

# 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  
June 9, 2015

Senate called to order by President Pro Tempore Garrett P. Mason of Androscoggin County.

Prayer by Reverend Kathleen H.N. Towns MSW, Thornton Heights United Methodist Church in South Portland

**REVEREND TOWNS:** Good morning honorable Senators, guests, and staff. It's good every day when we can learn something new and I learned the new timetable that the Senate has. That's humorous. I'm not criticizing. It's good to learn the workings of our government and how it can be flexible. Let us be in the spirit of prayer.

Gracious God, we thank You for this day and the opportunity to live in this beautiful state of Maine. I thank You for this gathering of concerned citizens, elected Senators, each charged with the responsibility of providing effective government for the people of Maine. Guide each Senator as they form government that holds personal and community rights and responsibilities in proper balance. As in Your heart, Lord, grant them hearts open to the needs of the most vulnerable amongst us. Give each one here wisdom, that their discussions and decisions are anchored to that which is sturdy and leads to a prosperous future, and that is connected to Your greater purposes of abundant love. Creator God, may each one here go about their work with humility, recognizing that when they are feeling most certain of themselves and their positions that those may be the moments when they need to step aside and listen to others. Reinforce in them a spirit of respect for each other, even in the midst of their differences, and an abiding awareness of the diversity of their people that they represent. Bless the work of these Senators today, Almighty God. May they accomplish all that You know needs to be done for the common good and for all people in Maine. Especially, may they participate in helping to settle the budget in a way that averts a State shutdown. Amen.

Pledge of Allegiance led by Senator Earle L. McCormick of Kennebec County.

Reading of the Journal of Monday, June 8, 2015.

Doctor of the day, Michele McCormick, MD of Farmington.

Off Record Remarks

Senator **SAVIELLO** of Franklin requested and received leave of the Senate that members and staff be allowed to remove their jackets for the remainder of this Legislative Day.

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

**COMMUNICATIONS**

The Following Communication: S.C. 422

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

June 9, 2015

Honorable Heather J.R. Priest  
Secretary of the Senate  
3 State House Station  
Augusta, ME 04333

Dear Secretary Priest:

Pursuant to my authority under Senate Rule 201.3, I am pleased to appoint the Senator from Androscoggin, Senator Mason to serve as President Pro Tempore. With this appointment Senator Mason will serve as President Pro Tempore for the start of the regularly scheduled session on June 9, 2015.

Please let me know if you have any questions regarding this appointment.

Sincerely,

S/Michael D. Thibodeau  
President of the Senate

**READ and ORDERED PLACED ON FILE.**

Off Record Remarks

**PAPERS FROM THE HOUSE**

**Non-Concurrent Matter**

HOUSE REPORTS - from the Committee on **HEALTH AND HUMAN SERVICES** on Bill "An Act To Improve Child Care in the State"

H.P. 674 L.D. 977

Majority - **Ought to Pass as Amended by Committee Amendment "A" (H-287)** (7 members)

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

In House, June 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-287)**.

In Senate, June 8, 2015, on motion by Senator **BRAKEY** of Androscoggin, the Minority **OUGHT NOT TO PASS** Report **READ** and **ACCEPTED**, in **NON-CONCURRENCE**.

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

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

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**Non-Concurrent Matter**

HOUSE REPORTS - from the Committee on **AGRICULTURE, CONSERVATION AND FORESTRY** on Bill "An Act To Prevent the Infestation of Firewood by Invasive Species"  
H.P. 789 L.D. 1151

Majority - **Ought to Pass as Amended by Committee Amendment "A" (H-276)** (12 members)

Minority - **Ought Not to Pass** (1 member)

In House, June 3, 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-276)**.

In Senate, June 4, 2015, on motion by Senator **EDGEComb** of Aroostook, the Minority **OUGHT NOT TO PASS** Report **READ** and **ACCEPTED**, in **NON-CONCURRENCE**.

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

On motion by Senator **EDGEComb** of Aroostook, the Senate **ADHERED**.

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**Non-Concurrent Matter**

SENATE REPORTS - from the Committee on **EDUCATION AND CULTURAL AFFAIRS** on Bill "An Act To Support School Nutrition"  
S.P. 460 L.D. 1285

Majority - **Ought to Pass as Amended by Committee Amendment "A" (S-196)** (7 members)

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

In Senate, June 8, 2015, on motion by Senator **LANGLEY** of Hancock, the Minority **OUGHT NOT TO PASS** Report **READ** and **ACCEPTED**.

Comes from the House, the Majority **OUGHT TO PASS AS AMENDED** Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-196)**, in **NON-CONCURRENCE**.

On motion by Senator **LANGLEY** of Hancock, the Senate **ADHERED**.

Sent down for concurrence.

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**Non-Concurrent Matter**

HOUSE REPORTS - from the Committee on **HEALTH AND HUMAN SERVICES** on Bill "An Act To Create Transparency with Regard to Large Employers in the State with Workforce Members Who Receive Public Benefits"  
H.P. 902 L.D. 1324

Majority - **Ought to Pass as Amended by Committee Amendment "A" (H-282)** (7 members)

Minority - **Ought Not to Pass** (5 members)

In House, June 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-282)**.

In Senate, June 8, 2015, on motion by Senator **BRAKEY** of Androscoggin, the Minority **OUGHT NOT TO PASS** Report **READ** and **ACCEPTED**, in **NON-CONCURRENCE**.

Comes from the House, that Body **INSISTED** and **ASKED FOR A COMMITTEE OF CONFERENCE**.

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

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**Non-Concurrent Matter**

SENATE REPORTS - from the Committee on **LABOR, COMMERCE, RESEARCH AND ECONOMIC DEVELOPMENT** on Bill "An Act To Encourage Greater Efficiency in the Unemployment Insurance System"  
S.P. 503 L.D. 1371  
(C "A" S-189)

Majority - **Ought Not to Pass** (7 members)

Minority - **Ought to Pass as Amended by Committee Amendment "A" (S-189)** (6 members)

In Senate, June 5, 2015, on motion by Senator **VOLK** of Cumberland, the Minority **OUGHT TO PASS AS AMENDED** Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-189)**.

Comes from the House, the Majority **WOULD NOT TO PASS** Report **READ** and **ACCEPTED**, in **NON-CONCURRENCE**.

On motion by Senator **VOLK** of Cumberland, the Senate **INSISTED** and **ASKED FOR A COMMITTEE OF CONFERENCE**.

Sent down for concurrence.

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**Joint Resolutions**

The following Joint Resolution:

H.P. 987

**JOINT RESOLUTION  
TO RECOGNIZE THE 50TH ANNIVERSARY  
OF THE MAINE STATE ARCHIVES**

WHEREAS, the 102nd Maine Legislature officially established the Maine State Archives in 1965 with Public Law 1965, chapter 441; and

WHEREAS, the Maine State Archives for 50 years has attempted to meet its dual responsibilities of preserving Maine's permanently valuable documents and providing access to those archival holdings to the general public, genealogists and historical researchers; and

WHEREAS, the Maine State Archives has also served as Maine's record-keeper in housing and providing access to Maine's nonpermanent documents; and

WHEREAS, the Maine State Archives has provided leadership and training across the State for municipal and county entities in the areas of records management, disaster recovery and best archival practices; and

WHEREAS, the Maine State Archives has been a strong participant in regional and national organizations, advocating for the value of the role of preserving and providing access to government records throughout the states and country; now, therefore, be it

RESOLVED: That We, the Members of the One Hundred and Twenty-seventh Legislature now assembled in the First Regular Session, pause in our deliberations to recognize the Maine State Archives on the occasion of its 50th anniversary of existence and extend congratulations and appreciation to the Maine State Archives on its achievements and its continuing commitment to the State of Maine and its people, and proclaim June 8, 2015 as Maine State Archives Day; and be it further

RESOLVED: That suitable copies of this resolution, duly authenticated by the Secretary of State, be transmitted to the Maine State Archives.

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

**READ** and **ADOPTED**, in concurrence.

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Joint Resolution in Memoriam:

WHEREAS, the Legislature has learned with deep regret of the death of:

Wayne Hollingworth, of Freeport, a veteran of the United States Army and prominent citizen. Mr. Hollingworth was born in Providence, Rhode Island. He attended the University of Rhode Island and was stationed in Germany during his service in the Army. Mr. Hollingworth was a member of the Maine State Employees Association. He served as a union steward and rose to become president of the union. Tasked with representing workers in tough negotiations, he worked on a first-name basis with many Maine legislators and governors. He was a strong advocate in all levels of democracy, and served as chair of the Freeport Democratic Committee and on the Maine State Democratic Committee. He was engaged in Freeport town politics and often spoke at public meetings. He also proudly supported the environmental work of the Maine Clammers Association, served as a counselor in the Aspire Program in Lewiston and fought for the protection of battered women and children. Mr. Hollingworth was a member of the Durham Quaker Meeting House. A lover of folk music, he performed at the Freeport Community Center and sang as a local hospital volunteer. Mr. Hollingworth will be long remembered and sadly missed by his family, his friends and the members of his community;

HLS 350

Comes from the House **READ** and **ADOPTED**.

**READ.**

**THE PRESIDENT PRO TEMPORE:** The Chair recognizes the Senator from Cumberland, Senator Haskell.

Senator **HASKELL:** Thank you very much, Mr. President. Ladies and gentlemen of the Senate, I apologize for being tardy in my comments, but I wanted today to just briefly recognize Mr. Hollingworth. He was a familiar face around this building. He was a familiar face around so many issues that matter to the people of the state of Maine. He was tireless in his efforts. He never abandoned what his values were. He was a clear speaker. There was never any question on where he stood on an issue, on a bill, on a matter when it comes to workers here in the state of Maine. He stood up for them over and over and over again. It was a pleasure to work with him. He was a gentleman. He was not brash but he was certainly straightforward about his values and his support of folks who were working people here in the state of Maine. Thank you.

**THE PRESIDENT PRO TEMPORE:** The Chair recognizes the Senator from Oxford, Senator Patrick.

Senator **PATRICK:** Thank you, Mr. President. Ladies and gentlemen of the Senate, colleagues and friends, I, too, will stand up to say a few words about Wayne Hollingworth. Wayne and I shared a lot of commonalities. We were both Union Stewards. We both rose to become Union Presidents. Wayne was on a lot of tough negotiations as a member of the Maine State Employees' Association. The thing that I liked about Wayne is no matter where I went throughout the state with labor venues Wayne was always there, offering encouragement and offering thanks for things that I may have done on behalf of working men

and women. I know he always respectfully gave his opinion to legislators in a manner that deserved a lot of credit. He was a wonderful man. He brought his values to the forefront and I'm really honored and blessed to say that he was my friend and brother and he will be deeply missed. Thank you, Mr. President.

**THE PRESIDENT PRO TEMPORE:** The Chair recognizes the Senator from Cumberland, Senator Gerzofsky.

Senator **GERZOFSKY:** Thank you, Mr. President. Ladies and gentlemen of the Senate, I stand today to honor Wayne Hollingworth. He was a great friend, a terrific mentor. We served together, not only on State Committee, Democratic Party, but we served together on local committees. Together we worked very closely. Wayne was the biggest lover of the State House. He loved the work that we did. He loved democracy. He loved getting up and speaking at every event. If you want to talk about a loud billowing voice, he was a dinosaur. He could get up there and when he lead our conventions or when he lead any event I was at and singing labor songs, you could always hear his voice ringing out. Wayne was a unique individual. Very unique. You can read in today's calendar some of the things he was involved in, but his involvement meant total involvement. He didn't just pick at the edges of the issues. He got in the middle of the issues. He could bring that voice of his and where some people think I used to talk loud, he really talked loud. That's about the loudest I've spoken all this year so far, but in honor of Wayne I would always speak loud. Everybody should hear what a great man he was and he was Mister Labor, he was Mister Democrat, he was the champion of all those causes in all the communities that I represent, certainly. In Freeport, he's an icon. In his beloved Town of Freeport, being able to see the Maine Lobster Association, see the clammers out on the flats, gave him so much joy and knowing that we all played a role in making those jobs available and that resource available, Wayne was absolutely a monument to trying to keep people working in the state of Maine. He was absolutely a champion of our natural resource based Freeport economy. I can't get up and say enough nice things about him. We might be at a Democratic State Committee, and anybody in this room that's ever been at either a Democrat or Republican State Committee meeting, we all know that watching paint dry could be more exciting, but if I had Wayne there I knew they were going to light 'er up and let 'er rip. In honor of Wayne, and knowing very well that wherever he is right now, he's organizing something. Thank you very much, Mr. President, for allowing me to speak in my friend, Wayne Hollingworth's stead.

**ADOPTED**, in concurrence.

## COMMUNICATIONS

The Following Communication: S.C. 410

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

June 5, 2015

The Honorable Michael D. Thibodeau  
President of the Senate of Maine  
127th Maine State Legislature  
State House  
Augusta, Maine 04333-0003

Dear Mr. President:

In accordance with 3 M.R.S.A., Section 157, and with Joint Rule 505 of the Maine Legislature, the Joint Standing Committee on Energy, Utilities and Technology has had under consideration the nomination of Robert Bruce Williamson of Knoxville, TN for appointment to the Public Utilities Commission.

After public hearing and discussion on this nomination, the Committee proceeded to vote on the motion to recommend to the Senate that this nomination be confirmed. The Committee Clerk called the roll with the following result:

YEAS	Senators	2	Woodsome of York, Mason of Androscoggin
	Representatives	9	Dion of Portland, Babbidge of Kennebunk, Beavers of South Berwick, DeChant of Bath, Dunphy of Embden, Grohman of Biddeford, Higgins of Dover-Foxcroft, O'Connor of Berwick, Wadsworth of Hiram
NAYS	Senators	1	Hill of York
	Representatives	1	Rykerson of Kittery
ABSENT		0	

Eleven members of the Committee having voted in the affirmative and two in the negative, it was the vote of the Committee that the nomination of Robert Bruce Williamson of Knoxville, TN for appointment to the Public Utilities Commission be confirmed.

Signed,

S/David Woodsome  
Senate Chair

S/Mark N. Dion  
House Chair

**READ and ORDERED PLACED ON FILE.**

**THE PRESIDENT PRO TEMPORE:** The Chair recognizes the Senator from York, Senator Woodsome.

Senator **WOODSOME:** Thank you, Mr. President. Fellow members of the Senate, I rise today in support of the nomination of Robert Bruce Williamson. Mr. Williamson was nominated for appointment to the Public Utilities Commission and he comes from Tennessee. He received an extremely strong recommendation from the Energy, Utilities and Technology Committee. He faced a thorough cross-examination, I might say even a grilling, at his confirmation hearing and, by all standards, he performed well. I'm very satisfied with the nominee's qualifications, abilities, integrity, and ethical standards and I

recommend strongly that the Senate support Mr. Williamson's nomination.

The President Pro Tempore laid before the Senate the following: "Shall the recommendation of the Committee on **ENERGY, UTILITIES AND TECHNOLOGY** be overridden?"

In accordance with 3 M.R.S.A., Chapter 6, Section 158, and with Joint Rule 506 of the 127<sup>th</sup> Legislature, the vote was taken by the Yeas and Nays.

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

**ROLL CALL (#162)**

YEAS: Senators: ALFOND, BREEN, GERZOFKY, GRATWICK, HILL, JOHNSON, MILLETT, MIRAMANT, PATRICK, VALENTINO

NAYS: Senators: BAKER, BRAKEY, BURNS, COLLINS, CUSHING, CYRWAY, DAVIS, DIAMOND, DILL, DUTREMBLE, EDGECOMB, HAMPER, HASKELL, KATZ, LANGLEY, LIBBY, MCCORMICK, ROSEN, SAVIELLO, THIBODEAU, VOLK, WHITTEMORE, WILLETTE, WOODSOME, THE PRESIDENT PRO TEMPORE - GARRETT P. MASON

10 Senators having voted in the affirmative and 25 Senators having voted in the negative, and 10 being less than two-thirds of the Membership present and voting, it was the vote of the Senate that the Committee's recommendation be **ACCEPTED** and the nomination of **Robert Bruce Williamson** of Knoxville, TN for appointment to the Public Utilities Commission was **CONFIRMED**.

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

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The Following Communication: S.C. 415

**TOWN OF EAST MILLINOCKET  
53 MAIN STREET  
EAST MILLINOCKET, ME 04430-1199**

June 3, 2015

Honorable Heather J.R. Priest  
Secretary of the Senate  
3 State House Station  
Augusta, Maine 04333

**RE: LD 281, Resolve, To Modify the State Valuation of the Town of Madison To Reflect the Loss in Valuation of the Madison Paper Company and To Modify the State Valuation of the Town of Skowhegan To Reflect the Loss in Valuation of the S.D. Warren Company**

Dear Hon. Ms. Priest:

Attached is an attested town resolution in support of LD 281, as it was amended by the committee's majority report (*Resolve, To Modify the State Valuation of the Town of Madison To Reflect the Loss in Valuation of the Madison Paper Company, To Modify the State Valuation of the Town of Skowhegan To Reflect the Loss in Valuation of the S.D. Warren Company, To Modify the State Valuation of the Town of East Millinocket to Reflect the Loss in Valuation of Great Northern Paper, and To Modify the State Valuation of the Town of Jay to Reflect the loss in Valuation of Verso Paper Company*). On behalf of the Town of East Millinocket, I request that this resolution be posted on the Senate Calendar. I sincerely appreciate your consideration of this request.

Sincerely

S/Angela L. Cote  
Administrative Assistant, East Millinocket

**RESOLUTION OF THE  
TOWN OF EAST MILLINOCKET SELECTMEN**

It is hereby resolved that the Town of East Millinocket supports legislation to modify the revenue sharing and general purpose aid for education formulas to protect the Town of East Millinocket from the severe reduction of these funds resulting from the reduced valuation of the Great Northern Paper Mill.

Given under our hands at East Millinocket, Maine this 2<sup>nd</sup> day of June, 2015.

East Millinocket Board of Selectmen

S/Mark C. Scally, Chairman  
S/Clint Linscott  
S/Gary MacLeod  
S/Mark Marston  
S/Kelley Michaud

A True Copy Attest: S/Erica M. Ingalls

**READ and ORDERED PLACED ON FILE.**

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The Following Communication: S.C. 416

**TOWN OF JAY  
340 MAIN STREET  
JAY, MAINE 04239-1697**

June 3, 2015

Honorable Heather J.R. Priest  
Secretary of the Senate  
3 State House Station  
Augusta, Maine 04333

**RE: LD 281, Resolve, To Modify the State Valuation of the Town of Madison To Reflect the Loss in Valuation of the Madison Paper Company and To Modify the State Valuation of the Town of Skowhegan To Reflect the Loss in Valuation of the S.D. Warren Company**

Dear Hon. Ms. Priest:

Attached is an attested town resolution in support of LD 281, as it was amended by the committee's majority report (*Resolve, To Modify the State Valuation of the Town of Madison To Reflect the Loss in Valuation of the Madison Paper Company, To Modify the State Valuation of the Town of Skowhegan To Reflect the Loss in Valuation of the S.D. Warren Company, To Modify the State Valuation of the Town of East Millinocket to Reflect the Loss in Valuation of Great Northern Paper, and To Modify the State Valuation of the Town of Jay to Reflect the loss in Valuation of Verso Paper Company*). On behalf of the Town of Jay, I request that this resolution be posted on the Senate Calendar. I sincerely appreciate your consideration of this request.

Sincerely

S/Shiloh LaFreniere  
Town Manager, Jay

**RESOLUTION OF THE TOWN OF JAY  
SELECT BOARD**

It is hereby resolved that the Town of Jay supports legislation to modify the revenue sharing and general purpose aid for education formulas to protect the Town of Jay from the severe reduction of these funds resulting from the reduced valuation of the Androscoggin Mill.

Given under our hands at Jay, Maine this 23<sup>rd</sup> day of February, 2015.

Select Board, Town of Jay

S/Stephen McCourt  
S/Pearl Cook  
S/Justin Merrill  
S/Tom Goding  
S/Timothy DeMillo

A True Copy Attest: S/Ronda Palmer

**READ and ORDERED PLACED ON FILE.**

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The Following Communication: S.C. 417

**TOWN OF MADISON  
26 WESTON AVE  
P.O. BOX 190  
MADISON, MAINE 04950-0190**

June 3, 2015

Honorable Heather J.R. Priest  
Secretary of the Senate  
3 State House Station  
Augusta, Maine 04333

**RE: LD 281, Resolve, To Modify the State Valuation of the Town of Madison To Reflect the Loss in Valuation of the Madison Paper Company and To Modify the State Valuation of the Town of Skowhegan To Reflect the Loss in Valuation of the S.D. Warren Company**

Dear Hon. Ms. Priest:

Attached is an attested town resolution in support of LD 281, as it was amended by the committee's majority report (*Resolve, To Modify the State Valuation of the Town of Madison To Reflect the Loss in Valuation of the Madison Paper Company, To Modify the State Valuation of the Town of Skowhegan To Reflect the Loss in Valuation of the S.D. Warren Company, To Modify the State Valuation of the Town of East Millinocket to Reflect the Loss in Valuation of Great Northern Paper, and To Modify the State Valuation of the Town of Jay to Reflect the loss in Valuation of Verso Paper Company*). On behalf of the Town of Madison, I request that this resolution be posted on the Senate Calendar. I sincerely appreciate your consideration of this request.

Sincerely

S/Tim Curtis  
Interim Town Manager, Madison

**RESOLUTION OF THE TOWN OF MADISON SELECT BOARD**

It is hereby resolved that the Town of Madison supports legislation (LD281)to modify the revenue sharing and general purpose aid for education formulas to protect the Town of Madison from the severe reduction of these funds resulting from the reduced valuation of the Madison Paper Industries (UPM Madison).

Given under our hands at Madison, Maine this 2<sup>nd</sup> day of June, 2015.

Madison Select Board

S/Albert Veneziano, Chair  
S/Jack Ducharme, Vice Chair  
S/Michael Edgerly  
S/Paul Fortin  
S/Cyprien Johnson

True Attested Copy: S/Kathy Estes, Town Clerk

**READ and ORDERED PLACED ON FILE.**

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The Following Communication: S.C. 418



**TOWN OF SKOWHEGAN  
TOWN MANAGER  
225 WATER STREET  
SKOWHEGAN, MAINE 04976**

The Following Communication: S.C. 411

**STATE OF MAINE  
ONE HUNDRED AND TWENTY-SEVENTH LEGISLATURE  
COMMITTEE ON INLAND FISHERIES AND WILDLIFE**

June 3, 2015

Honorable Heather J.R. Priest  
Secretary of the Senate  
3 State House Station  
Augusta, Maine 04333

**RE: LD 281, Resolve, To Modify the State Valuation of the Town of Madison To Reflect the Loss in Valuation of the Madison Paper Company and To Modify the State Valuation of the Town of Skowhegan To Reflect the Loss in Valuation of the S.D. Warren Company**

Dear Hon. Ms. Priest:

Attached is an attested town resolution in support of LD 281, as it was amended by the committee's majority report (*Resolve, To Modify the State Valuation of the Town of Madison To Reflect the Loss in Valuation of the Madison Paper Company, To Modify the State Valuation of the Town of Skowhegan To Reflect the Loss in Valuation of the S.D. Warren Company, To Modify the State Valuation of the Town of East Millinocket to Reflect the Loss in Valuation of Great Northern Paper, and To Modify the State Valuation of the Town of Jay to Reflect the loss in Valuation of Verso Paper Company*). On behalf of the Town of Skowhegan, I request that this resolution be posted on the Senate Calendar. I sincerely appreciate your consideration of this request.

Sincerely

S/Christine Almand  
Town Manager, Skowhegan

**RESOLVE OF THE TOWN OF SKOWHEGAN  
BOARD OF SELECTMEN**

It is hereby resolved that the Town of Skowhegan supports legislation to modify the revenue sharing and general purpose aid for education formulas to protect the Town of Skowhegan from the severe reduction of these funds resulting from the reduced valuation of the Sappi Paper Mill.

In testimony Whereof, we have hereunto set our hand and caused to be affixed the Great Seal of the Town of Skowhegan in the State of Maine this 1<sup>st</sup> day of June in the year of 2015.

S/Betty Austin, Vice Chairman  
S/Darla Pickett, Selectman  
S/Donald Skillings, Selectman  
S/Paul York, Selectman

A True Copy Attest: S/Gail R. Pelotte, Town Clerk

**READ and ORDERED PLACED ON FILE.**

June 4, 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 Inland Fisheries and Wildlife has voted unanimously to report the following bill(s) out "Ought Not to Pass":

L.D. 801      An Act To Ensure Safe and Humane Bear  
Hunting Practices

Rep. Dana of the Passamaquoddy Tribe opposed the Ought Not To Pass Report.

This is notification of the Committee's action.

Sincerely,

S/Sen. Paul T. Davis  
Senate Chair

S/Rep. Michael A. Shaw  
House Chair

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

The Following Communication: S.C. 412

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

June 4, 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 State and Local Government has voted unanimously to report the following bill(s) out "Ought Not to Pass":

L.D. 957 RESOLUTION, Proposing an Amendment to the Constitution of Maine To Provide for the Popular Election of the Attorney General, Secretary of State and Treasurer of State

L.D. 1012 RESOLUTION, Proposing an Amendment to the Constitution of Maine To Increase the Length of Terms of Senators

S.P. 499 JOINT RESOLUTION Making Application to the Congress of the United States Calling a Constitutional Convention to Propose An Amendment to the United States Constitution to Require a Balanced Federal Budget and Further Fiscal Restraints

The Following Communication: H.C. 190

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

June 8, 2015

The Honorable Heather J.R. Priest  
Secretary of the Senate  
127th Maine Legislature  
Augusta, Maine 04333

Dear Secretary Priest:

The House voted today to insist on its former action whereby it accepted the Minority Ought Not to Pass Report of the Committee on Taxation on Bill "An Act To Exempt Annuity Considerations from Tax" (S.P. 237) (L.D. 644)

The House voted today to insist on its former action whereby it accepted the Majority Ought Not to Pass Report of the Committee on Criminal Justice and Public Safety on Bill "An Act To Create a Civil Cause of Action for Intentional Interference with Business Operations" (S.P. 427) (L.D. 1200)

Sincerely,

S/Robert B. Hunt  
Clerk of the House

**READ and ORDERED PLACED ON FILE.**

This is notification of the Committee's action.

Sincerely,

S/Sen. Rodney L. Whittemore      S/Rep. Roland Danny Martin  
Senate Chair                              House Chair

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

The Following Communication: S.C. 413

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

June 8, 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 Taxation has voted unanimously to report the following bill(s) out "Ought Not to Pass":

L.D. 95 An Act To Provide Income Tax Relief

This is notification of the Committee's action.

Sincerely,

S/Sen. Earle L. McCormick      S/Rep. Adam A. Goode  
Senate Chair                              House Chair

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

The Following Communication: H.C. 192

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

June 8, 2015

The Honorable Heather J.R. Priest  
Secretary of the Senate  
127th Maine Legislature  
Augusta, Maine 04333

Dear Secretary Priest:

The House voted today to insist on its former action whereby it accepted the Majority Ought Not to Pass Report of the Committee on Health and Human Services on Bill "An Act To Repeal the Certificate of Need Requirement for Hospitals" (S.P. 264) (L.D. 734)

Sincerely,

S/Robert B. Hunt  
Clerk of the House

**READ and ORDERED PLACED ON FILE.**

The Following Communication: S.C. 419

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

8 June 2015

The 127<sup>th</sup> Legislature of the State of Maine  
State House  
Augusta, ME

Dear Honorable Members of the 127<sup>th</sup> 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 590 "An Act To Exempt a Fee for a Paper or Plastic Single-use Carry-out Bag from Tax."

When the City of Portland decided to impose a fee for single-use bags, they knew the state of the law in Maine and that the fee, as structured, would be subject to Maine's existing tax laws. Despite the fact that I submitted a comprehensive budget proposal to the Legislature in January, the Legislature has still not acted. The future of the sales tax, how much it will be and what it will cover are unanswered questions at this time.

Therefore, I do not believe it would be appropriate to support targeted exemptions on an isolated basis before the Legislature has acted comprehensively to address the future of the sales tax and reduce the oppressive burden that the Income Tax has placed on families and businesses in Maine. That is why the Maine people elected us and why I have vetoed this bill today.

As I have said in prior veto messages this session, now is not the time to grant targeted exemptions. Now is the time to address tax reform comprehensively in the State of Maine. I urge the Legislature to stop passing feel-good, limited exemptions that neglect their duty to help the people of Maine.

For these reasons, I return LD 590 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 Exempt a Fee for a Paper or Plastic Single-use Carry-out Bag from Tax (EMERGENCY)

S.P. 206 L.D. 590

The President Pro Tempore 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 (#163)**

YEAS: Senators: ALFOND, BAKER, BRAKEY, BREEN, BURNS, COLLINS, CUSHING, CYRWAY, DAVIS, DIAMOND, DILL, DUTREMBLE, EDGEComb, GERZOFsky, GRATWICK, HAMPER, HASKELL, HILL, JOHNSON, KATZ, LANGLEY, LIBBY, MCCORMICK, MILLETT, MIRAMANT, PATRICK, ROSEN, SAVIELLO, THIBODEAU, VALENTINO, VOLK, WHITTEMORE, WILLETTE, WOODSOME, THE PRESIDENT PRO TEMPORE - GARRETT P. MASON

NAYS: Senators: None

35 Senators having voted in the affirmative and no Senator having voted in the negative, and 35 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.

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

The Following Communication: S.C. 420

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

8 June 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 780, "Resolve, Authorizing the Director of the Bureau of Parks and Lands to Convey the Parcel of Land in Kittery Known as John Paul Jones Memorial Park to the Town of Kittery."

As promised, I am vetoing all bills sponsored by Democrats because they have stifled the voice of Maine citizens by preventing them from voting on the elimination of the income tax.

These legislators were elected to serve the people of Maine, but they choose to operate behind closed doors to advance their own partisan agendas. Rather than work with me to at least give the Maine people a chance to vote on lowering or eliminating the income tax, they closed the door. They defend the status quo and they cut the people out of the process.

I will not sit by and watch a handful of Democrats disenfranchise the people they were elected to represent. I want to ensure that each piece of legislation gets the widest possible representation in Augusta.

Therefore, any bills sponsored by Democrats must have at least a two-thirds vote and a roll call to get by me.

For this reason, I return LD 780 unsigned and vetoed.

Sincerely,

S/Paul R. LePage  
Governor

**READ and ORDERED PLACED ON FILE.**

The accompanying Resolve:

Resolve, Authorizing the Director of the Bureau of Parks and Lands To Convey the Parcel of Land in Kittery Known as John Paul Jones Memorial Park to the Town of Kittery  
S.P. 278 L.D. 780

The President Pro Tempore 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 (#164)**

YEAS: Senators: ALFOND, BAKER, BRAKEY, BREEN, BURNS, COLLINS, CUSHING, CYRWAY, DAVIS, DIAMOND, DILL, DUTREMBLE, EDGECOMB, GERZOFKY, GRATWICK, HAMPER, HASKELL, HILL, JOHNSON, KATZ, LANGLEY, LIBBY, MCCORMICK, MILLETT, MIRAMANT, PATRICK, ROSEN, SAVIELLO, THIBODEAU, VALENTINO, VOLK, WHITTEMORE, WILLETTE, WOODSOME, THE PRESIDENT PRO TEMPORE - GARRETT P. MASON

NAYS: Senators: None

35 Senators having voted in the affirmative and no Senator having voted in the negative, and 35 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.

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

The Following Communication: S.C. 421

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

8 June 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 935, "An Act Regarding Alcohol Manufacturing Licenses Issued to Research Facilities."

As promised, I am vetoing all bills sponsored by Democrats because they have stifled the voice of Maine citizens by preventing them from voting on the elimination of the income tax.

These legislators were elected to serve the people of Maine, but they choose to operate behind closed doors to advance their own partisan agendas. Rather than work with me to at least give the Maine people a chance to vote on lowering or eliminating the income tax, they closed the door. They defend the status quo and they cut the people out of the process.

I will not sit by and watch a handful of Democrats disenfranchise the people they were elected to represent. I want to ensure that each piece of legislation gets the widest possible representation in Augusta.

Therefore, any bills sponsored by Democrats must have at least a two-thirds vote and a roll call to get by me.

For this reason, I return LD 935 unsigned and vetoed.

Sincerely,

S/Paul R. LePage  
Governor

**READ and ORDERED PLACED ON FILE.**

The accompanying Bill:

An Act Regarding Alcohol Manufacturing Licenses Issued to Research Facilities

S.P. 326 L.D. 935

The President Pro Tempore 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 (#165)

YEAS: Senators: ALFOND, BAKER, BRAKEY, BREEN, COLLINS, CUSHING, DIAMOND, DILL, DUTREMBLE, EDGECOMB, GERZOFKY, GRATWICK, HAMPER, HASKELL, HILL, JOHNSON, KATZ, LANGLEY, LIBBY, MCCORMICK, MILLETT, MIRAMANT, PATRICK, ROSEN, SAVIELLO, THIBODEAU, VALENTINO, VOLK, WHITTEMORE, WILLETTE, WOODSOME, THEPRESIDENT PRO TEMPORE - GARRETT P. MASON

NAYS: Senators: BURNS, CYRWAY, DAVIS

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.

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

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

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#### REPORTS OF COMMITTEES

##### House

##### Ought to Pass

The Committee on **JUDICIARY** on Bill "An Act To Amend the Laws Relating to Corporations and Limited Partnerships"  
H.P. 971 L.D. 1425

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 **AGRICULTURE, CONSERVATION AND FORESTRY** on Bill "An Act To Promote Small Diversified Farms and Small Food Producers"

H.P. 644 L.D. 925

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-335)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-335)**.

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

**READ ONCE.**

Committee Amendment "A" (H-335) **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 **EDUCATION AND CULTURAL AFFAIRS** on Bill "An Act To Establish a Magnet School for Marine Science, Technology, Transportation and Engineering"

H.P. 873 L.D. 1277

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-314)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-314)**.

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

**READ ONCE.**

Committee Amendment "A" (H-314) **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 **ENERGY, UTILITIES AND TECHNOLOGY** on Bill "An Act To Promote Community Broadband Planning and Strengthen Economic Opportunity throughout Maine"  
H.P. 732 L.D. 1063

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-336)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-336)**.

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

**READ ONCE.**

Committee Amendment "A" (H-336) **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 **HEALTH AND HUMAN SERVICES** on Bill "An Act To Allow Children's Residential Care Facilities To Ensure the Safety of Their Residents"  
H.P. 309 L.D. 470

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-329)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-329)**.

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

**READ ONCE.**

Committee Amendment "A" (H-329) **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 **HEALTH AND HUMAN SERVICES** on Bill "An Act Regarding Patient Information Under the Maine Medical Use of Marijuana Act"  
H.P. 384 L.D. 560

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-330)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-330)**.

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

**READ ONCE.**

Committee Amendment "A" (H-330) **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 **HEALTH AND HUMAN SERVICES** on Bill "An Act To Permit Medical Marijuana Cultivation by Incapacitated Adults"  
H.P. 505 L.D. 752

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-331)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-331)**.

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

**READ ONCE.**

Committee Amendment "A" (H-331) **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 **HEALTH AND HUMAN SERVICES** on Bill "An Act To Further Define Duties for Persons Who Hold Powers of Attorney or Act as Agents for Residents of Long-term Care Facilities"  
H.P. 718 L.D. 1049

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-319)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-319)**.

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

**READ ONCE.**

Committee Amendment "A" (H-319) **READ** and **ADOPTED**, in concurrence.

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

The Committee on **HEALTH AND HUMAN SERVICES** on Bill "An Act To Fund a Training Partnership between Riverview Psychiatric Center and the University of Maine at Augusta"  
H.P. 959 L.D. 1412

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-332).**

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-332).**

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

**READ ONCE.**

Committee Amendment "A" (H-332) **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 Support Housing for Homeless Veterans"

H.P. 731 L.D. 1062

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-312).**

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-312).**

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

**READ ONCE.**

Committee Amendment "A" (H-312) **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 Encourage the Redevelopment of Upper Floors of Buildings in Downtowns and on Main Streets"

H.P. 930 L.D. 1372

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-311).**

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-311).**

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

**READ ONCE.**

Committee Amendment "A" (H-311) **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 **TAXATION** on Bill "An Act Regarding Payment under the Business Equipment Tax Reimbursement Program"

H.P. 197 L.D. 279

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-322).**

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-322).**

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

**READ ONCE.**

Committee Amendment "A" (H-322) **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 **TAXATION** on Bill "An Act To Adjust the Calculation of Municipal Education Contributions for Communities Faced with Sudden and Severe Property Tax Valuation Reductions" (EMERGENCY)

H.P. 374 L.D. 550

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-323).**

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-323).**

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

**READ ONCE.**

Committee Amendment "A" (H-323) **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 **AGRICULTURE, CONSERVATION AND FORESTRY** on Bill "An Act To Prohibit the Sale of Dogs and Cats in Pet Shops"

H.P. 229 L.D. 335

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-275).**

Signed:

Senators:

DILL of Penobscot  
SAVIELLO of Franklin

Representatives:

HICKMAN of Winthrop  
CHAPMAN of Brooksville  
DUNPHY of Old Town  
NOON of Sanford  
SAUCIER of Presque Isle

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

Signed:

Senator:

EDGECOMB of Aroostook

Representatives:

BLACK of Wilton  
EDGECOMB of Fort Fairfield  
KINNEY of Knox  
MAREAN of Hollis  
McELWEE of Caribou

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-275).**

Reports **READ.**

Senator **EDGECOMB** of Aroostook moved the Senate **ACCEPT** the Minority **OUGHT NOT TO PASS** Report, in **NON-CONCURRENCE.**

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

**THE PRESIDENT PRO TEMPORE:** The Chair recognizes the Senator from Penobscot, Senator Dill.

Senator **DILL:** Thank you, Mr. President. Ladies and gentlemen of the Senate, this bill is titled "An Act to Prohibit the Sale of Dogs and Cats in Pet Shops" and has been amended to read "Restriction of Sales in Pet Shops Unless They Come From a Public or Private Charitable, Non-Profit Animal Shelter, Humane Society, or Animal Rescue." The four, I believe it is, pet shops in the state that do sell cats and dogs are grandfathered as long as they are in operation as of June 1, 2015 and that any dogs and

cats that they do sell, as well as coming from a humane society or etcetera, come from a breeder holding a U.S.D.A. class A license. Basically, in summary, this grandfathered the pet shops that are already in existence and they must attest, in writing, the origin of the dog or cat to prevent these animals coming from the so-called puppy mills, which is what this is trying to address. Thank you, Mr. President.

**THE PRESIDENT PRO TEMPORE:** The Chair recognizes the Senator from Aroostook, Senator Edgcomb.

Senator **EDGECOMB:** Thank you, Mr. President. Ladies and gentlemen of the Senate, I have a paragraph that I want to read from Gary Anderson, who is a Professor of Animal and Bio Technology. He's a specialist at the University of Maine. He's a member of AWAC, which is the Animal Welfare Advisory Committee, for the State of Maine. They had a vote after considering this bill and their vote was 8-2 that it should not pass. His final paragraph, and, by the way, this is his personal information, he is not doing this as representative of AWAC. "L.D. 335 is not good public policy and neither are either of the two proposed amendments. During the public hearing in the AWAC meeting I did not hear any firsthand evidence of conditions at commercial kennels. I did not hear that the puppies or cats purchased from pet stores had more illnesses than the ones that were obtained from rescues, breeders, or other locations. I did not hear testimony that would convince me that there is a compelling need to ban the sale of dogs or cats at pet stores." Thank you.

**THE PRESIDENT PRO TEMPORE:** The Chair recognizes the Senator from Cumberland, Senator Gerzofsky.

Senator **GERZOFSKY:** Thank you, Mr. President. Ladies and gentlemen of the Senate, I stand up in opposition to the Ought Not to Pass Report. In a lifetime, literally a lifetime, of working at trying to eliminate the issue of cruelty to animals and also at trying to limit the scope and availability of some of these dogs that are literally coming out of puppy mills. This is their outlet for those dogs and cats that come out of these puppy mills with a lot of generic issues wrong with them, a lot of temperamental issues that have been created in them, bred into them, a lot of defects. You get a dog and you bring it home and within a couple of weeks it's part of your family and within a couple of weeks you love it to death and you start finding out all the generic problems that you just inherited. That's what puppy mills are about, backyard breeding is about. No rhyme or reason to the quality or the health or the temperament of the puppy that you're buying to bring home and make part of your family. We've been trying for years to try and dry up some of the sources. It's cost the State of Maine millions of dollars a year to deal with some of these issues. Literally, throughout the state, thousands of dollars a year just cleaning up some these messes that we're inheriting. This is a bill that can help us in so many ways to try and get rid of this influx of animals that are being bred without people really thinking about what they're doing and creating just the dollars that they are going to get. No responsible breeder would ever sell to a pet store. They don't do that. They don't have any control of where those animals are going and that is something that any responsible breeder wants to certainly make sure of, that they know where their puppies and their cats are going. I certainly oppose the Ought Not to Pass Report and would like to get on to



the next report that we can debate later today. Thank you very much, Mr. President.

**THE PRESIDENT PRO TEMPORE:** The Chair recognizes the Senator from Aroostook, Senator Edgecomb.

Senator **EDGECOMB:** Thank you, Mr. President. Ladies and gentlemen of the Senate, yesterday I spoke with the owner of the Black Shark Pet Store in Lewiston and he's only one of four pet stores that remain open, that were not forced to be closed by pickets and people protesting in front of stores. For 32 years he's purchased dogs from reliable sources and if he were to sell a dog that needed veterinary work or that sort of thing, and the people were not happy with them, he would be forced out of business. These four remaining pet store in the state of Maine are struggling to stay open because of the restrictions that we want to put on them. His dogs that he gets in have a microchip in them, they have the paperwork that's needed, and he keeps the dog in quarantine for two weeks before he releases it to any customer. In 32 years he has not had a single dog returned to him because the customer was unhappy. Please don't shut the remaining four stores down. Thank you.

**THE PRESIDENT PRO TEMPORE:** The Chair recognizes the Senator from Penobscot, Senator Dill.

Senator **DILL:** Thank you, Mr. President. Ladies and gentlemen of the Senate, sorry to rise a second time. As I stated, as long as these stores are in existence as of June 1, 2015, according to the bill, they are grandfathered. They will not be shut down. I do respect, certainly, Dr. Anderson. I worked very closely with Dr. Anderson at the University, the dairy specialist. He is a member of AWAC, which is, as stated, the Animal Welfare Advisory Committee. The unfortunate thing with that is our committee, the ACF Committee, sent the bill to them, asking them for some input on this. As the good Senator said, it came back to us overwhelmingly Ought Not to Pass. The unfortunate thing with that committee was that there were several vacancies on it and most of the vacancies that were on that committee were dog kennel owners and the like, the small animal. Unfortunately, the expertise at the moment that we were hoping to get from the AWAC was not there. I would just urge you to vote against the Ought Not to Pass. Thank you.

**THE PRESIDENT PRO TEMPORE:** The Chair recognizes the Senator from Cumberland, Senator Gerzofsky.

Senator **GERZOFSKY:** Thank you once again, Mr. President. Ladies and gentlemen of the Senate, I don't want there to be any confusion. Pet stores serve a great need in our communities, they really do, for birds, for fish, for lizards, and for all the supplies that we buy to bring home, but they don't do very well with animals that have emotions. I don't know about fish, I do know they're wet most of the time, and the emotional depth of a fish, but I do know a puppy, I do know a kitten. I do know those kinds of animals don't do well in the environment. Not only that, they come from breeders that really don't have the same commitment that a lot of our breeders do. Maine is very well known throughout the country as being a place where we breed some of the best dogs in the country. We have more AKC champions here in Maine, I think, than most any other state. We certainly have usually somebody winning the Westminster Kennel at one of

our levels. We have dedicated breeders in this state that really know what they're doing and pride themselves in that. We also have breeders in this state that don't. I want to say that the people in this state that don't are the ones that this bill is going to be able to affect. I think it's very important that we, in the Legislature, make that distinction between those that don't and those that do, Mr. President. I want to thank you very much for allowing me to speak about Molly and all our other good friends that we have at home with us. Thank you very much.

**THE PRESIDENT PRO TEMPORE:** The pending question before the Senate is the motion by the Senator from Aroostook, Senator Edgecomb to Accept the Minority Ought Not to Pass Report, in Non-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 (#166)

**YEAS:** Senators: BURNS, COLLINS, CUSHING, DAVIS, EDGECOMB, HAMPER, KATZ, LANGLEY, MCCORMICK, VOLK, WHITTEMORE, WILLETTE, WOODSOME

**NAYS:** Senators: ALFOND, BAKER, BRAKEY, BREEN, CYRWAY, DIAMOND, DILL, DUTREMBLE, GERZOFSKY, GRATWICK, HASKELL, HILL, JOHNSON, LIBBY, MILLETT, MIRAMANT, PATRICK, ROSEN, SAVIELLO, VALENTINO, THE PRESIDENT PRO TEMPORE - GARRETT P. MASON

**ABSENT:** Senator: THIBODEAU

13 Senators having voted in the affirmative and 21 Senators having voted in the negative, with 1 Senator being absent, the motion by Senator **EDGECOMB** of Aroostook to **ACCEPT** the Minority **OUGHT NOT TO PASS** Report, in **NON-CONCURRENCE, FAILED**.

The Majority **OUGHT TO PASS AS AMENDED** Report **ACCEPTED**, in concurrence.

**READ ONCE.**

Committee Amendment "A" (H-275) **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 **EDUCATION AND CULTURAL AFFAIRS** on Bill "An Act To Amend Provisions Regarding the Appointment of Members of the Maine Charter School Commission"

H.P. 360 L.D. 536

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-316)**.

Signed:

Senator:

MILLETT of Cumberland

Representatives:

KORNFELD of Bangor  
DAUGHTRY of Brunswick  
FARNSWORTH of Portland  
HUBBELL of Bar Harbor  
PIERCE of Falmouth  
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:

MAKER of Calais  
McCLELLAN of Raymond  
POULIOT of Augusta  
STEARNS of Guilford

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-316)**.

Reports **READ**.

Senator **LANGLEY** of Hancock moved the Senate **ACCEPT** the Minority **OUGHT NOT TO PASS** Report, in **NON-CONCURRENCE**.

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

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

Senator **MILLETT**: Thank you, Mr. President. Ladies and gentlemen of the Senate, I rise in opposition to the motion before us. I believe that this bill is important and necessary. As written, it requires that four members of the Maine Charter School Commission who are not already Board of Education members be reviewed by the Education Committee and confirmed by the Senate. This is standard protocol for other boards and

commissions in public education, including the State Board of Education, the Board of Trustees for the Community College and University of Maine System, Maine Maritime, Baxter School for the Deaf, and the Maine School of Science and Mathematics. It also applies to other quasi-governmental bodies in this state, including Board of Directors of Dirigo Health, Board of Environmental Protection, Board of Efficiency Maine Trust, Board of Pesticides Control, Civil Service Appeals Board, the Commission on Governmental Ethics and Election Practices, Finance Authority of Maine, the Gambling Control Board, the Harness Racing Commission, Interagency Review Panel, Land for Maine's Future Board, and I could go on. There are many. The appointment process was discussed when the Charter School Law was being put together and approved by the Education Committee in 2011. A standard protocol, however, was not included in the law and this is an opportunity to correct that oversight. Given that the commission is tasked with oversight at a current amount of \$12.5 million of State funds, it is logical and appropriate that the Legislature, itself, has oversight of the commission, as it does with 43 other boards and commissions. I urge everyone to vote in opposition to the motion before us.

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

Senator **LANGLEY**: Thank you, Mr. President. I rise to support the motion that's on the Floor. While there are many boards and commissions that follow those guidelines that the good Senator from Cumberland has suggested, there are others that do it a little bit differently, so it is not precedent setting. The State Board of Education oversees the Charter Commission and they have four members on that. They seek applications from knowledgeable people who would add great benefit to the process. Those folks go through a lengthy interview process. They come in front of the Education and Cultural Affairs Committee. We interview them and then we send a letter back to the State Board of Education with their strengths and their weaknesses and our opinions on their nominations. We've just recently done that. I believe that it's very thorough and works and so I see no real reason to then bring up another piece of this to come up in front of the Senate for another confirmation of that. I would ask you to support the Ought Not to Pass Report. Thank you very much.

**THE PRESIDENT PRO TEMPORE:** The pending question before the Senate is the motion by the Senator from Hancock, Senator Langley to Accept the Minority Ought Not to Pass Report, in Non-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 (#167)

YEAS: Senators: BAKER, BRAKEY, BURNS, COLLINS, CUSHING, CYRWAY, DAVIS, EDGEComb, HAMPER, KATZ, LANGLEY, MCCORMICK, ROSEN, SAVIELLO, VOLK, WHITEMORE, WILLETTE, WOODSOME, THE PRESIDENT PRO TEMPORE - GARRETT P. MASON

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

ABSENT: Senator: THIBODEAU

19 Senators having voted in the affirmative and 15 Senators having voted in the negative, with 1 Senator being absent, the motion by Senator **LANGLEY** of Hancock to **ACCEPT** the Minority **OUGHT NOT TO PASS** Report, in **NON-CONCURRENCE, PREVAILED**.

Sent down for concurrence.

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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 Regarding Educational Standards for Maine Students"

H.P. 946 L.D. 1396

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  
PIERCE of Falmouth  
POULIOT of Augusta  
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" (H-315)**.

Signed:

Representative:  
McCLELLAN of Raymond

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

Reports **READ**.

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

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#### Divided Report

The Majority of the Committee on **INLAND FISHERIES AND WILDLIFE** on Resolve, Establishing the Commission To Study the Needs, Opportunities and Efficiency Associated with the Production of Salmonid Sport Fish in Maine

H.P. 762 L.D. 1102

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

Signed:

Senators:  
DAVIS of Piscataquis  
CYRWAY of Kennebec  
DUTREMBLE of York

Representatives:  
SHAW of Standish  
ALLEY of Beals  
COREY of Windham  
HILLIARD of Belgrade  
LYFORD of Eddington  
MARTIN of Sinclair  
SHORT of Pittsfield  
WOOD of Greene

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

Signed:

Representatives:  
CRAFTS of Lisbon  
REED of Carmel

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

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

Reports **READ**.

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

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#### Divided Report

The Majority of the Committee on **INLAND FISHERIES AND WILDLIFE** on Bill "An Act To Limit the Use of Ropes and Buoys in Swim Areas in Great Ponds"

H.P. 843 L.D. 1225

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-307)**.

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  
SHORT of Pittsfield

The Minority of the same Committee on the same subject reported that the same **Ought To Pass as Amended by Committee Amendment "B" (H-308)**.

Signed:

Representative:

WOOD of Greene

(Representative DANA of the Passamaquoddy Tribe - of the House - supports the Majority **Ought To Pass as Amended by Committee Amendment "A" (H-307)** Report.)

Comes from the House with the Majority **OUGHT TO PASS AS AMENDED BY COMMITTEE AMENDMENT "A" (H-307)** Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-307)**.

Reports **READ**.

On motion by Senator **DAVIS** of Piscataquis, the Majority **OUGHT TO PASS AS AMENDED BY COMMITTEE AMENDMENT "A" (H-307)** Report **ACCEPTED**, in concurrence.

**READ ONCE**.

Committee Amendment "A" (H-307) **READ** and **ADOPTED**, in concurrence.

Under suspension of the Rules, **READ A SECOND TIME** and **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-307)**, 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 Enact the Toxic Chemicals in the Workplace Act"  
H.P. 799 L.D. 1165

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-328)**.

Signed:

Senator:

PATRICK of Oxford

Representatives:

HERBIG of Belfast  
BATES of Westbrook  
CAMPBELL of Newfield  
FECTEAU of Biddeford  
GILBERT of Jay  
MASTRACCIO of Sanford

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

Signed:

Senators:

VOLK of Cumberland  
CUSHING of Penobscot

Representatives:

AUSTIN of Gray  
LOCKMAN of Amherst  
STETKIS of Canaan  
WARD of Dedham

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-328)**.

Reports **READ**.

Senator **VOLK** of Cumberland moved the Senate **ACCEPT** the Minority **OUGHT NOT TO PASS** Report, in **NON-CONCURRENCE**.

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

**THE PRESIDENT PRO TEMPORE:** The Chair recognizes the Senator from Oxford, Senator Patrick.

Senator **PATRICK:** Thank you very much, Mr. President. Ladies and gentlemen of the Senate, colleagues and friends, this bill enacts the Toxic Chemicals in the Workplace Act to create a statutory and regulatory framework designed to prevent harm to employees by reducing exposure to highly toxic chemicals in the workplace and thereby decrease the rates of cancer and other chronic diseases in the state, improve workplace chemical management and safety, and ensure safer workplaces and

healthier communities. The sponsor of the bill, Representative Goode, basically wrote that the new research has shown that women who work with PVC plastics are likely to be exposed to phthalates and are likely to have a higher than normal risk of breast cancer. We know that exposure to phthalates can cause hormone system disruptions that can result in cancerous tumors, birth defects, and other developmental disorders. This bill is looking to try to find safer alternatives and implement the safer alternatives if they are available and if they are cost effective. I think this is a good idea. There are thousands upon thousands of chemicals that are being designed as we go through time and more and more are being brought on the market all the time and if there is a chance that we can find a safer, cost effective alternative I think we should do that. Thank you, Mr. President.

**THE PRESIDENT PRO TEMPORE:** The Chair recognizes the Senator from Cumberland, Senator Volk.

Senator **VOLK:** Thank you, Mr. President. Ladies and gentlemen of the Senate, I rise in support of my motion and in opposition to this bill. L.D. 1165 is very duplicative. Both OSHA and the State Department of Labor have all sorts of regulations already in place. Additionally, one of the things that really sort of interested me is learning about and hearing directly from employers who said that it's already extremely expensive for them to have to use toxic chemicals in the workplace. Not only is there a loyalty to their employees and a desire to protect their employees' health and wellbeing, but there is also the financial desire to avoid potential liability for having their employees exposed and suffer any sort of health complications as a result of their work. There is that incentive and then, additionally, it's very expensive insurance-wise and in many other ways for them to use toxic chemicals. There's that additional financial incentive and we know that businesses, particularly in our current environment, are always looking at the bottom line. They are always looking at ways to save money and using toxic chemicals is expensive for them already. Wherever possible they seek out alternatives that are safer and less expensive and sometimes more efficient. Given that, given the fact that Maine law already goes well beyond federal standards regarding chemical protection for our citizens, I believe this bill is not only unnecessary but also expensive. It has an \$800,000 fiscal note. Thank you.

**THE PRESIDENT PRO TEMPORE:** The Chair recognizes the Senator from Franklin, Senator Saviello.

Senator **SAVIELLO:** Thank you, Mr. President. Ladies and gentlemen of the Senate, I find this bill very interesting because, as it's been well stated, we already have this. I also find it interesting because, as many of you know, I believe in protecting employees, workers, personnel, and the public from chemical exposure. I expect to have, and will always continue to work for, meaningful laws that will do exactly that. In the 1980s there were some terrible accidents, and some of us may recall that were around at that time. There was the Bhopal incident in India and there was an incident in West Virginia which led us to a number of notification and information requirements at the federal level.

I can remember in the 1980s working at the Northern Forest Research Center as the manager. I was given the responsibility of obtaining all the MHDS sheets, those are the material handling data sheets that talk all about the chemicals and what's in them, for our facility and I had two major responsibilities under that

gathering of information. One, to notify the public, to notify the community around us on a quarterly basis that we, in fact, had these materials stored at our facility and number two, to educate my employees, to make sure that if they used that material they had the proper protective equipment, and, if there was a better alternative out there, for us to go and find that.

In 1991 I moved my responsibilities to become the Environmental Manager at a paper mill in Jay. There, at that time, we started a fledgling program to review all chemicals coming into the facility. We, one, looked at it for safety; two, make sure if the material was going to be used that, again, the proper protective equipment was provided; three, if there were exposure concerns that we found out that they were addressed properly; four, that they were properly going to be managed if they became in the waste stream; and five, was there an alternative that we could use. We created a special form that we looked at all these particular precautions that I've described. We looked at alternatives and we looked at waste management. In fact, I had the responsibility, and actually did, reject certain chemicals. At some times they were the only ones that were available, as described previously, that there might be others in the pipeline, but I made sure the material was used safely until we got those alternatives. If we approved a chemical coming into the facility we notified the community, we put the MSDS sheet on a mill-wide computer system, and told the employees and continued to educate them about that.

In the early 1990s this Legislature, prior to us getting here, or at least me getting here, passed something called the TCR Bill, the Toxic Chemical Reduction Act. There were three parts to that; hazardous waste reduction, chemical release reduction, and chemicals used reduction. We set goals, or the Legislature then set goals, for the various businesses and so-forth to make goals of 10%, 20%, and 30% reductions over time. The law worked and, in fact, early in my career here there was an attempt to modify those laws again, which we did and we actually celebrated our successes. We decided at that time, in reviewing that, that if anybody had a program similar to the one I described they would be considered meeting both the present law, the one that I described, and any future laws. I know that there are many mills here on the Androscoggin River, and other places, that have a similar program, have been certified in that program, to ensure that their employees have the adequate information on any chemicals used in their facility. I see no need to repeat this, no need for this bill. As long as the system is working and it's not broken, there is no need for us to change it. Thank you very much, Mr. President.

**THE PRESIDENT PRO TEMPORE:** The Chair recognizes the Senator from Oxford, Senator Patrick.

Senator **PATRICK:** Thank you, Mr. President. Ladies and gentlemen of the Senate, colleagues and friends, I just want to read just a little bit of a testimony from Emma Halas-O'Connor from Prevent Harm. Basically, she was stating that the current law does not specifically address the unique chronic exposure to chemicals that are part of the manufacturing or building process. "Back in 2007 a group of people opted to have their own bodies tested for toxic chemicals. One of the participants who found elevated levels of many different toxic chemicals was Republican Legislator Dana Dow who suspected that his own exposure came from his furniture making business. I remember Representative Dow saying that the turning point that committed him to working

towards stronger chemical safety in Maine was the realization that the chemicals detected in his own body were also probably in the bodies of the employees working in his shops. L.D. 1165 uses sound science and a reasonable approach to identify toxic chemicals in the workplace and bring together groups of stakeholders to identify opportunities to use safer substitutes when they are available and affordable. I strongly urge the committee to vote Ought to Pass on L.D. 1165."

I worked, as the good Senator from Franklin County, in a paper mill. I am happy that it is their job and their commonsense to try to mitigate toxic chemicals, but even knowing that and looking at all the MSDS sheets in the world is not going to protect me from toxic chemicals and if there is a possibility that a group can work together to get rid of these toxic chemicals that's cost effective, and that there are chemicals available that the committee can come up with, I see no problem with it because if I can prevent one person from getting breast cancer or any type of cancer I see no harm as long as we make available that there is an alternative chemical and that it is cost effective for the company. If it is not cost effective they are not going to. I would still urge you to vote against the Ought Not to Pass motion. Thank you, Mr. President.

**THE PRESIDENT PRO TEMPORE:** The Chair recognizes the Senator from Franklin, Senator Saviello.

Senator **SAVIELLO:** Thank you, Mr. President. I just want to respond to a few things. First of all, again, the MSDS sheet does provide that information and I would hope that Mr. Dow at least had taken the opportunity to gather those. Sometimes it's small businesses that don't take the time to get that information that they are required to by federal law. I certainly hope my good friend, the Senator across the way, will help me stimulate Washington, because one of the biggest issues we have on this particular chemical issue is a bill called TSCA, which is the Toxic Substance Control Act, and that has not been revived or recertified since 1975. There is a bill down there that we can both support together and I would ask you to sign the letter with me asking them to pass that bill which will resolve a lot of these issues. Thank you very much, Mr. President.

The Chair noted the absence of the Senator from Aroostook, Senator **EDGECOMB**, and the Senator from Waldo, Senator **THIBODEAU**, and further excused the same Senators from today's Roll Call votes.

**THE PRESIDENT PRO TEMPORE:** The pending question before the Senate is the motion by the Senator from Cumberland, Senator Volk to Accept the Minority Ought Not to Pass Report, in Non-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 (#168)

**YEAS:** Senators: BAKER, BRAKEY, BURNS, COLLINS, CUSHING, CYRWAY, DAVIS, HAMPER, KATZ, LANGLEY, MCCORMICK, ROSEN, SAVIELLO, VOLK, WHITTEMORE, WILLETTE, WOODSOME, THE PRESIDENT PRO TEMPORE - GARRETT P. MASON

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

**EXCUSED:** Senators: EDGECOMB, THIBODEAU

18 Senators having voted in the affirmative and 15 Senators having voted in the negative, with 2 Senators being excused, the motion by Senator **VOLK** of Cumberland to **ACCEPT** the Minority **OUGHT NOT TO PASS** Report, in **NON-CONCURRENCE**, **PREVAILED**.

Sent down for concurrence.

## Divided Report

The Majority of the Committee on **LABOR, COMMERCE, RESEARCH AND ECONOMIC DEVELOPMENT** on Bill "An Act To Provide Rule-making Powers and Increased Authority over Dental Hygienists to the Subcommittee on Dental Hygienists" H.P. 829 L.D. 1211

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 as Amended by Committee Amendment "A" (H-313)**.

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 **TAXATION** on Bill "An Act To  
Base the Excise Tax Imposed on the Purchase of a Motor Vehicle  
on the Price Paid"

H.P. 77 L.D. 94

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

Signed:

Senators:

McCORMICK of Kennebec  
LIBBY of Androscoggin

Representatives:

GOODE of Bangor  
MOONEN of Portland  
STANLEY of Medway  
SUKEFORTH of Appleton  
TEPLER of Topsham

The Minority of the same Committee on the same subject  
reported that the same **Ought To Pass as Amended by**  
**Committee Amendment "A" (H-327)**.

Signed:

Senator:

DAVIS of Piscataquis

Representatives:

BICKFORD of Auburn  
CHACE of Durham  
SEAVEY of Kennebunkport  
SKOLFIELD of Weld

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

Reports **READ**.

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

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**Divided Report**

The Majority of the Committee on **TAXATION** on Bill "An Act To  
Lower the Individual Income Tax Incrementally to Zero"  
H.P. 275 L.D. 409

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  
MOONEN of Portland  
RUSSELL of Portland  
SEAVEY of Kennebunkport  
STANLEY of Medway  
SUKEFORTH of Appleton  
TEPLER of Topsham

The Minority of the same Committee on the same subject  
reported that the same **Ought To Pass as Amended by**  
**Committee Amendment "A" (H-212)**.

Signed:

Representative:

SKOLFIELD of Weld

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.

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**Divided Report**

The Majority of the Committee on **TAXATION** on Bill "An Act To  
Restore Revenue Sharing" (EMERGENCY)  
H.P. 677 L.D. 980

Reported that the same **Ought to Pass as Amended by**  
**Committee Amendment "A" (H-321)**.

Signed:

Senators:

DAVIS of Piscataquis  
LIBBY of Androscoggin

Representatives:

GOODE of Bangor  
MOONEN of Portland  
RUSSELL of Portland  
STANLEY of Medway  
TEPLER of Topsham

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

Signed:

Senator:

McCORMICK of Kennebec

Representatives:

BICKFORD of Auburn  
CHACE of Durham  
SEAVEY of Kennebunkport  
SKOLFIELD of Weld  
SUKEFORTH of Appleton

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-321)**.

Reports **READ**.

Senator **MCCORMICK** of Kennebec moved the Senate **ACCEPT** the Minority **OUGHT NOT TO PASS** Report, in **NON-CONCURRENCE**.

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

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

**ROLL CALL (#169)**

YEAS: Senators: BAKER, BRAKEY, BURNS, CUSHING, CYRWAY, HAMPER, KATZ, LANGLEY, MCCORMICK, ROSEN, VOLK, WHITTEMORE, WILLETTE, WOODSOME, THE PRESIDENT PRO TEMPORE - GARRETT P. MASON

NAYS: Senators: ALFOND, BREEN, COLLINS, DAVIS, DIAMOND, DILL, DUTREMBLE, GERZOFKY, GRATWICK, HASKELL, HILL, JOHNSON, LIBBY, MILLETT, MIRAMANT, PATRICK, SAVIELLO, VALENTINO

EXCUSED: Senators: EDGECOMB, THIBODEAU

15 Senators having voted in the affirmative and 18 Senators having voted in the negative, with 2 Senators being excused, the motion by Senator **MCCORMICK** of Kennebec to **ACCEPT** the Minority **OUGHT NOT TO PASS** Report, in **NON-CONCURRENCE**, **FAILED**.

The Majority **OUGHT TO PASS AS AMENDED** Report **ACCEPTED**, in concurrence.

**READ ONCE**.

Committee Amendment "A" (H-321) **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 **TAXATION** on RESOLUTION, Proposing an Amendment to the Constitution of Maine To Eliminate the Income Tax

H.P. 928 L.D. 1367

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

Signed:

Senator:

LIBBY of Androscoggin

Representatives:

GOODE of Bangor  
MOONEN of Portland  
RUSSELL of Portland  
STANLEY of Medway  
SUKEFORTH of Appleton  
TEPLER of Topsham

The Minority of the same Committee on the same subject reported that the same **Ought To Pass as Amended by Committee Amendment "A" (H-324)**.

Signed:

Senators:

McCORMICK of Kennebec  
DAVIS of Piscataquis

Representatives:

BICKFORD of Auburn  
CHACE of Durham  
SEAVEY of Kennebunkport  
SKOLFIELD of Weld

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

Reports **READ**.

Senator **MCCORMICK** of Kennebec moved the Senate **ACCEPT** the Minority **OUGHT TO PASS AS AMENDED BY COMMITTEE AMENDMENT "A" (H-324)** Report, in **NON-CONCURRENCE**.



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

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

**ROLL CALL (#170)**

YEAS: Senators: BAKER, BRAKEY, BURNS, COLLINS, CUSHING, CYRWAY, DAVIS, DILL, HAMPER, KATZ, LANGLEY, MCCORMICK, ROSEN, SAVIELLO, THIBODEAU, VOLK, WHITEMORE, WILLETTE, WOODSOME, THE PRESIDENT PRO TEMPORE - GARRETT P. MASON

NAYS: Senators: ALFOND, BREEN, DIAMOND, DUTREMBLE, GERZOFISKY, GRATWICK, HASKELL, HILL, JOHNSON, LIBBY, MILLETT, MIRAMANT, PATRICK, VALENTINO

EXCUSED: Senator: EDGECOMB

20 Senators having voted in the affirmative and 14 Senators having voted in the negative, with 1 Senator being excused, the motion by Senator **MCCORMICK** of Kennebec to **ACCEPT** the Minority **OUGHT TO PASS AS AMENDED BY COMMITTEE AMENDMENT "A" (H-324)** Report, in **NON-CONCURRENCE**, **PREVAILED**.

**READ ONCE.**

Committee Amendment "A" (H-324) **READ** and **ADOPTED**.

Under suspension of the Rules, **READ A SECOND TIME** and **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-324)**, in **NON-CONCURRENCE**.

Sent down for concurrence.

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**Divided Report**

Seven members of the Committee on **LABOR, COMMERCE, RESEARCH AND ECONOMIC DEVELOPMENT** on Bill "An Act To Increase the Minimum Wage to \$8.00 per Hour"  
H.P. 75 L.D. 92

Reported in Report "A" that the same **Ought to Pass as Amended by Committee Amendment "A" (H-317)**.

Signed:

Senator:  
PATRICK of Oxford

Representatives:  
HERBIG of Belfast  
BATES of Westbrook  
CAMPBELL of Newfield

FECTEAU of Biddeford  
GILBERT of Jay  
MASTRACCIO of Sanford

Three members of the same Committee on the same subject reported in Report "B" that the same **Ought to Pass as Amended by Committee Amendment "B" (H-318)**.

Signed:

Senators:  
VOLK of Cumberland  
CUSHING of Penobscot

Representative:  
WARD of Dedham

Three members of the same Committee on the same subject reported in Report "C" that the same **Ought Not to Pass**.

Signed:

Representatives:  
AUSTIN of Gray  
LOCKMAN of Amherst  
STETKIS of Canaan

Comes from the House with Report "A" **OUGHT TO PASS AS AMENDED BY COMMITTEE AMENDMENT "A" (H-317)** READ and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-317)**.

Reports **READ**.

On motion by Senator **VOLK** of Cumberland, **TABLED** until Later in Today's Session, pending **ACCEPTANCE OF ANY REPORT**.

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**Divided Report**

Seven members of the Committee on **TAXATION** on Bill "An Act To Enhance the Property Tax Fairness Credit for Maine's Low-income Seniors and Other Low-income Residents"  
H.P. 756 L.D. 1095

Reported in Report "A" that the same **Ought Not to Pass**.

Signed:

Senators:  
McCORMICK of Kennebec  
DAVIS of Piscataquis

Representatives:  
BICKFORD of Auburn  
CHACE of Durham  
SEAVEY of Kennebunkport  
SKOLFIELD of Weld  
SUKEFORTH of Appleton

Five members of the same Committee on the same subject reported in Report "**B**" that the same **Ought to Pass as Amended by Committee Amendment "A" (H-232)**.

Signed:

Senator:

LIBBY of Androscoggin

Representatives:

GOODE of Bangor  
MOONEN of Portland  
STANLEY of Medway  
TEPLER of Topsham

One member of the same Committee on the same subject reported in Report "**C**" that the same **Ought to Pass as Amended by Committee Amendment "B" (H-233)**.

Signed:

Representative:

RUSSELL of Portland

Comes from the House with Report "**B**" **OUGHT TO PASS AS AMENDED BY COMMITTEE AMENDMENT "A" (H-232)** **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-232)**.

Reports **READ**.

Senator **MCCORMICK** of Kennebec moved the Senate **ACCEPT** Report "**A**" **OUGHT NOT TO PASS**, in **NON-CONCURRENCE**.

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

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

#### ROLL CALL (#171)

YEAS: Senators: **BAKER, BRAKEY, BURNS, COLLINS, CUSHING, CYRWAY, DAVIS, HAMPER, KATZ, LANGLEY, MCCORMICK, ROSEN, SAVIELLO, VOLK, WHITTEMORE, WILLETTE, WOODSOME, THE PRESIDENT PRO TEMPORE - GARRETT P. MASON**

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

EXCUSED: Senators: **EDGECOMB, THIBODEAU**

18 Senators having voted in the affirmative and 15 Senators having voted in the negative, with 2 Senators being excused, the motion by Senator **MCCORMICK** of Kennebec to **ACCEPT** Report "**A**" **OUGHT NOT TO PASS**, in **NON-CONCURRENCE**, **PREVAILED**.

Sent down for concurrence.

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#### Senate

#### Ought to Pass

Senator **LANGLEY** for the Committee on **EDUCATION AND CULTURAL AFFAIRS** on Bill "An Act To Establish the Public Higher Education Systems Coordinating Committee" S.P. 543 L.D. 1441

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

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

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

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#### Ought to Pass As Amended

Senator **LANGLEY** for the Committee on **EDUCATION AND CULTURAL AFFAIRS** on Bill "An Act To Strengthen Standards-based Diplomas" (EMERGENCY) S.P. 440 L.D. 1235

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-206)**.

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

**READ ONCE**.

Senator **CUSHING** of Penobscot moved to **TABLE** until Later in Today's Session. Subsequently, the same Senator requested and received leave of the Senate to withdraw his motion to **TABLE** until Later in Today's Session.

Committee Amendment "A" (S-206) **READ** and **ADOPTED**.

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

Sent down for concurrence.

---

Senator **BRAKEY** for the Committee on **HEALTH AND HUMAN SERVICES** on Bill "An Act To Strengthen Penalties for Abuse of General Assistance"

S.P. 252 L.D. 722

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-204).**

Report **READ.**

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

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Senator BRAKEY for the Committee on **HEALTH AND HUMAN SERVICES** on Bill "An Act Regarding the Filing of Death and Marriage Records"

S.P. 442 L.D. 1237

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-205).**

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

**READ ONCE.**

Committee Amendment "A" (S-205) **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 McCORMICK for the Committee on **TAXATION** on Bill "An Act To Exempt Kombucha from the Excise Tax Imposed on Alcoholic Beverages"

S.P. 293 L.D. 819

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-213).**

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

**READ ONCE.**

Committee Amendment "A" (S-213) **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 **CRIMINAL JUSTICE AND PUBLIC SAFETY** on Bill "An Act To Create a Cause of Action for Damage to Public Easements"

S.P. 377 L.D. 1074

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-209).**

Signed:

Senators:

ROSEN of Hancock  
BURNS of Washington  
GERZOFISKY of Cumberland

Representatives:

FOWLE of Vassalboro  
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:

CHENETTE of Saco  
GERRISH of Lebanon  
LONG of Sherman  
TIMMONS of Cumberland

Reports **READ.**

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

**READ ONCE.**

Committee Amendment "A" (S-209) **READ** and **ADOPTED.**

Under suspension of the Rules, **READ A SECOND TIME.**

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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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**PASSED TO BE ENGROSSED AS AMENDED.**

Sent down for concurrence.

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**Divided Report**

The Majority of the Committee on **ENERGY, UTILITIES AND TECHNOLOGY** on Bill "An Act To Focus Energy Laws on Energy Cost"

S.P. 521 L.D. 1400

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

Signed:

Senator:

HILL of York

Representatives:

DION of Portland  
BABBIDGE of Kennebunk  
BEAVERS of South Berwick  
DeCHANT of Bath  
GROHMAN of Biddeford  
RYKERSON of Kittery

The Minority of the same Committee on the same subject reported that the same **Ought To Pass as Amended by Committee Amendment "A" (S-217)**.

Signed:

Senators:

WOODSOME of York  
MASON of Androscoggin

Representatives:

DUNPHY of Embden  
HIGGINS of Dover-Foxcroft  
O'CONNOR of Berwick  
WADSWORTH of Hiram

Reports **READ**.

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

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#### Divided Report

The Majority of the Committee on **HEALTH AND HUMAN SERVICES** on Bill "An Act To Start a Pilot Program for Medical Substitution Treatment in a Local Community Setting" S.P. 193 L.D. 524

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-203)**.

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  
VACHON of Scarborough

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

Signed:

Senators:

BRAKEY of Androscoggin  
McCORMICK of Kennebec

Representatives:

HEAD of Bethel  
MALABY of Hancock  
SANDERSON of Chelsea

Reports **READ**.

Senator **BRAKEY** of Androscoggin moved the Senate **ACCEPT** the Minority **OUGHT NOT TO PASS** Report.

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 NOT TO PASS** Report.

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#### Divided Report

The Majority of the Committee on **LABOR, COMMERCE, RESEARCH AND ECONOMIC DEVELOPMENT** on Bill "An Act To Invest in Maine Companies" S.P. 401 L.D. 1132

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

Signed:

Senator:

VOLK of Cumberland

Representatives:

HERBIG of Belfast  
AUSTIN of Gray  
BATES of Westbrook  
CAMPBELL of Newfield  
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 as Amended by Committee Amendment "A" (S-210)**.

Signed:

Senators:

CUSHING of Penobscot  
PATRICK of Oxford

Reports **READ**.

Senator **VOLK** of Cumberland moved the Senate **ACCEPT** the Majority **OUGHT NOT TO PASS** Report.

**THE PRESIDENT PRO TEMPORE:** The Chair recognizes the Senator from Cumberland, Senator Gerzofsky.

Senator **GERZOFSKY:** Thank you once again, Mr. President. Seems like we're having a thing going on today. Thank you, ladies and gentlemen of the Senate. You get to hear from me once more today. I'm rather passionate on this issue. I think that we like to talk about creating jobs. We like to talk about private capital investment. We love to talk about being able to keep our companies here in Maine and help them prosper. We also like to talk about attracting businesses from away. This bill accomplishes everything. It's the perfect bill. It will allow our businesses here in Maine to invest in a fund. This is going to allow our institutions to invest in this fund. The committee, in its infinite wisdom, amended it so that FAME could be that issuing authority. At the time we first started drafting this bill, Mr. President, I didn't realize their excitement in participating in this, but we certainly found out once we drafted it and presented it. They came in front of the committee and they said that they would be right at the front table in trying to administer this. This bill is the bill that creates large, large pools of investment capital. If you are a major company in the state of Maine right now and you need to expand your business, and you want to do it and stay here in Maine, it's very difficult because we have a problem trying to raise that kind of capital. We need to do something about that. If we're talking to companies from away, like a lot of us in here do, trying to bring businesses to the state of Maine, it's very hard to come up with those kinds of capital reserves to be able to do that. This bill doesn't put us on the hook if these companies are fly-by-night, come and go, or if they come and they think that they can do one-day loans and get away with it. These funds are heavily collateralized. A company has to make a \$50 million investment. A company also has to put up 50% of the assets on this. This is a Maine bill. This isn't a bill from away. This is a Maine bill, but we want to attract those companies like Bombardier and big companies that might want to come here to Maine. If they don't this fund just sits. It doesn't raise money. It doesn't do anything until a company comes and qualifies. It's going to hire a couple of hundred people. It's going to pay 125% of the average minimum wage here in Maine. They are good paying jobs that we're trying to attract, not minimum wage jobs but good paying jobs. This is the way to do it. If we want to have those kinds of companies coming here instead of elsewhere we're going to have to have what elsewhere has, which is the ability to raise large capital investment money and to do that by allowing our institutions to invest, to allow our Maine companies to invest, in these securities. All that investment from some of our universities has gone to Wall Street. They all invested money. I'd rather see them take a percentage of their money and invest it here in Maine, invest it in Maine jobs, invest in Maine companies, invest in companies that we want to bring to Maine. To me, this is a pretty good bill. I worked on it quite a while. Last year we had a bill very similar except it had Right to Work and a lot of members here couldn't support Right to Work. This bill has none of that. This bill only creates good paying jobs and creates jobs in the areas that we need them. Ladies and gentlemen, I would hope that you would join me in opposing the Ought Not to Pass so that

we can get to a report that we can actually debate the merits and we can actually discuss just what this does for the state of Maine. If we want to stand here and day after day get up and speak about how we want to attract jobs, how we want to keep our jobs, then let's stand here today and vote so that we can do exactly that. Thank you very much, Mr. President, for allowing me the time.

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

**THE PRESIDENT PRO TEMPORE:** The Chair recognizes the Senator from Cumberland, Senator Volk.

Senator **VOLK:** Thank you, Mr. President. I won't take a lot of your time, ladies and gentlemen of the Senate. I will admit that L.D. 1132 is a very intriguing concept and I don't think anyone in this Chamber could argue that I'm not interested in economic development in the state of Maine. I certainly have proven myself to be one of the most responsible legislators in this building regarding that. Our committee, unfortunately, really did not have the time to work this bill. It came to us extremely late. There are some significant concerns about the ability that we have in order to attract the investment that would be needed in these bonds and the interest in these bonds to get things going. I would certainly encourage the Senator to continue working on the concept and perhaps bring it back at another point in time when we can really flesh out the details of what would be a significant program administered by either the Finance Authority of Maine or some other newly created entity. I urge you to support the pending motion and would hope that we can move on with some other items that we know more about and have been able to take our time vetting. Thank you.

**THE PRESIDENT PRO TEMPORE:** The Chair recognizes the Senator from Oxford, Senator Patrick.

Senator **PATRICK:** Thank you, Mr. President. Ladies and gentlemen of the Senate, colleagues and friends, I stand in opposition to this motion. Maine has done a terrific job in supporting small business growth, but it lacks the resources to support the very large development projects that could transform local and regional economies. Maine has lost out on some very large projects to other states because they offer more resources. Maine is not competitive in the marketplace to attract and retain large investments. The bill proposes to establish a new fund to make investments in large scale projects in excess of \$50 million with the creation and retention of at least 250 jobs that pay at least 125% of the state's annual weekly wage. The Maine Capital Fund will essentially be a type of mutual fund for Maine company investments that will be capitalized by pension funds, institutional endowment funds, insurance companies, Maine Seed Tax Credit Investors, and other types of investment instruments. It is not intended to be capitalized by taxpayer dollars unless the Legislature decides to float a future bond. The Invest in Maine Capital Authority will make direct collateralized loans of up to \$50 million from the fund to qualifying Maine companies. I was in opposition to the bill when it was 25% collateralization and now, with the amendment, it's 50% collateralization. The committee has had several big bills that were very contentious, but I believe this one is actually a real good one. If I have to put up 50% that's

nothing to sneeze at, the requirement. It can also issue industrial development bonds of up to \$200 million to support projects. As the good Senator said, this bill was put in at another Legislature that did have some things in it that we were untenable, at least to some, but this is not in the bill so I would ask you to vote against the Ought Not to Pass Report and we can move on and do something good for businesses in the state of Maine. Thank you, Mr. President.

**THE PRESIDENT PRO TEMPORE:** The Chair recognizes the Senator from Cumberland, Senator Gerzofsky.

Senator **GERZOFSKY:** Thank you once again, Mr. President. Ladies and gentlemen of the Senate, I want to thank my friend from Cumberland, Senator Volk, for the kind words that this is an intriguing bill and it should be maybe brought back another day. We could do that. This is the second time for this sort of concept. This is the third time. I can remember Senator Mills bringing something that was very similar years ago. This isn't just thought up in a whim. This was thought up over a long time. This was vetted in a lot of areas. We have capital creation on one side liking it. We have labor liking it. We have some of the foes on a previous bill that we had last session all sit down and liking this one. Mr. President, if not now when? That's a great question. We come here every day to do the people's business. We come here every day to get the job done. If we can't do it now then when? I hope everyone will vote, get passed this report, and get it back into another one. Thank you very much, Mr. President.

On motion by Senator **CUSHING** of Penobscot, **TABLED** until Later in Today's Session, pending the motion by Senator **VOLK** of Cumberland to **ACCEPT** the Majority **OUGHT NOT TO PASS** Report. (Roll Call Ordered)

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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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Off Record Remarks

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

After Recess

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

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**Divided Report**

The Majority of the Committee on **STATE AND LOCAL GOVERNMENT** on Resolve, To Establish the Commission To Study the Reduction of Unfunded and Outdated Municipal Mandates

S.P. 507 L.D. 1377

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-212)**.

Signed:

Senators:

WHITTEMORE of Somerset  
WILLETTE of Aroostook

Representatives:

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

Reports **READ**.

Senator **WHITTEMORE** of Somerset moved the Senate **ACCEPT** the Minority **OUGHT TO PASS AS AMENDED** Report.

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

On motion by Senator **CUSHING** of Penobscot, **TABLED** until Later in Today's Session, pending the motion by Senator **WHITTEMORE** of Somerset to **ACCEPT** the Minority **OUGHT TO PASS AS AMENDED** Report. (Roll Call Ordered)

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**Divided Report**

The Majority of the Committee on **TAXATION** on Bill "An Act To Amend the Property Tax Fairness Credit"

S.P. 24 L.D. 76

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-202)**.

Signed:

Senator:

LIBBY of Androscoggin

Representatives:

GOODE of Bangor  
MOONEN of Portland  
RUSSELL of Portland  
STANLEY of Medway  
SUEFORTH of Appleton  
TEPLER of Topsham

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

Signed:

Senators:

McCORMICK of Kennebec  
DAVIS of Piscataquis

Representatives:

BICKFORD of Auburn  
CHACE of Durham  
SEAVEY of Kennebunkport  
SKOLFIELD of Weld

Reports **READ**.

Senator **MCCORMICK** of Kennebec moved the Senate **ACCEPT** the Minority **OUGHT NOT TO PASS** Report.

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

On motion by Senator **CUSHING** of Penobscot, **TABLED** until Later in Today's Session, pending the motion by Senator **MCCORMICK** of Kennebec to **ACCEPT** the Minority **OUGHT NOT TO PASS** Report. (Roll Call Ordered)

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#### Divided Report

Seven members of the Committee on **ENERGY, UTILITIES AND TECHNOLOGY** on Bill "An Act To Secure the Maine Electrical Grid from Long-term Blackouts"

S.P. 496 L.D. 1363

Reported in Report "**A**" that the same **Ought Not to Pass**.

Signed:

Senators:

WOODSOME of York  
MASON of Androscoggin

Representatives:

DeCHANT of Bath  
GROHMAN of Biddeford  
HIGGINS of Dover-Foxcroft  
O'CONNOR of Berwick  
WADSWORTH of Hiram

Five members of the same Committee on the same subject reported in Report "**B**" that the same **Ought to Pass as Amended by Committee Amendment "A" (S-215)**.

Signed:

Senator:

HILL of York

Representatives:

DION of Portland  
BEAVERS of South Berwick  
DUNPHY of Embden  
RYKERSON of Kittery

One member of the same Committee on the same subject reported in Report "**C**" that the same **Ought to Pass as Amended by Committee Amendment "B" (S-216)**.

Signed:

Representative:

BABBIDGE of Kennebunk

Reports **READ**.

Senator **WOODSOME** of York moved the Senate **ACCEPT** Report "**A**" **OUGHT NOT TO PASS**.

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

On motion by Senator **CUSHING** of Penobscot, **TABLED** until Later in Today's Session, pending the motion by Senator **WOODSOME** of York to **ACCEPT** Report "**A**" **OUGHT NOT TO PASS**. (Roll Call Ordered)

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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 Measure

An Act To Amend the Boundaries of the Capitol Area  
S.P. 516 L.D. 1390  
(C "**A**" S-179)

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The Chair noted the absence of the Senator from Cumberland, Senator **BREEN**, and the Senator from Cumberland, Senator **GERZOFKY**, and further excused the same Senators from today's Roll Call votes.

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This being an Emergency Measure and having received the affirmative vote of 30 Members of the Senate, with no Senators having voted in the negative, and 30 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 Pro Tempore, was presented by the Secretary to the Governor for his approval.

Ordered sent down forthwith.

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#### Emergency Measure

An Act To Establish a Bag Limit for Brook Trout on Portions of Webster Stream in Piscataquis County  
H.P. 985 L.D. 1442

This being an Emergency Measure and having received the affirmative vote of 29 Members of the Senate, with no Senators having voted in the negative, and 29 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 Pro Tempore, was presented by the Secretary to the Governor for his approval.

Ordered sent down forthwith.

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#### Emergency Resolve

Resolve, To Establish the Commission To Strengthen and Align the Services Provided to Maine's Veterans  
H.P. 497 L.D. 721  
(C "A" H-255)

On motion by Senator **CUSHING** of Penobscot, placed on the **SPECIAL STUDY TABLE**, pending **FINAL PASSAGE**, in concurrence.

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#### Emergency Resolve

Resolve, To Impose a One-year Delay on the Use of Standardized Tests To Evaluate Teachers  
H.P. 517 L.D. 764  
(C "A" H-264)

This being an Emergency Measure and having received the affirmative vote of 23 Members of the Senate, with 6 Senators having voted in the negative, and 23 being less than two-thirds of the entire elected Membership of the Senate, **FAILED FINAL PASSAGE**, in **NON-CONCURRENCE**.

Sent down for concurrence.

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#### Emergency Resolve

Resolve, To Create the Task Force on School Leadership  
S.P. 368 L.D. 1042  
(C "A" S-162)

On motion by Senator **CUSHING** of Penobscot, placed on the **SPECIAL STUDY TABLE**, pending **FINAL PASSAGE**, in concurrence.

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#### Emergency Resolve

Resolve, To Create the Commission To Study a Stable Continuum of Care for Persons with Intellectual and Developmental Disabilities and Autism  
H.P. 730 L.D. 1061  
(C "A" H-259)

On motion by Senator **CUSHING** of Penobscot, placed on the **SPECIAL STUDY TABLE**, pending **FINAL PASSAGE**, in concurrence.

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#### Acts

An Act To Expand Deer Hunting Opportunities for Junior Hunters  
H.P. 100 L.D. 142  
(C "A" H-273)

An Act To Create Corridor Districts for the Purpose of Funding Transportation and Transit Services  
H.P. 179 L.D. 247  
(C "A" H-254)

An Act To Allow Nonresident College Students To Obtain Hunting, Fishing and Trapping Licenses at the Resident Fee and with Resident Privileges  
S.P. 94 L.D. 256  
(C "A" S-170)

An Act To Create Transparency in the Mortgage Foreclosure Process

H.P. 267 L.D. 401  
(C "A" H-257)

An Act To Clarify the Liability of Funeral Practitioners  
S.P. 162 L.D. 433  
(C "A" S-187)



An Act To Increase the Beneficial Reuse of Waste Materials  
S.P. 205 L.D. 589  
(C "A" S-164)

An Act To Require the Department of Health and Human Services  
To Update Its Rules Governing Services for Children with  
Cognitive Impairments and Functional Limitations  
S.P. 240 L.D. 647  
(C "A" S-193)

An Act To Increase the Minimum Population Requirement for a  
Municipality in Which the Bureau of Alcoholic Beverages and  
Lottery Operations May Locate an Additional Agency Liquor Store  
S.P. 277 L.D. 779  
(C "A" S-159)

An Act Concerning the Review of Certain Projects under the Site  
Location of Development Laws  
H.P. 631 L.D. 911  
(C "A" H-271)

An Act To Allow the Establishment of Regional Municipal Utility  
Districts To Support Broadband Communications  
H.P. 632 L.D. 912  
(C "A" H-267)

An Act To Clarify Maine's Fertilizer Quality Control Laws  
S.P. 329 L.D. 938  
(C "A" S-181)

An Act To Benefit the Education of Denturism Students  
S.P. 349 L.D. 1009  
(C "A" S-160)

An Act To Revise the Animal Welfare Laws  
H.P. 706 L.D. 1023  
(C "A" H-274)

An Act To Improve Maine's Juvenile Justice System  
H.P. 712 L.D. 1029  
(C "A" H-235)

An Act To Amend the Campaign Reports and Finances Laws and  
the Maine Clean Election Act  
S.P. 395 L.D. 1123  
(C "A" S-192)

An Act To Promote Economic Development  
S.P. 409 L.D. 1140  
(C "A" S-190)

An Act To Clarify the Mortgage Foreclosure Sale Process  
H.P. 785 L.D. 1147  
(C "A" H-258)

An Act To Create the Southwest Harbor Water and Sewer District  
S.P. 436 L.D. 1231  
(C "A" S-185)

An Act To Improve the Safety and Survival of 9-1-1 Callers and  
First Responders  
H.P. 856 L.D. 1256  
(C "A" H-268)

An Act To Allow for Super Cribbage Tournaments  
H.P. 878 L.D. 1292  
(C "A" H-266)

An Act To Improve the Safety of Vulnerable Users in Traffic and  
To Clarify the Responsibilities of Bicyclists and Pedestrians  
S.P. 466 L.D. 1301  
(C "A" S-177)

An Act To Amend the Community-based Renewable Energy  
Program  
H.P. 888 L.D. 1310  
(C "A" H-269)

An Act To Amend the Laws Regarding Nuclear Power Generating  
Facilities  
H.P. 891 L.D. 1313  
(C "A" H-182)

An Act Regarding Legal Representation in Certain Eviction  
Actions  
H.P. 910 L.D. 1338

An Act To Promote Recycling Program Integration and  
Efficiencies  
S.P. 498 L.D. 1366  
(C "A" S-169)

An Act To Clarify the Used Car Information Laws  
S.P. 514 L.D. 1388

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

Ordered sent down forthwith.

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An Act To Allow Dental Hygienists To Prescribe Fluoride  
Dentifrice and Antibacterial Rinse  
H.P. 74 L.D. 91  
(C "A" H-139)

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

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An Act To Protect Children in School Facilities by Requiring Boiler  
Inspections  
S.P. 114 L.D. 299  
(C "A" S-191)

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

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An Act To Provide a Tax Reduction for Modifications To Make a Home More Accessible for a Person with a Disability  
H.P. 252 L.D. 365  
(C "A" H-277)

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

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An Act To Provide Tax Fairness and To Lower Medical Expenses for Patients under the Maine Medical Use of Marijuana Act  
S.P. 312 L.D. 867  
(C "A" S-178)

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

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An Act To Strengthen the Right of a Victim of Sexual Assault or Domestic Violence To Take Necessary Leave from Employment  
H.P. 640 L.D. 921  
(C "B" H-240)

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

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An Act To Preserve MaineCare Assisted Living by Providing a 4% Rate Increase to Private Nonmedical Institutions and Adult Family Care Homes  
S.P. 380 L.D. 1078  
(C "A" S-168)

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

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An Act To Promote Degree Completion by Maine Community College Students  
H.P. 779 L.D. 1141  
(C "A" H-262)

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

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An Act To Make Possession of a Firearm with an Altered or Obscured Serial Number a Class C Crime  
S.P. 412 L.D. 1160  
(C "A" S-165)

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

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An Act To Amend the Health Plan Improvement Law Regarding Prescription Drug Step Therapy  
S.P. 103 L.D. 289  
(C "A" S-104)

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

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An Act Providing a Good Samaritan Defense to Individuals Reporting a Drug Overdose  
H.P. 486 L.D. 710  
(C "A" H-237)

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

---

An Act To Implement the Recommendations of the Commission To Study College Affordability and College Completion  
S.P. 524 L.D. 1406  
(C "A" S-163)

On motion by Senator **CUSHING** of Penobscot, placed on the **SPECIAL STUDY TABLE**, pending **ENACTMENT**, in concurrence.

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### Resolves

Resolve, Directing the Real Estate Commission To Convene a Stakeholder Group on Real Estate Licensure Requirements  
H.P. 614 L.D. 895  
(C "A" H-256)

Resolve, To Support and Encourage the Development of an Adult Family Care Demonstration Project in Washington County  
S.P. 381 L.D. 1079  
(C "A" S-166)

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

Ordered sent down forthwith.

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Resolve, To Reduce MaineCare Spending through Targeted Prevention Services

H.P. 565 L.D. 831  
(C "A" H-281)

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

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Resolve, To Ensure the Stocking of Inland Waters in the State  
S.P. 429 L.D. 1202  
(C "A" S-171)

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

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Resolve, Authorizing the Commissioner of Administrative and Financial Services To Sell or Lease the Interests of the State in Certain Real Property Located in Bangor and Thomaston  
S.P. 262 L.D. 732  
(C "A" S-186)

On motion by Senator **WILLETTE** of Aroostook, the Senate **SUSPENDED THE RULES**.

On further motion by same Senator, the Senate **RECONSIDERED** whereby the Resolve was **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-186)**.

On further motion by same Senator, the Senate **SUSPENDED THE RULES**.

On further motion by same Senator, the Senate **RECONSIDERED** whereby it **ADOPTED** Committee Amendment "A" (S-186).

On further motion by same Senator, Senate Amendment "A" (S-214) to Committee Amendment "A" (S-186) **READ**.

**THE PRESIDENT PRO TEMPORE:** The Chair recognizes the Senator from Aroostook, Senator Willette.

Senator **WILLETTE**: Thank you, Mr. President. Ladies and gentlemen of the Senate, just a brief overview of what this amendment does. This is amending L.D. 723. It adds to the list of properties that the Commissioner has the authority to sell or lease. We're adding a defunct Maine State Police Barracks situated on Route 2 in Orono. Basically, it's just that simple. Just adding this to the list of properties to manage and take care of. Thank you.

On motion by Senator **WILLETTE** of Aroostook, Senate Amendment "A" (S-214) to Committee Amendment "A" (S-186) **ADOPTED**.

Committee Amendment "A" (S-186) as Amended by Senate Amendment "A" (S-214) thereto, **ADOPTED**, in **NON-CONCURRENCE**.

**PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-186) AS AMENDED BY SENATE AMENDMENT "A" (S-214)** thereto, in **NON-CONCURRENCE**.

Ordered sent down forthwith for concurrence.

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

## REPORTS OF COMMITTEES

### House

#### Ought to Pass As Amended

The Committee on **ENERGY, UTILITIES AND TECHNOLOGY** on Bill "An Act To Revise the Charter of the Kennebunk Sewer District" (EMERGENCY)

H.P. 841 L.D. 1223

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-341)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-341)**.

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

**READ ONCE**.

Committee Amendment "A" (H-341) **READ** and **ADOPTED**, in concurrence.

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

---

The Committee on **HEALTH AND HUMAN SERVICES** on Bill "An Act Regarding the Maine Registry of Certified Nursing Assistants and Direct Care Workers"

H.P. 972 L.D. 1426

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-342)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-342)**.

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

**READ ONCE**.

Committee Amendment "A" (H-342) **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 **INLAND FISHERIES AND WILDLIFE** on Bill "An Act To Amend the Fees for Snowmobile Registration"  
H.P. 492 L.D. 716

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-338)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-338)**.

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

**READ ONCE.**

Committee Amendment "A" (H-338) **READ** and **ADOPTED**, in concurrence.

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

---

The Committee on **INLAND FISHERIES AND WILDLIFE** on Bill "An Act To Expand Public Opportunities for Wildlife Management Education"  
H.P. 633 L.D. 913

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-339)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-339)**.

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

**READ ONCE.**

Committee Amendment "A" (H-339) **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 **TAXATION** on Bill "An Act Regarding the Taxation of Out-of-state Pensions"  
H.P. 780 L.D. 1142

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-340)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-340)**.

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

**READ ONCE.**

Committee Amendment "A" (H-340) **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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### Senate

#### Ought to Pass As Amended

Senator LANGLEY for the Committee on **EDUCATION AND CULTURAL AFFAIRS** on Bill "An Act To Enact the Student Information Privacy Act"  
S.P. 183 L.D. 454

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-222)**.

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

**READ ONCE.**

Committee Amendment "A" (S-222) **READ** and **ADOPTED**.

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

Sent down for concurrence.

---

Senator LANGLEY for the Committee on **EDUCATION AND CULTURAL AFFAIRS** on Bill "An Act To Merge the Maine Educational Loan Authority with the Finance Authority of Maine"  
S.P. 544 L.D. 1443

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-223)**.

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

**READ ONCE.**

Committee Amendment "A" (S-223) **READ** and **ADOPTED**.

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

Sent down for concurrence.

Senator BRAKEY for the Committee on **HEALTH AND HUMAN SERVICES** on Bill "An Act To Allow a Qualifying Patient To Use Medical Marijuana in a Hospital"

S.P. 17 L.D. 35

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-220).**

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

**READ ONCE.**

Committee Amendment "A" (S-220) **READ** and **ADOPTED**.

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

Sent down for concurrence.

---

Senator DAVIS for the Committee on **INLAND FISHERIES AND WILDLIFE** on Bill "An Act To Permit the Use of Firearm Noise Suppression Devices in Hunting and To Provide for a Chief Law Enforcement Officer's Certification for Certain Firearms"

S.P. 333 L.D. 942

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-218).**

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

**READ ONCE.**

Committee Amendment "A" (S-218) **READ** and **ADOPTED**.

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

Sent down for concurrence.

---

Senator VOLK for the Committee on **LABOR, COMMERCE, RESEARCH AND ECONOMIC DEVELOPMENT** on Bill "An Act To Amend the Competitive Skills Scholarship Program To Allow for Participation in Early College and Career and Technical Education Programs"

S.P. 300 L.D. 856

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-224).**

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

**READ ONCE.**

Committee Amendment "A" (S-224) **READ** and **ADOPTED**.

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

Sent down for concurrence.

---

Senator CYRWAY for the Committee on **VETERANS AND LEGAL AFFAIRS** on Bill "An Act To Clarify Wine Auction Licenses"

S.P. 345 L.D. 983

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-226).**

Report **READ**.

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

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

## **REPORTS OF COMMITTEES**

### **Senate**

#### **Ought to Pass As Amended**

Senator BURNS for the Committee on **JUDICIARY** on Bill "An Act To Clarify the Policy for Withdrawal of Life Support from Minors"  
S.P. 389 L.D. 1117

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-232).**

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

**READ ONCE.**

Committee Amendment "A" (S-232) **READ** and **ADOPTED**.

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

Sent down for concurrence.

---

Senator BURNS for the Committee on **JUDICIARY** on Bill "An Act To Amend the Maine Business Corporation Act"  
S.P. 405 L.D. 1136

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-233).**

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

**READ ONCE.**

Committee Amendment "A" (S-233) **READ** and **ADOPTED**.

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

Sent down for concurrence.

---

Senator BURNS for the Committee on **JUDICIARY** on Bill "An Act To Allow the Release of Child Protective Records to Certain Providers of Child and Adult Services"

S.P. 443 L.D. 1238

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-231)**.

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

**READ ONCE**.

Committee Amendment "A" (S-231) **READ** and **ADOPTED**.

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

Sent down for concurrence.

---

Senator VOLK for the Committee on **LABOR, COMMERCE, RESEARCH AND ECONOMIC DEVELOPMENT** on Bill "An Act To Amend the Licensing Laws of the Maine Fuel Board"

S.P. 523 L.D. 1405

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-229)**.

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

**READ ONCE**.

Committee Amendment "A" (S-229) **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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All matters thus acted upon, with the exception of those matters being held, were ordered sent down forthwith for concurrence.

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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 President Pro Tempore **GARRETT P. MASON** of Androscoggin County.

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

## **REPORTS OF COMMITTEES**

### **House**

#### **Ought to Pass As Amended**

The Committee on **EDUCATION AND CULTURAL AFFAIRS** on Bill "An Act To Require Education in Public Preschool Programs and Elementary Schools Regarding Child Sexual Abuse"

H.P. 813 L.D. 1180

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-353)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-353)**.

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

**READ ONCE**.

Committee Amendment "A" (H-353) **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 **JUDICIARY** on Bill "An Act To Amend the Laws Governing the Unlawful Cutting of Trees"

H.P. 451 L.D. 670

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-355)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-355)**.

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

**READ ONCE**.

Committee Amendment "A" (H-355) **READ** and **ADOPTED**, in concurrence.

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

The Committee on **JUDICIARY** on Bill "An Act To Refine and Streamline the Foreclosure Mediation Program"

H.P. 580 L.D. 846

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-356)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-356)**.

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

**READ ONCE.**

Committee Amendment "A" (H-356) **READ** and **ADOPTED**, in concurrence.

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

---

The Committee on **JUDICIARY** on Bill "An Act To Implement the Recommendations of the Right To Know Advisory Committee To Create a Remedy for Unduly Burdensome and Oppressive Requests"

H.P. 747 L.D. 1086

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-357)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-357)**.

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

**READ ONCE.**

Committee Amendment "A" (H-357) **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 **JUDICIARY** on Bill "An Act To Implement the Recommendations of the Right To Know Advisory Committee Concerning Response Deadlines and Appeals"

H.P. 748 L.D. 1087

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-360)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-360)**.

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

**READ ONCE.**

Committee Amendment "A" (H-360) **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 **JUDICIARY** on Bill "An Act To Implement Recommendations of the Right To Know Advisory Committee"

H.P. 749 L.D. 1088

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-359)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-359)**.

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

**READ ONCE.**

Committee Amendment "A" (H-359) **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 **JUDICIARY** on Bill "An Act To Promote Professional Training and Security in Maine Courts" (EMERGENCY)

H.P. 819 L.D. 1186

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-358)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-358)**.

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

**READ ONCE.**

Committee Amendment "A" (H-358) **READ** and **ADOPTED**, in concurrence.

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

---

The Committee on **JUDICIARY** on Bill "An Act To Enhance Efficiency in the Collection of Child Support Obligations"

H.P. 905 L.D. 1330

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-361)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-361)**.

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

**READ ONCE.**

Committee Amendment "A" (H-361) **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 Eliminate the Dual Licensing of Physician Assistants"

H.P. 564 L.D. 830

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-362)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-362)**.

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

**READ ONCE.**

Committee Amendment "A" (H-362) **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 Regarding the Licensure of Funeral Service Providers"

H.P. 655 L.D. 952

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-351)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-351)**.

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

**READ ONCE.**

Committee Amendment "A" (H-351) **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 Provide for the Establishment of Benefit Corporations"

H.P. 792 L.D. 1154

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-363)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-363)**.

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

**READ ONCE.**

Committee Amendment "A" (H-363) **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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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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**RECESSED** until the sound of the bell.

After Recess

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

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

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

#### **COMMUNICATIONS**

The Following Communication: S.C. 423



**STATE OF MAINE  
127<sup>TH</sup> LEGISLATURE  
HOUSE OF REPRESENTATIVES  
SPEAKER'S OFFICE**

Sincerely,

S/Robert B. Hunt  
Clerk of the House

**READ and ORDERED PLACED ON FILE.**

June 5, 2015

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

Dear Secretary Priest:

Pursuant to my authority under 38 MRSA, § 420-B, I am pleased to appoint Representative Michael Devin of Newcastle to serve as a non-voting member of the Department of Conservation Surface Water Ambient Toxics Advisory Group.

If you have any questions regarding this appointment, please feel free to contact us.

Sincerely,

S/Mark W. Eves  
Speaker of the House

**READ and ORDERED PLACED ON FILE.**

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The Following Communication: H.C. 210

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

June 9, 2015

The Honorable Heather J.R. Priest  
Secretary of the Senate  
127th Maine Legislature  
Augusta, Maine 04333

Dear Secretary Priest:

The House voted today to insist on its former action whereby it accepted the Majority Ought to Pass as Amended Report of the Committee on Education and Cultural Affairs on Bill "An Act To Support School Nutrition" (S.P. 460) (L.D. 1285) and Passage to be Engrossed.

The House voted today to insist on its former action whereby it accepted the Majority Ought Not to Pass Report of the Committee on Labor, Commerce, Research and Economic Development on Bill "An Act To Encourage Greater Efficiency in the Unemployment Insurance System" (S.P. 503) (L.D. 1371)

Sincerely,

S/Robert B. Hunt  
Clerk of the House

**READ and ORDERED PLACED ON FILE.**

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The Following Communication: H.C. 208

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

June 9, 2015

The Honorable Heather J.R. Priest  
Secretary of the Senate  
127th Maine Legislature  
Augusta, Maine 04333

Dear Secretary Priest:

House Paper 537, Legislative Document 788, "An Act To Improve the Health of Maine Citizens and Safety of Pedestrians," having been returned by the Governor, together with objections to the same, pursuant to Article IV, Part Third, Section 2 of the Constitution of the State of Maine, after reconsideration, the House proceeded to vote on the question: "Shall this Bill become a law notwithstanding the objections of the Governor?"

92 voted in favor and 56 against, and accordingly it was the vote of the House that the Bill not become a law and the veto was sustained.

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

**ENACTORS**

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

**Emergency Measure**

An Act To Amend the Laws Concerning the Registration of Professional Engineers

H.P. 711 L.D. 1028  
(C "A" H-303)

This being an Emergency Measure and having received the affirmative vote of 30 Members of the Senate, with no Senators having voted in the negative, and 30 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 Pro Tempore, was presented by the Secretary to the Governor for his approval.

Ordered sent down forthwith.

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### Emergency Measure

An Act To Protect Maine Consumers in the Individual Health Insurance Market and Support Maine's Economy  
H.P. 913 L.D. 1344  
(C "A" H-291)

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

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

### REPORTS OF COMMITTEES

#### House

#### Divided Report

The Majority of the Committee on **EDUCATION AND CULTURAL AFFAIRS** on Bill "An Act To Amend the Laws Governing High School Graduation Requirements"

H.P. 940 L.D. 1386

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

Signed:

Senators:

LANGLEY of Hancock  
EDGECOMB of Aroostook  
MILLETT of Cumberland

Representatives:

FARNSWORTH of Portland  
HUBBELL of Bar Harbor  
MAKER of Calais  
McCLELLAN of Raymond  
PIERCE of Falmouth  
POULIOT of Augusta  
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" (H-352)**.

Signed:

Representatives:

KORNFELD of Bangor  
DAUGHTRY of Brunswick  
TIPPING-SPITZ of Orono

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

Reports **READ**.

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

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### Divided Report

The Majority of the Committee on **HEALTH AND HUMAN SERVICES** on Bill "An Act Relating to Marijuana Testing Facilities"

H.P. 728 L.D. 1059

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-345)**.

Signed:

Senators:

BRAKEY of Androscoggin  
HASKELL of Cumberland  
McCORMICK of Kennebec

Representatives:

GATTINE of Westbrook  
BURSTEIN of Lincolnville  
HAMANN of South Portland  
HEAD of Bethel  
HYMANSON of York  
MALABY of Hancock  
PETERSON of Rumford  
SANDERSON of Chelsea  
VACHON of Scarborough

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

Signed:

Representative:

STUCKEY of Portland

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-345)**.

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-345) **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 **VETERANS AND LEGAL AFFAIRS** on Bill "An Act To Streamline Certain Regulations on Small Distilleries"

H.P. 681 L.D. 986

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

Signed:

Senators:

CYRWAY of Kennebec  
COLLINS of York  
PATRICK of Oxford

Representatives:

LUCHINI of Ellsworth  
DILLINGHAM of Oxford  
GOLDEN of Lewiston  
HANINGTON of Lincoln  
KINNEY of Limington  
MONAGHAN of Cape Elizabeth  
SAUCIER of Presque Isle  
SCHNECK of Bangor  
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-349)**.

Signed:

Representative:

LONGSTAFF of Waterville

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

Reports **READ**.

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

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

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**HELD MATTER**

Bill "An Act Regarding Advanced Practice Registered Nurse Requirements"

S.P. 342 L.D. 970  
(S "A" S-211 to C "A" S-176)

(In Senate, June 8, 2015, on motion by Senator **CUSHING** of Penobscot, the Minority **OUGHT TO PASS AS AMENDED BY COMMITTEE AMENDMENT "A" (S-176)** Report **ACCEPTED**. On further motion by same Senator, Senate Amendment "A" (S-211) **READ** and **ADOPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-176) AS AMENDED BY SENATE AMENDMENT "A" (S-211)**, thereto.)

Senator **ALFOND** of Cumberland moved the Senate **RECONSIDER** whereby the Bill was **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-176) AS AMENDED BY SENATE AMENDMENT "A" (S-211)** thereto.

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

**THE PRESIDENT PRO TEMPORE:** The Chair recognizes the Senator from Cumberland, Senator Volk.

Senator **VOLK**: Thank you, Mr. President. Ladies and gentlemen of the Senate, I just want to mention that I appreciate the Senator from Cumberland being willing to ask for Reconsideration on this matter. It came to my attention yesterday that there were a number of members who were very confused and felt that they had inadvertently voted on the wrong side. I would appreciate your support on this Roll Call. Thank you.

**THE PRESIDENT PRO TEMPORE:** The pending question before the Senate is the motion by the Senator from Cumberland, Senator Alfond to Reconsider whereby the Bill was Passed to be Engrossed as amended by Committee Amendment "A" (S-176) as amended by Senate Amendment "A" (S-211). 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 (#172)**

YEAS: Senators: ALFOND, DIAMOND, DILL, GRATWICK, HASKELL, HILL, JOHNSON, KATZ, LANGLEY, LIBBY, MCCORMICK, MILLETT, MIRAMANT, PATRICK, THIBODEAU, VALENTINO, VOLK, WOODSOME, THE PRESIDENT PRO TEMPORE - GARRETT P. MASON

NAYS: Senators: BAKER, BRAKEY, COLLINS, CUSHING,  
CYRWAY, DAVIS, DUTREMBLE, HAMPER,  
ROSEN, SAVIELLO, WHITTEMORE, WILLETTE

ABSENT: Senator: BURNS

EXCUSED: Senators: BREEN, EDGECOMB, GERZOFISKY

19 Senators having voted in the affirmative and 12 Senators having voted in the negative, with 1 Senator being absent and 3 Senators being excused, the motion by Senator **ALFOND** of Cumberland to **RECONSIDER** whereby the Bill was **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-176) AS AMENDED BY SENATE AMENDMENT "A" (S-211)** thereto, **PREVAILED**.

On motion by Senator **ALFOND** of Cumberland, **TABLED** until Later in Today's Session, pending **PASSAGE TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-176) AS AMENDED BY SENATE AMENDMENT "A" (S-211)** thereto.

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

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Off Record Remarks

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On motion by Senator **HAMPER** of Oxford, **ADJOURNED** to Wednesday, June 10, 2015, at 10:00 in the morning.