

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
42nd Legislative Day
Friday, April 29, 2016

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

Prayer by Honorable Mark W. Eves, North Berwick.

National Anthem by Honorable Deane Rykerson, Kittery; Honorable Joan W. Welsh, Rockport and Honorable Christine S. Burstein, Lincolnville.

Pledge of Allegiance.

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

The Journal of Friday, April 15, 2016 was read and approved.

SENATE PAPERS

Bill "An Act To Raise the Minimum Wage Incrementally to \$10 Per Hour in 2020"

(S.P. 701) (L.D. 1695)

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

Came from the Senate, under suspension of the rules and **WITHOUT REFERENCE** to a Committee, the Bill **READ TWICE** and **PASSED TO BE ENGROSSED AS AMENDED BY SENATE AMENDMENT "B" (S-535)**.

On motion of Representative McCABE of Skowhegan, the Bill and all accompanying papers were **INDEFINITELY POSTPONED** in **NON-CONCURRENCE** and sent for concurrence.

By unanimous consent, all matters having been acted upon were **ORDERED SENT FORTHWITH** with the exception of matters being held.

COMMUNICATIONS

The Following Communication: (H.P. 1173)

**STATE OF MAINE
OFFICE OF THE
SECRETARY OF STATE
AUGUSTA, MAINE 04333-0148**

April 27, 2016

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

Dear Clerk Hunt:

Enclosed please find my official certification to the 127th Legislature of the citizen initiative petition entitled "An Act To Legalize Marijuana".

Sincerely,
S/Matthew Dunlap
Secretary of State

**State of Maine
Secretary of State**

I, Matthew Dunlap, Secretary of State, hereby certify that written petitions bearing valid signatures of 62,848 electors of this State were addressed to the Legislature of the State of Maine and were filed in the office of the Secretary of State on February 1, 2016, requesting that the Legislature consider an act entitled, "An Act To Legalize Marijuana".

I further certify that the number of signatures submitted is in excess of ten percent of the total votes cast in the last gubernatorial election preceding the filing of such petitions, as required by Article IV, Part Third, Section 18 of the Constitution of Maine, that number being 61,123.

I further certify this initiative petition to be valid and attach herewith the text of the legislation circulated on the petition's behalf.

In testimony whereof, I have caused the Great Seal of the State of Maine to be hereunto affixed. Given under my hand at Augusta on the twenty-seventh day of April in the year two thousand and sixteen.

S/Matthew Dunlap
Secretary of State

READ and with accompanying papers **ORDERED PLACED ON FILE**. Sent for concurrence.

On motion of Representative RUSSELL of Portland, the accompanying Bill "An Act To Legalize Marijuana"

(I.B. 6) (L.D. 1701)

and all accompanying papers were **INDEFINITELY POSTPONED**.

Sent for concurrence.

The Following Communication: (H.C. 552)

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

April 26, 2016

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

Dear Honorable Members of the 127th Legislature:

Under the authority vested in me by Article IV, Part Third, Section 2 of the Constitution of the State of Maine, I am hereby vetoing LD 365, "An Act To Provide a Tax Reduction for Modifications To Make a Home More Accessible for a Person with a Disability."

If I were to support a proposal to achieve this bill's policy objectives, I would not support capping the tax credit at an income level of \$55,000. If a tax credit is valuable to one Maine taxpayer with disabilities, then it is valuable for all Mainers with disabilities. We should not discriminate against people with disabilities based on their income level.

This bill has a fiscal note of \$50,000 for 2016-2017, which would be paid for out of the unappropriated surplus in the General Fund. I do not support additional appropriations from the General Fund; therefore, I must return this bill to you unsigned and vetoed. I urge the Legislature to sustain it.

For this reason, I return LD 365 unsigned and vetoed. I strongly urge the Legislature to sustain it.

Sincerely,
S/Paul R. LePage
Governor

READ and ORDERED PLACED ON FILE. Sent for concurrence.

The accompanying item An Act To Provide a Tax Reduction for Modifications To Make a Home More Accessible for a Person with a Disability

(H.P. 252) (L.D. 365)
(S. "A" S-490 to C. "A" H-277)

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

Representative **SEAVEY**: Thank you, Mr. Speaker, Men and Women of the House, I urge you to vote green and override this veto. This was a unanimous committee report and at enactment was supported by well over two-thirds of this body. And this is legislation that thusly deserves such support. It's about disabilities later on in life through no actions in your prior life, like eating too much, drinking too much, or smoking too much. We're talking here about Muscular Dystrophy, Multiple Sclerosis, that comes on in a later age and puts you in a wheel chair.

What this bill would do is be a tax credit so you could help rehab your house through, simple as putting up a ramp into the front of your house, redoing your bathroom, widening your hallways. So, this is not much of a fiscal note. It's a small fiscal not for such a huge help to these people and I strongly urge you to override. Thank you, Mr. Speaker.

The **SPEAKER**: The Chair recognizes the Representative from Lisbon, Representative Crafts.

Representative **CRAFTS**: Thank you, Mr. Speaker, Ladies and Gentlemen of the House, 1983, my anniversary's coming up May 6th of being in the chair. I just want to say that when I started out going from the hospital to a place to live, we did renovations and I can't start to tell you, if you're not in a wheelchair you don't understand; when you're limited to getting on your toilet, getting into your bathroom, getting into your tub; going up the ramp, whether it's too steep, not steep enough. I mean, it's just, it's incredible, life changing, when things are accessible. I finally, in the end, built myself a accessible home from one end to the other. And I can't even imagine going backwards to a place where I struggled to get through my home, onto my toilet, and into my tub. So, I encourage you to override this veto so these people that are struggling, their accessibility can have a better way of life. Thank you.

The **SPEAKER**: The Chair recognizes the Representative from Brewer, Representative Verow.

Representative **VEROW**: Thank you, Mr. Speaker, Ladies and Gentlemen of the House, this is a, somewhat of a pilot project, a small amount of money dedicated to this important purpose that is so important to many people who want to remain in their homes and may not be able to because they can't modify their home so that their accessibility would limit them from staying in their homes. So, there would be oversight on this as far as the funding from the Maine State Housing Authority. They would certify that the applications for this funding would be appropriate. So, I ask you to support me in overriding this veto.

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

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

ROLL CALL NO. 647V

YEA - Alley, Austin, Babbidge, Bates, Battle, Beavers, Beck, Beebe-Center, Bickford, Black, Blume, Brooks, Bryant, Buckland, Burstein, Campbell J, Campbell R, Chace, Chapman, Chenette, Chipman, Cooper, Corey, Crafts, Daughtry, Davitt, DeChant,

Devin, Dillingham, Dion, Doore, Duchesne, Dunphy L, Dunphy M, Edgcomb, 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, Kinney J, Kinney M, Kornfield, Kruger, Kumiega, Lajoie, Long, Longstaff, Luchini, Lyford, Maker, Malaby, 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, Stanley, Stearns, Stetkis, Stuckey, Sukeforth, Tepler, Theriault, Timberlake, Timmons, Tipping-Spitz, Tucker, Tuell, Turner, Vachon, Verow, Wadsworth, Wallace, Ward, Warren, Welsh, White, Winsor, Wood, Mr. Speaker.

NAY - NONE.

ABSENT - Jorgensen, Lockman, Skolfield.

Yes, 148; No, 0; Absent, 3; Excused, 0.

148 having voted in the affirmative and 0 voted in the negative, with 3 being absent, and accordingly the Veto was **NOT SUSTAINED**. Sent for concurrence.

By unanimous consent, all matters having been acted upon were **ORDERED SENT FORTHWITH** with the exception of matters being held.

The Following Communication: (H.C. 551)

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

April 26, 2016

The 127th Legislature of the State of Maine

State House

Augusta, Maine

Dear Honorable Members of the 127th Legislature:

Under the authority vested in me by Article IV, Part Third, Section 2 of the Constitution of the State of Maine, I am hereby vetoing LD 419, "An Act To Establish the Summer Success Program Fund."

This bill would establish a fund to provide grants without providing any funding for those grants. It would require the Department of Education to establish standards, guidelines and processes for a program that may never receive any funding. Further, it would put pressure on local school districts to create summer success programs, which should be a local decision. If this were a priority for the Legislature, then it should have been funded with existing resources. I do not support this new, unfunded program, which is likely the first step on a slippery slope to another unfunded mandate.

Further, this bill seeks to add another position to the Department of Education to administer this unfunded program. This position would cost over \$93,000 in 2016-2017 and be paid for out of the unappropriated surplus in the General Fund. I do not support additional appropriations from the General Fund; therefore, I must return this bill to you unsigned and vetoed. I urge the Legislature to sustain it.

Sincerely,
S/Paul R. LePage
Governor

READ and ORDERED PLACED ON FILE.

The accompanying item An Act To Establish the Summer Success Program Fund

(H.P. 286) (L.D. 419)
(S. "A" S-491 to C. "A" H-450)

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

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

ROLL CALL NO. 648V

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

NAY - Austin, Black, Buckland, Campbell R, Chace, Crafts, Dillingham, Dunphy L, Edgecomb, Espling, Farrin, Foley, Fredette, Gerrish, Gillway, Greenwood, Guerin, Hanington, Hanley, Harrington, Hawke, Head, Hilliard, Hobart, Kinney J, Kinney M, Long, Lyford, Malaby, Marean, McElwee, Nutting, O'Connor, Ordway, Parry, Picchiotti, Pickett, Pierce J, Prescott, Reed, Sanderson, Sawicki, Seavey, Sirocki, Stetkis, Theriault, Timberlake, Timmons, Tuell, Turner, Vachon, Wadsworth, Wallace, White, Winsor, Wood.

ABSENT - Lockman, Skolfield.

Yes, 93; No, 56; Absent, 2; Excused, 0.

93 having voted in the affirmative and 56 voted in the negative, with 2 being absent, and accordingly the Veto was **SUSTAINED.**

The Following Communication: (H.C. 541)

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

April 22, 2016

The 127th Legislature of the State of Maine
State House

Augusta, Maine

Dear Honorable Members of the 127th Legislature:

Under the authority vested in me by Article IV, Part Third, Section 2 of the Constitution of the State of Maine, I am hereby vetoing LD 654, "An Act to Expand the 1998 Special Retirement Plan to Include Detectives in the Office of the Attorney General."

This bill would add detectives in the employment of the Office of the Attorney General to list State employees eligible for participation in the 1998 Special Retirement Plan, which is found at 5 M.R.S.A. §17851-A. While these particular employees may

be suitable for participation in this plan, which is largely limited to law enforcement-type positions, I cannot support this proposal due to the high costs to the General Fund. The Administration, and even many in the Legislature, worked this year to limit any increase in General Fund spending above the hundreds of millions enacted in the biennial budget. In fact, many spending bills this Session were funded through various off-sets in an attempt to limit the growth of General Fund spending. This bill, however, does not contain a comparable off-set.

I understand that additional General Fund spending included in this bill is modest during the current biennium. We will never achieve a triple A credit rating by continually using the General Fund to grow government. At the same time, we must be particularly circumspect of growing the State's pension system due to unfunded pension liabilities – something I worked hard to reduce in the first term of my Administration. The true costs of this bill, like any proposal to grow the State's pension system, will not come due until the out-years at which point they will be significant.

For these reasons, I return LD 654 unsigned and vetoed. I strongly urge the Legislature to sustain it.

Sincerely,
S/Paul R. LePage
Governor

READ and ORDERED PLACED ON FILE.

The accompanying item An Act To Expand the 1998 Special Retirement Plan To Include Detectives in the Office of the Attorney General

(H.P. 435) (L.D. 654)
(C. "A" H-548)

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

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

ROLL CALL NO. 649V

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

NAY - Austin, Black, Buckland, Campbell R, Chace, Corey, Crafts, Dillingham, Edgecomb, Espling, Farrin, Foley, Fredette, Gerrish, Gillway, Ginzler, Guerin, Hanington, Hanley, Hawke, Head, Hilliard, Kinney J, Kinney M, Long, Lyford, Malaby, Marean, McClellan, McElwee, O'Connor, Ordway, Parry, Pierce J, Pouliot, Prescott, Reed, Sanderson, Sawicki, Seavey, Sirocki, Stetkis, Theriault, Timberlake, Timmons, Turner, Vachon, Wadsworth, Wallace, Ward, White, Winsor, Wood.

ABSENT - Lockman, Skolfield.

Yes, 96; No, 53; Absent, 2; Excused, 0.

96 having voted in the affirmative and 53 voted in the negative, with 2 being absent, and accordingly the Veto was **SUSTAINED**.

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

The Following Communication: (H.C. 561)

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

April 27, 2016

The 127th Legislature of the State of Maine

State House

Augusta, Maine

Dear Honorable Members of the 127th Legislature:

Under the authority vested in me by Article IV, Part Third, Section 2 of the Constitution of the State of Maine, I am hereby vetoing LD 1649, "An Act To Modernize Maine's Solar Power Policy and Encourage Economic Development."

This legislation would increase energy costs for those Maine businesses and households that cannot afford expensive solar panels by tens of millions of dollars – picking winners and losers in Maine's energy mix. The cost of the ever-increasing solar mandates in this bill would be borne by ratepayers with no price cap, allowing above-market contracts to be added to stranded costs.

I tried to negotiate in good faith with Democrats to reach a compromise that would not add to the burden of ratepayers. I requested that the bill include all renewables, return all renewable energy credits (RECs) to ratepayers and have a cap on the price we pay in long-term contracts. We could not reach an agreement. They are not serious about reducing the price of energy for Maine families or job creators. Business leaders from major employers such as Sappi, Bath Iron Works, Barber Foods and Pratt-Whitney are imploring us to lower the cost of energy. This bill will only add to the cost of doing business in Maine. It takes us in the wrong direction.

For these reasons, I return LD 1649 unsigned and vetoed. I strongly urge the Legislature to sustain it.

Sincerely,

S/Paul R. LePage

Governor

READ and ORDERED PLACED ON FILE.

The accompanying item An Act To Modernize Maine's Solar Power Policy and Encourage Economic Development

(H.P. 1120) (L.D. 1649)

(S. "A" S-522 to C. "A" H-666)

The SPEAKER: The Chair recognizes the Representative from Freeport, Representative Gideon.

Representative **GIDEON**: Thank you, Mr. Speaker. Mr. Speaker, Women and Men of the House, though I've risen from this corner periodically for procedural motions, I seldom speak on the floor about a bill this year. But I did want to rise to answer a couple of questions that have come up regarding this bill and especially regarding conversations that have happened around this bill over the past two weeks. I ask all of you to bear with me for just a minute while I tell you about this story. And it matters, understanding this, because it is a story of collaboration, and it's a story of compromise. And it's also a story of taking the time to do something thoughtfully and to do it right. I want to answer, specifically, some of the questions that were raised in the floor debate two weeks ago, and some questions that have come up since.

So, the first one is: this bill is awfully complex, isn't it? And the answer, Mr. Speaker, is, it is. Energy policy is complex. There's no two ways about it. I agree. Another question was, was this bill put together too quickly? Was it the end of session? Was it behind closed doors? The answer is no. No, Mr. Speaker, it wasn't. This bill started last year and it went through a public process unlike any that most bills go through. Six months at the PUC with more than 35 stakeholders participating. And that's how this bill came together. After that, it was vetted through committee, with multiple work sessions and more than 100 people testifying for the bill, or neither for nor against the bill.

Another question that was raised: is this just another subsidy for renewable energies? Mr. Speaker, I could begin by explaining that there are subsidies for all energy sources. As a matter of fact, right now at the PUC, there is a discussion about natural gas, because this body produced a bill that said that ratepayers in the State of Maine could be responsible for up to \$75 million on the backs of ratepayers.

But this bill, it does something that's pretty special and unique, because it actually, for the first time, moves us away from the subsidies that people have disliked about solar. It brings us to a new place and it actually drives us towards a more market-driven system for solar compensation.

Last, Mr. Speaker, I just want to talk a little bit about some of the conversations that I was able to have with the Chief Executive during these past two weeks. Productive conversations. Good conversations, which I think are important because they matter for all of us in this body, that the Chief Executive and legislative leaders are talking and communicating. And, you know, we got pretty far, Mr. Speaker. The Chief Executive asked for two things. He asked for them and I said yes. And the Chief Executive asked for a third thing and I looked at it and I thought about it and I evaluated it, but at the end of the day, Mr. Speaker, what this bill has become is about more than just energy. It's about people's jobs and people's livelihoods. And I know that a lot of those people are here today. We saw them out in the hallway.

For me when I think about this bill every day, for me when I couldn't sleep last night, I was thinking about people like Vaughn and Fortunat, I was thinking about Matt and Sadie, I was thinking about people who have come to me repeatedly and said, "My livelihood is on the line." I was thinking about how Sadie Ferreira said she was the fourth generation to work in the Bucksport paper mill, but her children are watching that paper mill be dismantled and she is so thrilled that she has found and been trained to work in the solar industry instead.

These are the jobs of the future, Mr. Speaker. We cannot afford to turn our backs on any person in this state who is creating jobs. Two weeks ago, we debated the biomass bill and it was a difficult bill for many of us. We were looking at an industry that probably doesn't have a future—old biomass, specifically—but we voted for that bill and we voted for it, really, Mr. Speaker, for one reason: it was about the people in Maine and their jobs. And so I ask people to have that consideration today to think about those people because, really, more than 300 jobs are at stake with this bill. I thank you and I thank everyone for their consideration. There's been a lot of information about this. Thank you.

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

Representative **FREDETTE**: Thank you, Mr. Speaker, Ladies and Gentlemen of the House, you'll recall when we initially debated this bill, that I got up and I spoke about what I believe may be or may not be an unintended consequence of a rush to

judgement to try to pass this bill. And I would respond that there are a couple, three important points on this.

Number one is, is solar is growing. That's a fact. And solar will continue to grow whether or not we pass this bill. And I believe that that is also a fact. And we also know that this issue that we talk about, net metering, and only people in Augusta seem to understand this concept about net metering, that we've reached the one percent threshold on net metering, which therefore means that the issue of solar comes before the PUC. And I want to say that if we don't pass this bill, Ladies and Gentlemen, the PUC has to look at, because we've reached that one percent threshold, and they will look at the issue of net metering and how it fits into the mix.

And I would submit to you that I trust the PUC. I trust the PUC to look at the people in the solar industry, the growing availability of these resources, the declining prices of the technology, and I have faith and I trust that the PUC will deal with solar in a reasonable way. That, you know, there's no need to pass this bill because we think the PUC is going to do "X." Well, I trust the PUC.

So, what we don't know is, is that we have a bill here before us with a scheme set up that has never been done anywhere else in the nation. So, we're going to be first on this. And then we're also going to be potentially putting ratepayers on the hook for \$2, maybe \$200, maybe \$300 million on 20-year contracts. And I heard Representative John Martin talk about the biomass bill the last time we were here and he talked about how the Legislature had the opportunity to work on mills back then. They didn't have a chance to do it. And here we are today, we're seeing mills close left and right.

And what is the one constant theme that we continue to hear about businesses that are leaving Maine? It is the high energy cost. We hear it time and time and time again: high energy cost. From a generating perspective, Maine generates about 75 percent of its energy from renewables. We are at the forefront of energy production from a clean environment perspective. And there's more to be done. We haven't even looked at the capacity for hydro, possibly from Quebec, to help solve the solution for energy prices in New England and in Maine. And we haven't really addressed that potential.

And then we have this bill before us today, which frustrates me because what I see is, is that when you look at the people, generally speaking, that are putting in and installing solar, it's people that have the financial means to do that. And that's fantastic in a capitalistic society. You make money. You want to spend it on the things that you want to spend it on. You ought to be able to do that. That's fantastic.

What I have a problem with, Ladies and Gentlemen of the House is, is that when we start talking about socializing the cost, which is just another way of saying spreading the cost amongst ratepayers for solar. Now, I know people are tired of hearing me say that I was born in Aroostook County and I grew up in Washington County, but I will tell you what, people are leaving those counties. The jobs are gone. And it's spreading into Piscataquis County, into Somerset County. We hear about the mill closing in Madison. Maine is not a competitive place for employers to stay. And now we're asking people in these counties, where there are incomes that are smaller than those in, what typically might be described in communities in southern Maine that are more affluent. We're going to ask people in my district that is 70, 75 percent free and reduced lunch recipients to bear the cost of expanding solar for people that, generally, in my opinion are more affluent and can afford to do that.

And they can continue to do that without this bill, Ladies and Gentlemen of the House. I'm fighting for the poor people on this

bill. And the data bears that out. The people that are taking the tax credits, the federal tax credits for solar and these renewables are the rich. And I talked about that the last time we had this debate. Those making over \$200,000. Those are the people that are going to benefit from solar. Those are the people that can continue to buy solar. This is not a kill solar bill. I think Republicans support solar. We want a clean environment.

But I submit to you that if we continue to pass bills like this, we will continue to drive companies out of Maine. We will continue to drive our young people out of Maine. And we will continue to keep our people in poverty for a special interest. I know there are people that care about the environment and see this as an environmental bill and I understand that. But I see it from my perspective as a jobs bill, where we are killing jobs. We are forcing companies out of Maine because we can't compete. And just like 20 years ago when Representative Martin was talking about biomass and whether or not we're going to do this, these sorts of bills have implications, Ladies and Gentlemen of the House. When we continue to artificially raise prices on energy so that we are not competitive nationally, businesses are not going to be coming to Maine. So your vote has consequences.

And I will close simply by saying once again, I believe this House Republican Caucus supports the solar industry, wants to see it grow, and believes it will grow without this bill. Ladies and Gentlemen of the House, I ask you, so that we can continue to try to move Maine in a direction where we can continue to attract businesses, keep those businesses that are here, so that we can keep our young people here. That's what I see this bill as being about and I will be voting to sustain this veto and I ask you to follow my light. Thank you, Ladies and Gentlemen.

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

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

The SPEAKER: The Representative may pose her question.

Representative **BEAVERS**: If the reason businesses are shutting down in Maine is due to high energy costs, why aren't they shutting down in all the rest of the New England states who have higher energy costs than we do? Thank you.

The SPEAKER: The Representative from South Berwick, Representative Beavers, has posed a question through the Chair to anyone who may care to respond. The Chair recognizes the Representative from Waterboro, Representative Prescott.

Representative **PRESCOTT**: Thank you, Mr. Speaker, Ladies and Gentlemen of the House, government involved in business. They said, "Build the windmills. You'll get lower electric rates." We didn't. They said, "We'll burn our own trash and get lower electric rates." We didn't. They said we'd have affordable healthcare. We didn't get that. Politicians are zero for three getting involved in business. Thank you.

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

Representative **CAMPBELL**: Thank you, Mr. Speaker. Mr. Speaker, Ladies and Gentlemen of the House, as long as I've been up here I still get confused. A few years ago, we invested many, many millions of the taxpayers' money into a ponzi scheme that wound up down in Louisiana. We never got that money back and no one seemed to try to want to get it back. Last week we turned around, or two weeks ago, and voted to take \$13 million of the taxpayers' money and give it to a failing industry: the biomass. But here we stand here today, somebody on the other side of the aisle speaking up about this bill about increasing jobs and increasing energy in the State of Maine. So,

what I'm saying to you, Mr. Speaker is, the longer I'm up here, the more confused I get. Thank you.

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

Representative **DION**: Good morning, Mr. Speaker, Ladies and Gentlemen of the House, I won't belabor the point with an extended conversation. I just want to make a few observations. There was a lot of hours put into this bill by many individuals. It's complex in its structure. I won't walk away from that.

But I want to say something about business. When we've looked at the data that businesses are leaving Maine, you have to remember to read the entire paragraph of their statements. Energy cost is but one of the factors. And often time in this debate, it's pointed to as the single, solitary motive for their decision to withdraw.

Now let me say something about energy costs for just a moment. It is not the cost of generation that would drive away economic investment. It has been the cost of energy transportation. It's the delivery of power from Point A to Point B that hampers the growth of our economy. This bill is an economic development bill. It is structured to allow major industrials to develop solar on site so they can escape transportation and delivery costs. They, in an essence, would become their own power generators and take available of the energy the sun provides. They, in essence, would have an opportunity to drive down the cost of energy for their business operations.

Second, as I said in an earlier speech when we were debating the history of sheriffs and robber barons and Robin Hood, I was concerned that current net metering policy did disenfranchise the poor and those without the income to make an investment. This bill addresses that question, Mr. Speaker. It provides the opportunity for those with lesser means to band in a collective so they can have community arrays, in which they would own a share of the energy provided and enjoy the benefits of reducing their costs for themselves and for their neighbors, without the necessity of having their own on-site, residential application.

This bill is about leadership. We bemoan the fact that Maine comes in last in so many standards of measurement regarding our economy. This is an opportunity for Maine to take its place at the head of the pack for a change and point to a new direction in terms of energy production for ourselves and future generations. Thank you, Mr. Speaker.

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

Representative **CAMPBELL**: Thank you, Mr. Speaker, I'm sorry to rise again, but I'd like to make it very plain that LD 1649, I supported wholeheartedly. Some people might've got confused in my last little speech, but I supported it wholeheartedly. Thank you, Mr. Speaker.

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

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

There are still several members in their seat who have not yet voted. The Chair inquires how the Representative from Knox, Representative Kinney, would like to be recorded.

Representative **KINNEY**: I'm still trying to just determine.

The SPEAKER: The Chair would inquire how the Representative from Arundel, Representative Parry, would like to be recorded.

Representative **PARRY**: I'm still thinking.

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

Representative **FREDETTE**: Thank you, Mr. Speaker. Mr. Speaker, we have one person that's in the restroom, so we'll be hoping that the bell would stay open for him.

The SPEAKER: If the Members in their seat could vote. The Chair recognizes the Representative from Newport, Representative Fredette.

Representative **FREDETTE**: Again, I would just let the Chair know that we have one person who wishes to vote who is in the restroom and will be here shortly.

The SPEAKER: Could the Minority Leader identify who that Member is?

Representative **FREDETTE**: Representative Theriault.

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

ROLL CALL NO. 650V

YEA - Alley, Babbidge, Bates, Battle, Beavers, Beck, Beebe-Center, Blume, Brooks, Bryant, Burstein, Campbell J, Chapman, Chenette, Chipman, Cooper, Corey, Daughtry, Davitt, DeChant, Devin, Dillingham, Dion, Doore, Duchesne, Dunphy M, Evangelos, Farnsworth, Fecteau, Foley, Fowle, Frey, Gattine, Gideon, Gilbert, Gillway, Golden, Goode, Grant, Grohman, Hamann, Harlow, Harrington, Herbig, Herrick, Hickman, Higgins, Hobart, Hobbins, Hogan, Hubbell, Hymanson, Jorgensen, Kinney M, Kornfield, Kruger, Kumiega, Lajoie, Longstaff, Luchini, Marean, Martin J, Martin R, Mastraccio, McCreight, McLean, Melaragno, Monaghan, Moonen, Morrison, Nadeau, Peterson, Picchiotti, Pierce T, Pouliot, Powers, Rotundo, Russell, Rykerson, Stanbury, Saucier, Schneck, Seavey, Short, Stanley, Stearns, Stetkis, Sukeforth, Tepler, Timmons, Tipping-Spitz, Tucker, Verow, Warren, Welsh, Mr. Speaker.

NAY - Austin, Bickford, Black, Buckland, Campbell R, Chace, Crafts, Dunphy L, Edgecomb, Espling, Farrin, Fredette, Gerrish, Ginzler, Greenwood, Guerin, Hanington, Hanley, Hawke, Head, Hilliard, Kinney J, Long, Lyford, Maker, Malaby, McCabe, McClellan, McElwee, Nutting, O'Connor, Ordway, Parry, Pickett, Pierce J, Prescott, Reed, Sanderson, Sawicki, Sherman, Sirocki, Stetkis, Timberlake, Tuell, Turner, Vachon, Wadsworth, Wallace, Ward, White, Winsor, Wood.

ABSENT - Lockman, Skolfield, Theriault.

Yes, 96; No, 52; Absent, 3; Excused, 0.

96 having voted in the affirmative and 52 voted in the negative, with 3 being absent, and accordingly the Veto was **SUSTAINED**.

The Following Communication: (H.C. 543)

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

April 25, 2016

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

Dear Honorable Members of the 127th Legislature:

Under the authority vested in me by Article IV, Part Third, Section 2 of the Constitution of the State of Maine, I am hereby vetoing LD 655 "Resolve, To Provide the Engineering Study and Planning Needed for a Statewide, Centrally Located Emergency

Services Training Facility and Several Regional Training Facilities."

This resolve would require the Maine Fire Protection Services Commission to commission a \$200,000 engineering study that would determine where best to build an unneeded Maine Emergency Services Institute, as well as several regional branches of that institute. Currently, our educational facilities provide the academic portion of emergency services training - the rest of the training is taught and learned in the field. There is no need to build costly new facilities to provide training that is already in good supply.

For these reasons, I return LD 655 unsigned and vetoed. I strongly urge the Legislature to sustain it.

Sincerely,
S/Paul R. LePage
Governor

READ and ORDERED PLACED ON FILE.

The accompanying item Resolve, To Provide the Engineering Study and Planning Needed for a Statewide, Centrally Located Emergency Services Training Facility and Several Regional Training Facilities

(H.P. 436) (L.D. 655)
(S. "A" S-502 to C. "A" H-528)

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

Representative **LAJOIE**: Thank you, Mr. Speaker. Mr. Speaker, Ladies and Gentlemen of the House, this bill has changed from its original bill in the sense that the funding was stripped from the bill. The basis of this bill, and its being original, was to fund a study to build an emergency response facility, centralized, and the monies allocated for this were going to pay for the engineering study. And what it was as well, is it was allowing the Maine Fire Commission to spearhead the study.

Since 1995, the Maine fire chiefs have been looking into a centralized location. During that time, up to this date, we've made many inroads. And we've identified different areas where a facility could be located. However, we needed to go further. And to go further, we needed the ability to come through the legislative process to basically give us a blessing to continue.

So, as I said prior, this bill was to allocate \$200,000 for the study. What it does now as a Resolve, is it allows the Maine Fire Commission to look into the feasibility of building such a structure. And by doing so, they would take all the information that we currently have with regards as to what we accumulated since 1995, and we would go out to local engineering groups to give us an idea as to how much this would cost. The monies that were going to be allocated for this, which are no longer available, we, in the Fire Commission and the Maine fire chiefs as well as the Professional Fires Association, were looking to getting funding through federal programs to cover the cost of that study.

So, all this bill is doing is allowing the Fire Commission to put together a set of information and contact the engineering firms locally within the state and to see what avenues we have to go through and by then, or during that time try to get federal funding to offset the cost of that planning.

The other thing is, is that I think it's very important, especially when in the fire service or emergency service, we apply for funding, it would be a great, a boost if you will, if we have the backing of the State Legislature in regards as to our going forward with that kind of plan.

So, I would ask that you help and follow my vote to override this veto. I do think it's very important. There's no money involved. And it also specifies a time where the Fire Commission must come in front of the Criminal Justice Committee to report. So, it establishes a time, so it's not something that's going to be

ongoing. So, thank you very much. And again, I would greatly appreciate your vote to override this veto.

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

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

ROLL CALL NO. 651V

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

NAY - Austin, Bickford, Black, Buckland, Campbell R, Chace, Crafts, Dillingham, Dunphy L, Edgecomb, Espling, Farrin, Foley, Fredette, Gillway, Ginzler, Guerin, Hanington, Hanley, Hawke, Head, Higgins, Hilliard, Hobart, Kinney J, Kinney M, Long, Lyford, Malaby, McClellan, McElwee, Nutting, O'Connor, Ordway, Parry, Picchiotti, Pickett, Pierce J, Pouliot, Prescott, Reed, Sanderson, Sawicki, Seavey, Sherman, Sirocki, Stetkis, Timberlake, Timmons, Tuell, Turner, Wadsworth, Wallace, White, Winsor.

ABSENT - Lockman, Skolfield, Theriault.

Yes, 93; No, 55; Absent, 3; Excused, 0.

93 having voted in the affirmative and 55 voted in the negative, with 3 being absent, and accordingly the Veto was **SUSTAINED**.

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

SPECIAL SENTIMENT CALENDAR

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

Recognizing:

the Maine Moose Full Season U16 AA Team, based in Hallowell, which won the USA Hockey National Championship in Wayne, New Jersey. The team went undefeated in six games against teams from around the nation. The team also had an undefeated regular MEAHA league season, followed by an undefeated playoffs to win the Maine State Championship, and the team played in the Eastern Junior Elite Prospects League and dominated their division. Members of the team, who come from across the State, include Esa Maki, Matt Jolicoeur, Dustin Larochelle, Joe Bisson, Ryan Raby, Gavin Bates, Jayden Wilson, Joe Grant, Josh Malone, Tanner McClure, Cole Ouellette, Jerome Rancourt, Nick Bisson, Marc Thibodeau, Cody Doyon, Ryan Kappelmann, Cam Wilson, Sam Story and Tyler Halls and coaches Ben Gray and Jim Raby. We extend to all the members of the team our congratulations and best wishes;

(HLS 1330)

Presented by Representative ROTUNDO of Lewiston.
Cosponsored by Senator McCORMICK of Kennebec, Senator LIBBY of Androscoggin, Representative WARREN of Hallowell.

On **OBJECTION** of Representative ROTUNDO of Lewiston, was **REMOVED** from the Special Sentiment Calendar.
READ and **PASSED** and sent for concurrence.

Recognizing:

Mary Toman, of Gardiner, a junior at Gardiner Area High School and a player on the girls basketball team, who has been named the *Kennebec Journal* Girls Basketball Player of the Year. We extend to Mary our congratulations and best wishes;

(HLS 1333)

Presented by Representative GRANT of Gardiner.
Cosponsored by Senator McCORMICK of Kennebec.

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

READ.

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

Representative **GRANT**: Thank you, Mr. Speaker, Ladies and Gentlemen of the House, I'm very proud to rise today to honor a young lady who is a junior at Gardiner Area High School, Mary Toman, who's here with her dad, who's the Chief of Police in our town. Mary is a sweet and gracious player and a sweet and gracious person on and off the court. She's also a really tough competitor and that's one of the reasons that she has been named the *Kennebec Journal's* Basketball Player of the Year.

I believe that Mary has a bright future and I'm very pleased to recognize the accomplishments that she's already made and I'm really pleased to be her Representative and to enter her name in the record as recognizing her achievement here at the state level. So, I wish Mary well and I told her that I'm just keeping her seat warm. Thank you, Mr. Speaker.

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

In Memory of:

Spencer R. Havey, of Pittsfield, a veteran of the United States Navy and a prominent local figure. Mr. Havey was born in Pittsfield and graduated from Maine Central Institute in 1956. He served in the Navy from 1956 to 1960. He served as police chief for the Town of Pittsfield for many years, as sheriff for Somerset County from 1990 to 1994 and as assistant chief of the Pittsfield Fire Department. He was the founding father of the Sebasticook Valley Elks Lodge No. 2713, which he served as exalted ruler for 5 terms. He also was a member of the Meridian Masonic Lodge No. 125, Ancient Free and Accepted Masons, for many years. He volunteered his time on several occasions, and he recently received a Spirit of America Award for his service to the community. Mr. Havey will be long remembered and sadly missed by his family, friends and all those who knew him;

(HLS 1342)

Presented by Representative SHORT of Pittsfield.
Cosponsored by Senator WHITTEMORE of Somerset.

On **OBJECTION** of Representative SHORT of Pittsfield, was **REMOVED** from the Special Sentiment Calendar.

READ.

The SPEAKER: The Chair recognizes the Representative from Pittsfield, Representative Short.

Representative **SHORT**: Thank you, Mr. Speaker. Mr. Speaker, Ladies and Gentlemen of the House, a few weeks ago I had the good fortune to present 78-year-old Spencer Havey of Pittsfield a special sentiment on behalf of the 127th Legislature. The sentiment was in recognition of Spencer being the recipient of a Spirit of America Award.

After the presentation my wife Debora and I had the good fortune of sitting at a table for over an hour with Spencer, his son Michael and Michael's daughter. We had such a great time. We spent nearly all of our time together just laughing. It was an evening that will never be erased from my mind and one that I wished I could repeat time and time again.

After returning to our home, Debora and I talked about how much we enjoyed the evening and being in the company of Spencer. We also talked about how much Spencer enjoyed the evening and he did so knowing that he had a short time left to live. Never once during that evening did he complain or show any sign of self-pity. I'm not sure that I could handle myself in such a manner knowing what he knew.

The day after his funeral I spoke with a classmate of Spencer's, Forrest Frost. Forrest said that he had visited Spencer a couple of days before he passed away. He told me that when he got up to leave, Spencer asked him to help him get up out of bed. He said, "When I got him up he gave me a hug and looked me in the eyes and said, 'Forrest do you know where I'm going?'" Forrest told me that he thought Spencer was going to say something like, "I'm going to meet my maker soon." So he said, "I looked Spencer in the eye and I said, 'Where are you going, Spencer?'" Spencer said, "I'm going to the refrigerator and get a beer," and they laughed.

Spencer was a man of integrity and deep sincerity. No one could help being at ease in his presence, even when knowing that he had but a short time to live. He was such a beautiful character loved by many. He persisted in keeping his mind and spirit on the sunny side of life, however hard the trials and difficulties. I feel sorry for all the people who did not have the wonderful opportunity of meeting, of knowing, or of working with Spencer Havey. May his soul rest in everlasting peace and may the Almighty grant solace and consolation to his dearly beloved wife and the members of his family. Thank you, Mr. Speaker.

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

COMMUNICATIONS

The Following Communication: (H.C. 544)

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

April 25, 2016

The 127th Legislature of the State of Maine
State House

Augusta, Maine

Dear Honorable Members of the 127th Legislature:

Under the authority vested in me by Article IV, Part Third, Section 2 of the Constitution of the State of Maine, I am hereby vetoing LD 1279 "An Act To Authorize Advance Deposit Wagering for Horse Racing."

This bill would direct \$95,000 in FY 17-18 and \$93,316 in FY 18-19 to the Gambling Control Board to administer a request for proposal to award one bidder the privilege to be licensed to conduct advance deposit wagering for horse races. The fiscal note on this bill assumes the General Fund revenues that will be used to hire an auditor at the Gambling Control Board will be raised from the net commission on wagers. I am not so convinced.

I do not want to risk underfunding other more pressing initiatives just so one company can receive the exclusive right to offer advance deposit wagering in the entire State of Maine. I do not

believe granting one company exclusive rights in this way is good policy. It is certainly not a priority that deserves State funding. For these reasons, I return LD 1279 unsigned and vetoed. I strongly urge the Legislature to sustain it.

Sincerely,
S/Paul R. LePage
Governor

READ and ORDERED PLACED ON FILE. Sent for concurrence.

The accompanying item An Act To Authorize Advance Deposit Wagering for Horse Racing

(H.P. 875) (L.D. 1279)
(C. "A" H-614)

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

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

ROLL CALL NO. 652V

YEA - Alley, Austin, Babbidge, Bates, Battle, Beavers, Beck, Beebe-Center, Bickford, Black, Brooks, Bryant, Buckland, Campbell J, Campbell R, Chace, Chapman, Chenette, Chipman, Corey, Daughtry, Davitt, DeChant, Dillingham, Dion, Doore, Duchesne, Dunphy L, Dunphy M, Edgecomb, Evangelos, Farrin, Foley, Fowle, Fredette, Gattine, Gerrish, Gideon, Gilbert, Ginzler, Golden, Goode, Greenwood, Grohman, Hamann, Hanington, Harlow, Harrington, Hawke, Head, Herbig, Hickman, Higgins, Hobart, Hobbins, Hogan, Hubbell, Jorgensen, Kinney J, Kinney M, Kornfield, Kruger, Kumiega, Lajoie, Long, Longstaff, Maker, Malaby, Marean, Martin J, Martin R, Mastraccio, McCabe, McCreight, McElwee, McLean, Monaghan, Moonen, Morrison, Nadeau, Nutting, O'Connor, Ordway, Parry, Peterson, Picchiotti, Pickett, Pierce J, Pouliot, Powers, Prescott, Reed, Russell, Rykerson, Sanderson, Saucier, Seavey, Sherman, Short, Sirocki, Stanley, Stearns, Stetkis, Sukeforth, Tepler, Theriault, Timmons, Tipping-Spitz, Tucker, Tuell, Turner, Vachon, Verow, Wallace, Ward, Warren, White, Winsor, Wood, Mr. Speaker.

NAY - Blume, Burstein, Cooper, Crafts, Devin, Espling, Farnsworth, Fecteau, Frey, Gillway, Grant, Guerin, Hanley, Herrick, Hilliard, Hymanson, Luchini, Lyford, McClellan, Melaragno, Pierce T, Rotundo, Sanborn, Sawicki, Schneck, Stuckey, Timberlake, Wadsworth, Welsh.

ABSENT - Lockman, Skolfield.

Yes, 120; No, 29; Absent, 2; Excused, 0.

120 having voted in the affirmative and 29 voted in the negative, with 2 being absent, and accordingly the Veto was **NOT SUSTAINED**. Sent for concurrence.

By unanimous consent, all matters having been acted upon were **ORDERED SENT FORTHWITH** with the exception of matters being held.

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

Representative **FREDETTE**: Point of Order. Thank you, Mr. Speaker, for clarification, just because I can't seem to find it anywhere here, you've indicated that there's a bill being held. Could you please indicate to the body which bill is being held?

The SPEAKER: That is confidential, who held the bill is confidential; which bill is not. LD 1695 and 1649.

Representative **FREDETTE**: Point of Order.

The SPEAKER: The Representative may proceed.

Representative **FREDETTE**: Thank you, Mr. Speaker, my understanding is, at least under the rules and the Order that's been passed, today's supposed to be the last day of the legislative session. So, to the extent that bills are being held, and they've been voted on, I just look for some clarification on why a bill would be held.

The SPEAKER: The purpose for which bills are held is for the purpose of Reconsideration.

Representative **FREDETTE**: Point of Order. Thank you, Mr. Speaker, so my understanding is, from the Chair is, is the reason why a bill might be held is so there could be a re-vote on a vote that was already taken.

The SPEAKER: The Chair would answer in the affirmative.

Representative **FREDETTE**: Thank you, Mr. Speaker.

THE SPEAKER: The Chair recognizes the Representative from Skowhegan, Representative McCabe, who wishes to address the House on the record.

Representative **McCABE**: Thank you, Mr. Speaker, just to help out the good Representative from Newport a little bit, I voted on the prevailing side and held the bill and am working on getting some clarifying information and may reconsider that bill at some point today.

The Following Communication: (H.C. 549)

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

April 25, 2016

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

Dear Honorable Members of the 127th Legislature:

Under the authority vested in me by Article IV, Part Third, Section 2 of the Constitution of the State of Maine, I am hereby vetoing LD 1696, "Resolve, To Establish a Moratorium on Rate Changes Related to Rule Chapter 101: MaineCare Benefits Manual, Sections 13, 17, 28, and 65."

This resolve prohibits the Department of Health and Human Services (DHHS) from engaging in rulemaking regarding these sections of MaineCare policy until the next Legislature is in session. It was prompted not by any actual DHHS rulemaking proposal, but by DHHS contracting with a reputable vendor for a rate study of these sections of policy. DHHS then shared the results of the rate study with providers of these services to seek their feedback.

The mere act of seeking input on a thorough, third-party rate study was enough to spur Democratic lawmakers to action with this partisan and preemptive resolve to tie the hands of the Department. DHHS has not introduced or proposed any rulemaking of any kind related to these sections of MaineCare policy as a result of the rate study.

This resolve is a highly partisan measure introduced at the last minute by one branch of government to infringe on the powers of another.

For these reasons, I return LD 1696 unsigned and vetoed. I strongly urge the Legislature to sustain it.

Sincerely,
S/Paul R. LePage
Governor

READ and ORDERED PLACED ON FILE. Sent for concurrence.

The accompanying item Resolve, To Establish a Moratorium on Rate Changes Related to Rule Chapter 101: MaineCare Benefits Manual, Sections 13, 17, 28 and 65

(H.P. 1162) (L.D. 1696)

The **SPEAKER**: The Chair recognizes the Representative from Auburn, Representative Bickford.

Representative **BICKFORD**: Thank you, Mr. Speaker. Mr. Speaker, Ladies and Gentlemen of the House, I'm voting to override LD 1696 and I hope you will too. In Auburn we have a lot of providers that are helping kids—kids with mental health issues, kids with severe autism, and I've heard from a lot of them. It only makes sense that we tell DHHS to report back to us to make sure that these rate cuts are fiscally responsible and don't end up closing these programs. It's not a political issue. It's for the kids. Ladies and Gentlemen of the House, this bill is about legislative oversight. Give the Department, the providers, and our constituents the time to do this right. 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, I rise in agreement with the words of my friend, the Representative from Auburn, Representative Bickford. Again, you know, this issue that's before us today is an issue that presents a tremendous amount of risk, a tremendous amount of risk to thousands of children with autism who rely on services paid for through the MaineCare program, services to thousands of adults with mental illness who also rely on services paid for and provided under the MaineCare program, and risks to the providers and all the people that they employ, and risks to those people's family members.

What this bill asks us to do is to acknowledge the risk, which is great, and do something very simple and very low touch in order to alleviate that risk. And all this bill is asking us to do is to require the Department to do something it was required to do in January of this year, which is to bring us back a completed rate study. For whatever reason, probably some very valid reasons, that rate study has not yet been completed. But it was required to be delivered to us by law. And it tells the Department that until the Legislature has had that rate study in hand for 60 days, that it can't go forward with these possible potential rate cuts, which would be very severe and have a huge impact on, again, thousands of children, thousands of adults, and the people who provide services to them.

I would direct, Mr. Speaker, the body's attention to some materials that were placed on Members' desks, including an editorial that was written by Dr. Lindsey Tweed, who served for nine years under the previous administration and the current administration, five years under Governor Baldacci and four years under the current Chief Executive, describing why it is important to just tread very carefully when you're talking about providing these types of services to children. I'd also direct the body's attention to a spreadsheet that I acknowledge is probably quite difficult for folks to read, which is a partial list accumulated from the providers of the number of children and adults that would be impacted, the dollar impact of the potential cuts, and a little key at the bottom which demonstrates that this would have a severe statewide impact. Again, this is a big risk. It's a very low touch solution. It's a very small ask. And I hope that people will join me in overriding this veto. Thank you, Mr. Speaker.

The **SPEAKER**: The Chair recognizes the Representative from Chelsea, Representative Sanderson.

Representative **SANDERSON**: Thank you, Mr. Speaker, Men and Women of the House, I rise in support of sustaining the

Executive's veto on this. Burns and Associates has conducted three prior rate studies before this one on these sections of MaineCare. All three times, these reports have met with applause and accolades on how they paid attention to detail, how in depth they went, to make sure that we were adequately funding the sections of MaineCare for which they've done these previous reports.

Now, when we have these sections of MaineCare coming forward, now suddenly, they're not so happy with that. I've heard rumors that the Department and Burns and Associates have partnered together to slash rates. I have heard their intentions to cut services. And I just want to make it clear here on the floor right now that that is not the intention at all.

The national average for mental health services across the nation is \$119 per capita. Maine is almost three times higher—\$349 per capita. That's a tremendous amount higher and I think it's only just that we take an actual rate study and take a look at what we are paying our providers, making sure that we are taking into accountability the current wages, the current benefits, the current administrative costs, the current costs of the brick and mortar building to make sure that we are really looking at who's delivering the services, how they're delivering the services, and make sure that we are adequately supporting them. In this rate study where some rates did go down, yes they did, there were also a good many rates that also went up. And there's also a rate that is now going to be reimbursed that has never been reimbursed before. So, I think that's a good comprehensive look at what has been done on this.

Now, through the process, which has been open and transparent, in spite of what others people in this chamber may be hearing from some folks, there has been a survey done, there has been a provider advisory group engaged, this has been delivered to all providers, all providers of these sections of MaineCare were invited to participate in the survey to provide the information needed to build the framework for these rates. And now, once these rates are back, the normal comment period is about 30 days. The Department has extended that until May 16th.

This is just a draft, Ladies and Gentlemen. Just a draft. At this time providers should be engaging with Burns and Associates and the Department to make sure that they provide the documents and the backup to support their claims that these rates should be not lowered. This is their opportunity. At the same time, once these close on the 16th, there's going to be a considerable amount of time taken by the Department and Burns and Associates to go through every one of these comments to make sure that these comments are answered, these questions are answered, these concerns are answered, and then they will compile a document with all of this information and then they will complete a final draft, not out until the middle of the fall is the expected date.

After that, and not before, after that, the Department will engage in the official rulemaking process, which will again take approximately four to six months. Providers will again have an opportunity to weigh in, be part of the process with this. Legislators who want oversight will be able to watch this, will be able to engage in that process as well. And, if they don't start this till November and it takes four to six months, we will have a brand new Legislature seated in these chambers who will be able to have oversight and if there's something going afool that we don't care for, that we can see is going to be detrimental to the services for these individuals—and we should be watching it because they're very important individuals and they're very important rates—then we can, at that time, intervene. But, I do not think it's appropriate for us to interfere in the Executive

Branch's authority to go through this process and go through the rulemaking. I think that's an overstepping of our bounds, especially when we can still have some oversight.

So I would urge you to support a sustaining of this veto. Let the Department do its work. And for the providers out there who are very frightened, you know, I'm looking at this spreadsheet that was delivered to us and I do see the bottom line numbers here. But what I'm not seeing, what I am not seeing here is total revenue received. What's the bottom line here? What's the actual percentage overall of the decreases? That would be important information for us to have, especially when we spend almost a half a billion dollars a year on mental health services. So, I urge you to, you know, sustain the veto please and let the Department do its work. Thank you.

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

Representative **DUNPHY**: Thank you, Mr. Speaker. Mr. Speaker, my understanding is that the rate study was originally requested by the Legislature and it should have been done and presented in January. And it obviously was not. So my question, if I may, through the Speaker to anyone who can answer is, if we wait until mid-fall for the report to come out and then it's another few months after that, what happens to the existing programs? And I mean, to re-fire these things up, to re-institute them and get them functioning again, takes a long time. And it just seems inappropriate that because of a lack of activity in getting this report out, that the program should suffer. So, I'm going to be supporting an override on the Chief Executive's veto, but I would like an answer. What happens to these programs and why was the report not out in January as requested?

The SPEAKER: The Representative from Embden, Representative Dunphy, has posed a question through the Chair to anyone who may care to respond. The Chair recognizes the Representative from Chelsea, Representative Sanderson.

Representative **SANDERSON**: Thank you, Mr. Speaker, Men and Women of the House, until the completion of this rate study, absolutely nothing changes within these programs. They are continuing to work at the current rates. They will continue to work at the current rates. They will continue to be reimbursed at the current rates. There are no changes to these programs whatsoever. Thank you.

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

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

The SPEAKER: The Representative may pose her question.

Representative **MAKER**: I heard in the hall this morning that the rates will change effective September. That's not what I'm hearing today and I believe that the process that I just heard was what it was. But if that's not correct, why would they have it on DHS website that it was going to change?

The SPEAKER: The Representative from Calais, Representative Maker, has posed a question through the Chair to anyone who may care to respond. The Chair recognizes the Representative from Westbrook, Representative Gattine.

Representative **GATTINE**: Mr. Speaker, in response to the question from the Representative from Calais, and some of the other questions and comments that have been made today, this is the essence of the problem, Mr. Speaker, is that the Department has given providers and members inconsistent information about what their plans and intentions are. When the Department rolled out the draft rate study, months after the rate study was supposed to be finalized, at that time, it told providers it was going to go forward with the rulemaking beginning in the late spring. And although the rulemaking takes a period of time,

a lot of those time frames are within the control of the Department. And when the Health and Human Services Committee met and discussed this, we tried very hard to nail the Department down as specifically as we could about: when is the rate study going to be finished, when is the rulemaking going to start, when will the rules go into effect? And we did not get a clear picture or consistent information.

And the question that some of us asked the Department at that time was, "Would you make a commitment to the providers and to the children and to their parents and to the adults with mental illness who rely on these services to not put these new rates into effect until the new Legislature convenes. The Department refused repeatedly to make that commitment. And that's why I think this still poses tremendous risk to the people who will be impacted and why it's an important for us to, again, make this small concession, which is to tell the Department, we're basically giving them an additional year to do something they were supposed to complete last January and then a small period of time of a couple months for the Legislature to have that rate study finalized, in our hands, while we're considering the next biennial budget, while we're looking at other bills that are before us.

And I think it's a very, very small concession that these people are asking us to make for them to give them a little bit of peace of mind. They can go forward. These large companies that provide these services, some of them are large employers in all of our communities, you know, have told us that the impact this is going to have on them putting together their budgets going forward. It presents a lot of business uncertainty. But even more important than that, it presents uncertainty to the children and to the people with mental illness who need these services to stay out of institutions. Thank you, Mr. Speaker.

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

Representative **BROOKS**: Thank you, Mr. Speaker, Women and Men of the House, I rise today in support of the people of the State of Maine, the children and the adults with healthcare issues. I believe it's really critical that we are focusing on treatment and the question before the House was too important for me not to rise. I've heard from a number of people in my community, in the greater community of the State of Maine, and throughout the nation that we are not directing our efforts towards healthcare, treatment, and a reasonable solution to treating people with dignity and respect.

The rate study—and I am not serving on the Committee of Health and Human Services and there are good friends to my left and right that know in depth a lot more, perhaps, about the intricacies of this situation. But I think the least we can ask for is a little bit more time to ensure proper oversight. With Section 17, I know that there were thousands of folks, human beings that are among us, that got letters from the Department that was, you know, that was not clear and it was counterproductive and I think it's really critical at this moment in time that we support the people in the State of Maine and vote to support healthcare.

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

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

ROLL CALL NO. 653V

YEA - Alley, Babbidge, Bates, Battle, Beavers, Beck, Beebe-Center, Bickford, Black, Blume, Brooks, Bryant, Burstein, Chapman, Chenette, Chipman, Cooper, Daughtry, Davitt, DeChant, Devin, Dillingham, Dion, Doore, Duchesne, Dunphy L, Dunphy M, Evangelos, Farnsworth, Fecteau, Fowle, Frey, Gattine, Gideon, Gilbert, Ginzler, Golden, Goode, Grant, Grohman, Hamann, Hanington, Harlow, Harrington, Herbig, Hickman, Higgins, Hobart, Hobbins, Hogan, Hubbell, Hymanson, Jorgensen, Kinney J, Kornfield, Kruger, Kumiega, Lajoie, Longstaff, Luchini, Maker, Marean, Martin J, Martin R, Mastraccio, McCabe, McClellan, McCreight, McLean, Melaragno, Monaghan, Moonen, Morrison, Nadeau, Peterson, Picchiotti, Pierce T, Pouliot, Powers, Prescott, Rotundo, Russell, Rykerson, Sanborn, Saucier, Schneck, Short, Stanley, Stearns, Stuckey, Sukeforth, Tepler, Timberlake, Tipping-Spitz, Tucker, Tuell, Verow, Wallace, Ward, Warren, Welsh, Mr. Speaker.

NAY - Austin, Buckland, Campbell R, Chace, Corey, Crafts, Edgecomb, Espling, Farrin, Fredette, Gerrish, Gillway, Greenwood, Guerin, Hanley, Hawke, Head, Herrick, Hilliard, Kinney M, Long, Lyford, Malaby, McElwee, Nutting, O'Connor, Ordway, Parry, Pickett, Pierce J, Reed, Sanderson, Sawicki, Seavey, Sherman, Sirocki, Stetkis, Theriault, Timmons, Turner, Vachon, Wadsworth, White, Winsor, Wood.

ABSENT - Campbell J, Foley, Lockman, Skolfield.
Yes, 102; No, 45; Absent, 4; Excused, 0.
102 having voted in the affirmative and 45 voted in the negative, with 4 being absent, and accordingly the Veto was **NOT SUSTAINED**. Sent for concurrence.

By unanimous consent, all matters having been acted upon were **ORDERED SENT FORTHWITH** with the exception of matters being held.

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

SENATE PAPERS

Bill "An Act To Fund Agreements with Bargaining Units for Certain Executive Branch Employees" (EMERGENCY)
(S.P. 709) (L.D. 1702)

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

Came from the Senate, under suspension of the rules and **WITHOUT REFERENCE** to a Committee, the Bill **READ TWICE** and **PASSED TO BE ENGROSSED**.

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**.

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

By unanimous consent, all matters having been acted upon were **ORDERED SENT FORTHWITH** with the exception of matters being held.

Bill "An Act To Make a Technical Correction to Public Law 2015, Chapter 483" (EMERGENCY)
(S.P. 710) (L.D. 1703)

Committee on **ENERGY, UTILITIES AND TECHNOLOGY** suggested and ordered printed.

Came from the Senate, under suspension of the rules and **WITHOUT REFERENCE** to a Committee, the Bill **READ TWICE** and **PASSED TO BE ENGROSSED**.

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**.

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

By unanimous consent, all matters having been acted upon were **ORDERED SENT FORTHWITH** with the exception of matters being held.

COMMUNICATIONS

The Following Communication: (S.C. 998)

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

April 27, 2016
The 127th Legislature of the State of Maine
State House
Augusta, Maine

Dear Honorable Members of the 127th Legislature:
Under the authority vested in me by Article IV, Part Third, Section 2 of the Constitution of the State of Maine, I am hereby vetoing LD 1645, "An Act To Address Employee Recruitment and Retention Issues at State Mental Health Institutions."

This bill would increase wages for select personnel at state mental health institutions. Salaries are but one variable in many that determine a hospital's ability to recruit and retain staff. A salary survey conducted prior to this bill's introduction compared Riverview Psychiatric Center's compensation with that of private hospitals. The survey shows many of the proposed raises under this bill are either unnecessary or are too high. Riverview has been able to fill all of its Mental Health Worker positions, for example, without pay as an identified barrier and Licensed Practical Nurses at Riverview are paid the same as those in private hospitals.

The easiest thing the Legislature can do to help Riverview is to stop subjecting it to a constant barrage of hearings, reports, and studies. As a recent Court Master review stated, one of the greatest barriers to recruitment at Riverview is the negative publicity it constantly receives in the media—publicity usually generated by legislative hearings and press releases. A \$2 or \$4 per hour raise is not going to make up for that kind of negative attention.

Another thing the Legislature can do is to listen to the people who manage Riverview. Riverview officials said they need the ability to transfer the most violent patients from the criminal justice system to the mental health unit at the Maine State Prison to ensure staff safety and patient care. Not only did the Legislature refuse to pass that measure, but Democrats amended the bill to actually *restrict* where we can send violent forensic patients.

Last year, Riverview proposed a separate facility to house forensic patients who do not require a hospital level of care—a proposal critical to recertification of the hospital—and even identified a funding source. Not only did the Legislature refuse to approve the proposal, but it took that funding source and spent it

on something else. Now, the Legislature wants to spend \$1 million annually on something Riverview doesn't want or need. When will it end? For these reasons, I return LD 1645 unsigned and vetoed. I strongly urge the Legislature to sustain it.

Sincerely,
S/Paul R. LePage
Governor

Came from the Senate, **READ** and **ORDERED PLACED ON FILE**.

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

The accompanying item An Act To Address Employee Recruitment and Retention Issues at State Mental Health Institutions (EMERGENCY)

(S.P. 670) (L.D. 1645)
(C. "A" S-507)

In Senate, April 29, 2016, this Bill, having been returned by the Governor, together with objections to the same, pursuant to the provisions of the Constitution of the State of Maine, after reconsideration, the Senate proceeded to vote on the question: 'Shall this Bill become a law notwithstanding the objections of the Governor?'

34 voted in favor and 1 against, and 34 being more than 2/3 of the members present and voting, accordingly it was the vote of the Senate that the Bill become law and the veto was overridden.

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

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

ROLL CALL NO. 654V

YEA - Alley, Babbidge, Bates, Battle, Beavers, Beck, Beebe-Center, Bickford, Black, Blume, Brooks, Bryant, Campbell J, Campbell R, Chace, Chapman, Chenette, Chipman, Cooper, Corey, Daughtry, DeChant, Devin, Doore, Duchesne, Dunphy L, Dunphy M, Edgecomb, Evangelos, Farnsworth, Farrin, Fecteau, Foley, Fowle, Frey, Gattine, Gerrish, Gideon, Gilbert, Gillway, Ginzler, Golden, Goode, Grant, Greenwood, Grohman, Guerin, Hamann, Hanington, Hanley, Harlow, Harrington, Herbig, Herrick, Hickman, Hilliard, Hobart, Hobbins, Hogan, Hubbell, Hymanson, Jorgensen, Kinney M, Kornfield, Kruger, Kumiega, Lajoie, Longstaff, Luchini, Lyford, Maker, Malaby, Martin J, Martin R, Mastraccio, McCabe, McClellan, McCreight, McElwee, McLean, Melaragno, Monaghan, Morrison, Nadeau, O'Connor, Peterson, Picchiotti, Pickett, Pierce J, Sanborn, Saucier, Schneck, Sherman, Short, Stanley, Stearns, Stuckey, Sukeforth, Tepler, Tipping-Spitz, Tucker, Tuell, Vachon, Verow, Wadsworth, Ward, Warren, Welsh, Wood, Mr. Speaker.

NAY - Austin, Buckland, Crafts, Dillingham, Espling, Fredette, Hawke, Head, Kinney J, Long, Nutting, Ordway, Parry, Prescott, Reed, Sanderson, Sawicki, Sirocki, Stetkis, Timberlake, Timmons, Turner, Wallace, White, Winsor.

ABSENT - Burstein, Davitt, Dion, Higgins, Lockman, Marean, Moonen, Seavey, Skolfield, Theriault.

Yes, 116; No, 25; Absent, 10; Excused, 0.

116 having voted in the affirmative and 25 voted in the negative, with 10 being absent, and accordingly the Veto was **NOT SUSTAINED** in concurrence.

AUGUSTA, MAINE 04333-0001

April 20, 2016
The 127th Legislature of the State of Maine
State House
Augusta, Maine

Dear Honorable Members of the 127th Legislature:
Under the authority vested in me by Article IV, Part Third, Section 2 of the Constitution of the State of Maine, I am hereby vetoing LD 1398, "An Act to Reduce Electric Rates for Maine Businesses."

Americans have grown skeptical of cap-and-trade programs. Their skepticism is rooted in concern that instead of reducing pollution, the program is used to tax ratepayers and grow government programs. Regrettably, LD 1398 continues the liberal cap and tax march.

When the Regional Greenhouse Gas Initiative was originally enacted in 2009, businesses objected that the bill would lead to higher electric rates. As a result, the Legislature included a provision that if the fee on carbon increased to above \$5 per ton, the additional funding would be returned to ratepayers. Carbon prices have been sold consistently above \$5 per ton since 2014, so have businesses received any relief from higher electric bills? Of course not – the Legislature voted to remove this spending ceiling in 2013. Efficiency Maine Trust, the organization with little legislative or administrative oversight, spends the additional money.

I introduced LD 1398 to restore relief for ratepayers and return \$30 million back to ratepayers. Now, the bill arrives on my desk changed beyond recognition. The bill is complex, confusing, and worst of all does virtually nothing to reduce the costs of carbon fees. It suffers the same fate that afflicts most energy bills in Maine. Environmental groups try to spend more money and lobbyists carve out provisions for the biggest businesses. A compromise is made between these interests and the bill sails through the Legislature. All the while, fees on electric bills grow. The American people are rightfully skeptical of cap and tax programs.

For these reasons, I return L.D. 1398 unsigned and vetoed. I strongly urge the Legislature to sustain it.

Sincerely,
S/Paul R. LePage
Governor

Came from the Senate, **READ** and **ORDERED PLACED ON FILE**.

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

The accompanying item An Act To Reduce Electric Rates for Maine Businesses

(S.P. 519) (L.D. 1398)
(S. "A" S-471 to C. "A" S-422)

In Senate, April 29, 2016, this Bill, having been returned by the Governor, together with objections to the same, pursuant to the provisions of the Constitution of the State of Maine, after reconsideration, the Senate proceeded to vote on the question: 'Shall this Bill become a law notwithstanding the objections of the Governor?'

33 voted in favor and 2 against, and 33 being more than 2/3 of the members present and voting, accordingly it was the vote of the Senate that the Bill become law and the veto was overridden.

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

Representative **GROHMAN**: Thank you, Mr. Speaker, I would just like to read an email I think many of you received on this bill, which is a good compromise reallocating funding in the regional greenhouse gas initiative. This is an email from Bob Dorko of the Somerset Paper Sappi Mill. "This legislation is

The Following Communication: (S.C. 989)
STATE OF MAINE
OFFICE OF THE GOVERNOR
1 STATE HOUSE STATION

especially important to Maine manufacturers, including Maine paper mills because it gives the largest users the option of receiving a small, but useful, rebate on the relatively large sums we pay because of the regional greenhouse gas initiative. As you know, energy costs have contributed significantly to Maine's loss of five paper mills in the last three years. To their great credit, legislative leadership from both parties committed early in the session to help reduce those costs and this piece of legislation is intended to help keep that compromise." I commend everyone who worked on this and the other body has sent it our way. I ask for your support in an override. Thank you, Mr. Speaker.

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

Representative **WADSWORTH**: Thank you, Mr. Speaker, I would urge this body to sustain and allow the Efficiency Maine Trust board to return more than \$3 million, more like \$5 million annually, to our manufacturers and ratepayers here in Maine. Thank you.

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

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

ROLL CALL NO. 655V

YEA - Alley, Bates, Battle, Beavers, Beck, Beebe-Center, Bickford, Black, Blume, Brooks, Bryant, Burstein, Campbell J, Chapman, Chenette, Chipman, Cooper, Corey, Crafts, Daughtry, Davitt, DeChant, Devin, Dion, Doore, Duchesne, Dunphy L, Dunphy M, Evangelos, Farnsworth, Farrin, Fecteau, Foley, Fowle, Frey, Gattine, Gerrish, Gideon, Gilbert, Golden, Goode, Grant, Greenwood, Grohman, Hamann, Hanington, Harlow, Harrington, Herbig, Hickman, Higgins, Hobart, Hobbins, Hogan, Hubbell, Hymanson, Jorgensen, Kornfield, Kruger, Kumiega, Lajoie, Long, Longstaff, Luchini, Maker, Marean, Martin J, Martin R, Mastraccio, McCabe, McClellan, McCreight, McLean, Monaghan, Moonen, Morrison, Nadeau, O'Connor, Peterson, Picchiotti, Pickett, Pierce T, Pouliot, Powers, Prescott, Rotundo, Russell, Rykerson, Sanborn, Saucier, Schneck, Seavey, Sherman, Short, Stanley, Stearns, Stuckey, Sukeforth, Tepler, Timberlake, Timmons, Tipping-Spitz, Tucker, Tuell, Turner, Verow, Ward, Warren, Welsh, Mr. Speaker.

NAY - Austin, Babbidge, Buckland, Campbell R, Chace, Dillingham, Edgcomb, Espling, Fredette, Gillway, Ginzler, Guerin, Hanley, Hawke, Head, Herrick, Hilliard, Kinney J, Kinney M, Lyford, Malaby, Melaragno, Nutting, Ordway, Parry, Pierce J, Reed, Sanderson, Sawicki, Sirocki, Stetkis, Theriault, Vachon, Wadsworth, Wallace, White, Winsor, Wood.

ABSENT - Lockman, McElwee, Skolfield.

Yes, 110; No, 38; Absent, 3; Excused, 0.

110 having voted in the affirmative and 38 voted in the negative, with 3 being absent, and accordingly the Veto was **NOT SUSTAINED** in concurrence.

The Following Communication: (H.C. 550)

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

April 26, 2016

The 127th Legislature of the State of Maine
State House

Augusta, Maine

Dear Honorable Members of the 127th Legislature:

Under the authority vested in me by Article IV, Part Third, Section 2 of the Constitution of the State of Maine, I am hereby vetoing LD 1514, "An Act To Conform Maine Law to the Requirements of the American Dental Association Commission on Dental Accreditation."

Two years ago, I signed into law the bill to create the position of dental therapist. The bill represented a compromise between dental therapy proponents and dentists. Fundamental to that compromise was the assurance to dentists that the new therapists would practice under direct supervision of a dentist—meaning that a dentist had to be on site as therapists perform more advanced procedures, including some that are surgical and irreversible.

Two years later, before any dental therapists have even begun practicing, I am asked to sign a bill that would dispense with that deal I facilitated by eliminating the direct supervision requirement. I decline to take part in reversing that compromise at this time.

The approach outlined in this bill is too much, too soon. Let us give the dental therapists a chance to work under the system we established in the last Legislature and evaluate that system before dispensing with direct supervision. Let us also give the new dental school at the University of New England a chance to graduate new dentists to provide care in underserved areas of the state. I am very concerned not only about the quantity of health care available to Mainers, but the quality as well.

For these reasons, I return LD 1514 unsigned and vetoed. I strongly urge the Legislature to sustain it.

Sincerely,

S/ Paul R. LePage

Governor

READ and ORDERED PLACED ON FILE. Sent for concurrence.

The accompanying item An Act To Conform Maine Law to the Requirements of the American Dental Association Commission on Dental Accreditation

(H.P. 1037) (L.D. 1514)
(S. "A" S-524 to C. "A" H-593)

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

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

ROLL CALL NO. 656V

YEA - Alley, Austin, Babbidge, Bates, Battle, Beavers, Beck, Beebe-Center, Bickford, Black, Blume, Brooks, Bryant, Buckland, Burstein, Campbell J, Campbell R, Chace, Chapman, Chenette, Chipman, Cooper, Corey, Crafts, Daughtry, Davitt, DeChant, Devin, Dillingham, Dion, Doore, Duchesne, Dunphy L, Dunphy M, Espling, Evangelos, Farnsworth, Farrin, Fecteau, Foley, Fowle, Fredette, Frey, Gattine, Gerrish, Gideon, Gilbert, 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, Kruger, Kumiega, Lajoie, Long, Longstaff, Luchini, Lyford, Maker, Malaby, Marean, Martin J, Martin R, Mastraccio, McCabe, McClellan, McCreight, McElwee, McLean, Melaragno, Monaghan, Moonen, Morrison, Nadeau, Nutting, O'Connor, Ordway, Peterson, Picchiotti, Pickett, Pierce J, Pierce T, Pouliot, Powers, Reed, Rotundo, Russell, Rykerson, Sanborn, Saucier, Schneck, Seavey, Sherman, Short, Sirocki, Stanley,

Stearns, Stetkis, Stuckey, Sukeforth, Tepler, Theriault, Timmons, Tipping-Spitz, Tucker, Tuell, Turner, Vachon, Verow, Wadsworth, Wallace, Ward, Warren, Welsh, Winsor, Mr. Speaker.

NAY - Edgecomb, Gillway, Parry, Prescott, Timberlake, White, Wood.

ABSENT - Lockman, Sanderson, Skolfield.

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

141 having voted in the affirmative and 7 voted in the negative, with 3 being absent, and accordingly the Veto was **NOT SUSTAINED**. Sent for concurrence.

By unanimous consent, all matters having been acted upon were **ORDERED SENT FORTHWITH** with the exception of matters being held.

The Following Communication: (H.C. 546)

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

April 25, 2016

The 127th Legislature of the State of Maine

State House

Augusta, Maine

Dear Honorable Members of the 127th Legislature:

Under the authority vested in me by Article IV, Part Third, Section 2 of the Constitution of the State of Maine, I am hereby vetoing LD 1498, "An Act To Clarify Medicaid Ombudsman Services."

Although I applaud the good intentions behind this bill, it proposes an unnecessary and inoperable expansion of government.

It is unnecessary because Maine currently has contracted MaineCare ombudsman services for targeted populations as well as a vast array of advocacy services already available in the community. The services described in this bill are also duplicative of those offered by ObamaCare "navigators," who receive significant taxpayer funding.

The bill is inoperable because, although it requires DHHS to contract for ombudsman services, it prohibits the use of State funds to do so. The only way to draw down federal funds is with matching State funds. Private funds may not be used as seed money to draw down a federal Medicaid match. So that leaves private funds as the only source of funding for this bill. While it is unclear where those private funds are supposed to come from, it is clear that this service could already be provided by a private organization with no need for additional government involvement. For these reasons, I return LD 1498 unsigned and vetoed. I strongly urge the Legislature to sustain it.

Sincerely,

S/Paul R. LePage

Governor

READ and ORDERED PLACED ON FILE. Sent for concurrence.

The accompanying item An Act To Clarify Medicaid Ombudsman Services

(H.P. 1021) (L.D. 1498)
(C. "A" H-620)

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

The SPEAKER: The pending question before the House is 'Shall this Bill become a law notwithstanding the objections of the

Governor?' All those in favor will vote yes, those opposed will vote no.

ROLL CALL NO. 657V

YEA - Alley, Babbidge, Bates, Battle, Beavers, Beck, Beebe-Center, Bickford, Black, Blume, Brooks, Bryant, Buckland, Burstein, Campbell J, Campbell R, Chace, Chapman, Chenette, Chipman, Cooper, Corey, Daughtry, Davitt, DeChant, Devin, Dillingham, Dion, Doore, Duchesne, Dunphy M, Evangelos, Farnsworth, Fecteau, Foley, Fowle, Frey, Gattine, Gerrish, Gideon, Gilbert, Golden, Goode, Grant, Greenwood, Grohman, Guerin, Hamann, Hanington, Harlow, Harrington, Head, Herbig, Herrick, Hickman, Higgins, Hilliard, Hobart, Hobbins, Hogan, Hubbell, Hymanson, Jorgensen, Kornfield, Kruger, Kumiaga, Lajoie, Longstaff, Luchini, Maker, Marean, Martin J, Martin R, Mastraccio, McCabe, McClellan, McCreight, McElwee, McLean, Melaragno, Monaghan, Moonen, Morrison, Nadeau, Ordway, Peterson, Pickett, Pierce J, Pierce T, Pouliot, Powers, Rotundo, Russell, Rykerson, Sanborn, Saucier, Schneck, Seavey, Sherman, Short, Stanley, Stearns, Stuckey, Sukeforth, Tepler, Theriault, Timberlake, Tipping-Spitz, Tucker, Tuell, Vachon, Verow, Wadsworth, Ward, Warren, Welsh, Wood, Mr. Speaker.

NAY - Austin, Crafts, Edgecomb, Espling, Farrin, Fredette, Gillway, Ginzler, Hanley, Hawke, Kinney J, Kinney M, Long, Lyford, Malaby, Nutting, O'Connor, Parry, Prescott, Reed, Sawicki, Sirocki, Stetkis, Timmons, Turner, Wallace, White, Winsor.

ABSENT - Dunphy L, Lockman, Picchiotti, Sanderson, Skolfield.

Yes, 118; No, 28; Absent, 5; Excused, 0.

118 having voted in the affirmative and 28 voted in the negative, with 5 being absent, and accordingly the Veto was **NOT SUSTAINED**. Sent for concurrence.

By unanimous consent, all matters having been acted upon were **ORDERED SENT FORTHWITH** with the exception of matters being held.

The Following Communication: (H.C. 545)

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

April 25, 2016

The 127th Legislature of the State of Maine

State House

Augusta, Maine

Dear Honorable Members of the 127th Legislature:

Under the authority vested in me by Article IV, Part Third, Section 2 of the Constitution of the State of Maine, I am hereby vetoing LD 1465, "Resolve, To Require the Department of Health and Human Services To Conduct a Study of Ambulance Services."

This bill started out as a reimbursement rate increase for ambulance services under MaineCare. This is not an ignoble proposition, provided rate increases are necessary to maintain services. However, the bill in its demise was given the same soft landing afforded to too many bills before the Legislature: a transformation into the obligatory "study."

I have no quarrel with the Legislature when it convenes study groups using its own personnel and resources, but the study called for in the final version of this bill is an unfunded mandate on the Department of Health and Human Services (DHHS) to "contract with a third-party consultant to conduct a rate study..." It goes on to describe what the study must include for data and

analysis. The Office of MaineCare Services projects that a study like this would cost \$75,000 to \$100,000, yet this bill provides no funding for it.

In its testimony before the committee, DHHS provided a chart comparing Maine's Medicaid reimbursement rates across 11 ambulatory service codes with those of the other New England states and as proposed by this bill as originally written. This kind of information is very useful and was provided at no real cost to the Department. If the Legislature wants more, they will need to pay for it.

For these reasons, I return LD 1465 unsigned and vetoed. I strongly urge the Legislature to sustain it.

Sincerely,
S/Paul R. LePage
Governor

READ and ORDERED PLACED ON FILE. Sent for concurrence.

The accompanying item Resolve, To Require the Department of Health and Human Services To Conduct a Study of Ambulance Services

(H.P. 1006) (L.D. 1465)
(S. "A" S-496 to C. "A" H-547)

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

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

ROLL CALL NO. 658V

YEA - Alley, Austin, Babbidge, Bates, Battle, Beavers, Beck, Beebe-Center, Bickford, Black, Blume, Brooks, Bryant, Buckland, Burstein, Campbell J, Campbell R, Chace, Chapman, Chenette, Chipman, Cooper, Corey, Daughtry, Davitt, DeChant, Devin, Dillingham, Dion, Doore, Duchesne, Dunphy L, Dunphy M, Edgecomb, Evangelos, Farnsworth, Farrin, Fecteau, Foley, Fowle, Fredette, Frey, Gattine, Gerrish, Gideon, Gilbert, Gillway, Ginzler, Golden, Goode, Grant, Greenwood, Grohman, Guerin, Hamann, Harlow, Harrington, Hawke, Head, Herbig, Herrick, Hickman, Higgins, Hilliard, Hobart, Hobbins, Hogan, Hubbell, Hymanson, Jorgensen, Kinney J, Kinney M, Kornfield, Kruger, Kumiega, Lajoie, 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, Schneck, Seavey, Sherman, Short, Sirocki, Stanley, Stearns, Stuckey, Sukeforth, Tepler, Timberlake, Timmons, Tipping-Spitz, Tucker, Tuell, Turner, Vachon, Verow, Wadsworth, Wallace, Ward, Warren, Welsh, Winsor, Wood, Mr. Speaker.

NAY - Crafts, Espling, Hanington, Hanley, Long, Malaby, Sawicki, Stetkis, Theriault, White.

ABSENT - Lockman, Skolfield.

Yes, 139; No, 10; Absent, 2; Excused, 0.

139 having voted in the affirmative and 10 voted in the negative, with 2 being absent, and accordingly the Veto was **NOT SUSTAINED**. Sent for concurrence.

By unanimous consent, all matters having been acted upon were **ORDERED SENT FORTHWITH** with the exception of matters being held.

The Following Communication: (H.C. 554)

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

April 26, 2016

The 127th Legislature of the State of Maine

State House

Augusta, Maine

Dear Honorable Members of the 127th Legislature:

Under the authority vested in me by Article IV, Part Third, Section 2 of the Constitution of the State of Maine, I am hereby vetoing LD 1689, "An Act To Protect Children in the State from Possible Sexual, Physical and Emotional Abuse by Persons Who Have Been Convicted of Crimes."

Maine child care providers are already required to conduct background checks on their employees, but this bill seeks to go a step further and require fingerprinting not only of child care center staff, but those who frequent the homes of family child care providers.

The approximate cost of \$55 per fingerprint is a cost that, despite a few police departments volunteering to do it for free, must by default be borne by child care providers. When child care costs as much as college, the last thing the system needs is more costly mandates being passed on to Maine families who struggle to pay their weekly child care bill.

My office has heard from many child care providers who have asked me to veto this bill because they are already struggling under the weight of excessive regulations and costs. Their concern is understandable. This legislation represents more mandates, more costs, and more intrusion into the lives and work of Maine people and small businesses.

Supporters of this bill point to the prospect of the federal government reducing its child care grant to the State by five percent if we do not implement fingerprinting. Setting aside the fact that Maine already does not spend its entire allotted grant and that other states have not had to pay similar penalties, our entire state government must get away from the impulse to do what the federal government asks instead of considering what is best for Maine people.

For these reasons, I return LD 1689 unsigned and vetoed. I strongly urge the Legislature to sustain it.

Sincerely,
S/Paul R. LePage
Governor

READ and ORDERED PLACED ON FILE. Sent for concurrence.

The accompanying item An Act To Protect Children in the State from Possible Sexual, Physical and Emotional Abuse by Persons Who Have Been Convicted of Crimes (EMERGENCY)

(H.P. 1154) (L.D. 1689)
(C. "A" H-671)

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

Representative **MAKER**: Mr. Speaker, Ladies and Gentlemen of the House, I seem to have the voice for children that are being abused. I am not opposed to childcare workers. I think the regulations are sometimes too far and shouldn't be that way. That was the purpose of the committee's decision to have rulemaking and also for the working group that was recently approved.

I've told you about the number of cases that have occurred in daycare provider already and I'm not going to repeat that. But the big issue that I see, both by the Chief Executive and by the Commissioner of DHS was on the subsidy money that students'

parents need to have to help with their childcare. I wrote a letter to DHS and I'm going to read you parts of the letter and their response to know how important this money is.

I had talked to several parents in my hometown along with some people from Bangor. "They strongly feel that there should be an easier access to the subsidy program for those who qualify. As you can see by—I don't have the Bangor survey, so I won't do that—it used to be much easier for parents to apply. Both moms informed me that not only did it take forever to get the application, it sometimes got lost in the process.

"One example is that they applied and then they were mailed another application, basically asking the very same questions, and they provided an envelope with the application. However, on the last page of the application, it was a totally different address for them to mail the form. Most mail it in the envelope provided which then slows the process down and in fact, I was told if the supervisor of DHHS location hadn't researched where it was and found it, it would still probably be out there floating around.

"Both of these moms were hard working moms. One mom with three children—one set of twins—held a full-time job and her husband was working three jobs and only needed a little help in childcare. The other mom worked at the daycare full-time and had one child...

The SPEAKER: Would the Representative defer? Would the Minority Leader please take conversations into the hallway? Thank you. The Representative may proceed.

Representative **MAKER**: "Her husband was working three jobs and only needed a little help in childcare. The other mom worked at the daycare full-time and had one child and is attending school. My understanding is that Maine declines to set a timeline for eligibility determination. I am a little surprised at this because most of us have deadlines.

"The other part of it is when they are found eligible, payment is not retroactive which means there is no pressure in getting this done in a timely matter. Most care providers can't afford to wait a couple of months. If they could, it would be impossible for them to get paid for the previous weeks."

The reply I received from that was, "These points you raise are consistent with many of the public comments resulting from the February 3rd public hearing and written comment request to the Child Care Development Fund State Plan. We are presently in the process of responding in writing to all the public comments. We will be sure to notify you as soon as these comments are posted publicly.

"Your constituents have brought up many points that validate this decision DHHS has made to re-design the state-funded child care system beginning later this year. We have been working with a consultant since 2015 to create a vision and implementation plan for more effective and user-friendly system. One of the major goals of the re-design is to significantly revise the application process to allow for all eligible families to access Child Care Subsidy more easily."

I could go on, but that, to me, says there is a problem here. It's not because the money isn't being taken. It's not available so that the people can apply for it. I also feel very strongly that this whole process for this bill has been the committee did a great job in trying to reach all childcare providers. They listened and because they listened, is because of the rules that we're going to have, the process if this passes. And also because of the committee they set up in the work group. So, I hope that you will support our children and vote to override this veto.

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

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

ROLL CALL NO. 659V

YEA - Alley, Babbidge, Bates, Battle, Beavers, Beck, Beebe-Center, Blume, Brooks, Burstein, Campbell J, Chapman, Chenette, Chipman, Cooper, Daughtry, Davitt, DeChant, Devin, Dillingham, Dion, Doore, Duchesne, Dunphy M, Evangelos, Farnsworth, Fecteau, Foley, Fowle, Frey, Gattine, Gerrish, Gideon, Gilbert, Ginzler, Golden, Goode, Grant, Grohman, Guerin, Hamann, Hanington, Harlow, Harrington, Herbig, Herrick, Hickman, Higgins, Hobbins, Hogan, Hubbell, Hymanson, Jorgensen, Kornfield, Kruger, Kumiega, Lajoie, Longstaff, Luchini, Maker, Marean, Martin J, Martin R, Mastraccio, McCabe, McCreight, McLean, Melaragno, Monaghan, Moonen, Morrison, Nadeau, Peterson, Pierce T, Powers, Prescott, Rotundo, Russell, Rykerson, Sanborn, Saucier, Schneck, Seavey, Sherman, Short, Stanley, Stearns, Stuckey, Sukeforth, Tepler, Tipping-Spitz, Tucker, Tuell, Vachon, Verow, Wallace, Ward, Warren, Welsh, Mr. Speaker.

NAY - Austin, Bickford, Black, Bryant, Buckland, Campbell R, Chace, Corey, Crafts, Dunphy L, Edgcomb, Espling, Farrin, Fredette, Gillway, Greenwood, Hanley, Hawke, Head, Hilliard, Hobart, Kinney J, Kinney M, Long, Lyford, Malaby, McClellan, McElwee, Nutting, O'Connor, Ordway, Parry, Picchiotti, Pickett, Pierce J, Pouliot, Reed, Sanderson, Sawicki, Sirocki, Stetkis, Theriault, Timberlake, Timmons, Turner, Wadsworth, White, Winsor, Wood.

ABSENT - Lockman, Skolfield.

Yes, 100; No, 49; Absent, 2; Excused, 0.

100 having voted in the affirmative and 49 voted in the negative, with 2 being absent, and accordingly the Veto was **NOT SUSTAINED**. Sent for concurrence.

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

ENACTORS

Emergency Measure

An Act To Fund Agreements with Bargaining Units for Certain Executive Branch Employees

(S.P. 709) (L.D. 1702)

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. 130 voted in favor of the same and 1 against, 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** with the exception of matters being held.

Emergency Measure

An Act To Make a Technical Correction to Public Law 2015, Chapter 483

(S.P. 710) (L.D. 1703)

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. 128 in favor of the same and 12 against, and accordingly the Bill was **PASSED TO BE ENACTED**, signed by the Speaker and sent to the Senate.

Representative McCABE of Skowhegan moved that the House **RECONSIDER** its action whereby the Veto on "An Act To Modernize Maine's Solar Power Policy and Encourage Economic Development"

(H.P. 1120) (L.D. 1649)

(S. "A" S-522 to C. "A" H-666)

Was **SUSTAINED**.

Representative FREDETTE of Newport **REQUESTED** a roll call on the motion to **RECONSIDER** whereby the Veto was **SUSTAINED**.

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 Newport, Representative Fredette.

Representative **FREDETTE**: Thank you, Mr. Speaker, could the Speaker or the Clerk please clarify in regards to on a motion to Reconsider, whether or not a simple majority is required or a two-thirds is required.

The SPEAKER: A simple majority is required. The Chair recognizes the Representative from Skowhegan, Representative McCabe.

Representative **McCABE**: Thank you, Mr. Speaker, Men and Women of the House, at this time, Reconsideration motion is before us. Just looking for an opportunity for the ability to vote on the veto override, and based on some new information I will be changing my vote in support of overriding the veto.

The SPEAKER: A roll call has been ordered. The pending question before the House is Reconsideration whereby the Veto was Sustained. All those in favor will vote yes, those opposed will vote no.

ROLL CALL NO. 660

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

NAY - Austin, Bickford, Black, Buckland, Campbell R, Chace, Corey, Crafts, Dillingham, Dunphy L, Edgecomb, Espling, Farrin, Fredette, Gerrish, Gillway, Ginzler, Greenwood, Guerin, Hanington, Hanley, Harrington, Hawke, Head, Herrick, Hilliard, Kinney J, Kinney M, Long, Lyford, Maker, Malaby, Marean, McClellan, McElwee, Nutting, O'Connor, Ordway, Parry, Picchiotti, Pickett, Pierce J, Pouliot, Prescott, Reed, Sanderson, Sawicki, Seavey, Sherman, Sirocki, Stearns, Stetkis, Timberlake,

Tuell, Turner, Vachon, Wadsworth, Wallace, Ward, White, Winsor, Wood.

ABSENT - Hobart, Lockman, Skolfield, Theriault, Timmons.

Yes, 84; No, 62; Absent, 5; Excused, 0.

84 having voted in the affirmative and 62 voted in the negative, with 5 being absent, and accordingly the House **RECONSIDERED** its action whereby the Veto was **SUSTAINED**.

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

Representative **TUELL**: Thank you, Mr. Speaker, I rise today because I had a conversation a few minutes ago with the Representative from Bar Harbor. And the result of the conversation was, when he asked me to help him out on a few things, I said yes that I would because I don't change my vote. And I'm rather sick and tired, whether you're for or against a bill, any bill, whether it be this bill or any other, that once you make a stand on a bill, that's where you're at. Where is honor is something to be prized. Honor...

The SPEAKER: The Representative will defer. Flirting with questioning integrity and motives of Members of this House.

The Chair reminded Representative TUELL of East Machias that it was inappropriate to question the motives of other members of the House.

The SPEAKER: The Representative may proceed.

Representative **TUELL**: Thank you Mr. Speaker, I just mean to say that I stand up and I plan to stick with my vote and I would encourage everybody on every vote that you take, look very closely and honor that. Thank you, Mr. Speaker.

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

Representative **McCABE**: Thank you, Mr. Speaker, Men and Women of the House, I rise today to override the veto and to change my vote from the previous vote earlier and just want to clarify a few things. There are a number of times when we take votes in this House chamber on an issue and it may come back in a veto. Folks have different information and they decide to change that vote.

Also folks have an opportunity to talk with people back in their districts. There was a discussion earlier about jobs. I'll be honest, Mr. Speaker, there's things that we've done this session to really help jobs here in Maine. There's times when folks from the southern part of the state really stepped up to help those in the central part of that state, those that stepped up to help the folks in the northern part of the state. We did it in a bipartisan manner, Mr. Speaker. We went, we got more information, folks made decisions. A lot of folks changed their mind from when those discussions started to when they landed and placed that vote, Mr. Speaker.

So I hope when we take this vote today that we take a strong vote, that we send a strong message to the folks that are creating jobs in my neck of the woods, down Route 2 towards Newport and Pittsfield, other towns, my neighbors up north heading up 16. I know where folks work in the solar industry live, Mr. Speaker, and it's around all of Maine. So today we will take a vote and I hope we take a pro-jobs vote, Mr. Speaker. Thank you.

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

Representative **FREDETTE**: Thank you, Mr. Speaker. Mr. Speaker, Ladies and Gentlemen of the House, it's my third term, my sixth year here. And as I watch as we enter into a presidential campaign season, the frustration that I believe I see in many people, and the many people express about their belief in our representative democracy on both sides of the aisle, both Republicans and Democrats. And I understand parliamentary

procedure and the fact that we can have a veto, take a vote on that veto, have it be sustained, which means the bill will not become law, and then through some parliamentary trickery, that we then are posed with the exact same question on a bill that we voted for no sooner than two hours ago.

The SPEAKER: Would the Representative defer? The Chair would inquire as to why the Representative from Freeport, Representative Gideon, rises.

Representative **GIDEON**: Well, Mr. Speaker, thank you for recognizing me. I just wanted to question two things. Number one, whether parliamentary procedure is trickery, and number two whether that is impugning the character of the good Representative next to me.

On **POINT OF ORDER**, Representative GIDEON of Freeport asked the Chair if the remarks of Representative FREDETTE of Newport were germane to the pending question.

The SPEAKER: The Chair would remind the good Representative from Newport to refrain from flirting with impugning the character of the Members of this House, and also to keep the remarks germane to the motion before us, which is Reconsideration of the veto.

The Chair reminded Representative FREDETTE of Newport to refrain from impugning character of members of the House and to keep his remarks germane to the pending question.

The SPEAKER: The Chair Representative may proceed.

Representative **FREDETTE**: Thank you, Mr. Speaker. So, the reality is, is that through the process of this body, we are allowed to have a vote on a veto on this bill and we are then allowed, under the rules, to have someone who votes against the bill because you have to vote negative to support, I guess, and then to say, "We'd like to have a Reconsideration." And then the facts are, is that the vote, which was a party-line vote to Reconsider, puts this bill before us. And I will point out, on the motion to Reconsider, that most all of the people on this side of the aisle voted not to do that.

Now, I understand these are important issues. And I think the process is important. A few weeks ago, I had a vote on this bill, the Chief Executive has a chance to decide whether or not he wants to veto it or not. He makes that choice and then the veto is brought up to us and we then have a vote on it. And now I guess we get a re-do. So, I guess people can interpret that any way they want. A re-do. But the facts haven't changed. There's no new information that's changed in the last two hours. I haven't heard any.

So I ask, why are we having a re-do? Because the facts haven't changed that the people in rural Maine, who generally have incomes that aren't as high as those in the more urban areas, are going to pay for the cost of solar for those that can already afford it. Those facts haven't changed. The facts that Maine businesses are leaving Maine because of high energy costs have not changed in 120 minutes. The fact that the PUC will look at this issue because it's reached the one percent threshold and will look at net metering in a fair and honest way has not changed in 120 minutes.

I take my job seriously here and it bothers me that we are having a re-do. But a re-do we are allowed under the rules. So, we'll do it. But I would urge those Members who voted on this 120 minutes ago to keep your vote the way that it was because that was the vote, Ladies and Gentlemen of the House.

The SPEAKER: Would the Representative defer? The Chair would inquire as to why the Representative from Newfield, Representative Campbell, rises.

Representative **CAMPBELL**: I object to Representative Fredette telling people how to vote.

On **POINT OF ORDER**, Representative CAMPBELL of Newfield asked the Chair if the remarks of Representative FREDETTE of Newport were germane to the pending question.

The SPEAKER: The Representative may proceed.

The Chair allowed Representative FREDETTE of Newport to continue.

Representative **FREDETTE**: Mr. Speaker, I'll stop trying to convince people to vote with me. I will simply close by saying this, Mr. Speaker: I take my job seriously. I take the job that we do here in this institution seriously and there are bills that will pass and there are bills that will fail. And believe it or not, in eight months, we'll all be back here swearing in a new Legislature. Two thousand more bills will come through this body. And I'd like to think in eight months, we can be looking at a different solar bill that both sides of the aisle can agree upon and pass. I don't think this is that bill.

The SPEAKER: Would the Representative defer? The Chair would inquire as to why the Representative from Topsham, Representative Tepler, rises.

Representative **TEPLER**: I question the relevance of the good Representative from Newport's discussion of future bills.

On **POINT OF ORDER**, Representative TEPLER of Topsham asked the Chair if the remarks of Representative FREDETTE of Newport were germane to the pending question.

The SPEAKER: The Representative is in bounds.

The Chair allowed Representative FREDETTE of Newport to continue.

The SPEAKER: The Representative may proceed.

Representative **FREDETTE**: Thank you, Mr. Speaker. So, you know, this is not the end. We will be back here in eight months. This is not the right bill for solar. I want to see solar work in Maine. I don't think this is the correct bill. Republicans want to see solar work in Maine. Solar will work in Maine. It will continue to work in Maine. It is working. It is growing in Maine. But I think I will point out, I did check with the Clerk that this will be the final vote on this, because there's not an opportunity to hold it and Reconsider it again. So, this is it folks. No more re-do's. So I would urge those that voted to sustain the Chief Executive's veto previously, do so again. Follow my light. Let's move forward. Let's work together on a different bill that we can work together on and support. Thank you, Mr. Speaker.

The SPEAKER: The Chair would remind Members that the Chair encourages debate. There are four Members in the queue. The Chair recognizes the Representative from Kennebec, Representative Babbidge.

Representative **BABBIDGE**: Thank you, Mr. Speaker, I rise to defend the integrity of the entire chamber here. We are entrusted with some very difficult decisions before us. And on most of the bills that are before us, including this one, we have people in our constituencies that probably fall on both sides of the issue. We all have convictions that make us for something, and perhaps against something else. But there are issues that we don't know all the answers to.

And this process that we are engaged in is a process of education and we get education constantly through our emails, through lobbyists, through other kinds of constituent work, through conversations with each other. You can call it propaganda; it is education. If we are thinking legislators, we are going to look at several pros and several cons, weigh what is important before us and make a decision. And I think all of us do well to be reminded that education never ends, and perhaps we weigh the wrong priority on a given decision. And so, Mr. Speaker, I say that for those people—and I have been in this position many, many times. Not on this issue, but many, many

times I've been indecisive as to how I'm going to vote on something and I want to defend each and every one of us.

We signed up for this job. The job is difficult in making these decisions, but I do feel that on this issue of solar, that there are people across the state that are on both sides of this, I'm sure. The ones that resound to me are the town managers that are looking for municipal solar, are the communities that are looking at expansion of community solar, of the industries that would like to expand solar, of the environmentalists who believe this is clean energy, and of the advocates for the ratepayer who believe that this will save ratepayers' money over the long term. So, Mr. Speaker, I thank you for the time, but please understand that the decision we have is always difficult and I don't think we should pile on with any criticism of those that find this decision or any other decision difficult in this chamber. Thank you, Mr. Speaker.

The SPEAKER: The Chair recognizes the Representative from Waterboro, Representative Prescott.

Representative **PRESCOTT**: Thank you, Mr. Speaker, Ladies and Gentlemen of the House, this bill presents itself as a way to generate new money to the economy. It does not. When you use tax dollars to prop up a business and pay these people, that's just spending the same dollar twice. We already have that; it's called welfare.

Jobs are created by the private sector. They, themselves, take their own money, create a business, they receive money for goods and services, and they pay people out of that. That's new money. The one thing that bothers me most about this bill is that if you don't have solar panels, you get no benefits of this bill at all, but you're going to pay for it. Thank you.

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

Representative **RUSSELL**: Thank you, Mr. Speaker. Mr. Speaker, Men and Women of the House, I did sit through the last set without saying anything, but I heard a few things that really bothered me. I just heard a lot about "our" jobs, about how we take "our" jobs seriously. I did not hear so much about the jobs in the gallery. I did not hear so much about the jobs in the solar industry. And it's, I think it's really telling when you hear elected officials talk about keeping their jobs without actually worrying about the jobs of the people that we represent.

I also heard that we keep coming back and will continue to keep coming back. Well, I'm glad that some people have another term left. I'm out. And frankly, we have continued to come back. And we've continued to kick the can down the road. We are now at the breaking point of the solar industry and we can either make it or we can break it. I grew up in America. We make things.

The last thing I heard was that it's not okay to subsidize businesses with taxes. Well, I would argue that the Chamber of Commerce might take issue with that because we subsidize a heck of a lot of businesses in this state with taxes. And maybe we don't get the direct benefit, but we do get the benefit of a strong economy and that's exactly what this bill would do. We all benefit when we have strong, distributed generation because it actually strengthens the security of our grid. That is an actual benefit that every person receives. We receive a benefit every time we take a coal plant off the market because we are the ones at the end of the tailpipe of the coal industry and that is part of the reason why we have such high asthma rates and such high cancer rates. That is a direct benefit that we receive even if we do not have the luxury, as I've heard it called, of having solar panels on our roof.

The last thing that I would remind folks of is this: that there are people more than happy to take their case to the people. I've done it twice when it didn't get through this Legislature. And we have two referenda on the ballot that I put there. We have

several more that other people put there. So I ask you: would you rather move forward on a compromise bill that everybody in this Legislature had an opportunity to weigh in on, or would you rather see a much, much, stronger bill move forward at the ballot box? Because I assure you, Mr. Speaker, that that is probably what is in our future and the last time people were upset about a particular bill moving forward, we didn't just do a constructive fix of the public financing system, we did a comprehensive approach to it. So be very careful about what happens when you do not make good choices in the Legislature because people will be more than happy to pick up pens and move forward...

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

Representative **BROOKS**: Thank you, Mr. Speaker, Women and Men of the House, new information to add to the conversation is that I do view this as a healthcare bill. The sun is free and our ozone layer is, you know, we have an opportunity here for innovation, investment, livable wage job creation, and healthcare. I agree that we do have pollution and it's an issue and that the asthma rates are increasing and I think it's really a critical issue and now is a time and if not now, when?

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

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

ROLL CALL NO. 661V

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

NAY - Austin, Black, Buckland, Campbell R, Chace, Crafts, Dunphy L, Edgecomb, Espling, Farrin, Fredette, Gerrish, Ginzler, Greenwood, Guerin, Hanington, Hanley, Hawke, Head, Hilliard, Kinney J, Long, Lyford, Maker, Malaby, McClellan, McElwee, Nutting, O'Connor, Ordway, Parry, Pickett, Pierce J, Prescott, Reed, Sanderson, Sawicki, Sherman, Sirocki, Stetkis, Timberlake, Tuell, Turner, Vachon, Wadsworth, Wallace, Ward, White, Winsor, Wood.

ABSENT - Dillingham, Hobart, Kinney M, Lockman, Picchiotti, Skolfield, Theriault, Timmons.

Yes, 93; No, 50; Absent, 8; Excused, 0.

93 having voted in the affirmative and 50 voted in the negative, with 8 being absent, and accordingly the Veto was **SUSTAINED**.

The Following Communication: (H.C. 558)
STATE OF MAINE
OFFICE OF THE GOVERNOR
1 STATE HOUSE STATION
AUGUSTA, MAINE 04333-0001

April 27, 2016
The 127th Legislature of the State of Maine
State House
Augusta, Maine

Dear Honorable Members of the 127th Legislature:
Under the authority vested in me by Article IV, Part Third, Section 2 of the Constitution of the State of Maine, I am hereby vetoing LD 1253, "An Act To Improve the Evaluation of Elementary and Secondary Schools."

This bill needlessly complicates the process of developing an accountability system to determine how well Maine's schools are doing, which would interfere in the ongoing work at the Department of Education (DOE). Therefore, I must return it to you unsigned and vetoed.

Congress recently enacted the Every Student Succeeds Act to replace No Child Left Behind. DOE is in the process of adapting to the new law, a key provision of which requires that every state create an accountability system. As part of the federal mandate, DOE must develop a consolidated application for approval early in 2017, which must include a comprehensive accountability system. Federal funds will be available to develop and implement the federal system. To avoid supplanting, DOE is prohibited by law from using any funds on the state portion of this process, and this bill does not provide any funding for DOE to use to develop the state system.

I also object to this bill's attempt to cut the Department out of the process for managing the development of the accountability system. It would enlarge the federally required stakeholder group and needlessly require them to develop two accountability systems: one to meet the new federal requirements and one for the new state requirements. My office regularly hears from teachers and principals objecting to the amount of time they spend collecting and reporting data to the state and federal governments, which takes time away from teaching. By forcing the creation of two distinct accountability systems with additional stakeholders, this bill increases that burden.

Given the infancy of the Every Student Succeeds Act, states have yet to receive the federal requirements for the system we must design. This bill ignores that reality and is overly prescriptive, placing a laundry list of requirements in statute without input from DOE or the stakeholder group about the accessibility, reliability or even necessity of the data required. Indeed this bill has gone out of its way to cut DOE out of the process, which I believe is inappropriate.

In order for DOE to report on the performance of schools and proficiency in each of the State's elementary and secondary schools based upon new data elements from a newly wrought school accountability system, major substantive rules would need to be adopted. Language included in the bill expressly forbids the DOE from reporting on school performance until that process is complete. Maine's parents and taxpayers deserve to know how their schools are performing, and this bill erects new obstacles to that objective.

In asking you to sustain this veto, I am asking that you allow the Department of Education to move school accountability forward consistent with complying with the new federal law, rather than limit our ability to measure school performance and share those results with the public. Please sustain it.

Sincerely,
S/Paul R. LePage

Governor
READ and ORDERED PLACED ON FILE. Sent for concurrence.

The accompanying item An Act To Improve the Evaluation of Elementary and Secondary Schools

(H.P. 853) (L.D. 1253)
(S. "A" S-530 to C. "B" H-658)

The SPEAKER: The Chair recognizes the Representative from Bar Harbor, Representative Hubbell.

Representative **HUBBELL**: Thank you, Mr. Speaker, Men and Women of the House, I'm proud of the good bipartisan work that the Education Committee accomplished this session on some thorny policy issues in relation to improving school funding and student learning. This work was captured in three unanimous committee reports that required both sessions to hammer out and all three of these were somewhat dependent upon each other. The first bill was LD 1627, the graduation standards bill, which the Chief Executive signed into law last week.

This bill before us, LD 1253 is the second in this integrative package. It simply holds schools accountable transparently for providing the capacity for student learning that the graduation bill, already enacted, requires in the full breadth of the Maine Learning Results, not just the narrow areas that are subject to standardized testing. It also makes sure that it is our state, not the federal government, that designs this accountability system. This bill received a roll call vote of 145-0 on initial passage in the House. This package of bills also has the endorsement and support of the business community and the State Chamber of Commerce. I hope that you will support the Education Committee's work and continue to support this bill.

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

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

ROLL CALL NO. 662V

YEA - Alley, Babbidge, Bates, Battle, Beavers, Beck, Beebe-Center, Bickford, Black, Blume, Brooks, Bryant, Burstein, Campbell J, Chapman, Chenette, Chipman, Cooper, Corey, Crafts, Daughtry, Devin, Dion, Doore, Duchesne, Dunphy M, Evangelos, Farnsworth, Fecteau, Foley, Fowle, Frey, Gattine, Gerrish, Gideon, Gilbert, Golden, Goode, Grant, Greenwood, Grohman, Guerin, Hamann, Hanington, Harlow, Harrington, Herbig, Herrick, Hickman, Higgins, Hilliard, Hobbins, Hogan, Hubbell, Hymanson, Jorgensen, Kinney J, Kornfield, Kruger, Kumiega, Lajoie, Long, Longstaff, Luchini, Lyford, Maker, Marean, Martin J, Martin R, Mastraccio, McCabe, McClellan, McCreight, McLean, Melaragno, Monaghan, Moonen, Morrison, Nadeau, Ordway, Peterson, Pickett, Pierce T, Pouliot, Powers, Rotundo, Russell, Rykerson, Sanborn, Saucier, Schneck, Seavey, Sherman, Short, Stanley, Stearns, Stuckey, Sukeforth, Tepler, Timberlake, Tipping-Spitz, Tucker, Tuell, Turner, Verow, Wadsworth, Wallace, Ward, Warren, Welsh, Wood, Mr. Speaker.

NAY - Austin, Buckland, Campbell R, Chace, Dillingham, Dunphy L, Edgecomb, Espling, Farrin, Fredette, Gillway, Ginzler, Hanley, Hawke, Head, Malaby, McElwee, Nutting, O'Connor, Parry, Pierce J, Prescott, Reed, Sanderson, Sawicki, Sirocki, Stetkis, Theriault, Vachon, White, Winsor.

ABSENT - Davitt, DeChant, Hobart, Kinney M, Lockman, Picchiotti, Skolfield, Timmons.

Yes, 112; No, 31; Absent, 8; Excused, 0.

112 having voted in the affirmative and 31 voted in the negative, with 8 being absent, and accordingly the Veto was **NOT SUSTAINED**. Sent for concurrence.

By unanimous consent, all matters having been acted upon were **ORDERED SENT FORTHWITH** with the exception of matters being held.

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

The Following Communication: (H.C. 540)

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

April 20, 2016

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

Dear Honorable Members of the 127th Legislature:

Under the authority vested in me by Article IV, Part Third, Section 2 of the Constitution of the State of Maine, I am hereby vetoing LD 1547, "An Act To Facilitate Access to Naloxone Hydrochloride."

This bill would allow pharmacists to dispense naloxone to practically anybody who asks for it. Naloxone does not truly save lives; it merely extends them until the next overdose. Creating a situation where an addict has a heroin needle in one hand and a shot of naloxone in the other produces a sense of normalcy and security around heroin use that serves only to perpetuate the cycle of addiction.

To truly fight the heroin crisis, we must get at the root causes of the problem. We must ramp up our interdiction efforts against those bringing this poison into our state. We must expand education and prevention efforts to warn young people especially about the dangers of addiction. And we must address opioid prescribing practices that have opened the gateway to heroin addiction.

For these reasons, I return LD 1547 unsigned and vetoed. I strongly urge the Legislature to sustain it.

Sincerely,
S/Paul R. LePage
Governor

READ and ORDERED PLACED ON FILE. Sent for concurrence.

The accompanying item An Act To Facilitate Access to Naloxone Hydrochloride

(H.P. 1054) (L.D. 1547)
(S. "A" S-473 to C. "A" H-619)

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

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

ROLL CALL NO. 663V

YEA - Alley, Austin, Babbidge, Bates, Battle, Beavers, Beck, Beebe-Center, Bickford, Black, Blume, Brooks, Bryant, Buckland, Burstein, Campbell J, Campbell R, Chace, Chapman, Chenette, Chipman, Cooper, Corey, Crafts, Daughtry, Davitt, DeChant, Devin, Dillingham, Dion, Doore, Duchesne, Dunphy L, Dunphy M, Edgcomb, Evangelos, Farnsworth, Farrin, Fecteau, Foley,

Fowle, Frey, Gattine, Gerrish, Gideon, Gilbert, Gillway, Ginzler, Golden, Goode, Grant, Greenwood, Grohman, Guerin, Hamann, Hanington, Harlow, Harrington, Hawke, Herbig, Herrick, Hickman, Higgins, Hobart, Hobbins, Hogan, Hubbell, Hymanson, Jorgensen, Kinney J, Kornfield, Kruger, Kumiaga, Lajoie, Long, Longstaff, Luchini, Lyford, Maker, Malaby, Marean, Martin J, Martin R, Mastraccio, McCabe, McClellan, McCreight, McElwee, McLean, Melaragno, Monaghan, Moonen, Morrison, Nadeau, Nutting, O'Connor, Ordway, Peterson, Pickett, Pierce J, Pierce T, Pouliot, Powers, Rotundo, Russell, Rykerson, Sanborn, Saucier, Schneck, Seavey, Sherman, Short, Sirocki, Stanley, Stearns, Stetkis, Stuckey, Sukeforth, Tepler, Timberlake, Tipping-Spitz, Tucker, Tuell, Vachon, Verow, Wadsworth, Ward, Warren, Welsh, Winsor, Wood, Mr. Speaker.

NAY - Espling, Fredette, Hanley, Head, Hilliard, Parry, Prescott, Reed, Sanderson, Sawicki, Theriault, Turner, Wallace, White.

ABSENT - Kinney M, Lockman, Picchiotti, Skolfield, Timmons.

Yes, 132; No, 14; Absent, 5; Excused, 0.

132 having voted in the affirmative and 14 voted in the negative, with 5 being absent, and accordingly the Veto was **NOT SUSTAINED**. Sent for concurrence.

By unanimous consent, all matters having been acted upon were **ORDERED SENT FORTHWITH** with the exception of matters being held.

The Following Communication: (H.C. 562)

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

April 27, 2016

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

Dear Honorable Members of the 127th Legislature:

Under the authority vested in me by Article IV, Part Third, Section 2 of the Constitution of the State of Maine, I am hereby vetoing LD 1675, "Resolve, To Create the Task Force on Public-private Partnerships To Support Public Education."

I am concerned that outcomes of this taskforce must not create downstream financial commitments and/or liabilities with private funds that later must be supplanted with public, taxpayer funds. We have worked hard during the last five years to promote financial sustainability, and it is my experience that initiatives that are initially piloted with private funds either grow weary of the need for constant work to raise funds or expand beyond their initial scope and seek an injection of funds from taxpayers.

Further, I believe that the language of this bill creates the likelihood that members of the Task Force may have conflicts of interest that preclude them from offering unbiased perspective. By establishing this task force without any funding and relying instead on private funds for the work of the task force, this bill creates the potential for a pay-to-play scenario where an organization such as Goldman Sachs, J.P. Morgan, the Rockefeller Foundation or the Gates Foundation could essentially buy a seat at the table in order to influence the work and recommendations of the task force.

Just as it would be inappropriate for the Maine Education Policy Research Institute to use this task force as a way to direct more work to the institute or to advance a single policy proposal

already championed by one of its scholars, so too it would be inappropriate for a private organization to advance policies and recommendations for its own benefit. If such a task force is to be formed and successful, the members must be free from conflicts that could undermine the integrity of the task force and its work. For these reasons, I return this bill to you unsigned and vetoed. I urge the Legislature to sustain it.

Sincerely,
S/Paul R. LePage
Governor

READ and ORDERED PLACED ON FILE. Sent for concurrence.

The accompanying item Resolve, To Create the Task Force on Public-private Partnerships To Support Public Education (EMERGENCY)

(H.P. 1143) (L.D. 1675)
(S. "A" S-541 to C. "A" H-628)

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

Representative **POULIOT**: Thank you, Mr. Speaker, it's a pleasure to be here today. I actually was on vacation in Florida, which is why I got scorched by the sun down there. And I was supposed to be there through the end of this week, but we have some important work to do here. This bill certainly is not the most important one, but it is a bill that I sponsored so I wanted to say a couple words about it.

The Chief Executive's veto letter says that he's concerned that people are going to pay to play. It's quite flattering to think that Goldman Sachs or JP Morgan would fly in executives to take part in a task force here in Augusta, Maine, but I don't think that's very likely. The fiscal note on this bill is \$375 for the first year and \$1,375 for the second. We've made arrangements to pay for this with private funds, so it will take no public dollars. This body voted unanimously in support of this bill on two occasions, so I'd ask you to keep your votes. Thank you.

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

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

ROLL CALL NO. 664V

YEA - Alley, Babbidge, Bates, Battle, Beavers, Beck, Beebe-Center, Bickford, Black, Blume, Brooks, Bryant, Buckland, Burstein, Campbell J, Campbell R, Chace, Chapman, Chenette, Chipman, Cooper, Corey, Crafts, Daughtry, Davitt, DeChant, Devin, Dillingham, Dion, Doore, Duchesne, Dunphy L, Dunphy M, Edgcomb, Evangelos, Farnsworth, Farrin, Fecteau, Foley, Fowle, Fredette, Frey, Gattine, Gerrish, Gideon, Gilbert, Gillway, Ginzler, Golden, Goode, Grant, Greenwood, Grohman, Guerin, Hamann, Hanington, Harlow, Harrington, Hawke, Head, Herbig, Herrick, Hickman, Higgins, Hilliard, Hobart, Hobbins, Hogan, Hubbell, Hymanson, Jorgensen, Kinney J, Kinney M, Kornfield, Kruger, Kumiega, Lajoie, Long, Longstaff, Luchini, Lyford, Maker, Marean, Martin J, Martin R, Mastraccio, McCabe, McClellan, McCreight, McElwee, McLean, Melaragno, Monaghan, Moonen, Morrison, Nadeau, Ordway, Parry, Peterson, Picchiotti, Pickett, Pierce J, Pierce T, Pouliot, Powers, Prescott, Reed, Rotundo, Russell, Rykerson, Sanborn, Saucier, Schneck, Seavey, Sherman, Short, Stanley, Stearns, Stuckey, Sukeforth, Tepler, Theriault, Timberlake, Timmons, Tipping-Spitz, Tucker, Tuell, Vachon, Verow, Wadsworth, Wallace, Ward, Warren, Welsh, Winsor, Wood, Mr. Speaker.

NAY - Austin, Espling, Hanley, Malaby, Nutting, O'Connor, Sanderson, Sawicki, Sirocki, Stetkis, Turner, White.

ABSENT - Lockman, Skolfield.

Yes, 137; No, 12; Absent, 2; Excused, 0.

137 having voted in the affirmative and 12 voted in the negative, with 2 being absent, and accordingly the Veto was **NOT SUSTAINED**. Sent for concurrence.

By unanimous consent, all matters having been acted upon were **ORDERED SENT FORTHWITH** with the exception of matters being held.

The Following Communication: (H.C. 539)

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

April 20, 2016

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

Dear Honorable Members of the 127th Legislature:

Under the authority vested in me by Article IV, Part Third, Section 2 of the Constitution of the State of Maine, I am hereby vetoing LD 1394, "An Act To Implement the Recommendations of the Commission To Strengthen the Adequacy and Equity of Certain Cost Components of the School Funding Formula."

This bill is overly ambitious and does not accomplish what it purports. We would be better served by rejecting this law, which is why I am compelled to return it to you unsigned and vetoed.

Undeniably, this bill creates several placeholders for new spending initiatives in future years but does not actually fund them. By including a directive that the Commissioner make funding recommendations for each of these initiatives every year, the bill's authors reveal the bill's true intent to create pressure on the State to spend more money in subsequent budgets. Such efforts set the stage for a new structural gap, mandating that the Executive Branch scramble to find more taxpayer dollars to fund initiatives championed by a few.

Lest anyone attempt to refute this claim, I remind you that the original bill would have cost \$54 million for each year of the biennium for the summer school and collaborative block grants initiatives alone. Despite the Committee's action to strip the funding and present the bill as a hollow shell of the original proposal, this bill would pave the way for adding over \$100 million in new spending in the next budget. I cannot support that. Even if these initiatives were to be funded, the money would come from General Purpose Aid but it would not count toward the State's 55% target. This, once again, illustrates why that target is nearly impossible to reach. If we keep moving the goalpost and directing state funds to new initiatives that do not count toward the target, we will certainly never get there. As if that were not problematic enough, the reward for finally achieving the 55% state funding level would be a new trigger for even more spending.

Unsurprisingly, this bill is supported by many of the same people who are supporting a citizen's initiative that will appear on the ballot in November to increase the top income tax rate in Maine to over 10%, distinguishing Maine as one of the highest taxed states in the country. The next time you hear advocates of the referendum claim that these draconian tax increases will be used to fully fund the 55% spending target, please remember this bill, which ensures that no amount of state-spending will even be

enough to get there. If we pass this bill, I expect to see another citizen's initiative next year to increase Maine's top income tax rate to 12% or 15%. We need to make it stop.

Instead of supporting this bill, I invite the newly formed Blue Ribbon Commission to Reform Public Education Funding and Improve Student Performance in Maine to evaluate these categories and make recommendations to the 128th Legislature as to how they should be funded in the next biennial budget. If they are worthy of funding, we must identify existing, inefficient spending to off-set new spending.

I strongly urge the legislature to sustain this important veto.

Sincerely,

S/Paul R. LePage

Governor

READ and ORDERED PLACED ON FILE.

The accompanying item An Act To Implement the Recommendations of the Commission To Strengthen the Adequacy and Equity of Certain Cost Components of the School Funding Formula

(H.P. 944) (L.D. 1394)

(C. "A" H-630)

The SPEAKER: The Chair recognizes the Representative from Bar Harbor, Representative Hubbell.

Representative **HUBBELL**: Thank you, Mr. Speaker, this bill is the last of that integrative package coming out of the unanimous report of the Education Committee. This is the result of a 5-year independent study of Maine's school funding formula. The most important part, probably, of this bill is that it allows more flexible use of federal funding to serve economically disadvantaged students in the future. And I want to point out that not only does this bill have no fiscal cost, there's no additional future fiscal liability for local property tax payers as a result. So, please support this bill.

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

Representative **FREDETTE**: Thank you, Mr. Speaker. Mr. Speaker, Ladies and Gentlemen of the House, I can stand to be corrected, but my understanding is, is that as part of, I believe it was the 126th, we spent approximately \$400,000 on a study to look at our funding formula here in Maine and that report is available to anyone that wants to get it through the department. In fact, it was recently talked about in a meeting where I was at where we were trying to look at the more global-type issues of education in Maine. The good Senator from Portland, Senator Alford, as a matter of fact brought it to our attention.

And so, looking at the funding, the formula, is something that we have done. We've tweaked it, we've changed it, we've gone backwards and forwards with it. I don't believe this is something that we need to do. We're going to come back in the 128th and, you know, we'll look at revenues and we'll look at what the proposals are on this. But, my concern is, is that, you know, part of what I'm not sure about is, is that we have a referendum out there that talks about taxing people that make over \$200,000 and putting that money into education. You know, that's one issue that I think we need to be looking at when we come into the next session and I think we'll have to look at the results of that referendum by itself. And then, I'm sure, we will have to go to the Education Committee to look at where we're at.

What I don't think we need is this particular study to study yet what has been studied probably to death more than any other thing in Augusta, is our education funding formula. And so, I support the Chief Executive's veto on this and I will be voting to sustain it and I ask you to follow my light.

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

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

The SPEAKER: The Representative may pose his question.

Representative **FOLEY**: I'm just curious, we voted earlier on a supplemental funding for education and that was a result of putting together a Blue Ribbon Commission on education. It is my understanding that part of that Commission is to look at school funding. Is that not correct?

The SPEAKER: The Representative from Wells, Representative Foley, has posed a question through the Chair to anyone who may care to respond. The Chair recognizes the Representative from Bar Harbor, Representative Hubbell.

Representative **HUBBELL**: Thank you, Mr. Speaker, I rise to answer the question the good Representative from Newport, Representative Fredette. I want to, first of all, thank him for raising the point again of the Independent Study Commission. That was, in fact, the 125th Legislature that commissioned that independent review. The review actually occurred during the 126th through a year-long public process and then the Legislature, itself, had a commission to review the recommendations from that report. And what they produced was the recommendations that brought us to this bill, itself. So the \$450,000 that this Legislature spent was in support of the legislation that we are considering right at this moment.

I know that the Representative and other Members who are serving on that Blue Ribbon Commission—which I think, I agree, will be addressing really important issues in the future. I recommend that you read that report. It's substantial and the recommendations that it contained are represented in the bill that's before us right now. So, out of respect for that process that's gone from the 125th to the 126th to the 127th Legislature, I ask that you support this bill.

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

Representative **FREDETTE**: Thank you, Mr. Speaker. Mr. Speaker, Ladies and Gentlemen of the House, I rise to answer the question asked by the good Representative from Wells, Representative Foley, and I do believe, in fact, as one of the four members on that commission that was authorized by this body, if you can remember, we passed the bill in regards to an additional \$15 million in education and part of that bill did, in fact, create a task force on education, which is really K through university-type level.

Four members of leadership, in fact, are on that commission, including the good Representative Gideon, myself, Senator Alford, and Senator Mason, along with the Chancellor of the University of Maine System, President of Community Colleges. And so, I suspect that this will be something that we will be looking at. I do believe, in my interpretation, that it is part of the mandate, part of the conversations that I believe that we are going to be having, it's looking at that \$400,000 study that was commissioned in the 125th. And so, in my opinion, we are, in fact, doing this now, and to do this would simply be redundant. Thank you, Mr. Speaker.

The SPEAKER: The Chair recognizes the Representative from Guilford, Representative Stearns.

Representative **STEARNS**: Thank you, Mr. Speaker, a few corrections are in order. I think there's some things that have been mentioned about this. This is not a study. This was a commission that was put together that already did a study. In my opinion, the Commission got bogged down a little bit with some of the real tough items—the tough pieces of essential programs and services—that many of us think need to be looked at. That will be done, I believe, moving forward, one way or another,

particularly by the task force that has been put together to do that.

After stripping out some of those heavy fiscal items and controversial items, what it ended up being is a bill moving forward that would allow schools flexibility in their usage of federal funds to provide summer school opportunities, various opportunities, and base those on the economic disadvantaged portions of their school clientele. That's a good thing, to give more flexibility. At the same time, it provided protection so that we would not supplant federal funds. In other words, so that the Department or anybody else couldn't say, "Well, now that you have this grant money available to you and you can use it for this purpose, we're going to take away money from some other category." So, that's what that protection is all about.

The other parts of the bill allude, there's a trigger point that says when the state reaches 55 percent of education funding, those kick in. I don't have a very heavy beard, but I think I could grow one before that 55 percent mark is going to be reached. So I would urge you to override the veto on this one.

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

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

The Chair recognizes the Representative from Newport, Representative Fredette.

Representative **FREDETTE**: Thank you, Mr. Speaker, I just would like to ask, in terms of inquiring and in terms of closing the bell, if people are walking into the chambers, when that decision gets made?

The SPEAKER: It's up to the discretion of the Chair to open and close the vote. Generally, if I see Members coming down the hallway, I keep it open. If Members are sitting in their seats for a prolonged period of time, I will close the vote. If you want your vote to be recorded, you need to say immediately to have it recorded. You are required to take a vote if you are in the chamber and are not allowed to leave the chamber once the vote is open.

The Chair recognizes the Representative from Skowhegan, Representative McCabe.

Representative **McCABE**: Thank you, Mr. Speaker, just a Point of Order that several Members of our caucus have missed votes. We told our folks to be in their seats and we'd be voting today time and time again, and really, it's just a hope that we can move things along and people would stay in their seats for these votes. Thank you, Mr. Speaker.

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

ROLL CALL NO. 665V

YEA - Alley, Babbage, Bates, Battle, Beavers, Beck, Beebe-Center, Bickford, Blume, Brooks, Bryant, Burstein, Campbell J, Chapman, Chenette, Chipman, Cooper, Corey, Daughtry, Davitt, DeChant, Devin, Doore, Duchesne, Dunphy M, Evangelos, Farnsworth, Fecteau, Foley, Fowle, Frey, Gattine, Gideon, Gilbert, Golden, Goode, Grant, Grohman, Hamann, Harlow, Harrington, Hawke, Herbig, Hickman, Higgins, Hilliard, Hobbins, Hogan, Hubbell, Hymanson, Jorgensen, Kornfield, Kruger, Kumiega, Lajoie, Longstaff, Luchini, Maker, Marean, Martin J, Martin R, Mastraccio, McCabe, McClellan, McCreight, McLean, Melaragno, Monaghan, Moonen, Morrison, Nadeau, Peterson, Pierce T, Pouliot, Powers, Rotundo, Russell, Rykerson, Sanborn,

Saucier, Schneck, Seavey, Short, Stanley, Stearns, Stuckey, Sukeforth, Tepler, Tipping-Spitz, Tucker, Tuell, Verow, Warren, Welsh, Mr. Speaker.

NAY - Austin, Black, Buckland, Campbell R, Chace, Dillingham, Dunphy L, Edgecomb, Espling, Farrin, Fredette, Gerrish, Gillway, Ginzler, Greenwood, Guerin, Hanington, Hanley, Head, Herrick, Hobart, Kinney J, Kinney M, Long, Lyford, Malaby, McElwee, Nutting, O'Connor, Ordway, Parry, Picchiotti, Pickett, Pierce J, Prescott, Reed, Sanderson, Sawicki, Sherman, Sirocki, Stetkis, Theriault, Timberlake, Timmons, Turner, Vachon, Wadsworth, Wallace, Ward, White, Winsor, Wood.

ABSENT - Crafts, Dion, Lockman, Skolfield.

Yes, 95; No, 52; Absent, 4; Excused, 0.

95 having voted in the affirmative and 52 voted in the negative, with 4 being absent, and accordingly the Veto was **SUSTAINED**.

The Following Communication: (H.C. 559)

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

April 27, 2016

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

Dear Honorable Members of the 127th Legislature:

Under the authority vested in me by Article IV, Part Third, Section 2 of the Constitution of the State of Maine, I am hereby vetoing LD 1489, "An Act To Clarify Expenditures Regarding Androscoggin County."

Under the cover of night, language was inserted into the biennial budget by the Democrat chair of the Appropriations Committee directing that funds be dispersed for the purpose of promoting postsecondary attainment in Androscoggin County. Unlike other appropriations presented in the budget, this specific transfer did not provide funding for the initiative; it just directed that taxpayer money be sent out the door. Rep. Rotundo has sent me several letters trying to get the Department of Education to divert this money from the other vital education initiatives to this specific non-profit in her district. I do not believe that is appropriate.

This bill goes one step further with a directive that funds be stripped from "unobligated funds" within the Department of Education's allocation for General Purpose Aid, taking it away from the other pressing needs of our education system. There is no such thing as "unobligated funds" within the appropriation given to General Purpose Aid to Local Schools. If the Legislature were serious about funding this initiative, the bill's sponsor or the Appropriations Committee should have presented a funding source that we could publicly debate. Instead, passing a law to require the Controller to simply write a check, regardless of its consequences, is irresponsible and bad policy, and I cannot support it.

The Department of Education and the Department of Labor conduct and support a wide range of activities throughout the State of Maine that achieve the same policy objective that the original language sought. To understand the work being done throughout Maine and in Androscoggin County, one need only look at the Bridge Year Program, Jobs for Maine Graduates, or the Aspirations program, which provides free opportunities for students to take the SAT entrance exam. There are many initiatives worthy of state funding, and many are receiving State support.

This legislation names a specific nonprofit to receive funding with no competitive RFP, no Executive Branch oversight and no accountability. As I have objected to this practice consistently throughout the session, I object to it again and I return this bill to you unsigned and vetoed. I urge the Legislature to sustain it and join me in rejecting the damaging precedent that this bill would set.

Sincerely,
S/Paul R. LePage
Governor

READ and ORDERED PLACED ON FILE.

The accompanying item An Act To Clarify Expenditures Regarding Androscoggin County

(H.P. 1012) (L.D. 1489)
(C. "A" H-551)

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

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

ROLL CALL NO. 666V

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

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

ABSENT - Dion, Lockman, Skolfield.

Yes, 87; No, 61; Absent, 3; Excused, 0.

87 having voted in the affirmative and 61 voted in the negative, with 3 being absent, and accordingly the Veto was **SUSTAINED**.

The Following Communication: (H.C. 553)
**STATE OF MAINE
OFFICE OF THE GOVERNOR
1 STATE HOUSE STATION
AUGUSTA, MAINE 04333-0001**

April 26, 2016
The 127th Legislature of the State of Maine
State House
Augusta, Maine
Dear Honorable Members of the 127th Legislature:
Under the authority vested in me by Article IV, Part Third, Section 2 of the Constitution of the State of Maine, I am hereby vetoing

LD 1552, "An Act To Reduce Morbidity and Mortality Related to Injected Drugs."

This bill establishes a hypodermic needle exchange program whereby the Maine Center for Disease Control and Prevention is required to provide funding to needle exchange operators. However, the Legislature did not appropriate any money to fund this program.

For this reason, I return LD 1552 unsigned and vetoed. I strongly urge the Legislature to sustain it.

Sincerely,
S/Paul R. LePage
Governor

READ and ORDERED PLACED ON FILE. Sent for concurrence.

The accompanying item An Act To Reduce Morbidity and Mortality Related to Injected Drugs

(H.P. 1057) (L.D. 1552)
(C. "A" H-559; S. "A" S-513)

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

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

ROLL CALL NO. 667V

YEA - Alley, Babbidge, Bates, Battle, Beavers, Beck, Beebe-Center, Bickford, Blume, Brooks, Bryant, Burstein, Campbell J, Chace, Chapman, Chenette, Chipman, Cooper, Corey, Daughtry, Davitt, DeChant, Devin, Doore, Duchesne, Dunphy M, Evangelos, Farnsworth, Fecteau, Foley, Fowle, Frey, Gattine, Gerrish, Gideon, Gilbert, Gillway, Ginzler, Golden, Goode, Grant, Grohman, Guerin, Hamann, Hanington, Harlow, Harrington, Head, Herbig, Herrick, Hickman, Higgins, Hobbins, Hogan, Hubbell, Hymanson, Jorgensen, Kornfield, Kruger, Kumiega, Lajoie, Longstaff, Luchini, Maker, Malaby, Martin J, Martin R, Mastraccio, McCabe, McCreight, McElwee, McLean, Melaragno, Monaghan, Moonen, Morrison, Nadeau, Peterson, Picchiotti, Pickett, Pierce T, Pouliot, Powers, Rotundo, Russell, Rykerson, Sanborn, Saucier, Schneck, Sherman, Short, Sirocki, Stanley, Stearns, Stuckey, Sukeforth, Tepler, Tipping-Spitz, Tucker, Tuell, Vachon, Verow, Wadsworth, Ward, Warren, Welsh, Wood, Mr. Speaker.

NAY - Austin, Black, Buckland, Campbell R, Crafts, Dillingham, Dunphy L, Edgecomb, Espling, Farrin, Fredette, Greenwood, Hanley, Hawke, Hilliard, Hobart, Kinney J, Kinney M, Long, Lyford, Marean, McClellan, Nutting, O'Connor, Ordway, Parry, Pierce J, Prescott, Reed, Sanderson, Sawicki, Seavey, Stetkis, Theriault, Timberlake, Timmons, Turner, Wallace, White, Winsor.

ABSENT - Dion, Lockman, Skolfield.

Yes, 108; No, 40; Absent, 3; Excused, 0.

108 having voted in the affirmative and 40 voted in the negative, with 3 being absent, and accordingly the Veto was **NOT SUSTAINED**. Sent for concurrence.

By unanimous consent, all matters having been acted upon were **ORDERED SENT FORTHWITH** with the exception of matters being held.

The Following Communication: (H.C. 547)
STATE OF MAINE
OFFICE OF THE GOVERNOR
1 STATE HOUSE STATION
AUGUSTA, MAINE 04333-0001

April 25, 2016
The 127th Legislature of the State of Maine
State House
Augusta, Maine

Dear Honorable Members of the 127th Legislature:
Under the authority vested in me by Article IV, Part Third, Section 2 of the Constitution of the State of Maine, I am hereby vetoing LD 1521, "An Act To Create Equity among Essential Nonprofit Health Care Providers in Relation to the Sales Tax and the Service Provider Tax."

Current law provides a sales, use and service provider tax exemption for sales to "incorporated nonprofit rural community health centers." Whether a health center is designated as "rural" in this exemption is determined by U.S Census data.

When this bill was proposed, supporters explained the intent of the bill was to eliminate the requirement that a nonprofit health center be "rural" to receive the exemption. This change was sought so that a single health center in Portland could qualify for the exemption. At a time when job creators are considering downsizing and moving jobs out of Maine, I do not support amending our tax laws to benefit a single, nonprofit entity.

Equally troubling was the amendment to this bill during the Legislative process to incorporate a new, more complex definition into the bill, adding "incorporated nonprofit federally qualified health centers," including "so-called federally qualified health center look-alike that meets the requirements of Section 254b" of Title 42 of the U.S. Code. Tax experts have advised me that this change may have broader implications that could benefit entities that have previously received the rural community health center exemption in error.

When asked to explain the fiscal impact of this bill, Maine Revenue Services reported that the definition in this bill makes it difficult to estimate and there could be unforeseen revenue losses not captured in this bill.

For these reasons, I return this bill unsigned and vetoed. I urge the Legislature to sustain it.

Sincerely,
S/Paul R. LePage
Governor

READ and ORDERED PLACED ON FILE. Sent for concurrence.

The accompanying item An Act To Create Equity among Essential Nonprofit Health Care Providers in Relation to the Sales Tax and the Service Provider Tax

(H.P. 1046) (L.D. 1521)
(C. "A" H-521)

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

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

ROLL CALL NO. 668V

YEA - Alley, Austin, Babbidge, Bates, Battle, Beavers, Beck, Beebe-Center, Bickford, Black, Blume, Brooks, Bryant, Burstein, Campbell J, Campbell R, Chace, Chapman, Chenette, Chipman, Cooper, Corey, Crafts, Daughtry, Davitt, DeChant, Devin, Dillingham, Dion, Doore, Duchesne, Dunphy L, Dunphy M, Edgcomb, Evangelos, Farnsworth, Farrin, Fecteau, Foley,

Fowle, Frey, Gattine, Gideon, Gilbert, Gillway, Ginzler, Golden, Goode, Grant, Greenwood, Grohman, Guerin, Hamann, Hanington, Harlow, Harrington, Hawke, Head, Herbig, Herrick, Hickman, Higgins, Hilliard, Hobart, Hobbins, Hogan, Hubbell, Hymanson, Jorgensen, Kinney J, Kinney M, Kornfield, Kruger, Kumiega, Lajoie, Longstaff, Luchini, Maker, Malaby, 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, Rotundo, Russell, Rykerson, Sanborn, Sanderson, Saucier, Stearns, Stuckey, Seavey, Sherman, Short, Sirocki, Stanley, Stearns, Stueck, Sukeforth, Tepler, Theriault, Timberlake, Timmons, Tipping-Spitz, Tucker, Tuell, Turner, Vachon, Verow, Wadsworth, Wallace, Ward, Warren, Welsh, White, Winsor, Wood, Mr. Speaker.

NAY - Buckland, Espling, Fredette, Gerrish, Hanley, Long, Lyford, Reed, Sawicki, Stetkis.

ABSENT - Lockman, Skolfield.

Yes, 139; No, 10; Absent, 2; Excused, 0.

139 having voted in the affirmative and 10 voted in the negative, with 2 being absent, and accordingly the Veto was **NOT SUSTAINED**. Sent for concurrence.

By unanimous consent, all matters having been acted upon were **ORDERED SENT FORTHWITH** with the exception of matters being held.

The following item was taken up out of order by unanimous consent:

The Following Communication: (S.C. 993)
STATE OF MAINE
OFFICE OF THE GOVERNOR
1 STATE HOUSE STATION
AUGUSTA, MAINE 04333-0001

April 22, 2016
The 127th Legislature of the State of Maine
State House
Augusta, Maine

Dear Honorable Members of the 127th Legislature:
Under the authority vested in me by Article IV, Part Third, Section 2 of the Constitution of the State of Maine, I am hereby vetoing LD 1614 "Resolve, To Provide Funding for the County Jail Operations Fund."

If the counties are responsible for operating the jails, then the counties should also be responsible for paying the costs of the jails. Currently, county funding for operation of the jails is capped. If counties spend above the cap, which they invariably do, then the State is asked to provide supplemental funding to cover the difference. For too long, state taxpayers have had to pick up the tab for the cost of the county jails because, due to the cap, there is no incentive for counties to rein in jail spending. In order to avoid my veto, a bill providing supplemental funding to the jails must also contain a provision doing away with the cap on county funding for jails. This bill does not contain such a provision.

For this reason, I return LD 1614 unsigned and vetoed. I strongly urge the Legislature to sustain it.

Sincerely,
S/Paul R. LePage
Governor

Came from the Senate, **READ and ORDERED PLACED ON FILE.**

READ and ORDERED PLACED ON FILE in concurrence.

The accompanying item Resolve, To Provide Funding for the County Jail Operations Fund (EMERGENCY)

(S.P. 652) (L.D. 1614)
(S. "B" S-508 to C. "A" S-400)

In Senate, April 29, 2016, this Resolve, having been returned by the Governor, together with objections to the same, pursuant to the provisions of the Constitution of the State of Maine, after reconsideration, the Senate proceeded to vote on the question: 'Shall this Resolve become a law notwithstanding the objections of the Governor?'

33 voted in favor and 2 against, and 33 being more than 2/3 of the members present and voting, accordingly it was the vote of the Senate that the Resolve become law and the veto was overridden.

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

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

ROLL CALL NO. 669V

YEA - Alley, Austin, Babbidge, Bates, Battle, Beavers, Beck, Beebe-Center, Bickford, Black, Blume, Brooks, Bryant, Buckland, Burstein, Campbell J, Campbell R, Chace, Chapman, Chenette, Chipman, Cooper, Corey, Crafts, Daughtry, Davitt, DeChant, Devin, Dillingham, Dion, Doore, Duchesne, Dunphy L, Dunphy M, Edgecomb, Espling, Evangelos, Farnsworth, Farrin, Fecteau, Foley, Fowle, Fredette, 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, Kruger, Kumiega, Lajoie, Long, Longstaff, Luchini, Lyford, Maker, Malaby, 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, Stanley, Stearns, Stetkis, Stuckey, Sukeforth, Tepler, Theriault, Timberlake, Timmons, Tipping-Spitz, Tucker, Tuell, Turner, Vachon, Verow, Wadsworth, Ward, Warren, Welsh, White, Winsor, Wood, Mr. Speaker.

NAY - NONE.

ABSENT - Lockman, Skolfield, Wallace.

Yes, 148; No, 0; Absent, 3; Excused, 0.

148 having voted in the affirmative and 0 voted in the negative, with 3 being absent, and accordingly the Veto was **NOT SUSTAINED** in concurrence.

By unanimous consent, all matters having been acted upon were **ORDERED SENT FORTHWITH** with the exception of matters being held.

The Following Communication: (H.C. 548)

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

April 25, 2016
The 127th Legislature of the State of Maine
State House

Augusta, Maine

Dear Honorable Members of the 127th Legislature:

Under the authority vested in me by Article IV, Part Third, Section 2 of the Constitution of the State of Maine, I am hereby vetoing LD 1579, "An Act Regarding the Maine Clean Election Fund."

As a result of last year's citizens initiative, 21-A M.R.S.A. §1124(2)(B) now directs that \$3 million be transferred to the Maine Clean Election Fund on or before January 1 of each year. The biennial budget contains unallocated language that accelerates the transfer of \$500,000 of this funding so that it is received before Election Day this election year. This bill would accelerate the transfer of an additional \$500,000, presumably so it can be spent during the current election cycle.

First, this is a terrible way to budget for this system. Funding is appropriated in the run up to each Election Day to provide qualifying candidates with taxpayer-supported financing. The system, however, is in a perpetual state of underfunding because resources for one election cycle were already expended during the past election cycle. This bill only exacerbates this problem by an additional \$500,000. It is time to break this never-ending process of robbing future funding to pay for current costs.

Second, should advocates for this system have wanted additional resources for the current election cycle; they should have addressed this in their citizens initiative. The 2015 initiative drastically increased funding for this system and even amended the exact section of statute implicated by this bill. Before the ink was dry on this initiative, however, this bill was introduced to affect the timing of the transfer of these funds. The opportunity to change the timing of disbursements has come and gone – this bill is one bite too many at the taxpayers' apple. For these reasons, I return LD 1579 unsigned and vetoed. I strongly urge the Legislature to sustain it.

Sincerely,

S/Paul R. LePage

Governor

READ and ORDERED PLACED ON FILE.

The accompanying item An Act Regarding the Maine Clean Election Fund

(H.P. 1071) (L.D. 1579)

(S. "A" S-510 to C. "A" H-661)

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

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

ROLL CALL NO. 670V

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

NAY - Austin, Bickford, Black, Buckland, Campbell R, Chace,

Corey, Crafts, Dillingham, Dunphy L, Edgecomb, Espling, Farrin, Foley, Fredette, Gerrish, Ginzler, Greenwood, Guerin, Hanington, Hanley, Harrington, Hawke, Head, Herrick, Hilliard, Hobart,

Kinney J, Kinney M, Long, Lyford, Maker, Malaby, Marean, McClellan, McElwee, Nutting, O'Connor, Ordway, Parry, Picchiotti, Pickett, Pierce J, Pouliot, Prescott, Reed, Sanderson, Sawicki, Seavey, Sherman, Sirocki, Stearns, Stetkis, Theriault, Timberlake, Tuell, Turner, Vachon, Wadsworth, Ward, White, Winsor, Wood.

ABSENT - Chenette, Lockman, Skolfield, Wallace.

Yes, 84; No, 63; Absent, 4; Excused, 0.

84 having voted in the affirmative and 63 voted in the negative, with 4 being absent, and accordingly the Veto was **SUSTAINED**.

The Following Communication: (H.C. 560)

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

April 27, 2016

The 127th Legislature of the State of Maine
State House

Augusta, Maine

Dear Honorable Members of the 127th Legislature:

Under the authority vested in me by Article IV, Part Third, Section 2 of the Constitution of the State of Maine, I am hereby vetoing LD 1629, "An Act to Implement the Recommendations of the Commission to Study the Public Reserved Lands Management Fund."

This legislation is a complete overreach by this Commission and proposes substituting the political judgement of the Legislature for the expert management of Maine's Public Reserved Lands by the professionals within the Bureau of Parks and Lands. The Commission's distrust of the State's forestry professionals is insulting and, apparently, knows no bounds.

As part of the biennial budget, the Legislature saw fit to impose a cap on the harvest of timber on Public Reserved Lands. This cap was not the product of hard science, but rather the product of political compromise. Should the Department of Agriculture, Conservation and Forestry seek to apply science to determine future harvest levels, it may, subject to a political review by the Legislature through the major-substantive rulemaking process. The Commission's recommendations only seek to complicate this process further by injecting yet more details into this process.

Not content to simply have its thumb on timber harvest levels, this Commission also recommended that the Department perform a forest inventory on Public Reserved Lands according to a schedule dictated by the Legislature. Additionally, the Bureau would be plagued by reporting requirements at every turn, including reporting each year by individual management units; reporting on deeded access to each parcel of Public Reserved Land; reporting on recreational infrastructure projects by parcel; and reporting on the Bureau's harvesting and road construction contracting process. Perhaps, the Commission's unstated goal was to prevent timber harvesting altogether by occupying the Bureau's staff with so many reporting requirements enough to keep them out of the field.

To make matters worse, this legislation would also reconstitute this same Commission to produce even more recommendations for our forestry professionals to implement. If there is any doubt that politics - not science - is driving this Commission, please be assured the reconstituted Commission is directed to produce another report to the Legislature: this one would be due less than a week before Election Day. For these reasons, I return LD 1629 unsigned and vetoed. I strongly urge the Legislature to sustain it. Sincerely,

S/Paul R. LePage
Governor

READ and ORDERED PLACED ON FILE.

The accompanying item An Act To Implement the Recommendations of the Commission To Study the Public Reserved Lands Management Fund

(H.P. 1106) (L.D. 1629)
(C. "A" H-648)

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, this bill is the final result of a long process that included an interim commission to study the public reserved lands management fund, which is the people's money. Money that has been built up because of the increased timber harvesting on public lands. Twice, this Legislature has rejected the Chief Executive's idea to move extra funds from this trust account into efforts to create heating programs for low-income Mainers, a laudable goal to be sure. The commission consisted of five legislators, two members of the Executive Branch, and eight expert members of the public—four appointed by you, Mr. Speaker and four appointed by the President of the Senate.

With the full cooperation of the Director of the Maine Forest Service, who served on the commission and provided every piece of information the commission requested, and the Office of the Attorney General, who gave us two advisory opinions to help guide our decision making, the commission did great work, work which was led mostly by the public members of the commission, despite the leadership of the co-chairs, one of whom I was honored to be. The public participated in every meeting. After all, this land is in the public trust and so it was of great consequence for the public's input to be fully considered.

Notwithstanding the Chief Executive's veto letter, the commission's report and this bill before us praised the work of the Maine Forest Service and includes almost all of the items that the Director of the Forest Service himself said were needed in order for his staff to do better work and uphold the multiple-use mandates the Constitution of Maine requires for our public lands. The bill before us absolutely allows science to dictate the proper harvest levels, which is exactly why a new forest inventory is necessary. How can you know what constitutes a sustainable cut if you don't know how much you have to cut? There is nothing complicated here.

In closing, this legislation solves the problem the Executive Branch posited two years ago as money in the fund began to increase. It just solves it in a different way, and that, Mr. Speaker, is the prerogative of the Legislature. And so, if you want to waste all that time and all the taxpayer-funded resources that went into this well-thought-through piece of legislation, then, please, by all means, vote red. If, however, you want to support the public trust, our public lands, economic development opportunities in rural Maine, the unanimous, bipartisan work of both the commission and the Joint Standing Committee on Agriculture, Conservation and Forestry, and all the members of the public who weighed in on their lands throughout the six public meetings, then, by all means, vote green and override this veto. Thank you, Mr. Speaker.

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

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

ROLL CALL NO. 671V

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

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

ABSENT - Chenette, Lockman, Skolfield.
Yes, 90; No, 58; Absent, 3; Excused, 0.

90 having voted in the affirmative and 58 voted in the negative, with 3 being absent, and accordingly the Veto was **SUSTAINED**.

The Following Communication: (H.C. 542)

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

April 22, 2016
The 127th Legislature of the State of Maine
State House
Augusta, Maine

Dear Honorable Members of the 127th Legislature:
Under the authority vested in me by Article IV, Part Third, Section 2 of the Constitution of the State of Maine, I am hereby vetoing LD 1224, "An Act To Amend the Child Protective Services Laws." The first section of this bill provides that expunged child protective services case records may not be admitted into evidence in any administrative or judicial proceeding. This is misguided.

Judges should be able to consider the totality of the circumstances whenever a child's safety is in question, and that should include being able to access information about any allegations, substantiated or unsubstantiated, of harm against or neglect of a child. If there are five allegations of the same type of behavior - as there often are - that is something an adjudicatory body should know about.

For these reasons, I return LD 1224 unsigned and vetoed. I strongly urge the Legislature to sustain it.

Sincerely,
S/Paul R. LePage
Governor

READ and ORDERED PLACED ON FILE. Sent for concurrence.

The accompanying item An Act To Amend the Child Protective Services Laws

(H.P. 842) (L.D. 1224)
(C. "A" H-629)

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

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

ROLL CALL NO. 672V

YEA - Alley, Austin, Babbidge, Bates, Battle, Beavers, Beck, Beebe-Center, Bickford, Black, Blume, Brooks, Bryant, Buckland, Burstein, Campbell J, Campbell R, Chace, Chapman, 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, Golden, Goode, Grant, Greenwood, 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, Long, Longstaff, Luchini, Lyford, Maker, Malaby, 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, Stanley, Stearns, Stetkis, Stuckey, Sukeforth, Tepler, Theriault, Timberlake, Timmons, Tipping-Spitz, Tucker, Tuell, Turner, Vachon, Verow, Wadsworth, Wallace, Ward, Warren, Welsh, White, Winsor, Wood, Mr. Speaker.

NAY - Grohman.

ABSENT - Chenette, Lockman, Skolfield.

Yes, 147; No, 1; Absent, 3; Excused, 0.

147 having voted in the affirmative and 1 voted in the negative, with 3 being absent, and accordingly the Veto was **NOT SUSTAINED**. Sent for concurrence.

By unanimous consent, all matters having been acted upon were **ORDERED SENT FORTHWITH** with the exception of matters being held.

The following item was taken up out of order by unanimous consent:

UNFINISHED BUSINESS

The following matter, in the consideration of which the House was engaged at the time of adjournment Friday, April 15, 2016, had preference in the Orders of the Day and continued with such preference until disposed of as provided by House Rule 502.

An Act To Exclude from Sales Tax Certain Sales by Civic, Religious and Fraternal Organizations

(S.P. 651) (L.D. 1613)
(C. "A" S-430)

- In House, House **INSISTED** on its former action whereby the Bill was **PASSED TO BE ENACTED** on April 15, 2016.

- In Senate, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-430) AS AMENDED BY SENATE AMENDMENT "B" (S-544)** thereto in **NON-CONCURRENCE**.

TABLED - April 16, 2016 (Till Later Today) by Representative FREDETTE of Newport.
PENDING - Motion of Representative McCABE of Skowhegan to RECEDE and CONCUR.

Subsequently, the House voted to **RECEDE AND CONCUR**.

By unanimous consent, all matters having been acted upon were **ORDERED SENT FORTHWITH** with the exception of matters being held.

COMMUNICATIONS

The Following Communication: (H.C. 555)

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

April 29, 2016

Honorable Mark W. Eves
Speaker of the House
2 State House Station
Augusta, Maine 04333

Dear Speaker Eves:

On April 13, 2016 Governor Paul R. LePage returned Resolve, To Provide Funding for the County Jail Operations Fund (EMERGENCY) (S.P. 652) (L.D. 1614) to the Senate with 14 line item vetoes pursuant to Article IV, Part Third, Section 2-A of the Constitution of the State of Maine.

President Michael D. Thibodeau ruled that the following 4 line item vetoes were not properly before the body:

HEALTH AND HUMAN SERVICES, DEPARTMENT OF (FORMERLY DHS)

Medical Care - Payments to Providers 0147

Initiative: Adjusts funding as a result of the increase in the Federal Medical Assistance Percentage for federal fiscal year 2017.

GENERAL FUND

All Other **2016-17** (\$2,465,896) Changed to \$0

HEALTH AND HUMAN SERVICES, DEPARTMENT OF (FORMERLY DHS)

Medical Care - Payments to Providers 0147

Initiative: Adjusts funding as a result of the increase in the Federal Medical Assistance Percentage for federal fiscal year 2017.

GENERAL FUND

GENERAL FUND TOTAL **2016-17** (\$2,465,896) Changed to \$0

HEALTH AND HUMAN SERVICES, DEPARTMENT OF (FORMERLY DHS)

Medical Care - Payments to Providers 0147

Initiative: Adjusts funding as a result of the increase in the Federal Medical Assistance Percentage for federal fiscal year 2017.

HEALTH AND HUMAN SERVICES, DEPARTMENT OF (FORMERLY DHS)

DEPARTMENT TOTALS

GENERAL FUND 2016-17 (\$2,465,896) Changed to \$0

HEALTH AND HUMAN SERVICES, DEPARTMENT OF (FORMERLY DHS)

Medical Care - Payments to Providers 0147

Initiative: Adjusts funding as a result of the increase in the Federal Medical Assistance Percentage for federal fiscal year 2017.

SECTION TOTALS

GENERAL FUND 2016-17 (\$2,465,896) Changed to \$0

Sincerely,
S/Robert B. Hunt
Clerk of the House

READ and ORDERED PLACED ON FILE.

The Following Communication: (H.C. 556)

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

LD 1643, An Act to Correct Errors and Inconsistencies in the Laws of Maine

April 22, 2016

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

Dear Honorable Members of the 127th Legislature:

I have returned LD 1643, "An Act to Correct Errors and Inconsistencies in the Laws of Maine," unsigned and with the intention that it become law without my signature. This bill may result in some helpful corrections of Maine's laws. I am, however, concerned that the language of this bill directing various agencies to notify the Legislature of certain contingencies is inconsistent with Maine's constitution.

Sections C-1, C-2, C-3, C-5, C-6, C-7 and C-8 all purport to require Executive Branch or independent agencies to report to the Secretary of State and other arms of the Legislature when certain contingencies have occurred, in order to trigger the effectiveness or repeal of various statutes. These sections, however, are inconsistent with the Governor's constitutional authority to direct Executive Branch employees as contemplated by Article V, Part First, Section 1 and the Governor's authority to recommend for consideration such measures as the Governor may judge expedient pursuant to Article V, Part First, Section 9.

To the extent that this bill purports to direct these agencies to report to various arms of the Legislature, the Executive Branch shall construe this language in a manner consistent with the Governor's constitutional authority.

Sincerely,
S/Paul R. LePage
Governor

READ and ORDERED PLACED ON FILE.

The Following Communication: (H.C. 557)

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

LD 1671, Resolve, Compensating Susan Cloutier for Claims against the State

April 27, 2016

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

Dear Honorable Members of the 127th Legislature:

I have returned LD 1671, "Resolve, Compensating Susan Cloutier for Claims against the State," unsigned and with the intention that it become law without my signature. I support the goal of this bill and will provide Susan Cloutier and her family with additional compensation for the loss of her husband and son as the result of an automobile accident with a State employee.

I am, however, concerned that the language of this resolve directing the Governor to make this payment is inconsistent with the principles of separation of powers found in Article III, Sections 1 and 2. No branch of State government may exercise any of the powers properly belonging to the others. This principle has been upheld in *Kelly v. Curtis*, 287 A.2d 426, 429 (Me. 1972) (affirming "[t]he Governor's immunity from judicial coercion by court order in the performance of his official duties, ministerial or discretionary").

To the extent that this Resolve purports to direct the Governor to make payment, the Executive Branch shall construe this language as advisory. To be clear, I intend to voluntarily make this payment, not because the Legislature has purported to direct as much.

Sincerely,
S/Paul R. LePage
Governor

READ and ORDERED PLACED ON FILE.

ORDERS

On motion of Representative HICKMAN of Winthrop, the following Joint Resolution: (H.P. 1172) (Cosponsored by Senator KATZ of Kennebec and Representatives: COOPER of Yarmouth, DOORE of Augusta, GIDEON of Freeport, GINZLER of Bridgton, KORNFIELD of Bangor, POULIOT of Augusta, TEPLER of Topsham, Senator: ROSEN of Hancock)

JOINT RESOLUTION COMMEMORATING THE HOLOCAUST AND HUMAN RIGHTS CENTER OF MAINE'S LEGISLATIVE AWARENESS DAY, MAY 1, 2016, AND YOM HASHOAH, THE DAY OF REMEMBRANCE

WHEREAS, from 1933 to 1945, 6,000,000 Jews were murdered in the Holocaust as part of a state-sponsored, systematic persecution and annihilation program of genocide, and millions of other people suffered as victims of Nazism, such as the handicapped, political dissidents and many others for racial, ethnic or national reasons; and

WHEREAS, the people of the State of Maine should always remember the atrocities committed by the Nazis so that such horrors are never repeated, and the history of the Holocaust offers an opportunity to reflect on the moral responsibilities of individuals, societies and governments; and

WHEREAS, the people of the State of Maine should always remember those who liberated the Nazi concentration camps, some of whom lost their lives and others of whom have experienced lifelong emotional suffering, as holding an honored place in our history; and

WHEREAS, the people of the State of Maine should continually rededicate themselves to the principle of equal justice for all people, remain eternally vigilant against all tyranny and recognize that bigotry provides a breeding ground for tyranny to flourish; and

WHEREAS, the national community, pursuant to an Act of Congress, will be commemorating the week of May 1, 2016 through May 8, 2016 as the Days of Remembrance of the Victims of the Holocaust, including the Day of Remembrance, known as Yom HaShoah, May 5, 2016; and

WHEREAS, it is appropriate for the people of the State of Maine to join in this international commemoration, and May 1, 2016 has been designated as the Holocaust and Human Rights Center of Maine's Legislative Awareness Day; 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 in

solemn memory of the victims of the Holocaust and in honor of the survivors, rescuers and liberators, urge the citizens of the State to recommit themselves to the lessons of the Holocaust through the Holocaust and Human Rights Center of Maine's Legislative Awareness Day and the international week of commemoration and express our common desire to continually strive to overcome prejudice and inhumanity through education, vigilance and resistance; and be it further

RESOLVED: That suitable copies of this resolution, duly authenticated by the Secretary of State, be transmitted to the Holocaust and Human Rights Center of Maine and the United States Holocaust Memorial Council in Washington, D.C. on behalf of the people of the State of Maine.

READ.

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

Representative HICKMAN: And it came to pass in those days that Hitler died in his Berlin bunker. One week later, during the second week of May, nineteen hundred and forty six, Nazi Germany surrendered unconditionally and the war in Europe ended.

In the first weeks of August, the United States dropped the atomic bomb on Nagasaki and Hiroshima and the Soviet Union declared war on Japan and invaded Manchuria. On the fourteenth day of August, Japan announced its surrender-so long as it could keep its emperor-and World War II, a most devastating war in terms of material destruction, global scale, and lives lost, ended.

My father, Hazelle Hickman, a Tuskegee Airman on the ground, fought in the war that ultimately liberated Jews from one of the most oppressive, inhumane regimes in human history. Mr. Speaker, Women and Men of the House, today we remember the Holocaust because we must never forget.

African Americans and American Jews have interacted throughout much of history. This relationship has included widely publicized cooperation, sometimes conflict, and since the 1970's, has been an area of considerable academic research. Arguably, the most significant aspect of this relationship was the cooperation during the Civil Rights Movement, culminating in the Civil Rights Act of 1964.

Every New Year's Eve, my father would slow cook a slab of kosher corned beef so tender you could cut it with a fork. My mother, Minnie Juanita Hickman, baked a delicious rugula with a crust so flaky no one could resist it. And while she was an excellent cook, rugula was the only dessert she ever baked.

My first and only pediatrician, Dr. Eli A. Gecht, was a Holocaust survivor. Today, we recognize the Holocaust survivors who reside in our great state and all over the world because we must never forget. Mr. Speaker, Women and Men of the House, anti-Semitism, racism, bigotry, and tyranny have no place in a free society.

I will close, as I always do, with a quote from James Baldwin, my favorite American author and one of the literary giants and leaders of the Civil Rights Movement: "One must say yes to life and embrace it wherever it is found, and it is found in terrible places... For nothing is fixed; forever and forever, it is not fixed. The earth is always shifting, the light is always changing, the sea does not cease to grind down rock. Generations do not cease to be born and we are responsible to them because we are the only witnesses they have. The sea rises, the light fades, lovers cling to each other, and children cling to us. The moment we cease to hold each other, the moment we break faith with one another, the sea engulfs us, and the light goes out." Always, always, treat one another with kindness, Mr. Speaker, and take care of your blessings. Thank you.

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

Representative **TEPLER**: Thank you, Mr. Speaker, Ladies and Men of the House, one year ago on Yom Hashoah, I rose for one of the very first times to speak in this House and I was deeply honored to speak on that date about the history of my husband's family in surviving the Holocaust. Today, however, I rise more with what I feel is the lesson of the Holocaust in mind. And I would like to read one of the paragraphs of our Resolution today, again. "WHEREAS, the people of the State of Maine should continually rededicate themselves to the principle of equal justice for all people, remain eternally vigilant against all tyranny and recognize that bigotry provides a breeding ground for tyranny to flourish." In my mind, that is the essence of the way that we must remember the victims of the Nazi Holocaust. And I say to you: let us continue to work to make "never again for anyone" a reality. Thank you.

At this point, the Members of the House stood and joined in a moment of silence in memory and honor of the victims of the Holocaust.

Subsequently, the Joint Resolution was **ADOPTED**.
Sent for concurrence.

By unanimous consent, all matters having been acted upon were **ORDERED SENT FORTHWITH** with the exception of matters being held.

On motion of Representative MARTIN of Eagle Lake, the following Joint Resolution: (H.P. 1174) (Cosponsored by Senator EDGECOMB of Aroostook and Representatives: DUNPHY of Old Town, HICKMAN of Winthrop, MARTIN of Sinclair, McCABE of Skowhegan, SAUCIER of Presque Isle, STEARNS of Guilford, Senator: DAVIS of Piscataquis)

JOINT RESOLUTION RECOGNIZING THE 50TH ANNIVERSARY OF THE ALLAGASH WILDERNESS WATERWAY

WHEREAS, the Allagash Wilderness Waterway was established by the Maine Legislature on May 11, 1966; and

WHEREAS, the people of Maine overwhelmingly passed a \$1,500,000 bond issue on November 8, 1966 to develop the maximum wilderness character of the Allagash Wilderness Waterway; and

WHEREAS, the Allagash Wilderness Waterway is a 92-mile water route from the Allagash River's headwaters of Allagash Stream, Allagash Lake and Telos Lake, passing through major lakes and ponds and down the Allagash River, to West Twin Brook near Allagash Village; and

WHEREAS, Maine residents and visitors to Maine enjoy paddling, camping and fishing in the Allagash Wilderness Waterway; and

WHEREAS, many children from Maine and across the country have completed their first long-distance canoe trip paddling the Allagash Wilderness Waterway and thereby developed a lifelong love of the out-of-doors, the Maine woods and the State of Maine; and

WHEREAS, paddling the Allagash Wilderness Waterway has resulted in positive life-changing experiences for many adult and young paddlers; and

WHEREAS, the Allagash Wilderness Waterway is rich in Native American history; and

WHEREAS, Henry David Thoreau canoed the Allagash River in 1857 and wrote about it in his book, *The Maine Woods*; and

WHEREAS, the Allagash Wilderness Waterway is prized for its native wild brook trout fishery; and

WHEREAS, the Allagash Wilderness Waterway has played a vital role in the history of logging in Maine; and

WHEREAS, the Allagash Wilderness Waterway was designated a Wild River under the federal Wild and Scenic Rivers Act on July 19, 1970; and

WHEREAS, the Allagash Wilderness Waterway has attracted many visitors from all over the world to the State of Maine, resulting in significant economic benefits to Maine guides, outfitters and other businesses that provide goods and services to these visitors; and

WHEREAS, the employees of the Department of Agriculture, Conservation and Forestry, Bureau of Parks and Lands have cared for and preserved the Allagash Wilderness Waterway for decades; 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, take this opportunity to recognize and celebrate the 50th anniversary of the Allagash Wilderness Waterway.

READ.

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

Representative **MARTIN**: Thank you, Mr. Speaker. Mr. Speaker, Members of the House, I originally thought what I would do today was go back to some comments I made and quote myself from 1966. And I decided I wouldn't bore you with that because you'd check the legislative record yourself without my going over it. But I stand before you, what took place 50 years ago in this Legislature.

There are three proposals before us, basically one was to leave it the way it was. Two was to let federal government come in because they were about ready to take over. And the third was would the state do something about it if they were on its own? And we move with the third choice, and that was to create the waterway as a state institution and then after that, appropriate by passing a bond resolution for \$1.5 million, and the federal government came in and matched it with that amount of money. That was the beginning of the waterway.

And I speak as an individual since high school has been at parts on the waterway every single year since that time, except for one and that was the year that Ed Muskie ran for Vice President and I was stuck in Washington. But other than that, I think that people in northern Maine have used the river and I encourage some of you who have never done it to come on the river and I'll even be willing to take you in my own canoe. And even if you're a member of the other party, I promise I won't dunk you in. But I really think that it's important that you come to see what it is.

Now, you'll have two opportunities this summer. There will be events at Churchill Dam and there will be also one in the Town of Allagash. And those events—and actually the leaflets were passed out a couple weeks ago, I think. And if you have not seen it, just holler and we'd be more than happy to have you get that—illustrate what took place 50 years ago in this body. There were only 12 people in this body who voted not to do what we did. Twelve. And that tells you, I think where people at that point, even though they may never have been there, but were concerned about preserving that area for the future.

Second point I want to make to you is that when we went for the bond, the vote in the House of Representatives was 107-23. And then the voters followed suit. And for what you have now before us, is something which really, and the one thing that I urge all of you if you've never done it, come on up and even if you

want to do that whole trip, as the good Representative from Freeport, Representative Gideon, just passed me a note, said just prior to her marriage, she and Ben went the whole length of the river. And I can tell you, if you've ever done it, it's fun to see people who have never done it on those lakes, as the wind meets your face and the canoe goes as fast backward as it going forward, even though you're paddling in that direction.

So, I just want to say that since I've represented that area throughout this period, how much the Allagash has meant for the people of my area, but frankly, for all the people of Maine. And I urge you, because I know that some of you have never been north of Bangor, I encourage you this summer to make an effort to come and I'll be more than happy to take you through part of it. Last year, the good Representative from Augusta did the river, and he will also tell you what a great adventure that is. And so, I will close with this comment: I urge you, if you have an interest in history to go back and read the record of what took place in 1965 and 1966 as we went through this process of determining which way we were going to preserve the area. And so, I could go on a long time and talk about the Allagash, but I won't do that today. I urge you to come listen to me in Aroostook County.

Subsequently, the Joint Resolution was **ADOPTED**.
Sent for concurrence.

By unanimous consent, all matters having been acted upon were **ORDERED SENT FORTHWITH** with the exception of matters being held.

On motion of Representative McCABE of Skowhegan, the following House Resolution: (H.R. 2)

HOUSE RESOLUTION OPPOSING THE TRANS-PACIFIC PARTNERSHIP AGREEMENT

WHEREAS, the Maine House of Representatives strongly supports international trade when fair rules of trade are in place that encourage meaningful transparency, appropriately acknowledge the vital role of state sovereignty and afford more meaningful congressional review and acceptance; and

WHEREAS, the Maine House of Representatives seeks to maximize the benefits and minimize any negative effects of international trade; and

WHEREAS, existing trade agreements have effects that extend significantly beyond the bounds of traditional trade matters, such as tariffs and quotas, and can undermine Maine's regulatory authority and constitutionally guaranteed authority to protect public health, safety and welfare; and

WHEREAS, it is important that trade agreements ensure a level playing field for Maine workers and businesses and include meaningful human rights and labor and environmental standards that do not injure Maine businesses, workers and communities; and

WHEREAS, the North American Free Trade Agreement, or NAFTA, and other trade deals include special provisions for foreign investors, known as investor-state dispute settlements, that allow foreign firms to bypass state and federal courts to challenge state and local laws, regulations and administrative and judicial decisions in international tribunals; and

WHEREAS, foreign investors already have used NAFTA's investor-state dispute settlement provisions to challenge state and local decisions; and

WHEREAS, the threat of investor-state dispute settlement challenges to state, city and local laws and their resulting damages will have a negative effect on state, city and county governments and undermine local control; and

WHEREAS, the negative effect of existing trade agreements and the proposed Trans-Pacific Partnership Agreement on Maine's regulatory authority and constitutionally guaranteed authority to protect public health, safety and welfare has occurred in part because United States trade policy has been formulated and implemented in a manner that lacks transparency, fails to properly recognize the principles of state sovereignty and does not provide meaningful opportunity for congressional review and acceptance; and

WHEREAS, negotiating new trade agreements such as the Trans-Pacific Partnership Agreement in this way represents a missed opportunity to strengthen our economy, reduce income inequality and promote sustainable growth; and

WHEREAS, the Maine House of Representatives strongly believes that it is in the best interest of the citizens of Maine that the Trans-Pacific Partnership Agreement legislation not be enacted; now, therefore, be it

RESOLVED: That We, the Members of the House of Representatives of the One Hundred and Twenty-seventh Legislature now assembled in the Second Regular Session, on behalf of the people we represent, take this opportunity to express our opposition to the Trans-Pacific Partnership Agreement and related enacting legislation and to express our support for a fair deal for Maine and the United States.

READ.

The SPEAKER: The Chair recognizes the Representative from Pittsfield, Representative Short.

Representative **SHORT**: Thank you Mr. Speaker. Mr. Speaker, Ladies and Gentlemen of the House, I rise in support of this House Resolution and I do so in hopes that I can get the noise from this loud sucking sound out of my head.

During a Presidential debate in 1992 candidate Ross Perot was asked what his opinion was on trade agreements and his response was, "If we continue to pass these one sided trade agreements, there will be a giant sucking sound." Well the evidence is clear, he was absolutely right. Our elected officials in Washington choose to ignore Mr. Perot's advice and because of that we have listened to that "giant sucking sound" throughout the United States for over 23 years.

While serving my first term as the Representative of the people of Clinton, Detroit and Pittsfield, that warning given by Mr. Perot came to my mind almost on a daily basis. Whenever I would hear from other Representatives of job losses in their districts due to plant closings, I would hear that giant sucking sound. Whenever we would have discussions about cutting of social programs, I could hear that giant sucking sound. Whenever we had debates about revenue sharing, I would hear that giant sucking sound.

Now, in my second term here in the House of Representatives, I not only hear that giant sucking sound when involved in debates and discussions here at the State House, but I now I hear it when I am at home and it's very, very loud. You see the sound is coming from the UTC plant which is located on Main Street in my hometown of Pittsfield. You may recall that not long ago UTC made the decision to send nearly 400 jobs, which belonged to the hardworking dedicated men and women employed at the plant, to China and Mexico.

I am more than just a little concerned about the negative effect that these poorly negotiated trade agreements have had on our country, our state and our middle class. It is time that the loss of our jobs due to these trade agreements ends. It must become a priority of our elected representatives in Washington, DC to reverse the trend of our jobs being moved to foreign countries. It will take a coordinated effort by State Legislatures and Governors in a majority of our states and I believe that this

Resolution is a step in the right direction and I will proudly vote in favor of its passage.

The time is now for all of us to come together and make sure that all trade agreements, present and future, strengthen our economy, raise our standard of living, and create American jobs. We can and we must bring our jobs back to the United States, and bring back to light the phrase, "Made in America." Thank you, Mr. Speaker. And, Mr. Speaker, I request a roll call.

The same Representative **REQUESTED** a roll call on **ADOPTION**.

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 rise to concur with the good Representative from Pittsfield, Representative Short. Keep my remarks brief. I hope that this receives full support of the Members on both sides of the aisle today. And I just wanted to state for the record, Mr. Speaker, that in recent weeks, our representatives in Washington, DC, have stated very loud and clearly, with the exception for maybe one at this point, their opposition to TPP, recognizing its negative impact on the shoe industry that remains here in the State of Maine, as well as the struggling paper industry that still resides here in the State of Maine. And for that reason, I bring forth this House Resolution and encourage all my fellow colleagues to support it. Thank you, Mr. Speaker.

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

ROLL CALL NO. 673

YEA - Alley, Austin, Babbidge, Bates, Battle, Beavers, Beck, Beebe-Center, Bickford, Black, Blume, Brooks, Bryant, Buckland, Burstein, Campbell J, Campbell R, Chace, Chapman, 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, Golden, Goode, Grant, Greenwood, Guerin, Hamann, Hanington, Hanley, Harlow, Harrington, Head, Herbig, Herrick, Hickman, Higgins, Hilliard, Hobart, Hobbins, Hogan, Hymanson, Jorgensen, Kinney J, Kinney M, Kornfield, Kruger, Kumiega, Lajoie, Long, Longstaff, Lyford, Maker, Malaby, Marean, Martin J, Martin R, Mastraccio, McCabe, 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, Saucier, Sawicki, Schneck, Seavey, Sherman, Short, Sirocki, Stanley, Stearns, Stetkis, Stuckey, Sukeforth, Tepler, Theriault, Timberlake, Timmons, Tipping-Spitz, Tucker, Tuell, Turner, Vachon, Verow, Wadsworth, Wallace, Ward, Warren, Welsh, White, Winsor, Wood, Mr. Speaker.

NAY - NONE.

ABSENT - Chenette, Grohman, Hawke, Hubbell, Lockman, Luchini, McClellan, Sanderson, Skolfield.

Yes, 142; No, 0; Absent, 9; Excused, 0.

142 having voted in the affirmative and 0 voted in the negative, with 9 being absent, and accordingly the House Resolution was **ADOPTED**.

By unanimous consent, all matters having been acted upon were **ORDERED SENT FORTHWITH** with the exception of matters being held.

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

ENACTORS

Acts

An Act To Exclude from Sales Tax Certain Sales by Civic, Religious and Fraternal Organizations

(S.P. 651) (L.D. 1613)

(S. "B" S-544 to C. "A" S-430)

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

COMMUNICATIONS

The Following Communication: (S.C. 990)

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

April 20, 2016

The 127th Legislature of the State of Maine

State House

Augusta, Maine

Dear Honorable Members of the 127th Legislature:

Under the authority vested in me by Article IV, Part Third, Section 2 of the Constitution of the State of Maine, I am hereby vetoing LD 1468, "Resolve, To Improve the Safety of Ferries in the State."

This bill would require the Maine State Ferry Service to install lockboxes aboard vessels for the purpose of carrying medical diagnostic samples. It also requires a peer assessment review of the ferry service be completed, customer service relations be modernized, and standardized training programs be developed. The Department of Transportation is then instructed to report back to the Transportation Committee with its findings.

Maine DOT is focused on providing its customers the best service possible. When the Legislature puts additional and, in this case, unnecessary mandates upon the Department, it hinders its ability to focus on that core mission. No one has suggested that the Maine Ferry Service operates unsafely. Studying an issue that is not an issue won't make it any safer.

The Administration worked in good faith with the bill's sponsor to try to accomplish many of the goals in the underlying bill. An agreement was at hand, but proponents of the bill walked away from the agreement at the eleventh hour. When good faith efforts to solve problems are unmatched, it creates a difficult working relationship in the future.

There is no need for the Legislature to pass a resolve to tell a department in the Executive Branch how to do its job, especially when that Department has already indicated it intends to perform substantially similar work.

For these reasons, I return LD 1468 unsigned and vetoed. I strongly urge the Legislature to sustain it.

Sincerely,

S/Paul R. LePage

Governor

Came from the Senate, **READ** and **ORDERED PLACED ON FILE**.

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

The accompanying item Resolve, To Improve the Safety of Ferries in the State

(S.P. 566) (L.D. 1468)
(S. "A" S-483 to C. "A" S-374)

In Senate, April 29, 2016, this Bill, having been returned by the Governor, together with objections to the same, pursuant to the provisions of the Constitution of the State of Maine, after reconsideration, the Senate proceeded to vote on the question: 'Shall this Bill become a law notwithstanding the objections of the Governor?'

35 voted in favor and 0 against, and 35 being more than 2/3 of the members present and voting, accordingly it was the vote of the Senate that the Bill become law and the veto was overridden.

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

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

ROLL CALL NO. 674V

YEA - Alley, Babbidge, Bates, Beavers, Beck, Beebe-Center, Bickford, Black, Blume, Brooks, Bryant, Buckland, Burstein, Campbell J, Chace, Chapman, Chipman, Cooper, Corey, Daughtry, Davitt, DeChant, Devin, Dion, Doore, Duchesne, Dunphy L, Dunphy M, Edgecomb, Evangelos, Farnsworth, Farrin, Fecteau, Foley, Fowle, Frey, Gattine, Gerrish, Gideon, Gilbert, Gillway, Golden, Goode, Grant, Grohman, Hamann, Harlow, Harrington, Hawke, Herbig, Hickman, Higgins, Hobart, Hobbins, Hogan, Hubbell, Hymanson, Jorgensen, Kinney J, Kinney M, Kornfield, Kruger, Kumiega, Lajoie, Longstaff, Luchini, Maker, Malaby, Marean, Martin J, Martin R, Mastraccio, McCabe, McCreight, McLean, Melaragno, Monaghan, Moonen, Morrison, Nadeau, Ordway, Parry, Peterson, Picchiotti, Pierce J, Pierce T, Pouliot, Powers, Rotundo, Russell, Rykerson, Sanborn, Saucier, Schneck, Seavey, Sherman, Short, Stanley, Stearns, Stuckey, Sukeforth, Tepler, Theriault, Tipping-Spitz, Tucker, Vachon, Verow, Wallace, Ward, Warren, Welsh, Wood, Mr. Speaker.

NAY - Austin, Campbell R, Crafts, Dillingham, Espling, Fredette, Ginzler, Greenwood, Guerin, Hanington, Hanley, Head, Hilliard, Long, Lyford, McClellan, McElwee, Nutting, O'Connor, Pickett, Prescott, Reed, Sanderson, Sawicki, Sirocki, Timberlake, Timmons, Tuell, Turner, Wadsworth, White, Winsor.

ABSENT - Battle, Chenette, Herrick, Lockman, Skolfield, Stetkis.

Yes, 113; No, 32; Absent, 6; Excused, 0.

113 having voted in the affirmative and 32 voted in the negative, with 6 being absent, and accordingly the Veto was **NOT SUSTAINED** in concurrence.

The Following Communication: (S.C. 997)

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

April 27, 2016

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

Dear Honorable Members of the 127th Legislature:

Under the authority vested in me by Article IV, Part Third, Section 2 of the Constitution of the State of Maine, I am hereby vetoing LD 690, "An Act To Ensure the Safety of Home Birth."

I understand and appreciate the goals of this bill's proponents, and I believe their intentions to be good. I see this bill, however, as an unnecessary expansion of government. It would require the licensing and regulation of a new profession—home birth midwives—under the Board of Complementary Health Care Providers.

Only about 28 midwives would be licensed under this new law—not enough to justify the creation of a new regulatory regime. There are private midwife associations that offer membership, which can serve the purpose of setting standards within the profession. State licensing always opens the door to economic protectionism and over-regulation. These are some of the reasons why so many midwives have called my office urging me to veto this bill.

I am also concerned to see that, despite an original fiscal note estimating an approximately \$130,000 cost in the first three years, this bill has been passed without an appropriation to fund the implementation and management of this new licensing requirement at the Department of Professional and Financial Regulation. As you know, I oppose any new General Fund spending at this time, and I have always opposed unfunded mandates on the Executive Branch.

For these reasons, I return LD 690 unsigned and vetoed. I strongly urge the Legislature to sustain it.

Sincerely,
S/Paul R. LePage
Governor

Came from the Senate, **READ** and **ORDERED PLACED ON FILE**.

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

The accompanying item An Act To Ensure the Safety of Home Birth

(S.P. 248) (L.D. 690)
(S. "A" S-514 to C. "A" S-484)

In Senate, April 29, 2016, this Bill, having been returned by the Governor, together with objections to the same, pursuant to the provisions of the Constitution of the State of Maine, after reconsideration, the Senate proceeded to vote on the question: 'Shall this Bill become a law notwithstanding the objections of the Governor?'

28 voted in favor and 7 against, and 28 being more than 2/3 of the members present and voting, accordingly it was the vote of the Senate that the Bill become law and the veto was overridden.

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

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

ROLL CALL NO. 675V

YEA - Alley, Austin, Babbidge, Bates, Battle, Beavers, Beck, Beebe-Center, Black, Blume, Brooks, Bryant, Buckland, Burstein, Campbell J, Chace, Chapman, Chipman, Cooper, Corey, Daughtry, Davitt, DeChant, Devin, Dillingham, Dion, Doore, Duchesne, Dunphy L, Dunphy M, Edgecomb, Espling, Evangelos, Farnsworth, Fecteau, Foley, Fowle, Frey, Gattine, Gerrish, Gideon, Gilbert, Gillway, Ginzler, Golden, Goode, Grant, Greenwood, Grohman, Hamann, Hanington, Harlow, Harrington, Hawke, Herbig, Hickman, Hilliard, Hobart, Hobbins, Hogan, Hubbell, Hymanson, Jorgensen, Kinney J, Kinney M, Kornfield, Kruger, Kumiega, Lajoie, Longstaff, Luchini, Lyford, Maker, Malaby, Marean, Martin J, Martin R, Mastraccio, McCabe, McClellan, McCreight, McElwee, McLean, Melaragno, Monaghan, Moonen, Morrison, Nadeau, Ordway, Parry,

Peterson, Pickett, Pierce J, Pierce T, Pouliot, Powers, Prescott, Rotundo, Russell, Rykerson, Sanborn, Saucier, Schneck, Seavey, Sherman, Short, Sirocki, Stanley, Stearns, Sukeforth, Tepler, Theriault, Timberlake, Timmons, Tipping-Spitz, Tucker, Tuell, Vachon, Verow, Wadsworth, Wallace, Ward, Warren, Welsh, White, Wood, Mr. Speaker.

NAY - Campbell R, Crafts, Farrin, Fredette, Guerin, Hanley, Head, Long, Nutting, O'Connor, Picchiotti, Reed, Sanderson, Sawicki, Stetkis, Turner, Winsor.

ABSENT - Bickford, Chenette, Herrick, Higgins, Lockman, Skolfield, Stuckey.

Yes, 127; No, 17; Excused, 0.

127 having voted in the affirmative and 17 voted in the negative, with 7 being absent, and accordingly the Veto was **NOT SUSTAINED** in concurrence.

By unanimous consent, all matters having been acted upon were **ORDERED SENT FORTHWITH** with the exception of matters being held.

**REPORTS OF COMMITTEE
Pursuant to Joint Rule 309**

From the Committee on **JUDICIARY** on Bill "An Act Regarding the Penobscot Nation's and Passamaquoddy Tribe's Authority To Exercise Jurisdiction under the Federal Tribal Law and Order Act of 2010 and the Federal Violence Against Women Reauthorization Act of 2013"

(H.P. 186) (L.D. 268)

Received by the Clerk of the House on April 28, 2016, pursuant to Joint Rule 309.

READ.

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

From the Committee on **JUDICIARY** on Bill "An Act To Establish the Patient Compensation System Act"

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

Received by the Clerk of the House on April 28, 2016, pursuant to Joint Rule 309.

READ.

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

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

COMMUNICATIONS

The Following Communication: (S.C. 991)

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

April 20, 2016

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

Dear Honorable Members of the 127th Legislature:

Under the authority vested in me by Article IV, Part Third, Section 2 of the Constitution of the State of Maine, I am hereby vetoing LD 1540 "An Act To Protect All Students in Elementary or Secondary Schools from Sexual Assault by School Officials."

Protecting children from sexual abuse is one of the most important goals of the criminal justice system. However, it needs to be stated that this bill does not advance that goal because it does not affect children. It is already a felony for school officials with instructional, supervisory or disciplinary authority over students to have sexual relations with those students who are below the age of 18. This bill would make it a felony for those school officials to have consensual sexual relations with high school students who have attained the age of majority. It would do this without regard to the nature of the relationship between the teacher and student. Because of this one size fits all approach, the provisions of this bill could lead to unintended, harmful results.

In Maine, people may get married at age 18 without parental consent. If a 22 year old marries an 18 year old who is enrolled as a junior in high school and then becomes a teacher at that same high school, this bill would make it a felony for that teacher to live as husband and wife with their spouse. If, the couple were to have a child, the provisions of Section 4 of this bill would affect the parental rights of the teacher by treating the teacher as if they had been convicted of gross sexual assault.

For these reasons, I return LD 1540 unsigned and vetoed. I strongly urge the Legislature to sustain it.

Sincerely,

S/Paul R. LePage
Governor

Came from the Senate, **READ** and **ORDERED PLACED ON FILE.**

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

The accompanying item An Act To Protect All Students in Elementary or Secondary Schools from Sexual Assault by School Officials

(S.P. 601) (L.D. 1540)

(C. "A" S-365)

In Senate, April 29, 2016, this Bill, having been returned by the Governor, together with objections to the same, pursuant to the provisions of the Constitution of the State of Maine, after reconsideration, the Senate proceeded to vote on the question: 'Shall this Bill become a law notwithstanding the objections of the Governor?'

34 voted in favor and 1 against, and 34 being more than 2/3 of the members present and voting, accordingly it was the vote of the Senate that the Bill become law and the veto was overridden.

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

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

ROLL CALL NO. 676V

YEA - Alley, Austin, Babbidge, Battle, Beavers, Beck, Beebe-Center, Bickford, Black, Blume, Brooks, Bryant, Buckland, Burstein, Campbell J, Campbell R, Chace, Chapman, Chipman, Cooper, Corey, Daughtry, Davitt, DeChant, Devin, Dillingham, Dion, Doore, Duchesne, 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, Harlow, Harrington, Hawke, Head, Herbig, Herrick, Hickman, Hilliard, Hobart, Hobbins, Hogan, Hubbell, Hymanson, Jorgensen, Kinney J, Kinney M, Kornfield, Kruger, Kumiega, Lajoie, Longstaff, Luchini, Lyford, Maker, Malaby, 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, Saucier, Sawicki, Schneck, Seavey, Sherman, Short, Sirocki, Stanley, Stearns, Stuckey, Sukeforth, Tepler, Theriault, Timberlake, Timmons, Tipping-Spitz, Tucker, Tuell, Turner, Vachon, Verow, Wadsworth, Wallace, Ward, Warren, Welsh, White, Winsor, Wood, Mr. Speaker.

NAY - Crafts, Dunphy L, Hanley, Long, Sanderson, Stetkis.

ABSENT - Bates, Chenette, Higgins, Lockman, Skolfield.

Yes, 140; No, 6; Absent, 5; Excused, 0.

140 having voted in the affirmative and 6 voted in the negative, with 5 being absent, and accordingly the Veto was **NOT SUSTAINED** in concurrence.

The Following Communication: (S.C. 992)

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

April 20, 2016

The 127th Legislature of the State of Maine

State House

Augusta, Maine

Dear Honorable Members of the 127th Legislature:

Under the authority vested in me by Article IV, Part Third, Section 2 of the Constitution of the State of Maine, I am hereby vetoing LD 1686, "An Act to Amend the Finance Authority of Maine Act."

While this bill may seem to be a clarification of provisions pertaining to the financing of energy projects, it feeds and supports a much larger issue that is hampering Maine's economy – the high cost of energy.

The high cost of energy is a massive burden on the Maine ratepayers and is a primary reason why businesses are shutting down. Mainers already pay enough for energy and instead of clarifying what projects the State supports with taxpayer dollars, we should be focusing on the projects that will actually lower the cost of energy, expand our economy, and lower the costs for the ratepayer. We do not need to provide financing to energy initiatives that harm our citizens.

For this reason, I return LD 1686 unsigned and vetoed. I strongly urge the Legislature to sustain it.

Sincerely,

S/Paul R. LePage

Governor

Came from the Senate, **READ** and **ORDERED PLACED ON FILE**.

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

The accompanying item An Act To Amend the Finance Authority of Maine Act

(S.P. 694) (L.D. 1686)
(C. "A" S-463)

In Senate, April 29, 2016, this Bill, having been returned by the Governor, together with objections to the same, pursuant to the provisions of the Constitution of the State of Maine, after reconsideration, the Senate proceeded to vote on the question: 'Shall this Bill become a law notwithstanding the objections of the Governor?'

28 voted in favor and 7 against, and 28 being more than 2/3 of the members present and voting, accordingly it was the vote of the Senate that the Bill become law and the veto was overridden.

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

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

ROLL CALL NO. 677V

YEA - Alley, Austin, Babbidge, Battle, Beavers, Beck, Beebe-Center, Bickford, Black, Blume, Brooks, Bryant, Burstein, Campbell J, Campbell R, Chace, Chapman, Chipman, Cooper, Corey, Daughtry, Davitt, DeChant, Devin, Dillingham, Dion, Doore, Duchesne, Dunphy L, Dunphy M, Espling, Evangelos, Farnsworth, Farrin, Fecteau, Foley, Fowle, Fredette, Frey, Gattine, Gerrish, Gideon, Gilbert, Gillway, Ginzler, Golden, Goode, Grant, Grohman, Guerin, Hamann, Harlow, Harrington, Hawke, Head, Herbig, Herrick, Hickman, Hilliard, Hobart, Hobbins, Hogan, Hubbell, Hymanson, Jorgensen, Kornfield, Kruger, Kumiega, Lajoie, Longstaff, Luchini, Lyford, Maker, Malaby, Marean, Martin J, Martin R, Mastraccio, McCabe, McClellan, McCreight, McLean, Melaragno, Monaghan, Moonen, Morrison, Nadeau, Parry, Peterson, Picchiotti, Pickett, Pierce J, Pierce T, Pouliot, Powers, Rotundo, Russell, Rykerson, Sanborn, Saucier, Sawicki, Schneck, Seavey, Short, Stanley, Stearns, Stuckey, Sukeforth, Tepler, Theriault, Timmons, Tipping-Spitz, Tucker, Tuell, Vachon, Verow, Wadsworth, Ward, Warren, Welsh, Wood, Mr. Speaker.

NAY - Buckland, Crafts, Edgecomb, Greenwood, Hanington, Hanley, Kinney J, Kinney M, Long, McElwee, Nutting, O'Connor, Ordway, Prescott, Reed, Sanderson, Sherman, Sirocki, Stetkis, Timberlake, Turner, Wallace, White, Winsor.

ABSENT - Bates, Chenette, Higgins, Lockman, Skolfield.

Yes, 122; No, 24; Absent, 5; Excused, 0.

122 having voted in the affirmative and 24 voted in the negative, with 5 being absent, and accordingly the Veto was **NOT SUSTAINED** in concurrence.

The Following Communication: (S.C. 994)

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

April 22, 2016

The 127th Legislature of the State of Maine

State House

Augusta, Maine

Dear Honorable Members of the 127th Legislature:

Under the authority vested in me by Article IV, Part Third, Section 2 of the Constitution of the State of Maine, I am hereby vetoing LD 1617, "An Act Regarding the Long-Term Care Ombudsman Program."

This bill puts an additional \$150,000 per year into the budget baseline to hire two new positions to help the Long-Term Care Ombudsman find placement for difficult to place patients. While I support the work of the Long-Term Care Ombudsman, it is not necessary in a government of this size, which already has many employees and unfilled positions, to appropriate additional spending to hire two people.

For these reasons, I return LD 1617 unsigned and vetoed. I strongly urge the Legislature to sustain it.

Sincerely,

S/Paul R. LePage

Governor

Came from the Senate, **READ** and **ORDERED PLACED ON FILE**.

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

The accompanying item An Act Regarding the Long-term Care Ombudsman Program

(S.P. 655) (L.D. 1617)
(C. "A" S-389)

In Senate, April 29, 2016, this Bill, having been returned by the Governor, together with objections to the same, pursuant to the provisions of the Constitution of the State of Maine, after reconsideration, the Senate proceeded to vote on the question: 'Shall this Bill become a law notwithstanding the objections of the Governor?'

34 voted in favor and 1 against, and 34 being more than 2/3 of the members present and voting, accordingly it was the vote of the Senate that the Bill become law and the veto was overridden.

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

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

ROLL CALL NO. 678V

YEA - Alley, Austin, Babbidge, Bates, Battle, Beavers, Beck, Beebe-Center, Bickford, Black, Blume, Brooks, Bryant, Buckland, Burstein, Campbell J, Campbell R, Chapman, Chipman, Cooper, Corey, Daughtry, Davitt, DeChant, Devin, Dillingham, Dion, Doore, Duchesne, Dunphy L, Dunphy M, Evangelos, Farnsworth, Farrin, Fecteau, Foley, Fowle, Fredette, Frey, Gattine, Gideon, Gilbert, Gillway, Ginzler, Golden, Goode, Grant, Greenwood, Grohman, Hamann, Hanington, Harlow, Harrington, Hawke, Head, Herbig, Herrick, Hickman, Hilliard, Hobart, Hobbins, Hogan, Hubbell, Hymanson, Jorgensen, Kornfield, Kruger, Kumiega, Lajoie, Longstaff, Luchini, Maker, Malaby, 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, Reed, Rotundo, Russell, Rykerson, Sanborn, Sanderson, Saucier, Sawicki, Schneck, Seavey, Sherman, Short, Sirocki, Stanley, Stearns, Stuckey, Sukeforth, Tepler, Theriault, Timmons, Tipping-Spitz, Tucker, Tuell, Vachon, Verow, Wadsworth, Ward, Warren, Welsh, Wood, Mr. Speaker.

NAY - Chace, Crafts, Edgecomb, Espling, Gerrish, Guerin, Hanley, Kinney J, Kinney M, Long, Lyford, Prescott, Stetkis, Timberlake, Turner, Wallace, White, Winsor.

ABSENT - Chenette, Higgins, Lockman, Skolfield.

Yes, 129; No, 18; Absent, 4; Excused, 0.

129 having voted in the affirmative and 18 voted in the negative, with 4 being absent, and accordingly the Veto was **NOT SUSTAINED** in concurrence.

Apparently lawmakers in Augusta know better how to spend our precious education resources than the experts at Southern Maine Community College's (SMCC) Midcoast campus in Brunswick. LD 1692 puts unnecessary restrictions on SMCC, which would hurt its ability to be as responsive as possible to the needs of Maine students and their preparation for the good-paying careers at Brunswick Landing. This is a perfect example of government overreach for no good reason.

This bill mandates SMCC to use its share of the existing Brunswick Naval Air Station Job Increment Financing Fund for educational programs supporting "targeted business sectors" only. So what happens when Brunswick Landing secures a business not included in the definition? In order for the college to adapt its programs to meet the needs of students and the available careers, SMCC would first have to turn to the Legislature for approval before implementing the new training programs.

LD 1692 limits our ability to adequately train our future workforce in a timely manner, making Maine even less competitive for future private investment. This bill also adds another annual reporting requirement for the Midcoast Regional Redevelopment Authority (MRRRA). State statute already requires MRRRA to submit an annual report to the Legislature.

For this reason, I return LD 1692 unsigned and vetoed. I strongly urge the Legislature to sustain it.

Sincerely,
S/Paul R. LePage
Governor

Came from the Senate, **READ** and **ORDERED PLACED ON FILE**.

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

The accompanying item An Act To Amend and Clarify the Laws Governing the Brunswick Naval Air Station Job Increment Financing Fund

(S.P. 698) (L.D. 1692)

In Senate, April 29, 2016, this Bill, having been returned by the Governor, together with objections to the same, pursuant to the provisions of the Constitution of the State of Maine, after reconsideration, the Senate proceeded to vote on the question: 'Shall this Bill become a law notwithstanding the objections of the Governor?'

26 voted in favor and 9 against, and 26 being more than 2/3 of the members present and voting, accordingly it was the vote of the Senate that the Bill become law and the veto was overridden.

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

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

ROLL CALL NO. 679V

YEA - Alley, Babbidge, Bates, Beavers, Beck, Beebe-Center, Bickford, Blume, Brooks, Bryant, Burstein, Campbell J, Campbell R, Chapman, Chipman, Cooper, Crafts, 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, Hobart, Hobbins, Hogan, Hubbell, Kornfield, Kruger, Kumiega, Lajoie, Longstaff, Luchini, Martin J, Martin R, Mastraccio, McCabe, McCreight, McLean, Melaragno, Monaghan, Moonen, Morrison, Nadeau, Peterson, Picchiotti, Pierce J, Pierce T, Powers, Rotundo, Russell, Rykerson, Sanborn, Saucier, Schneck, Short, Stanley, Stuckey, Tepler,

The Following Communication: (S.C. 995)

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

April 22, 2016

The 127th Legislature of the State of Maine

State House

Augusta, Maine

Dear Honorable Members of the 127th Legislature:

Under the authority vested in me by Article IV, Part Third, Section 2 of the Constitution of the State of Maine, I am hereby vetoing LD 1692, "An Act to Amend and Clarify the Laws Governing the Brunswick Naval Air Station Job Increment Financing Fund."

Timberlake, Tipping-Spitz, Tucker, Verow, Ward, Warren, Welsh, Mr. Speaker.

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

ABSENT - Chenette, Higgins, Lockman, Skolfield.

Yes, 85; No, 62; Absent, 4; Excused, 0.

85 having voted in the affirmative and 62 voted in the negative, with 4 being absent, and accordingly the Veto was **SUSTAINED**.

SENATE PAPERS

The following Joint Resolution: (S.P. 707)

JOINT RESOLUTION RECOGNIZING MAY 1 TO MAY 7, 2016 AS MAINE SAFETY WEEK

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

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

WHEREAS, over 40 national and global construction firms constituting the Construction Industry Safety Initiative, or CISI, and the Incident and Injury-Free, or IIF, Executive Forum have joined forces to inspire everyone in the construction industry to be leaders in safety; and

WHEREAS, Pittsfield-based Cianbro is one of the companies that have helped make Safety Week 2016 possible; and

WHEREAS, companies across the country have banded together to create and celebrate Safety Week 2016, running from Monday, May 2nd, to Friday, May 6th; and

WHEREAS, the mission for Safety Week 2016 is for companies to act together to thank workers for supporting safety, to emphasize the need to be injury-free, to recognize workers' efforts to be injury-free, to increase awareness of the importance of being committed to safety every day, to share best practices, to strengthen the construction industry's safety culture and to conduct on-site safety awareness activities; and

WHEREAS, expanding the focus of Safety Week 2016 to encompass not just safety issues pertaining to the construction industry but safety issues more generally would benefit citizens of the State as well as for-profit businesses and nonprofit organizations throughout the State; now, therefore, be it

RESOLVED: That We, the Members of the One Hundred and Twenty-seventh Legislature now assembled in the Second Regular Session, on behalf of the people we represent, take this opportunity to proclaim May 1 to May 7, 2016 Maine Safety Week and urge citizens of the State to use safe practices at the workplace, in the home and on the road; and be it further

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

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

READ and **ADOPTED** in concurrence.

The following Joint Resolution: (S.P. 708)

THE PRESIDENT OF THE UNITED STATES AND THE UNITED STATES CONGRESS TO TAKE ACTION FOR STRONG ENFORCEMENT OF OUR NATION'S TRADE LAWS

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

WHEREAS, manufacturing is a critical part of Maine's economy, representing a 9.13% share of the gross state product, and Maine has 49,900 manufacturing jobs, representing 7.16% of total state employment; and

WHEREAS, manufacturing gained only 30,000 jobs nationwide in 2015, in an economy that gained 2,700,000 jobs across all sectors, and the Institute for Supply Management manufacturing index shows that the sector contracted in February 2016 for the 5th consecutive month; and

WHEREAS, industrial manufacturing sectors are at risk of sliding back into recession due to an alarming surge of unfairly priced imports from China and other nations; and

WHEREAS, the United States trade deficit with China set a new record in 2015 at \$366,000,000,000; and

WHEREAS, the steel industry in particular is suffering from an unprecedented surge in imports from a number of countries around the world, including China; and

WHEREAS, steel is a fundamental building block of our economy, used in the automotive industry, energy production and transmission, transportation infrastructure including bridges, highways, airports and railroads, public safety infrastructure such as water treatment, and the construction of hospitals, schools, industrial plants and commercial buildings; and

WHEREAS, steel is used in a broad range of military applications, from aircraft carriers to nuclear submarines, tanks and armored transports; and

WHEREAS, the steel industry provides employment for over 1,000,000 Americans and each steel job supports up to 7 other jobs in the economy; and

WHEREAS, finished steel imports increased by a dramatic 36% in 2014, setting an all-time record, and constituted 29% of the United States market in 2015, setting an all-time record for the 2nd consecutive year, up from 23% in 2013; and

WHEREAS, domestic steel shipments declined by over 12% in 2015 and plant activity averaged just 70% for 2015 and are well below levels necessary to be profitable; and

WHEREAS, the aluminum industry directly employs more than 155,000 people and the industry is directly or indirectly responsible for 678,000 jobs; and

WHEREAS, every job in the aluminum industry supports more than 3 jobs elsewhere in the economy and the aluminum industry in China is growing at a remarkable rate, from 11% of the world's primary aluminum production in 2000 to over 50% today; and

WHEREAS, aluminum shipments from China surged by 28% in the last year and Chinese aluminum producers have added an additional 17 metric tons of production since 2010; and

WHEREAS, paper imports coming into the United States since 2012 have caused 8 uncoated paper mills to close or shut down machines, causing the loss of thousands of jobs, and for every paper industry job that is lost 6 others are indirectly lost in other sectors of the economy; and

WHEREAS, paper imports from China have increased from 23,600 metric tons in 2012 to 62,400 metric tons in 2014 and a major cause of this import surge is global industry overcapacity,

which is excess production capacity above what is necessary to meet market demand; and

WHEREAS, China's steel, aluminum and paper industries are almost completely state-owned and state-supported by China's central and provincial governments and China's exports are flooding every market around the world, creating a domino effect on trade flows; and

WHEREAS, much of the world's steel, aluminum and paper end up in the United States because we have the most open market in the world and because other countries are more aggressive in putting safeguards and tariffs in place; now, therefore, be it

RESOLVED: That We, your Memorialists, on behalf of the people we represent, take this opportunity to respectfully urge that the President of the United States and the United States Congress take action for strong enforcement of our nation's trade laws to level the playing field with China and other countries and to protect domestic manufacturing industries from unfair foreign competition; and be it further

RESOLVED: That we respectfully urge the United States Department of Commerce to maintain China's status as a "non-market economy," a country that does not operate on market principles of cost or pricing structures and in which sales of merchandise do not reflect fair value, in order to preserve the ability of American companies and American workers to access domestic trade remedies; and be it further

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

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

COMMUNICATIONS

The Following Communication: (S.C. 1003)

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

April 29, 2016

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

Senate Paper 570, Legislative Document 1472, "Resolve, To Enhance the Administration of the Child and Adult Care Food Program by Creating Clear Guidelines for Organizations and Streamlining the Application Process," having been returned by the Governor, together with objections to the same, pursuant to Article IV, Part Third, Section 2 of the Constitution of the State of Maine, after reconsideration, the Senate proceeded to vote on the question: "Shall this Resolve become a law notwithstanding the objections of the Governor?"

23 voted in favor and 12 against, and accordingly it was the vote of the Senate that the Resolve not become a law and the veto was sustained.

Senate Paper 312, Legislative Document 867, "An Act To Provide Tax Fairness and To Lower Medical Expenses for Patients under the Maine Medical Use of Marijuana Act," having been returned by the Governor, together with objections to the same, pursuant to Article IV, Part Third, Section 2 of the Constitution of the State of Maine, after reconsideration, the

Senate proceeded to vote on the question: "Shall this Bill become a law notwithstanding the objections of the Governor?" 23 voted in favor and 12 against, and accordingly it was the vote of the Senate that the Bill not become a law and the veto was sustained.

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

READ and **ORDERED PLACED ON FILE**.

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

At this point, the Speaker recognized all members who have served as Speaker Pro Tem during the 127th Legislature.

The SPEAKER: It's now my great pleasure to recognize Members of the House who have served this chamber as Speaker Pro Tem. I thank them on behalf of all Members of the House for their service to this chamber. I'm going to present them with a ceremonial gavel and a photo. And as I call your name, would you please approach the rostrum on my right?

First is the Representative from Augusta, Representative Pouliot, who served as Speaker Pro Tem on March 18, 2015 during Franco American Day. Next is the Representative from Rockport, Representative Welsh, who served as Speaker Pro Tem on February 18, 2016. Next is the Representative from Bangor, Representative Goode, who served as Speaker Pro Tem on February 25, 2016. Next is the Representative from Waterville, Representative Beck, who served as Speaker Pro Tem on March 3, 2016, and probably did a better job than any of us, including myself. The Boys' State stuff worked out for him. Next is our Representative from Lewiston, Representative Rotundo, who served as Speaker Pro Tem on March 16, 2016. Next was the Representative from Thomaston, Representative Kruger, who served as Speaker Pro Tem on March 17, 2016. Next will be the Representative from Freeport, Representative Gideon, who served as Speaker Pro Tem on March 28, 2016. And then last, and I apologize for this, the Representative from Skowhegan, Representative McCabe, who served as Speaker Pro Tem on January 22nd, April 30th, May 29th, June 3rd, 4th, 5th, 8th, 9th, 10th, 11th, 12th, 15th, 16th, 17th, 19th, 22nd, and 23rd of 2015. That was a chapter I don't want to remember. January 14th, 21st, February 16th, March 24th, April 13th, 14th, and 15th of this year. Representative McCabe. So one more round of applause for everybody that served as Speaker Pro Tem this last term.

Speaker **EVES**: So, I'm going to take just a quick moment as we wait to finish our business. And I remember when Bob did this, I remember when Hannah did it, and I did it last year and I've been thinking about what I'd say this year. Rounding out eight years, it seems like it's a long time, but it goes by really, really quickly.

I've been incredibly honored to be able to serve in the Speaker's Office for four of the eight years of my legislative service and through this last off year, after we got out in the summer, the one that we didn't really get, had a lot of time to reflect over the holidays and before we got back here. And it really, that period of time for me, started to ground me and really recognizing that what we do here is really important. That, the

votes that we take, we took them today, we've taken them many times, they matter to people. They might seem insignificant to us, but they certainly matter to a lot of people back home and I always try to remember that.

I always try to remember my kids as well. And I know that props are not allowed in the chamber, but I'm going to take, just a personal privilege here. When I was first elected in 2007 election cycle, sworn in, much like the other three that we went through, I had my two kids here at the time. They were not yet two and four. Now we have three, who are 11, nine and six. And I came in and I sat right in Representative Monaghan's seat, and we got here a little bit early just to kind of mill around. We had family here. And my kids sat right there. And little did I know, this guy came up with a big fancy camera and was just shooting pictures and I said, "Alright, that's kind of cool. Whatever." It ended up being on the front page of the *Portland Press Herald* and for me, this photo is really a reference point for me. It's me in the chair. You guys really can't see it, but it's Lucas, he's not quite two, and Elaina, who's not quite four. They are always my reference point in terms of why I do what I do. Reference point of how long we've been here, what we've done.

And went from sitting in Representative Monaghan's seat to sitting in, actually, Representative Austin's seat in 2010 when we lost the majority and I've been sitting in this seat for the last four years. I drive almost 100 miles one way to get here, five days a week when we're in session. And for those of you who haven't been through North Berwick—I know Representative O'Connor has, and others. Karen, who are our neighbors—for me, that drive really grounds me because I get to drive down a gravel road and take a left onto Oakwoods Road. You guys might know where that is. It's a beautiful country road.

I get to pass land that was conserved by using the Lands for Maine's Future money. I get to go down to Route 4 and take a right, I get to pass my kids' school on the right, I get to think about them and their teachers and all the other kids there and all the other parents. I stop at the light, I take a left, I look over to the right where there used to be an old woolen mills, a Civil War era mill, where they used to turn out wool blankets for our soldiers. That mill, now, is used for senior housing. And it was one of the first projects in the state that took advantage of the historic tax credit.

And I go up, a little bit up the road and Pratt and Whitney's there on the left, a major employer in my district and in our region. And I think about all the workers in there and I think about the partnerships that they had with York County Community Colleges and the jobs that they are providing and the livelihood for those families. And then up the road, past Pike Industries, and I think about paving the roads. And I finally get into Representative Foley's district and onto the highway and I just think all the way up about all the communities that each one of you represent and serve.

I think about those things because I think about the good that government can do. And I know sometimes that can be a controversial thing. But those are things and examples for me that ground me and knowing what I do makes a difference, it means something in people's lives. This is real life stuff to folks. And I know that not everybody has an anchor employer. I know that a lot of you drive from the north of the state, from central Maine, here. You pass mills that have been closed and you pass old landmarks that used to be symbols of prosperity and that no longer are.

And my goal in this chamber is to make sure that we can all drive through our communities knowing that we have created something a little bit better for our state. So, it has been an incredible honor to preside over this body for two terms. I think

I'm going to miss it. I'm really not sure I'm going to miss it. But I'm sure I will, actually. The relationships in this place are incredibly important. I hope to maintain many of them with many of you. The work that we do, every time I had to run for re-election, this is always a two-year gig for me and my wife. And, we always said, you know, as it came time to fill out the paperwork and collect checks and all that stuff, really had to take time to really answer the question. "Is it worth it?" Is the drive worth it? Is the time away from family worth it, and the kids' events? Is the financial sacrifice worth it? And every time, you know, we came to the conclusion that it was absolutely worth it.

And I hope that every one of you feel like your time has been worth it here. I hope you chose to run again. As you saw with our Speaker Pro Tem ceremonies, a lot more Democrats than Republicans termed out. We have 14, I think you guys have two. For those that had the opportunity to say "yes" again, thank you for saying yes. Thank you for running. I believe that each and every one of you in your seats, you want to do right by people, you want to make this state a better place. We do have different ideas about it, but I know in my heart that every one of you has the best interests of your constituents, your family, and this state in mind when you come here.

So I just want to thank you for your service, for your professionalism, and also acknowledge that it wasn't always easy. I mean, we've been going through, I think, an historic time in our state's history and I hope that we can leave here feeling like we did it the best we could, and we actually were able to get some things done. So, I will stop rambling on. I just wanted to say thank you, take this moment to say thank you. I will miss you all dearly. You are good friends to me and I hope that we stay in touch in years to come. So, thank you very much.

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

Representative **McCABE**: Thank you, Mr. Speaker, Men and Women of the House, I'm pretty excited to be termed out, I have to say. It feels good. It's quite a relief. So, I was thinking back to when I was first elected and I thought it was very fitting to bring my children with me today. First swearing in day, Finn was just over a couple months old. So, you saw him today, he was wearing his cowboy boots, at one point he had his shirt unbuttoned and was having a great time. My daughter was just a preschooler. Folks saw her today and she brought a change of shoes, just really fashion sense-wise, she is fashion forward. And I respect that because I am not. She's going to go on to great things. It's unclear whether she'll be a game warden at this point, an actress, but really, the sky is the limit so we're really looking forward to great things from her. As I said before, you saw my son in his cowboy boots with his shirt unbuttoned. We have a little bit of work to do there.

So, I just really wanted to say, first of all, it's been a very long two years. I think we all can agree on that. And I really should start off by thanking our entire caucus, our Democratic caucus for their hard work and their commitment. I also really want to thank our staff again, and also our support structure back home, all of our families who just sacrifice so much for us to be here. I think that I also want to take the time to really thank the chamber staff for putting up with us, taking our bizarre questions and dealing with our absurdities at times. I also want to take an opportunity while I'm rising right now to thank the custodial staff in the building who really make this place look in tip-top condition. They're here late into the night, early into the morning, and often

come in to empty the waste basket while some of us are sleeping on the couch in the morning. So, for that, I thank them.

I did want to take an opportunity to reach across the aisle to our Republican colleagues and I really want to say thank you. Thank you for the times that we agreed. Thank you for the times that we disagreed. And even more, thank you for the times that we were willing to find compromise and that we would actually find middle ground, and even sometimes we might not even want to admit just how much middle ground we found. But in those times, I think we really moved Maine forward and for that, I feel good.

Representative Fredette, I wanted to say thank you for being able to exchange opposing views frequently, honestly, and openly on the floor, but to leave those disagreements at the door. I think someday we'll look back and reflect on the last four years, we'll smile, we'll laugh, we'll even laugh at ourselves, and we'll even smile at ourselves. I think no other Member of the chamber other than fellow members of leadership really understand the pressure that we are under. I think we're expected to deliver for our caucus, and I do respect you, Representative Fredette, for also being that conduit with the second floor and I know that can be challenging.

Representative Espling, you have proven time and time again to provide a calm and steady voice, even when we don't agree often. I've enjoyed our strategy sessions on the phone, discussing what order to go in, planning the afternoon, figuring out when Representative Picchiotti can eat lunch, and also to stage debate for the day just so that we can get through the important issues of the State of Maine. I was reflecting back and I was thinking there was times when I was Pro Temming that I spoke to you more on the phone than I did my family in an entire week. So for that, I say thank you.

I really wanted to take the opportunity to thank my Assistant Leader, who demonstrates time and time again, for lack of a better term, grace under fire. Representative Gideon, your efforts to work across the aisle and find common ground have led to some meaning policy change here in the State of Maine and for that, I say thank you. I think it's clear that you have laid the groundwork for some future efforts and I look forward to see what comes out of this House chamber in the coming years.

I had said before, Mr. Speaker, it's been a good run. That it has. For you and I, it's been eight years. This is a place where I'm happy to get out of, to move on, to move on with you as a friend, Mr. Speaker, because I will be honest, the last two years have been tough. I think that being a leader is challenging, at best, at times and I think as we move forward, we can reflect on the good times and the bad times. As I was reflecting back on the efforts and the things that you may be recognized for, Mr. Speaker, I thought it important to recognize the areas where I care so much about. Your efforts in forestry, energy, elder housing, and so much more have shown that you can be a leader statewide.

I think back, we've come a long way, Mr. Speaker, from the time of being on the northern Maine bus trip when you thought, "Who is this guy? How did he get elected?" And then to think six years later, "Where did that beard come," and, "Does that guy ever change his clothes?" So, Mr. Speaker, I do want to say, the pressure that you've been put under over the last two years and still managed to be so respectful to so many in this chamber, shows just what a stand-up guy you are. I look forward, Mr. Speaker, to our friendship outside this chamber as we watch our children grow and reflect on these eight years. So, thank you.

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

Representative FREDETTE: Thank you, Mr. Speaker. Mr. Speaker, Ladies and Gentlemen of the House, as the prior speakers have, I, too, will note six years ago, in 2010, I first got elected and since that time, I now have a daughter who's finishing up her third year at Husson University as an occupational therapist, a Master's Degree student. And I now have a son who is a junior at Nokomis Regional High School, looking at colleges and how he also is going to stay here in Maine. And that, too, reminds me of the time that we've spent here. And there are times that we've missed the soccer games and the field hockey games, like many of you have missed events in your family's to do this job. And so, there are sacrifices that we make. But it's also a great privilege.

And then when I look back on that wall back there of the sum pictures of all the Legislatures that have served here over the last hundred years, people that have taken the time out of their lives to come from Fort Kent and Kittery and Calais and Jackman, it's a real sacrifice. And I want to congratulate each and every one of you for taking on that, you know, honor, but also that recognition that it takes a big deal. It's a big deal to take that time from your business and your lives and your family to do that.

I particularly want to thank the House Republican caucus for, really, 43 new Members that we brought in this year that all had to be brought along in terms of bills and whatnot. And I told them in caucus this morning that we can no longer refer to them as the "new people." And so, I want to congratulate all of you folks for coming.

I also want to thank Representative Espling, who, as I think previous speakers have indicated, sort of, is the quiet voice down here. And often times I'm batting things off her and saying, "Hey, what do you think about this?" And, "What are you thinking about that?" And often times, she just says, "Just sit down. Just relax." And so, that's good for me. And she often provides that cool voice and oftentimes when I can't be somewhere, she, sort of, is the replacement and she does a great job for that and I want to thank her for that.

I also want to congratulate the Speaker, the Majority Leader, the Assistant Majority Leader. Representative Gideon, had an opportunity to work with you over the last year and a half and, as you know, I think we both have grown in this role together. And we sit beside each other in Legislative Council and I look forward to two more years. Mr. Speaker, if you can just train me a little bit, I look forward to standing up there. And Representative Gideon, you can take my seat. It's a great view. It is a great view.

Representative McCabe, for four years, it really has been an adventure. I think if you truly, until you've done this job, you truly do not understand the pressures that are on leadership from your own caucus, from the other caucus, from the second floor, from the press, the media. The challenges are every day. They're ongoing. They're varied. They're unanticipated. And it is a difficult job.

And when I think of the difficult things that we've done this session, for example, just picking three things out of the air, I mean, historically, we addressed the issues of impeachment, you know, Medicaid expansion, today's solar bill. These are tough issues and we debate them and we argue back and forth and we work through them. But at the end of the day, I think, not only can I say, you know, today, but this last year and the last four years, we've been able to do that, I think, in a dignified way. In a way that the people back home can say that we came down, we did our business, we did it in a professional way, we fought the

fighters. Some we win, some we lose, but we all go back home and we all do our job.

And so, there's been lots of times when there's really big issues, tough issues going on. You know, I'd text Representative McCabe or Representative McCabe would text me, or we'd have a phone call and, you know, we would, you know, really, quite frankly, work together to try to manage things in a way so that all of you could see an orderly process that was going to go on that, quite frankly, had to get worked on behind closed doors, most of which, most people never saw or whatnot. And so, I want to thank you, Representative McCabe. I wish you good luck in your future, in your private sector employment. I think that'll be a good thing for you to be doing. So, good luck in that.

And, Mr. Speaker, you know, it's interesting, you know, in this job, you know, it's sort of like an arranged marriage. You know, you don't get to pick who you're going to work with. And so, you just, sort of, end up one day and you're here and you're just, sort of, like, "Oh, wow. I have to work with this guy," or this lady, whatever the case may be. And, you know, for four years, we have been in a position, quite frankly, many times in opposite positions, battling very tough issues of policy, which is not, you know, unreasonable. I mean, we are from different parties. Often times we have different views on bills and whatnot. And it's not an easy process because we do have different responsibilities. We have different positions and whatnot.

But I will say that, you know, like any relationship, you know, there were some highs and there were some lows. But generally speaking, there were mostly highs. And I think back on—and I don't want to ramble on too long—but I think back on, you know, when we were doing Medicaid expansion in the 126th and the Speaker asked me to become the Speaker Pro Tem while he spoke from the floor on behalf of that issue. And that was certainly one of the highlights that I think of in terms of the comity and the respect that we have for one another. And we were battling very different positions on that, but we worked through that and, you know, the vote was had and that's just history.

But, I will always have fond memories, positive memories. You know, there's the wins and losses, and I don't think that those, many times, really amount beyond the personal relationship that I think that you and I have developed. And it probably will be something that we can enjoy in a different capacity after today, that we can let our hair down a little bit, so to speak. And we can do that. And so, I want to congratulate you on the job that you've done as Speaker. And I also want to acknowledge also, Speaker Nutting, who was the Speaker in the 125th, for those of you who were here then, who I thought also was very dignified, ran the House in a very great manner, won't be coming back. And I think that it's, again, those two people represent what needs to be done in this room in terms of conducting our business. And so, I wish you good luck with your family and with your personal endeavors. I know that we have joked at different times that there's life beyond the Legislature and maybe, I'm assuming, you're at that point now. And so, I wish you good luck in all of that. And again, I want to thank you for your time and your service, not only to the state, but as the Speaker of the House. Thank you, Mr. Speaker.

At this point, the House performed the Ceremony of Lights.

The SPEAKER: Just a quick update. We are going to wait for a few more things, it sounds like, from the other body, that ultimately will not take much time at all. Again, we do need to notify the other body and the Chief Executive that we have

completed our work. So we need to do that final piece. And I think, right now, to continue one of the traditions that have been long standing, the Ceremony of Lights. And this is a tradition, I don't know when it started, but it's one that really honors the service of people that are not going to be returning. We're going to dim the lights and at this time, the House, we're going to proceed with the ceremony. The Clerk will call the names of Members who will not be returning. And as your name is called, please vote green, as hard as that might be for some of you.

The CLERK: The Representative from Farmington, Representative Andrew Russell Buckland, 2 years of legislative service. The Representative from Lincolnville, Representative Christine S. Burstein, 2 years of legislative service. The Representative from Saco, Representative Justin M. Chenette, 4 years of service. The Representative from Friendship, Representative Jeffrey Evangelos, 4 years of service. The Representative from Portland, Representative Benjamin M. Chipman, 6 years of service. The Representative from Portland, Representative Mark N. Dion, 6 years of service. The Representative from Embden, Representative Larry C. Dunphy, 6 years of service. The Representative from Calais, Representative Joyce A. Maker, 6 years of service. The Representative from Sherman, Representative Ricky D. Long, 6 years of service. The Representative from South Berwick, Representative Roberta B. Beavers, 6 years of service. The Representative from Bangor, Representative Adam A. Goode, 8 years of service. The Representative from Waterville, Representative Henry E. M. Beck, 8 years of service. The Representative from Lisbon, Representative Dale J. Crafts, 8 years of service. The Representative from Jay, Representative Paul E. Gilbert, 8 years of service. The Representative from Rockport, Representative Joan W. Welsh, 8 years of service. The Representative from Thomaston, Representative Chuck Kruger, 8 years of service. The Representative from Lewiston, Representative Michel A. Lajoie, 8 years of service. The Representative from Skowhegan, Representative Jeff M. McCabe, 8 years of service. The Representative from South Portland, Representative Terry K. Morrison, 8 years of service. The Representative from Rumford, Representative Matthew J. Peterson, 8 years of service. The Representative from Lewiston, Representative Margaret R. Rotundo, 8 years of service. The Representative from Portland, Representative Diane M. Russell, 8 years of service. The Representative from Gorham, Representative Linda F. Sanborn, 8 years of service. The Representative from Portland, Representative Peter C. Stuckey, 8 years of service. The Representative from Newfield, Representative James J. Campbell, Sr., 12 years of service. The Representative from Saco, Representative Barry J. Hobbins, 16 years of service. The Representative from Oakland, Speaker Robert W. Nutting, 16 years of service. The Representative from North Berwick, Speaker Mark W. Eves, 8 years of service.

SENATE PAPERS

Non-Concurrent Matter

An Act To Protect Maine's Natural Resources Jobs by Exempting from Sales Tax Fuel Used in Commercial Farming, Fishing and Forestry

(S.P. 579) (L.D. 1481)

(S. "A" S-529 to C. "A" S-385)

- In House, **PASSED TO BE ENACTED** on April 15, 2016.
- In Senate, **PASSED TO BE ENACTED** on April 15, 2016, in concurrence.
- Returned to the Senate, April 27, 2016, by the Governor, together with his objections.

Came from the Senate with the Bill and accompanying papers **COMMITTED** to the Committee on **TAXATION** in **NON-CONCURRENCE**.

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

COMMUNICATIONS

The Following Communication: (S.C. 1004)

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

April 29, 2016

Honorable Robert B. Hunt

Clerk of the House

2 State House Station

Augusta, Maine 04333

Dear Clerk Hunt:

House Paper 1037, Legislative Document 1514, "An Act To Conform Maine Law to the Requirements of the American Dental Association Commission on Dental Accreditation," having been returned by the Governor, together with objections to the same, pursuant to Article IV, Part Third, Section 2 of the Constitution of the State of Maine, after reconsideration, the Senate proceeded to vote on the question: "Shall this Bill become a law notwithstanding the objections of the Governor?"

20 voted in favor and 14 against, and accordingly it was the vote of the Senate that the Bill not become a law and the veto was sustained.

Best Regards,

S/Heather J.R. Priest

Secretary of the Senate

READ and ORDERED PLACED ON FILE.

The Following Communication: (H.C. 564)

**STATE OF MAINE
ONE HUNDRED AND TWENTY-SEVENTH LEGISLATURE
COMMITTEE ON AGRICULTURE, CONSERVATION AND
FORESTRY**

May 4, 2016

Honorable Michael D. Thibodeau

President of the Senate

Honorable Mark W. Eves

Speaker of the House

127th Maine Legislature

Augusta, Maine 04333

Dear President Thibodeau and Speaker Eves:

We are pleased to report that all business which was placed before the Joint Standing Committee on Agriculture, Conservation and Forestry during the Second Regular Session of the 127th Legislature has been completed. The breakdown of bills and papers before our committee follows:

28 Total Number of Bills and Papers

9 Unanimous Reports

3 Ought Not To Pass

2 Ought To Pass

3 Ought To Pass As Amended

1 Referred to Another Committee

4 Divided Reports

15 Gubernatorial Nominations

Respectfully Submitted,

S/Peter E. Edgcomb

Senate Chair

S/Craig V. Hickman

House Chair

READ and ORDERED PLACED ON FILE.

The Following Communication: (H.C. 565)

**STATE OF MAINE
ONE HUNDRED AND TWENTY SEVENTH LEGISLATURE
COMMITTEE ON APPROPRIATIONS AND FINANCIAL
AFFAIRS**

May 4, 2016

Honorable Michael D. Thibodeau

President of the Senate

Honorable Mark W. Eves

Speaker of the House

127th Maine Legislature

Augusta, Maine 04333

Dear President Thibodeau and Speaker Eves:

We are pleased to report that all business which was placed before the Joint Standing Committee on Appropriations and Financial Affairs during the Second Regular Session of the 127th Legislature has been completed. The breakdown of bills and papers before our committee follows:

62 Total Number of Bills and Papers

42 Unanimous Reports

32 Ought Not To Pass

9 Ought To Pass As Amended

1 Referred to Another Committee

15 Divided Reports

1 Carried Over (Died on Adjournment)

4 Gubernatorial Nominations

Respectfully Submitted,

S/James M. Hamper

Senate Chair

S/Margaret R. Rotundo

House Chair

READ and ORDERED PLACED ON FILE.

The Following Communication: (H.C. 566)

**STATE OF MAINE
ONE HUNDRED AND TWENTY SEVENTH LEGISLATURE
COMMITTEE ON CRIMINAL JUSTICE AND PUBLIC SAFETY**

May 4, 2016

Honorable Michael D. Thibodeau

President of the Senate

Honorable Mark W. Eves

Speaker of the House

127th Maine Legislature

Augusta, Maine 04333

Dear President Thibodeau and Speaker Eves:

We are pleased to report that all business which was placed before the Joint Standing Committee on Criminal Justice and Public Safety during the Second Regular Session of the 127th Legislature has been completed. The breakdown of bills and papers before our committee follows:

31 Total Number of Bills and Papers

14 Unanimous Reports

2 Ought Not To Pass

2 Ought To Pass

9 Ought To Pass As Amended

1 Referred to Another Committee

17 Divided Reports

Respectfully Submitted,

S/Kimberley C. Rosen

Senate Chair
S/Lori A. Fowle
House Chair

READ and ORDERED PLACED ON FILE.

S/David Woodsome
Senate Chair
S/Mark Dion
House Chair

READ and ORDERED PLACED ON FILE.

The Following Communication: (H.C. 567)

**STATE OF MAINE
ONE HUNDRED AND TWENTY SEVENTH LEGISLATURE
COMMITTEE ON EDUCATION AND CULTURAL AFFAIRS**

May 4, 2016
Honorable Michael D. Thibodeau
President of the Senate
Honorable Mark W. Eves
Speaker of the House
127th Maine Legislature
Augusta, Maine 04333

Dear President Thibodeau and Speaker Eves:
We are pleased to report that all business which was placed before the Joint Standing Committee on Education and Cultural Affairs during the Second Regular Session of the 127th Legislature has been completed. The breakdown of bills and papers before our committee follows:

- 58 Total Number of Bills and Papers
 - 24 Unanimous Reports
 - 5 Ought Not To Pass
 - 6 Ought To Pass
 - 12 Ought To Pass As Amended
 - 1 Referred to Another Committee
 - 4 Divided Reports
 - 1 Leave to Withdraw
 - 29 Gubernatorial Nominations

Respectfully Submitted,
S/Brian D. Langley
Senate Chair
S/Victoria P. Kornfield
House Chair

READ and ORDERED PLACED ON FILE.

The Following Communication: (H.C. 569)

**STATE OF MAINE
ONE HUNDRED AND TWENTY SEVENTH LEGISLATURE
COMMITTEE ON ENVIRONMENT AND NATURAL
RESOURCES**

May 4, 2016
Honorable Michael D. Thibodeau
President of the Senate
Honorable Mark W. Eves
Speaker of the House
127th Maine Legislature
Augusta, Maine 04333

Dear President Thibodeau and Speaker Eves:
We are pleased to report that all business which was placed before the Joint Standing Committee on Environment and Natural Resources during the Second Regular Session of the 127th Legislature has been completed. The breakdown of bills and papers before our committee follows:

- 15 Total Number of Bills and Papers
 - 10 Unanimous Reports
 - 4 Ought Not To Pass
 - 3 Ought To Pass
 - 3 Ought To Pass As Amended
 - 2 Divided Reports
 - 3 Gubernatorial Nominations

Respectfully Submitted,
S/Thomas B. Saviello
Senate Chair
S/Joan W. Welsh
House Chair

READ and ORDERED PLACED ON FILE.

The Following Communication: (H.C. 568)

**STATE OF MAINE
ONE HUNDRED AND TWENTY SEVENTH LEGISLATURE
COMMITTEE ON ENERGY, UTILITIES AND TECHNOLOGY**

May 4, 2016
Honorable Michael D. Thibodeau
President of the Senate
Honorable Mark W. Eves
Speaker of the House
127th Maine Legislature
Augusta, Maine 04333

Dear President Thibodeau and Speaker Eves:
We are pleased to report that all business which was placed before the Joint Standing Committee on Energy, Utilities and Technology during the Second Regular Session of the 127th Legislature has been completed. The breakdown of bills and papers before our committee follows:

- 25 Total Number of Bills and Papers
 - 11 Unanimous Reports
 - 5 Ought Not To Pass
 - 3 Ought To Pass
 - 3 Ought To Pass As Amended
 - 10 Divided Reports
 - 4 Gubernatorial Nominations

Respectfully Submitted,

The Following Communication: (H.C. 570)

**STATE OF MAINE
ONE HUNDRED AND TWENTY-SEVENTH LEGISLATURE
COMMITTEE ON HEALTH AND HUMAN SERVICES**

May 4, 2016
Honorable Michael D. Thibodeau
President of the Senate
Honorable Mark W. Eves
Speaker of the House
127th Maine Legislature
Augusta, Maine 04333

Dear President Thibodeau and Speaker Eves:
We are pleased to report that all business which was placed before the Joint Standing Committee on Health and Human Services during the Second Regular Session of the 127th Legislature has been completed. The breakdown of bills and papers before our committee follows:

- 52 Total Number of Bills and Papers
 - 34 Unanimous Reports
 - 9 Ought Not To Pass
 - 6 Ought To Pass
 - 19 Ought To Pass As Amended
 - 18 Divided Reports

Respectfully Submitted,
S/Eric L. Brakey

Senate Chair
S/Andrew M. Gattine
House Chair

READ and ORDERED PLACED ON FILE.

The Following Communication: (H.C. 571)

**STATE OF MAINE
ONE HUNDRED AND TWENTY SEVENTH LEGISLATURE
COMMITTEE ON INLAND FISHERIES AND WILDLIFE**

May 4, 2016
Honorable Michael D. Thibodeau
President of the Senate
Honorable Mark W. Eves
Speaker of the House
127th Maine Legislature
Augusta, Maine 04333

Dear President Thibodeau and Speaker Eves:
We are pleased to report that all business which was placed before the Joint Standing Committee on Inland Fisheries and Wildlife during the Second Regular Session of the 127th Legislature has been completed. The breakdown of bills and papers before our committee follows:

- 11 Total Number of Bills and Papers
 - 4 Unanimous Reports
 - 1 Ought Not To Pass
 - 3 Ought To Pass As Amended
 - 1 Divided Reports
 - 6 Gubernatorial Nominations

Respectfully Submitted,
S/Paul T. Davis
Senate Chair
S/Robert S. Duchesne
House Chair

READ and ORDERED PLACED ON FILE.

The Following Communication: (H.C. 572)

**STATE OF MAINE
ONE HUNDRED AND TWENTY SEVENTH LEGISLATURE
COMMITTEE ON INSURANCE AND FINANCIAL SERVICES**

May 4, 2016
Honorable Michael D. Thibodeau
President of the Senate
Honorable Mark W. Eves
Speaker of the House
127th Maine Legislature
Augusta, Maine 04333

Dear President Thibodeau and Speaker Eves:
We are pleased to report that all business which was placed before the Joint Standing Committee on Insurance and Financial Services during the Second Regular Session of the 127th Legislature has been completed. The breakdown of bills and papers before our committee follows:

- 9 Total Number of Bills and Papers
 - 5 Unanimous Reports
 - 3 Ought Not To Pass
 - 2 Ought To Pass As Amended
 - 4 Divided Reports

Respectfully Submitted,
S/Rodney L. Whittemore
Senate Chair
S/Henry E. M. Beck
House Chair

READ and ORDERED PLACED ON FILE.

The Following Communication: (H.C. 573)

**STATE OF MAINE
ONE HUNDRED AND TWENTY SEVENTH LEGISLATURE
COMMITTEE ON JUDICIARY**

May 4, 2016
Honorable Michael D. Thibodeau
President of the Senate
Honorable Mark W. Eves
Speaker of the House
127th Maine Legislature
Augusta, Maine 04333

Dear President Thibodeau and Speaker Eves:
We are pleased to report that all business which was placed before the Joint Standing Committee on Judiciary during the Second Regular Session of the 127th Legislature has been completed. The breakdown of bills and papers before our committee follows:

- 57 Total Number of Bills and Papers
 - 27 Unanimous Reports
 - 8 Ought Not To Pass
 - 4 Ought To Pass
 - 15 Ought To Pass As Amended
 - 8 Divided Reports
 - 3 Taken Pursuant to Joint Rule 309
 - 19 Gubernatorial Nominations

Respectfully Submitted,
S/David C. Burns
Senate Chair
S/Barry J. Hobbins
House Chair

READ and ORDERED PLACED ON FILE.

The Following Communication: (H.C. 574)

**STATE OF MAINE
ONE HUNDRED AND TWENTY SEVENTH LEGISLATURE
COMMITTEE ON LABOR, COMMERCE, RESEARCH AND
ECONOMIC DEVELOPMENT**

May 4, 2016
Honorable Michael D. Thibodeau
President of the Senate
Honorable Mark W. Eves
Speaker of the House
127th Maine Legislature
Augusta, Maine 04333

Dear President Thibodeau and Speaker Eves:
We are pleased to report that all business which was placed before the Joint Standing Committee on Labor, Commerce, Research and Economic Development during the Second Regular Session of the 127th Legislature has been completed. The breakdown of bills and papers before our committee follows:

- 49 Total Number of Bills and Papers
 - 16 Unanimous Reports
 - 3 Ought Not To Pass
 - 3 Ought To Pass
 - 10 Ought To Pass As Amended
 - 6 Divided Reports
 - 27 Gubernatorial Nominations

Respectfully Submitted,
S/Amy F. Volk
Senate Chair
S/Erin D. Herbig
House Chair

READ and ORDERED PLACED ON FILE.

The Following Communication: (H.C. 575)

**STATE OF MAINE
ONE HUNDRED AND TWENTY SEVENTH LEGISLATURE
COMMITTEE ON MARINE RESOURCES**

May 4, 2016

Honorable Michael D. Thibodeau
President of the Senate
Honorable Mark W. Eves
Speaker of the House
127th Maine Legislature
Augusta, Maine 04333

Dear President Thibodeau and Speaker Eves:

We are pleased to report that all business which was placed before the Joint Standing Committee on Marine Resources during the Second Regular Session of the 127th Legislature has been completed. The breakdown of bills and papers before our committee follows:

- 14 Total Number of Bills and Papers
 - 3 Unanimous Reports
 - 1 Ought Not To Pass
 - 2 Ought To Pass As Amended
 - 2 Divided Reports
 - 9 Gubernatorial Nominations

Respectfully Submitted,

S/Linda L. Baker
Senate Chair
S/Walter A. Kumiega
House Chair

READ and ORDERED PLACED ON FILE.

The Following Communication: (H.C. 576)

**STATE OF MAINE
ONE HUNDRED AND TWENTY SEVENTH LEGISLATURE
COMMITTEE ON STATE AND LOCAL GOVERNMENT**

May 4, 2016

Honorable Michael D. Thibodeau
President of the Senate
Honorable Mark W. Eves
Speaker of the House
127th Maine Legislature
Augusta, Maine 04333

Dear President Thibodeau and Speaker Eves:

We are pleased to report that all business which was placed before the Joint Standing Committee on State and Local Government during the Second Regular Session of the 127th Legislature has been completed. The breakdown of bills and papers before our committee follows:

- 28 Total Number of Bills and Papers
 - 14 Unanimous Reports
 - 5 Ought Not To Pass
 - 1 Ought To Pass
 - 8 Ought To Pass As Amended
 - 11 Divided Reports
 - 3 Gubernatorial Nominations

Respectfully Submitted,

S/Rodney L. Whittemore
Senate Chair
S/Roland Danny Martin
House Chair

READ and ORDERED PLACED ON FILE.

The Following Communication: (H.C. 577)

**STATE OF MAINE
ONE HUNDRED AND TWENTY SEVENTH LEGISLATURE
COMMITTEE ON TAXATION**

May 4, 2016

Honorable Michael D. Thibodeau
President of the Senate
Honorable Mark W. Eves
Speaker of the House
127th Maine Legislature
Augusta, Maine 04333

Dear President Thibodeau and Speaker Eves:

We are pleased to report that all business which was placed before the Joint Standing Committee on Taxation during the Second Regular Session of the 127th Legislature has been completed. The breakdown of bills and papers before our committee follows:

- 26 Total Number of Bills and Papers
 - 22 Unanimous Reports
 - 7 Ought Not To Pass
 - 1 Ought To Pass
 - 13 Ought To Pass As Amended
 - 1 Referred to Another Committee
 - 3 Divided Reports
 - 1 Gubernatorial Nomination

Respectfully Submitted,

S/Earle L. McCormick
Senate Chair
S/Adam A. Goode
House Chair

READ and ORDERED PLACED ON FILE.

The Following Communication: (H.C. 578)

**STATE OF MAINE
ONE HUNDRED AND TWENTY SEVENTH LEGISLATURE
COMMITTEE ON TRANSPORTATION**

May 4, 2016

Honorable Michael D. Thibodeau
President of the Senate
Honorable Mark W. Eves
Speaker of the House
127th Maine Legislature
Augusta, Maine 04333

Dear President Thibodeau and Speaker Eves:

We are pleased to report that all business which was placed before the Joint Standing Committee on Transportation during the Second Regular Session of the 127th Legislature has been completed. The breakdown of bills and papers before our committee follows:

- 18 Total Number of Bills and Papers
 - 15 Unanimous Reports
 - 5 Ought Not To Pass
 - 3 Ought To Pass
 - 7 Ought To Pass As Amended
 - 3 Gubernatorial Nominations

Respectfully Submitted,

S/Ronald F. Collins
Senate Chair
S/Andrew J. McLean
House Chair

READ and ORDERED PLACED ON FILE.

The Following Communication: (H.C. 579)

STATE OF MAINE

**ONE HUNDRED AND TWENTY SEVENTH LEGISLATURE
COMMITTEE ON VETERANS AND LEGAL AFFAIRS**

May 4, 2016

Honorable Michael D. Thibodeau

President of the Senate

Honorable Mark W. Eves

Speaker of the House

127th Maine Legislature

Augusta, Maine 04333

Dear President Thibodeau and Speaker Eves:

We are pleased to report that all business which was placed before the Joint Standing Committee on Veterans and Legal Affairs during the Second Regular Session of the 127th Legislature has been completed. The breakdown of bills and papers before our committee follows:

35 Total Number of Bills and Papers

17 Unanimous Reports

4 Ought Not To Pass

3 Ought To Pass

10 Ought To Pass As Amended

11 Divided Reports

7 Gubernatorial Nominations

Respectfully Submitted,

S/Scott W. Cyrway

Senate Chair

S/Louis J. Luchini

House Chair

READ and ORDERED PLACED ON FILE.

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

Representative **FOLEY**: Thank you, Mr. Speaker. Mr. Speaker and Men and Women of the House, in reference to Roll Call No. 753v on LD 1696, had I been present, I would've voted "yea."

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

Representative **KINNEY**: Thank you, Mr. Speaker. Mr. Speaker, Men and Women of the House, in reference to Roll Call 662v on LD 1253, had I been present, I would've voted "nay." In reference to Roll Call No. 663v, on LD 1547, had I been present, I would've voted "yea." And on Roll Call 661v, LD 1649, had I been present, I would've voted "yea."

The Speaker appointed Representative McCABE of Skowhegan on the part of the House to inform the Senate that the House was ready to adjourn without day.

The Speaker appointed the following members on the part of the House to wait upon his Excellency, Governor PAUL R. LePAGE, and inform him that the House was ready to adjourn without day:

Representative GATTINE of Westbrook

Representative STUCKEY of Portland

Representative PETERSON of Rumford

Representative HAMANN of South Portland

Representative BURSTEIN of Lincolnville

Representative HYMANSON of York

Representative SANDERSON of Chelsea

Representative MALABY of Hancock

Representative HEAD of Bethel

Representative VACHON of Scarborough

At this point, a message came from the Senate borne by Senator CUSHING of Penobscot, of that Body, informing the House that the Senate was ready to adjourn without day.

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

Subsequently, the Committee reported that they had delivered the message with which they were charged.

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

Representative **LONGSTAFF**: Thank you, Mr. Speaker, Ladies and Gentlemen of the House, I would like to acknowledge the hard work and the dedication of all of us who sit here on both sides of the aisle. Many of us will miss each other in the weeks and months ahead.

On motion of Representative LONGSTAFF of Waterville, the House adjourned without day at 5:57 p.m., Friday, April 29, 2016, in honor and lasting tribute to the memory of Rowan Elizabeth Eves of York.