

MAINE STATE LEGISLATURE

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Senate Legislative Record

One Hundred and Twenty-Seventh Legislature

State of Maine

Daily Edition

First Regular Session
beginning December 3, 2014

beginning at Page 1

**STATE OF MAINE
ONE HUNDRED AND TWENTY-SEVENTH LEGISLATURE
FIRST REGULAR SESSION
JOURNAL OF THE SENATE**

In Senate Chamber
Tuesday
April 21, 2015

Senate called to order by President Michael D. Thibodeau of
Waldo County.

Prayer by Pastor David Homchuck, Calvary Chapel in Dover-
Foxcroft.

PASTOR HOMCHUCK: Would you bow your heads and pray
with me? Holy Father, You are the creator of the heavens and
the earth. You have exhorted us in Your word that prayers and
supplications be given on behalf of all men, for Kings and all who
are in authority, that we may lead a quiet and peaceful life in all
Godliness and reverence; for this is good and acceptable in the
sight of God, our Savior. Lord, as these proceedings begin today
we would ask that You would guide and direct, that You would
offer wisdom for all those making decisions today. It is a great
task that they have before them once again. Lord, we would ask
Your blessings upon it. That Your unfailing love, that Your mercy,
and Your grace would guide and direct, Lord, that we may
continue to live quiet and peaceful lives in all reverence and
Godliness. Lord, we thank You for the freedom that You have
provided for us in this nation. Lord, as these men and women
today continue to work on behalf of that freedom, we once again
seek, Lord, Your power and Your direction. Lord, encourage
them. There if are those here today that are discouraged, those
that are weak in body or soul, that You encourage them that what
they do is important, is of value. Strengthen them today. Guide
all that is taking place. In the name of our Lord and Savior, Jesus
Christ, I pray these things. Amen.

Pledge of Allegiance led by Senator David Woodsome of York
County.

Reading of the Journal of Thursday, April 16, 2015.

Doctor of the day, Henk Goorhuis, MD of Auburn.

Off Record Remarks

PAPERS FROM THE HOUSE

House Paper

Bill "An Act To License Outpatient Surgical Abortion Facilities"
H.P. 890 L.D. 1312

Comes from the House, **REFERRED** to the Committee on
JUDICIARY and ordered printed.

On motion by Senator **BRAKEY** of Androscoggin, **REFERRED** to
the Committee on **HEALTH AND HUMAN SERVICES**, in **NON-
CONCURRENCE**.

Sent down for concurrence.

COMMUNICATIONS

The Following Communication: S.C. 220

**STATE OF MAINE
127TH LEGISLATURE
HOUSE OF REPRESENTATIVES
SPEAKER'S OFFICE**

April 16, 2015

The Honorable Heather Priest
Secretary of the Senate
3 State House Station
Augusta, ME 04333

Dear Secretary Priest:

Pursuant to my authority under Title 10, MRSA, Chapter 1-A, §
11, I have appointed Representative Craig Hickman of Winthrop
to serve as a member of the Citizen Trade Policy Commission
effective immediately. Rep. Hickman is to replace Rep. Stanley
Short of Pittsfield who resigned from this commission.

Please contact my office if you have any questions regarding this
appointment.

Sincerely,

S/Mark W. Eves
Speaker of the House

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 221

**STATE OF MAINE
127TH LEGISLATURE
OFFICE OF THE GOVERNOR**

April 17, 2015

The Honorable Michael Thibodeau
President of the Senate
3 State House Station
Augusta, Maine 04333

Dear President Thibodeau:

This is to inform you that I am today nominating Noa Ann Sreden of Bath for appointment to the State Board of Education.

Pursuant to Title 20-A, MRSA §401, this appointment is contingent on the Maine Senate confirmation after review by the Joint Standing Committee on Education and Cultural Affairs.

Sincerely,

S/Paul R. LePage
Governor

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 222

**STATE OF MAINE
127TH LEGISLATURE
OFFICE OF THE GOVERNOR**

April 17, 2015

The Honorable Michael Thibodeau
President of the Senate
3 State House Station
Augusta, Maine 04333

Dear President Thibodeau:

This is to inform you that I am today nominating Christopher M. Gilman of Castine for appointment and Admiral John F. Shipway of Bath for reappointment to the Board of Trustees, Maine Maritime Academy.

Pursuant to P&SL 1975, Chapter 771 §428, this appointment and this reappointment are contingent on the Maine Senate confirmation after review by the Joint Standing Committee on Education and Cultural Affairs.

Sincerely,

S/Paul R. LePage
Governor

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 219

**STATE OF MAINE
ONE HUNDRED AND TWENTY-SEVENTH LEGISLATURE
COMMITTEE ON AGRICULTURE, CONSERVATION AND
FORESTRY**

April 16, 2015

Honorable Michael D. Thibodeau, President of the Senate
Honorable Mark W. Eves, Speaker of the House
127th Legislature
State House
Augusta, Maine 04333

Dear President Thibodeau and Speaker Eves:

Pursuant to Joint Rule 310, we are writing to notify you that the Joint Standing Committee on Agriculture, Conservation and Forestry has voted unanimously to report the following bills out "Ought Not to Pass":

L.D. 547 An Act Regarding Service Dogs

L.D. 709 An Act Regarding the Regulation of Rabbit
Production for Local Consumption

This is notification of the Committee's action.

Sincerely,

S/Sen. Peter E. Edgecomb S/Rep. Craig V. Hickman
Senate Chair House Chair

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

The Following Communication: S.C. 218

**STATE OF MAINE
ONE HUNDRED AND TWENTY-SEVENTH LEGISLATURE
COMMITTEE ON ENERGY, UTILITIES AND TECHNOLOGY**

April 15, 2015

Honorable Michael D. Thibodeau, President of the Senate
Honorable Mark W. Eves, Speaker of the House
127th Legislature
State House
Augusta, Maine 04333

Dear President Thibodeau and Speaker Eves:

Pursuant to Joint Rule 310, we are writing to notify you that the Joint Standing Committee on Energy, Utilities and Technology has voted unanimously to report the following bills out "Ought Not to Pass":

L.D. 103 An Act To Recruit New Businesses to Maine by
Providing Energy Efficiency Assistance

L.D. 743 An Act To Protect the Environment and Assist Municipalities with the Recycling, Reuse and Processing of Solid Waste

L.D. 945 An Act To Manage Electricity Rates To Lower Consumer Electricity Bills and Increase Utilities' Cash Flow through 3rd-party Management of Smart Meters

This is notification of the Committee's action.

Sincerely,

S/Sen. David Woodsome
Senate Chair

S/Rep. Mark N. Dion
House Chair

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

The Following Communication: S.C. 217

**STATE OF MAINE
ONE HUNDRED AND TWENTY-SEVENTH LEGISLATURE
COMMITTEE ON HEALTH AND HUMAN SERVICES**

April 16, 2015

Honorable Michael D. Thibodeau, President of the Senate
Honorable Mark W. Eves, Speaker of the House
127th Legislature
State House
Augusta, Maine 04333

Dear President Thibodeau and Speaker Eves:

Pursuant to Joint Rule 310, we are writing to notify you that the Joint Standing Committee on Health and Human Services has voted unanimously to report the following bills out "Ought Not to Pass":

L.D. 436 An Act To Require Providers of Short-term Lodging To Be Licensed by the State

L.D. 772 An Act To Amend the Membership of the Child Care Advisory Council

This is notification of the Committee's action.

Sincerely,

S/Sen. Eric L. Brakey
Senate Chair

S/Rep. Andrew M. Gattine
House Chair

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

The Following Communication: S.C. 216

**STATE OF MAINE
ONE HUNDRED AND TWENTY-SEVENTH LEGISLATURE
COMMITTEE ON JUDICIARY**

April 16, 2015

Honorable Michael D. Thibodeau, President of the Senate
Honorable Mark W. Eves, Speaker of the House
127th Legislature
State House
Augusta, Maine 04333

Dear President Thibodeau and Speaker Eves:

Pursuant to Joint Rule 310, we are writing to notify you that the Joint Standing Committee on Judiciary has voted unanimously to report the following bills out "Ought Not to Pass":

L.D. 448 An Act Regarding the Use of Remote-access Technology at Public Meetings of the Public Utilities Commission

L.D. 482 An Act To Prohibit Flying over Land with Drones without Written Permission from the Landowner

L.D. 731 An Act To Increase Compensation for Active Retired Judges

This is notification of the Committee's action.

Sincerely,

S/Sen. David C. Burns
Senate Chair

S/Rep. Barry J. Hobbins
House Chair

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

Presentation of Legislative Memorial Scholarship Awards.

THE PRESIDENT: I want to thank all those who were involved in this year's Legislative Auction, particularly Senator Diamond for his hard work and great effort that he put into making this Scholarship Auction a tremendous success. At this point we're going to announce the 16 recipients of the Legislative Memorial Scholarship and present scholarship awards to those who are able to attend with us today. Senator Diamond, once we read the list of those who are not here with us, you're going to join me in the Well of the Senate for presentations.

We'll begin by announcing the winners that are not able to make it here today. The winner from Androscoggin County is Michael McCorry of Poland. Michael attends the University of Southern Maine. The winner from Aroostook County is Michael de Montigny of Frenchville. Michael attends the Northern Maine Community College. The winner from Franklin County is Shula Yeaton of West Farmington. Shula attends St. Joseph's College here in Maine. The winner from Hancock County is Sarah Wilson of Deer Isle. Sarah attends Bowdoin College. The winner from Knox County is Eben Knopp of Camden. Eben attends Bowdoin

College. The winner from Oxford County is Brittany Wakefield of Rumford. Brittany attends the University of Maine at Farmington. The winner from Sagadahoc County is Lauren Crosby of Georgetown. Lauren attends the University of Maine at Farmington. The winner from Somerset County is Josie Champagne of Fairfield. Josie attends the University of Maine at Orono. The winner from Waldo County is Alexis Morse of Unity. Alexis attends the University of New England. The winner from Penobscot County is Ray Peck. Ray attends the University of Maine at Orono.

We will now recognize the recipients of the scholarships who were able to join us today. The Senators will please join their constituents in the Well of the Senate when their constituent's name is announced for the presentation. Senator Diamond, please come forward and we'll go over this list.

The winner from Cumberland County is Samuel Johnson of South Portland. Samuel is here today with his father, David Johnson, and his girlfriend, Sarah Crommett. Samuel attends the University of Southern Maine. Will the Sergeant-At-Arms please escort Samuel and his guests to the front of the Chamber.

The winner from Kennebec County is Kurt Thiele of Augusta. Kurt is here today with his father, John Thiele, his mother, Edda Briggs, and his sister, Denni Merrill. Kurt attends the University of Maine at Orono. Will the Sergeant-At-Arms please escort Kurt and his guests to the front of the Chamber.

The winner from Lincoln County is Vincent Vannah of Waldoboro. Vincent is here today with his parents, Mark and Joan Vannah. Vincent attends the University of Maine at Farmington. Will the Sergeant-At-Arms please escort Vincent and his guests to the front of the Chamber.

The winner from Piscataquis County is Spencer Desimone of Sebec. Spencer is here today with her parents, Robert and Tina Desimone, and Scott and Jean Vansteinberg. Spencer attends Thomas College. Will the Sergeant-At-Arms please escort Spencer and her guests to the front of the Chamber.

The winner from Washington County is Scott Boies of Baileyville. Scott is here today with his parents, Michael and Julie Boies, his sister, Sara, and his girlfriend, Kassy Shackley. Scott attends Thomas College. Will the Sergeant-At-Arms please escort Scott and his guests to the front of the Chamber.

The winner from York County is Tessali Morrison of Springvale. Tessali is here today with her mother, Donna Morrison, and her sisters, Tian and Sky. Tessali attends the University of Maine at Orono. Will the Sergeant-At-Arms please escort Tessali and her guests to the front of the Chamber.

At this point would you please join me in congratulating the recipients of the 2015 Legislative Scholarship Awards and, again, thanking all those who were incredibly involved in this really worthwhile project. I think that Senator Diamond and many others in this Chamber have put a lot of work into making sure that this was hugely successful. Congratulations.

Senate at Ease.

Senate called to order by the President.

Off Record Remarks

SENATE PAPERS

Bill "An Act To Increase the Number of Science, Technology, Engineering and Mathematics Professionals in Maine"
S.P. 493 L.D. 1360

Presented by Senator VOLK of Cumberland.
Cosponsored by Representative POULIOT of Augusta and Senators: CUSHING of Penobscot, LANGLEY of Hancock, MASON of Androscoggin, President THIBODEAU of Waldo, Representative: KORNFIELD of Bangor.

On motion by Senator **LANGLEY** of Hancock, **REFERRED** to the Committee on **EDUCATION AND CULTURAL AFFAIRS** and ordered printed.

Sent down for concurrence.

Bill "An Act To Assist Municipalities with the Recycling of Solid Waste by Allowing Net Electrical Billing Credits"
S.P. 492 L.D. 1359

Presented by Senator SAVIELLO of Franklin.
Cosponsored by Representative CAMPBELL of Orrington and Senators: BURNS of Washington, KATZ of Kennebec, ROSEN of Hancock.
Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 205.

On motion by Senator **SAVIELLO** of Franklin, **REFERRED** to the Committee on **ENVIRONMENT AND NATURAL RESOURCES** and ordered printed.

Sent down for concurrence.

Bill "An Act To Facilitate the Delivery of Health Care Services through Telemedicine and Telehealth"
S.P. 489 L.D. 1352

Presented by Senator GRATWICK of Penobscot.
Cosponsored by Representative FOLEY of Wells and Senators: CUSHING of Penobscot, LIBBY of Androscoggin, Representatives: BATES of Westbrook, DAVITT of Hampden, VACHON of Scarborough.

On motion by Senator **BRAKEY** of Androscoggin, **REFERRED** to the Committee on **HEALTH AND HUMAN SERVICES** and ordered printed.

Sent down for concurrence.

Bill "An Act To Prohibit Mandatory Membership in a Union or Payment of Agency Fees as a Condition of Employment"
S.P. 490 L.D. 1353

Presented by Senator CUSHING of Penobscot.
Cosponsored by Representative WARD of Dedham and
Senators: BRAKEY of Androscoggin, VOLK of Cumberland,
Representatives: AUSTIN of Gray, STETKIS of Canaan.
Submitted by the Department of Labor pursuant to Joint Rule 204.

Bill "An Act To Support Innovation and Entrepreneurship in Maine through the Start Maine Up Program"
S.P. 491 L.D. 1358

Presented by Senator MILLETT of Cumberland.
Cosponsored by Representative HERBIG of Belfast and
Senators: BREEN of Cumberland, LIBBY of Androscoggin,
McCORMICK of Kennebec, PATRICK of Oxford, VOLK of
Cumberland, Representatives: GOODE of Bangor, HAMANN of
South Portland, TIPPING-SPITZ of Orono.

Bill "An Act To Promote Minimum Wage Consistency"
S.P. 494 L.D. 1361

Presented by Senator CUSHING of Penobscot. (GOVERNOR'S BILL)

On motion by Senator **MASON** of Androscoggin, **REFERRED** to the Committee on **LABOR, COMMERCE, RESEARCH AND ECONOMIC DEVELOPMENT** and ordered printed.

Sent down for concurrence.

All matters thus acted upon were ordered sent down forthwith for concurrence.

REPORTS OF COMMITTEES

House

Pursuant to Statute

The Committee on **GOVERNMENT OVERSIGHT COMMITTEE** on Bill "An Act To Implement Recommendations of the Government Oversight Committee To Clarify That Competitive Bid Provisions Apply to Grant Awards"
H.P. 916 L.D. 1347

Reported that the same be **REFERRED** to the Committee on **STATE AND LOCAL GOVERNMENT**, pursuant to the Maine Revised Statutes, Title 3, section 997, subsection 2.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **REFERRED** to the Committee on **STATE AND LOCAL GOVERNMENT**.

Report **READ** and **ACCEPTED**, in concurrence.

REFERRED to the Committee on **STATE AND LOCAL GOVERNMENT**, in concurrence.

Ought to Pass

The Committee on **EDUCATION AND CULTURAL AFFAIRS** on Bill "An Act To Allow School Administrative District No. 27 To Transfer Ownership of the St. Francis Elementary School to the Town of St. Francis" (EMERGENCY)
H.P. 717 L.D. 1048

Reported that the same **Ought to Pass**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED**.

Report **READ** and **ACCEPTED**, in concurrence.

READ ONCE.

ASSIGNED FOR SECOND READING NEXT LEGISLATIVE DAY.

The Committee on **INSURANCE AND FINANCIAL SERVICES** on Bill "An Act Relating to Insurance Licensing"
H.P. 481 L.D. 705

Reported that the same **Ought to Pass**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED**.

Report **READ** and **ACCEPTED**, in concurrence.

READ ONCE.

ASSIGNED FOR SECOND READING NEXT LEGISLATIVE DAY.

Ought to Pass As Amended

The Committee on **EDUCATION AND CULTURAL AFFAIRS** on Bill "An Act To Ensure Consistent Certification of Graduation Standards in Publicly Funded Secondary Schools" (EMERGENCY)
H.P. 6 L.D. 3

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-70)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-70)**.

Report **READ** and **ACCEPTED**, in concurrence.

READ ONCE.

Committee Amendment "A" (H-70) **READ** and **ADOPTED**, in concurrence.

ASSIGNED FOR SECOND READING NEXT LEGISLATIVE DAY.

The Committee on **EDUCATION AND CULTURAL AFFAIRS** on Bill "An Act To Clarify Rulemaking for Transportation of Public School Students"

H.P. 301 L.D. 462

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-62).**

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-62).**

Report **READ** and **ACCEPTED**, in concurrence.

READ ONCE.

Committee Amendment "A" (H-62) **READ** and **ADOPTED**, in concurrence.

ASSIGNED FOR SECOND READING NEXT LEGISLATIVE DAY.

The Committee on **EDUCATION AND CULTURAL AFFAIRS** on Bill "An Act To Improve Science and Engineering Education for Maine's Students"

H.P. 303 L.D. 464

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-43).**

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-43).**

Report **READ** and **ACCEPTED**, in concurrence.

READ ONCE.

Committee Amendment "A" (H-43) **READ** and **ADOPTED**, in concurrence.

ASSIGNED FOR SECOND READING NEXT LEGISLATIVE DAY.

The Committee on **ENERGY, UTILITIES AND TECHNOLOGY** on Bill "An Act To Amend the Law Regarding Filing Fees for Proposed Transmission Line Projects"

H.P. 287 L.D. 420

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-71).**

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-71).**

Report **READ** and **ACCEPTED**, in concurrence.

READ ONCE.

Committee Amendment "A" (H-71) **READ** and **ADOPTED**, in concurrence.

ASSIGNED FOR SECOND READING NEXT LEGISLATIVE DAY.

The Committee on **ENVIRONMENT AND NATURAL RESOURCES** on Bill "An Act To Protect Maine Lakes"

H.P. 392 L.D. 568

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-66).**

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-66).**

Report **READ** and **ACCEPTED**, in concurrence.

READ ONCE.

Committee Amendment "A" (H-66) **READ** and **ADOPTED**, in concurrence.

ASSIGNED FOR SECOND READING NEXT LEGISLATIVE DAY.

The Committee on **MARINE RESOURCES** on Bill "An Act To Ensure Maine's Elver Fishermen Can Fully Access Maine's Elver Resource" (EMERGENCY)

H.P. 240 L.D. 353

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-63).**

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-63).**

Report **READ** and **ACCEPTED**, in concurrence.

READ ONCE.

Committee Amendment "A" (H-63) **READ** and **ADOPTED**, in concurrence.

ASSIGNED FOR SECOND READING NEXT LEGISLATIVE DAY.

The Committee on **STATE AND LOCAL GOVERNMENT** on Bill "An Act To Designate Maple Syrup as the Official State Sweetener"

H.P. 82 L.D. 110

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-67)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-67)**.

Report **READ** and **ACCEPTED**, in concurrence.

READ ONCE.

Committee Amendment "A" (H-67) **READ** and **ADOPTED**, in concurrence.

ASSIGNED FOR SECOND READING NEXT LEGISLATIVE DAY.

The Committee on **TRANSPORTATION** on Bill "An Act To Enforce Restrictions in Parking Spaces and Access Designated for Persons with a Walking Disability"

H.P. 256 L.D. 390

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-73)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-73)**.

Report **READ** and **ACCEPTED**, in concurrence.

READ ONCE.

Committee Amendment "A" (H-73) **READ** and **ADOPTED**, in concurrence.

ASSIGNED FOR SECOND READING NEXT LEGISLATIVE DAY.

Divided Report

The Majority of the Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY** on Bill "An Act To Protect the Environment from Fireworks Debris"

H.P. 298 L.D. 459

Reported that the same **Ought to Pass**.

Signed:

Senators:

ROSEN of Hancock
BURNS of Washington
GERZOFKY of Cumberland

Representatives:

FOWLE of Vassalboro
CHENETTE of Saco
DAVITT of Hampden
LAJOIE of Lewiston
NADEAU of Winslow
THERIAULT of China
WARREN of Hallowell

The Minority of the same Committee on the same subject reported that the same **Ought Not To Pass**.

Signed:

Representatives:

GERRISH of Lebanon
LONG of Sherman
TIMMONS of Cumberland

Comes from the House with the Majority **OUGHT TO PASS** Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED**.

Reports **READ**.

On motion by Senator **ROSEN** of Hancock, the Majority **OUGHT TO PASS** Report **ACCEPTED**, in concurrence.

READ ONCE.

ASSIGNED FOR SECOND READING NEXT LEGISLATIVE DAY.

Divided Report

The Majority of the Committee on **HEALTH AND HUMAN SERVICES** on Bill "An Act To Exempt Certain Capital Expenditures from the Maine Certificate of Need Act of 2002"
H.P. 39 L.D. 45

Reported that the same **Ought Not to Pass**.

Signed:

Senator:

HASKELL of Cumberland

Representatives:

GATTINE of Westbrook
BURSTEIN of Lincolnville
HAMANN of South Portland
HYMANSON of York
PETERSON of Rumford
STUCKEY of Portland

The Minority of the same Committee on the same subject reported that the same **Ought To Pass**.

Signed:

Senators:

BRAKEY of Androscoggin
McCORMICK of Kennebec

Representatives:

HEAD of Bethel
MALABY of Hancock
SANDERSON of Chelsea
VACHON of Scarborough

Comes from the House with the Majority **OUGHT NOT TO PASS** Report **READ** and **ACCEPTED**.

Reports **READ**.

On motion by Senator **BRAKEY** of Androscoggin, **TABLED** until Later in Today's Session, pending **ACCEPTANCE OF EITHER REPORT**.

Divided Report

The Majority of the Committee on **INLAND FISHERIES AND WILDLIFE** on Resolve, To Study the Impact of Winter Ticks on the State's Moose Population

H.P. 92 L.D. 134

Reported that the same **Ought to Pass**.

Signed:

Senators:

DAVIS of Piscataquis
CYRWAY of Kennebec
DUTREMBLE of York

Representatives:

SHAW of Standish
ALLEY of Beals
COREY of Windham
CRAFTS of Lisbon
HILLIARD of Belgrade
LYFORD of Eddington
MARTIN of Sinclair
REED of Carmel
WOOD of Greene

The Minority of the same Committee on the same subject reported that the same **Ought Not To Pass**.

Signed:

Representative:

SHORT of Pittsfield

(Representative DANA of the Passamaquoddy Tribe - of the House - supports the Majority **Ought To Pass** Report.)

Comes from the House with the Majority **OUGHT TO PASS** Report **READ** and **ACCEPTED** and the Resolve **PASSED TO BE ENGROSSED**.

Reports **READ**.

On motion by Senator **DAVIS** of Piscataquis, the Majority **OUGHT TO PASS** Report **ACCEPTED**, in concurrence.

READ ONCE.

ASSIGNED FOR SECOND READING NEXT LEGISLATIVE DAY.

Divided Report

The Majority of the Committee on **INLAND FISHERIES AND WILDLIFE** on Bill "An Act To Remove Crossbows from the Restriction on Discharging Weapons near Buildings"
H.P. 193 L.D. 275

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-61)**.

Signed:

Senators:

DAVIS of Piscataquis
CYRWAY of Kennebec
DUTREMBLE of York

Representatives:

SHAW of Standish
COREY of Windham
CRAFTS of Lisbon
HILLIARD of Belgrade
LYFORD of Eddington
REED of Carmel
WOOD of Greene

The Minority of the same Committee on the same subject reported that the same **Ought Not To Pass**.

Signed:

Representatives:

ALLEY of Beals
MARTIN of Sinclair
SHORT of Pittsfield

(Representative DANA of the Passamaquoddy Tribe - of the House - supports the Minority **Ought Not To Pass** Report.)

Comes from the House with the Majority **OUGHT TO PASS AS AMENDED** Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-61)**.

Reports **READ**.

On motion by Senator **DAVIS** of Piscataquis, the Majority **OUGHT TO PASS AS AMENDED** Report **ACCEPTED**, in concurrence.

READ ONCE.

Committee Amendment "A" (H-61) **READ** and **ADOPTED**, in concurrence.

ASSIGNED FOR SECOND READING NEXT LEGISLATIVE DAY.

Divided Report

The Majority of the Committee on **TAXATION** on Bill "An Act To Enhance the Creative Economy by Providing a Sales Tax Exemption to Incorporated Nonprofit Performing Arts Organizations"

H.P. 216 L.D. 322

Reported that the same **Ought Not to Pass**.

Signed:

Senators:

McCORMICK of Kennebec
DAVIS of Piscataquis
LIBBY of Androscoggin

Representatives:

GOODE of Bangor
BICKFORD of Auburn
CHACE of Durham
RUSSELL of Portland
SEAVEY of Kennebunkport
SKOLFIELD of Weld
STANLEY of Medway

The Minority of the same Committee on the same subject reported that the same **Ought To Pass as Amended by Committee Amendment "A" (H-72)**.

Signed:

Representatives:

MOONEN of Portland
SUKEFORTH of Appleton
TEPLER of Topsham

Comes from the House with the Majority **OUGHT NOT TO PASS** Report **READ** and **ACCEPTED**.

Reports **READ**.

On motion by Senator **MCCORMICK** of Kennebec, the Majority **OUGHT NOT TO PASS** Report **ACCEPTED**, in concurrence.

Senate

Ought to Pass As Amended

Senator DAVIS for the Committee on **INLAND FISHERIES AND WILDLIFE** on Bill "An Act To Allow a Moose Permit To Be Transferred to a Family Member"

S.P. 141 L.D. 373

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-42)**.

Report **READ** and **ACCEPTED**.

READ ONCE.

Committee Amendment "A" (S-42) **READ** and **ADOPTED**.

ASSIGNED FOR SECOND READING NEXT LEGISLATIVE DAY.

Divided Report

The Majority of the Committee on **EDUCATION AND CULTURAL AFFAIRS** on Bill "An Act To Amend the Laws Governing Local Share of Education Costs" (EMERGENCY)

S.P. 170 L.D. 441

Reported that the same **Ought Not to Pass**.

Signed:

Senators:

LANGLEY of Hancock
EDGECOMB of Aroostook
MILLETT of Cumberland

Representatives:

KORNFELD of Bangor
DAUGHTRY of Brunswick
FARNSWORTH of Portland
HUBBELL of Bar Harbor
MAKER of Calais
McCLELLAN of Raymond
PIERCE of Falmouth
STEARNS of Guilford
TIPPING-SPITZ of Orono

The Minority of the same Committee on the same subject reported that the same **Ought To Pass as Amended by Committee Amendment "A" (S-45).**

Signed:

Representative:
POULIOT of Augusta

Reports **READ.**

Senator **LANGLEY** of Hancock moved the Senate **ACCEPT** the Majority **OUGHT NOT TO PASS** Report.

On further motion by same Senator, **TABLED** until Later in Today's Session, pending the motion by same Senator to **ACCEPT** the Majority **OUGHT NOT TO PASS** Report.

Divided Report

The Majority of the Committee on **EDUCATION AND CULTURAL AFFAIRS** on Bill "An Act Concerning the Calendars of Career and Technical Education Programs and Partnering Schools" S.P. 230 L.D. 637

Reported that the same **Ought Not to Pass.**

Signed:

Senators:
LANGLEY of Hancock
EDGECOMB of Aroostook

Representatives:
FARNSWORTH of Portland
HUBBELL of Bar Harbor
MAKER of Calais
McCLELLAN of Raymond
PIERCE of Falmouth
STEARNS of Guilford

The Minority of the same Committee on the same subject reported that the same **Ought To Pass as Amended by Committee Amendment "A" (S-44).**

Signed:

Senator:
MILLETT of Cumberland

Representatives:
KORNFELD of Bangor
DAUGHTRY of Brunswick
POULIOT of Augusta
TIPPING-SPITZ of Orono

Reports **READ.**

Senator **LANGLEY** of Hancock moved the Senate **ACCEPT** the Majority **OUGHT NOT TO PASS** Report.

On further motion by same Senator, **TABLED** until Later in Today's Session, pending the motion by same Senator to **ACCEPT** the Majority **OUGHT NOT TO PASS** Report.

Divided Report

The Majority of the Committee on **STATE AND LOCAL GOVERNMENT** on RESOLUTION, Proposing an Amendment to the Constitution of Maine To Elect 2 Senators from Each County S.P. 234 L.D. 641

Reported that the same **Ought Not to Pass.**

Signed:

Senator:
LIBBY of Androscoggin

Representatives:
MARTIN of Sinclair
BABBIDGE of Kennebunk
BEEBE-CENTER of Rockland
BRYANT of Windham
DOORE of Augusta
EVANGELOS of Friendship

The Minority of the same Committee on the same subject reported that the same **Ought To Pass as Amended by Committee Amendment "A" (S-43).**

Signed:

Senators:
WHITEMORE of Somerset
WILLETTE of Aroostook

Representatives:
GREENWOOD of Wales
PICKETT of Dixfield
TUELL of East Machias
TURNER of Burlington

Reports **READ.**

On motion by Senator **WHITEMORE** of Somerset, the Majority **OUGHT NOT TO PASS** Report **ACCEPTED.**

Sent down for concurrence.

All matters thus acted upon were ordered sent down forthwith for concurrence.

SECOND READERS

The Committee on **Bills in the Second Reading** reported the following:

House

Bill "An Act To Make Minor Nonsubstantive Changes to the Laws Affecting the Office of the State Auditor"

H.P. 334 L.D. 495

Resolve, Regarding Legislative Review of Portions of Chapter 101: MaineCare Benefits Manual, Chapter III, Section 29: Allowances for Support Services for Adults with Intellectual Disabilities or Autistic Disorder, a Major Substantive Rule of the Department of Health and Human Services (EMERGENCY)

H.P. 410 L.D. 597

Bill "An Act To Clarify Filing Methods for Quarterly Payroll Reports"

H.P. 478 L.D. 702

READ A SECOND TIME and **PASSED TO BE ENGROSSED**, in concurrence.

House As Amended

Bill "An Act To Promote Industrial Hemp" (EMERGENCY)

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

Bill "An Act To Protect Students' Rights and Privacy Regarding Their School Records"

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

Resolve, Regarding Legislative Review of Portions of Chapter 500: Stormwater Management, a Major Substantive Rule of the Department of Environmental Protection (EMERGENCY)

H.P. 105 L.D. 147
(C "A" H-45)

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

H.P. 169 L.D. 237
(C "A" H-53)

Bill "An Act To Clarify That the Telephone Number 9-1-1 Is the Primary Number Advertised or Promoted for Emergency Response Services"

H.P. 233 L.D. 339
(C "A" H-44)

Bill "An Act To Amend the Site Location of Development Laws"

H.P. 261 L.D. 395
(C "A" H-46)

Bill "An Act Regarding Measures To Ensure Students Can Demonstrate Proficiency in Financial Literacy"

H.P. 284 L.D. 417
(C "A" H-50)

Bill "An Act To Change the Notification Deadline for the Nonrenewal of a Teacher's Contract"

H.P. 300 L.D. 461
(C "A" H-51)

Bill "An Act To Achieve Regional Uniformity in Sulfur Standards for Heating Oil"

H.P. 416 L.D. 603
(C "A" H-47)

Bill "An Act To Improve Access to Capital"

H.P. 453 L.D. 672
(C "A" H-58)

Bill "An Act To Correct an Error in the Law That Allows a Break in Control of Access on William L. Clarke Drive in the City of Westbrook" (EMERGENCY)

H.P. 483 L.D. 707
(C "A" H-57)

READ A SECOND TIME and **PASSED TO BE ENGROSSED AS AMENDED**, in concurrence.

Bill "An Act To Provide Anger Management Courses or Additional Imprisonment for Domestic Violence Offenders"

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

READ A SECOND TIME.

On motion by Senator **CUSHING** of Penobscot, **TABLED** until Later in Today's Session, pending **PASSAGE TO BE ENGROSSED AS AMENDED**, in concurrence.

Senate As Amended

Bill "An Act To Amend the Requirement for a Certificate of Title for Junk and Scrap Automobiles and Vehicles" (EMERGENCY)

S.P. 188 L.D. 520
(C "A" S-37)

Bill "An Act To Make Technical Changes to Maine's Marine Resources Laws"

S.P. 260 L.D. 730
(C "A" S-41)

READ A SECOND TIME and **PASSED TO BE ENGROSSED AS AMENDED.**

Sent down for concurrence.

Bill "An Act To Amend the Allowable Security Freeze Fees Charged by a Consumer Reporting Agency"

S.P. 150 L.D. 382
(C "A" S-38)

READ A SECOND TIME.

On motion by Senator **WHITTEMORE** of Somerset, **TABLED** until Later in Today's Session, pending **PASSAGE TO BE ENGROSSED AS AMENDED**, in concurrence.

All matters thus acted upon were ordered sent down forthwith for concurrence.

ENACTORS

The Committee on **Engrossed Bills** reported as truly and strictly engrossed the following:

Emergency Measure

An Act To Extend the Protection of Municipal Shellfish Conservation Programs

S.P. 164 L.D. 435
(C "A" S-40)

This being an Emergency Measure and having received the affirmative vote of 34 Members of the Senate, with no Senators having voted in the negative, and 34 being more than two-thirds of the entire elected Membership of the Senate, was **PASSED TO BE ENACTED** and, having been signed by the President, was presented by the Secretary to the Governor for his approval.

Ordered sent down forthwith.

Emergency Measure

An Act To Amend the Law Regarding Commercial Learner's Permits

H.P. 354 L.D. 515

This being an Emergency Measure and having received the affirmative vote of 33 Members of the Senate, with no Senators having voted in the negative, and 33 being more than two-thirds of the entire elected Membership of the Senate, was **PASSED TO BE ENACTED** and, having been signed by the President, was presented by the Secretary to the Governor for his approval.

Ordered sent down forthwith.

Emergency Measure

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

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

On motion by Senator **SAVIELLO** of Franklin, **TABLED** until Later in Today's Session, pending **ENACTMENT**, in concurrence.

Emergency Resolve

Resolve, To Create a License Plate To Recognize the Centennial of the United States Navy Reserve

S.P. 98 L.D. 260
(C "A" S-11)

On motion by Senator **COLLINS** of York, placed on the **SPECIAL HIGHWAY TABLE**, pending **FINAL PASSAGE**, in concurrence.

Acts

An Act Regarding Emergency Lights on a Vehicle Used by a Member of a Municipal or Volunteer Fire or Emergency Medical Services Department

H.P. 35 L.D. 37
(C "A" H-29)

An Act To Reduce Tobacco Use Surcharges in Small Group and Individual Health Insurance Products

H.P. 93 L.D. 135
(C "A" H-26)

An Act To Ensure the Safety of Public Service Vehicles

S.P. 71 L.D. 196
(C "A" S-12)

An Act To Amend the Requirement of When Headlights Must Be Used

S.P. 102 L.D. 288

An Act To Require Political Action Committees To Report the Receipt of Paid Services Received from State Agencies

S.P. 113 L.D. 298

An Act To Repeal Outdated Agricultural Aviation Laws

S.P. 196 L.D. 527

An Act To Amend the Brunswick Sewer District Charter

S.P. 243 L.D. 650

PASSED TO BE ENACTED and, having been signed by the President, were presented by the Secretary to the Governor for his approval.

Ordered sent down forthwith.

An Act To Enable Seniors To Remain in Their Homes
S.P. 87 L.D. 249
(C "A" S-10)

On motion by Senator **HAMPER** of Oxford, placed on the **SPECIAL APPROPRIATIONS TABLE**, pending **ENACTMENT**, in concurrence.

Resolve

Resolve, To Provide Funding to the Department of Transportation To Complete a Service Plan for the Development of Passenger Rail Service to Lewiston and Auburn

H.P. 217 L.D. 323
(C "A" H-28)

On motion by Senator **COLLINS** of York, placed on the **SPECIAL HIGHWAY TABLE**, pending **FINAL PASSAGE**, in concurrence.

ORDERS OF THE DAY

Unfinished Business

The following matters in the consideration of which the Senate was engaged at the time of Adjournment had preference in the Orders of the Day and continued with such preference until disposed of as provided by Senate Rule 516.

The Chair laid before the Senate the following Tabled and Later Assigned (4/2/15) matter:

HOUSE REPORT - from the Committee on **VETERANS AND LEGAL AFFAIRS** on Bill "An Act Regarding Gaming" (EMERGENCY)

H.P. 355 L.D. 516

Report - **Ought to Pass as Amended by Committee Amendment "A" (H-24)**

Tabled - April 2, 2015, by Senator **MASON** of Androscoggin

Pending - **ACCEPTANCE OF REPORT**, in concurrence

(In House, April 1, 2015, Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-24)**.)

(In Senate, April 2, 2015, Report **READ**.)

Report **ACCEPTED**, in concurrence.

READ ONCE.

Committee Amendment "A" (H-24) **READ** and **ADOPTED**, in concurrence.

ASSIGNED FOR SECOND READING NEXT LEGISLATIVE DAY.

The Chair laid before the Senate the following Tabled and Later Assigned (4/16/15) matter:

HOUSE REPORTS - from the Committee on **HEALTH AND HUMAN SERVICES** on Resolve, To Require the Department of Health and Human Services To Provide Supplemental Reimbursement to Adult Family Care Homes and Residential Care Facilities in Remote Island Locations

H.P. 57 L.D. 63

Majority - **Ought to Pass as Amended by Committee Amendment "A" (H-49)** (11 members)

Minority - **Ought Not to Pass** (2 members)

Tabled - April 16, 2015, by Senator **BRAKEY** of Androscoggin

Pending - **ACCEPTANCE OF EITHER REPORT**

(In House, April 14, 2015, the Majority **OUGHT TO PASS AS AMENDED** Report **READ** and **ACCEPTED** and the Resolve **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-49)**.)

(In Senate, April 16, 2015, Reports **READ**.)

On motion by Senator **BRAKEY** of Androscoggin, the Majority **OUGHT TO PASS AS AMENDED** Report **ACCEPTED**, in concurrence.

READ ONCE.

Committee Amendment "A" (H-49) **READ** and **ADOPTED**, in concurrence.

ASSIGNED FOR SECOND READING NEXT LEGISLATIVE DAY.

The Chair laid before the Senate the following Tabled and Later Assigned (4/16/15) matter:

HOUSE REPORTS - from the Committee on **VETERANS AND LEGAL AFFAIRS** on Bill "An Act To Amend the Authorized Hours during Which Liquor May Be Sold and Purchased" H.P. 465 L.D. 684

Majority - **Ought to Pass as Amended by Committee Amendment "A" (H-60)** (10 members)

Minority - **Ought Not to Pass** (3 members)

Tabled - April 16, 2015, by Senator **CYRWAY** of Kennebec

Pending - **ACCEPTANCE OF EITHER REPORT**

(In House, April 14, 2015, the Majority **OUGHT TO PASS AS AMENDED** Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-60).**)

(In Senate, April 16, 2015, Reports **READ.**)

On motion by Senator **CYRWAY** of Kennebec, the Majority **OUGHT TO PASS AS AMENDED** Report **ACCEPTED**, in concurrence.

READ ONCE.

Committee Amendment "A" (H-60) **READ** and **ADOPTED**, in concurrence.

ASSIGNED FOR SECOND READING NEXT LEGISLATIVE DAY.

Senate at Ease.

Senate called to order by the President.

Out of order and under suspension of the Rules, the Senate considered the following:

PAPERS FROM THE HOUSE

House Papers

Bill "An Act To Improve Residential Renewable Energy Use"
H.P. 923 L.D. 1355

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

On motion by Senator **WOODSOME** of York, **REFERRED** to the Committee on **ENERGY, UTILITIES AND TECHNOLOGY** and ordered printed, in concurrence.

Resolve, To Create a Working Group To Ensure a Stable Continuum of Care for Individuals with Intellectual Disabilities and Autism

H.P. 924 L.D. 1356

Comes from the House, **REFERRED** to the Committee on **HEALTH AND HUMAN SERVICES** and ordered printed.

On motion by Senator **BRAKEY** of Androscoggin, **REFERRED** to the Committee on **HEALTH AND HUMAN SERVICES** and ordered printed, in concurrence.

Bill "An Act To Improve the Maine Administrative Procedure Act"
H.P. 922 L.D. 1354

Comes from the House, **REFERRED** to the Committee on **STATE AND LOCAL GOVERNMENT** and ordered printed.

On motion by Senator **WHITTEMORE** of Somerset, **TABLED** until Later in Today's Session, pending **REFERENCE.**

Bill "An Act To Implement the Findings of the WhiteSand Gaming Study"

H.P. 925 L.D. 1357

Comes from the House, **REFERRED** to the Committee on **VETERANS AND LEGAL AFFAIRS** and ordered printed.

On motion by Senator **CYRWAY** of Kennebec, **REFERRED** to the Committee on **VETERANS AND LEGAL AFFAIRS** and ordered printed, in concurrence.

Off Record Remarks

The President appointed the Senator from York, Senator **COLLINS**, to serve as President Pro Tempore for the session on Thursday, April 23, 2015.

All matters thus acted upon were ordered sent down forthwith for concurrence.

On motion by Senator **GRATWICK** of Penobscot, **ADJOURNED** to Thursday, April 23, 2015, at 10:00 in the morning.