

MAINE STATE LEGISLATURE

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

Daily Edition

Second Regular Session

beginning January 6, 2016

beginning at page H-1188

ONE HUNDRED AND TWENTY-SEVENTH LEGISLATURE
SECOND REGULAR SESSION
5th Legislative Day
Tuesday, January 19, 2016

The Speaker resumed the Chair.

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

Prayer by Father Frank Murray, All Saints Parish of Midcoast Maine, Brunswick.

National Anthem by Maisie Hurd, Calais.

Pledge of Allegiance.

Doctor of the day, Janis Petzel, M.D., Islesboro.

The Journal of Thursday, January 14, 2016 was read and approved.

SENATE PAPERS

The following Joint Resolution: (S.P. 610)

**JOINT RESOLUTION RECOGNIZING NOVEMBER 13, 2016 AS
PANCREATIC CANCER AWARENESS DAY**

WHEREAS, researchers estimate that about 48,960 people in the United States will be diagnosed with pancreatic cancer and about 40,560 will die from the disease this year, approximately 210 of whom live in Maine; and

WHEREAS, pancreatic cancer is one of the few cancers for which the survival rates have had little improvement in nearly 40 years, with 73% of patients with pancreatic cancer dying within one year of their diagnosis and 93% dying within 5 years of diagnosis; and

WHEREAS, pancreatic cancer is the 4th-leading cause of cancer-related deaths in the United States, with no early detection test to diagnose the disease in its early stages when surgical removal of the tumor is still possible; and

WHEREAS, pancreatic cancer occurs when abnormal cell growth begins in the pancreas, with family history, smoking, age and diabetes being major risk factors; and

WHEREAS, pancreatic cancer may cause vague symptoms that could indicate many different conditions, including abdominal or back pain, weight loss, jaundice, loss of appetite and nausea; and

WHEREAS, surgical removal, the best possible treatment option, is available for fewer than 20% of patients diagnosed and chemotherapy or radiation is typically offered to patients whose tumors cannot be removed surgically; and

WHEREAS, the good health and well-being of the residents of Maine are enhanced as a direct result of increased awareness of pancreatic cancer and research into early detection, causes and effective treatments; now, therefore, be it

RESOLVED: That We, the Members of the One Hundred and Twenty-seventh Legislature now assembled in the Second Regular Session, on behalf of the people we represent, recognize that November 13, 2016 is Pancreatic Cancer Awareness Day in order to make our citizens more aware of this prevalent disease; and be it further

RESOLVED: That 4 suitable copies of this resolution, duly authenticated by the Secretary of State, be transmitted to the Pancreatic Cancer Action Network.

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

READ and **ADOPTED** in concurrence.

COMMUNICATIONS

The Following Communication: (H.C. 401)

STATE OF MAINE

SUPREME JUDICIAL COURT

January 13, 2016

Honorable Mark W. Eves

Speaker of the House

2 State House Station

Augusta, Maine 04333

Dear Speaker Eves:

I am pleased to enclose a copy of the final Report of the Intergovernmental Pretrial Justice Task Force.

We very much appreciated the participation of the legislative members, which greatly informed the recommendations of the Task Force.

The Report confirmed that, while Maine has the lowest incarceration rate in the nation, there has been a steady increase over the last five years in pretrial detention in the county jails. The Task Force Report makes recommendations for measures Maine could implement to reduce pretrial detention without compromising public safety. Some of the proposals recommend statutory amendments requiring legislation. Others propose further study, and I look forward to discussing with you the potential for additional working groups. Finally, a few recommendations suggest administrative changes to the judicial process, and we will be addressing those proposals this spring. Justice Mullen, who chaired the Task Force, will be providing a briefing on the work of the Task Force to the Joint Standing Committees on the Judiciary and Criminal Justice and Public Safety on February 2 at 1:00 p.m.

Thank you for your attention to this Report. I am happy to discuss this further at your convenience.

Sincerely,

S/Leigh I. Saufley

Chief Justice

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

The Following Communication: (H.C. 402)

STATE OF MAINE

HOUSE OF REPRESENTATIVES

SPEAKER'S OFFICE

AUGUSTA, MAINE 04333-0002

January 19, 2016

Honorable Robert B. Hunt

Clerk of the House

2 State House Station

Augusta, Maine 04333

Dear Clerk Hunt:

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

On January 14, 2016

Michelle S. Ames of Portland

Laurel A. Kelly of Dixmont

John G. Shattuck of New Castle

for appointment to the School Board of the Governor Baxter School for the Deaf.

Pursuant to Title 20-A, MRSA §7406, these appointments are contingent on the Maine Senate confirmation after review by the Joint Standing Committee on Education and Cultural Affairs.

Roxanne Baker of Cape Elizabeth

Frances R. Frost of Portland

for reappointment to the School Board of the Governor Baxter School for the Deaf.

Pursuant to Title 20-A, MRSA §7406, these reappointments are contingent on the Maine Senate confirmation after review by the Joint Standing Committee on Education and Cultural Affairs.

On January 15, 2016

Timothy L. Thompson of Cape Elizabeth for reappointment to the Maine Governmental Facilities Authority. Pursuant to Title 4, MRSA §1602, this reappointment is contingent on the Maine Senate confirmation after review by the Joint Standing Committee on State and Local Government. Robert W. Bower of Cumberland for reappointment to the State Civil Service Appeals Board. Pursuant to Title 5, MRSA §7081, this reappointment is contingent on the Maine Senate confirmation after review by the Joint Standing Committee on State and Local Government.

Sincerely,
S/Mark W. Eves
Speaker of the House

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

The Following Communication: (S.C. 633)

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

January 14, 2016
Honorable Mark W. Eves
Speaker of the House
2 State House Station
Augusta, Maine 04333
Dear Speaker Eves:

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

Upon the recommendation of the Committee on Transportation, the nomination of Michael J. Cianchette of Cumberland for appointment to the Maine Turnpike Authority, Board of Directors.

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

READ and **ORDERED PLACED ON FILE.**

SPECIAL SENTIMENT CALENDAR

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

Recognizing:

the Greater Bangor Area Chapter of the National Association for the Advancement of Colored People and the University of Maine, on the occasion of their annual celebration in observance of Martin Luther King, Jr. Day, January 18, 2016. The event commemorates the life and accomplishments of Dr. Martin Luther King, Jr. We extend our appreciation to the Greater Bangor Area Chapter of the NAACP and the University of Maine on their honoring Dr. King at these annual celebrations. We join the community in commemorating this great American;

(SLS 862)

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

READ.

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

Representative **HICKMAN**: Thank you, Mr. Speaker. Mr. Speaker, Women and Men of the House, I congratulate the Greater Bangor Area chapter of the NAACP. In honor of his

birthday, I wish to share a brief excerpt, a very brief excerpt from Rev. Dr. Martin Luther King, Jr.'s "How long, Not Long" speech that he delivered on March 25th, 1969 in Montgomery, Alabama. As we, here, continue to fumble toward civility, this great American leader's words are as timely now as they were more than 50 years ago.

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

"Let us march on ballot boxes until race-baiters disappear from the political arena. Let us march on ballot boxes until the salient misdeeds of bloodthirsty mobs will be transformed into the calculated good deeds of orderly citizens. Let us march on ballot boxes until the George Wallace's of our nation tremble away in silence. Let us march on ballot boxes until we send to our city councils, State Legislatures, and the United States Congress, men who will not fear to do justly, love mercy, and walk humbly with thy God.

"Let us march on ballot boxes until brotherhood becomes more than a meaningless word in an opening prayer, but the order of the day on every single legislative agenda. "The only normalcy that we will settle for is the normalcy that recognizes the dignity and worth of all God's children. The only normalcy that we will settle for is the normalcy that allows judgement to run down like waters and righteousness like a mighty stream. The only normalcy that we will settle for is the normalcy of true peace, the normalcy of justice.

"We must come to see that the end we seek is a society at peace with itself, a society that can live with its conscience." Thank you, Mr. Speaker.

Subsequently, the Sentiment was **PASSED** in concurrence.

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

CONSENT CALENDAR

Second Day

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

(H.P. 1002) (L.D. 1460) Resolve, Regarding Legislative Review of Portions of Chapter 301: Fee Schedule and Administrative Procedures for Payment of Commission Assigned Counsel, a Major Substantive Rule of the Maine Commission on Indigent Legal Services (EMERGENCY)

No objections having been noted at the end of the Second Legislative Day, the House Paper was **PASSED TO BE ENGROSSED** and sent for concurrence.

ENACTORS

Emergency Measure

Resolve, Reauthorizing the Balance of the 2009 Bond Issue for Land Conservation Projects

(H.P. 996) (L.D. 1454)

(H. "B" H-508 to H. "A" H-505)

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. 145 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.

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

UNFINISHED BUSINESS

The following matter, in the consideration of which the House was engaged at the time of adjournment Thursday, January 14, 2016, had preference in the Orders of the Day and continued with such preference until disposed of as provided by House Rule 502.

Bill "An Act To Establish Ranked-choice Voting"
(I.B. 2) (L.D. 1557)

TABLED - January 14, 2016 (Till Later Today) by Representative McCABE of Skowhegan.

PENDING - **REFERENCE**.

Subsequently, Representative McCABE of Skowhegan moved that the Bill and all accompanying papers be **INDEFINITELY POSTPONED**.

Representative FREDETTE of Newport **REQUESTED** a roll call on the motion to **INDEFINITELY POSTPONE** the Bill and all accompanying papers.

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 Scarborough, Representative Sirocki.

Representative **SIROCKI**: Thank you, Mr. Speaker, while I understand that this body customarily votes to indefinitely postpone ballot initiatives, I rise in strong opposition to this motion of Indefinite Postponement and I urge reference to a committee for vetting. It is my understanding that ranked-choice voting is not a new idea. Previous legislatures have not approved similar measures largely due to clear language in Maine law. The law library has researched this issue for me and this state's numerous attorney generals have never made a determination on the constitutionality of ranked-choice voting.

The bill has failed in committee many times for good reason and I believe because it is so blatantly in violation of our constitution. Julie Flynn, of the Secretary of State's Office, has previously testified on a similar bill in the 126th, LD 860, and I'd like to read just a portion of her testimony. So, in part, "The first consideration is that this bill appears to conflict with Maine Constitution, which currently is interpreted to provide that a candidate for these offices is elected if the candidate receives a plurality of the votes." This is Article V, Part 1st, Section 3 for Governor, and Article IV, Part 2nd, Section 4 for State Senators, and Article IV, Part 1st, Section 5 for State Representatives.

And she goes on. "Except in the rare instances when two candidates have received an equal amount of votes, one candidate has always received a plurality of the votes cast during the first round of counting by the municipalities once the municipality totals are reported to and are aggregated by the Secretary of State." And one more point: "Additionally, for each of these offices, the Maine Constitution requires that the votes be received, sorted, counted, and declared by dually authorized officials of the various towns and cities. A list of the person's voted for be formed and copies of the list be attested and delivered to the Secretary of State. Accordingly, this bill appears to conflict with these other sections of the Constitution by requiring that the Secretary of State conduct the second and

subsequent rounds of counting and that the candidate with the greatest number of votes in the final round of counting is elected."

Was the constitutionality of this proposal to radically change the way we vote explained to more than 60,000 Mainers that signed the petition, will it be explained to hundreds of thousands of Mainers who are expected to vote on this bill in November? Legislating by way of ballot initiative means that the voters, in essence, become legislators. It, ultimately, becomes a voter's responsibility to read the fine print and understand it, but many assume that measures before them are constitutional. Therefore, I strongly urge this body to refer this bill to a committee for vetting.

At the minimum, an evaluation should be made by a committee of jurisdiction so that voters have some sort of basis from which to make an informed decision. I believe it is our duty as legislators, the one to which we were all elected, to request a determination regarding constitutionality of this important bill before it is sent to the voters. We each took an oath to uphold and defend our Constitution. Shame on us if we ignore it. Thank you. Please follow my light in opposition to the pending motion.

The **SPEAKER**: A roll call has been ordered. The pending question before the House is Indefinite Postponement of the Bill and all accompanying papers. All those in favor will vote yes, those opposed will vote no.

ROLL CALL NO. 469

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

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

ABSENT - Beebe-Center, Campbell J, Dillingham, Kruger, Malaby, Sukeforth.

Yes, 78; No, 67; Absent, 6; Excused, 0.

78 having voted in the affirmative and 67 voted in the negative, with 6 being absent, and accordingly the Bill and all accompanying papers were **INDEFINITELY POSTPONED**. Sent for concurrence.

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

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

REPORTS OF COMMITTEE

Divided Report

Majority Report of the Committee on **APPROPRIATIONS AND FINANCIAL AFFAIRS** reporting **Ought to Pass as Amended by Committee Amendment "A" (S-344)** on Bill "An Act To Combat Drug Addiction through Enforcement, Prevention, Treatment and Recovery" (EMERGENCY)

(S.P. 599) (L.D. 1537)

Signed:

Senators:

HAMPER of Oxford
KATZ of Kennebec
VALENTINO of York

Representatives:

ROTUNDO of Lewiston
FREY of Bangor
GRANT of Gardiner
JORGENSEN of Portland
MARTIN of Eagle Lake
SANBORN of Gorham

Minority Report of the same Committee reporting **Ought to Pass as Amended by Committee Amendment "B" (S-345)** on same Bill.

Signed:

Representatives:

NUTTING of Oakland
SIROCKI of Scarborough
TIMBERLAKE of Turner
WINSOR of Norway

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-344) AS AMENDED BY SENATE AMENDMENT "A" (S-346)** thereto.

READ.

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

The Bill was **READ ONCE**. **Committee Amendment "A" (S-344)** was **READ** by the Clerk.

Senate Amendment "A" (S-346) to **Committee Amendment "A" (S-344)** was **READ** by the Clerk and **ADOPTED**.

Committee Amendment "A" (S-344) as Amended by Senate Amendment "A" (S-346) thereto was **ADOPTED**.

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

Under further suspension of the rules, the Bill was **PASSED TO BE ENGROSSED** as Amended by **Committee Amendment "A" (S-344) as Amended by Senate Amendment "A" (S-346)** thereto in concurrence.

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

SENATE PAPERS

Bill "An Act To Enact the Uniform Interstate Enforcement of Domestic Violence Protection Orders Act"

(S.P. 615) (L.D. 1563)

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

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

Bill "An Act To Update References to the United States Internal Revenue Code of 1986 Contained in the Maine Revised Statutes" (EMERGENCY)

(S.P. 616) (L.D. 1564)

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

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

ENACTORS

Emergency Measure

An Act To Combat Drug Addiction through Enforcement, Prevention, Treatment and Recovery

(S.P. 599) (L.D. 1537)

(S. "A" S-346 to C. "A" S-344)

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

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

Representative **FREDETTE**: Thank you, Mr. Speaker, just take a couple seconds. Ladies and Gentlemen of the House, that changes haven't been made in the original bill that I will be supporting the bill. Thank you, Mr. Speaker.

Representative **GIDEON** of Freeport **REQUESTED** a roll call on **PASSAGE TO BE ENACTED**.

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

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

Representative **ROTUNDO**: Thank you, Mr. Speaker, Men and Women of the House, today we have the chance to pass a bill that is a critical down payment on addressing the most serious public health crisis Maine has faced in my memory. We continue to hear from experts across the state and the need for a three-legged stool approach. You've most likely heard the phrase, "We can't arrest our way out of this problem," more than once, and it's true.

By focusing on prevention and treatment as well as law enforcement, we can help protect the health of our families and our state. For almost 10 hours we, in Appropriations, heard testimony from members of law enforcement, medical professionals, people in recovery, and parents in support of this approach in this bill. They desperately need resources and help on the front lines. LD 1537 is a bipartisan, targeted achievable plan that will strengthen and expand the reach of law enforcement, provide for expanded and affordable access to treatment, and promote peer support and recovery programs that will help Mainers get back on their feet. It will also educate our children so that fewer start using drugs in the first place.

This crisis is too important. We must act. Every day we delay, more families battle for the lives of their loved ones alone. My hope is today Members will join together to pass LD 1537 and continue to work on a series of bills to comprehensively address this crisis. Thank you.

The SPEAKER: The Chair recognizes the Representative from Westbrook, Representative Gattine.

Representative **GATTINE**: Thank you, Mr. Speaker, Women and Men of the House, we're here today because Maine is facing a very serious crisis. A crisis that has grown so rapidly and so dramatically that it deserves the immediate attention of this Legislature and cries out for us to put aside all of our other differences, speak with one voice, and take immediate action. A crisis that is destroying lives, damaging children, ripping families apart, and tearing at the very fabric of our society. It is a crisis rooted in criminal activity and a crisis of public health. A crisis that brings together law enforcement and doctors and teachers and religious leaders, regular citizens, mothers and fathers, to speak in one voice because they are all seeing the very real impact of this crisis every day. The crisis is opiate addiction and heroin use and it is killing people in Maine almost every single day. Five people a week in Maine are dying of drug overdose. That's a 300 percent increase since 2011. One of 12 babies born in Maine is born drug affected.

Mr. Speaker, the bill that's before us today isn't going to entirely solve this deadly problem. No one piece of legislation is going to do that. If that were possible, I think we would've done it long ago. But this bill is a giant step in the right direction. This bill makes an important down payment on law enforcement, treatment, and prevention. When I talk to people in my community—police officers and judges and doctors and treatment professionals—I get a consistent message: We do not have enough resources focused on treatment.

People who are seeking help, people who want to get well and recover, have no place to go. Enough resources just aren't there. People suffering from substance abuse disorder can't wait for help and when they reach out and seek the help themselves, we need to provide the resources to get them on the road to recovery. Mr. Speaker, I'm glad we took this bill up right away. I think it shows that we are serious about tackling one of the biggest problems that face our state.

Three committees worked on this bill: AFA, Health and Human Services, and Criminal Justice. When the sponsor introduced this bill, he urged the committees to take the original bill and improve it and I'm confident that we did that. The Chief Executive and the Department of Health and Human Services suggested ways that we could make this bill better and we listened and we made those changes.

When you testified on this bill, Mr. Speaker, you asked us to act with a sense of urgency and bring back the best package of proposals that we could so that Maine families and communities could begin a journey of healing from this crisis, and we have done that. Make no mistake about it, we have more to do and I hope and believe that we will do more this session. But the measures that are before us today are a giant and important first step on an important and difficult journey and they deserve our overwhelming support. Thank you, Mr. Speaker.

The SPEAKER: The Chair recognizes the Representative from Vassalboro, Representative Fowle.

Representative **FOWLE**: Thank you, Mr. Speaker, I stand in support of LD 1537 as amended. I often think sometimes you're here in committees and you hear a bill and you think how you wish everyone in this chamber could hear that bill. There was so much testimony and having it done all in one place and having both committees sit in on all areas of the bill. To hear the testimony that came in, it was striking. It was something that has made me lose sleep.

But to think that we have a comprehensive approach, I want to thank leadership, the members that brought this bill to us, and the work that's gone into it. The thing that struck me most in

testimony outside of the horrific things that were happening to some people that are addicted to drugs or caught up in the violence that drug trafficking can cause to citizens here in Maine, was the testimony that came from the law enforcement area—the first responders that go to the scene and have to deal with a mother that is pleading with them to save their child's life. That sort of thing, to me, is what this bill helps attack.

It may be the first step, it may be the small step, but it's a step in the right directions and I think the people of Maine need our help. When you have five people dying a week, they need our help. So I appreciate the work that this bill has done and I think the committees have done a good job, even to the point where we reached out to the Judiciary Committee and got some input on certain aspects of that. This has a lot of fingers on it, a lot of hands, and I think it's a great approach going forward, so I appreciate the bill coming to the floor now. Thank you.

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

Representative **HYMANSON**: Thank you, Mr. Speaker, I rise in support of this bill. It's a bill that begins to address the continuum of care necessary to prevent and treat opium addiction. What does the continuum of care for opium abuse look like? Well, it starts in infancy and childhood years—maybe even prenatal years. Sheriff Joel Merry of Sagadahoc County was asked in a forum I was in, if he could do one thing to control opium addiction, what would that be in Maine? He said, "Control adverse childhood experiences, ACE's. Control domestic violence, substance abuse—including alcohol, support Head Start, family therapy programs. It starts early, this continuum of care. Prevention in schools need to be evidence-based, work on resilience and goal setting. Prevention programs that are not evidence based to prevent opium and drug abuse are inviting speakers, just saying 'no,' t-shirts and hats."

So why the heck does somebody take up the first pill, the first injection, and ruin their lives? Where is the personal responsibility? I've heard people ask that. Our brains in youth—as a neurologist, I can attest to this, having looked at scans and reviewed papers—our brains in youth are set up differently and I think experientially, people understand that when you have a teenager. Their impulse control and experimental urges are different. Older brains respond to chronic pain, then the euphoric feeling takes over and that may keep the use going and going because narcotics hijack the reward center, which is biologic and they hijack the craving center, which is biologic. They actually cause biochemical and structural changes in the brain that addict. Heroin is cheaper, easier to get than pills.

So, where are we, as physicians? Culpable. And we are. We've been working hard to significantly curtail prescribing habits through the CDC, the American Medical Association, our specialty organizations, prescriber reporting efforts. Paradoxically, this leaves patients with addiction and no source. That's a real problem.

In this continuum of care, once the brain is changed by opium, the great challenge is towards sobriety and recovery. The police forces have embraced safe entry programs into their precincts. Chief Moulton of Scarborough has the HOPE program, which has now seen over 100 people who have walked in since October. Chief Connolly in Sanford is starting a suboxone program with recovery entry program, just by walking into the precinct.

Detox is brief—five to seven days to get over the physiologic effects. We need more beds and this bill funds them. Crucial is post-detox recovery programs. This bill starts to fund them. Medical assistance treatment with suboxone—we don't have enough providers or funding. Methadone—problematic with

delivery system in our large, rural state. Peer recovery centers, other evidence-based recovery efforts, Narcotics Anonymous, faith-based programs, community, vocational efforts, whatever gets the individual his or her footing back into life. This bill will save lives. I urge you to support 1537 as a way to pave this continuum of care. This bill does not complete the road, but it does lay down some patches of hot top. Thank you.

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

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

ROLL CALL NO. 470

YEA - Alley, Austin, Babbidge, Bates, Battle, Beavers, Beck, Bickford, Black, Blume, Brooks, Bryant, Burstein, Campbell R, Chace, Chapman, Chenette, Chipman, Cooper, Corey, Crafts, Daughtry, Davitt, Devin, Dion, Doore, Duchesne, Dunphy L, Dunphy M, Edgecomb, Espling, Evangelos, Farnsworth, Farrin, Fecteau, Foley, Fowle, Fredette, Frey, Gattine, Gerrish, Gideon, Gilbert, Gillway, Ginzler, Golden, Goode, Grant, Greenwood, Grohman, Guerin, Hamann, Hanington, Hanley, Harlow, Harrington, Hawke, Head, Herbig, Herrick, Hickman, Higgins, Hilliard, Hobart, Hobbins, Hogan, Hubbell, Hymanson, Jorgensen, Kinney J, Kinney M, Kornfield, Kumiega, Lajoie, Lockman, Long, Longstaff, Luchini, Lyford, Maker, Marean, Martin J, Martin R, Mastraccio, McCabe, McClellan, McCreight, McElwee, McLean, Melaragno, Monaghan, Moonen, Morrison, Nadeau, Nutting, O'Connor, Ordway, Parry, Peterson, Picchiotti, Pickett, Pierce J, Pierce T, Pouliot, Powers, Prescott, Reed, Rotundo, Russell, Rykerson, Sanborn, Sanderson, Saucier, Sawicki, Schneck, Seavey, Sherman, Short, Sirocki, Skolfield, Stanley, Stearns, Stetkis, Stuckey, 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, Buckland, Campbell J, DeChant, Dillingham, Kruger, Malaby, Sukeforth.

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

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

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

On motion of Representative HICKMAN of Winthrop, the House adjourned at 12:27 p.m., until 10:00 a.m., Thursday, January 21, 2016, in honor and lasting tribute to David A. Dutil, of Waterville and the Reverend Dr. Martin Luther King, Jr.