

# 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  
20th Legislative Day  
Wednesday, March 9, 2016

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

Prayer by Reverend Jane Rich, United Church of Christ, Andover.

National Anthem by Bucksport High School Band.

Pledge of Allegiance.

Doctor of the day, Bill Sturrock, M.D., Orrington.

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At this point, a message came from the Senate borne by Senator MASON, of Androscoggin, of that Body, proposing a Joint Convention of both branches of the Legislature to be held in the Hall of the House at 10:45 in the morning for the purpose of extending to the Honorable Leigh I. Saufley, Chief Justice of the Supreme Judicial Court, the Justices of the Supreme Judicial Court, and members of the Judiciary, an invitation to attend the Joint Convention and to make such communication as pleases the Chief Justice.

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Thereupon the House voted to concur in the proposal for a Joint Convention to be held at 10:45 in the morning and the Speaker appointed Representative McCABE of Skowhegan to convey this message to the Senate.

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The Journal of yesterday was read and approved.

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**SENATE PAPERS**

The following Joint Resolution: (S.P. 665)

**JOINT RESOLUTION RECOGNIZING MARCH 8, 2016 AS ACCESS TO JUSTICE DAY AND EXPRESSING SUPPORT FOR MAINE'S JUSTICE ACTION GROUP**

WHEREAS, Maine's Justice Action Group, founded in 1995, is a judge-led coalition of leaders from Maine's legal community who are passionate about ensuring for the people of Maine equal access to civil justice; and

WHEREAS, the coalition members include representatives of the state and federal judiciary, the Legislature, nonprofit civil legal aid providers, the University of Maine School of Law, the Maine Bar Foundation, the Maine State Bar Association, the Maine Trial Lawyers Association, private practice attorneys and others; and

WHEREAS, key initiator Judge Frank Coffin described the Justice Action Group as a catalyst, something introduced in small quantities that produces great change; and

WHEREAS, equal access to justice is a bedrock principle of a free, constitutional society, but no system of laws and constitutional protections can be effective if only those who can afford a private practice attorney have access to justice; and

WHEREAS, providing equal access to justice has tangible, widespread benefits for Maine's families, children, schools, communities, businesses, charities and government; and

WHEREAS, legal issues profoundly affect basic human needs such as shelter, sustenance, safety from violence, health and child protection; and

WHEREAS, the need for civil legal aid and pro bono representation for low-income and vulnerable Maine people remains acute; 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, pause on this Access to Justice Day to acknowledge and express our appreciation and strong support for Maine's civil legal aid providers and private practice attorneys who provide pro bono services for those otherwise unable to afford legal representation; and be it further

RESOLVED: That a suitable copy of this resolution, duly authenticated by the Secretary of State, be transmitted to the Justice Action Group.

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 Require That Signatures on a Direct Initiative of Legislation Come from Each Congressional District

(S.P. 272) (L.D. 742)

(C. "B" S-356)

**FAILED** of **FINAL PASSAGE** in the House on March 1, 2016. Came from the Senate **FINALLY PASSED** in **NON-CONCURRENCE**.

The House voted to **INSIST**.

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**COMMUNICATIONS**

The Following Communication: (H.C. 464)

**STATE OF MAINE  
SUPREME JUDICIAL COURT  
CUMBERLAND COUNTY COURTHOUSE  
205 NEWBURY STREET, ROOM 139  
PORTLAND, MAINE 04101-4125**

March 2, 2016

Honorable Michael D. Thibodeau

President of the Senate

3 State House Station

Augusta, Maine 04333

Honorable Mark W. Eves

Speaker of the House

2 State House Station

Augusta, Maine 04333

Dear President Thibodeau and Speaker Eves:

I am pleased to accept your invitation to address a Joint Convention of the 127th Maine Legislature on Wednesday, March 9, 2016, at 11:00 a.m. I appreciate the courtesy of the Legislative Branch of government in inviting me to address the cause of justice in Maine.

I look forward to seeing you on March 9, 2016.

Sincerely,

S/Leigh I. Saufley

Chief Justice

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

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The Following Communication: (H.C. 465)

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

March 9, 2016

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:"

Agriculture, Conservation and Forestry

L.D. 866 An Act To Ensure Efficiency and Safety in the Bureau of Forestry

Appropriations and Financial Affairs

L.D. 1515 An Act To Update the Laws Governing the Maine Public Employees Retirement System as They Relate to Wartime Veterans

Judiciary

L.D. 1214 An Act To Implement the Recommendations of the Mental Health Working Group

Labor, Commerce, Research and Economic Development

L.D. 1591 An Act To Amend the Maine Veterinary Practice Act

Transportation

L.D. 1608 An Act To Allow the Placement of Road Signs Advertising Events That Benefit Certain Organizations and Allow Free Admission to Military Personnel (EMERGENCY)

Sincerely,

S/Robert B. Hunt

Clerk of House

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

Subsequently, Representative McCABE of Skowhegan reported that he had delivered the message with which he was charged.

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

At this point, the Senate came and a Joint Convention was formed.

#### In Convention

The President of the Senate, the Honorable Michael D. Thibodeau in the Chair.

The Convention was called to order by the Chair.

On motion by Senator MASON of Androscoggin, it was ORDERED, that a Committee be appointed to wait upon the Honorable Leigh I. Saufley, Chief Justice of the Supreme Judicial Court, the Justices of the Supreme Judicial Court and members of the Judiciary and inform them that the two branches of the Legislature are in Convention assembled, ready to receive such communication as pleases the Chief Justice.

The Order was READ and PASSED.

The Chair will appoint the following:

The Senator from Washington, Senator Burns

The Senator from Cumberland, Senator Volk

The Senator from Lincoln, Senator Johnson

The Representative from Saco, Representative Hobbins

The Representative from Cape Elizabeth, Representative Monaghan

The Representative from Portland, Representative Moonen  
The Representative from Harpswell, Representative McCreight  
The Representative from Hallowell, Representative Warren  
The Representative from Glenburn, Representative Guerin  
The Representative from Hodgdon, Representative Sherman  
The Representative from Bridgton, Representative Ginzler  
The Representative from Paris, Representative Herrick  
The Representative from Friendship, Representative Evangelos  
The Representative from the Penobscot Nation, Representative Mitchell

Subsequently, Senator BURNS of Washington, for the Committee reported that the Honorable Leigh Ingalls Saufley, Chief Justice of the Maine Supreme Judicial Court, and the Honorable members of the Judiciary will attend forthwith.

The Chair welcomed to the Convention the Honorable members of the Judiciary.

The Chair welcomed to the Convention the Honorable Leigh Ingalls Saufley, Chief Justice of the Maine Supreme Judicial Court.

The Chair recognized the Justices of the Maine Supreme Judicial Court: the Honorable Donald G. Alexander, the Honorable Andrew M. Mead; the Honorable Joseph M. Jabar; the Honorable Jeffrey L. Hjelm; the Honorable Roland A. Cole, Chief Justice of the Maine Superior Court; the Honorable Charles C. Laverdiere, Chief Judge of the Maine District Court; and the Honorable Jeffrey Moskowitz, Deputy Chief Judge of the Maine District Court.

The Chair welcomed in the House Gallery: William E. Saufley, Esq., Husband of Chief Justice Leigh Saufley; the Honorable Jill E. Tompkins, Director of Penobscot Nation Judicial System; the Honorable Michael L. Dubois, President of the Maine Probate Judges' Assembly, and his wife, Leslie; James T. Glessner, State Court Administrator; and Mary Ann Lynch, Government and Media Counsel.

The Chair requested the Honorable Leigh Ingalls Saufley, Chief Justice of the Maine Supreme Judicial Court, to please step forward and address the Joint Convention.

Chief Justice SAUFLEY: Thank you. Thank you so much. Thank you, President Thibodeau. Good Morning, Speaker Eves and Honorable Members of the 127th Maine Legislature. It is always such an honor to present this speech to the Joint Convention, and I have to tell you that I am watching what's happening across the country and inter-branch relations and your invitation, which has been unfailing, to the court system to report on how things are going in the Judicial Branch is very much appreciated. I also have to tell you that this year I had cataract surgery, so I can see all of you in the back rows very clearly, but I can't see what I'm about to tell you.

With me today is my wonderful husband, as always, and I am accompanied by my colleagues from the Supreme Judicial Court and the Trial Court Chiefs. And I will start by telling you that it is an incredible pleasure to work every day with this dedicated group of judicial leaders as well as the extraordinary Maine trial judges, creative administrators, ever-patient clerks and court security who make up Maine's Judicial Branch. But I want you to look very closely at this group of judges. If things go really well

with the plans for the next year, Chief Justice Saufley has done a heck of a job. If everything goes to heck in a handbasket, these are the faces I want you to remember. And they bear it well.

Also with us in the gallery, as President Thibodeau told you, are representatives of Maine's other court systems, and I'm very grateful that every year, they respond to my invitation. So, we're clear that there are multiple court systems in the State of Maine and today we have a representative of the Tribal Courts and of the Probate Courts, and I thank them very much for being here.

My plan today is to give you a summary update on infrastructure and case processing improvements. And I hasten to add that I have not attempted to provide details on all of the many projects and innovations underway in our system. You're welcome. Instead, and this is the hard part, I'm going to concentrate much of my remarks on the criminal docket, including an issue that worries every one of us—the horrific increase in heroin, OxyContin, oxycodone, and opiate addictions in Maine.

But, I begin with an update on the Supreme Judicial Court's plans to hold appellate arguments in schools around the State. So first, with many thanks to Senator David Burns, the Court will be at Washington Academy in East Machias this spring, and we will follow those arguments with the official ribbon cutting for the newly renovated Washington County Courthouse. This fall we will be back in the St. John Valley in Fort Kent where multiple high schools will have an opportunity to observe the Court's appellate arguments—and that is with many thanks to Representative John Martin. In October, we will sit in South Berwick, with thanks to the very, very persistent Representative Bobbie Beavers, who has waited for six years for appellate arguments at a high school at her district.

Now, in follow-up to my report to you last year regarding the court's infrastructure, we are, indeed, turning a corner. Some of you remember the days less than a decade ago when budget cuts were so severe that the public had to endure rolling court closings. It was bad—closed courts and unsafe courthouses resulted in limited public access. With the Legislature's consistent help over several sessions, and the support of Governor Paul LePage, I am pleased to announce that the Maine courts are returning to solid ground after some very tough years.

Although the Judicial Branch consumes only two percent of the General Fund budget, that two percent is put to very efficient use supporting the people and buildings that provide justice in Maine. And as always, we put safety first. We now have entry screening for weapons 70 percent of our court days, and there is greatly improved safety for everyone in the court system. And we are in the midst of a long-term facilities plan that has resulted in the consolidation and updating of many of Maine's aging courthouses. We've reduced the number of court facilities from 48 to 38, and through those consolidations, we have eliminated the consequent need for heat and plowing and security in ten buildings.

Courthouses have been consolidated and updated in seven counties, most recently Washington, Piscataquis, and Kennebec Counties. Three more counties—Waldo, Oxford, and York—that badly need updated courthouses are slated for consolidation and modernization over the next four years. LD 1528 addresses the plan for all three counties. The Waldo County Courthouse was built in 1853. Just think of that for a minute. It was built before the Civil War. It was built before women had the vote—I'm not bitter. And it was built before Justice Alexander was even in high school. I'm going to go off-script for a moment if you will forgive me. Justice Alexander is the Senior Associate Justice for the State of Maine. He is the longest sitting judge that the State of Maine has ever had in its trial courts and appellate courts. He is

the most supportive Senior Associate Justice a Chief Justice could ever ask for. He steps up every time I need help. And his reward for that is that I torture him mercilessly. So, he deserves your applause. So let me tell you about the other courthouses. The Oxford County Courthouse was built in 1895; although antiquated, it does have the capacity to be updated and expanded. And the York County Courthouse, which was rebuilt after a fire in 1934, is no longer capable of expansion or updating and is truly unworkable.

LD 1528 will provide authorization for dignified, efficient, and accessible court facilities in these counties. It requires no funding in this biennium, and it will result in substantially improved public service in all three counties. When those projects are complete, we will have reduced the number of courthouses from 38 to 33. We ask for your support for LD 1528. I brought stickies in case any of you wanted to write that number down: 1528.

So, moving on, I'm going to do something unusual because it has struck me how important the relationship among the branches are to our ability to provide real justice to the people in the State of Maine. So, I have a request: I am going to list off some events and ask you if you have done any of these things, to stand up. So, if, during any of your legislative terms, you have toured any of Maine's courthouses, would you stand? If you have spent a day in a court with a judge, would you stand? Perhaps, I should've phrased that better. I'm not looking for any felony confessions here this morning. If you have attended oral arguments in the high schools or at the law court, would you stand? I'm going to ask everybody to keep standing. Keep standing. If you have sponsored legislation on the part of the Judicial Branch, and if you have met with me and my colleagues to try to find the next important initiative for justice, would you stand?

Now, look at this. Look at this. This is why the public service in Maine's courts is turning the corner. Everything that you have done to try to determine what's actually happening for your constituents in Maine's court system makes all the difference in the world. Thank you. Let's have some applause for you as we have a seat.

And for all of you who are waiting for needed court improvements in your own counties, in the next several years, we'll be re-evaluating the courthouses in three more counties. This is the long-term plan. Those counties are: Somerset, which was built in 1874; Franklin, in 1885; and Hancock, in 1931.

We will, next, with your support and the backing of the Governor, have a plan for digitizing court documents. We anticipate that a contract will be signed this summer, and the real work will begin to create electronic filing and a modernized data management system that will increase public access, create efficiencies, and help all three Branches obtaining much needed information to assist in policy and resource decisions.

There is a remaining gap in public service that the Legislature can help us correct. Years ago, as a cost savings measure, Judicial Branch staff hours were cut from 40 to 37.5. Over time, we have attempted to return staff to a 40-hour work week, but most of the court clerks, that is, the Judicial Branch's front line for public service, have been left with the shorter days, requiring the 4:00 pm closure of all courthouses. Even a half hour each day could improve public service, allowing expanded access to the clerks' offices and representing the difference between completing a case and having to put a part of the case over to another day, maybe even weeks later. If you've ever been involved in a court case, you know how horribly stressful that can be. There is a bill on the Appropriations Table right now, LD 1597, that will allow the clerks' office staff to return to the 40-hour work week that most of government employs. LD 1597 will

provide a real benefit to your constituents, and we hope you will support us.

In addition to the infrastructure improvements and efficiencies I have described, we are constantly working toward improvements in case processing. Regarding the civil and family dockets, access to justice efforts continue. For language and hearing challenges, over the last several years, telephonic language lines at the clerks' offices and in the courtrooms made 127 different languages and dialects available for interpretation. Live interpreters were provided for more than 35 languages.

For challenges with the lack of legal representation, last year, lawyers across the state volunteered almost 15,000 hours of legal services—donating the equivalent of more than \$2 million in free legal help. Lawyers and judges also contributed over half a million dollars in cash to augment legal services for the poor. The Civil Legal Services Fund established by the Legislature provided over a million dollars for legal services for Maine's poor. The Maine Justice Foundation contributed to the provision of legal services. And Portland law firms donated enough money to continue the tradition of hiring two full-time attorneys to provide low-income families with legal assistance. All of these efforts will be topics for future reports to the Maine Legislature, as well as exploration of improved ways to provide dispute resolution for families, developments in the battle against domestic violence, human trafficking, and elder abuse.

But I turn now to the criminal caseload, where some of Maine's most challenging problems coalesce. First, let's do the numbers. The criminal docket constitutes nearly one-half of the entire non-traffic docket in Maine's courts. Just short of 54,000 new criminal cases were filed last year—54,000 new criminal cases. The District Attorneys and the defense bar report that the complexity of the cases is increasing, particularly regarding the involvement of addiction and mental health challenges. According to Attorney General Mills, last year there were 25 homicides, of which ten were classified as related to domestic violence, and at least three have been identified by the AG as directly drug related.

The relentless influx of new criminal cases could overwhelm the system, but we have a plan. And, as they say, timing is everything. As you know, over the last four years, the trial courts in Maine have implemented a more streamlined and efficient process for criminal cases. We refer to it as the Unified Criminal Docket. The implementation is almost complete.

In the same time frame, the Legislature and the Governor, working together, have allocated additional resources for the processing of criminal cases. Two new judicial positions were created, and the new judges were confirmed in February this year, augmented by additional resources for clerk and security, and the legislative authorization for the transfer of funds to support more jury trials.

So, what does all of this mean? With all of that support, we hope—for the first time in decades—to eliminate backlogs in the courts' criminal cases by the end of this summer, 2016. At the same time, we expect to be able to reinvigorate the existing Drug Courts and expand the Drug Courts into Penobscot County in the next couple of months.

None of this would have been possible without legislative support. And we greatly appreciate the increase in the number of judges and supporting resources. Nor would the streamlining of process and reduction of backlogs been possible without creative and energetic judges, patient clerks, responsive prosecutors, and defense attorneys who are willing to shift their schedules constantly. We have asked all of these groups to change the way they do business, and they've responded admirably.

Also in this last year, the Intergovernmental Task Force, led by Justice Robert Mullen, generated recommendations for the next steps in addressing Pretrial Justice Reform. I want to thank everyone from all three Branches and all of the other stakeholders who participated in that complex effort. The Task Force has recommended several statutory changes that can be found in LD 1639, just printed a few days ago. The Task Force also made recommendations for issues that can't be addressed in this session.

One of those items is bail reform. There is no question that Maine has an antiquated bail system that needs to be completely revamped. Two separate committees have now looked at the system and recommended substantial changes, and each time, anticipated costs have been a barrier to reform. But I have an idea. I haven't told these people to my left yet, so you'll see them getting very nervous at this point. However, I plan to put together a follow-up Working Group to look at the state of our understanding of risk assessment, and to explore the alternatives to our current bail system. We will need to be creative, but careful. Balancing liberty interests and community safety will be key. And I welcome legislative participation in the bail reform effort.

Also in follow up to the work of the Task Force, the Judicial Branch has established a working group to create a new set of expectations for fine collection that will be consistent, transparent, predictable, and fair. Justice William Anderson of Bangor is leading that group.

The Task Force also recommended a further legislative discussion of sentencing options. It is my hope that the Legislature will soon have the opportunity to consider forms of sentencing that are neither incarceration nor fines. Restorative justice, real restitution programs, community service that is actually a service to the community—each of those hold promise in the right cases, and I hope the Legislature will have an opportunity to evaluate those ideas in upcoming sessions.

So let's move to one of the most pressing issues facing all of us: heroin, OxyContin, opiate addictions. The evidence is overwhelming that the addiction problem is growing. Just this past Monday, the Attorney General reported that 272 people died of drug overdoses in the year 2015—that's an increase of 31 percent in overdose deaths from the previous year. And, as AG Mills noted, that is, on average, more than five overdose deaths per week. 272 people. Thinking about that, look around this room. During a Joint Convention, this room holds 186 legislators. Imagine, a group of human beings nearly 100 people more than is in this room right now, all lost to drug overdoses—in one year. The loss of life represents staggering misery for so many families, and tragically, the number of drug-affected babies is rising consistently. Again, from the Attorney General's Office, we know that the number in 2011, which was far too high, at 668 drug-affected babies, has risen dramatically to 1,013 babies born in 2015 who were drug affected at birth—1,000 drug-affects babies. Eight percent of all live births involved drug-affected babies. And that, I have to say, is sad beyond words.

In addition, rough numbers from our imperfect database tell us that the convictions just for Schedule W drugs—that includes opiates and heroin—have gone from over 1,300 in the year 2013, to 1,500 in 2014, up to almost 1,800 last year. In other words, even with our blunt measuring capacity, the horror of heroin and opiate addiction in our youth, our middle aged citizens, and even mature Mainers is growing. This wave of drug addictions is eating at the heart of our beautiful state. And I know that you have almost certainly been asked the same question I have asked: What can we do to stop this affliction?

I also know that, entirely separate from the court system, you are addressing some of the big-picture and long-term answers. So I'm going to focus on a few resources that could make a difference right now when judges are faced with people struggling with addictions. We've seen the human costs of addiction in every docket: criminal, child protection, family, even foreclosure. What is all too clear to all of us is that, because the causes and cures for addiction are as varied as they are for any disease, no cookie cutter solution will work.

And, although we must expect that individuals will eventually be able to take personal responsibility for their own recovery, the first steps on the road to health require intense intervention and oversight. The Drug Courts, with their focused and intense oversight, hold real promise for specific individuals, but we should be clear-eyed about this. Drug Courts cannot do it all. Even if all of the Drug Courts, including Bangor, were up and running at full capacity, only about 350 people, optimistically, would have the opportunity to find a sober life through the Drug Courts.

But you heard the numbers: 54,000 new criminal cases filed in 2015, 1,800 Schedule W drug-related convictions in just that one year, and that doesn't include any of the other crimes, like theft, assault, and burglary, that are alleged to have been perpetrated by people desperate to pay for their next fix. We must take this solution to scale.

So, how do we bring this all together in the courts? First, as I mentioned, eliminating the criminal backlogs will allow the Trial Courts to reach cases much faster. This has substantial benefits in both the alleged drug trafficking cases, and the cases where addiction is thought to be the root of the charges. Next, I suggest we have to create expanded options at every stage of the criminal justice process, including pre-charge diversion, post-charge diversion, and sentencing, and we must be ready with dual-diagnosis treatment when the mental health issue plays a role.

There are many new and innovative treatment options that are being tested throughout the country, and I won't try to address all the good ideas that are emerging. But I'll suggest just a few basic resources that will go a long way right now in Maine courts with the cases that are pending. First, every trial judge in Maine will tell you that residential resources are a missing component in the system, for both adults and youth struggling with addiction. Maine needs options for graduated treatment housing that will allow people to seek recovery and to be diverted from incarceration, and in other cases to be transitioned from incarceration into treatment housing, including residential treatment, treatment-based step-down housing, and sober houses.

Some will need a long time in treatment housing, and others can graduate quickly to sober housing. The increased availability of ankle bracelets could allow greater flexibility while sentenced defendants are still in recovery housing. So first, housing. Next, the oversight providers need resources for constant testing. New evidence-based practices are emerging that indicate that consistent testing actually works in encouraging sobriety. And finally, because treatment providers and families cannot do it all, well-trained case managers to guide those in recovery are critical to this process. Individuals attempting to rise from the fog of addiction do not always exercise good judgment, and navigating the intertwined criminal justice and treatment systems can be difficult even for the healthiest of us. Case managers can be a bridge to treatment providers, can eliminate the wasted resources of missed appointments, and can coordinate with treatment providers to make the necessary adjustments that the plan for that individual is actually going to work for that person. We must understand and anticipate that the path to sobriety is not always

a straight path. Case managers and skilled treatment providers can be ready to adjust treatment options while reinforcing personal accountability. The very successful Veterans Court, with its extraordinary case manager, TJ Wheeler, is a wonderful example of that model.

Finally, there is one thing that we must not do regarding this challenge. We cannot allow ourselves to be discouraged. This is Maine; we always find a way to collaborate when Maine people need solutions. We need to be creative and we need to stay on top of the latest research. Working together, we have successfully addressed so many challenges. In recent years, those efforts resulted in an increase in high school graduation rates, and the collaborative work over juvenile justice has been so successful that one entire facility is no longer needed for detaining our youth. So, do not lose hope. We can and we will find our way to similar successes regarding the horror of addiction.

Finally, I want to take a moment for a note of personal gratitude. This year, my seven-year term as Chief Justice came to an end. As with all other Maine State Court Judges, reappointment happens only if the Governor, the Judiciary Committee, and the Senate decide that the work of the Chief Justice should continue. The opportunity for other Branches of Government to change the direction of Justice and to reconsider previous judicial appointments is critical to Maine's constitutional structure.

I strongly support this method of selecting judges, and I often speak publicly about the stark contrast with other states or the federal system, where judges are either appointed for life, or the converse, where judges must run for office in partisan elections, and therefore must raise money from the very people who will appear before them. Maine's system is, I believe, the best in the country. So, what I'm here today to confess is, it's easy for me to say that today. I have, in fact, been sworn in to another 7-year term. So, here is my thought about Maine's system. Today I think it is absolutely the perfect system. Two weeks ago, I really did think it was time for Maine to consider life appointments for judges. I also realized as I went through this process that all of you actually go through a similar process every two years, as you wait for voters to decide whether you will return to the State House. And it's possible that I have been insufficiently sympathetic to your worries and your efforts. If so, I apologize.

So, in closing, I want to take a moment to thank every one of you who went out of your way to say something kind and supportive to me in these last weeks. To all of the Judiciary Committee members who are so keenly interested in the future of justice, to the Maine Senate for your extraordinary and eloquent support, and to all of you, to every one of you, and Governor LePage, I thank you all for supporting our vision of an effective, efficient, and most of all fair system of justice. And I thank you for everything you do for the people of Maine every day. Thank you very much.

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The Chief Justice withdrew amid the applause of the Convention, the audience rising.

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The purpose for which the Convention was assembled having been accomplished, the Chair declared the same dissolved.

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The Senate then retired to its Chamber amid the applause of the House, the audience rising.

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(After the Joint Convention)

The House was called to order by the Speaker.

**SPECIAL SENTIMENT CALENDAR**

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

**Recognizing:**

the Shead High School Girls Varsity Basketball Team, of Eastport, which won the Class D North Championship. Members of the team include Holly Preston, Hannah Lank, Roxanna McGregor, Brooke Robinson, Cierra Seeley, Madison Greenlaw, Brooke Clark, Katelyn Mitchell, Cassidy Wilder and Taylah Kilby; manager Kaylah Kilby; assistant coach Joni Kinney; and head coach Corey Sullivan. We extend to all the members of the team our congratulations and best wishes;

(SLS 974)

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, I rise briefly to say that we, in Washington County, were extremely blessed this year to have two teams from downeast Maine appearing in the state championship game. And one of those teams, the Shead Tigerettes of Eastport, about four hours east of here, got a lot farther than anybody expected.

They worked hard. They defied expectations. They had a few upsets. They grinded out a few games, if you will. And with all respect to my colleague from Bethel, they played a great state championship game, but come up a little short. I think it's an inspiring day that a little school from way downeast in Eastport could go such a long way and it just goes to show that sometimes expectations need to be put aside. And actual accomplishments, like the Tigerettes achieved by winning the Northern Class D Championship, are very important and extremely important. So, I thank you all and I thank Senator Burns and other Members of this body—and I'm sure the whole Washington County delegation does as well—for recognizing Shead in their victory. It is a victory. We're very thankful. Congratulations and great work.

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

**Recognizing:**

Barbara Vining, of Wilton, longtime assistant town manager and bookkeeper, on the occasion of her retirement from public service after nearly 45 years of serving the citizens of Wilton. Ms. Vining retires as assistant town manager, deputy treasurer and deputy tax collector. She has served as interim town manager 4 separate times during her tenure. We send our appreciation to Ms. Vining for her service to the community and to the State. We extend our congratulations and best wishes to her on her retirement;

(HLS 1073)

Presented by Representative BLACK of Wilton. Cosponsored by Senator SAVIELLO of Franklin.

On **OBJECTION** of Representative BLACK of Wilton, was **REMOVED** from the Special Sentiment Calendar.

**READ.**

The SPEAKER: The Chair recognizes the Representative from Wilton, Representative Black.

Representative **BLACK**: Mr. Speaker, Men and Women of the House, today it's my honor to recognize a lady who has truly been an asset and a great public servant to the Town of Wilton for 45 years. I have had the pleasure of personally knowing Barbie Vining as a friend and former classmate from grade school through high school. Barbie graduated from Mt. Blue High School on a Sunday and went right to work the next morning, Monday morning, for the Town of Wilton.

Since being hired by the former town manager, John Donald, back in June of 1971, Barbie has done it all for the Town of Wilton—from the Clerk to the Town Manager. Even John, a good judge of character, couldn't have imagined the value that Barbie has brought to the Town of Wilton. She has been a dedicated worker for the taxpayers of Wilton, working nights and weekends, to make sure the work was done. Barbie, thank you for the many years of service and may you have a great, enjoyable retirement. Thank you, Mr. Speaker.

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

**CONSENT CALENDAR**

**First Day**

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

(S.P. 215) (L.D. 622) Bill "An Act To Require Training of Mandated Reporters under the Child Abuse Laws" Committee on **HEALTH AND HUMAN SERVICES** reporting **Ought to Pass as Amended by Committee Amendment "A" (S-378)**

(S.P. 558) (L.D. 1456) Resolve, Authorizing the Commissioner of Administrative and Financial Services To Convey Approximately 0.75 Acre of Land in Madrid Township to the Madrid Historical Society Committee on **STATE AND LOCAL GOVERNMENT** reporting **Ought to Pass as Amended by Committee Amendment "A" (S-377)**

(H.P. 1088) (L.D. 1598) Bill "An Act To Amend Procedures for the Licensing of Architects and Foresters" (EMERGENCY) Committee on **LABOR, COMMERCE, RESEARCH AND ECONOMIC DEVELOPMENT** reporting **Ought to Pass**

(H.P. 1105) (L.D. 1626) Resolve, Regarding Legislative Review of Portions of Chapter 4: Water-based Fire Protection Systems, a Late-filed Major Substantive Rule of the Department of Public Safety, Office of the State Fire Marshal (EMERGENCY) Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY** reporting **Ought to Pass**

(H.P. 1006) (L.D. 1465) Bill "An Act To Require the State To Adequately Pay for Emergency Medical Services" Committee on **HEALTH AND HUMAN SERVICES** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-547)**

(H.P. 1019) (L.D. 1496) Bill "An Act To Support Maine People in Recovery" Committee on **HEALTH AND HUMAN SERVICES** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-546)**

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

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



(S.P. 592) (L.D. 1530) Bill "An Act To Exempt MaineCare Appendix C Private Nonmedical Institutions from the Service Provider Tax" Committee on **TAXATION** reporting **Ought to Pass as Amended by Committee Amendment "A" (S-375)**

On motion of Representative GOODE of Bangor, 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.

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**CONSENT CALENDAR**

**Second Day**

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

(S.P. 386) (L.D. 1114) Bill "An Act To Protect Maine's Children from Sexual Abuse and Exploitation" (C. "A" S-369)

(S.P. 566) (L.D. 1468) Bill "An Act To Improve the Safety of Ferries in the State" (C. "A" S-374)

(S.P. 569) (L.D. 1471) Resolve, To Facilitate the Distribution of Food Harvested or Processed in Maine to Residents with Food Insecurity (C. "A" S-373)

(S.P. 574) (L.D. 1476) Bill "An Act To Improve the Law Concerning Carbon Monoxide Detectors" (EMERGENCY) (C. "A" S-370)

(H.P. 1076) (L.D. 1585) Bill "An Act To Improve Services for Persons Who Are Deaf or Hard of Hearing by Updating the Laws Governing Qualifications for Certain Members of the Telecommunications Relay Services Advisory Council"

(H.P. 1010) (L.D. 1487) Bill "An Act To Amend the Laws on Protection from Abuse and Unauthorized Dissemination of Certain Private Images" (EMERGENCY) (C. "A" H-545)

(H.P. 1072) (L.D. 1580) Resolve, Regarding Legislative Review of Portions of Chapter 26: Producer Margins, a Late-filed Major Substantive Rule of the Maine Milk Commission (EMERGENCY) (C. "A" H-544)

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

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**BILLS IN THE SECOND READING**

**Senate**

Bill "An Act To Update the Laws Governing the Maine Veterans' Homes"

(S.P. 586) (L.D. 1524)

**Senate as Amended**

Bill "An Act To Reduce the Trafficking of Illegal Drugs in the State"

(S.P. 596) (L.D. 1534)

(C. "A" S-371)

**House**

Bill "An Act To Provide Tax Revenue To Offset Transfers to the Maine Clean Election Fund"

(H.P. 1110) (L.D. 1634)

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

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

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The House recessed until 12:30 p.m.

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(After Recess)

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The House was called to order by the Speaker.

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The SPEAKER: The Chair recognizes the Representative from Brewer, Representative Verow, who wishes to address the House on the record.

Representative **VEROW**: Thank you, Mr. Speaker, Ladies and Gentlemen of the House, it's my distinct pleasure to announce that in the gallery today, there are 99 students from the Brewer Middle School, third grade, five classes, who have some down here today to testify on a bill that they were originated and asked Representative Lyford and myself and Senator Rosen if we would sponsor it. What they are attempting to do, or what they would like to do, is to recognize a Maine as an official crustacean for the State of Maine.

Now, we have trees and birds and other things, but they noticed that we did not have an official crustacean. Now, crustaceans, you could look at: crayfish, shrimp, crab, barnacle, krill. They have selected the lobster as the official crustacean and they've written to Representative Lyford and myself, handwritten letters requesting that we submit a bill to that effect and that bill would be. And their handwritten letters, I was impressed that they all spelled crustacean correctly. I had to look it up myself. So, that's a testimony to their good work and their school work.

So, at 2:45 today in the State and Local Government Committee, there will be hearing a bill to officially name the official crustacean of the state to be the Maine lobster. So I thank them all for taking the time to come down here to be with us and they've been going to the museum and other venues and they're observing our good work here as well. So, thank you.

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The SPEAKER: The Chair recognizes the Representative from Eddington, Representative Lyford, who wishes to address the House on the record.

Representative **LYFORD**: Thank you, Mr. Speaker, Ladies and Gentlemen of the House, to quite a surprise to receive 25 individual handwritten notes from a third grade class asking if I could help them with this crustacean situation. And you know, this third grade class at Brewer Middle School with Mrs. MacInnes being the leader is absolutely outstanding.

You know, we have some tremendous teachers in this state that follow a certain path, but this particular teacher, she follows her own path and she's done just a wonderful job with these children. We were there two weeks earlier to recognize this same class in a national letter writing contest, so my congratulations to the Brewer Middle School and to Mrs. MacInnes. Thank you, Mr. Speaker.

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

**PETITIONS, BILLS AND RESOLVES REQUIRING REFERENCE**

Bill "An Act To Establish a Commission To Reform Public Education Funding and Improve Student Performance in Maine and Make Supplemental Appropriations and Allocations for the Expenditures of the Department of Education and To Change Certain Provisions of the Law Necessary to the Proper Operations of Government for the Fiscal Year Ending June 30, 2017" (EMERGENCY)

(H.P. 1117) (L.D. 1641)

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

Cosponsored by Senator ALFOND of Cumberland and Representative: Speaker EVES of North Berwick, Senator: President THIBODEAU of Waldo.

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

Under suspension of the rules, the Bill was given its **FIRST READING WITHOUT REFERENCE** to a committee.

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

Representative MARTIN of Eagle Lake **REQUESTED** a roll call on **PASSAGE TO BE ENGROSSED**.

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

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

**ROLL CALL NO. 487**

YEA - Alley, Austin, Babbidge, Battle, Beavers, Beebe-Center, Black, Blume, Bryant, Buckland, Burstein, Campbell J, Campbell R, Chace, 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, Frey, Gattine, Gerrish, Gideon, Gilbert, Gillway, Ginzler, Goode, 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, Kruger, Kumiega, Lajoie, Lockman, Long, Longstaff, Luchini, Lyford, Maker, Malaby, Marean, Mastraccio, McCabe, McClellan, McCreight, McElwee, Melaragno, Monaghan, Moonen, Morrison, Nadeau, Nutting, O'Connor, Ordway, Parry, Peterson, Picchiotti, Pickett, Pierce J, Pierce T, Pouliot, Powers, Prescott, Reed, Russell, Sanderson, Saucier, Schneck, Seavey, Sherman, Short, Sirocki, Skolfield, Stanley, Stearns, Stetkis, Tepler, Theriault, Timberlake, Timmons, Tipping-Spitz, Tucker, Tuell, Turner, Vachon, Verow, Wadsworth, Wallace, Ward, Warren, Welsh, White, Winsor, Wood, Mr. Speaker.

NAY - Brooks, Chapman, Golden, Grant, Martin J, Martin R, Rotundo, Sanborn.

ABSENT - Bates, Beck, Bickford, McLean, Rykerson, Sawicki, Stuckey, Sukeforth.

Yes, 135; No, 8; Absent, 8; Excused, 0.

135 having voted in the affirmative and 8 voted in the negative, with 8 being absent, and accordingly the Bill was **PASSED TO BE ENGROSSED** and sent for concurrence. **ORDERED SENT FORTHWITH.**

**REPORTS OF COMMITTEE**

**Divided Report**

Majority Report of the Committee on **APPROPRIATIONS AND FINANCIAL AFFAIRS** reporting **Ought to Pass pursuant to Joint Order 2016, S.P. 630** on Bill "An Act To Provide for Tax Conformity and Funding Methods" (EMERGENCY)

(S.P. 633) (L.D. 1583)

Signed:

Senator:

VALENTINO of York

Representatives:

SANBORN of Gorham

GRANT of Gardiner

ROTUNDO of Lewiston

MARTIN of Eagle Lake

JORGENSEN of Portland

FREY of Bangor

Minority Report of the same Committee reporting **Ought to Pass as Amended by Committee Amendment "A" (S-354) pursuant to Joint Order 2016, S.P. 630** on same Bill.

Signed:

Senators:

HAMPER of Oxford

KATZ of Kennebec

Representatives:

SIROCKI of Scarborough

NUTTING of Oakland

WINSOR of Norway

TIMBERLAKE of Turner

Came from the Senate with the Minority **OUGHT TO PASS AS AMENDED** pursuant to Joint Order 2016, S.P. 630 Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-354)**.

**READ.**

Representative GOODE of Bangor moved that the House **ACCEPT** the Minority **Ought to Pass as Amended pursuant to Joint Order 2016, S.P. 630** Report.

Representative FREDETTE of Newport **REQUESTED** a roll call on the motion to **ACCEPT** the Minority **Ought to Pass as Amended pursuant to Joint Order 2016, S.P. 630** Report.

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

The **SPEAKER**: A roll call has been ordered. The pending question before the House is Acceptance of the Minority Ought to Pass as Amended pursuant to Joint Order 2016, S.P. 630 Report. All those in favor will vote yes, those opposed will vote no.

**ROLL CALL NO. 488**

YEA - Alley, Austin, Babbidge, Battle, Beavers, Black, Blume, Buckland, Burstein, Campbell J, Campbell R, Chace, Chenette, Corey, Crafts, Daughtry, Davitt, DeChant, Devin, Dillingham, Dion, Duchesne, Dunphy L, Dunphy M, Edgecomb, Espling, Evangelos, Farnsworth, Farrin, Foley, Fowle, Fredette, Gattine, Gerrish, Gideon, Gilbert, Gillway, Ginzler, Goode, Greenwood, Grohman, Guerin, Hamann, Hanington, Hanley, Harrington, Hawke, Head, Herbig, Herrick, Hickman, Higgins, Hilliard, Hobart, Hobbins, Hogan, Hubbell, Hymanson, Jorgensen, Kinney J, Kinney M, Kornfield, Kruger, Kumiega, Lajoie, Lockman, Long, Longstaff, Luchini, Lyford, Maker, Malaby, Marean, Mastraccio, McCabe, McClellan, McCreight, McElwee, Monaghan, Nutting,

O'Connor, Ordway, Parry, Peterson, Picchiotti, Pickett, Pierce J, Pierce T, Pouliot, Powers, Prescott, Reed, Sanderson, Saucier, Schneck, Seavey, Sherman, Short, Sirocki, Skolfield, Stanley, Stearns, Stetkis, Tepler, Theriault, Timberlake, Timmons, Tucker, Tuell, Turner, Vachon, Verow, Wadsworth, Wallace, Ward, Warren, Welsh, White, Winsor, Wood, Mr. Speaker.

NAY - Beebe-Center, Brooks, Bryant, Chapman, Chipman, Cooper, Doore, Fecteau, Frey, Golden, Grant, Harlow, Martin J, Martin R, Melaragno, Moonen, Morrison, Nadeau, Rotundo, Russell, Sanborn, Tipping-Spitz.

ABSENT - Bates, Beck, Bickford, McLean, Rykerson, Sawicki, Stuckey, Sukeforth.

Yes, 121; No, 22; Absent, 8; Excused, 0.

121 having voted in the affirmative and 22 voted in the negative, with 8 being absent, and accordingly the **Minority Ought to Pass as Amended pursuant to Joint Order 2016, S.P. 630 Report was ACCEPTED.**

The Bill was **READ ONCE. Committee Amendment "A" (S-354) 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-354)** in concurrence.

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

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**ENACTORS**  
**Emergency Measure**

An Act To Establish a Commission To Reform Public Education Funding and Improve Student Performance in Maine and Make Supplemental Appropriations and Allocations for the Expenditures of the Department of Education and To Change Certain Provisions of the Law Necessary to the Proper Operations of Government for the Fiscal Year Ending June 30, 2017

(H.P. 1117) (L.D. 1641)

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

Representative McCABE of Skowhegan **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 Skowhegan, Representative McCabe.

Representative **McCABE:** Thank you, Mr. Speaker, Men and Women of the House, I was reminded in the last few days of a speech given earlier this session by the good Representative from Newport, Representative Fredette. In that speech, he referred to feeling as if maybe he was sort of backed into the corner, would vote for the initiative before him, but really didn't feel that great about it.

So before us today, we have some funding. We have some funding for education. I don't think we should take a victory lap today. I think it's okay to walk over the finish line, but I feel like we've left the job undone. I know where we started. We took a vote a few weeks ago. We started at a higher number. On Monday, we saw the good work of the Education Committee, bipartisan work of the Education Committee, go before AFA and request \$24 million. Here we are today, we're voting on 15. I

would encourage all folks to vote for 15. But I say the work is not done. There is still more work to be done.

I think we'll continue to hear from our constituents back home that we continue not to meet our obligation for education funding and I think that that's something we should all think about. I think those folks in the room who represent rural school districts are really feeling the pinch the most. So, really, today I stand up, I will support the measure before us, but I couldn't let it pass without going on the record and really stating how I felt.

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 the members elected to the House being necessary, a total was taken.

**ROLL CALL NO. 489**

YEA - Alley, Austin, Babbidge, Battle, Beavers, Beebe-Center, Black, Blume, Bryant, Buckland, Burstein, Campbell J, Campbell R, 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, Frey, Gattine, Gerrish, Gideon, Gilbert, Gillway, Ginzler, Goode, Greenwood, Grohman, Guerin, Hamann, Hanington, Hanley, Harlow, Harrington, Hawke, Head, Herbig, Herrick, Hickman, Higgins, Hilliard, Hobart, Hobbins, Hogan, Hubbell, Hymanson, Jorgensen, Kinney M, Kornfield, Kruger, Kumiega, Lajoie, Lockman, Long, Longstaff, Luchini, Lyford, Maker, Malaby, Marean, Martin R, Mastraccio, McCabe, McClellan, McCreight, McElwee, Melaragno, Monaghan, Moonen, Morrison, Nutting, O'Connor, Ordway, Parry, Peterson, Picchiotti, Pickett, Pierce J, Pierce T, Pouliot, Powers, Reed, Russell, Sanderson, Saucier, Schneck, Seavey, Short, Sirocki, Skolfield, Stanley, Stearns, Stetkis, Tepler, Theriault, Timberlake, Timmons, Tipping-Spitz, Tucker, Tuell, Turner, Vachon, Verow, Wadsworth, Wallace, Ward, Warren, Welsh, White, Winsor, Wood, Mr. Speaker.

NAY - Brooks, Chapman, Golden, Grant, Martin J, Nadeau, Rotundo, Sanborn.

ABSENT - Bates, Beck, Bickford, Chace, Kinney J, McLean, Prescott, Rykerson, Sawicki, Sherman, Stuckey, Sukeforth.

Yes, 131; No, 8; Absent, 12; Excused, 0.

131 having voted in the affirmative and 8 voted in the negative, with 12 being absent, and accordingly the Bill was **PASSED TO BE ENACTED**, signed by the Speaker and sent to the Senate.

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

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**Emergency Measure**

An Act To Provide for Tax Conformity and Funding Methods  
(S.P. 633) (L.D. 1583)

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

Representative McCABE of Skowhegan **REQUESTED** a roll call on **PASSAGE TO BE ENACTED.**

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

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

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

**ROLL CALL NO. 490**

YEA - Alley, Austin, Babbidge, Battle, Beavers, Beck, Black, Blume, Buckland, Burstein, Campbell J, Campbell R, Chenette, Corey, Crafts, Daughtry, Davitt, DeChant, Devin, Dillingham, Dion, Duchesne, Dunphy L, Dunphy M, Edgecomb, Espling, Evangelos, Farnsworth, Farrin, Foley, Fowle, Fredette, Frey, Gattine, Gerrish, Gideon, Gilbert, Gillway, Ginzler, Goode, Greenwood, Grohman, Guerin, Hamann, Hanington, Hanley, Harrington, Hawke, Head, Herbig, Herrick, Hickman, Higgins, Hilliard, Hobart, Hobbins, Hogan, Hubbell, Hymanson, Jorgensen, Kinney M, Kornfield, Kruger, Kumiega, Lajoie, Lockman, Long, Longstaff, Luchini, Lyford, Maker, Malaby, Marean, Martin J, Martin R, Mastraccio, McCabe, McClellan, McCreight, McElwee, Monaghan, Nutting, O'Connor, Ordway, Parry, Peterson, Picchiotti, Pickett, Pierce J, Pierce T, Pouliot, Powers, Reed, Sanderson, Saucier, Schneck, Seavey, Short, Sirocki, Skolfield, Stanley, Stearns, Stetkis, Tepler, Theriault, Timberlake, Timmons, Tucker, Tuell, Turner, Vachon, Verow, Wadsworth, Wallace, Ward, Warren, Welsh, White, Winsor, Wood, Mr. Speaker.

NAY - Beebe-Center, Brooks, Bryant, Chapman, Chipman, Cooper, Doore, Fecteau, Golden, Grant, Harlow, Melaragno, Moonen, Morrison, Nadeau, Rotundo, Russell, Sanborn, Tipping-Spitz.

ABSENT - Bates, Bickford, Chace, Kinney J, McLean, Prescott, Rykerson, Sawicki, Sherman, Stuckey, Sukeforth.

Yes, 121; No, 19; Absent, 11; Excused, 0.

121 having voted in the affirmative and 19 voted in the negative, with 11 being absent, and accordingly the Bill was **PASSED TO BE ENACTED**, signed by the Speaker and sent to the Senate.

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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 KORNFIELD of Bangor, the House adjourned at 2:22 p.m., until 10:00 a.m., Thursday, March 10, 2016.