

MAINE STATE LEGISLATURE

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Senate Legislative Record

One Hundred and Twenty-Seventh Legislature

State of Maine

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

In Senate Chamber
Thursday
March 10, 2016

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

Prayer by Pastor Arthur Fairbrother Jr., Royal Ridge Church of
God in Scarborough.

PASTOR FAIRBROTHER: Good morning. Thank you for
allowing me the privilege to be with you today. I just want to say
for those of you that may pray differently than me, or maybe don't
pray at all, I just want to offer just a couple of seconds of silence
in respect of your beliefs.

Let us pray. Precious Heavenly Father, I thank You for being
a prayer answering and covenant keeping God. I thank You for
giving us access to You, who alone holds all power and majesty
and authority. Thank You for the promise that if we abide in You,
and Your word abides in us, then we can ask what we desire and
we shall receive. Thank You for the promise that the effective
fervent prayers of a righteous man avails much. I pray today,
Lord, for this Body, the 127th Senate of Maine. I pray for every
elected official in this Chamber. I pray for their families, their
careers, and desires of their hearts. I pray you would keep them
in good health and sound mind, that You would bless them as
they honor You in their decisions. I thank You for this nation that
we live in. I thank You for the vision of our forefathers, that we
might be governed by the division of power so that our destiny
does not rest in the hands of one person. To that end, God, I
pray that our destiny will not be controlled by special interests;
personal agendas; racial, social, economic prejudice; or injustice.
God, I pray today for the policies and procedures, discussions
and outcomes that are compassionate and fair, Lord God.
Father, I pray for the common good of all Mainers. I pray that no
select group of people would feel entitled to make choices around
their own comfort or convenience that would have an adverse
effect on the masses. Father, I pray that G.K. Chesterton was
correct in 1909 when he said, "The first principle of democracy is
this; that the things common to all men are more important than
the things peculiar to any one man." I pray for a spirit of gratitude
that we were born here in the greatest nation and in the greatest
state of that nation to exist. Help those in this Chamber to be
thankful for this opportunity that You have given them to lead and
to govern and to remind them at each deliberation, at each
meeting, each vote that they, too, will be held accountable for all
the decisions and deeds done while in leadership. Give us
productivity today, but not just today but every day, that You can
be pleased and be able to say well done. In Your precious and
Holy name I pray. Amen.

Pledge of Allegiance led by Senator Garrett P. Mason of
Androscoggin County.

Reading of the Journal of Wednesday, March 9, 2016.

Doctor of the day, Meredith Norris, DO of Kennebunk.

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. 673

Ordered, the House concurring, that when the Senate and House
adjourn, they do so until Tuesday, March 15, 2016 at 10:00 in the
morning.

READ and PASSED.

Ordered sent down forthwith for concurrence.

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

PAPERS FROM THE HOUSE

Non-Concurrent Matter

RESOLUTION, Proposing an Amendment to the Constitution of
Maine To Require That 5 Percent of Signatures on a Direct
Initiative of Legislation Come from Each County
S.P. 272 L.D. 742
(C "B" S-356)

In House, March 1, 2016, **FAILED FINAL PASSAGE.**

In Senate, March 8, 2016, **FINALLY PASSED, in NON-
CONCURRENCE.**

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

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

COMMUNICATIONS

The Following Communication: S.C. 805

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

March 8, 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 Transportation has had under consideration the nomination of Bryan P. Cutchen, Rear Admiral of West Gardiner, for appointment to the Maine Turnpike Authority, Board of Directors.

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	Collins of York, Diamond of Cumberland
	Representatives	10	McLean of Gorham, Bryant of Windham, Farrin of Norridgewock, Gillway of Searsport, Golden of Lewiston, Hobart of Bowdoinham, Hogan of Old Orchard Beach, Parry of Arundel, Powers of Naples, Verow of Brewer

NAYS 0

ABSENT 1 Sen. Rosen of Hancock

Twelve 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 Bryan P. Cutchen, Rear Admiral of West Gardiner, for appointment to the Maine Turnpike Authority, Board of Directors be confirmed.

Signed,

S/Ronald F. Collins
Senate Chair

S/Andrew J. McLean
House Chair

READ and ORDERED PLACED ON FILE.

The President laid before the Senate the following: "Shall the recommendation of the Committee on **TRANSPORTATION** 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 (#519)

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, WHITEMORE, 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 **Bryan P. Cutchen**, Rear Admiral, of West Gardiner for appointment to the Maine Turnpike Authority, Board of Directors was **CONFIRMED**.

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

ORDERS OF THE DAY

Out of order and under suspension of the Rules, the Chair laid before the Senate the following Tabled and Later Assigned (2/25/16) matter:

JOINT ORDER - Expression of Legislative Sentiment
Recognizing the Southern Maine Agency on Aging
SLS 944

Tabled - February 25, 2016, by Senator **MILLETT** of Cumberland

Pending - **PASSAGE**

(In Senate, February 25, 2016, **READ**.)

READ.

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

Senator **MILLETT**: Thank you, Mr. President. Ladies and gentlemen of the Senate, enough can't be said about the critical work of Southern Maine Agency on Aging. Simply put, its mission is to improve the quality of life for older adults, adults with disabilities, and the people who care for them, but their work is far from simple. The scope and depth of the Agency's work is breathtaking. Meals on Wheels, community cafes, fall prevention,

Medicare counseling, family caregiver support, Vet to Vet, adult day centers. That is just but a sampling of everything that they do. This morning we are recognizing the 30th Anniversary of their work as the Maine Senior Games. "An ounce of prevention is worth a pound of cure." All you need to do is spend a little time with the Senior Game athletes, as I have, to see the living proof of Ben Franklin's famous quote. The vivaciousness of their minds, bodies, and spirits is palpable and, I would say from the perspective of our legislative sedentary life, aspirational. The games are a chance for those who have maintained their athleticism to compete and inspire others to get up and get active. I think just as importantly Maine Senior Games combines fitness with friendship and fun. I offer our heartfelt gratitude to Southern Maine Agency on Aging and Maine Senior Games staff, volunteers, and athletes for all they do to help keep Maine fit, healthy, and active and for being such great role models. Thank you, Mr. President.

PASSED.

Sent down for concurrence.

THE PRESIDENT: The Chair is pleased to recognize in the rear of the Chamber Larry Gross, CEO of Southern Maine Agency on Aging; Kate Putnam, Chief Advancement Officer of Southern Maine Agency on Aging; Jo Dill, Coordinator; and Maine Senior Games athletes and volunteers Johnneen and Patrick McCaffery and Eve Abreu. They are the guests today of the Senator from Cumberland, Senator Millett. Would they please rise and accept the greetings of the Senate.

Off Record Remarks

The Following Communication: S.C. 806

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

March 8, 2016

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

Dear Secretary Priest,

Pursuant to my authority under Title 5, section 12004-I, subsection 36-D I have appointed Hilary Schneider of Brunswick to the Tobacco Prevention and Control Advisory Council effective immediately.

Should you have any questions regarding this appointment, please do not hesitate to contact me.

Sincerely,

S/Mark W. Eves
Speaker of the House

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 807

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

March 8, 2016

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

Dear President Thibodeau,

This is to inform you that I am today nominating Deborah P. Cashman, Esq. of West Bath for appointment as a Judge to the Maine District Court.

Pursuant to Title 4, MRSA §157, this appointment is contingent on the Maine Senate confirmation after review by the Joint Standing Committee on Judiciary.

Sincerely,

S/Paul R. LePage
Governor

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 808

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

March 8, 2016

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

Dear President Thibodeau,

This is to inform you that I am today nominating Patrick C. Larson, Esq. of Bangor for appointment as a Judge to the Maine District Court.

Pursuant to Title 4, MRSA §157 this appointment is contingent on the Maine Senate confirmation after review by the Joint Standing Committee on Judiciary.

Sincerely,

S/Paul R. LePage
Governor

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 809

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

March 8, 2016

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

Dear President Thibodeau,

This is to inform you that I am today nominating Judge E. Paul Eggert of Westbrook for appointment to Active Retired Status of the Maine District Court.

Pursuant to Title 4, MRSA §157-B, this appointment is contingent on the Maine Senate confirmation after review by the Joint Standing Committee on Judiciary.

Sincerely,

S/Paul R. LePage
Governor

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 810

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

March 8, 2016

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

Dear President Thibodeau,

This is to inform you that I am today nominating Judge Keith A. Powers of Cape Elizabeth for appointment to Active Retired Status of the Maine District Court.

Pursuant to Title 4, MRSA §157-B, this appointment is contingent on the Maine Senate confirmation after review by the Joint Standing Committee on Judiciary.

Sincerely,

S/Paul R. LePage
Governor

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 811

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

March 8, 2016

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

Dear President Thibodeau,

This is to inform you that I am today nominating Harold L. Stewart II, Esq. of Presque Isle for appointment as a Justice to the Maine Superior Court.

Pursuant to Article V, Part First, §8, of the Maine Constitution, this appointment is contingent on the Maine Senate confirmation after review by the Joint Standing Committee on Judiciary.

Sincerely,

S/Paul R. LePage
Governor

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 812

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

March 8, 2016

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

Dear President Thibodeau,

This is to inform you that I am today nominating Justice E. Allen Hunter of Caribou for appointment to Active Retired Status of the Maine Superior Court.

Pursuant to Title 4, MRSA §104, this appointment is contingent on the Maine Senate confirmation after review by the Joint Standing Committee on Judiciary.

Sincerely,

S/Paul R. LePage
Governor

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 813

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

March 8, 2016

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

Dear Secretary Priest:

Pursuant to my authority under Title 5, section 12004-I, subsection 36-D, I have appointed Heather Smith of Fort Kent to the Tobacco Prevention and Control Advisory Council effective immediately.

Should you have any questions regarding this appointment, please do not hesitate to contact me.

Sincerely,

S/Mark W. Eves
Speaker of the House

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 814

**STATE OF MAINE
127TH LEGISLATURE
MAINE STATE SENATE
PRESIDENT'S OFFICE**

March 4, 2016

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

Dear Secretary Priest,

Pursuant to my authority under Title 5, MRSA, Chapter 319, Section 3371, I am pleased to appoint Senator Stan Gerzofsky to the Maine Fire Protection Services Commission. He will replace former Senator David Dutremble effective date of this letter.

If you have any questions regarding this appointment please do not hesitate to contact my office.

Sincerely,

S/Michael D. Thibodeau
President of the Senate

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 800

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

March 7, 2016

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

Dear President Thibodeau and Speaker Eves:

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

L.D. 866 An Act To Ensure Efficiency and Safety in the
Bureau of Forestry

This is notification of the Committee's action.

Sincerely,

S/Sen. Peter E. Edgecomb
Senate Chair

S/Rep. Craig V. Hickman
House Chair

READ and with accompanying papers ORDERED PLACED ON FILE.

The Following Communication: S.C. 801

**STATE OF MAINE
ONE HUNDRED AND TWENTY-SEVENTH LEGISLATURE
COMMITTEE ON APPROPRIATIONS AND FINANCIAL
AFFAIRS**

March 7, 2016

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 Appropriations and Financial Affairs has voted unanimously to report the following bill(s) out "Ought Not to Pass":

L.D. 1515 An Act To Update the Laws Governing the
Maine Public Employees Retirement System as
They Relate to Wartime Veterans

This is notification of the Committee's action.

Sincerely,

S/Sen. James M. Hamper S/Rep. Margaret R. Rotundo
Senate Chair House Chair

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

The Following Communication: S.C. 815

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

March 9, 2016

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

Dear President Thibodeau and Speaker Eves:

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

L.D. 1599 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

L.D. 1620 Resolve, Establishing a Stakeholder Group To
Examine Methods of Protecting the Elderly and
Persons with Disabilities from Financial
Exploitation

This is notification of the Committee's action.

Sincerely,

S/Sen. Eric L. Brakey S/Rep. Andrew M. Gattine
Senate Chair House Chair

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

The Following Communication: S.C. 802

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

March 1, 2016

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

Dear President Thibodeau and Speaker Eves:

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

L.D. 1214 An Act To Implement the Recommendations of
the Mental Health Working Group

This is notification of the Committee's action.

Sincerely,

S/Sen. David C. Burns S/Rep. Barry J. Hobbins
Senate Chair House Chair

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

The Following Communication: S.C. 816

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

March 7, 2016

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

Dear President Thibodeau and Speaker Eves:

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

- L.D. 221 An Act To Amend the Laws Regarding Service Animal Housing Accommodations
- L.D. 1163 An Act To Amend the Garnishment Laws of the State
- L.D. 1177 An Act To Enact the Recommendations of the Probate and Trust Law Advisory Commission Regarding the Maine Uniform Fiduciary Access to Digital Assets Act

This is notification of the Committee's action.

Sincerely,

S/Sen. David C. Burns S/Rep. Barry J. Hobbins
Senate Chair House Chair

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

The Following Communication: S.C. 803

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

March 7, 2016

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 Labor, Commerce, Research and Economic Development has voted unanimously to report the following bill(s) out "Ought Not to Pass":

- L.D. 1591 An Act To Amend the Maine Veterinary Practice Act

This is notification of the Committee's action.

Sincerely,

S/Sen. Amy F. Volk S/Rep. Erin D. Herbig
Senate Chair House Chair

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

The Following Communication: S.C. 804

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

March 7, 2016

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 Transportation has voted unanimously to report the following bill(s) out "Ought Not to Pass":

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

This is notification of the Committee's action.

Sincerely,

S/Sen. Ronald F. Collins S/Rep. Andrew J. McLean
Senate Chair House Chair

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

Senate at Ease.

Senate called to order by the President.

SENATE PAPERS

Bill "An Act To Provide Emergency Repair Funding for the Restoration of the Official State Vessel, the Schooner Bowdoin" (EMERGENCY)

S.P. 667 L.D. 1640

Presented by Senator ROSEN of Hancock.
Cosponsored by Representative FREDDETTE of Newport and Senators: CUSHING of Penobscot, KATZ of Kennebec, LANGLEY of Hancock, Representatives: BECK of Waterville, CHAPMAN of Brooksville, GRANT of Gardiner, JORGENSEN of Portland, MAKER of Calais.
Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 205.

Bill "An Act To Address Employee Recruitment and Retention Issues at State Mental Health Institutions" (EMERGENCY)
S.P. 670 L.D. 1645

Presented by Senator KATZ of Kennebec.
Cosponsored by Representative DOORE of Augusta and Senators: GRATWICK of Penobscot, HASKELL of Cumberland, Representatives: FOWLE of Vassalboro, FREY of Bangor, GATTINE of Westbrook, GRANT of Gardiner, MALABY of Hancock, POULIOT of Augusta.
Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 205.

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 Relating to Penalties for Drug Offenses"
S.P. 672 L.D. 1647

Presented by Senator CYRWAY of Kennebec. (GOVERNOR'S BILL)

On motion by Senator **ROSEN** of Hancock, **REFERRED** to the Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY** and ordered printed.

Sent down for concurrence.

Bill "An Act To Prevent Opiate Abuse by Strengthening the Controlled Substances Prescription Monitoring Program"
S.P. 671 L.D. 1646

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

Cosponsored by Representative McCABE of Skowhegan and Senators: HASKELL of Cumberland, MASON of Androscoggin, McCORMICK of Kennebec, Representatives: ESPLING of New Gloucester, HEAD of Bethel, PETERSON of Rumford, SANDERSON of Chelsea, VACHON of Scarborough.

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

Sent down for concurrence.

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

ORDERS

Joint Order

On motion by Senator **WOODSOME** of York, the following Joint Order:

S.P. 668

ORDERED, the House concurring, that the Joint Standing Committee on Energy, Utilities and Technology shall report out, to the Senate, a bill relating to contracts for the purchase of energy and capacity with generation facilities that are deemed to produce zero greenhouse gas emissions.

READ.

On further motion by same Senator, **TABLED** until Later in Today's Session, pending **PASSAGE**.

Expression of Legislative Sentiment recognizing:

The following members of the George Stevens Academy Boys Basketball Team, of Blue Hill, who have won the 2016 Class C State Championship: players Nicholas Szwed, Will Entwistle, Dakota Chipman, Khaled Clark, Jarrod Chase, Jacob Keenan, Beckett Slayton, Jiahao (Steven) Wang, Tyler Snow, Taylor Schildroth, Max Mattson, Stefan Simmons, Percy Zentz and Reece Dannenberg; student assistant Ethan Snow; scorekeeper Guy Haney; coach Dwayne Carter; and assistant coaches Matthew Mattson and Mark Ensworth. We extend our congratulations to the members of the team on this achievement and offer them our best wishes;

SLS 982

Sponsored by Senator LANGLEY of Hancock.
Cosponsored by Senator: ROSEN of Hancock, Representatives: CHAPMAN of Brooksville, WARD of Dedham.

READ.

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

Senator **LANGLEY:** Thank you, Mr. President. Men and women of the Senate, it's a joy to rise today to honor the George Stevens Academy Basketball Team. If you are a member of the Education and Cultural Affairs Committee, every day when we introduce ourselves to begin our work we take a couple of minutes to brag about the kids and teams in our districts and have quite nice rivalries going amongst our members. Today I have here visiting us the top ranked George Stevens Academy Eagles, who raised the gold ball and took home the Class C State Championship for the 59 to 46 win over Waynflete Flyers at the Augusta Civic Center on February 27th. At the beginning of the game Waynflete had posted the first score of the game one minute in before sophomore Taylor Schildroth shot a clean three pointer to add to his nine point run in the first quarter. The Eagles had a 14 to 7 lead into the second quarter, but saw that slip to one point with less than one minute left. A field goal by Chase stretched the lead to three at the end of the first half, 25 to 22. It was truly an exciting game to watch. They went into the final quarter at 40 to 35 and pulled away to win by 13 points. The Eagles' run to the State Championship was not without drama. After the top ranked Eagles crushed number eight Fort Kent 73 to 28, and in the finals shot down number five Schenck 68 to 39, they had to gut out a tough 55 to 43 win against Bucksport. Senator Rosen and I share this school, so one of our teams won and one of our teams lost in this process. With the State Championship GSA finished 21 and 1 for the season. The Eagles boys are now 3 for 3, winning Class C Regional in 1979, 2003, and now in 2016, and they were also crowned State Champions in 1943. I'd like to point out to this Chamber that this team now is forever linked to the State House because tragedy has befallen the State House here today. If I were to ask this Body what would be the worst thing that could happen here in this Body, it might be a budget negotiation breaking down and government shut-down happening. You could maybe think of the worst thing. I would contend today that what is the worst thing that happened is when the team was coming through with their gold ball and when it ran through the scanner this morning the ball was snapped off the top of the stand. I would contend that that's far worse than maybe a government

shut-down due to budget negotiations failing. Next week I may have to put in a Joint Resolution where we pay for a new ball, but rest assured that measures are underway as we speak to have that ball replaced and, frankly, the team coaches have said they will cut the current one into little pieces and every team member will have a piece of gold ball to take with them into the future. We'll get that ball to them at their school. They will forever have a story linked to this Body. With that, men and women of the Senate, thank you very much.

PASSED.

Sent down for concurrence.

THE PRESIDENT: The Chair is pleased to recognize in the Chamber today the 2016 Class C State Champion George Stevens Academy Boys Basketball Team. Would they please rise and accept the congratulations of the Senate.

REPORTS OF COMMITTEES

House

Ought to Pass

The Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY** on Resolve, Regarding Legislative Review of Portions of Chapter 4: Water-based Fire Protection Systems, a Late-filed Major Substantive Rule of the Department of Public Safety, Office of the State Fire Marshal (EMERGENCY)

H.P. 1105 L.D. 1626

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

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

READ and **ACCEPTED**, in concurrence.

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

The Committee on **ENERGY, UTILITIES AND TECHNOLOGY** on Bill "An Act To Improve Services for Persons Who Are Deaf or Hard of Hearing by Updating the Laws Governing Qualifications for Certain Members of the Telecommunications Relay Services Advisory Council"

H.P. 1076 L.D. 1585

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

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

READ and **ACCEPTED**, in concurrence.

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

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 **Ought to Pass**.

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

READ and **ACCEPTED**, in concurrence.

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

Ought to Pass As Amended

The Committee on **AGRICULTURE, CONSERVATION AND FORESTRY** on Resolve, Regarding Legislative Review of Portions of Chapter 26: Producer Margins, a Late-filed Major Substantive Rule of the Maine Milk Commission (EMERGENCY)

H.P. 1072 L.D. 1580

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-544)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Resolve **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-544)**.

READ and **ACCEPTED**, in concurrence.

READ ONCE.

Committee Amendment "A" (H-544) **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 **CRIMINAL JUSTICE AND PUBLIC SAFETY** on Bill "An Act To Amend the Laws on Protection from Abuse and Unauthorized Dissemination of Certain Private Images" (EMERGENCY)

H.P. 1010 L.D. 1487

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-545)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-545)**.

READ and **ACCEPTED**, in concurrence.

READ ONCE.

Committee Amendment "A" (H-545) **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 Require the State To Adequately Pay for Emergency Medical Services"

H.P. 1006 L.D. 1465

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-547)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-547)**.

READ and **ACCEPTED**, in concurrence.

READ ONCE.

Committee Amendment "A" (H-547) **READ** and **ADOPTED**, in concurrence.

ASSIGNED FOR SECOND READING NEXT LEGISLATIVE DAY.

The Committee on **HEALTH AND HUMAN SERVICES** on Bill "An Act To Support Maine People in Recovery"

H.P. 1019 L.D. 1496

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-546)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-546)**.

READ and **ACCEPTED**, in concurrence.

READ ONCE.

Committee Amendment "A" (H-546) **READ** and **ADOPTED**, in concurrence.

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

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

Divided Report

Six Members of the Committee on **TAXATION** on Bill "An Act To Provide Tax Revenue To Offset Transfers to the Maine Clean Election Fund"

H.P. 1110 L.D. 1634

Reported in Report "A" that the same **Ought to Pass** pursuant to the Maine Revised Statutes, Title 36, section 199-E.

Signed:

Senator:

LIBBY of Androscoggin

Representatives:

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

Six 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-540)** pursuant to the Maine Revised Statutes, Title 36, section 199-E.

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 Report "A" **OUGHT TO PASS** pursuant to the Maine Revised Statutes, Title 36, section 199-E **READ and ACCEPTED** and the Bill **PASSED TO BE ENGROSSED**.

Reports **READ**.

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

Senate

Ought to Pass As Amended

Senator ROSEN for the Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY** on Resolve, To Provide Wage Parity for Supervisors of Law Enforcement Personnel (EMERGENCY)

S.P. 585 L.D. 1523

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-383)**.

READ and ACCEPTED.

READ ONCE.

Committee Amendment "A" (S-383) **READ and ADOPTED**.

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

Sent down for concurrence.

Senator ROSEN for the Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY** on Bill "An Act Regarding the Application Fees and Inspection Fees Associated with the Provision of Amusement Rides"

S.P. 591 L.D. 1529

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-382)**.

READ and ACCEPTED.

READ ONCE.

Committee Amendment "A" (S-382) **READ and ADOPTED**.

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

Sent down for concurrence.

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

SECOND READERS

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

House

Bill "An Act To Amend the Quorum Requirements That Apply to the Citizen Trade Policy Commission"

H.P. 1049 L.D. 1538

Resolve, Regarding Legislative Review of Portions of Chapter 270: Uniform Reporting System for Quality Data Sets, a Late-filed Major Substantive Rule of the Maine Health Data Organization (EMERGENCY)

H.P. 1073 L.D. 1581

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

House As Amended

Resolve, To Study the Feasibility of a State Firefighter Training Facility

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

Bill "An Act To Promote Maine's Economic Development and Critical Communications for Rural Family Farms, Businesses and Residences by Strategic Public Investments in High-speed Internet"

H.P. 560 L.D. 826
(H "B" H-542 to C "A" H-523)

Bill "An Act To Implement the Recommendations of the Probate and Trust Law Advisory Commission Concerning the Probate Code"

H.P. 900 L.D. 1322
(C "A" H-539)

Bill "An Act To Establish November 1st as Veterans in the Arts and Humanities Day"

H.P. 1027 L.D. 1504
(C "A" H-535)

Bill "An Act To Allow School Resource Officers To Have Jurisdiction at Off-site Events" (EMERGENCY)

H.P. 1041 L.D. 1516
(C "A" H-529)

Bill "An Act To Amend the Laws Governing Oversight of and Responsibility for the Kim Wallace Adaptive Equipment Loan Program Fund"

H.P. 1056 L.D. 1549
(C "A" H-536)

Bill "An Act To Amend the Laws Regarding the Operation of an All-terrain Vehicle or Snowmobile on a Controlled Access Highway" (EMERGENCY)

H.P. 1063 L.D. 1567
(C "A" H-541)

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

Senate As Amended

Bill "An Act To Provide an Annual Cost-of-living Adjustment to Nursing Facilities To Further Implement the Recommendations of the Commission To Study Long-term Care Facilities"

S.P. 595 L.D. 1533
(C "A" S-381)

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

Sent down for concurrence.

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

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

SENATE PAPERS

Bill "An Act To Amend the Laws Governing the Controlled Substances Prescription Monitoring Program and To Review Limits on the Prescription of Controlled Substances"
S.P. 674 L.D. 1648

Presented by Senator KATZ of Kennebec.
Cosponsored by Representative VACHON of Scarborough and Senator: HASKELL of Cumberland, Representatives: Speaker EVES of North Berwick, GATTINE of Westbrook, MALABY of Hancock, SANBORN of Gorham, TUELL of East Machias.
Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 205.

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

Ordered sent down forthwith for concurrence.

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

PAPERS FROM THE HOUSE

House Papers

Resolve, Establishing the Commission To Study Ways To Support and Strengthen the Direct Care Workforce across the Long-term Care Continuum (EMERGENCY)
H.P. 1119 L.D. 1644

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

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

**Pursuant to Statute
Revisor of Statutes**

The **Revisor of Statutes**, pursuant to the Maine Revised Statutes, Title 1, section 94 asked leave to report that the accompanying Bill "An Act To Correct Errors and Inconsistencies in the Laws of Maine" (EMERGENCY)

H.P. 1118 L.D. 1643

Be **REFERRED** to the Committee on **JUDICIARY** and ordered printed pursuant to Joint Rule 218.

Comes from the House, Report **READ** and **ACCEPTED**, and the Bill **REFERRED** to the Committee on **JUDICIARY** and ordered printed pursuant to Joint Rule 218.

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

REFERRED to the Committee on **JUDICIARY** and ordered printed pursuant to Joint Rule 218, in concurrence.

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

REPORTS OF COMMITTEES

House

Pursuant to Resolve

The Committee on **ENERGY, UTILITIES AND TECHNOLOGY** on Bill "An Act To Modernize Maine's Solar Power Policy and Encourage Economic Development"

H.P. 1120 L.D. 1649

Reported that the same be **REFERRED** to the Committee on **ENERGY, UTILITIES AND TECHNOLOGY**, pursuant to Resolve, chapter 37, section 2.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **REFERRED** to the Committee on **ENERGY, UTILITIES AND TECHNOLOGY**.

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

Bill and accompanying papers **REFERRED** to the Committee on **ENERGY, UTILITIES AND TECHNOLOGY**, in concurrence.

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

PAPERS FROM THE HOUSE

Non-Concurrent Matter

Bill "An Act Regarding Stolen Valor"

S.P. 669 L.D. 1642

In Senate, March 9, 2016, on motion by Senator **ROSEN** of Hancock, **REFERRED** to the Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY** and ordered printed.

Comes from the House, **REFERRED** to the Committee on **JUDICIARY**, in **NON-CONCURRENCE**.

On motion by Senator **BURNS** of Washington, the Senate **RECEDED** and **CONCURRED**.

Off Record Remarks

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

On motion by Senator **MASON** of Androscoggin, **ADJOURNED**, pursuant to the Joint Order, until Tuesday, March 15, 2016, at 10:00 in the morning.