

# 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  
Wednesday  
May 13, 2015

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

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Prayer by Pastor Steve Prescott, The Rock Church in  
Scarborough.

**PASTOR PRESCOTT:** Let us pray. Father, God, thank You for this opportunity to worship You today. You are the giver of life, wisdom, and love. Today we lift up Your work in this great state of Maine. It's humble, Lord, to be in the presence of these great leaders that You have appointed as authorities in this state. I pray for them and their families, for their health, for peace that comes from You, Lord. Lord, I encourage any Senators today who feel discouraged, let them know, Lord God, with You they are never alone. Give our government wisdom, Lord God, today to make wise decisions that are based on principles. Fill them with deep love for one another, despite differences of opinion. Let them lead with the love that literally shatters the atmosphere of competition and fosters an environment of togetherness that's so powerful that the rest of the country sees Maine as a place that values every person because we care for every person and that we love God. Let us never forget the influence You've given us and the calling You placed on each of our lives, to be world changers that make this place a little bit more like heaven. Lord, Your will be done on earth as it is in heaven. Amen.

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Pledge of Allegiance led by Senator Amy F. Volk of Cumberland County.

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Reading of the Journal of Tuesday, May 12, 2015.

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Doctor of the day, Jane Pringle, MD of Windham.

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Off Record Remarks

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**PAPERS FROM THE HOUSE**

**Non-Concurrent Matter**

SENATE REPORTS - from the Committee on **STATE AND LOCAL GOVERNMENT** on RESOLUTION, Proposing an Amendment to the Constitution of Maine To Lower the Age Requirement To Run for Legislative Office

S.P. 28 L.D. 80  
(C "A" S-54; S "A" S-71)

Majority - **Ought to Pass as Amended by Committee Amendment "A" (S-54)** (11 members)

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

In Senate, April 28, 2015, on motion by Senator **WHITEMORE** of Somerset, the Minority **OUGHT NOT TO PASS** Report **READ** and **ACCEPTED**.

In House, April 29, 2015, the Majority **OUGHT TO PASS AS AMENDED** Report **READ** and **ACCEPTED** and the RESOLUTION **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-54)**, in **NON-CONCURRENCE**.

In Senate, May 7, 2015, on motion by Senator **BRAKEY** of Androscoggin, the Majority **OUGHT TO PASS AS AMENDED** Report **READ** and **ACCEPTED** and the RESOLUTION **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-54) AND SENATE AMENDMENT "A" (S-71)**, in **NON-CONCURRENCE**.

Comes from the House, **INSISTED**.

On motion by Senator **BRAKEY** of Androscoggin, the Senate **ADHERED**.

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**Non-Concurrent Matter**

HOUSE REPORTS - from the Committee on **INSURANCE AND FINANCIAL SERVICES** on Bill "An Act To Restore Consumer Rate Review for Health Insurance Plans in the Individual Market" H.P. 175 L.D. 243

Majority - **Ought to Pass as Amended by Committee Amendment "A" (H-104)** (7 members)

Minority - **Ought Not to Pass** (6 members)

In House, May 5, 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-104)**.

In Senate, May 7, 2015, on motion by Senator **WHITEMORE** of Somerset, the Minority **OUGHT NOT TO PASS** Report **READ** and **ACCEPTED**, in **NON-CONCURRENCE**.

Comes from the House, that Body **INSISTED**.

On motion by Senator **WHITEMORE** of Somerset, the Senate **INSISTED**.

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**Non-Concurrent Matter**

Bill "An Act To Ensure Maine's Elver Fishermen Can Fully Access Maine's Elver Resource"

H.P. 240 L.D. 353  
(C "A" H-63)

In Senate, April 29, 2015, **PASSED TO BE ENACTED**, in concurrence.

In House, May 12, 2015, **RECALLED** from the Governor, pursuant to Joint Order H.P. 947.

Comes from the House, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-63) AS AMENDED BY HOUSE AMENDMENT "A" (H-133)**, thereto, in **NON-CONCURRENCE**.

On motion by Senator **BAKER** of Sagadahoc, the Senate **RECEDED** and **CONCURRED**.

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**Non-Concurrent Matter**

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)

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

In Senate, April 23, 2015, **PASSED TO BE ENGROSSED**, in **NON-CONCURRENCE**.

Comes from the House, that Body **INSISTED**.

On motion by Senator **MASON** of Androscoggin, **TABLED** until Later in Today's Session, pending **FURTHER CONSIDERATION**.

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**Joint Orders**

The following Joint Order:

H.P. 953

ORDERED, the Senate concurring, that the Joint Standing Committee on Inland Fisheries and Wildlife shall report out, to the House, a bill establishing a bag limit for brook trout on a portion of Webster Stream in Piscataquis County.

Comes from the House, **READ** and **PASSED**.

**READ** and **PASSED**, in concurrence.

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The following Joint Order:

H.P. 954

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

Comes from the House, **READ** and **PASSED**.

**READ**.

On motion by Senator **MASON** of Androscoggin, **TABLED** until Later in Today's Session, pending **PASSAGE**, in concurrence.

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**COMMUNICATIONS**

The Following Communication: S.C. 301

**STATE OF MAINE  
127<sup>TH</sup> LEGISLATURE  
OFFICE OF THE GOVERNOR**

11 May 2015

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

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 528, "An Act To Amend the Laws Regarding the Maine Organ and Tissue Donation Fund."

Current law requires the contributions credited to the Maine Organ and Tissue Donation Fund to be collected by the Secretary of State and then reported to the State Treasurer. The Treasurer then forwards the money to the Maine Organ and Tissue Donation Fund which is administered by the Organ Donation Advisory Council. The purpose of the funds is to raise awareness to the importance of organ and tissue donation.

This bill will remove the State Treasurer from this cash collection process and allow the Secretary of State to collect the contributions and then forward the money directly to the council. I cannot support legislation which removes the Treasurer from overseeing state dollars, no matter how much money is in a fund. There must always be checks and balances with public funds and this proposed change to the law is unnecessary.

For this reason, I return LD 528 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 Bill:

An Act To Amend the Laws Regarding the Maine Organ and Tissue Donation Fund (EMERGENCY)

S.P. 197 L.D. 528

The President laid before the Senate the following: "Shall this Bill become law notwithstanding the objections of the Governor?"

On motion by Senator **MASON** of Androscoggin, **TABLED** until Later in Today's Session, pending **CONSIDERATION**.

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The Following Communication: H.C. 141

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

May 8, 2015

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

Dear Honorable Members of the 127th Legislature:

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

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

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

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

Sincerely,

S/Paul R. LePage  
Governor

**READ and ORDERED PLACED ON FILE.**

The accompanying Bill:

An Act To Promote Industrial Hemp (EMERGENCY)  
H.P. 7 L.D. 4

Comes from the House, 135 members having voted in the affirmative and 6 in the negative, the veto of the Governor was Overridden and it was the vote of the House that the Bill become law notwithstanding the objections of the Governor.

The President laid before the Senate the following: "Shall this Bill become law notwithstanding the objections of the Governor?"

On motion by Senator **MASON** of Androscoggin, **TABLED** until Later in Today's Session, pending **CONSIDERATION**.

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The Following Communication: H.C. 142

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

May 8, 2015

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

Dear Honorable Members of the 127th Legislature:

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

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

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

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

Sincerely,

S/Paul R. LePage  
Governor

**READ and ORDERED PLACED ON FILE.**

The accompanying Bill:

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

H.P. 53 L.D. 59

Comes from the House, 141 members having voted in the affirmative and 1 in the negative, the veto of the Governor was Overridden and it was the vote of the House that the Bill become law notwithstanding the objections of the Governor.

The President laid before the Senate the following: "Shall this Bill become law notwithstanding the objections of the Governor?"

On motion by Senator **MASON** of Androscoggin, **TABLED** until Later in Today's Session, pending **CONSIDERATION**.

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The Following Communication: H.C. 144

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

May 8, 2015

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

Dear Honorable Members of the 127th Legislature:

Under the authority vested in me by Article IV, Part Third, Section 2 of the Constitution of the State of Maine, I am hereby vetoing LD 1275, "An Act Regarding Notice to the Public Pertaining to a Resident Person Deported from Canada to the United States for Committing a Sex Offense against a Child."

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

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

Sincerely,

S/Paul R. LePage  
Governor

**READ and ORDERED PLACED ON FILE.**

The accompanying Bill:

An Act Regarding Notice to the Public Pertaining to a Resident Person Deported from Canada to the United States for Committing a Sex Offense against a Child

H.P. 871 L.D. 1275

Comes from the House, 144 members having voted in the affirmative and none in the negative, the veto of the Governor was Overridden and it was the vote of the House that the Bill become law notwithstanding the objections of the Governor.

The President laid before the Senate the following: "Shall this Bill become law notwithstanding the objections of the Governor? In accordance with Article IV, Part Third, Section 2, of the Constitution, the vote will be taken by the Yeas and Nays. A vote of yes will be in favor of the Bill. A vote of no will be in favor of sustaining the veto of the Governor."

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

**ROLL CALL (#65)**

YEAS: Senators: ALFOND, BAKER, BRAKEY, BREEN, BURNS, COLLINS, CUSHING, CYRWAY, DAVIS, DIAMOND, DILL, DUTREMBLE, GERZOFISKY, GRATWICK, HAMPER, HASKELL, HILL, JOHNSON, KATZ, LANGLEY, LIBBY, MASON, MILLETT, MIRAMANT, PATRICK, ROSEN, SAVIELLO, VALENTINO, VOLK, WHITTEMORE, WOODSOME, THE PRESIDENT – MICHAEL D. THIBODEAU

NAYS: Senators: EDGECOMB, MCCORMICK, WILLETTE

32 Senators having voted in the affirmative and 3 Senators having voted in the negative, and 32 being more than two-thirds of the members present and voting, it was the vote of the Senate that the veto of the Governor be **OVERRIDDEN** and the Bill become law notwithstanding the objections of the Governor.

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The President requested the Sergeant-At-Arms escort the Senator from Androscoggin, Senator **MASON**, to the rostrum where he assumed the duties as President Pro Tempore.

The President took a seat on the Floor.

The Senate called to order by President Pro Tempore **GARRETT P. MASON** of Androscoggin County.

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Senate at Ease.

Senate called to order by President Pro Tempore **GARRETT P. MASON** of Androscoggin County.

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Off Record Remarks

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### SENATE PAPERS

Bill "An Act To Strengthen Maine's Fisheries Laws"  
S.P. 525 L.D. 1410

Presented by Senator DAVIS of Piscataquis.  
Cosponsored by Representative MARTIN of Sinclair and Senator: DUTREMBLE of York.  
Submitted by the Department of Inland Fisheries and Wildlife pursuant to Joint Rule 204.

On motion by Senator **THIBODEAU** of Waldo, **REFERRED** to the Committee on **INLAND FISHERIES AND WILDLIFE** and ordered printed.

Sent down for concurrence.

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Bill "An Act To Amend the Tax Laws"  
S.P. 526 L.D. 1411

Presented by Senator McCORMICK of Kennebec.  
Submitted by the Department of Administrative and Financial Services pursuant to Joint Rule 204.

On motion by Senator **MCCORMICK** of Kennebec, **REFERRED** to the Committee on **TAXATION** and ordered printed.

Sent down for concurrence.

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

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### ORDERS

#### Joint Order

An Expression of Legislative Sentiment recognizing:

The Northport Village Corporation on the occasion of its centennial. In 1915, the Legislature enacted and adopted Private and Special Law 1915, chapter 136, establishing the corporation. Since that time, residents and property owners in the Village of Bayside in the Town of Northport have taken the responsibility of self-governance to heart, managing the resources of the village carefully and judiciously. The village has promoted its architectural heritage, has maintained, preserved and improved its Community Hall, dock, parks and green spaces, has constructed a sewer system that ensures the waters of Penobscot Bay are clean and has secured access to clean drinking water for its residents. Today, the village continues to be a community of friends, families and enthusiasts for quiet, peaceful living. We extend to the residents and property owners of the Northport Village Corporation our congratulations on the corporation's centennial and our best wishes;

SLS 452

Sponsored by President THIBODEAU of Waldo.  
Cosponsored by Representative: HERBIG of Belfast.

### READ.

**THE PRESIDENT PRO TEMPORE:** The Chair recognizes the Senator from Waldo, Senator Thibodeau.

Senator **THIBODEAU**: Thank you, Mr. President. Ladies and gentlemen of the Senate, I rise this morning to tell the Senate about maybe one of the best kept secrets in all of the state of Maine. That secret is Bayside. It has over 300 cottages and homes and perhaps the smallest yacht club in the state. One hundred years ago this June 17<sup>th</sup> a hamlet of small cottages that had grown out of a campground on the western shore of Penobscot Bay became an incorporated village. For the next hundred years the Village of Bayside became an almost hidden and special place, even a place out of time for generations of families, friends, guests, and visitors. This summer Bayside will celebrate its centennial with ceremonies, special events, performances, and parties. This centennial will be more than just a celebration. This will also be a summer in which the bonds and connections of friendship, respect, and civility will be renewed and strengthened. The folks that live in and around Waldo County know very much what a special place Bayside is and I would suggest to you this summer, as you're going for a ride up the Maine coast, when you get to Northport take five minutes and go visit Bayside. It is truly an amazing place and folks there are very proud of that community, as well they should be. Thank you, Mr. President.

### PASSED.

Sent down for concurrence.

**THE PRESIDENT PRO TEMPORE:** The Chair is pleased to recognize in the rear of the Chamber the residents and property owners of the Northport Village Corporation and the Village of Bayside. Will they please rise and accept the greetings of the Senate.

**REPORTS OF COMMITTEES**

**House**

**Ought to Pass**

The Committee on **AGRICULTURE, CONSERVATION AND FORESTRY** on Bill "An Act To Release a Restriction on 2 Parcels of Former State Land in Greenbush Currently Owned by Anita P. Haskell"

H.P. 847 L.D. 1247

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.

Under suspension of the Rules, **READ TWICE** and **PASSED TO BE ENGROSSED**, in concurrence.

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The Committee on **LABOR, COMMERCE, RESEARCH AND ECONOMIC DEVELOPMENT** on Bill "An Act To Amend the Public Accountancy Laws"

H.P. 634 L.D. 914

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.

Under suspension of the Rules, **READ TWICE** and **PASSED TO BE ENGROSSED**, in concurrence.

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**Ought to Pass As Amended**

The Committee on **EDUCATION AND CULTURAL AFFAIRS** on Bill "An Act To Require Public Schools To Offer Instruction Related to Cardiopulmonary Resuscitation and the Use of an Automated External Defibrillator"

H.P. 380 L.D. 556

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-122)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-122)**.

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

**READ ONCE.**

Committee Amendment "A" (H-122) **READ** and **ADOPTED**, in concurrence.

Under suspension of the Rules, **READ A SECOND TIME** and **PASSED TO BE ENGROSSED AS AMENDED**, in concurrence.

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The Committee on **ENVIRONMENT AND NATURAL RESOURCES** on Bill "An Act To Extend the Funding Period for Landfill Closure Costs"

H.P. 404 L.D. 580

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-115)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-115)**.

Report **READ**.

On motion by Senator **CUSHING** of Penobscot, **TABLED** until Later in Today's Session, pending **ACCEPTANCE OF THE REPORT**, in concurrence.

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The Committee on **INSURANCE AND FINANCIAL SERVICES** on Bill "An Act To Promote Patient Choice and Access to Health Care"

H.P. 675 L.D. 978

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-118)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-118)**.

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

**READ ONCE.**

Committee Amendment "A" (H-118) **READ** and **ADOPTED**, in concurrence.

Under suspension of the Rules, **READ A SECOND TIME** and **PASSED TO BE ENGROSSED AS AMENDED**, in concurrence.

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The Committee on **LABOR, COMMERCE, RESEARCH AND ECONOMIC DEVELOPMENT** on Bill "An Act To Expand the Scope of Practice for Denturists"

H.P. 327 L.D. 488

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-130)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-130)**.



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

**READ ONCE.**

Committee Amendment "A" (H-130) **READ** and **ADOPTED**, in concurrence.

Under suspension of the Rules, **READ A SECOND TIME** and **PASSED TO BE ENGROSSED AS AMENDED**, in concurrence.

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The Committee on **LABOR, COMMERCE, RESEARCH AND ECONOMIC DEVELOPMENT** on Resolve, To Convene a Work Group To Propose Changes to the Statutes Governing Dental Practice

H.P. 828 L.D. 1210

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-129)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Resolve **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-129)**.

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

**READ ONCE.**

Committee Amendment "A" (H-129) **READ** and **ADOPTED**, in concurrence.

Under suspension of the Rules, **READ A SECOND TIME** and **PASSED TO BE ENGROSSED AS AMENDED**, in concurrence.

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The Committee on **TRANSPORTATION** on Bill "An Act To Address Unmet Public Transportation Needs"

H.P. 579 L.D. 845

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-121)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-121)**.

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

**READ ONCE.**

Committee Amendment "A" (H-121) **READ** and **ADOPTED**, in concurrence.

Under suspension of the Rules, **READ A SECOND TIME** and **PASSED TO BE ENGROSSED AS AMENDED**, in concurrence.

The President Pro Tempore requested the Sergeant-At-Arms escort the Senator from Waldo, Senator **THIBODEAU**, to the rostrum where he resumed his duties as President.

The Sergeant-At-Arms escorted the Senator from Androscoggin, Senator **MASON**, to his seat on the floor.

Senate called to order by the President.

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Off Record Remarks

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### Divided Report

The Majority of the Committee on **EDUCATION AND CULTURAL AFFAIRS** on Bill "An Act To Provide for a Later Starting Time for High Schools"

H.P. 487 L.D. 711

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-123)**.

Signed:

Senator:

MILLETT of Cumberland

Representatives:

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

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

Signed:

Senators:

LANGLEY of Hancock  
EDGECOMB of Aroostook

Representatives:

KORNFIELD of Bangor  
MAKER of Calais  
STEARNS of Guilford

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

Reports **READ**.

On motion by Senator **LANGLEY** of Hancock, the Minority **OUGHT NOT TO PASS** Report **ACCEPTED**, in concurrence.

**Divided Report**

The Majority of the Committee on **INSURANCE AND FINANCIAL SERVICES** on Bill "An Act Regarding Travel Insurance in the Maine Insurance Code"

H.P. 672 L.D. 975

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-119).**

Signed:

Senators:

WHITEMORE of Somerset  
BAKER of Sagadahoc  
GRATWICK of Penobscot

Representatives:

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

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

Signed:

Representative:

MELARAGNO of Auburn

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-119).**

Reports **READ.**

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

**READ ONCE.**

Committee Amendment "A" (H-119) **READ** and **ADOPTED**, in concurrence.

Under suspension of the Rules, **READ A SECOND TIME** and **PASSED TO BE ENGROSSED AS AMENDED**, in concurrence.

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**Divided Report**

The Majority of the Committee on **LABOR, COMMERCE, RESEARCH AND ECONOMIC DEVELOPMENT** on Bill "An Act To Allow Licensed Dental Professionals To Own Dental Practices"

H.P. 248 L.D. 361

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

Signed:

Senators:

VOLK of Cumberland  
CUSHING of Penobscot  
PATRICK of Oxford

Representatives:

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

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

Signed:

Representative:

CAMPBELL of Newfield

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

Reports **READ.**

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

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**Divided Report**

The Majority of the Committee on **LABOR, COMMERCE, RESEARCH AND ECONOMIC DEVELOPMENT** on Bill "An Act To Modify Unemployment Insurance Successor Law"

H.P. 477 L.D. 701

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-120).**

Signed:

Senators:

VOLK of Cumberland  
CUSHING of Penobscot  
PATRICK of Oxford

Representatives:

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

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

Signed:

Representative:

CAMPBELL of Newfield

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-120)**.

Reports **READ**.

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

**READ ONCE**.

Committee Amendment "A" (H-120) **READ** and **ADOPTED**, in concurrence.

Under suspension of the Rules, **READ A SECOND TIME** and **PASSED TO BE ENGROSSED AS AMENDED**, in concurrence.

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**Divided Report**

The Majority of the Committee on **LABOR, COMMERCE, RESEARCH AND ECONOMIC DEVELOPMENT** on Bill "An Act Regarding the Board of Dental Examiners" (EMERGENCY)  
H.P. 794 L.D. 1156

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

Signed:

Senators:

VOLK of Cumberland  
CUSHING of Penobscot  
PATRICK of Oxford

Representatives:

HERBIG of Belfast  
AUSTIN of Gray  
BATES of Westbrook  
FECTEAU of Biddeford  
GILBERT of Jay

MASTRACCIO of Sanford  
STETKIS of Canaan  
WARD of Dedham

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

Signed:

Representatives:

CAMPBELL of Newfield  
LOCKMAN of Amherst

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 **VOLK** of Cumberland, the Majority **OUGHT TO PASS** Report **ACCEPTED**, in concurrence.

Under suspension of the Rules, **READ TWICE** and **PASSED TO BE ENGROSSED**, in concurrence.

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**Divided Report**

The Majority of the Committee on **STATE AND LOCAL GOVERNMENT** on Bill "An Act To Establish Appropriate Parameters for County Borrowing Authority"  
H.P. 388 L.D. 564

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

Signed:

Senators:

WHITTEMORE of Somerset  
LIBBY of Androscoggin  
WILLETTE of Aroostook

Representatives:

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

The Minority of the same Committee on the same subject reported that the same **Ought To Pass as Amended by Committee Amendment "A" (H-126)**.

Signed:

Representative:

GREENWOOD of Wales

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

Reports **READ**.

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

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**Divided Report**

The Majority of the Committee on **STATE AND LOCAL**  
**GOVERNMENT** on Bill "An Act To Provide for the Nonpartisan  
Election of County Officials"

H.P. 669 L.D. 972

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

Signed:

Senators:

WHITTEMORE of Somerset  
LIBBY of Androscoggin  
WILLETTE of Aroostook

Representatives:

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

The Minority of the same Committee on the same subject  
reported that the same **Ought To Pass as Amended by**  
**Committee Amendment "A" (H-125)**.

Signed:

Representatives:

GREENWOOD of Wales  
TUELL of East Machias

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

Reports **READ**.

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

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**Senate**

**Ought to Pass As Amended**

Senator SAVIELLO for the Committee on **ENVIRONMENT AND**  
**NATURAL RESOURCES** on Bill "An Act To Enhance Funding  
Opportunities for the Youth Conservation Corps"

S.P. 366 L.D. 1040

Reported that the same **Ought to Pass as Amended by**  
**Committee Amendment "A" (S-86)**.

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

**READ ONCE**.

Committee Amendment "A" (S-86) **READ** and **ADOPTED**.

Under suspension of the Rules, **READ A SECOND TIME** and  
**PASSED TO BE ENGROSSED AS AMENDED**.

Sent down for concurrence.

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Senator BAKER for the Committee on **MARINE RESOURCES** on  
Bill "An Act To Preserve the Integrity of Maine's Shellfish Industry  
by Increasing the Penalty for Interfering with Permitted Harvest"

S.P. 93 L.D. 255

Reported that the same **Ought to Pass as Amended by**  
**Committee Amendment "A" (S-84)**.

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

**READ ONCE**.

Committee Amendment "A" (S-84) **READ** and **ADOPTED**.

Under suspension of the Rules, **READ A SECOND TIME** and  
**PASSED TO BE ENGROSSED AS AMENDED**.

Sent down for concurrence.

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**Divided Report**

The Majority of the Committee on **HEALTH AND HUMAN**  
**SERVICES** on Bill "An Act To Create a 9-month Time Limit on  
General Assistance Benefits"

S.P. 361 L.D. 1035

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 as Amended by Committee Amendment "A" (S-85)**.

Signed:

Senators:

BRAKEY of Androscoggin  
McCORMICK of Kennebec

Representatives:

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

Reports **READ**.

Senator **BRAKEY** of Androscoggin moved the Senate **ACCEPT** the Minority **OUGHT TO PASS AS AMENDED** Report.

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Senate at Ease.

Senate called to order by the President.

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On motion by Senator **CUSHING** of Penobscot, **TABLED** until Later in Today's Session, pending the motion by Senator **BRAKEY** of Androscoggin to **ACCEPT** the Minority **OUGHT TO PASS AS AMENDED** Report.

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**Divided Report**

The Majority of the Committee on **TRANSPORTATION** on Bill "An Act To Eliminate the Requirement That Truck Campers Be Registered"

S.P. 476 L.D. 1308

Reported that the same **Ought Not to Pass**, pursuant to Joint Rule 205.

Signed:

Senator:

ROSEN of Hancock

Representatives:

McLEAN of Gorham  
BRYANT of Windham

GILLWAY of Searsport  
GOLDEN of Lewiston  
PARRY of Arundel  
POWERS of Naples  
VEROW of Brewer

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

Signed:

Senators:

COLLINS of York  
DIAMOND of Cumberland

Representatives:

FARRIN of Norridgewock  
HOBART of Bowdoinham  
HOGAN of Old Orchard Beach

Reports **READ**.

On motion by Senator **COLLINS** of York, the Minority **OUGHT TO PASS** Report **ACCEPTED**.

Under suspension of the Rules, **READ TWICE** and **PASSED TO BE ENGROSSED**.

Sent down for concurrence.

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

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**ENACTORS**

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

**Emergency Resolve**

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

H.P. 801 L.D. 1170

This being an Emergency Measure and having received the affirmative vote of 35 Members of the Senate, with no Senators having voted in the negative, and 35 being more than two-thirds of the entire elected Membership of the Senate, was **FINALLY PASSED** and, having been signed by the President, was presented by the Secretary to the Governor for his approval.

Ordered sent down forthwith.

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**Acts**

An Act To Allow the Electronic Transfer of Marriage Certificates  
H.P. 97 L.D. 139

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

S.P. 127 L.D. 344

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

H.P. 353 L.D. 514  
(C "A" H-94)

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

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

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

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

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

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

**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.

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**Resolves**

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

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

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

S.P. 194 L.D. 525

**FINALLY PASSED** and, having been signed by the President,  
were presented by the Secretary to the Governor for his approval.

Ordered sent down forthwith.

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Off Record Remarks

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**RECESSED** until the sound of the bell.

After Recess

Senate called to order by the President.

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**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 (4/9/15) matter:

Bill "An Act To Reduce Registration Fees and Excise Taxes for  
For-hire Vehicles with Adaptive Equipment Enabling Access by  
Persons with Disabilities"

H.P. 42 L.D. 48

Tabled - April 9, 2015, by Senator **MASON** of Androscoggin

Pending - **CONSIDERATION**

(In Senate, March 19, 2015, **PASSED TO BE ENACTED**, in  
concurrence.)

(In House, April 2, 2015, Veto **OVERRIDDEN**.)

(In Senate, April 9, 2015, Veto Communication (H.C. 106) **READ**  
and **ORDERED PLACED ON FILE**.)

**THE PRESIDENT:** The Chair recognizes the Senator from  
Cumberland, Senator Alfond.

Senator **ALFOND:** Thank you, Mr. President. Ladies and  
gentlemen of the Senate, I first want to thank the Senate  
leadership on the Republican side for yesterday allowing this to  
be tabled. I thought it was a great decision because what we  
learned yesterday in this Chamber was that this had not been  
brought up in Appropriations in public. We were told yesterday  
that they were going to bring it up yesterday and have votes.  
Unfortunately, we have learned that the language portion of  
unfinished 3 was not brought up yesterday and so I stand here  
very, very disappointed that we can't work together. I think one of  
the hallmarks of the Senate is something where we are working  
together and we are figuring out our differences and we are  
making sure that we put the people first. Right now we're not  
putting the people first. This is a very important bill. This is  
something that needs to be taken care of in Appropriations before  
we take up this veto. It is very frustrating. I know that when I go  
back to my district and people question me about civility up in the  
State House, when they talk about people getting along, doing the  
people's business, I'm usually so proud to say, "You know what?  
The media usually has it almost entirely wrong because we do  
work together, we do look at each other in the eyes and we say  
'You know what? We can get stuff done together, even when

there is choppiness." Today, unfortunately, I'm standing up with a very different type of discussion because we aren't working together right now and this is a very simple request that we have asked, that this be put into the budget, to be voted into the budget, and then this be taken up. We're asking for one more day and, unfortunately, that is not being accepted. I think it's very unfortunate when we come to this place, where men and women work so hard together, and committees work so hard together, in this Chamber and we get to this place where there's division over something so small. One day, Mr. President. I ask, again, that we override this. It's unfortunate because tomorrow we probably could sustain the veto, but today I'm asking for you to override this because this is an important bill and we don't know what's going to happen once it gets down to the Appropriations Committee. Thank you, Mr. President.

**THE PRESIDENT:** The Chair recognizes the Senator from Penobscot, Senator Cushing.

Senator **CUSHING:** Thank you, Mr. President. Colleagues of the Senate, I rise today in support of the pending motion. I rise, Mr. President, because this is about how we respect each other. It's how we trust the word of the individuals on the committees to do their work and diligently make sure that what's brought before us is the best policy that they were able to come up with at that time. Mr. President, the Chief Executive is granted the right to veto certain legislation that comes before him. We may not always agree with him, as we may disagree here in this Body, in our committees, but if we maintain the civility, both here in this Chamber and when we speak out as members of this Chamber, in the media and in public it helps to foster that level of respect, Mr. President. When that doesn't happen, we don't trust the words and we don't trust the actions of our colleagues or the Chief Executive, who has fulfilled a commitment to include this in his budget. I think those individuals who labor very hard, who are working, Mr. President, to make sure that they thoughtfully prepare an Appropriations package to present to this Body and the other Chamber for consideration, they are doing that based upon a lot of trust, Mr. President. I think we have fully vetted this issue. I think that we have appropriately counted on the Chief Executive to do what he promised us he would do with this issue and I think it's now time, since we have been called upon from many sectors to clear up unfinished business, that we respect the will of some of those members in this Body and in this Legislature to move things forward. Thank you, Mr. President.

**THE PRESIDENT:** The Chair recognizes the Senator from York, Senator Hill.

Senator **HILL:** Thank you, Mr. President. As the Body may well know, and may not know because they're new to the Body, I served on Appropriations the last four years; two of those as Lead Democrat in the Senate, proud to be there, and two as Senate Chair. I don't think this is about individuals. I don't think this is about the Executive Branch. I think this is about process, doing it properly. Everyone in here knows that there is a process we should go through, no matter who made what as a promise. This bill should stay on the table and when it is appropriate to take it off because Appropriations has, in fact, dealt with it then that's the time to move this off the table. This is a matter that has not been fully vetted, so I cannot agree with that statement. This is a matter that needs to yet be fully vetted and it will be best vetted in

Appropriations. Therefore, I move that this bill be committed to the Appropriations Committee.

Senator **HILL** of York moved the Bill and accompanying papers be **COMMITTED** to the Committee on **APPROPRIATIONS AND FINANCIAL AFFAIRS**.

On motion by Senator **MASON** of Androscoggin, supported by a Division of one-fifth of the members present and voting, a Roll Call was ordered.

Senator **CUSHING** of Penobscot rose to a **POINT OF ORDER** as to whether the motion to **COMMIT** was **PROPERLY BEFORE THE BODY**.

The Chair **RULED** the motion to **COMMIT OUT OF ORDER**.

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Senate at Ease.

Senate called to order by the President.

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**THE PRESIDENT:** The pending question before the Senate is the motion by the Senator from York, Senator Hill to Commit the Bill and accompanying papers to the Appropriations Committee. A Roll Call has been ordered. Is the Senate ready for the question?

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

#### ROLL CALL (#66)

**YEAS:** Senators: ALFOND, BREEN, DIAMOND, DILL, DUTREMBLE, GERZOFKY, GRATWICK, HASKELL, HILL, JOHNSON, LIBBY, MILLETT, MIRAMANT, PATRICK, VALENTINO

**NAYS:** Senators: BAKER, BRAKEY, BURNS, COLLINS, CUSHING, CYRWAY, DAVIS, EDGEComb, HAMPER, KATZ, LANGLEY, MASON, MCCORMICK, ROSEN, SAVIELLO, VOLK, WHITTEMORE, WILLETTE, WOODSOME, THE PRESIDENT – MICHAEL D. THIBODEAU

15 Senators having voted in the affirmative and 20 Senators having voted in the negative, the motion by Senator **HILL** of York to **COMMIT** the Bill and accompanying papers to the Committee on **APPROPRIATIONS AND FINANCIAL AFFAIRS FAILED**.

The President laid before the Senate the following: "Shall this Bill become law notwithstanding the objections of the Governor? In accordance with Article IV, Part Third, Section 2, of the Constitution, the vote will be taken by the Yeas and Nays. A vote of yes will be in favor of the Bill. A vote of no will be in favor of sustaining the veto of the Governor."

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

**ROLL CALL (#67)**

YEAS: Senators: ALFOND, BREEN, DIAMOND, DILL, DUTREMBLE, GERZOFKY, GRATWICK, HASKELL, HILL, JOHNSON, LIBBY, MILLETT, MIRAMANT, PATRICK, VALENTINO

NAYS: Senators: BAKER, BRAKEY, BURNS, COLLINS, CUSHING, CYRWAY, DAVIS, EDGEComb, HAMPER, KATZ, LANGLEY, MASON, MCCORMICK, ROSEN, SAVIELLO, VOLK, WHITTEMORE, WILLETTE, WOODSOME, THE PRESIDENT – MICHAEL D. THIBODEAU

15 Senators having voted in the affirmative and 20 Senators having voted in the negative, and 15 being less than two-thirds of the members present and voting, it was the vote of the Senate that the veto of the Governor be **SUSTAINED**.

The Secretary has so informed the Speaker of the House of Representatives.

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The Chair laid before the Senate the following Tabled and Later Assigned (4/28/15) matter:

SENATE REPORT - from the Committee on **TAXATION** on Bill "An Act To Sustain Maine's Primary Care Professional Workforce" S.P. 270 L.D. 740

Report - **Ought to Pass as Amended by Committee Amendment "A" (S-56)**

Tabled - April 28, 2015, by Senator **MCCORMICK** of Kennebec

Pending - **ACCEPTANCE OF REPORT**

(In Senate, April 28, 2015, Report **READ**.)

Report **ACCEPTED**.

**READ ONCE**.

Committee Amendment "A" (S-56) **READ** and **ADOPTED**.

Under suspension of the Rules, **READ A SECOND TIME** and **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-56)**.

Sent down for concurrence.

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The Chair laid before the Senate the following Tabled and Later Assigned (5/6/15) matter:

An Act To Improve Science and Engineering Education for Maine's Students

H.P. 303 L.D. 464  
(S "A" S-60 to C "A" H-43)

Tabled - May 6, 2015, by Senator **MASON** of Androscoggin

Pending - **ENACTMENT**, in concurrence

(In Senate, April 29, 2015, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-43) AS AMENDED BY SENATE AMENDMENT "A" (S-60)** thereto, in **NON-CONCURRENCE**.)

(In House, May 5, 2015, **PASSED TO BE ENACTED**.)

On motion by Senator **ALFOND** of Cumberland, supported by a Division of one-fifth of the members present and voting, a Roll Call was ordered.

**THE PRESIDENT:** The Chair recognizes the Senator from Cumberland, Senator Millett.

Senator **MILLETT**: Thank you, Mr. President. Ladies and gentlemen of the Senate, I rise to speak to you about why this bill is so important and why I support the motion. This bill came out of our committee unanimously and was supported by the Director of the Midcoast Career and Technical Education High School, Maine STEM Collaborative, Maine Math and Science Alliance, Maine STEM Council, Maine Science Teachers Association, Texas Instruments, and a number of science teachers throughout the state of Maine. We received some excellent testimony that I would like to share with you. First, just to explain a little bit about the background in science standards, in 1993 and 1996 two non-governmental bodies issued sets of science standards; one, the American Association for the Advancement of Science and the other the National Academy of Sciences. Maine created its first set of learning results in science and technology in 1997, based heavily upon those two well researched and authoritative documents. In 2007, the Maine learning results in science and technology were revised, but without the background of similar documents. In 2011, the National Academy of Sciences issued its framework for K-12 science education as the result of recent research on learning and teaching science. This 18 member committee included nine members of the National Academy of Sciences or the National Academy of Engineering, including two Nobel Laureates and nine educational researchers and policy experts. This framework was used as the basis for the Next Generation Science Standards.

The Director of the Midcoast Technical and Career Education High School came before us and shared with us that before becoming an educator she had a full career as a marine engineer and had a Bachelor's degree from the U.S.M. in applied technology education and a Master's degree from Rochester Institute of Technology. This is her testimony, "As an educator and as an engineer, I highly support the immediate adoption of the Next Generation Science Standards. Students need to have multiple opportunities and pathways to obtain proficiency science and other STEM learning throughout their K-12 educational experience. There needs to be rigorous and relevant standards that educators use to determine how and what that learning should include. This science literacy needs to start in the



youngest grades with content and activities that engage students in the how and why and the wonders of scientific inquiry. In middle school, science studies need to embrace many areas of exploration that keep the study of science relevant and engaging. In high school, students need multiple opportunities and pathways to explore and demonstrate their understanding of theoretical and applied science. These options need to include not just the traditional classroom based biology, chemistry, and physics, but a variety of choices in applied science from free engineering and computer science to medical science at CTE schools. Many students learn best through application and hands-on activities. We need to ensure that these applied science programs are available, rigorous, and aligned with a robust set of national standards so Maine students can be competitive in their futures. Failing to enact these standards and support them in our schools by providing multiple pathways to gain proficiency in science and technology is a disservice to Maine students and economic prosperity."

The Maine Science Teachers Association also supported and endorsed the adoption and implementation of the Next Generation Science Standards. It's their belief that they have been carefully written, based on thorough research. Educators at all levels participated in the writing and reviewing of the standards. As one of the lead states to review the standards, Maine had high participation by educators and professionals in the STEM fields. We are invested in these standards.

Finally, there have been some programs implemented in the state of Maine and recent analysis of the results reflect that these students get a steady diet of hands-on activities, more opportunities to take responsibility for their science learning, for collaboration with other students, and for solving real life problems; all of which help them develop learning skills that carry through to other subjects. It was testimony and input of these individuals and organizations that led the committee to unanimously support this legislation. Thank you, Mr. President.

**THE PRESIDENT:** The Chair recognizes the Senator from Hancock, Senator Langley.

Senator **LANGLEY:** Thank you, Mr. President. Men and women of the Senate, I, too, rise to support the pending motion of Ought to Pass to be Enacted. My good Senate colleague from Cumberland is absolutely right, that was the testimony. Last time it was in the Senate we put an amendment on it to extend the implementation date out. That was in respect for the Department's concern over capacity, being able to fully implement these in a thoughtful way and have the time to do that. We did and we passed that and it came back to us from the House with that amendment on it. We have respected their opinion about capacity and being able to do that and have set them out there in a timely frame. I'd also had the opportunity to meet with the Chair of the State Board of Education prior to that amendment going through and that they were concerned that they hadn't had time to look at those standards, but it's apparent now, with the amendment on it, that they'll have plenty of time to weigh in on it before they would actually implement it. I think we've covered all of our bases. Thank you, Mr. President.

**THE PRESIDENT:** The pending question before the Senate is Enactment, in concurrence. A Roll Call has been ordered. Is the Senate ready for the question?

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

### ROLL CALL (#68)

**YEAS:** Senators: ALFOND, BREEN, COLLINS, CYRWAY, DIAMOND, DILL, DUTREMBLE, EDGEComb, GERZOFsky, GRATWICK, HASKELL, HILL, JOHNSON, KATZ, LANGLEY, LIBBY, MILLETT, MIRAMANT, PATRICK, ROSEN, SAVIELLO, VALENTINO, WILLETTE

**NAYS:** Senators: BAKER, BRAKEY, BURNS, CUSHING, DAVIS, HAMPER, MASON, MCCORMICK, VOLK, WHITTEMORE, WOODSOME, THE PRESIDENT – MICHAEL D. THIBODEAU

23 Senators having voted in the affirmative and 12 Senators having voted in the negative, 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.

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The Chair laid before the Senate the following Tabled and Later Assigned (5/6/15) matter:

An Act To Amend the Laws Regarding Learner's Permits and Intermediate Licenses

S.P. 267 L.D. 737  
(C "A" S-58)

Tabled - May 6, 2015, by Senator **ROSEN** of Hancock

Pending - **ENACTMENT**, in concurrence

(In Senate, April 29, 2015, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-58).**)

(In House, May 5, 2015, **PASSED TO BE ENACTED.**)

**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.

---

The Chair laid before the Senate the following Tabled and Later Assigned (5/12/15) matter:

Bill "An Act To Provide an Exemption from Sales Tax and Service Provider Tax to Nonprofit Collaboratives of Libraries"

S.P. 14 L.D. 13

Tabled - May 12, 2015, by Senator **MASON** of Androscoggin

Pending - **CONSIDERATION**

(In Senate, March 19, 2015, **PASSED TO BE ENACTED**, in concurrence.)

(In Senate, April 2, 2015, Veto Communication (S.C. 176) **READ** and **ORDERED PLACED ON FILE.**)

**THE PRESIDENT:** The Chair recognizes the Senator from Cumberland, Senator Alfond.

Senator **ALFOND:** Thank you, Mr. President. Ladies and gentlemen of the Senate, I'm going to be much shorter, but I would reiterate what the good Senator from York said, this is not the appropriate process. This is not about trust or not having trust. This is not about just moving things along. We are a separate and equal branch of government. There is nothing in the Senate Rules that says that we have to take up any vetoes in any sort of timeframe. We have plenty of time to take up this veto after the Appropriations Committee does their work. We should be working on this together. Today is not a good day for the State Senate. Thank you, Mr. President.

**THE PRESIDENT:** The Chair recognizes the Senator from Penobscot, Senator Gratwick.

Senator **GRATWICK:** Thank you very much, Mr. President. Ladies and gentlemen of the Senate, I rose yesterday to speak on this and I just have a very few extra words again today. I continue to be perplexed by the course of this particular legislation, which is, indeed, very good legislation. When I came here I thought this is exactly what we want to be doing. We're trying to get legislation that really has arisen from local groups; brings them all working together and it saves money. Hard to find groups that are any better than libraries at doing this. Again, it would seem like the process is very important. I must admit, I trust my colleagues in this Body completely. On the other hand, I learned a long time ago, from President Reagan when he was dealing with the Russians over all the armament discussions, trust but verify. I think that's where we're at right now and I think that I'd much prefer that this be dealt with after it's gone through the proper procedure in Appropriations. Thank you, Mr. President.

**THE PRESIDENT:** The Chair recognizes the Senator from Androscoggin, Senator Mason.

Senator **MASON:** Thank you, Mr. President. Ladies and gentlemen of the Senate, I just rise to support the Governor's initiative on this bill. I think I have every confidence in the members of our Appropriations Committee, both here and in the other Body. I believe that this element of non-profit collaboratives of libraries and this sales tax exemption will be upheld through the Appropriations process and I think that I would ask the Senate to support sustaining the Governor's veto of this agenda item. Thank you, Mr. President.

The President laid before the Senate the following: "Shall this Bill become law notwithstanding the objections of the Governor? In accordance with Article IV, Part Third, Section 2, of the Constitution, the vote will be taken by the Yeas and Nays. A vote of yes will be in favor of the Bill. A vote of no will be in favor of sustaining the veto of the Governor."

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

#### ROLL CALL (#69)

**YEAS:** Senators: ALFOND, BREEN, DIAMOND, DILL, DUTREMBLE, GERZOFSKY, GRATWICK, HASKELL, HILL, JOHNSON, LIBBY, MILLETT, MIRAMANT, PATRICK, VALENTINO

**NAYS:** Senators: BAKER, BRAKEY, BURNS, COLLINS, CUSHING, CYRWAY, DAVIS, EDGEComb, HAMPER, KATZ, LANGLEY, MASON, MCCORMICK, ROSEN, SAVIELLO, VOLK, WHITTEMORE, WILLETTE, WOODSOME, THE PRESIDENT – MICHAEL D. THIBODEAU

15 Senators having voted in the affirmative and 20 Senators having voted in the negative, and 15 being less than two-thirds of the members present and voting, it was the vote of the Senate that the veto of the Governor be **SUSTAINED**.

The Secretary has so informed the Speaker of the House of Representatives.

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

#### PAPERS FROM THE HOUSE

##### House Paper

Bill "An Act To Clarify and Simplify the Licensing and Registration Provisions of the Inland Fisheries and Wildlife Laws"  
H.P. 958 L.D. 1409

Comes from the House, **REFERRED** to the Committee on **INLAND FISHERIES AND WILDLIFE** and ordered printed.

On motion by Senator **DAVIS** of Piscataquis, **REFERRED** to the Committee on **INLAND FISHERIES AND WILDLIFE** and ordered printed, in concurrence.

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#### Off Record Remarks

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

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On motion by Senator **MASON** of Androscoggin, **ADJOURNED** to Thursday, May 14, 2015, at 10:00 in the morning.