolve, To Ensure Notification to the Public of the Location in Maine of Persons Convicted in Foreign Countries of Crimes Relating to the Sexual Abuse of a Child

L.D. 549 Resolve, To Create the Task Force on Disaster Resiliency (EMERGENCY)

L.D. 577 An Act To Amend the Laws Governing Penalties for Writing Bad Checks

Energy, Utilities and Technology

L.D. 89 An Act To Improve Telecommunications in Maine

L.D. 796 An Act To Allow a Municipality To Choose Its Power Provider

Environment and Natural Resources

L.D. 70 An Act To Assist Towns in Eradicating Milfoil and Other Invasive Aquatic Plants and Nuisance Species (EMERGENCY)

L.D. 396 An Act To Encourage the Use of Alternatives to Single-use Plastic Disposable Bags

L.D. 765 Resolve, To Develop a Statewide Plan for the Disposal of Household Hazardous Waste

Inland Fisheries and Wildlife

L.D. 157 An Act To Create an Advisory Committee To Review and Make Recommendations Regarding Hunting and Fishing Laws

L.D. 291 An Act To Allow the Hunting of Small Game Animals with a Slingshot

L.D. 610 An Act To Provide That Inland Waters Stocked with Fish by the State May Not Open for Ice Fishing until the Next January 1st

L.D. 848 An Act To Increase the Safety of Hunting

Labor, Commerce, Research and Economic Development

L.D. 187 Resolve, To Expand Dental Care in the State by Extending the Pilot Program for Dental Hygienists (EMERGENCY)

L.D. 372 An Act To Enhance the Promotion of Hunting and Fishing Opportunities in Maine by the Office of Tourism

L.D. 671 An Act To Allow Independent Practice Dental Hygienists To Take X-rays (EMERGENCY)

L.D. 961 An Act To Support Tourism Development in the City of Sanford

Marine Resources

L.D. 178 Resolve, Directing the Department of Marine Resources To Conduct an Impact Study in the St. George River Estuary

L.D. 908 An Act To Promote Sustainability in the Scallop Fishing Industry

Sincerely,
S/Robert B. Hunt

Clerk of House

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

The Following Communication: (S.C. 187)

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

April 7, 2015

Honorable Robert B. Hunt
Clerk of the House
2 State House Station
Augusta, Maine 04333

Dear Clerk Hunt:

Please be advised the Senate today insisted to its previous action whereby it referred Bill "An Act To Preserve Agricultural Fairs" (H.P. 707) (L.D. 1024) to the Committee on Agriculture, Conservation and Forestry, in non-concurrence.

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 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 Promote Food Self-sufficiency for the People of the State"

(H.P. 877) (L.D. 1291)

Sponsored by Representative HICKMAN of Winthrop.

Cosponsored by Senator SAVIELLO of Franklin and Representatives: DUNPHY of Old Town, GROHMAN of Biddeford, JORGENSEN of Portland, MAREAN of Hollis, SAUCIER of Presque Isle, SHERMAN of Hodgdon, Senators: LANGLEY of Hancock, WHITTEMORE of Somerset.

Bill "An Act To Allow for Super Cribbage Tournaments"

(H.P. 878) (L.D. 1292)

Sponsored by Representative WARD of Dedham.

Cosponsored by Representatives: DILLINGHAM of Oxford, HANINGTON of Lincoln, KINNEY of Limington, LUCHINI of Ellsworth, SCHNECK of Bangor, TURNER of Burlington.

Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY** suggested.

The Bill was **REFERRED** to the Committee on **VETERANS AND LEGAL AFFAIRS**, ordered printed and sent for concurrence.

EDUCATION AND CULTURAL AFFAIRS

Bill "An Act To Improve Educational Assessments of Maine Students" (EMERGENCY)

(H.P. 872) (L.D. 1276)

Sponsored by Representative McCLELLAN of Raymond.

Cosponsored by Representatives: CRAFTS of Lisbon, HANINGTON of Lincoln, HANLEY of Pittston, HILLIARD of Belgrade, TIMMONS of Cumberland, TUELL of East Machias, WALLACE of Dexter.

Bill "An Act To Establish a Magnet School for Marine Science, Technology, Transportation and Engineering"

(H.P. 873) (L.D. 1277)

Sponsored by Representative GILLWAY of Searsport.

Cosponsored by Senator LANGLEY of Hancock and Representatives: BEAVERS of South Berwick, HERBIG of Belfast, HIGGINS of Dover-Foxcroft, HUBBELL of Bar Harbor, McCLELLAN of Raymond, STEARNS of Guilford, WARD of Dedham, Senator: President THIBODEAU of Waldo.

ENERGY, UTILITIES AND TECHNOLOGY

Bill "An Act To Allow a Local Distributed Energy Pilot Program"

(H.P. 879) (L.D. 1293)

Sponsored by Representative MASTRACCIO of Sanford.

Cosponsored by Senator WOODSOME of York and Representatives: BEAVERS of South Berwick, CAMPBELL of Orrington, DeCHANT of Bath, GROHMAN of Biddeford, HYMANSON of York, NOON of Sanford, O'CONNOR of Berwick, RYKERSON of Kittery.

Bill "An Act To Create the Central Maine Water District"

(H.P. 887) (L.D. 1309)

Sponsored by Representative WARREN of Hallowell.

Cosponsored by Senator McCORMICK of Kennebec and Representative: GRANT of Gardiner.

Bill "An Act To Amend the Community-based Renewable Energy Program"

(H.P. 888) (L.D. 1310)

Sponsored by Representative DeCHANT of Bath.

Cosponsored by Representatives: BEAVERS of South Berwick, RYKERSON of Kittery, WADSWORTH of Hiram, Senator: MIRAMANT of Knox.

Bill "An Act To Amend the Laws Regarding Nuclear Power Generating Facilities"

(H.P. 891) (L.D. 1313)

Sponsored by Representative O'CONNOR of Berwick. (GOVERNOR'S BILL)

Cosponsored by Senator BRAKEY of Androscoggin and Representatives: DUNPHY of Embden, MALABY of Hancock, WADSWORTH of Hiram, Senator: WOODSOME of York.

Bill "An Act To Establish Primary Energy Goals for the State"

(H.P. 892) (L.D. 1314)

Sponsored by Representative WADSWORTH of Hiram. (GOVERNOR'S BILL)

Cosponsored by Senator PATRICK of Oxford and Representatives: DUNPHY of Embden, GROHMAN of Biddeford, O'CONNOR of Berwick.

HEALTH AND HUMAN SERVICES

Bill "An Act To Improve the Health of Maine Residents through Education and Health Care"

(H.P. 880) (L.D. 1294)

Sponsored by Representative FREY of Bangor.

Cosponsored by Representatives: BEEBE-CENTER of Rockland, GATTINE of Westbrook, GRANT of Gardiner, McELWEE of Caribou, SANBORN of Gorham.

Bill "An Act To Streamline Regulation of Farms, Food Producers and Food Establishments"

(H.P. 881) (L.D. 1295)

Sponsored by Representative HICKMAN of Winthrop.

Cosponsored by Senator LANGLEY of Hancock and Representatives: McCABE of Skowhegan, SANDERSON of Chelsea, SAUCIER of Presque Isle, SIROCKI of Scarborough, Senators: BRAKEY of Androscoggin, DILL of Penobscot, JOHNSON of Lincoln, KATZ of Kennebec.

INLAND FISHERIES AND WILDLIFE

Bill "An Act To Repeal Authorization for Smelt Fishing in Mud Brook in Aroostook County" (EMERGENCY)

(H.P. 882) (L.D. 1296)

Sponsored by Representative McELWEE of Caribou.

Cosponsored by Senator EDGECOMB of Aroostook and Representatives: EDGECOMB of Fort Fairfield, FREDETTE of Newport, KINNEY of Knox, LONG of Sherman, MARTIN of Sinclair, WALLACE of Dexter, WHITE of Washburn.

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

Bill "An Act To Establish the Patient Compensation System Act"

(H.P. 889) (L.D. 1311)

Sponsored by Representative SANDERSON of Chelsea.

Committee on **INSURANCE AND FINANCIAL SERVICES** suggested.

On motion of Representative BECK of Waterville, the Bill was **REFERRED** to the Committee on **JUDICIARY**, ordered printed and sent for concurrence.

Bill "An Act To License Outpatient Surgical Abortion Facilities"

(H.P. 890) (L.D. 1312)

Sponsored by Representative SANDERSON of Chelsea.

Cosponsored by Senator BRAKEY of Androscoggin and Representatives: NADEAU of Winslow, SHORT of Pittsfield, STANLEY of Medway, VACHON of Scarborough, Senator: HAMPER of Oxford.

Committee on **JUDICIARY** suggested.

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

LABOR, COMMERCE, RESEARCH AND ECONOMIC DEVELOPMENT

Bill "An Act Regarding the Purchase of Essential Tools for the Repair of Motor Vehicles"

(H.P. 874) (L.D. 1278)

Sponsored by Representative McCLELLAN of Raymond.
Cosponsored by Representatives: CRAFTS of Lisbon, HANINGTON of Lincoln, TIMMONS of Cumberland, WALLACE of Dexter.

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

Bill "An Act To Create and Sustain Jobs through Development of Cooperatives"

(H.P. 886) (L.D. 1300)

Sponsored by Representative CHAPMAN of Brooksville.
Cosponsored by Senator LANGLEY of Hancock and Representatives: CAMPBELL of Newfield, WARD of Dedham, Senators: JOHNSON of Lincoln, PATRICK of Oxford.

MARINE RESOURCES

Bill "An Act To Amend Marine Resources Licensing Restrictions for Wabanaki Tribal Members"

(H.P. 883) (L.D. 1297)

Sponsored by Representative BEAR of the Houlton Band of Maliseet Indians.

STATE AND LOCAL GOVERNMENT

Bill "An Act Relating to the Creation of Public-private Facilities and Infrastructure"

(H.P. 884) (L.D. 1298)

Sponsored by Representative WARD of Dedham.
Cosponsored by Representatives: CAMPBELL of Orrington, GREENWOOD of Wales, GUERIN of Glenburn, LOCKMAN of Amherst, PICKETT of Dixfield, TUELL of East Machias, TURNER of Burlington.

TAXATION

Bill "An Act To Allow Educational Access for Families"

(H.P. 885) (L.D. 1299)

Sponsored by Representative SHERMAN of Hodgdon.

VETERANS AND LEGAL AFFAIRS

Bill "An Act To Authorize Advance Deposit Wagering for Horse Racing"

(H.P. 875) (L.D. 1279)

Sponsored by Representative PICCHIOTTI of Fairfield.
Cosponsored by Representatives: LONGSTAFF of Waterville, O'CONNOR of Berwick, PRESCOTT of Waterboro, SKOLFIELD of Weld, WALLACE of Dexter, Senator: WHITTEMORE of Somerset.

Bill "An Act To Provide Income Tax Relief by Expanding Gaming Opportunities"

(H.P. 876) (L.D. 1280)

Sponsored by Representative PARRY of Arundel.
Cosponsored by Senator COLLINS of York and Representatives: FREDETTE of Newport, MAREAN of Hollis, McCABE of Skowhegan, TIMMONS of Cumberland, Senators: BAKER of Sagadahoc, DUTREMBLE of York, KATZ of Kennebec, VALENTINO of York.

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

ORDERS

On motion of Representative LONGSTAFF of Waterville, the following House Order: (H.O. 18)

ORDERED, that Representative Martin J. Grohman of Biddeford be excused March 24 for personal reasons.

AND BE IT FURTHER ORDERED, that Representative Jeffery P. Hanley of Pittston be excused March 31 for personal reasons.

AND BE IT FURTHER ORDERED, that Representative William F. Noon of Sanford be excused April 2 for health reasons.

AND BE IT FURTHER ORDERED, that Representative Stephen J. Wood of Greene be excused March 31 for personal reasons.

READ and PASSED.

REPORTS OF COMMITTEE

Divided Reports

Majority Report of the Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY** reporting **Ought Not to Pass** on Bill "An Act To Create a Permanent Wabanaki Law Enforcement Seat on the Board of Trustees of the Maine Criminal Justice Academy"

(H.P. 171) (L.D. 239)

Signed:

Senator:

GERZOFISKY of Cumberland

Representatives:

FOWLE of Vassalboro
CHENETTE of Saco
DAVITT of Hampden
GERRISH of Lebanon
LAJOIE of Lewiston
LONG of Sherman
THERIAULT of China
TIMMONS of Cumberland

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

Signed:

Senators:

ROSEN of Hancock
BURNS of Washington

Representatives:

NADEAU of Winslow
WARREN of Hallowell

READ.

Representative FOWLE of Vassalboro moved that the House **ACCEPT** the Majority **Ought Not to Pass** Report.

Representative DANA of the Passamaquoddy Tribe **REQUESTED** a roll call on the motion to **ACCEPT** the Majority **Ought Not to Pass** Report.

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

The **SPEAKER**: The Chair recognizes the Representative from the Passamaquoddy Tribe, Representative Dana.

Representative **DANA**: Thank you, Mr. Speaker. Ladies and Gentlemen of the House, my name is Matthew Dana II, I am the Representative of the Passamaquoddy Tribe. I rise in support of

this bill, LD 239, and its Minority Report. I started my Law Enforcement career for the Tribe 14 years ago. I achieved the rank of Chief Game Warden of the Passamaquoddy Warden Service in 2007, which I held until December of 2013. I have also worked as a Police Officer for the Indian Township Police Department and the Pleasant Point Police Department.

Allowing a Wabanaki Tribal Law Enforcement officer to sit on the Board, brings the perspective of the People that have inhabited Maine for the last 10,000 years. Who better represents the Tribal People of Maine than ourselves? Tribal Governments are unique political entities that have been in place longer than our great country. Tribal Governments are recognized as distinct and unique within the United States and the State of Maine Constitutions.

We train with all agencies of the State at Criminal Justice Academy; we abide by the same policies established at MCJA and meet the same standards for training and certification. We also train and meet the standards as set forth by the Federal Bureau of Indian Affairs Law Enforcement Division.

It is believed by some that adding a permanent seat will disrupt the board that already "works well together" and "already has an excellent representation of law enforcement." I maintain, that the Tribal seat holder can also be a productive member of the board, and we could work well with the already established members; as we do in the field on a daily basis, with the surrounding jurisdictions. I also feel that "excellent representation of law enforcement" lacks the Wabanaki perspective.

Some argue that we have had the opportunity to apply for the already established seats. The only two that have recently been opened are educator seats. We are seeking a law enforcement seat. The law enforcement seat that had been replaced within the past five years decided to get done, for he had served as the County Sheriff representative for greater than 10 years, which we would not qualify for.

Wabanaki Tribal Governments are recognized as distinct and unique governments and not a "special interest group;" we are not simply a municipality. Tribal Governments political uniqueness and inherent rights are not derived from race or ethnicity. It is derived from the recognition of a form of government and culture that was in place at the time of European contact, at the time of Maine Statehood, and which still continues today.

Tribal rights to self-governance and sustenance are protected by state and federal statute.

One Senator on the committee stated to me, "The Tribes are trying to be special, don't try to be special." At first this upset me, then I realized he was right. We are special; we are legally distinct political governments within the State of Maine, beyond the margins of Federal and State governments. We have a special point of view that only we could bring.

The University of Maine Board of Trustees appoints a tribal member on a tribal seat on their governing board.

In 2010 the 124th Maine Legislature recognized the uniqueness of the tribes and created the Tribal Health District, which encompasses five reservations in Maine, in addition to the eight already established distinct health district populations in the state.

The fact that I sit in this seat is evidence of the Tribes' political distinction. The Penobscot and the Passamaquoddy have sent Tribal Representatives to the Legislature dating back to 1820 when Maine became a state. And it is believed to predate the Revolutionary War with the Commonwealth of Massachusetts.

In the 1820 Maine Constitution, it specifically describes

Maine's responsibility to maintain tribal treaty obligations already in effect with the Commonwealth of Massachusetts.

The Maine Implementing Act and Maine Indian Claims Settlement Act of 1980 established specific relationship roles between the State of Maine and Maine Tribes. These acts are very unique within the United States within their relationship with tribes.

Executive Order signed by Governor LePage on August 26, 2011, titled "An Order Recognizing the Special Relationship Between the State of Maine and the Sovereign Native American Tribes Located Within the State of Maine," recognizes the tribes as sovereigns "within their own right." It identifies the "unique" relationship between the State of Maine and the individual tribes as a relationship "between equals." This executive order exhibits the Executive's Branch recognition of the political distinction of the tribes.

We are not "special interest groups" or municipalities and we ask that we not be treated as such. The State of Maine clearly demonstrates on many occasions the distinctiveness of the tribes as I have described. We only want to bring a tribal perspective to the Board of Trustees for the Criminal Justice Academy. We want to represent ourselves in the current system of oversight for law enforcement and corrections officers in the State of Maine, of which we are a part.

Please support the Minority Report Ought to Pass. Woliwon. Thank you.

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

Representative **CAMPBELL**: Thank you, Mr. Speaker. Mr. Speaker, Ladies and Gentlemen of the House, I've never stood here before and spoke against discriminating against anybody. My colleagues in the front row here with me are Native Americans. They were here before anybody's family or anybody else in this chamber was here. And out of respecting that, I support this bill 100 percent. Thank you, Mr. Speaker.

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

Representative **DION**: Good Morning Mr. Speaker, Ladies and Gentlemen of the House, I rise in support of the Minority Report and my fellow law enforcement brother from the tribes.

Some years ago I was asked as a sheriff to testify before the United States Senate's Judiciary Committee, and some would say, "Well, that must've been an exemplary event." It was, but what struck me most was in the afternoon after that testimony I had an opportunity to go to the Supreme Court, and as I walked up those marble stairs, I looked above and in the arch it said, "Equal protection under the law." It touched me. It spoke to my duty for 30 plus years as a law enforcement officer, that I had taken an oath to protect the Constitution so that everyone would be treated equally under the law.

But in order to be treated equally under the law, one must have equal access for their voice, so that law and policy reflects their existence, their value, their perspective, and their tradition.

In the years that have passed, the National Sheriff's Association, the International Association of Chiefs of Police, the Department of Interior for the United States of America have seen fit and proper to reserve space in their organizational life for the presence of Native American law enforcement as a distinct body, perspective and voice. And in doing so, have been true to the concept that we all should subscribe to: that equal protection requires equal access.

It's not about being special; it's about doing what is right. This bill challenges the current status quo at the Maine Criminal Justice Academy. I'm sure it creates some discomfort in the idea this is the way we've always done it. Our job as legislative

leaders is to ensure that there are other ways to do it, and in doing so, we broaden the ability, the respect, and the responsibility we afford our law enforcement community.

They're not a special group; they are in fact a people that live within our people that we call the State of Maine. I urge you to support the Minority Report so their voice is incorporated into the very fabric of police policy and practice in the state so that everyone will experience equal protection under law and their voice shall be heard. Thank you.

The SPEAKER: The Chair recognizes the Representative from Hallowell, Representative Warren.

Representative **WARREN**: Thank you, Mr. Speaker. Good morning Men and Women of the House. I rise today as a member of the Criminal Justice and Public Safety Committee, and as a member of the Minority Report Ought to Pass. I rise to encourage you to join me in voting Ought to Pass.

Currently the membership of the Maine Criminal Justice Academy includes a sheriff, a municipal police department chief, two municipal police officers, an educator, a prosecutor, federal law enforcement member, municipal officials, one correctional officer, and three citizens. Those people were chosen because they have an important perspective to add to the board of the Maine Criminal Justice Academy. Tribal law enforcement members who also attend the academy for their training certainly have an important perspective to add. That's why I ask you to join me in pushing the Minority Report of Ought to Pass. Thank you.

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

Representative **CHENETTE**: Thank you, Mr. Speaker, I rise in addition as a member of the Criminal Justice and Public Safety Committee defending our bipartisan vote in support of the pending motion.

This is a technical, not personal, objection. The bill is seeking to solve a problem that simply does not exist. Name me one instance where the Criminal Justice Academy hasn't adequately represented the Wabanaki Tribe law enforcement, or wasn't allowed to have their suggestions heard.

The bill before us isn't simply converting an existing position, it's creating a new position with different rules, term lengths, and appointment procedures than the other members of the board. Let's treat everybody as equal.

Moreover, by adding a member, it would create an even number eighteen member board. How many other boards have an even number of members creating the potential for a tie vote? Including our own committees, I might add. Mr. Speaker, it's zero. None.

What really gets me is the fact no one representing the tribes has even tried to apply for one of the open positions—to go through the typical process. If you've never even tried to get on the board, how do you know you won't get on the board? Apply for an open position, then if there is an issue then come before us with the problem, and then we'll address it. Thank you, Mr. Speaker.

The SPEAKER: The Chair recognizes the Representative from Eagle Lake, Representative Martin.

Representative **MARTIN**: Thank you, Mr. Speaker. Mr. Speaker, Members of the House, there are, I believe two members of the Legislature were here during the Lands Claim Case when it was settled. Representative from Saco, Representative Hobbins, and I who went through that tremendous period of trying to reach settlement with the tribes in the nation.

We were not able, obviously, to solve every problem that rose during that period, but the attempt was made. And the goal that

we made was try to continue to work with the Native Americans. I'm convinced, and I hate to oppose the majority report of the committee, but I'm convinced that we deserve to do that today. They deserve it, and we should give it to them.

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

Representative **HICKMAN**: Thank you, Mr. Speaker, I rise to oppose the pending motion, and I just wanted to point out to the good Representative from Saco, Representative Chenette, that what I call the "Executive Board of the Legislature," the Legislative Council, has 10 members, just for the record.

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

ROLL CALL NO. 18

YEA - Austin, Black, Buckland, Chace, Chenette, Corey, Dillingham, Dunphy L, Edgecomb, Espling, Farrin, Foley, Fowle, Fredette, Gattine, Gillway, Ginzler, Greenwood, Guerin, Hamann, Hanington, Hanley, Hawke, Head, Herbig, Herrick, Hobart, Hubbell, Hymanson, Kinney J, Kinney M, Lajoie, Lockman, Long, Lyford, Malaby, Marean, McCabe, McElwee, McLean, Nutting, Parry, Pickett, Pierce J, Pouliot, Prescott, Reed, Sanderson, Sawicki, Seavey, Shaw, Sirocki, Stearns, Stetkis, Theriault, Timberlake, Timmons, Vachon, Wadsworth, Wallace, Ward, Winsor, Wood, Mr. Speaker.

NAY - Babbidge, Bates, Battle, Beavers, Beck, Beebe-Center, Bickford, Blume, Brooks, Bryant, Burstein, Campbell J, Campbell R, Chapman, Chipman, Cooper, Daughtry, Davitt, DeChant, Devin, Dion, Doore, Duchesne, Evangelos, Farnsworth, Fecteau, Frey, Gideon, Gilbert, Golden, Goode, Grant, Grohman, Harlow, Hickman, Higgins, Hilliard, Hobbins, Hogan, Jorgensen, Kornfield, Kumiega, Longstaff, Luchini, Maker, Martin J, Martin R, Mastraccio, McCreight, Melaragno, Monaghan, Moonen, Morrison, Nadeau, Noon, O'Connor, Peterson, Picchiotti, Pierce T, Powers, Rotundo, Russell, Rykerson, Sanborn, Saucier, Schneck, Sherman, Short, Skolfield, Stanley, Sukeforth, Tepler, Tipping-Spitz, Tucker, Tuell, Turner, Verow, Warren, Welsh, White.

ABSENT - Alley, Crafts, Dunphy M, Gerrish, Kruger, McClellan, Stuckey.

Yes, 64; No, 80; Absent, 7; Excused, 0.

64 having voted in the affirmative and 80 voted in the negative, with 7 being absent, and accordingly the Majority **Ought Not to Pass Report was NOT ACCEPTED.**

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

The Bill was **READ ONCE** and was assigned for **SECOND READING** Tuesday, April 14, 2015.

Majority Report of the Committee on **EDUCATION AND CULTURAL AFFAIRS** reporting **Ought Not to Pass** on Bill "An Act To Preserve Programs in Allied Health at Kennebec Valley Community College"

(H.P. 85) (L.D. 127)

Signed:

Senators:

LANGLEY of Hancock
EDGECOMB of Aroostook

Representatives:

KORNFIELD of Bangor
FARNSWORTH of Portland

HUBBELL of Bar Harbor
MAKER of Calais
McCLELLAN of Raymond
PIERCE of Falmouth
POULIOT of Augusta
STEARNS of Guilford
TIPPING-SPITZ of Orono

Minority Report of the same Committee reporting **Ought to Pass as Amended by Committee Amendment "A" (H-36)** on same Bill.

Signed:

Senator:

MILLETT of Cumberland

Representative:

DAUGHTRY of Brunswick

READ.

Representative KORNFIELD of Bangor moved that the House **ACCEPT** the Majority **Ought Not to Pass** Report.

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

Representative KORNFIELD: Thank you, Mr. Speaker. The problem before you is a systemic problem, it is not a problem of whether a program or a job should exist.

The systemic program is that we have not supported our community college system, nor have we supported the University of Maine System enough. And, we have flat-funded them year after year, which means they have lost money. I understand there are 14 campuses together; all of the campuses of the University of Maine system and the community college system.

We have not fully funded them, therefore, to be fiscally responsible, they have had to shrink their real estate footprint, they have had to end jobs, they have had to end programs. We have had between 13 and 20 bills between the two systems on exactly this problem. The two programs that are talked about in this bill, one is on sonography, that's reading sonograms, and the other's on respiratory therapy in the Kennebec Valley Community College.

These are very important programs however, we have consistently decided on the Education Committee not to micromanage the university system and the community college system. It is not our job to decide which programs and which jobs are going to stay and which programs and which jobs are going to go.

What our job is is to support them more fully so that these jobs will not end and these programs will not go. But these, the university system and the community college system is trying to be fiscally responsible and I am asking you not to micromanage the system. They have made a decision. The program's going, I don't deny it's an important program, however it involves very few students and it's a very, both of them are very expensive programs. Thank you.

The SPEAKER: The Chair recognizes the Representative from Winslow, Representative Nadeau.

Representative NADEAU: Thank you, Mr. Speaker. I rise in opposition of the pending motion. I rise in support of allotting of appropriating funds to preserve the Kennebec Valley Community College Allied Health Program.

We have heard from KVCC officials, students, alumni and community members who recognize the value of these programs. They provide not only to my community, but to the entire state. They recognize that saving KVCC's Allied Health programs is both necessary and a smart investment.

I do not rise very often, but this is one of the utmost importance to our youth and their future. You will hear that 1.5 million has been allocated for the community colleges. That equates to approximately 170 thousand for each of the nine community colleges. That's not great. That's not great at all. You will also hear that a committee cannot show favoritism toward any one institution. We have done this before and most likely will do it again. Two of the Allied Health programs, sonography, also known as ultrasound technology, and respiratory therapy face elimination if we fail to take action. KVCC is the only school in the state that offers sonography training, and one of just two to offer respiratory.

Hospitals across the state rely on these programs to train ultrasound techs and respiratory therapists who care for Maine people. These programs train students for high-paying, in-demand jobs. I believe strongly that we need to preserve these programs for KVCC students and for our economy. Workforce development is too crucial to the future of our state, and these jobs are just too important to go unfulfilled for lack of trained workers.

Because these classes hold lower numbers than some other classes, does that make them less important? I think not. Thank you very much.

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

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

The SPEAKER: The Chair recognizes the Representative from Waterville, Representative Beck.

Representative BECK: Thank you, Mr. Speaker and Ladies and Gentlemen of the House, this bill is about supporting community college training, and high demand, high paying jobs.

Representative Nadeau and I and others, we support the bill because of its regional importance, but the House should know that the elimination of the Allied Health program at KVCC will mean the end, for example, of the only accredited sonography program in the entire state. And that's why at the hearing on this bill, the education committee heard from students and faculty, and program alum and others who work at Mercy Hospital, Pen Bay Medical Center, MaineGeneral, and Eastern Maine Medical Center in Bangor.

I have great respect for the work and judgement of the Education Committee, but please consider the merits of this bill on its own. A process argument is not enough to defeat this bill in this case, and neither is the promise of a non-binding recommendation for an allocation for the entire system.

We micromanage all the time; we do it in Health and Human Services, we do it in Insurance, we do it in Labor Relations. This is a matter, this is a substantive matter, and the legislative branch is an equal and separate branch of government, and we may weigh in, I think, on the fate of our state's remaining community college program in allied health. We micromanage and have standalone bills on initiatives like this with frequency; we did it for York Community College in precision manufacturing; we've done it in alignment program. The chancellors and trustees, they're very serious, very qualified people, and they know the system and the issues, but they are not immune from our decisions, they're not a separate branch of government.

All of us care about Maine jobs, to support jobs and workforce development. Make the choice to preserve training in allied health. Press the red button when this vote opens. Jobs in sonography and respiratory therapy—they come with excellent pay and very good employers. The pay is so good that they can

meet their expenses and they can save money and they can buy a new car, or they can buy their kids soccer cleats.

And at the hearing on this bill the committee heard from a member of a public who lives in Old Town and works at Eastern Maine Medical Center. He said, he was a graduate of the program, "If this program was to close, we would not have the ability to evaluate potential employees during training. This program has provided me employment in the State of Maine, where I want to live and raise my family. Staying in Maine is critical to me, but without this program I would've been forced to move elsewhere and pursue my employment goals outside of the State of Maine."

That's what this is about, that's why I think many of us are here. That's why I'm opposing the pending motion and I hope you do too. Thank you, Mr. Speaker.

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

Representative **FARNSWORTH**: Thank you, Mr. Speaker, Ladies and Gentlemen of the House, I do want to just point out the fact that the Education Committee has made a recommendation for significant increased funding for the community college system, and that we, I believe, that we should trust them to make the kind of decisions that would best meet their overall planning purposes. Thank you very much.

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

Representative **MAKER**: Thank you, Mr. Speaker, Ladies and Gentlemen of the House, as everybody knows I was an employee of the community college. And, the discussion today was on bringing programs down.

It is a very difficult procedure for each community college to do that. It goes through four different steps before it finally gets closed down, and I, for one, am not saying that this program is not worthy. It's worthy, but it has a process to go through. We, as a committee, felt that we wanted to support our community college and so we got together and came up with the amount of money to put in the budget, and we're going to fight. We'll be one of the ones down there fighting at the end of the session to make sure they get their money they deserve.

The 1.5 that was discussed was in the supplemental budget, that was not intended to go towards programs, but to help with other issues that they, I believe, in the negotiations which the state used to give the money and hasn't for many years. That's part of the problem with what's happened here, is we haven't supported the community colleges or the university the way we should.

Not that we're at fault for it. We only have so much money. So we felt, as a committee, that we were going to not support any programs with money because we're going to really back the money that we put in the budget and we hope you stand behind us in doing that because we know that we can't pass all these money bills and we need to support the community college in the final budget of the year. So I would urge you to support Ought Not to Pass.

Representative **FREDETTE** of Newport **REQUESTED** that the Clerk **READ** the Committee Report.

The Clerk **READ** the Committee Report in its entirety.

The SPEAKER: The Chair recognizes the Representative from Fairfield, Representative Picchiotti.

Representative **PICCHIOTTI**: Thank you, Mr. Speaker, Ladies and Gentlemen of the House, I just wanted to rise and say that I concur with Representative Beck and Representative Nadeau. It is a much needed program for the State of Maine and it would provide some very, very good high-paying jobs. If not, we're going to see more of our kids leaving the state.

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

ROLL CALL NO. 19

YEA - Austin, Babbidge, Battle, Beebe-Center, Bickford, Black, Blume, Bryant, Buckland, Burstein, Chace, Chapman, Cooper, Corey, Davitt, DeChant, Devin, Dillingham, Dion, Duchesne, Dunphy L, Edgecomb, Espling, Farnsworth, Farrin, Foley, Fredette, Frey, Gattine, Gideon, Gilbert, Gillway, Ginzler, Golden, Goode, Grant, Greenwood, Grohman, Hamann, Hanington, Hanley, Hawke, Head, Herbig, Herrick, Higgins, Hilliard, Hobart, Hobbins, Hubbell, Hymanson, Jorgensen, Kinney J, Kinney M, Kornfield, Kumioga, Lajoie, Lockman, Long, Luchini, Lyford, Maker, Malaby, Marean, Martin R, Mastraccio, McCreight, McElwee, McLean, Melaragno, Monaghan, Noon, O'Connor, Parry, Peterson, Pickett, Pierce J, Pierce T, Prescott, Reed, Rotundo, Rykerson, Sanborn, Sanderson, Sawicki, Schneck, Seavey, Shaw, Sherman, Sirocki, Stearns, Stetkis, Stuckey, Sukeforth, Tepler, Timberlake, Timmons, Tipping-Spitz, Tucker, Tuell, Turner, Vachon, Verow, Wadsworth, Wallace, Welsh, White, Winsor, Mr. Speaker.

NAY - Bates, Beavers, Beck, Brooks, Campbell J, Campbell R, Chenette, Chipman, Daughtry, Doore, Evangelos, Fecteau, Fowle, Guerin, Harlow, Hickman, Hogan, Longstaff, Martin J, McCabe, Moonen, Morrison, Nadeau, Nutting, Picchiotti, Pouliot, Powers, Russell, Saucier, Short, Skolfield, Stanley, Theriault, Ward, Warren, Wood.

ABSENT - Alley, Crafts, Dunphy M, Gerrish, Kruger, McClellan.

Yes, 109; No, 36; Absent, 6; Excused, 0.

109 having voted in the affirmative and 36 voted in the negative, with 6 being absent, and accordingly the Majority **Ought Not to Pass** Report was **ACCEPTED** and 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. 102) (L.D. 288) Bill "An Act To Amend the Requirement of When Headlights Must Be Used" Committee on **TRANSPORTATION** reporting **Ought to Pass**

(S.P. 196) (L.D. 527) Bill "An Act To Repeal Outdated Agricultural Aviation Laws" Committee on **TRANSPORTATION** reporting **Ought to Pass**

(S.P. 243) (L.D. 650) Bill "An Act To Amend the Brunswick Sewer District Charter" Committee on **ENERGY, UTILITIES AND TECHNOLOGY** reporting **Ought to Pass**

(S.P. 71) (L.D. 196) Bill "An Act To Ensure the Safety of Stationary Public Utility Emergency Service Vehicles" Committee on **TRANSPORTATION** reporting **Ought to Pass as Amended by Committee Amendment "A" (S-12)**

(S.P. 87) (L.D. 249) Bill "An Act To Enable Seniors To Remain in Their Homes" Committee on **LABOR, COMMERCE, RESEARCH AND ECONOMIC DEVELOPMENT** reporting **Ought to Pass as Amended by Committee Amendment "A" (S-10)**

(S.P. 98) (L.D. 260) Resolve, To Create a License Plate To Recognize the Centennial of the United States Navy Reserve (EMERGENCY) Committee on **TRANSPORTATION** reporting **Ought to Pass as Amended by Committee Amendment "A" (S-11)**

(S.P. 206) (L.D. 590) Bill "An Act To Exempt a Fee for a Paper or Plastic Single-use Carry-out Bag from Tax" (EMERGENCY) Committee on **TAXATION** reporting **Ought to Pass as Amended by Committee Amendment "A" (S-15)**

(H.P. 334) (L.D. 495) Bill "An Act To Make Minor Nonsubstantive Changes to the Laws Affecting the Office of the State Auditor" Committee on **STATE AND LOCAL GOVERNMENT** reporting **Ought to Pass**

(H.P. 410) (L.D. 597) Resolve, Regarding Legislative Review of Portions of Chapter 101: MaineCare Benefits Manual, Chapter III, Section 29: Allowances for Support Services for Adults with Intellectual Disabilities or Autistic Disorder, a Major Substantive Rule of the Department of Health and Human Services (EMERGENCY) Committee on **HEALTH AND HUMAN SERVICES** reporting **Ought to Pass**

(H.P. 478) (L.D. 702) Bill "An Act To Clarify Filing Methods for Quarterly Payroll Reports" Committee on **LABOR, COMMERCE, RESEARCH AND ECONOMIC DEVELOPMENT** reporting **Ought to Pass**

(H.P. 53) (L.D. 59) Bill "An Act To Protect Students' Rights and Privacy Regarding Their School Records" Committee on **EDUCATION AND CULTURAL AFFAIRS** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-55)**

(H.P. 105) (L.D. 147) Resolve, Regarding Legislative Review of Portions of Chapter 500: Stormwater Management, a Major Substantive Rule of the Department of Environmental Protection (EMERGENCY) Committee on **ENVIRONMENT AND NATURAL RESOURCES** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-45)**

(H.P. 233) (L.D. 339) Bill "An Act To Clarify That the Telephone Number 9-1-1 Is the Primary Number Advertised or Promoted for Emergency Response Services" Committee on **ENERGY, UTILITIES AND TECHNOLOGY** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-44)**

(H.P. 261) (L.D. 395) Bill "An Act To Amend the Site Location of Development Laws" Committee on **ENVIRONMENT AND NATURAL RESOURCES** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-46)**

(H.P. 284) (L.D. 417) Bill "An Act Regarding Measures To Ensure Students Can Demonstrate Proficiency in Financial Literacy" Committee on **EDUCATION AND CULTURAL AFFAIRS** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-50)**

(H.P. 300) (L.D. 461) Bill "An Act To Change the Notification Deadline for the Nonrenewal of a Teacher's Contract" Committee on **EDUCATION AND CULTURAL AFFAIRS** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-51)**

(H.P. 416) (L.D. 603) Bill "An Act To Achieve Regional Uniformity in Sulfur Standards for Heating Oil" Committee on **ENVIRONMENT AND NATURAL RESOURCES** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-47)**

(H.P. 453) (L.D. 672) Bill "An Act To Improve Access to Capital" Committee on **LABOR, COMMERCE, RESEARCH AND ECONOMIC DEVELOPMENT** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-58)**

(H.P. 483) (L.D. 707) Bill "An Act To Correct an Error in the Law That Allows a Break in Control of Access on William L. Clarke Drive in the City of Westbrook" (EMERGENCY) Committee on **TRANSPORTATION** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-57)**

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

(H.P. 169) (L.D. 237) Bill "An Act To Address Recommendations from the Report by the Office of Program Evaluation and Government Accountability Regarding the Public Utilities Commission" Committee on **ENERGY, UTILITIES AND TECHNOLOGY** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-53)**

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

The Committee Report was **READ**.

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

Representative FREDETTE: Thank you, Mr. Speaker. Mr. Speaker, in regards to item 7-13, it's my understanding that this bill addresses an issue in regards to the Public Advocate's Office as it relates to the Public Utilities Commission.

It's my understanding that this is in regards to a second position, a second position which the Chief Executive has funded in the prior year, and my understanding is the Chief Executive is continuing to fund that second position this year, and what I understand, at least, is that this particular bill would make that second position a statutory position, and I believe that it's something to the extent that the Chief Executive has some flexibility in regards to assessing the ongoing need for a second position there. This does provide him with some flexibility, and in terms of making this a statutory position, does add an additional head count, and so I will be voting "no" on this bill and I would ask you to follow my light. Thank you. And I would request a roll call, Mr. Speaker.

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.

Representative McCABE of Skowhegan **REQUESTED** that the Clerk **READ** the Committee Report.

The Clerk **READ** the Committee Report in its entirety.

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

Representative BEAVERS: Thank you, Mr. Speaker. Ladies and Gentlemen of the House, being a member of the Energy, Utilities, and Technology Committee my recollection is that this is not a second job, it's a different way of funding it than we did last year. It's not another position. Thank you.

The SPEAKER: The Chair recognizes the Representative from Biddeford, Representative Grohman.

Representative GROHMAN: Thank you, Mr. Speaker, Ladies and Gentlemen of the House, as a business person I appreciate Representative Fredette's position, that we don't want to add to the state's employment roll's by statute.

At the same time, it's my understanding that this position is a consumer advocate position that has really been a big benefit to members of our business community. You may have seen how confusing competitive electricity providers are. You probably have constituents who have had challenges with this issue and this particular position addresses that need on behalf of many of our constituents. So, I would encourage you to let this one proceed. I think it's a good thing.

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

Representative DION: Thank you, Mr. Speaker, Men and Ladies of the House, first of all I want to thank the committee on their work on this bill. I think we can draw a favorable conclusion that we were able to come to a common mind on the issue.

I don't disagree with the good gentleman from Newport. I don't think the difference is in the nature of the position. We all see that it has value, and serves citizens well dealing with a variety of tasks that should not be addressed by lawyers, but in fact by informed staff.

The dispute, if there is one, is a difference of opinion on funding. The Executive would like to see this subsidized by continuing fiscal order, which would accomplish that every year, that employee would have to wait to determine whether or not the Executive was still in favor of that employment moving accordingly.

What the committee decided as a unit, was the position provides such value to consumers here in the State of Maine, that there should be some stability so that you could design expectations beyond a year timeline. So that's the question before the House. We all agree it's a good job. The question is: should it be day-to-day employment measured in a year, or should it have some permanency so you can plan and measure for effectiveness. Thank you.

The SPEAKER: The Chair would remind members in debate not to speculate on the actions of the executive or the other body to influence the outcome.

The Chair advised all members that it is inappropriate to refer to the potential action of the office of the executive or the other body in order to influence the vote of the House.

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

Representative FREDETTE: Thank you, Mr. Speaker. Mr. Speaker, just very briefly I would simply add that, again I think my read of this is that it provides some flexibility for the Chief Executive, and I believe, again, in regards to our state count for employees, this, again, provides for some management of that versus a statutory position and funding, and so, again, I will be voting red on that. Thank you, Mr. Speaker.

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. 20

YEA - Babbidge, Bates, Beavers, Beck, Beebe-Center, Blume, Brooks, Bryant, Burstein, Campbell R, Chapman, Chenette, Chipman, Cooper, Corey, Daughtry, Davitt, DeChant, Devin, Dion, Doore, Duchesne, Dunphy L, Evangelos, Farnsworth, Fecteau, Fowle, Frey, Gattine, Gideon, Gilbert, Golden, Goode, Grant, Grohman, Hamann, Harlow, Herbig, Herrick, Hickman, Higgins, Hobbins, Hogan, Hubbell, Hymanson, Jorgensen, Kornfield, Kumiega, Lajoie, Longstaff, Luchini, Martin J, Martin R, Mastraccio, McCabe, McCreight, McLean, Melaragno, Monaghan, Moonen, Morrison, Nadeau, Noon, O'Connor, Peterson, Pierce J, Pierce T, Powers, Rotundo, Russell, Rykerson, Sanborn, Saucier, Schneck, Seavey, Shaw, Sherman, Short, Skolfield, Stanley, Stuckey, Sukeforth, Tepler, Tipping-Spitz, Tucker, Verow, Wadsworth, Warren, Welsh, Wood, Mr. Speaker.

NAY - Austin, Battle, Bickford, Black, Buckland, Chace, Dillingham, Edgecomb, Espling, Farrin, Foley, Fredette, Gillway, Ginzler, Greenwood, Guerin, Hanington, Hanley, Hawke, Head, Hilliard, Hobart, Kinney J, Kinney M, Lockman, Long, Lyford, Maker, Malaby, Marean, McElwee, Parry, Picchiotti, Pickett, Pouliot, Prescott, Reed, Sanderson, Sawicki, Sirocki, Stearns, Stetkis, Theriault, Timberlake, Timmons, Tuell, Turner, Vachon, Wallace, Ward, White, Winsor.

ABSENT - Alley, Campbell J, Crafts, Dunphy M, Gerrish, Kruger, McClellan, Nutting.

Yes, 91; No, 52; Absent, 8; Excused, 0.

91 having voted in the affirmative and 52 voted in the negative, with 8 being absent, and accordingly the **Unanimous Ought to Pass as Amended Report was ACCEPTED.**

The Bill was **READ ONCE. Committee Amendment "A" (H-53)** was **READ** by the Clerk and **ADOPTED.** The Bill was assigned for **SECOND READING** Tuesday, April 14, 2015.

(H.P. 303) (L.D. 464) Bill "An Act To Improve Science and Engineering Education for Maine's Students" Committee on **EDUCATION AND CULTURAL AFFAIRS** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-43)**

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

The Unanimous Committee Report was **READ.**

On further motion of the same Representative, **TABLED** pending **ACCEPTANCE** of the Committee Report and later today assigned.

CONSENT CALENDAR

Second Day

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

(H.P. 266) (L.D. 400) Bill "An Act To Continue To Permit Persons 70 Years of Age and Older To Hunt with a Crossbow" (EMERGENCY)

(H.P. 21) (L.D. 22) Bill "An Act To Require Removal of Mooring Equipment" (C. "A" H-34)

(H.P. 87) (L.D. 129) Bill "An Act To Provide Options to Schools for Making Up School Days" (C. "A" H-37)

(H.P. 89) (L.D. 131) Bill "An Act To Amend the Laws Related to Public Funding of Charter Schools" (EMERGENCY) (C. "A" H-38)

(H.P. 101) (L.D. 143) Resolve, Regarding Legislative Review of Portions of Chapter 4: Maine Motor Carrier Safety Regulation, a Major Substantive Rule of the Department of Public Safety, Bureau of State Police (EMERGENCY) (C. "A" H-42)

(H.P. 154) (L.D. 222) Bill "An Act To Reduce Commercial Shellfish License Fees for Persons under 18 Years of Age" (C. "A" H-33)

(H.P. 202) (L.D. 284) Bill "An Act To Amend the Law Concerning Overwidth Farm Tractors on Public Ways" (C. "A" H-31)

(H.P. 278) (L.D. 412) Bill "An Act Regarding Telephonic Political Communications and Push Polling" (C. "A" H-32)

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.

(S.P. 113) (L.D. 298) Bill "An Act To Require Political Action Committees To Report the Receipt of Paid Services Received from State Agencies"

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 Committee 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

Committee Report. All those in favor will vote yes, those opposed will vote no.

ROLL CALL NO. 21

YEA - Babbidge, Bates, Beavers, Beck, Beebe-Center, Blume, Brooks, Bryant, Burstein, Chapman, Chenette, Chipman, Cooper, Daughtry, Davitt, DeChant, Devin, Dion, Doore, Duchesne, Evangelos, Farnsworth, Fecteau, Fowle, Frey, Gattine, Gideon, Gilbert, Golden, Goode, Grant, Grohman, Hamann, Harlow, Herbig, Hickman, Hobbins, Hogan, Hubbell, Hymanson, Jorgensen, Kornfield, Kumiega, Lajoie, Longstaff, Luchini, Martin J, Martin R, Mastraccio, McCabe, McCreight, McLean, Melaragno, Monaghan, Moonen, Morrison, Nadeau, Noon, Peterson, Picchiotti, Pierce T, Powers, Rotundo, Russell, Rykerson, Sanborn, Saucier, Schneck, Shaw, Sherman, Stanley, Stuckey, Sukeforth, Tepler, Tipping-Spitz, Tucker, Turner, Verow, Warren, Welsh, Mr. Speaker.

NAY - Austin, Battle, Bickford, Black, Buckland, Campbell R, Chace, Corey, Dillingham, Dunphy L, Edgecomb, Espling, Farrin, Foley, Fredette, Gillway, Ginzler, Greenwood, Guerin, Hanington, Hanley, Hawke, Head, Herrick, Higgins, Hilliard, Hobart, Kinney J, Kinney M, Lockman, Long, Lyford, Maker, Malaby, Marean, McElwee, O'Connor, Parry, Pickett, Pierce J, Pouliot, Prescott, Reed, Sanderson, Sawicki, Seavey, Short, Sirocki, Skolfield, Stearns, Stetkis, Theriault, Timberlake, Timmons, Tuell, Vachon, Wadsworth, Wallace, Ward, White, Winsor, Wood.

ABSENT - Alley, Campbell J, Crafts, Dunphy M, Gerrish, Kruger, McClellan, Nutting.

Yes, 81; No, 62; Absent, 8; Excused, 0.

81 having voted in the affirmative and 62 voted in the negative, with 8 being absent, and accordingly the Unanimous Committee Report was **ACCEPTED**.

The Bill was **READ ONCE** and was assigned for **SECOND READING** Tuesday, April 14, 2015.

(H.P. 7) (L.D. 4) Bill "An Act To Promote Industrial Hemp" (C. "A" H-41)

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

The Unanimous Committee Report was **READ** and **ACCEPTED**.

The Bill was **READ ONCE**. **Committee Amendment "A" (H-41)** was **READ** by the Clerk and **ADOPTED**.

The Bill was assigned for **SECOND READING** Tuesday, April 14, 2015.

BILLS IN THE SECOND READING

House

Bill "An Act Regarding Notice to the Public Pertaining to a Resident Person Deported from Canada to the United States for Committing a Sex Offense against a Child"

(H.P. 871) (L.D. 1275)

House as Amended

Bill "An Act To Require Proper Notification of Life Insurance Cancellation"

(H.P. 152) (L.D. 220)

(C. "A" H-39)

Bill "An Act To Combine Outstanding Student Loan Debt with a Home Mortgage"

(H.P. 230) (L.D. 336)

(C. "A" H-30)

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

ENACTORS

Emergency Measure

Resolve, Regarding Legislative Review of Portions of Chapter 119: Motor Vehicle Fuel Volatility Limit, a Major Substantive Rule of the Department of Environmental Protection

(H.P. 239) (L.D. 352)

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 and 0 against, and accordingly the Resolve was **FINALLY PASSED**, signed by the Speaker and sent to the Senate.

Acts

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

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

(C. "A" H-25)

An Act To Create a Blue Alert Program in Maine

(S.P. 143) (L.D. 375)

An Act To Clarify Municipal Capacity for Site Location of Development and Encourage Local Development

(S.P. 171) (L.D. 442)

An Act To Make a Technical Correction to the Law Establishing the State Trauma Prevention and Control Advisory Committee within the Field of Public Safety

(S.P. 217) (L.D. 624)

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.

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 Tuesday, April 7, 2015, had preference in the Orders of the Day and continued with such preference until disposed of as provided by House Rule 502.

Bill "An Act To Authorize a General Fund Bond Issue To Encourage Access to Workforce Training and Job Creation"

(S.P. 69) (L.D. 194)

- In House, **REFERRED** to the Committee on **LABOR, COMMERCE, RESEARCH AND ECONOMIC DEVELOPMENT** on March 5, 2015.

- In Senate, Senate **INSISTED** on its former action whereby the Bill and accompanying papers **REFERRED** to the Committee on **APPROPRIATIONS AND FINANCIAL AFFAIRS** in **NON-CONCURRENCE**.

TABLED - March 12, 2015 (Till Later Today) by Representative McCABE of Skowhegan.

PENDING - FURTHER CONSIDERATION.

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

REPORTS OF COMMITTEE

Divided Report

Majority Report of the Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-54)** on Bill "An Act To Provide Anger Management Courses or Additional Imprisonment for Domestic Violence Offenders"

(H.P. 108) (L.D. 150)

Signed:

Senators:

ROSEN of Hancock
BURNS of Washington
GERZOFKY of Cumberland

Representatives:

FOWLE of Vassalboro
CHENETTE of Saco
DAVITT of Hampden
GERRISH of Lebanon
LAJOIE of Lewiston
NADEAU of Winslow
THERIAULT of China
TIMMONS of Cumberland
WARREN of Hallowell

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

Signed:

Representative:

LONG of Sherman

READ.

On motion of Representative FOWLE of Vassalboro, the Majority **Ought to Pass as Amended** Report was **ACCEPTED**.

The Bill was **READ ONCE**. **Committee Amendment "A" (H-54)** was **READ** by the Clerk and **ADOPTED**. The Bill was assigned for **SECOND READING** Tuesday, April 14, 2015.

SENATE PAPERS

Bill "An Act To Expand the Local Foods Economy"

(S.P. 459) (L.D. 1284)

Came from the Senate, **REFERRED** to the Committee on **AGRICULTURE, CONSERVATION AND FORESTRY** and ordered printed.

REFERRED to the Committee on **AGRICULTURE, CONSERVATION AND FORESTRY** in concurrence.

Bill "An Act To Reduce the Burden on Local Communities of Transportation Costs for Special Needs Students"

(S.P. 456) (L.D. 1281)

Bill "An Act To Support Conservation and the Health and Wellness of Maine Youth through Physically Active Residential Environmental Education Programs"

(S.P. 457) (L.D. 1282)

Bill "An Act To Support School Nutrition"

(S.P. 460) (L.D. 1285)

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 Increase Competition and Ensure a Robust Information and Telecommunications Market"

(S.P. 467) (L.D. 1302)

Came from the Senate, **REFERRED** to the Committee on **ENERGY, UTILITIES AND TECHNOLOGY** and ordered printed.

REFERRED to the Committee on **ENERGY, UTILITIES AND TECHNOLOGY** in concurrence.

Bill "An Act To Stabilize and Streamline the Department of Environmental Protection's Ground Water Oil Clean-up Fund and Maine Coastal and Inland Surface Oil Clean-up Fund"

(S.P. 468) (L.D. 1303)

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.

Bill "An Act To Fund the Maine Diversion Alert Program" (EMERGENCY)

(S.P. 475) (L.D. 1307)

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 Permit Funds for Prearranged Funerals To Be Invested under a Wider Range of Options"

(S.P. 469) (L.D. 1304)

Bill "An Act To Encourage Health Insurance Consumers To Comparison Shop for Health Care Procedures and Treatment"

(S.P. 470) (L.D. 1305)

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

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

Bill "An Act To Attract Skilled Professionals and Young Families to Maine"

(S.P. 463) (L.D. 1288)

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.

Bill "An Act To Ensure the Use of Environmentally Responsible Insulation Materials in Taxpayer-funded Building Projects"

(S.P. 461) (L.D. 1286)

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.

Bill "An Act To Ensure That Tax Expenditures Create High-quality Jobs"

(S.P. 462) (L.D. 1287)

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

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

Bill "An Act To Improve the Safety of Vulnerable Users in Traffic and To Clarify the Responsibilities of Bicyclists and Pedestrians"

(S.P. 466) (L.D. 1301)

Bill "An Act To Eliminate the Requirement That Truck Campers Be Registered"

(S.P. 476) (L.D. 1308)

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

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

Bill "An Act To Stimulate Economic Development and Create Jobs by Amending the Laws Governing Gaming"

(S.P. 458) (L.D. 1283)

Bill "An Act To Allow Retail Liquor Licensees To Sell Alcoholic Beverages for On-premises and Off-premises Consumption at One Location"

(S.P. 464) (L.D. 1289)

Bill "An Act To Repeal the Maine Clean Election Act and Direct the Savings To Be Used for the State's Contribution toward the Costs of Education Funding"

(S.P. 465) (L.D. 1290)

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.

Reference was made to Bill "An Act To Enhance Equity and Efficiency for Off-track Betting Facilities"

(H.P. 572) (L.D. 838)

In reference to the action of the House on April 9, 2015 whereby it Insisted and Joined in a Committee of Conference, the Chair appointed the following members on the part of the House as Conferees:

Representative LUCHINI of Ellsworth
Representative PICCHIOTTI of Fairfield
Representative McCABE of Skowhegan

SENATE PAPERS

The following Joint Order: (S.P. 477)

ORDERED, the House concurring, that when the Senate and House adjourn, they do so until Tuesday, April 14, 2015 at 10:00 in the morning.

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

READ and **PASSED** in concurrence.

REPORTS OF COMMITTEE

Divided Reports

Majority Report of the Committee on **VETERANS AND LEGAL AFFAIRS** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-59)** on Bill "An Act To Expand Access to Absentee Ballots"

(H.P. 279) (L.D. 413)

Signed:

Senator:

PATRICK of Oxford

Representatives:

LUCHINI of Ellsworth

GOLDEN of Lewiston

LONGSTAFF of Waterville

MONAGHAN of Cape Elizabeth

SAUCIER of Presque Isle

SCHNECK of Bangor

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

Signed:

Senators:

CYRWAY of Kennebec

COLLINS of York

Representatives:

DILLINGHAM of Oxford

HANINGTON of Lincoln

KINNEY of Limington

TURNER of Burlington

READ.

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

Representative FREDETTE of Newport **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**: The Chair recognizes the Representative from Limington, Representative Kinney.

Representative **KINNEY**: Thank you, Mr. Speaker, Men and Women of the House, I rise in opposition of the pending motion. And I do so on behalf of the four town clerks that I represent. Their desire is to see no changes to the present absentee ballot application. Thank you.

The **SPEAKER**: The Chair recognizes the Representative from Ellsworth, Representative Luchini.

Representative **LUCHINI**: Thank you, Mr. Speaker. Mr. Speaker, Men and Women of the House, just to briefly describe what the majority Ought to Pass as amended report does.

As you know, under existing law, in the Friday and Monday before general election, people can't come in to the municipal clerk's office and vote by absentee. This is a fairly new law. It was passed in the 125th Legislature and in time for the 2012 general. We felt that it wasn't quite perfect and this is a pretty minor tweak that the majority felt that we would do, and just to quickly explain: on the Friday and Monday, if you wanted to come in and vote by absentee, you must have reason.

And there's one of four acceptable reasons why you'd be allowed to do that: if you're a resident of a coastal island and unable to travel to a poll; if you're unable to leave your home or treatment facility due to incapacity or illness; you have a physical

disability; or, you'll be absent from your municipality for unexpected reasons during the time the polls are open.

What this report does is simply drop the word "unexpectedly," so that if for any reason that you're going to be out of your town on the day of the election, you'd be able to come in on the Friday and Monday previous and vote by absentee ballot. We think this is a pretty straightforward, simple way to expand access to the ballot box. The clerks were polled by their association; they were about 50/50 either way on whether or not they liked this. But, generally, we think this is just a good way to increase access to the ballot box, and I hope you support the majority Ought to Pass as amended report.

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

Representative **BEAVERS**: Thank you, Mr. Speaker, I'm going to have to oppose the motion myself because I just got an email at ten o'clock this morning from the clerk of Elliot, that I represent, asking me very strongly to oppose it and gave me numerous reasons, which I won't itemize because they've already been done. Thank you.

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

Representative **BROOKS**: Thank you, Mr. Speaker, Men and Women of the House, I rise to encourage members of the body to support the pending motion, the majority Ought to Pass report. This bill would simply allow for people that are going to be out of their municipality during the entire day of election day to be able to cast a ballot and exercise their right to vote, so I do encourage members of the body to support this minor change.

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. 22

YEA - Babbidge, Bates, Beck, Beebe-Center, Blume, Brooks, Bryant, Burstein, Chapman, Chenette, Chipman, Cooper, Daughtry, Devin, Dion, Doore, Duchesne, Evangelos, Farnsworth, Fowle, Frey, Gattine, Gideon, Gilbert, Golden, Goode, Grant, Harlow, Herbig, Hickman, Hobbins, Hogan, Hubbell, Hymanson, Jorgensen, Kornfield, Kumiega, Lajoie, Longstaff, Luchini, Martin J, Martin R, Mastraccio, McCabe, McCreight, McLean, Melaragno, Monaghan, Moonen, Nadeau, Noon, Pierce T, Powers, Rotundo, Russell, Sanborn, Saucier, Schneck, Shaw, Stanley, Stuckey, Tipping-Spitz, Tucker, Warren, Welsh, Mr. Speaker.

NAY - Austin, Battle, Beavers, Bickford, Black, Buckland, Campbell R, Chace, Corey, Davitt, DeChant, Dillingham, Dunphy L, Edgecomb, Espling, Farrin, Fecteau, Foley, Fredette, Gillway, Ginzler, Greenwood, Grohman, Guerin, Hamann, Hanington, Hanley, Hawke, Head, Herrick, Higgins, Hilliard, Hobart, Kinney J, Kinney M, Lockman, Long, Lyford, Maker, Malaby, Marean, McElwee, Morrison, Nutting, O'Connor, Parry, Peterson, Picchiotti, Pickett, Pierce J, Pouliot, Prescott, Reed, Sanderson, Sawicki, Seavey, Sherman, Short, Sirocki, Skolfield, Stearns, Stetkis, Sukeforth, Tepler, Theriault, Timberlake, Timmons, Tuell, Turner, Vachon, Verow, Wadsworth, Wallace, Ward, White, Winsor, Wood.

ABSENT - Alley, Campbell J, Crafts, Dunphy M, Gerrish, Kruger, McClellan, Rykerson.

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

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

Subsequently, on motion of Representative LUCHINI of Ellsworth, the Minority Ought Not to Pass Report was **ACCEPTED** and sent for concurrence.

Majority Report of the Committee on **VETERANS AND LEGAL AFFAIRS** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-60)** on Bill "An Act To Amend the Authorized Hours during Which Liquor May Be Sold and Purchased"

(H.P. 465) (L.D. 684)

Signed:

Senators:

COLLINS of York
PATRICK of Oxford

Representatives:

LUCHINI of Ellsworth
GOLDEN of Lewiston
KINNEY of Limington
LONGSTAFF of Waterville
MONAGHAN of Cape Elizabeth
SAUCIER of Presque Isle
SCHNECK of Bangor
TURNER of Burlington

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

Signed:

Senator:

CYRWAY of Kennebec

Representatives:

DILLINGHAM of Oxford
HANINGTON of Lincoln

Representative BEAR of the Houlton Band of Maliseet Indians - of the House - supports the Minority Ought Not to Pass Report.

READ.

On motion of Representative LUCHINI of Ellsworth, the Majority Ought to Pass as Amended Report was **ACCEPTED**.

The Bill was **READ ONCE**. **Committee Amendment "A" (H-60)** was **READ** by the Clerk and **ADOPTED**. The Bill was assigned for **SECOND READING** Tuesday, April 14, 2015.

Majority Report of the Committee on **HEALTH AND HUMAN SERVICES** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-49)** on Resolve, To Require the Department of Health and Human Services To Provide Supplemental Reimbursement to Adult Family Care Homes and Residential Care Facilities in Remote Island Locations

(H.P. 57) (L.D. 63)

Signed:

Senators:

HASKELL of Cumberland
McCORMICK of Kennebec

Representatives:

GATTINE of Westbrook
BURSTEIN of Lincolnville
HAMANN of South Portland
HYMANSON of York

MALABY of Hancock
PETERSON of Rumford
SANDERSON of Chelsea
STUCKEY of Portland
VACHON of Scarborough

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

Signed:

Senator:

BRAKEY of Androscoggin

Representative:

HEAD of Bethel

READ.

On motion of Representative GATTINE of Westbrook, the Majority **Ought to Pass as Amended** Report was **ACCEPTED**.

The Resolve was **READ ONCE**. **Committee Amendment "A" (H-49)** was **READ** by the Clerk and **ADOPTED**. The Resolve was assigned for **SECOND READING** Tuesday, April 14, 2015.

UNFINISHED BUSINESS

The following matter, in the consideration of which the House was engaged at the time of adjournment Tuesday, April 7, 2015, had preference in the Orders of the Day and continued with such preference until disposed of as provided by House Rule 502.

Bill "An Act To Authorize Tribal-state Memoranda in the Eel and Elver Fisheries"

(H.P. 862) (L.D. 1262)

(Committee on **MARINE RESOURCES** suggested)

TABLED - April 7, 2015 (Till Later Today) by Representative KUMIEGA of Deer Isle.

PENDING - **REFERENCE**.

Subsequently, the Bill was **REFERRED** to the Committee on **MARINE RESOURCES**, ordered printed and sent for concurrence.

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

On motion of Representative PIERCE of Dresden, the House adjourned at 12:00 p.m., until 10:00 a.m., Tuesday, April 14, 2015, pursuant to the Joint Order (S.P. 477).