

# 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  
41st Legislative Day  
Tuesday, May 12, 2015

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

Prayer by Pastor Mark Kuntz, Windham Plains Baptist Church.

National Anthem by Caravel School Chorus, Carmel.

Pledge of Allegiance.

Doctor of the day, Jennifer Wilkinson, M.D., Portland.

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

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**SENATE PAPERS**

The following Joint Resolution: (S.P. 518)

**JOINT RESOLUTION RECOGNIZING MAY 3 TO MAY 9, 2015  
AS MAINE SAFETY WEEK**

WHEREAS, every year, more than 80,000 workers suffer an injury on construction job sites across the United States and one incident is one too many; and

WHEREAS, safety should be the number one focus in the construction industry; and

WHEREAS, over 40 national and global construction firms constituting the Construction Industry Safety Initiative, or CISI, and the Incident and Injury-Free, or IIF, Forum, as well as the National Association of Minority Contractors and Women Construction Owners and Executives USA, have joined forces to inspire everyone in the construction industry to be leaders in safety; and

WHEREAS, companies across the country have banded together to create and celebrate the 2nd United States Industry Safety Week, running this year from Sunday, May 3rd, to Saturday, May 9th; and

WHEREAS, expanding the focus of Industry Safety Week to encompass not just safety issues pertaining to the construction industry but safety issues more generally would benefit citizens of the State as well as for-profit businesses and nonprofit organizations throughout the State; 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 proclaim May 3 to May 9, 2015 Maine Safety Week and urge citizens of the State to use safe practices at the workplace, in the home and on the road; and be it further

RESOLVED: That suitable copies of this resolution, duly authenticated by the Secretary of State, be transmitted to the corporate offices of Cianbro in Pittsfield.

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

**READ** and **ADOPTED** in concurrence.

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**Non-Concurrent Matter**

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

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

**PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-54)** in the House on April 29, 2015.

Came from the Senate **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-54) AND SENATE AMENDMENT "A" (S-71)** in **NON-CONCURRENCE**.

The House voted to **INSIST**.

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**Non-Concurrent Matter**

Bill "An Act To Restore Consumer Rate Review for Health Insurance Plans in the Individual Market"

(H.P. 175) (L.D. 243)

Majority (7) **OUGHT TO PASS AS AMENDED** Report of the Committee on **INSURANCE AND FINANCIAL SERVICES READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-104)** in the House on May 5, 2015.

Came from the Senate with the Minority (6) **OUGHT NOT TO PASS** Report of the Committee on **INSURANCE AND FINANCIAL SERVICES READ** and **ACCEPTED** in **NON-CONCURRENCE**.

The House voted to **INSIST**.

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**Non-Concurrent Matter**

Bill "An Act To Control Fireworks in Monhegan Island Plantation"

(H.P. 218) (L.D. 324)

Majority (9) **OUGHT TO PASS** Report of the Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED** in the House on April 29, 2015.

Came from the Senate with the Minority (4) **OUGHT NOT TO PASS** Report of the Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY READ** and **ACCEPTED** in **NON-CONCURRENCE**.

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

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**Non-Concurrent Matter**

Bill "An Act To Provide Tax Credits for Adult Day Care and Respite and Hospice Care"

(H.P. 536) (L.D. 787)

**PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-95)** in the House on April 30, 2015.

Came from the Senate **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-95) AND SENATE AMENDMENT "A" (S-72)** in **NON-CONCURRENCE**.

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

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**COMMUNICATIONS**

The Following Communication: (H.C. 141)

**STATE OF MAINE  
OFFICE OF THE GOVERNOR  
1 STATE HOUSE STATION  
AUGUSTA, MAINE 04333-0001**

May 8, 2015

The 127th Legislature of the State of Maine

State House

Augusta, Maine

Dear Honorable Members of the 127th Legislature:

Under the authority vested in me by Article IV, Part Third, Section 2 of the Constitution of the State of Maine, I am hereby vetoing LD 4, "An Act To Promote Industrial Hemp."

This legislation is fatally flawed and due to current federal law, I can see no way to make this concept work. Maine's current law regarding industrial hemp contains "trigger provisions" that limit State licensing until the federal government excludes industrial

hemp from the definition of "marihuana" or until the U.S. Drug Enforcement Agency issues permits for growing industrial hemp. LD 4 eliminates these important trigger provisions. This bill, however, fails to recognize the fact that the U.S. Drug Enforcement Agency requires a permit to import hemp seed into Maine and permits are only issued to state departments of agriculture or universities for research purposes. No matter what LD 4 proposes, there will not be a source of legal hemp seed for growers in Maine. I fear, however, that Maine farmers may think that with the enactment of LD 4 that they are engaged in a legal enterprise. I simply cannot support inadvertently putting Maine's hard working farmers at risk of violating federal criminal laws, which is the practical effect of this bill.

I also have serious doubts about the agricultural and economic benefits of this bill. At this time, there are no developed markets in Maine for hemp and it is unlikely that this product would command a price high enough to make this crop worth growing. Proponents argue that hemp fiber can act as a replacement for wood fiber, but Maine already has a vibrant forest industry with developed infrastructure. The same cannot be said for hemp, as there is currently no equipment in Maine to grow, harvest, transport, or process hemp.

Plainly put, this bill is fraught with legal risks for Maine's farmers, with no countervailing benefits. For this reason, I return LD 4 unsigned and vetoed. I strongly urge the Legislature to sustain it. Sincerely,  
S/Paul R. LePage  
Governor

**READ and ORDERED PLACED ON FILE.**

The accompanying item An Act To Promote Industrial Hemp (EMERGENCY)

(H.P. 7) (L.D. 4)  
(C. "A" H-41)

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

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

**ROLL CALL NO. 63V**

YEA - Alley, Austin, Babbidge, Bates, Battle, Beavers, Beck, Bickford, Black, Blume, Brooks, Bryant, Buckland, Burstein, Campbell J, Campbell R, Chace, Chapman, Chenette, Chipman, Cooper, Corey, Crafts, Daughtry, Davitt, DeChant, Devin, Doore, Duchesne, Dunphy L, Dunphy M, Edgecomb, Espling, Evangelos, Farnsworth, Farrin, Fecteau, Foley, Fowle, Fredette, Gattine, Gerrish, Gideon, Gilbert, Gillway, Ginzler, Golden, Goode, Grant, Grohman, Hamann, Hanington, Hanley, Harlow, Hawke, Herbig, Herrick, Hickman, Higgins, Hilliard, Hobart, Hobbins, Hubbell, Hymanson, Jorgensen, Kinney J, Kinney M, Kruger, Kumiega, Lajoie, Lockman, Long, Longstaff, Luchini, Lyford, Maker, Malaby, Marean, Martin J, Martin R, Mastraccio, McCabe, McCreight, McElwee, Melaragno, Monaghan, Moonen, Morrison, Nadeau, Noon, Nutting, O'Connor, Parry, Peterson, Pickett, Pierce J, Pierce T, 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, Turner, Vachon, Verow, Wadsworth, Wallace, Ward, Warren, Welsh, Wood, Mr. Speaker.

NAY - Dillingham, Guerin, Picchiotti, Tuell, White, Winsor.

ABSENT - Beebe-Center, Dion, Frey, Greenwood, Head, Hogan, Kornfield, McClellan, McLean, Pouliot.

Yes, 135; No, 6; Absent, 10; Excused, 0.

135 having voted in the affirmative and 6 voted in the negative, with 10 being absent, and accordingly the Veto was **NOT SUSTAINED**. Sent for concurrence.

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

The Following Communication: (H.C. 142)

**STATE OF MAINE  
OFFICE OF THE GOVERNOR  
1 STATE HOUSE STATION  
AUGUSTA, MAINE 04333-0001**

May 8, 2015

The 127th Legislature of the State of Maine  
State House  
Augusta, Maine

Dear Honorable Members of the 127th Legislature:

Under the authority vested in me by Article IV, Part Third, Section 2 of the Constitution of the State of Maine, I am hereby vetoing LD 59, "An Act To Protect Students' Rights and Privacy Regarding Their School Records."

I believe very strongly that parents and students should have more control over the personal information related to students. At the same time I recognize the special place that private schools hold in the educational landscape of Maine both historically and today.

While I believe government has the right to intervene in privacy concerns in schools that are funded by public funds, I do not believe the state should tread on the rights of private schools.

For this reason, I return LD 59 unsigned and vetoed. I strongly urge the Legislature to sustain it.

Sincerely,  
S/Paul R. LePage  
Governor

**READ and ORDERED PLACED ON FILE.**

The accompanying item An Act To Protect Students' Rights and Privacy Regarding Their School Records

(H.P. 53) (L.D. 59)  
(C. "A" H-55)

The SPEAKER: The Chair recognizes the Representative from Wells, Representative Foley.

Representative **FOLEY**: Thank you, Mr. Speaker, Ladies and Gentlemen of the House, I rise to ask that you join me in overriding the Governor's veto on this bill. This was a bill that I put in place to make sure that private schools comply with the same laws that public schools do in protecting the rights and privacy of students. It went to the committee. The Department of Education rewrote the bill, so it was more acceptable to the department. The committee passed it unanimously. This body passed it under the hammer, as did the other body, and I ask you to follow my light and override this veto. Thank you, Mr. Speaker.

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

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

**ROLL CALL NO. 64V**

YEA - Alley, Austin, Babbidge, Bates, Battle, Beavers, Beck, Bickford, Black, Blume, Brooks, Bryant, Buckland, Burstein, Campbell J, Campbell R, Chace, Chapman, Chenette, Chipman,

Cooper, Corey, Crafts, Daughtry, Davitt, DeChant, Devin, Dillingham, Doore, Duchesne, Dunphy L, Dunphy M, Edgecomb, Espling, Evangelos, Farnsworth, Farrin, Fecteau, Foley, Fowle, Fredette, Gattine, Gerrish, Gideon, Gilbert, Gillway, Ginzler, Golden, Goode, Grant, Grohman, Guerin, Hamann, Hanington, Harlow, Hawke, Herbig, Herrick, Hickman, Higgins, Hilliard, Hobart, Hobbins, Hubbell, Hymanson, Jorgensen, Kinney J, Kinney M, Kruger, Kumiega, Lajoie, Lockman, Long, Longstaff, Luchini, Lyford, Maker, Malaby, Marean, Martin J, Martin R, Mastraccio, McCabe, McCreight, McElwee, Melaragno, Monaghan, Moonen, Morrison, Nadeau, Noon, Nutting, O'Connor, Parry, 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 - Hanley.

ABSENT - Beebe-Center, Dion, Frey, Greenwood, Head, Hogan, Kornfield, McClellan, McLean.

Yes, 141; No, 1; Absent, 9; Excused, 0.

141 having voted in the affirmative and 1 voted in the negative, with 9 being absent, and accordingly the Veto was **NOT SUSTAINED**. Sent for concurrence.

The Following Communication: (H.C. 143)

**STATE OF MAINE  
OFFICE OF THE GOVERNOR  
1 STATE HOUSE STATION  
AUGUSTA, MAINE 04333-0001**

May 8, 2015

The 127th Legislature of the State of Maine  
State House  
Augusta, Maine

Dear Honorable Members of the 127th Legislature:

Under the authority vested in me by Article IV, Part Third, Section 2 of the Constitution of the State of Maine, I am hereby vetoing LD 237, "An Act To Address Recommendations from the Report by the Office of Program Evaluation and Government Accountability Regarding the Public Utilities Commission."

I vetoed similar legislation in the 126th Legislature and I continue to have concerns about statutorily creating a new position at the Office of the Public Advocate (OPA). Specifically, the legislation would establish a statutory position within the OPA to provide advice to the individuals in proceedings at the Public Utilities Commission (PUC).

I generally support the intent of the legislation although I would note that the primary objective of the OPA is to advocate for the ratepayer – not consumers who are having difficulty with the complexities of the PUC that do not align with ratepayer interests. While the PUC engages in complex proceedings that have significant implications on households and the Maine economy, I am concerned that we are departing from the core function of the OPA to be the voice of the ratepayers in aggregate.

For these reasons, I return LD 237 unsigned and vetoed. I strongly urge the Legislature to sustain it.

Sincerely,

S/Paul R. LePage  
Governor

**READ and ORDERED PLACED ON FILE.**

The accompanying item An Act To Address Recommendations from the Report by the Office of Program Evaluation and Government Accountability Regarding the Public Utilities Commission

(H.P. 169) (L.D. 237)

(C. "A" H-53)

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

Representative **FREDETTE**: Thank you, Mr. Speaker. Mr. Speaker, Ladies and Gentlemen of the House, you will recall that we had a debate on this particular bill when it came before us before. And the issue here primarily is, and at least my understanding is, is that the Chief Executive does support the addition of the additional staffer in the Public Advocate's Office.

The Chief Executive, my understanding is, would like to have the more flexibility in terms of the need for that, for example, when the FairPoint issue or strike was going on, there was the additional staffer to deal with issues at that time. What the particular bill before us does, is it actually adds the public advocate position as a statutory position, adds to the headcount.

I don't believe that we need to add to the headcount. I think the current position, which is currently being filled, provides for the opportunity to get done what needs to get done, and so I think that the Chief Executive is correct on this, and I'd ask you to follow my light in sustaining the Governor's veto. Thank you.

The SPEAKER: The Chair recognizes the Representative from Embden, Representative Dunphy.

Representative **DUNPHY**: Thank you, Mr. Speaker, with all due respect, I disagree with the Minority Leader. The Chief Executive did fund this last year. He's funding it again this year. The OPA, the Office of the Public Advocate, requested this bill be put in because he has a need. And if this, from my perspective, if it's critical enough that the Chief Executive's going to fund it, then it should be critical enough to fund. So, I would suggest that we override the Chief Executive's veto and let's get these offices the people they need to do their jobs. 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, I would like to echo the comments of the good Representative from Embden. I think this is a critical position that advocates on behalf of ratepayers of Maine, and I think it's a well-deserving piece of legislation. Thank you.

The SPEAKER: The Chair recognizes the Representative from Berwick, Representative O'Connor.

Representative **O'CONNOR**: Thank you, Mr. Speaker, Ladies and Gentlemen of the House, I would also like to override this veto. The reason being, the Public Advocate's Office can have 10 positions in statute. At the present time they only have eight. This would be the ninth position in statute. That person is doing a great job. The Public Advocate is doing a great job. I trust his judgement, and I do believe that we should overturn this veto. Thank you.

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

Representative **CAMPBELL**: Thank you, Mr. Speaker, I, too, support Representative Dunphy wholeheartedly.

The SPEAKER: The Chair recognizes the Representative from Hiram, Representative Wadsworth.

Representative **WADSWORTH**: Thank you, Mr. Speaker. Mr. Speaker, I made a promise to my constituents when I came up here that I wouldn't grow government, so I'm going to sustain the veto.

The SPEAKER: The Chair recognizes the Representative from Kittery, Representative Rykerson.

Representative **RYKERSON**: Thank you, Mr. Speaker, Men and Women of the House, the Advocate's Office is doing a fantastic job in protecting ratepayers, and they're actually saving lives. They're overworked. This position is needed. I say we should not sustain the veto. Thank you very much.

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

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

**ROLL CALL NO. 65V**

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

NAY - Austin, Battle, Black, Buckland, Campbell R, Chace, Corey, Crafts, Dillingham, Edgecomb, Espling, Farrin, Foley, Fredette, Gillway, Ginzler, Guerin, Hanington, Hanley, Hawke, Herrick, Higgins, Hilliard, Hobart, Kinney J, Kinney M, Lockman, Long, Lyford, Maker, Malaby, Marean, McClellan, McElwee, Nutting, Parry, Picchiotti, Pickett, Pierce J, Pouliot, Prescott, Reed, Sanderson, Sawicki, Seavey, Sherman, Sirocki, Stearns, Stetkis, Theriault, Timmons, Tuell, Turner, Vachon, Wadsworth, Wallace, Ward, White, Winsor.

ABSENT - Beebe-Center, Frey, Greenwood, Head, Hogan, Kornfield, McLean.

Yes, 85; No, 59; Absent, 7; Excused, 0.

85 having voted in the affirmative and 59 voted in the negative, with 7 being absent, and accordingly the Veto was **SUSTAINED**.

The Following Communication: (H.C. 144)

**STATE OF MAINE  
OFFICE OF THE GOVERNOR  
1 STATE HOUSE STATION  
AUGUSTA, MAINE 04333-0001**

May 8, 2015

The 127th Legislature of the State of Maine  
State House

Augusta, Maine

Dear Honorable Members of the 127th Legislature:

Under the authority vested in me by Article IV, Part Third, Section 2 of the Constitution of the State of Maine, I am hereby vetoing LD 1275, "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."

This bill is unnecessary because members of law enforcement agencies may currently inform community members of the presence of someone who has been convicted of a sex offense against a child. This is true whether the sex offender at issue has

been convicted in Maine, another state or another country, including but not limited to Canada. The narrow language of the bill may confuse the state of the law. For instance, some law enforcement agencies may think that it is permissible to inform community members of the presence of individuals who committed sex offenses against a child in Canada, but that it is not permissible to inform members of a community of the presence of someone who committed a sex offense against an adult in Canada or against a child in a country other than Canada.

This bill is unnecessary at best and harmful at worst and as such, it constitutes public policy that I cannot support. For this reason, I return LD 1275 unsigned and vetoed. I strongly urge the Legislature to sustain it.

Sincerely,

S/Paul R. LePage

Governor

**READ and ORDERED PLACED ON FILE.**

The accompanying item 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)

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

Representative **MAKER**: Mr. Speaker, Ladies and Gentlemen of the House, this simple bill has been on a journey. It first started as LD 1159, then LD 54, and now because of the Criminal Justice and Public Safety Committee, it is now LD 1275 as a committee bill to clarify the intent of the notification process.

These bills are all the same. It was trying to protect our children against predators that sexually abuse a child in a foreign country, and is deported from that country and give a process for Homeland Security to do notification. We started with a bill that would put such a person on the state's sex offender registry for an offense that if committed in the state, would subject to that person to inclusion. That bill failed in committee by a vote of nine to four. It was felt that it would raise serious due process issues, that the bill would be very difficult, if not impossible, to implement and enforce.

It is a compromise. It was agreed that we'd create a task force of those who'll be dealing with these issues and they would come up with a procedure in notifying affected members of the public of the location in this state of a person who was convicted in a foreign country of a crime, that if committed in this state, would subject a person to inclusion on the state's sex offender registry.

The Chief Executive's veto states that, "Members of law enforcement may currently inform community members of the presence of some who have been convicted of a sex offense against a child." That is true. If my bill was under the Sex Offender Registration and Notification Act, SORNA, and with that notification the law enforcement officers and agencies that make such notifications are immunized from liability. However, since the original bill failed, and because of that notification could not include child sexual abuse crimes that occurred in a foreign country, or enable them to be placed on the register.

In regard to reporting other than sex offenses against a child in Canada, this bill was, from the beginning, to protect our children. Do we do notification of sex offenses on adults in Maine? I don't know. The task force created by the resolve recommended that this be placed under Section 125 MRSA, and also recommended the law enforcement officers and agencies that make such notification be immune from liability. Prior to this bill, no crime on child sexual abuse in foreign countries could use a notification process. This bill sets up a process for homeland

security to notify us that this, indeed, happened and we have offender in our neighborhood. Homeland Security would have to show proper paperwork in order for this to happen.

During the work session, I was able to show some members who have law enforcement background the paperwork that Homeland Security used and was informed that this paperwork would be the same as any crime that would occur in Maine. Nowhere in this report, submitted by the task force, had any of the concerns that the Chief Executive has stated in his vetoed letter.

I would like to end by stating the following statement, that I've ended all my bills in regard to child sexual abuse: Pennsylvania Governor Tom Corbett stated during the Penn State Scandal, "We must keep in mind when it comes to the safety of our children, there can be no margin of error, no hesitation to act." I hope you will follow my light and protect our children. Thank you, Mr. Speaker.

The SPEAKER: The Chair recognizes the Representative from East Machias, Representative Tuell.

Representative **TUELL**: Thank you, Mr. Speaker, I rise to support my good friend and fellow Washington County delegate, Representative Maker, here today. I spoke on this when it came to committee. I think it's a common-sense issue, and it's a common-sense override. And I encourage you to vote with us on this one. Thank you.

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

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

**ROLL CALL NO. 66V**

YEA - Alley, Austin, Babbidge, Bates, Battle, Beavers, Beck, Bickford, Black, Blume, Brooks, Bryant, Buckland, Burstein, Campbell J, Campbell R, Chace, Chapman, Chenette, Chipman, Cooper, Corey, Crafts, Daughtry, Davitt, DeChant, Devin, Dillingham, Dion, Doore, Duchesne, Dunphy L, Dunphy M, Edgecomb, Espling, Evangelos, Farnsworth, Farrin, Fecteau, Foley, Fowle, Fredette, Gattine, Gerrish, Gideon, Gilbert, Gillway, Ginzler, Golden, Goode, Grant, Grohman, Guerin, Hamann, Hanington, Hanley, Harlow, Hawke, Herbig, Herrick, Hickman, Higgins, Hilliard, Hobart, Hobbins, Hubbell, Hymanson, Jorgensen, Kinney J, Kinney M, 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, Parry, 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 - NONE.

ABSENT - Beebe-Center, Frey, Greenwood, Head, Hogan, Kornfield, McLean.

Yes, 144; No, 0; Absent, 7; Excused, 0.

144 having voted in the affirmative and 0 voted in the negative, with 7 being absent, and accordingly the Veto was **NOT SUSTAINED**. Sent for concurrence.

The Following Communication: (H.C. 145)

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

May 11, 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:"

Education and Cultural Affairs

L.D. 1249 An Act To Bring Equity to the State Portion of the Education Funding Formula as It Applies to Regional School Unit No. 35

L.D. 1281 An Act To Reduce the Burden on Local Communities of Transportation Costs for Special Needs Students

L.D. 1282 An Act To Support Conservation and the Health and Wellness of Maine Youth through Physically Active Residential Environmental Education Programs

Environment and Natural Resources

L.D. 153 An Act To Amend Setback Requirements and Standards Related to Species Migration under the Laws Regulating Development near Vernal Pools

L.D. 1043 An Act To Strengthen the Overboard Discharge Removal Grant Program

Inland Fisheries and Wildlife

L.D. 608 An Act To Allow Junior, Senior and Veteran Hunters To Shoot Antlerless Deer on the Opening Day of Hunting Season

L.D. 639 An Act To Allow Certain Youths To Take a Deer of Either Sex

L.D. 811 An Act To Benefit Senior Hunters

L.D. 926 Resolve, To Increase the Number of Days a Junior Hunter May Hunt Deer

Labor, Commerce, Research and Economic Development

L.D. 36 An Act To Increase the Minimum Wage

L.D. 52 An Act To Adjust Maine's Minimum Wage

L.D. 72 An Act To Increase the Minimum Wage

L.D. 77 An Act To Raise the Minimum Wage

L.D. 487 An Act To Provide for an Increase in the Minimum Wage

L.D. 739 Resolve, To Establish a Working Group To Evaluate the Benefits and Detriments of Increasing the Minimum Wage

L.D. 843 An Act To Raise the Minimum Wage and Index It to the National Average Wage

L.D. 976 An Act To Eliminate Unnecessary Regulatory Burdens on Motor Vehicle Dealer-to-dealer Transactions

L.D. 984 An Act To Authorize the Dispensing of Eyeglasses with an Expired Prescription

L.D. 1093 An Act Regarding the Municipalities to Which the Maine Uniform Building and Energy Code Applies

L.D. 1101 An Act To Adopt a Retail Workers' Bill of Rights

L.D. 1120 An Act To Repeal the Maine Uniform Building and Energy Code

- L.D. 1217 An Act To Require at Least 2 Weeks' Advance Notice of the Work Schedule for Hourly Employees at Certain Businesses
- L.D. 1351 An Act To Ensure that Membership of Public Employees in Unions is Voluntary
- L.D. 1353 An Act To Prohibit Mandatory Membership in a Union or Payment of Agency Fees as a Condition of Employment
- Transportation
- L.D. 439 An Act To Prohibit Excessive Idling of Passenger Trains
- L.D. 901 An Act To Ensure Sustainable Infrastructure Funding
- Veterans and Legal Affairs
- L.D. 189 An Act To Prohibit Undisclosed Political Spending
- L.D. 923 An Act To Create Jobs and Increase Consumer Wine Choice
- L.D. 1067 An Act To Protect the Maine Clean Election Fund

Sincerely,  
S/Robert B. Hunt  
Clerk of House

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

The Following Communication: (S.C. 287)

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

May 7, 2015  
Honorable Robert B. Hunt  
Clerk of the House  
2 State House Station  
Augusta, Maine 04333

Dear Clerk Hunt:  
Senate Paper 164, Legislative Document 435, "An Act To Extend the Protection of Municipal Shellfish Conservation Programs," having been returned by the Governor, together with objections to the same, pursuant to Article IV, Part Third, Section 2 of the Constitution of the State of Maine, after reconsideration, the Senate proceeded to vote on the question: "Shall this Bill become a law notwithstanding the objections of the Governor?" 16 voted in favor and 19 against, and accordingly it was the vote of the Senate that the Bill not become a law and the veto was sustained.

Best Regards,  
S/Heather J.R. Priest  
Secretary of the Senate

**READ** and **ORDERED PLACED ON FILE.**

**PETITIONS, BILLS AND RESOLVES REQUIRING REFERENCE**

The following Bills and Resolve 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:

**CRIMINAL JUSTICE AND PUBLIC SAFETY**

Bill "An Act To Allow for and Regulate the Adult Use of Cannabis"

(H.P. 950) (L.D. 1401)

Sponsored by Representative DION of Portland.  
Cosponsored by Senator GERZOFKY of Cumberland and Representatives: HAMANN of South Portland, HAWKE of Boothbay Harbor, O'CONNOR of Berwick, PIERCE of Dresden, SAWICKI of Auburn, Senator: HASKELL of Cumberland.

Bill "An Act To Establish the Affordable Heating from Maine's Forests Fund" (EMERGENCY)

(H.P. 949) (L.D. 1397)

Sponsored by Representative TIMBERLAKE of Turner. (GOVERNOR'S BILL)  
Cosponsored by Senator EDGECOMB of Aroostook and Representative: KINNEY of Knox.

Committee on **ENERGY, UTILITIES AND TECHNOLOGY** suggested.

On motion of Representative McCABE of Skowhegan, **TABLED UNASSIGNED** pending **REFERENCE.**

**HEALTH AND HUMAN SERVICES**

Bill "An Act To Reward Work Performed by Welfare Recipients"

(H.P. 951) (L.D. 1402)

Sponsored by Representative FREDETTE of Newport. (GOVERNOR'S BILL)

Cosponsored by President THIBODEAU of Waldo and Representatives: DUNPHY of Embden, FOLEY of Wells, SANDERSON of Chelsea, Senators: BRAKEY of Androscoggin, KATZ of Kennebec.

Bill "An Act To Require Screening and Testing for Illegal Substances of Beneficiaries under the Temporary Assistance for Needy Families Program"

(H.P. 955) (L.D. 1407)

Sponsored by Representative SANDERSON of Chelsea. (GOVERNOR'S BILL)

Cosponsored by Senator McCORMICK of Kennebec.

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

Bill "An Act To Require Licensed Mental Health Professionals To Receive Training in Suicide Risk Assessment"

(H.P. 952) (L.D. 1403)

Sponsored by Representative MALABY of Hancock.  
Cosponsored by Representatives: GILBERT of Jay, MAKER of Calais, Senator: KATZ of Kennebec.

**Pursuant to Statute**

**Department of Agriculture, Conservation and Forestry,  
Bureau of Forestry**

Representative HICKMAN for the **Department of Agriculture, Conservation and Forestry, Bureau of Forestry** pursuant to the Maine Revised Statutes, Title 5, section 8072 asks leave to report that the accompanying Resolve, Regarding Legislative Review of Portions of Chapter 21: Statewide Standards for Timber Harvesting and Related Activities in Shoreland Areas, a Late-filed Major Substantive Rule of the



Department of Agriculture, Conservation and Forestry, Bureau of Forestry (EMERGENCY)

(H.P. 957) (L.D. 1408)

Be **REFERRED** to the Committee on **AGRICULTURE, CONSERVATION AND FORESTRY** and printed pursuant to Joint Rule 218.

Report was **READ** and **ACCEPTED** and the Resolve **REFERRED** to the Committee on **AGRICULTURE, CONSERVATION AND FORESTRY** and ordered printed pursuant to Joint Rule 218.

Sent for concurrence.

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

### ORDERS

On motion of Representative CHAPMAN of Brooksville, the following Joint Resolution: (H.P. 956)

**JOINT RESOLUTION MAKING APPLICATION TO THE CONGRESS OF THE UNITED STATES CALLING A CONSTITUTIONAL CONVENTION TO PROPOSE AN AMENDMENT TO THE UNITED STATES CONSTITUTION REGARDING THE STATUS OF CORPORATIONS AS PEOPLE AND THE ROLE OF MONEY IN THE ELECTION PROCESS**

WHEREAS, the rights of corporations and artificial entities are subordinate to the rights of natural persons, as corporations and artificial entities are the creation of government for the purpose of promoting the life, health and general welfare of the public and may be regulated, modified or abolished by the government to accomplish that purpose; and

WHEREAS, the spending of money to influence elections is not speech under the First Amendment of the United States Constitution and may be reasonably regulated by federal, state and local government in order to prevent the appearance or reality of corruption and to promote a greater balance, participation and equality of citizens in the electoral process; and

WHEREAS, we believe the United States Constitution must be amended to safeguard access to the political process for all citizens of the United States regardless of income; and

WHEREAS, under the United States Constitution, Article V, the Congress of the United States, whenever two-thirds of both Houses shall deem it necessary, shall propose amendments to the United States Constitution, or, on the application of the legislatures of two-thirds of the several states, shall call a convention for proposing amendments that, in either case, shall be valid to all intents and purposes, as part of the United States Constitution, when ratified by the legislatures of three-fourths of the several states, or by conventions in three-fourths thereof, as the one or the other mode of ratification may be proposed by the Congress; now, therefore, be it

**RESOLVED:** That the Legislature of Maine respectfully applies to the Congress of the United States to call a convention for the specific and exclusive purpose of proposing an amendment to the United States Constitution, in 2 sections, that reads:

1. The rights of corporations and artificial entities are subordinate to the rights of natural persons. Corporations and artificial entities are the creation of government for the purpose of promoting the life, health and general welfare of the public and may be regulated, modified or abolished by the government to accomplish that purpose.
2. The spending of money to influence elections is not speech under the first article of amendment to the Constitution of the

United States and may be reasonably regulated by federal, state and local government in order to prevent the appearance or reality of corruption and to promote a greater balance, participation and equality of citizens in the electoral process; and be it further

**RESOLVED:** That, for the purposes of calling a constitutional convention, this application must be adjudged as covering the same subject matter as any other application from another state addressing any of the following: safeguarding access to the political process for all natural persons who are citizens, abridging corporate constitutional rights, using money to influence politics and overturning the United States Supreme Court case Citizens United v. Federal Election Commission, 558 U.S. 310 (2010), irrespective of the terms of those applications, and must be aggregated with them for the purpose of reaching the two-thirds of states necessary to require the calling of a convention for proposing amendments; and be it further

**RESOLVED:** That this application by this body constitutes a continuing application in accordance with the United States Constitution, Article V until at least two-thirds of the legislatures of the several states have made similar application pursuant to Article V but, if Congress proposes an amendment to the United States Constitution identical in subject matter to that contained in this Joint Resolution, this application for a constitutional convention is no longer of any force or effect; and be it further

**RESOLVED:** That this application is void, rescinded and of no effect in the event that such a convention is not limited to such a specific and exclusive purpose; and be it further

**RESOLVED:** That this body proposes that the legislatures of the several states comprising the United States apply to the Congress requesting the enactment of an appropriate amendment to the United States Constitution or requiring the Congress to call a constitutional convention for proposing such an amendment to the United States Constitution; and be it further

**RESOLVED:** That suitable copies of this resolution, duly authenticated by the Secretary of State, be transmitted to the Secretary of the Senate and presiding officers of both houses of the legislature of each of the several states in the nation, the Speaker and the Clerk of the United States House of Representatives, the President and the Secretary of the United States Senate and each member of the Maine Congressional Delegation.

### READ.

The **SPEAKER:** The Chair recognizes the Representative from Brooksville, Representative Chapman.

Representative **CHAPMAN:** Thank you, Mr. Speaker, Friends and Colleagues in the House, I want to mention just briefly what this resolution is, to identify it from others that we've seen, and others that we may see.

This particular resolution is based, this is what's called an Article 5 Resolution under the authority of the U.S. Constitution, and the wording of this particular resolution is based on the wording of a petition that was circulated by a group called We The People Maine that collected 30,000 signatures last fall. So, I just wanted to identify what the wording was and what this resolution was and we'll have more to say on it at another time. Thank you, Mr. Speaker.

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

On motion of Representative SHAW of Standish, the following Joint Order: (H.P. 953)

**ORDERED,** the Senate concurring, that the Joint Standing Committee on Inland Fisheries and Wildlife shall report out, to the

House, a bill establishing a bag limit for brook trout on a portion of Webster Stream in Piscataquis County.

**READ and PASSED.**

Sent for concurrence.

On motion of Representative LUCHINI of Ellsworth, the following Joint Order: (H.P. 954)

ORDERED, the Senate concurring, that the Joint Standing Committee on Veterans and Legal Affairs shall report out, to the House, a bill regarding the repeal of the access exception for certain liquor licensees.

**READ and PASSED.**

Sent for concurrence.

### SPECIAL SENTIMENT CALENDAR

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

#### Recognizing:

Kelsey Barrett, of Gardiner, who has received a Commissioner's Play Healthy Award from the Partnership for Drug-Free Kids and Major League Baseball Charities. Kelsey was selected for her dedication to fair, drug-free play and an overall healthy lifestyle. She was chosen on the basis of her leadership, sportsmanship and encouragement of others on and off the playing field. Kelsey has helped to implement a variety of service projects to keep youth healthy and active at the Boys and Girls Club of Greater Gardiner and found a way to continue competing in indoor track after her school's indoor track team was cut. She encouraged her teammates to participate, and they made it to the state championship track and field meet. We extend to Kelsey our congratulations and best wishes;

(HLS 353)

Presented by Representative GRANT of Gardiner.

Cosponsored by Senator McCORMICK of Kennebec.

On **OBJECTION** of Representative GRANT of Gardiner, was **REMOVED** from the Special Sentiment Calendar.

**READ.**

The SPEAKER: The Chair recognizes the Representative from Gardiner, Representative Grant.

Representative **GRANT**: Thank you, Mr. Speaker, Ladies and Gentlemen of the House, it is my pleasure to recognize Kelsey Barrett of Gardiner in the State House today. Kelsey is a truly exceptional young person with an incredible commitment to community service and last Tuesday she was selected to be Maine's 2015 Boys and Girls Club Youth of the Year.

Kelsey is a senior at Gardiner Area High School, where she's a member of the National Honor Society, and a top competitor in Volleyball and Track. She has been a member of the Boys and Girls Club of Gardiner since 2006, and President of the Keystone Club since 2010. With her leadership, the Keystone Club was named the 2014 Community Service Group of the Year at the National Keystone Conference in Orlando, Florida.

In November, Kelsey was named the Major League Baseball Commissioner's Athlete of the Year for her athletic talents, volunteerism, academics, and commitment to remain drug free. She was awarded a trip to New York City to attend a major league baseball gala where she received the award from the Commissioner of Baseball, himself.

Kelsey has more than 1,200 hours of community service with organizations like Mid-Maine Homeless Shelter, the Ronald McDonald House, the Bread of Life Shelter, and the City of Gardiner, among others. She has also written successful grants to benefit youth and foster care, combat youth obesity, and more.

For example, when she learned that teens in foster care typically have to carry their belongings in trash bags, she applied for a grant for \$1,000 to not only provide suitcases, but toiletries and personal comfort items as well.

In September, Kelsey was named the State of Maine's Youth Ambassador for Youth Service America, earning her a trip to Washington, D.C. to meet with youth from across the country to plan service projects. Kelsey's project aimed to help childhood obesity in our community through an activity called Dancing with the Stars, and if any of you have watched Dancing with the Stars, you haven't seen anything until you've seen this. Her work there secured a \$1,000 grant to implement that project at the Boys and Girls Club of Greater Gardiner.

After High School Kelsey plans to attend St. Joseph's College and major in nursing. Kelsey's leadership and service gives the Gardiner community so much to be proud of. I know you will all join me in wishing her the best, as she represents Maine in the Boys and Girls Clubs of America's Regional, and then National, Youth of the Year competitions. I'm confident that Kelsey Barrett will continue to serve as a mentor and role model wherever she goes.

And I would really like to put in a plug here for all of Maine's Boys and Girls Clubs. Without the opportunities and safe places to belong in our communities, youth like Kelsey would never have the chance to shine the way Kelsey has. Please support the Clubs in your communities, and if you don't have one, maybe you should start one. Thank you, Mr. Speaker.

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

#### Recognizing:

Helen's Restaurant, of Machias, on its being named the 2015 Machias Bay Area Chamber of Commerce Business of the Year. On July 11, 2014, the iconic restaurant burned to the ground and the loyal patrons responded with great support and raised \$55,000 in donations to help rebuild. We extend our congratulations to Helen's Restaurant on its receiving this honor;

(HLS 354)

Presented by Representative TUELL of East Machias.

Cosponsored by Senator BURNS of Washington.

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

**READ.**

The SPEAKER: The Chair recognizes the Representative from East Machias, Representative Tuell.

Representative **TUELL**: Thank you, Mr. Speaker, and regretfully, David and Julie Barker, the owners of Helen's Restaurant couldn't be here today, but they're here in spirit, and it is with that spirit that I offer this article that I wrote in the *Downeast Coastal Press* a week after Helen's Restaurant suffered its major fire last year. The article is titled, "Two Tragedies in One Week No Sweat for Resilient Downeasters."

"In six short days, the Down East landscape changed forever—on the surface.

"It all began July 5, 2014, when Hurricane Arthur punched, plowed, and poleaxed its way up the Down East coast, leaving some 35,000 people from Steuben to Eastport in the dark for up to four of the hottest, most humid days in the young summer. Churchgoers held Sunday services in the dark. Power lines were in ribbons. Downeasters lost tons of food, suffered incalculable property damage, and plodded through the daily existence with no Red Sox, internet, or many of the modern luxuries we have come to depend upon.

"And then, just as we had begun to push aside Mother Nature's detritus, just as linemen from as far away as Pennsylvania had accomplished their mission and left town, tragedy struck again, in the wee hours of July 11, when Helen's Restaurant of Machias—a community institution known the world round—exploded into a blazing inferno, putting the 50 workers who depended on the small, family-owned business for their life's blood, in a limbo stronger than the hurricane force winds that tore through mere days before.

"Yet for all the hardship our coastal communities have faced, the true character of Cutlerites, Lubeckers, Eastporters, Jonesporters, Machias-ites, and those hearty souls that call themselves coastal Washington County home, rose to both occasions.

"In the wake of Arthur, neighbors helped each other clear limbs, brush, and turned 'storm debris' into next winter's firewood. Others looked on the elderly and disabled, provided a place for their friends and family without power to get a shower and stock perishable food items. Emera crews (and their counterparts) were thanked, treated to meals, and treated as heroes for the work they had done. Untold deeds of kindness gave new meaning to the phrase 'pay it forward.'

"But that benevolence did not stop there. 'Maine's poorest county' raised \$17,500 at the time to benefit the employees of Helen's before the smoke and debris of a favorite community eatery had even been cleared. The Machias Area Chamber of Commerce spearheaded fundraisers to further benefit the restaurant's recovery. Owners David and Julie Barker vowed to rebuild." And, as an aside, they have rebuilt, as other members of this body can attest. "The Washington County CareerCenter mobilized its Rapid Response team which helps those affected by a mass layoff. And people from all over looked past the end of their nose long enough to do the right thing because it was the right thing to do.

"And that is what people who are not a part of the Down East culture cannot grasp about our area. Yes, we are poor in many ways. Yes, we gripe about many important issues. And yes, we have any number of challenges. But we are, at our core, self-reliant, community driven, pull yourself up by your bootstraps and help those in need kind of people. We are not victims, or frail waifs, but the Old World rugged individualists that poet and scribe Ralph Waldo Emerson wrote of over 150 years ago.

"We're that way, the Barker family's that way, the communities that banded together to face two tragedies in one week are that way, because we grew up having to work for what we had; because our parents, grandparents, great-grandparents, and their great-grandparents did the same. We had faith in a Higher Power. We focused on what we had instead of what we didn't. And we made it work because there truly was no other choice. Different people call it different things, but I call it: Down East Maine, and that's why I'm proud to have stayed when so many in their teens, 20's, and 30's chose to leave."

And it is with that that I am honored to have presented this sentiment on behalf of Helen's and the fine work that they have done in the past year to bounce back, and they're going to be reopening soon, and I hope everyone here can come up this summer. We're certainly going to get a notice around when they do reopen, for a grand opening. We'd love to have you, and thank you.

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

**Recognizing:**

Edward Miller, of Hallowell, who is retiring as Senior Vice President for Public Policy for the American Lung Association of the Northeast, having led since July 2012 the public policy initiatives of the organization in the 7-state region covering New England and New York. Mr. Miller was Senior Vice President for Health Promotion and Public Policy for the American Lung Association of New England from 2007 to July 2012. From 1986 to 2007, he served as Chief Executive Officer of the American Lung Association of Maine, during which time the organization's assets grew from less than half a million dollars to over two million dollars and the organization was recognized as a leader in both mission-focused work and in fund-raising. Its 28-year-old Trek Across Maine remains the most successful American Lung Association fund-raiser in the nation and raises nearly two million dollars a year. From 1973 to 1986, he was the first Director of the Division of Health Promotion and Education in the State's Bureau of Health. We extend to Mr. Miller our congratulations on his retirement and our best wishes;

(HLS 363)

Presented by Representative WARREN of Hallowell.

Cosponsored by Senator McCORMICK of Kennebec.

On **OBJECTION** of Representative WARREN of Hallowell, was **REMOVED** from the Special Sentiment Calendar.

**READ.**

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

Representative **WARREN**: Thank you, Mr. Speaker. Mr. Speaker, Women and Men of the House, it gives me great pleasure to congratulate my friend, Ed Miller, on his retirement. In addition to his role as Senior Vice President for Public Policy for the American Lung Association, Ed is a long-time active member of our Hallowell community. And I know I'm speaking for many in Hallowell, and all across our state, when I say: Congratulations, Ed Miller, on your well-deserved retirement. Thank you.

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

**REPORTS OF COMMITTEE**

**Divided Reports**

Majority Report of the Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY** reporting **Refer to the Committee on Insurance and Financial Services** on Bill "An Act Regarding Recovery of Emergency Response Costs Related to an OUI Offense"

(S.P. 335) (L.D. 944)

Signed:

Senators:

ROSEN of Hancock  
BURNS of Washington  
GERZOFISKY of Cumberland

Representatives:

FOWLE of Vassalboro  
DAVITT of Hampden  
GERRISH of Lebanon  
LAJOIE of Lewiston  
LONG of Sherman  
THERIAULT of China  
TIMMONS of Cumberland  
WARREN of Hallowell

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

Signed:

Representatives:

CHENETTE of Saco  
NADEAU of Winslow

Came from the Senate with the Majority **REFER TO COMMITTEE** Report **READ** and **ACCEPTED** and the Bill **REFERRED** to the Committee on **INSURANCE AND FINANCIAL SERVICES**.

**READ.**

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

Majority Report of the Committee on **HEALTH AND HUMAN SERVICES** reporting **Ought to Pass as Amended by Committee Amendment "A" (S-68)** on Bill "An Act To Preserve Jobs and Primary Care Services in Rural and Underserved Areas of Maine"

(S.P. 341) (L.D. 969)

Signed:

Senators:

HASKELL of Cumberland  
McCORMICK of Kennebec

Representatives:

GATTINE of Westbrook  
BURSTEIN of Lincolnville  
HAMANN of South Portland  
HEAD of Bethel  
HYMANSON of York  
MALABY of Hancock  
PETERSON of Rumford  
STUCKEY of Portland

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

Signed:

Senator:

BRAKEY of Androscoggin

Representatives:

SANDERSON of Chelsea  
VACHON of Scarborough

Came from the Senate with the Majority **OUGHT TO PASS AS AMENDED** Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-68)**.

**READ.**

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

The **SPEAKER**: The Chair recognizes the Representative from York, Representative Hymanson.

Representative **HYMANSON**: Thank you, Mr. Speaker, Men and Women of the House, one in seven Maine people use community health centers, 200,000 people. We have 19 centers around the state. This is a bill that asks for \$1.5 million of each of two years to support our Maine 19 community health centers.

We currently do not support with state money our community health centers. As reference, New Hampshire has 11 centers.

They support \$5.6 million the last two fiscal years. Vermont has 11 at \$530,000, and Massachusetts has 37 at \$141 million. They have decreased emergency room visits by 15 percent, decreased hospitalizations by 16 percent, decreased asthma and COPD admissions by 35 percent, and they're a robust part of Maine's healthy workforce, accounting for \$35 million in economic impact to all of our communities.

I have been proud to be on the Board of Directors in our local community health center for the past 10 years. They operate on a tight margin with care, and they develop patient-centered medical homes, which is our new way of going forward. I hope that you can support this. Thank you.

Subsequently, the Majority **Ought to Pass as Amended** Report was **ACCEPTED**.

The Bill was **READ ONCE**. **Committee Amendment "A" (S-68)** was **READ** by the Clerk and **ADOPTED**.

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

Under further suspension of the rules, the Bill was **PASSED TO BE ENGROSSED as Amended by Committee Amendment "A" (S-68)** in concurrence.

## CONSENT CALENDAR

### First Day

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

(H.P. 634) (L.D. 914) Bill "An Act To Amend the Public Accountancy Laws" Committee on **LABOR, COMMERCE, RESEARCH AND ECONOMIC DEVELOPMENT** reporting **Ought to Pass**

(H.P. 847) (L.D. 1247) Bill "An Act To Release a Restriction on 2 Parcels of Former State Land in Greenbush Currently Owned by Anita P. Haskell" Committee on **AGRICULTURE, CONSERVATION AND FORESTRY** reporting **Ought to Pass**

(H.P. 327) (L.D. 488) Bill "An Act To Expand the Scope of Practice for Denturists" Committee on **LABOR, COMMERCE, RESEARCH AND ECONOMIC DEVELOPMENT** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-130)**

(H.P. 380) (L.D. 556) Bill "An Act To Require Public Schools To Offer Instruction Related to Cardiopulmonary Resuscitation and the Use of an Automated External Defibrillator" Committee on **EDUCATION AND CULTURAL AFFAIRS** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-122)**

(H.P. 579) (L.D. 845) Bill "An Act To Address Unmet Public Transportation Needs" Committee on **TRANSPORTATION** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-121)**

(H.P. 675) (L.D. 978) Bill "An Act To Promote Patient Choice and Access to Health Care" Committee on **INSURANCE AND FINANCIAL SERVICES** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-118)**

(H.P. 828) (L.D. 1210) Resolve, To Convene a Work Group To Propose Changes to the Statutes Governing Dental Practice Committee on **LABOR, COMMERCE, RESEARCH AND ECONOMIC DEVELOPMENT** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-129)**

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

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

(H.P. 76) (L.D. 93) Bill "An Act To Allow the Town of Berwick To Be Eligible for Full Pine Tree Development Zone Benefits" Committee on **LABOR, COMMERCE, RESEARCH AND ECONOMIC DEVELOPMENT** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-128)**

On motion of Representative ESPLING of New Gloucester, 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.

**ENACTORS**  
**Emergency Measure**

Resolve, Regarding Legislative Review of Portions of Chapter 11: Rules Governing the Controlled Substances Prescription Monitoring Program, a Late-filed Major Substantive Rule of the Department of Health and Human Services

(H.P. 801) (L.D. 1170)

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. 138 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 Allow the Electronic Transfer of Marriage Certificates

(H.P. 97) (L.D. 139)

An Act To Amend the Laws Governing the Confidentiality of Library Records

(S.P. 127) (L.D. 344)

An Act To Amend the Maine Emergency Medical Services Act of 1982

(S.P. 292) (L.D. 818)  
(C. "A" S-63)

An Act To Amend the Emergency Rule-making Authority of the Department of Marine Resources

(S.P. 364) (L.D. 1038)  
(C. "A" S-64)

An Act To Modify the Laws Regarding the Collection and Recycling of Mercury-added Thermostats

(S.P. 371) (L.D. 1045)  
(C. "A" S-62)

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, Requiring a Review of and a Report on Pretrial and Post-conviction Use of Batterers' Intervention Programs

(H.P. 108) (L.D. 150)  
(S. "A" S-67 to C. "A" H-54)

Resolve, To Direct the Department of Health and Human Services To Report on Efforts To Reach in Rural Areas Persons Who Are Elderly, Disabled or Mentally Ill

(S.P. 194) (L.D. 525)

Reported by the Committee on **Engrossed Bills** as truly and strictly engrossed, **FINALLY PASSED**, 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 matters, in the consideration of which the House was engaged at the time of adjournment Thursday, May 7, 2015, had preference in the Orders of the Day and continued with such preference until disposed of as provided by House Rule 502.

An Act To Exempt a Fee for a Paper or Plastic Single-use Carry-out Bag from Tax (EMERGENCY)

(S.P. 206) (L.D. 590)  
(C. "A" S-15)

- In House, **PASSED TO BE ENACTED** on April 16, 2015.

- In Senate, **PASSED TO BE ENGROSSED** in **NON-CONCURRENCE**.

TABLED - April 28, 2015 (Till Later Today) by Representative McCABE of Skowhegan.

PENDING - **FURTHER CONSIDERATION**.

Subsequently, Speaker EVES of North Berwick moved that the House **INSIST**.

Representative GIDEON of Freeport **REQUESTED** a roll call on the motion to **INSIST**.

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 Bangor, Representative Goode.

Representative **GOODE**: Thank you, Mr. Speaker. Mr. Speaker, I think I have the right bill before us. This was a tax bill that we had that had a fiscal note on it. It's my understanding that the other body has amended the bill to take the fiscal note off, which I have not seen happen often in my time here. I'm really nervous about setting a bad precedent of just removing fiscal notes when people want to remove them, so I would ask that question to the body, and I would also, Mr. Speaker, hope to ask a question through you.

The SPEAKER: The Representative may pose his question.

Representative **GOODE**: Thank you, Mr. Speaker, I would ask if this bill is properly before the body, if since the fiscal note potentially has been removed in the other body.

Representative GOODE of Bangor asked the Chair to **RULE** if the Bill was properly before the body.

The SPEAKER: The Chair would answer in the affirmative, that the bill is properly before the body. The House has a fiscal note attached to it, so it is properly before the body.

Subsequently, the Chair **RULED** that the Bill was properly before the body.

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

Representative **McCABE**: Thank you, Mr. Speaker, Men and Women of the House, by voting today to Insist, we hope that we will get the votes to do that so that we can send this back to the other body and this can be properly corrected, and so that we may move forward with the issue. Work has been done with the folks that are affected by this bill, and the bill has been Tabled, and it's our hope to move it along, send it back to the other body, and be able to correct what many view as an error. But, at this time, we'll need people's support to move this back to the other body.

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

**ROLL CALL NO. 67**

YEA - Alley, Austin, Babbidge, Bates, Battle, Beavers, Beck, Black, Blume, Brooks, Bryant, Buckland, Burstein, Campbell J, Campbell R, Chace, Chapman, Chenette, Chipman, Cooper, Corey, Crafts, Daughtry, Davitt, DeChant, Devin, Dillingham, Doore, Duchesne, Dunphy L, Dunphy M, Edgecomb, Espling, Evangelos, Farnsworth, Farrin, Fecteau, Foley, Fowle, Fredette, Gattine, Gerrish, Gideon, Gilbert, Gillway, Ginzler, Golden, Goode, Grant, Grohman, Guerin, Hamann, Hanington, Hanley, Harlow, Hawke, Herbig, Herrick, Hickman, Higgins, Hilliard, Hobart, Hobbins, Hubbell, Hymanson, Jorgensen, Kinney J, Kinney M, Kruger, Kumiega, Lajoie, Lockman, Long, Longstaff, Luchini, Lyford, Maker, Marean, Martin J, Martin R, Mastraccio, McCabe, McClellan, McCreight, McElwee, Melaragno, Monaghan, Moonen, Morrison, Nadeau, Noon, Nutting, O'Connor, Parry, 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 - NONE.

ABSENT - Beebe-Center, Bickford, Dion, Frey, Greenwood, Head, Hogan, Kornfield, Malaby, McLean.

Yes, 141; No, 0; Absent, 10; Excused, 0.

141 having voted in the affirmative and 0 voted in the negative, with 10 being absent, and accordingly the House voted to **INSIST**.

HOUSE REPORT - **Ought to Pass as Amended by Committee Amendment "A" (H-115)** - Committee on **ENVIRONMENT AND NATURAL RESOURCES** on Bill "An Act To Extend the Funding Period for Landfill Closure Costs"

(H.P. 404) (L.D. 580)

TABLED - May 7, 2015 (Till Later Today) by Representative GIDEON of Freeport.

PENDING - **ACCEPTANCE OF COMMITTEE REPORT.**

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

The Bill was **READ ONCE**. **Committee Amendment "A" (H-115)** was **READ** by the Clerk and **ADOPTED**.

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

Under further suspension of the rules, the Bill was **PASSED TO BE ENGROSSED as Amended by Committee Amendment "A" (H-115)** and sent for concurrence.

An Act To Amend the Laws Governing the Location of Motor Vehicle Excise Tax Collection for Motor Vehicles Owned by Public Utilities

(H.P. 353) (L.D. 514)

(C. "A" H-94)

TABLED - May 7, 2015 (Till Later Today) by Representative GOODE of Bangor.

PENDING - **PASSAGE TO BE ENACTED.** (Roll Call Ordered)

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

Representative **McCABE**: Thank you, Mr. Speaker, Men and Women of the House, great moment today to be able to support this bill before us. This is really a bill that's about fairness. It's

about fairness in regards to excise tax, and for those of us living in communities like Skowhegan, Brunswick, Rumford, Rockland, Lewiston, Farmington, Fairfield, Dover, Alfred, Belfast, Bridgton, finally we might see the opportunity to receive our excise tax from vehicles such as those that are owned by Central Maine Power.

I know for my community, Central Maine Power has 20 vehicles. Brunswick has 35. The City of Portland has 88. Rumford has nine vehicles. All these vehicles are owned by Central Maine Power, located in our communities, using our roads, and it's about time for fairness that we receive that excise tax. Over in Rockland there's 21 vehicles. Over in Lewiston, there's 45 vehicles. Farmington, just up the road from where I live, has 26 vehicles. Fairfield, I actually know many people that work for CMP out of the Fairfield location and they have 37 down there. Over in Dover there's 18 vehicles. You know, these are just rough estimates, I know the numbers go back and forth, they rise and fall, but even over in Alfred they have 37 vehicles. Down in Belfast, 16 vehicles.

So this is an issue that we've kicked around several sessions, but I think it's an opportunity today, an opportunity for us to register a vote for communities, especially those communities in rural Maine, where it's appropriate that we finally get the excise tax that we deserve. I know right now Skowhegan loses around \$13 thousand a year in excise tax that doesn't come to the community for those vehicles that are parked, stored, using our roads, and our area. So, I encourage folks to know what they're voting for today and support the pending motion.

The SPEAKER: The Chair recognizes the Representative from Kennebunkport, Representative Seavey.

Representative **SEAVEY**: Thank you, Mr. Speaker, Men and Women of the House, presently all corporations must pay an excise tax to the communities where their vehicles customarily reside. Public utility companies are the only exception. Central Maine Power actually testified in support of this bill, saying that it was an outdated and inequitable law. I believe they are right. I agree with them. I urge you to vote "yes" on the pending motion. There's no state fiscal impact, and at the request of the City of Augusta, we moved the effective date 'til 2017. Thank you.

The SPEAKER: The Chair recognizes the Representative from Farmington, Representative Buckland.

Representative **BUCKLAND**: Thank you, Mr. Speaker, I rise today at the risk of repeating myself, but I'll keep it short. I really want to echo the sentiments of my good colleague, Representative McCabe, as well as Representative Seavey. It is simply a tax fairness issue, and the only thing I'd like to add is MMA came out in strong support of this and I think it will be a great thing for the towns of the state. Thank you.

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

Representative **GOODE**: Thank you, Mr. Speaker. Mr. Speaker, Men and Women of the House, I simply rise to echo the comments of the prior speakers. The Representative from Skowhegan, Representative McCabe, explained things very well and I would just like to note that the town that I represent, the city I represent is not on the list of town's names that Representative McCabe read, probably not an issue that is impacting my community as much, but it just seems like this policy is a held-over policy from a prior era when technology was very different. We heard from CMP that they were supportive of the change. It's getting rid of a past carve out for utility that just didn't seem like we really need it anymore, so I'm supporting the bill even though it doesn't have a major impact on my municipality that I represent because it's a unanimous committee report. The committee wanted to do it, a lot of people worked very hard on it, and so I'm going to stand by the majority report on this item.

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

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

The SPEAKER: The Representative may pose his question.

Representative **CAMPBELL**: Thank you, Mr. Speaker. Mr. Speaker, Ladies and Gentlemen of the House, what does Central Maine Power, don't they have any say in this, where they want to register their vehicles, or where they want to garage them? Isn't it up to them? They're paying to register them, and they're paying to park them where they want to park them. So, my question is, why are we dictating to them, and does it hurt the electric company for what we're trying to do?

The SPEAKER: The Representative from Newfield, Representative Campbell, has posed a question through the Chair to anyone who may care to respond. The Chair recognizes the Representative from Skowhegan, Representative McCabe.

Representative **McCABE**: Thank you, Mr. Speaker, I heard the second part of the question in regards to the negative effect on the electric company, and at this point in time, Central Maine Power came in and testified in support of the bill. So, I hope that answers the question for the good Representative.

The SPEAKER: The Chair recognizes the Representative from Augusta, Representative Doore.

Representative **DOORE**: Thank you, Mr. Speaker, Women and Men of the House, currently any large facility, even an individual could choose to register his or her or their vehicles through what we call a Third Party Registration Agent. When that happens, that money goes directly to the General Fund, so CMP could do something like that and it would not go to the town, and I just thought it was important for this body to know that when a company goes through a Third Party Registration Agent, the money goes directly to the General Fund, and not to a city or town.

The SPEAKER: The Chair recognizes the Representative from Farmington, Representative Buckland.

Representative **BUCKLAND**: Yes, and thank you, Mr. Speaker, just as maybe a partial answer to add on to Representative McCabe's response to the question, this in no way affects the utility's ability to make their own decisions about where they park their vehicles. They do so for reasons of customer service, delivering the best customer service they possibly can to their ratepayers. This merely just requires them to pay their excise tax on those vehicles in the towns where they are garaged. Currently, they are paying those excise taxes to the towns where they're registered, in other words, their corporate headquarters. So I hope that clarifies the question, and thank you.

Representative **PARRY** of Arundel **REQUESTED** that the Clerk **READ** the Committee Report.

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

The SPEAKER: A roll call having previously 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. 68**

YEA - Alley, Austin, Babbidge, Bates, Battle, Beavers, Beck, Bickford, Black, Blume, Brooks, Bryant, Buckland, Burstein, Campbell J, Campbell R, Chace, Chapman, Chenette, Chipman, Cooper, Corey, Crafts, Daughtry, Davitt, DeChant, Devin, Dillingham, Dion, Duchesne, Dunphy L, Dunphy M, Edgcomb, Espling, Evangelos, Farnsworth, Farrin, Fecteau, Foley, Fredette, Gattine, Gerrish, Gideon, Gilbert, Gillway, Ginzler, Golden, Goode, Grant, Grohman, Guerin, Hamann, Hanington, Hanley, Harlow, Hawke, Herbig, Herrick, Hickman, Higgins, Hilliard,

Hobart, Hobbins, Hubbell, Hymanson, Jorgensen, Kinney J, Kinney M, 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, Parry, Peterson, Picchiotti, Pickett, Pierce J, Pierce T, 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 - Doore, Fowle, Pouliot.

ABSENT - Beebe-Center, Frey, Greenwood, Head, Hogan, Kornfield, McLean.

Yes, 141; No, 3; Absent, 7; Excused, 0.

141 having voted in the affirmative and 3 voted in the negative, with 7 being absent, and accordingly the Bill was **PASSED TO BE ENACTED**, signed by the Speaker and sent to the Senate.

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

**BILLS RECALLED FROM GOVERNOR**

(Pursuant to Joint Order - House Paper 947)

An Act To Authorize a Temporary Medical Transfer of an Elver Individual Fishing Quota

(H.P. 240) (L.D. 353)

(C. "A" H-63)

- In House, **PASSED TO BE ENACTED** on April 28, 2015.

- In Senate, **PASSED TO BE ENACTED** on April 29, 2015.

On motion of Representative **KUMIEGA** of Deer Isle, the rules were **SUSPENDED** for the purpose of **RECONSIDERATION**.

On further motion of the same Representative, the House **RECONSIDERED** its action whereby the Bill was **PASSED TO BE ENACTED**.

On further motion of the same Representative, the rules were **SUSPENDED** for the purpose of **FURTHER RECONSIDERATION**.

On further motion of the same Representative, the House **RECONSIDERED** its action whereby the Bill was **PASSED TO BE ENGROSSED as Amended by Committee Amendment "A" (H-63)**.

On further motion of the same Representative, the rules were **SUSPENDED** for the purpose of **FURTHER RECONSIDERATION**.

On further motion of the same Representative, the House **RECONSIDERED** its action whereby **Committee Amendment "A" (H-63)** was **ADOPTED**.

The same Representative **PRESENTED House Amendment "A" (H-133)** to **Committee Amendment "A" (H-63)** which was **READ** by the Clerk.

The SPEAKER: The Chair recognizes the Representative from Deer Isle, Representative Kumiega.

Representative **KUMIEGA**: Thank you, Mr. Speaker, this House amendment simply removes a section of the bill that requires a report back. Thank you, Mr. Speaker.

Subsequently, **House Amendment "A" (H-133)** to **Committee Amendment "A" (H-63)** was **ADOPTED**.

**Committee Amendment "A" (H-63)** as Amended by **House Amendment "A" (H-133)** thereto was **ADOPTED**.

The Bill was **PASSED TO BE ENGROSSED as Amended by Committee Amendment "A" (H-63) as Amended by House Amendment "A" (H-133)** thereto in **NON-CONCURRENCE** and sent for concurrence.

(Pursuant to Joint Order - House Paper 948)

An Act Regarding the Removal of Moorings and Floating Docks in Great Ponds During Ice-in Conditions

(H.P. 21) (L.D. 22)  
(C. "A" H-34)

- In House, **PASSED TO BE ENACTED** on April 23, 2015.
- In Senate, **PASSED TO BE ENACTED** on April 28, 2015.

On motion of Representative SHAW of Standish, the rules were **SUSPENDED** for the purpose of **RECONSIDERATION**.

On further motion of the same Representative, the House **RECONSIDERED** its action whereby the Bill was **PASSED TO BE ENACTED**.

On further motion of the same Representative, the rules were **SUSPENDED** for the purpose of **FURTHER RECONSIDERATION**.

On further motion of the same Representative, the House **RECONSIDERED** its action whereby the Bill was **PASSED TO BE ENGROSSED as Amended by Committee Amendment "A" (H-34)**.

On further motion of the same Representative, **TABLED** pending **PASSAGE TO BE ENGROSSED as Amended by Committee Amendment "A" (H-34)** and later today assigned.

**SENATE PAPERS**

Bill "An Act To Reduce Electric Rates for Maine Businesses" (EMERGENCY)

(S.P. 519) (L.D. 1398)

Bill "An Act To Improve Natural Gas Price Competitiveness for Maine's Manufacturers"

(S.P. 520) (L.D. 1399)

Bill "An Act To Focus Energy Laws on Energy Cost"

(S.P. 521) (L.D. 1400)

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.

Resolve, Directing the Department of Professional and Financial Regulation To Conduct a Sunrise Review of the Proposal To License Court Reporters and Legal Recorders

(S.P. 522) (L.D. 1404)

Bill "An Act To Amend the Licensing Laws of the Maine Fuel Board"

(S.P. 523) (L.D. 1405)

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.

**REPORTS OF COMMITTEE**

**Divided Reports**

Majority Report of the Committee on **STATE AND LOCAL GOVERNMENT** reporting **Ought Not to Pass** on Bill "An Act To Provide for the Nonpartisan Election of County Officials"

(H.P. 669) (L.D. 972)

Signed:

Senators:

- WHITTEMORE of Somerset
- LIBBY of Androscoggin
- WILLETTE of Aroostook

Representatives:

- MARTIN of Sinclair
- BABBIDGE of Kennebunk
- BEEBE-CENTER of Rockland
- BRYANT of Windham
- DOORE of Augusta
- EVANGELOS of Friendship
- PICKETT of Dixfield
- TURNER of Burlington

Minority Report of the same Committee reporting **Ought to Pass as Amended by Committee Amendment "A" (H-125)** on same Bill.

Signed:

Representatives:

- GREENWOOD of Wales
- TUELL of East Machias

**READ.**

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

Majority Report of the Committee on **STATE AND LOCAL GOVERNMENT** reporting **Ought Not to Pass** on Bill "An Act To Establish Appropriate Parameters for County Borrowing Authority"

(H.P. 388) (L.D. 564)

Signed:

Senators:

- WHITTEMORE of Somerset
- LIBBY of Androscoggin
- WILLETTE of Aroostook

Representatives:

- MARTIN of Sinclair
- BABBIDGE of Kennebunk
- BEEBE-CENTER of Rockland
- BRYANT of Windham
- DOORE of Augusta
- EVANGELOS of Friendship
- PICKETT of Dixfield
- TUELL of East Machias
- TURNER of Burlington

Minority Report of the same Committee reporting **Ought to Pass as Amended by Committee Amendment "A" (H-126)** on same Bill.

Signed:

Representative:

- GREENWOOD of Wales



**READ.**

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

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Majority Report of the Committee on **LABOR, COMMERCE, RESEARCH AND ECONOMIC DEVELOPMENT** reporting **Ought Not to Pass** on Bill "An Act To Allow Licensed Dental Professionals To Own Dental Practices"

(H.P. 248) (L.D. 361)

Signed:

Senators:

VOLK of Cumberland  
CUSHING of Penobscot  
PATRICK of Oxford

Representatives:

HERBIG of Belfast  
AUSTIN of Gray  
BATES of Westbrook  
FECTEAU of Biddeford  
GILBERT of Jay  
LOCKMAN of Amherst  
MASTRACCIO of Sanford  
STETKIS of Canaan  
WARD of Dedham

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

Signed:

Representative:

CAMPBELL of Newfield

**READ.**

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

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Majority Report of the Committee on **LABOR, COMMERCE, RESEARCH AND ECONOMIC DEVELOPMENT** reporting **Ought to Pass** on Bill "An Act Regarding the Board of Dental Examiners" (EMERGENCY)

(H.P. 794) (L.D. 1156)

Signed:

Senators:

VOLK of Cumberland  
CUSHING of Penobscot  
PATRICK of Oxford

Representatives:

HERBIG of Belfast  
AUSTIN of Gray  
BATES of Westbrook  
FECTEAU of Biddeford  
GILBERT of Jay  
MASTRACCIO of Sanford  
STETKIS of Canaan  
WARD of Dedham

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

Signed:

Representatives:

CAMPBELL of Newfield  
LOCKMAN of Amherst

**READ.**

On motion of Representative HERBIG of Belfast, the Majority **Ought to Pass** Report was **ACCEPTED**.

The Bill was **READ ONCE**.

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

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

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Majority Report of the Committee on **INSURANCE AND FINANCIAL SERVICES** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-119)** on Bill "An Act Regarding Travel Insurance in the Maine Insurance Code"

(H.P. 672) (L.D. 975)

Signed:

Senators:

WHITEMORE of Somerset  
BAKER of Sagadahoc  
GRATWICK of Penobscot

Representatives:

BECK of Waterville  
BROOKS of Lewiston  
COOPER of Yarmouth  
FOLEY of Wells  
MORRISON of South Portland  
PICCHIOTTI of Fairfield  
PRESCOTT of Waterboro  
TUCKER of Brunswick  
WALLACE of Dexter

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

Signed:

Representative:

MELARAGNO of Auburn

**READ.**

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

The Bill was **READ ONCE**. **Committee Amendment "A" (H-119)** was **READ** by the Clerk and **ADOPTED**.

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

Under further suspension of the rules, the Bill was **PASSED TO BE ENGROSSED as Amended by Committee Amendment "A" (H-119)** and sent for concurrence.

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Majority Report of the Committee on **LABOR, COMMERCE, RESEARCH AND ECONOMIC DEVELOPMENT** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-120)** on Bill "An Act To Modify Unemployment Insurance Successor Law"

(H.P. 477) (L.D. 701)

Signed:

Senators:

VOLK of Cumberland  
CUSHING of Penobscot  
PATRICK of Oxford

Representatives:

HERBIG of Belfast  
AUSTIN of Gray  
BATES of Westbrook  
FECTEAU of Biddeford  
GILBERT of Jay  
LOCKMAN of Amherst  
MASTRACCIO of Sanford  
STETKIS of Canaan  
WARD of Dedham

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

Signed:

Representative:

CAMPBELL of Newfield

**READ.**

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

The Bill was **READ ONCE**. **Committee Amendment "A" (H-120)** was **READ** by the Clerk and **ADOPTED**.

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

Under further suspension of the rules, the Bill was **PASSED TO BE ENGROSSED as Amended by Committee Amendment "A" (H-120)** and sent for concurrence.

Majority Report of the Committee on **EDUCATION AND CULTURAL AFFAIRS** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-123)** on Bill "An Act To Provide for a Later Starting Time for High Schools"

(H.P. 487) (L.D. 711)

Signed:

Senator:

MILLETT of Cumberland

Representatives:

DAUGHTRY of Brunswick  
FARNSWORTH of Portland  
HUBBELL of Bar Harbor  
PIERCE of Falmouth  
POULIOT of Augusta  
TIPPING-SPITZ of Orono

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

Signed:

Senators:

LANGLEY of Hancock  
EDGECOMB of Aroostook

Representatives:

KORNFIELD of Bangor  
MAKER of Calais  
STEARNS of Guilford

**READ.**

Representative HUBBELL of Bar Harbor 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 Brunswick, Representative Daughtry.

Representative **DAUGHTRY**: Thank you, Mr. Speaker, Ladies and Gentlemen of the House, I rise in favor of the pending motion. I just want to tell you a little bit about my bill and why it's before you.

In 2005, I was sleepy, and I'm not talking about that groggy feeling we all experience come Monday morning. Well, you've all seen me on Monday morning. I'm talking about that detrimentally sleepy, where it seems like everyday activities are a strain. After four years of struggling to get up to make it to my local high school for a 7:55 am start time, I was severely sleep deprived. In fact, I was so sleep deprived that when I was asked to write down our senior goals for our yearbook, I wrote, "To catch up on four years of lost sleep."

Since my sleepy high school days, the body of evidence supporting the need for a late start high school has grown. Fifty nine percent of 6th and 8th graders, and 87 percent of high school students were getting less than the recommended eight and a half to nine and a half hours of sleep. In 2014, the American Academy of Pediatrics endorsed a start time of 8:30 am or later as a major initiative for their organization. In fact, they said, "Chronic sleep loss in children and adolescents is one of the most common and easily fixable public health issues in the U.S. today."

So why is it so crucial for teenagers to start later? For teens, their internal clock switches so that their peak resting hours are between 11 pm and 7 am. In fact, studies have shown that waking a teen for a 7:30 am start time is akin to shaking one of us awake at 3 am.

Sleep deprivation in teens can cause frightening side effects. They have reduced academic performance. It's been shown to cause depression, anxiety, suicidal thoughts and behaviors, obesity, eating disorders, and diabetes. They're also at a higher risk for substance abuse. Also, a lack of sleep during the morning commute has been shown to increase car accidents for teens. And while I was in high school, two of my classmates passed away from high speed crashes on their way to school.

The impact of sleep deprivation is real and horrifying consequences. Just remember, all over the world, people have used sleep deprivation as torture. I urge you to follow my light, and I'm here as your fellow legislator, telling you to hopefully give teens a chance to put their health first. I urge you to give this your unanimous support, and I'm also trying to be here to fulfill my high school yearbook goal and speak up for sleep deprived teens all over our state. Moving the start time of high school

would not only boost their health, but help their academic performance. I urge you to join me.

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

Representative **MAKER**: Thank you, Mr. Speaker, Ladies and Gentlemen of the House, I hate to disagree with our Representative from Brunswick, but this can already be done, as shown in Portland School System, who has voted already to change the start time. This is going to be, it just is going to push us in a position with our districts that we're taking away the rights of our school boards and our superintendents of making a decision locally. So, therefore, I would hope that you would follow my light.

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

Representative **CHENETTE**: Mr. Speaker, Men and Women of the House, "Sleep is a crucial cornerstone to the mental and physical health of our children and these early start times are a barrier to our children's ability to establish healthy sleep routines." That's a direct quote from Dr. Joanie Pelletier, school physician consultant, general pediatrician, and Saco parent.

Now, I have to admit that I used to be skeptical about this proposal. The idea of starting school later isn't a new one. Back in high school, I remember my peers begrudgingly going into homeroom at 7:30 am drowsy, complaining, "It's too early." Now, I wasn't a morning person, but believed this was preparation for the real world. Adults have to get up early and go to work, otherwise they don't get paid and they don't have the resources they need to have sustainable lives. So, why shouldn't we get ready for that day?

Now, I held this belief until I saw the overwhelming scientific data and physicians' opinions on the topic of starting school later for older students. It opened my eyes to why this age bracket should be treated differently in terms of evaluating their current brain development and emotional state. Only nine percent of U.S. schools start before 7:30 am and less than 40 percent before 8:00 am.

And, here are some of the benefits of starting high school later for schools all across our state:

Number one: Improved academic performance that may twice as great as disadvantaged students. We overemphasize standardized testing and even grade schools for their so-called performance because of our inherent need for uniform perfection on paper. Well this will aim to increase attention spans and the ability to absorb new concepts easier, boosting the educational experience and grades amongst Maine's next generation.

The second bullet point, (I know, if you fall asleep, just nudge your neighbor): Improved athletic performance. One of the rationales I hear time and time again about not supporting this bill, is it would negatively impact sporting events or practices. I, along with the experts on sleep, would argue that this is a pro-sport bill. It would provide teen brains more time to replenish their neurological processes to increase response time and reaction time and gain the ability to perform on the field at their optimum level.

And, according to Cheri Mah of the Standard Sleep Disorders Clinic and Research Laboratory, Mr. Speaker, "Sleep duration may be an important consideration for an athlete's daily training regimen[.]... Furthermore, sleep extension also may contribute to minimizing the effects of accumulated sleep deprivation and thus could be a beneficial strategy of optimal performance." I know, this is very tentative.

Next bullet point: Reduced depression, anxiety, and suicidal thoughts and behaviors. Now, this is something not to laugh at because according to the CDC the incidence of suicide begins to

increase rapidly during adolescence. In fact among U.S. adolescents, suicide is the third...

The SPEAKER: Will the Representative defer? The House will be in order. The Representative may proceed.

Representative **CHENETTE**: We're causing a great conversation about supporting this bill, Mr. Speaker, I'm so excited. So, in fact, among U.S. adolescents, I want to repeat this, suicide is the third leading cause of death, equating to around 10 percent or more of all teen fatalities, and while the suicide rate in the general population is at 2.7 percent. This is unacceptable.

And according to a survey of high school students all across the country, teens reporting less than eight hours of sleep had significantly more symptoms of depression than their peers getting eight or more hours of sleep. And there is a direct correlation between depression and sleep deprivation.

Now here's the lightning round in case you really wanted to get to a vote in support of this bill: Reduced risk of obesity, eating disorders, and diabetes; Reduced risk of stimulant and other substance abuse problems, which we have seen repeatedly across our state; Reduced delinquency; Fewer car crashes; Increased visibility among commutes to school; Long-term economic benefits. Here we go supporting, the economy. A recent report published by the Brookings Institute predicts that starting high schools one hour later would result in roughly 17,000 plus in increased future earnings per student in that present value. Boom. We have an economic stimulus right here on the floor, Mr. Speaker. And I urge this body to follow the science. Follow the data. Let's give our young people the tools they need to be successful in the classroom, out on the field, and in their daily lives.

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, what I just heard is really amazing. I had to walk to school because we had no school buses when I was going to school, and it was well over a mile that I had to walk.

The SPEAKER: The Representative will defer. The House will be in order. The Representative may proceed.

Representative **CAMPBELL**: I had to walk to school in the morning, walk home for lunch, walk back to school, and then walk back home every day, snow or rain, there was no school buses. And to let you all know, next month I'll be 72 years old, and it never hurt me. Thank you.

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

Representative **WOOD**: Thank you, Mr. Speaker, Ladies and Gentlemen of the House, I know how we can fix this. We can pass a bill that will make all parents make sure their kids are in bed by 9 o'clock. Thank you, Mr. Speaker.

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

Representative **HYMANSON**: Thank you, Mr. Speaker, the neurobiology of teen development, brain development, is very clear. As a neurologist and a specialist in sleep, I understand that teen brains act differently in the sleep-wake cycle than adult brains do, and it's often times impossible for teens to get to sleep at 9 o'clock.

When you ask a first-term teacher what happens at 7 o'clock, or 7:30 in the morning, he or she will tell you that people are asleep. I was on the school board for six years in York and I would've appreciated this bill because without it, the other school districts can't dovetail well into other extracurricular and after school activities. So I would've appreciated having all of the

districts around me having to have the same start time. I think if an individual district does this, it's very hard for them to dovetail with the districts. So I would ask for your support on this. Thank you.

The SPEAKER: The Chair recognizes the Representative from Dover-Foxcroft, Representative Higgins.

Representative **HIGGINS**: Thank you, Mr. Speaker, Ladies and Gentlemen of the House, I've waited for four months to find an appropriate time to finally stand and address you, and it would seem this might be the moment. I'm a former teacher, was a high school principal for 11 years, superintendent of schools, and if I thought that changing the start time of school, while I was a school administrator, would address the issues of obesity, depression, suicide, etc. we'd have made that change years ago.

This bill requires school districts to start no earlier than 8:30. Now that might work fine in more of our populated areas of the state, but when you have buses running at night, and an hour and a half at the end of the school day, I'd prefer not to have those buses on icy roads and the darkness of winter. It's important, I believe, to let local school boards make those decisions.

Twenty years ago, I had the opportunity to serve on the National Commission on Time and Learning. We spent a year and a half examining the relationship between those two factors, and not once did we think about recommending a start time for local school districts anywhere in this country. Common sense should tell us that this decision rests best with the folks in our communities who know their students, know their schools. I ask you to think very seriously before you support requiring schools to start at 8:30 or later. Thank you.

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

Representative **FREDETTE**: Thank you, Mr. Speaker. Mr. Speaker, Ladies and Gentlemen of the House, I think most everything that's been said on this is accurate in regards to this being a local issue. The thing that comes to my mind is if we have later starts in the morning, I know when I was a kid growing up in Aroostook County it simply meant that we could get up in the morning and we'd have to start doing some work at 6 or 6:30 in the morning before school started.

I know kids down on the coast where they're in the lobstering community are out doing some baiting stuff that they do in the morning before they start school in the morning. I know many of us who have pets, they may have horses, we're up early in the morning taking care of those horses. You know, many kids have many responsibilities in the morning that they already do, and that's part of the parenting function and it's part of the responsibility function that they learn. I have two teenage kids and if I could actually get them off their computers and their cell phones, they could get to bed on time and actually wake up on time, and that's probably as big an issue as anything and so I'll be opposing this motion. Thank you, Mr. Speaker.

The SPEAKER: The Chair recognizes the Representative from Friendship, Representative Evangelos.

Representative **EVANGELOS**: Thank you, Mr. Speaker, I guess Tom Brady's going to be getting a later starting time next year as well.

The SPEAKER: The Chair recognizes the Representative from East Machias, Representative Tuell.

Representative **TUELL**: Thank you, Mr. Speaker, I rise in opposition to this bill and the motion. I remember back, not that long ago, I guess maybe 20 years, when I was in school. I remember getting up at 6 o'clock in the morning, jumping on the bus, and I knew at that time, my parents said, "You want to be ready for school in the morning, go to bed early." Beyond that

point, on the weekends, I was required, not required, but asked, if you will, to get up and go tipping brush.

The fact of it is, many kids in rural areas and small town areas learn at a very young age that you have to work to get where you are. And it's these messages of work and personal accountability and personal responsibility that are as important, as whether you get an A or a B or a 1 or a 3, or the common core madness that we have in this state today, is these personal responsibility measures that need to be taught and this bill would go a long way to undermining that message. So I will be voting red on this motion.

The SPEAKER: The Chair recognizes the Representative from Topsham, Representative Tepler.

Representative **TEPLER**: Thank you, Mr. Speaker. Thank you Ladies and Gentlemen of the House, I rise in support of lucky 711. I rise in support because as a six year member of the Board of SAD 75, we attempted to do this while I was on the school board.

We attempted to reverse our bus times in order to give our children a later start time for their school day. This was after a year of reviewing the neuroscience and an entire process that our school board underwent. The change lasted for a half year. The problem of lack of concurrence with other districts was huge, and this is why I support this bill.

I understand, as a former school board member, the difficulty and problem of mandates sent down to the local level. However, there are some things it's difficult for individual school districts to do, and that really need to be done statewide. I believe this is one of them.

The SPEAKER: The Chair recognizes the Representative from Brunswick, Representative Daughtry.

Representative **DAUGHTRY**: Thank you, Mr. Speaker, Ladies and Gentlemen of the House, I apologize for rising a second time. I just wanted to quickly address a few comments that have been made.

I wanted to say, once again, why this is before us as a state bill. As you heard from the good Representative from Topsham, many local communities have tried this, and in fact that was my first approach, and it's something I still wholeheartedly believe in, but during my research I had, time and time again, local school boards and local communities say that the major barrier was that it wasn't coming from the state and it didn't put everyone at a level playing field. So that's why it's coming before us as a state bill.

Also, I want to say that the bill has been amended to 8 am on the request of the Maine Principal's Association. They, too, agree that this is something we need to take care of, that teens are sleep deprived, and we understood the difficulty of moving it to 8:30, so that's why we had a conversation about amending it back to 8 am.

Also, that this isn't taking local control. All it says is that no classes can start before 8 am. It is up to the local district if they want to have activities before. Many communities have sports practices in the morning, such as ice hockey, or free and reduced universal breakfast. That can still happen before. You can still have school services at a normal time; it just says that you can't have the first bell for the first class before 8 am.

Also, I want to say this isn't about parenting. We had numerous teens come before us and talk about how they have tried to go to bed 9 or 10, every evening. They've set healthy habits, they've stayed on top of their homework, and that they were laying in bed wide awake until 11 o'clock at night. This isn't about pull yourself up from your bootstraps, this is about biology and about science, and how these teenagers operate. Their brains aren't working the same way as ours. I mean, for all of

you with teenage children, go home and talk to them tonight. They almost are like an entire different life form. Their clocks are in a different rhythm.

Also, some have argued that moving high school to a later start would be impossible due to sports and job schedules. When it comes to sports, schools will need to be innovative in order to adapt. In regions where they've done this, they've had some practice in the morning, some in afternoons, some have used study halls to have practices mid-day. Also, with working and with jobs, many places have seen that students with a late start time are actually performing better at their jobs, and employers have been able to work with them.

And I just want to leave you with one thing. Is this is something I've been passionate about since high school, but what really got me was the day of the hearing, the committee room was packed. There were junior high students sitting on the carpet in front of the horse shoe, there were students coming in and out and they were telling us loud and clear why we need this. They had students that had done independent projects, researching this and researching this bill about how they could help their peers. They were begging us to do something, and for once talk about their health, their needs, not what's convenient for a local budget or what we all, as adults, think's best for them. So, once again, I urge you for your light and thank you for indulgence in letting me pontificate on the floor.

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. 69**

YEA - Babbidge, Bates, Beavers, Beck, Blume, Brooks, Bryant, Burstein, Chenette, Chipman, Cooper, Daughtry, Davitt, Devin, Dillingham, Dunphy M, Farnsworth, Fecteau, Gattine, Gideon, Grant, Hamann, Harlow, Herbig, Hobbins, Hubbell, Hymanson, Kinney M, Kruger, Kumiega, Longstaff, Martin J, McCabe, McCreight, Melaragno, Monaghan, Moonen, Morrison, Noon, Pierce T, Pouliot, Rotundo, Russell, Rykerson, Sanborn, Schneck, Stuckey, Tepler, Tipping-Spitz, Tucker, Verow, Warren, Welsh, Mr. Speaker.

NAY - Alley, Austin, Battle, Bickford, Black, Buckland, Campbell J, Campbell R, Chace, Corey, Crafts, Dion, Doore, Duchesne, Dunphy L, Edgecomb, Espling, Evangelos, Farrin, Foley, Fowle, Fredette, Gerrish, Gilbert, Gillway, Ginzler, Golden, Goode, Greenwood, Hanington, Hanley, Hawke, Herrick, Hickman, Higgins, Hilliard, Hobart, Kinney J, Lajoie, Lockman, Long, Luchini, Lyford, Maker, Malaby, Marean, Martin R, Mastraccio, McClellan, McElwee, Nadeau, Nutting, O'Connor, Parry, Peterson, Picchiotti, Pickett, Pierce J, Powers, Prescott, Reed, Sanderson, Saucier, Sawicki, Seavey, Shaw, Sherman, Short, Sirocki, Skolfield, Stanley, Stearns, Stetkis, Sukeforth, Theriault, Timberlake, Timmons, Tuell, Turner, Vachon, Wadsworth, Wallace, Ward, White, Winsor, Wood.

ABSENT - Beebe-Center, Chapman, DeChant, Frey, Grohman, Guerin, Head, Hogan, Jorgensen, Kornfield, McLean.

Yes, 54; No, 86; Absent, 11; Excused, 0.

54 having voted in the affirmative and 86 voted in the negative, with 11 being absent, and accordingly the Majority **Ought to Pass as Amended Report was NOT ACCEPTED.**

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

**Refer to the Committee on Education and Cultural Affairs Pursuant to Resolve**

Report of the **Joint Standing Committee on Education and Cultural Affairs** on Bill "An Act To Implement the Recommendations of the Commission To Study College Affordability and College Completion" (EMERGENCY)

(S.P. 524) (L.D. 1406)

Reporting that it be **REFERRED** to the Committee on **EDUCATION AND CULTURAL AFFAIRS** pursuant to Resolve 2013, chapter 109, section 8.

Came from the Senate with the Report **READ** and **ACCEPTED** and the Bill and accompanying papers **REFERRED** to the Committee on **EDUCATION AND CULTURAL AFFAIRS.**

Report was **READ** and **ACCEPTED** and the Bill and accompanying papers were **REFERRED** to the Committee on **EDUCATION AND CULTURAL AFFAIRS** in concurrence.

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

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On motion of Representative WINSOR of Norway, the House adjourned at 12:26 p.m., until 10:00 a.m., Wednesday, May 13, 2015, in honor and lasting tribute to Betsey Ann Lenberg, of Norway.