

MAINE STATE LEGISLATURE

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Senate Legislative Record

One Hundred and Twenty-Seventh Legislature

State of Maine

Daily Edition

Second Regular Session
beginning January 6, 2016

beginning at Page 1434

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

In Senate Chamber
Thursday
February 25, 2016

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

Prayer by Senator Anne M. Haskell of Cumberland County.

SENATOR HASKELL: Good morning. Can we be in a spirit of prayer. Dear Heavenly Father, we come to You today so grateful for the day that's been given to us. We've been given one more day in Your service. We're so thankful for the bounty that's been provided to us; for the weather today, even with the rain; for the collegiality of this group of people, of Your people, who have been gathered here to do the work that You set out for us. We do feel called to do this work. We ask for Your presence with our families who are home; our husbands, our wives, our children, our mothers and fathers, aunts, uncles. While we are here, Lord, we ask You to be with them and we ask You to be with us through all of our activities today as we move forward in public service and in Your service. In Your son's name. Amen.

Pledge of Allegiance led by Senator Catherine Breen of
Cumberland County.

Reading of the Journal of Tuesday, February 23, 2016.

Doctor of the day, Richard M. Flowerdew, MD.

Off Record Remarks

Out of order and under suspension of the Rules, on motion by
Senator **MASON** of Androscoggin, the following Joint Order:
S.P. 649

Ordered, the House concurring, that when the Senate and House
adjourn, they do so until Tuesday, March 1, 2016 at 10:00 in the
morning.

READ and PASSED.

Ordered sent down forthwith for concurrence.

PAPERS FROM THE HOUSE

House Papers

Bill "An Act To Provide Supplemental Appropriations and
Deappropriations for the Judicial Department for the Fiscal Years
Ending June 30, 2016 and June 30, 2017" (EMERGENCY)
H.P. 1087 L.D. 1597

Committee on **JUDICIARY** suggested and ordered printed.

Comes from the House, **REFERRED** to the Committee on
APPROPRIATIONS AND FINANCIAL AFFAIRS.

On motion by Senator **HAMPER** of Oxford, **REFERRED** to the
Committee on **APPROPRIATIONS AND FINANCIAL AFFAIRS**
and ordered printed, in concurrence.

Bill "An Act Regarding Consent to Land Transfers to the Federal
Government"

H.P. 1091 L.D. 1600

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

On motion by Senator **WHITEMORE** of Somerset, **REFERRED**
to the Committee on **STATE AND LOCAL GOVERNMENT** and
ordered printed, in concurrence.

Pursuant to Statute
Criminal Law Advisory Commission

The **Criminal Law Advisory Commission**, pursuant to the
Maine Revised Statutes, Title 17-A, section 1354, subsection 2
asked leave to report that the accompanying Bill "An Act To
Implement the Recommendations of the Criminal Law Advisory
Commission Relative to the Maine Criminal Code and Related
Statutes"

H.P. 1094 L.D. 1603

Be **REFERRED** to the Committee on **CRIMINAL JUSTICE AND
PUBLIC SAFETY** and ordered printed pursuant to Joint Rule 218.

Comes from the House with the Report **READ** and **ACCEPTED**
and the Bill **REFERRED** to the Committee on **CRIMINAL
JUSTICE AND PUBLIC SAFETY** and ordered printed pursuant to
Joint Rule 218.

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

REFERRED to the Committee on **CRIMINAL JUSTICE AND
PUBLIC SAFETY** and ordered printed pursuant to Joint Rule 218,
in concurrence.

COMMUNICATIONS

The Following Communication: S.C. 763

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

February 23, 2016

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 Agriculture, Conservation and Forestry has had under consideration the nomination of Harry K. Ricker of Turner, for appointment to the Land For Maine's Future Board.

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 | 3 | Edgecomb of Aroostook, Dill of Penobscot, Saviello of Franklin |
| | Representatives | 7 | Hickman of Winthrop, Black of Wilton, Edgecomb of Fort Fairfield, Kinney of Knox, Marean of Hollis, McCabe of Skowhegan, McElwee of Caribou |
| NAYS | | 0 | |
| | Representatives | 3 | Chapman of Brooksville, Dunphy of Old Town, Saucier of Presque Isle |
| ABSENT | | 0 | |

Ten members of the Committee having voted in the affirmative and three in the negative, it was the vote of the Committee that the nomination of Harry K. Ricker of Turner, for appointment to the Land For Maine's Future Board be confirmed.

Signed,

S/Peter E. Edgecomb
Senate Chair

S/Craig V. Hickman
House Chair

READ and ORDERED PLACED ON FILE.

The President laid before the Senate the following: "Shall the recommendation of the Committee on **AGRICULTURE, CONSERVATION AND FORESTRY** be overridden?"

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

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#499)

YEAS: Senators: None

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

No Senator having voted in the affirmative and 34 Senators having voted in the negative, and none 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 **Harry K. Ricker** of Turner for appointment to the Land For Maine's Future Board was **CONFIRMED**.

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

The Following Communication: S.C. 764

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

February 23, 2016

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 Agriculture, Conservation and Forestry has had under consideration the nomination of Fred W. Bucklin of Appleton, for appointment to the Land For Maine's Future Board.

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 | Edgecomb of Aroostook, Dill of Penobscot |
| | Representatives | 9 | Hickman of Winthrop, Black of Wilton, Chapman of Brooksville, Dunphy of Old Town, Edgecomb of Fort Fairfield, Kinney of Knox, Marean of Hollis, McElwee of Caribou, Saucier of Presque Isle |
| NAYS | | 0 | |
| ABSENT | | 2 | Sen. Saviello of Franklin, Rep. McCabe of Skowhegan |

Eleven members of the Committee having voted in the affirmative and zero in the negative, it was the vote of the Committee that the nomination of Fred W. Bucklin of Appleton, for appointment to the Land For Maine's Future Board be confirmed.

Signed,

S/Peter E. Edgecomb
Senate Chair

S/Craig V. Hickman
House Chair

READ and ORDERED PLACED ON FILE.

The President laid before the Senate the following: "Shall the recommendation of the Committee on **AGRICULTURE, CONSERVATION AND FORESTRY** be overridden?"

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

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#500)

YEAS: Senators: None

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

No Senator having voted in the affirmative and 34 Senators having voted in the negative, and none 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 **Fred W. Bucklin** of Appleton for appointment to the Land For Maine's Future Board was **CONFIRMED**.

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

The Following Communication: S.C. 765

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

February 23, 2016

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 Agriculture, Conservation and Forestry has had under consideration the nomination of Robert L. Meyers of Bath, for appointment to the Land For Maine's Future Board.

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 | Edgecomb of Aroostook, Dill of Penobscot |
| | Representatives | 9 | Hickman of Winthrop, Black of Wilton, Chapman of Brooksville, Dunphy of Old Town, Edgecomb of Fort Fairfield, Marean of Hollis, McCabe of Skowhegan, McElwee of Caribou, Saucier of Presque Isle |
| NAYS | | 0 | |
| ABSENT | | 2 | Sen. Saviello of Franklin, Rep. Kinney of Knox |

Eleven members of the Committee having voted in the affirmative and zero in the negative, it was the vote of the Committee that the nomination of Robert L. Meyers of Bath, for appointment to the Land For Maine's Future Board be confirmed.

Signed,

S/Peter E. Edgecomb
Senate Chair

S/Craig V. Hickman
House Chair

READ and ORDERED PLACED ON FILE.

The President laid before the Senate the following: "Shall the recommendation of the Committee on **AGRICULTURE, CONSERVATION AND FORESTRY** be overridden?"

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

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#501)

YEAS: Senators: None

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

No Senator having voted in the affirmative and 34 Senators having voted in the negative, and none 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 L. Meyers** of Bath for appointment to the Land For Maine's Future Board was **CONFIRMED**.

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

The Following Communication: S.C. 766

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

February 23, 2016

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 Agriculture, Conservation and Forestry has had under consideration the nomination of Millard Billings of Franklin, for appointment to the Maine Land Use Planning 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 | 1 | Edgecomb of Aroostook |
| | Representatives | 9 | Hickman of Winthrop, Black of Wilton, Chapman of Brooksville, Dunphy of Old Town, Edgecomb of Fort Fairfield, Kinney of Knox, Marean of Hollis, McElwee of Caribou, Saucier of Presque Isle |

NAYS 0

ABSENT 3 Sen. Dill of Penobscot, Sen. Saviello of Franklin, Rep. McCabe of Skowhegan

Ten members of the Committee having voted in the affirmative and zero in the negative, it was the vote of the Committee that the nomination of Millard Billings of Franklin, for appointment to the Maine Land Use Planning Commission be confirmed.

Signed,

S/Peter E. Edgecomb
Senate Chair

S/Craig V. Hickman
House Chair

READ and ORDERED PLACED ON FILE.

The President laid before the Senate the following: "Shall the recommendation of the Committee on **AGRICULTURE, CONSERVATION AND FORESTRY** be overridden?"

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

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#502)

YEAS: Senators: None

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

NAYS 0

ABSENT 0

Rep. Mitchell of Penobscot Nation was absent.

Thirteen members of the Committee having voted in the affirmative and zero in the negative, it was the vote of the Committee that the nomination of Theodore C. Helberg of Fairfield, for appointment to the Maine Human Rights Commission be confirmed.

Signed,

S/David C. Burns
Senate Chair

S/Barry J. Hobbins
House Chair

READ and ORDERED PLACED ON FILE.

The President laid before the Senate the following: "Shall the recommendation of the Committee on **JUDICIARY** be overridden?"

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

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#503)

YEAS: Senators: None

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

No Senator having voted in the affirmative and 34 Senators having voted in the negative, and none 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 **Theodore C. Helberg** of Fairfield for appointment to the Maine Human Rights Commission was **CONFIRMED**.

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

No Senator having voted in the affirmative and 34 Senators having voted in the negative, and none 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 **Millard Billings** of Franklin for appointment to the Maine Land Use Planning Commission was **CONFIRMED**.

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

The Following Communication: S.C. 773

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

February 23, 2016

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 Judiciary has had under consideration the nomination of Theodore C. Helberg of Fairfield, for appointment to the Maine Human Rights 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 | 3 | Burns of Washington, Johnson of Lincoln, Volk of Cumberland |
| | Representatives | 10 | Hobbins of Saco, Evangelos of Friendship, Ginzler of Bridgton, Guerin of Glenburn, Herrick of Paris, McCreight of Harpwell, Monaghan of Cape Elizabeth, Moonen of Portland, Sherman of Hodgdon, Warren of Hallowell |

The Following Communication: S.C. 767

**STATE OF MAINE
ONE HUNDRED AND TWENTY-SEVENTH LEGISLATURE
COMMITTEE ON LABOR, COMMERCE, RESEARCH AND
ECONOMIC DEVELOPMENT**

February 23, 2016

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 Labor, Commerce, Research and Economic Development has had under consideration the nomination of Michael C. Ryan of Freeport, for appointment to the Maine Labor Relations Board.

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 | Volk of Cumberland, Patrick of Oxford |
| | Representatives | 6 | Austin of Gray, Bates of Westbrook, Campbell of Newfield, Fecteau of Biddeford, Mastraccio of Sanford, Ward of Dedham |
| NAYS | | 0 | |
| ABSENT | | 5 | Sen. Cushing of Penobscot, Rep. Herbig of Belfast, Rep. Gilbert of Jay, Rep. Lockman of Amherst, Rep. Stetkis of Canaan |

Eight members of the Committee having voted in the affirmative and zero in the negative, it was the vote of the Committee that the nomination of Michael C. Ryan of Freeport, for appointment to the Maine Labor Relations Board be confirmed.

Signed,

S/Amy F. Volk
Senate Chair

S/Erin D. Herbig
House Chair

READ and ORDERED PLACED ON FILE.

The President laid before the Senate the following: "Shall the recommendation of the Committee on **LABOR, COMMERCE, RESEARCH AND ECONOMIC DEVELOPMENT** be overridden?"

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

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#504)

YEAS: Senators: None

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

No Senator having voted in the affirmative and 34 Senators having voted in the negative, and none 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 **Michael C. Ryan** of Freeport for appointment to the Maine Labor Relations Board was **CONFIRMED**.

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

The Following Communication: S.C. 768

**STATE OF MAINE
ONE HUNDRED AND TWENTY-SEVENTH LEGISLATURE
COMMITTEE ON LABOR, COMMERCE, RESEARCH AND
ECONOMIC DEVELOPMENT**

February 23, 2016

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 Labor, Commerce, Research and Economic Development has had under consideration the nomination of Jeffry J. Knuckles of Phippsburg, for appointment to the Maine Labor Relations Board.

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 | Volk of Cumberland, Patrick of Oxford |
| | Representatives | 6 | Austin of Gray, Bates of Westbrook, Campbell of Newfield, Fecteau of Biddeford, Mastraccio of Sanford, Ward of Dedham |
| NAYS | | 0 | |
| ABSENT | | 5 | Sen. Cushing of Penobscot, Rep. Herbig of Belfast, Rep. Gilbert of Jay, Rep. Lockman of Amherst, Rep. Stetkis of Canaan |

Eight members of the Committee having voted in the affirmative and zero in the negative, it was the vote of the Committee that the nomination of Jeffrey J. Knuckles of Phippsburg, for appointment to the Maine Labor Relations Board be confirmed.

Signed,

S/Amy F. Volk
Senate Chair

S/Erin D. Herbig
House Chair

READ and ORDERED PLACED ON FILE.

The President laid before the Senate the following: "Shall the recommendation of the Committee on **LABOR, COMMERCE, RESEARCH AND ECONOMIC DEVELOPMENT** be overridden?"

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

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#505)

| | |
|-------|--|
| YEAS: | Senators: None |
| NAYS: | Senators: ALFOND, BAKER, BRAKEY, BREEN, BURNS, COLLINS, CUSHING, CYRWAY, DAVIS, DIAMOND, DILL, EDGEComb, GERZOFsky, GRATWICK, HAMPER, HASKELL, HILL, JOHNSON, KATZ, LANGLEY, LIBBY, MASON, MCCORMICK, MILLETT, MIRAMANT, PATRICK, ROSEN, SAVIELLO, VALENTINO, VOLK, WHITTEMORE, WILLETTE, WOODSOME, THE PRESIDENT - MICHAEL D. THIBODEAU |

No Senator having voted in the affirmative and 34 Senators having voted in the negative, and none 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 **Jeffrey J. Knuckles** of Phippsburg for appointment to the Maine Labor Relations Board was **CONFIRMED**.

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

The Following Communication: S.C. 769

STATE OF MAINE ONE HUNDRED AND TWENTY-SEVENTH LEGISLATURE COMMITTEE ON LABOR, COMMERCE, RESEARCH AND ECONOMIC DEVELOPMENT

February 23, 2016

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 Labor, Commerce, Research and Economic Development has had under consideration the nomination of Katherine I. Rand of Scarborough, for reappointment to the Maine Labor Relations Board.

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 | Volk of Cumberland, Patrick of Oxford |
| | Representatives | 6 | Austin of Gray, Bates of Westbrook, Campbell of Newfield, Fecteau of Biddeford, Mastraccio of Sanford, Ward of Dedham |
| NAYS | | 0 | |
| ABSENT | | 5 | Sen. Cushing of Penobscot, Rep. Herbig of Belfast, Rep. Gilbert of Jay, Rep. Lockman of Amherst, Rep. Stetkis of Canaan |

Eight members of the Committee having voted in the affirmative and zero in the negative, it was the vote of the Committee that the nomination of Katherine I. Rand of Scarborough, for reappointment to the Maine Labor Relations Board be confirmed.

Signed,

S/Amy F. Volk
Senate Chair

S/Erin D. Herbig
House Chair

READ and ORDERED PLACED ON FILE.

The President laid before the Senate the following: "Shall the recommendation of the Committee on **LABOR, COMMERCE, RESEARCH AND ECONOMIC DEVELOPMENT** be overridden?"

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

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#506)

YEAS: Senators: None

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

No Senator having voted in the affirmative and 34 Senators having voted in the negative, and none 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 **Katherine I. Rand** of Scarborough for reappointment to the Maine Labor Relations Board was **CONFIRMED**.

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

The Following Communication: S.C. 770

**STATE OF MAINE
ONE HUNDRED AND TWENTY-SEVENTH LEGISLATURE
COMMITTEE ON LABOR, COMMERCE, RESEARCH AND
ECONOMIC DEVELOPMENT**

February 23, 2016

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 Labor, Commerce, Research and Economic Development has had under consideration the nomination of Richard L. Hornbeck of Bowdoinham, for reappointment to the Maine Labor Relations Board.

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 | Volk of Cumberland, Patrick of Oxford |
| | Representatives | 6 | Austin of Gray, Bates of Westbrook, Campbell of Newfield, Fecteau of Biddeford, Mastraccio of Sanford, Ward of Dedham |
| NAYS | | 0 | |
| ABSENT | | 5 | Sen. Cushing of Penobscot, Rep. Herbig of Belfast, Rep. Gilbert of Jay, Rep. Lockman of Amherst, Rep. Stetkis of Canaan |

Eight members of the Committee having voted in the affirmative and zero in the negative, it was the vote of the Committee that the nomination of Richard L. Hornbeck of Bowdoinham, for reappointment to the Maine Labor Relations Board be confirmed.

Signed,

S/ Amy F. Volk
Senate Chair

S/ Erin D. Herbig
House Chair

READ and ORDERED PLACED ON FILE.

The President laid before the Senate the following: "Shall the recommendation of the Committee on **LABOR, COMMERCE, RESEARCH AND ECONOMIC DEVELOPMENT** be overridden?"

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

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#507)

YEAS: Senators: None

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

No Senator having voted in the affirmative and 34 Senators having voted in the negative, and none 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 **Richard L. Hornbeck** of Bowdoinham for reappointment to the Maine Labor Relations Board was **CONFIRMED**.

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

The Following Communication: S.C. 771

**STATE OF MAINE
ONE HUNDRED AND TWENTY-SEVENTH LEGISLATURE
COMMITTEE ON LABOR, COMMERCE, RESEARCH AND
ECONOMIC DEVELOPMENT**

February 23, 2016

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

Dear President Thibodeau and Speaker Eves:

Please accept this letter as the report of the findings of the Joint Standing Committee on Labor, Commerce, Research and Economic Development from its review and evaluation of the Department of Labor under the State Government Evaluation Act, Title 3 Maine Revised Statutes, chapter 35.

The committee finds that the Department of Labor is operating effectively and efficiently within its statutory authority.

Sincerely,

S/Senator Amy F. Volk
Senate Chair

S/Representative Erin D. Herbig
House Chair

READ and ORDERED PLACED ON FILE.

Senate at Ease.

Senate called to order by the President.

Off Record Remarks

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

The Following Communication: S.C. 772

**TOWN OF SCARBOROUGH, MAINE
US ROUTE ONE, PO BOX 360
SCARBOROUGH, MAINE 04070-0360**

February 18, 2016

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

Dear Ms. Priest:

At the Scarborough Town Council meeting held on Wednesday, February 17, 2016, the Town Council unanimously voted in support of Resolution 16-003, urging the Maine State Legislature to pass a significant supplemental appropriation for Education (GPA).

Enclosed please find Resolution 16-003, signed by the Chairman of the Scarborough Town Council and attested by the Town Clerk. This Resolution is respectfully being submitted to the Maine House on behalf of the Scarborough Town Council, the Town Manager and most importantly, the residents of the Town of Scarborough.

Sincerely,

S/Yolande P. Justice
Town Clerk

READ and with accompanying papers ORDERED PLACED ON FILE.

The Following Communication: H.C. 451

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

February 12, 2016

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

Dear Honorable Members of the 127th Legislature:

Under the authority vested in me by Article IV, Part Third, Section 2 of the Constitution of the State of Maine, I am hereby vetoing LD 1460, "Resolve, Regarding Legislative Review of Portions of Chapter 301: Fee Schedule and Administrative Procedures for Payment of Commission Assigned Counsel, a Major Substantive Rule of the Maine Commission on Indigent Legal Services."

This legislation approves of Maine Commission on Indigent Legal Services' rulemaking to increase the rate of pay for attorneys who provide indigent legal services. This pay raise and the entire system for providing indigent defense is a bad deal for Maine, and I cannot abide continuing to prop up a system that refuses to hold attorneys accountable or introduce cost predictability, it is unfair to Maine's indigent and Maine taxpayers.

The Commission and the current system for providing indigent legal services were established in 2009 in order to separate this function from the Judicial Branch. In that time, the budget for the Commission has grown year over year from a little over \$10.5 million in fiscal year 2011 to the budgeted amount of more than \$19 million for the current fiscal year. Not only has the budget for these services exploded, but also there seems to be no way to predict this growth. As the Legislature well knows, it is asked almost every fiscal year to provide additional, unbudgeted supplemental funding to this Commission because nobody seems to be able to manage (or predict) this spending. In fact, I understand that the Commission is now seeking over \$3 million in unbudgeted supplemental funding for the second year of biennium.

It appears the fiscal appetite of this Commission will never be satiated and the pay raise provided for by this resolve only exacerbates this problem.

I have proposed the creation of a public defender system to regularize the costs of providing this service and to improve the quality of services we provide to indigent defendants. Unfortunately, when those who stood to lose – the lawyers now billing the State – showed up in force to keep taxpayer dollars flowing in their direction, legislators wilted and opted for the *status quo*. I will not enable this system, let alone add to the problem by giving those involved a pay raise. For these reasons, I return LD 1460 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 Resolve:

Resolve, Regarding Legislative Review of Portions of Chapter 301: Fee Schedule and Administrative Procedures for Payment of Commission Assigned Counsel, a Major Substantive Rule of the Maine Commission on Indigent Legal Services (EMERGENCY)
H.P. 1002 L.D. 1460

Comes from the House, 136 members having voted in the affirmative and 9 in the negative, the veto of the Governor was Overridden and it was the vote of the House that the Bill become law notwithstanding the objections of the Governor.

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

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

SENATE PAPERS

Bill "An Act To Provide Funding to the Maine Budget Stabilization Fund" (EMERGENCY)

S.P. 647 L.D. 1606

Presented by Senator HAMPER of Oxford. (GOVERNOR'S BILL)
Cosponsored by Representative WINSOR of Norway.

On motion by Senator **HAMPER** of Oxford, **REFERRED** to the Committee on **APPROPRIATIONS AND FINANCIAL AFFAIRS** and ordered printed.

Sent down for concurrence.

Bill "An Act To Extend the Time for Commencing an Action Relating to Death Caused by Homicide"

S.P. 646 L.D. 1605

Presented by Senator VALENTINO of York.
Cosponsored by Representative WARD of Dedham and Senators: BURNS of Washington, DIAMOND of Cumberland, GERZOFKY of Cumberland, JOHNSON of Lincoln, KATZ of Kennebec, Representatives: CHENETTE of Saco, GERRISH of Lebanon, HOBBS of Saco.
Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 205.

On motion by Senator **BURNS** of Washington, **REFERRED** to the Committee on **JUDICIARY** and ordered printed.

Sent down for concurrence.

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

SENATE PAPERS

Bill "An Act To Exempt from Sales Tax Meals Sold by Nonprofit Organizations"

S.P. 651 L.D. 1613

Presented by Senator SAVIELLO of Franklin.
Cosponsored by Representative WHITE of Washburn and
Senator: BREEN of Cumberland, Representatives: DUCHESNE
of Hudson, HANLEY of Pittston, MARTIN of Eagle Lake,
TUCKER of Brunswick.
Approved for introduction by a majority of the Legislative Council
pursuant to Joint Rule 205.

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

Sent down for concurrence.

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

REPORTS OF COMMITTEES

Senate

Pursuant to Statute

Senator ROSEN for the Committee on **CRIMINAL JUSTICE AND
PUBLIC SAFETY** on Resolve, To Provide Funding for the County
Jail Operations Fund (EMERGENCY)

S.P. 652 L.D. 1614

Reported that the same be **REFERRED** to the Committee on
CRIMINAL JUSTICE AND PUBLIC SAFETY, pursuant to the
Maine Revised Statutes, Title 34-A, section 1402, subsection 13.

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

REFERRED to the Committee on **CRIMINAL JUSTICE AND
PUBLIC SAFETY**

Sent down for concurrence.

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

ORDERS

Joint Order

On motion by Senator **BURNS** of Washington, the following Joint
Order:

S.P. 650

ORDERED, the House concurring, that the Joint Standing
Committee on Judiciary shall report out, to the Senate, a bill to
implement the recommendations of the Intergovernmental Pretrial
Justice Reform Task Force.

READ and **PASSED**.

Sent down for concurrence.

Joint Resolution

On motion by Senator **DAVIS** of Piscataquis, the following Joint
Resolution:

S.P. 648

JOINT RESOLUTION RECOGNIZING MARCH AS COLORECTAL CANCER AWARENESS MONTH

WHEREAS, colorectal cancer is the third most commonly
diagnosed cancer and the second most common cause of cancer
deaths for men and women combined in the United States and it
affects men and women equally; and

WHEREAS, every 3 minutes someone is diagnosed with
colorectal cancer and every 10 minutes someone dies from
colorectal cancer; and

WHEREAS, the vast majority of colorectal cancer deaths could
have been prevented through proper screening and early
detection but only 39% of colorectal cancer patients are
diagnosed at an early stage; and

WHEREAS, the survival rate of individuals who have early-stage
colorectal cancer is 90% but the survival rate is only 10% for
individuals diagnosed after the cancer has spread to other
organs; and

WHEREAS, the national goal established by the National
Colorectal Cancer Roundtable is that 80% of Americans 50 years
of age and older be screened by 2018; and

WHEREAS, if the majority of people in the United States 50 years
of age or older were screened regularly for colorectal cancer, the
death rate from this disease could plummet by up to 70%; and

WHEREAS, colorectal cancer is preventable, treatable and
survivable in most cases; and

WHEREAS, observing a Colorectal Cancer Awareness Month
would provide a special opportunity to offer education on the
importance of early detection and screening; now, therefore, be it

RESOLVED: That We, the Members of the One Hundred and
Twenty-seventh Legislature now assembled in the Second
Regular Session, on behalf of the people we represent, take this
opportunity to recognize March as Colorectal Cancer Awareness
Month.

READ.

THE PRESIDENT: The Chair recognizes the Senator from Piscataquis, Senator Davis.

Senator **DAVIS:** Thank you very much, Mr. President. I'd just like to take two or three minutes or so to speak to this. According to the website called ScreenMaine.org, 300 people in the State of Maine are going to die of colon cancer this coming year. According to this website, which tracks several different types of cancer, 90% of these people would not die if they had early screening. These people will be young and old. They'll be Republicans, Democrats, unenrolled. They will be all sorts of folks and they'll all die because they didn't have early screening.

I'd like to tell you about a couple of folks that I'm very familiar with; one really familiar with. The first one I'd like to tell you about is my good friend Chandler Woodcock. He is the Commissioner of Inland Fisheries and Wildlife, and we all know that. His brother, Steve, had colon cancer. He was 54 years old. On his deathbed he insisted that his brother Chandler have a colonoscopy. Chandler said, "Nah, I'm not going to do that," but he did. Guess what? They found cancer and he was operated on and got it early and his life was saved. His brother wasn't so fortunate. He died. I learned this morning that my good seatmate, the good Senator from Franklin County, Senator Saviello, at age 42 had colon cancer and he told me that he wasn't feeling well and he went to the doctor and a long series of events occurred and they found two very cancerous polyps in his colon and he's here today because of early screening.

Mr. President, in the summer of 2011 my wife had a colonoscopy; and Dr. Evans in Dover-Foxcroft told her, "Don't wait the five years they usually say. Don't do that. You have one within the next three years," and she did. Lo and behold, she had colon cancer. First there was surgery and then sixteen treatments of chemotherapy, but in April of last year she was found to be in remission. Since that time we talked about it, Patti and I did, and we decided that we would go public with this. I put articles in the newspapers back home. I did everything that I could do to make the public aware. Folks, I can't tell you how many people have come up to me and thanked me for that. I've had total strangers come up to me and say, "I read your article. I went and had a colonoscopy and they found some polyps that were cancerous." You all have the opportunity to do this. You help your constituents if you do this.

Finally, go to ScreenMaine.org. It gives you a lot of information about different types of cancer. Thank you, Mr. President.

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

Senator **GRATWICK:** Thank you very much, Mr. President. Just very briefly. I'd like to thank very much the comments by Senator Davis. I think they're highly appropriate. This is something that should particularly appeal to this group here, over age 50. We're all going to die someday. Colon cancer is a way you do not want to die. No one likes having colonoscopies. If you need to, you can have anesthesia. I think it's something that's now become widespread. This whole issue is supported by the Maine Hospital Association, by the Maine Medical Association, by insurance companies. It's a way to save not only money but save health. I commend you very much for bringing this up, sir. Thank you.

On motion by Senator **DAVIS** of Piscataquis, **ADOPTED.**

Sent down for concurrence.

Off Record Remarks

REPORTS OF COMMITTEES

House

Pursuant to Resolve

The Committee on **AGRICULTURE, CONSERVATION AND FORESTRY** on Bill "An Act To Implement the Recommendations of the Task Force To Ensure Integrity in the Use of Service Animals"

H.P. 1092 L.D. 1601

Reported that the same be **REFERRED** to the Committee on **JUDICIARY**, pursuant to Resolve, chapter 36, section 3.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **REFERRED** to the Committee on **JUDICIARY**.

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

REFERRED to the Committee on **JUDICIARY**, in concurrence.

Pursuant to Resolve

The Committee on **VETERANS AND LEGAL AFFAIRS** on Resolve, To Implement the Recommendations of the Commission To Strengthen and Align the Services Provided to Maine's Veterans by Authorizing MaineCare Transportation Services To Transport Veterans to Medical Appointments Administered by the United States Department of Veterans Affairs

H.P. 1090 L.D. 1599

Reported that the same be **REFERRED** to the Committee on **HEALTH AND HUMAN SERVICES**, pursuant to Resolve, chapter 48, section 7.

Comes from the House with the Report **READ** and **ACCEPTED** and the Resolve **REFERRED** to the Committee on **HEALTH AND HUMAN SERVICES**.

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

REFERRED to the Committee on **HEALTH AND HUMAN SERVICES**, in concurrence.

Pursuant to Resolve

The Committee on **VETERANS AND LEGAL AFFAIRS** on Resolve, To Implement the Recommendations of the Commission To Strengthen and Align the Services Provided to Maine's Veterans by Establishing a Pilot Project To Inform the Development of a Long-term Transportation Policy To Assist Veterans

H.P. 1093 L.D. 1602

Reported that the same be **REFERRED** to the Committee on **TRANSPORTATION**, pursuant to Resolve, chapter 48.

Comes from the House with the Report **READ** and **ACCEPTED** and the Resolve **REFERRED** to the Committee on **TRANSPORTATION**.

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

REFERRED to the Committee on **TRANSPORTATION**, in concurrence.

Pursuant to Statute

The Committee on **LABOR, COMMERCE, RESEARCH AND ECONOMIC DEVELOPMENT** on Bill "An Act To Amend Procedures for the Licensing of Architects and Foresters" (EMERGENCY)

H.P. 1088 L.D. 1598

Reported that the same be **REFERRED** to the Committee on **LABOR, COMMERCE, RESEARCH AND ECONOMIC DEVELOPMENT**, pursuant to the Maine Revised Statutes, Title 3, section 955, subsection 4.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **REFERRED** to the Committee on **LABOR, COMMERCE, RESEARCH AND ECONOMIC DEVELOPMENT**.

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

REFERRED to the Committee on **LABOR, COMMERCE, RESEARCH AND ECONOMIC DEVELOPMENT**, in concurrence.

Senate

Ought to Pass As Amended

Senator ROSEN for the Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY** on Bill "An Act To Protect All Students in Elementary or Secondary Schools from Sexual Assault by School Officials"

S.P. 601 L.D. 1540

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-365)**.

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

READ ONCE.

Committee Amendment "A" (S-365) **READ** and **ADOPTED**.

ASSIGNED FOR SECOND READING NEXT LEGISLATIVE DAY.

Senator COLLINS for the Committee on **TRANSPORTATION** on Bill "An Act To Amend Maine's Motor Vehicle Laws"
S.P. 581 L.D. 1483

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-367)**.

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

READ ONCE.

Committee Amendment "A" (S-367) **READ** and **ADOPTED**.

ASSIGNED FOR SECOND READING NEXT LEGISLATIVE DAY.

Divided Report

The Majority of the Committee on **ENERGY, UTILITIES AND TECHNOLOGY** on Bill "An Act To Assist Low-income Electricity Consumers"

S.P. 511 L.D. 1382

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

Signed:

Senators:

HILL of York
MASON of Androscoggin
WOODSOME of York

Representatives:

DION of Portland
BEAVERS of South Berwick
DeCHANT of Bath
DUNPHY of Embden
GROHMAN of Biddeford
HIGGINS of Dover-Foxcroft
O'CONNOR of Berwick
RYKERSON of Kittery
WADSWORTH of Hiram

The Minority of the same Committee on the same subject reported that the same **Ought To Pass as Amended by Committee Amendment "A" (S-364)**.

Signed:

Representative:

BABBIDGE of Kennebunk

Reports **READ**.

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

Sent down for concurrence.

Divided Report

The Majority of the Committee on **STATE AND LOCAL GOVERNMENT** on Bill "An Act To Strengthen Intragovernment Communication"

S.P. 611 L.D. 1560

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

Signed:

Senators:

WHITEMORE of Somerset
WILLETTE of Aroostook

Representatives:

GREENWOOD of Wales
HARRINGTON of Sanford
PICKETT of Dixfield
ORDWAY of Standish

Reports **READ**.

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

Sent down for concurrence.

Divided Report

The Majority of the Committee on **VETERANS AND LEGAL AFFAIRS** on Bill "An Act To Protect Maine Voters from Intimidating Videotaping at the Polls"

S.P. 625 L.D. 1574

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-366)**.

Signed:

Senators:

COLLINS of York
CYRWAY of Kennebec
PATRICK of Oxford

Representatives:

LUCHINI of Ellsworth
GOLDEN of Lewiston
HANINGTON of Lincoln
KINNEY of Limington
LONGSTAFF of Waterville
MONAGHAN of Cape Elizabeth
SAUCIER of Presque Isle
SCHNECK of Bangor

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

Signed:

Representatives:

DILLINGHAM of Oxford
TURNER of Burlington

Reports **READ**.

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

READ ONCE.

Committee Amendment "A" (S-366) **READ** and **ADOPTED**.

ASSIGNED FOR SECOND READING NEXT LEGISLATIVE DAY.

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

SECOND READERS

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

House

Resolve, Regarding Legislative Review of the Final Repeal of Chapter 101, MaineCare Benefits Manual, Chapter III, Section 32: Allowances for Waiver Services for Children with Intellectual Disabilities or Pervasive Developmental Disorders, a Major Substantive Rule of the Department of Health and Human Services (EMERGENCY)

H.P. 1047 L.D. 1522

Resolve, Regarding Legislative Review of Portions of Chapter 373: Financial and Technical Capacity Standards of the Site Location of Development Act, a Major Substantive Rule of the Department of Environmental Protection (EMERGENCY)

H.P. 1064 L.D. 1568

Resolve, Regarding Legislative Review of Portions of Chapter 375: No Adverse Environmental Effect Standards of the Site Location of Development Act, a Major Substantive Rule of the Department of Environmental Protection (EMERGENCY)

H.P. 1065 L.D. 1569

Resolve, Regarding Legislative Review of Chapter 380: Long-term Construction Projects Under the Site Location of Development Act, a Major Substantive Rule of the Department of Environmental Protection (EMERGENCY)

H.P. 1066 L.D. 1570

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

House As Amended

Bill "An Act To Allow Members of the State Employee and Teacher Retirement Program To Reapply for Disability Retirement Benefits after Denial and To Allow the Board of Trustees of the Maine Public Employees Retirement System To Offer Long-term Disability Insurance Coverage"

H.P. 1004 L.D. 1463
(C "A" H-517)

Bill "An Act To Make Allocations from Maine Turnpike Authority Funds for the Maine Turnpike Authority for the Calendar Year Ending December 31, 2017"

H.P. 1053 L.D. 1546
(C "A" H-518)

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

Senate As Amended

Bill "An Act To Ensure the Comprehensive Medical, Dental, Educational and Behavioral Assessment of Children Entering State Custody"

S.P. 82 L.D. 213
(C "A" S-362)

Bill "An Act To Create and Sustain High-quality Maine Jobs"
S.P. 578 L.D. 1480
(C "A" S-363)

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

Sent down for concurrence.

Bill "An Act Regarding the Election Laws" (EMERGENCY)
S.P. 582 L.D. 1484
(C "A" S-350)

READ A SECOND TIME.

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

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

ENACTORS

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

Emergency Measure

An Act To Facilitate Student Loan Repayment by Allowing Graduates To Claim Educational Opportunity Tax Credits on Eligible Portions of Consolidated Loans

H.P. 1028 L.D. 1505
(C "A" H-512)

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

Emergency Resolve

Resolve, Regarding Legislative Review of Chapter 30: Prior Approval Process and Stop Work Orders, a Major Substantive Rule of the Department of Agriculture, Conservation and Forestry, Bureau of Forestry

H.P. 999 L.D. 1458

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

Ordered sent down forthwith.

Act

An Act Regarding Sales Representatives Employed by Licensed Wholesalers

S.P. 564 L.D. 1466
(C "A" S-357)

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

Ordered sent down forthwith.

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

PAPERS FROM THE HOUSE

House Paper

Bill "An Act To Allow the Placement of Road Signs Advertising Events That Benefit Certain Organizations and Allow Free Admission to Military Personnel" (EMERGENCY)
H.P. 1096 L.D. 1608

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

On motion by Senator **COLLINS** of York, **REFERRED** to the Committee on **TRANSPORTATION** and ordered printed, in concurrence.

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

REPORTS OF COMMITTEES

House

Pursuant to Public Law

The Committee on **LABOR, COMMERCE, RESEARCH AND ECONOMIC DEVELOPMENT** on Bill "An Act To Implement the Recommendations of the Maine Affordable Housing Working Group"

H.P. 1095 L.D. 1607

Reported that the same be **REFERRED** to the Committee on **LABOR, COMMERCE, RESEARCH AND ECONOMIC DEVELOPMENT**, pursuant to Public Law, chapter 267, Part QQQQ, section 1.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **REFERRED** to the Committee on **LABOR, COMMERCE, RESEARCH AND ECONOMIC DEVELOPMENT**.

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

REFERRED to the Committee on **LABOR, COMMERCE, RESEARCH AND ECONOMIC DEVELOPMENT**, in concurrence.

Pursuant to Resolve

The Committee on **VETERANS AND LEGAL AFFAIRS** on Bill "An Act To Clarify the Laws Governing Certain Benefits Provided to Veterans and Military Service Members"
H.P. 1098 L.D. 1610

Reported that the same be **REFERRED** to the Committee on **VETERANS AND LEGAL AFFAIRS**, pursuant to Resolve, chapter 19.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **REFERRED** to the Committee on **VETERANS AND LEGAL AFFAIRS**.

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

REFERRED to the Committee on **VETERANS AND LEGAL AFFAIRS**, in concurrence.

Off Record Remarks

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

REPORTS OF COMMITTEES

House

Pursuant to Resolve

The Committee on **VETERANS AND LEGAL AFFAIRS** on Bill "An Act To Implement the Recommendations of the Commission To Strengthen and Align the Services Provided to Maine's Veterans by Establishing an Interagency Council To Coordinate Services for Homeless Veterans"
H.P. 1099 L.D. 1611

Reported that the same be **REFERRED** to the Committee on **VETERANS AND LEGAL AFFAIRS**, pursuant to Resolve, chapter 48, section 7.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **REFERRED** to the Committee on **VETERANS AND LEGAL AFFAIRS**.

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

REFERRED to the Committee on **VETERANS AND LEGAL AFFAIRS**, in concurrence.

Pursuant to Resolve

The Committee on **VETERANS AND LEGAL AFFAIRS** on Bill "An Act To Implement the Recommendations of the Commission To Strengthen and Align the Services Provided to Maine's Veterans Regarding Enhancements to the Bureau of Maine Veterans' Services"

H.P. 1100 L.D. 1612

Reported that the same be **REFERRED** to the Committee on **VETERANS AND LEGAL AFFAIRS**, pursuant to Resolve, chapter 48, section 7.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **REFERRED** to the Committee on **VETERANS AND LEGAL AFFAIRS**.

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

REFERRED to the Committee on **VETERANS AND LEGAL AFFAIRS**, in concurrence.

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

On motion by Senator **CUSHING** of Penobscot, **ADJOURNED**, pursuant to the Joint Order, until Tuesday, March 1, 2016, at 10:00 in the morning.