

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
Friday
April 8, 2016

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

Prayer by Senator Rebecca J. Millett of Cumberland County.

SENATOR MILLETT: Good morning. Make Your ways known
upon earth, Lord God, Your saving power among all peoples.
Renew Your church in holiness and help us to serve You with joy.
Guide the leaders of all nations that justice may prevail
throughout the world. Let not the needy be forgotten, nor the
hope of the poor be taken away. Make us instruments of Your
peace and let Your glory be over all the earth. Amen.

Pledge of Allegiance led by Senator John L. Patrick of Oxford
County.

Reading of the Journal of Thursday, April 7, 2016.

Doctor of the day, Sam Cady, M.D. of Portland.

Off Record Remarks

COMMUNICATIONS

The Following Communication: S.C. 966

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

April 7, 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 Michael H. Graham of Weld, for
appointment to the State Harness Racing Commission.

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

YEAS	Senators	2	Edgecomb of Aroostook, Saviello of Franklin
	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. Dill of Penobscot, 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 Michael H. Graham of Weld, for appointment to the
State Harness Racing Commission be confirmed.

Signed,

S/Peter E. Edgecomb
Senate Chair

S/Craig V. Hickman
House Chair

READ and ORDERED PLACED ON FILE.

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

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 (#623)

YEAS: Senators: None

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

ABSENT: Senators: ALFOND, MIRAMANT

EXCUSED: Senator: VOLK

No Senator having voted in the affirmative and 32 Senators having voted in the negative, with 2 Senators being absent and 1 Senator being excused, 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 H. Graham** of Weld for appointment to the State Harness Racing Commission was **CONFIRMED**.

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

The Following Communication: S.C. 964

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

April 7, 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 Lisa Turner of Freeport, 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
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Representatives	4	Black of Wilton, Edgecomb of Fort Fairfield, Kinney of Knox, McElwee of Caribou
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NAYS Senators 0

Representatives	6	Hickman of Winthrop, Chapman of Brooksville, Dunphy of Old Town, Marean of Hollis, McCabe of Skowhegan, Saucier of Presque Isle
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ABSENT 0

Seven members of the Committee having voted in the affirmative and six in the negative, it was the vote of the Committee that the nomination of Lisa Turner of Freeport, 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 (#624)

YEAS: Senator: GRATWICK

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

EXCUSED: Senator: VOLK

1 Senator having voted in the affirmative and 33 Senators having voted in the negative, with 1 Senator being excused, and 1 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 **Lisa Turner** of Freeport 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. 965

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

April 7, 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 Bradley S. Moll of Yarmouth, 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	8	Hickman of Winthrop, Black of Wilton, Dunphy of Old Town, Edgecomb of Fort Fairfield, Kinney of Knox, McCabe of Skowhegan, McElwee of Caribou, Saucier of Presque Isle
NAYS	Senators	0	
	Representatives	2	Chapman of Brooksville, Marean of Hollis
ABSENT		0	

Eleven members of the Committee having voted in the affirmative and two in the negative, it was the vote of the Committee that the nomination of Bradley S. Moll of Yarmouth, 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 (#625)

YEAS: Senators: None

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

EXCUSED: Senator: VOLK

No Senator having voted in the affirmative and 34 Senators having voted in the negative, with 1 Senator being excused, 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 **Bradley S. Moll** of Yarmouth 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. 962

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

April 7, 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 Alexander R. Willette of Lewiston, for appointment to the State Harness Racing Commission.

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

YEAS	Senators	2	Edgecomb of Aroostook, Saviello of Franklin
	Representatives	10	Hickman of Winthrop, Black of Wilton, Chapman of Brooksville, Dunphy of Old Town, Edgecomb of Fort Fairfield, Kinney of Knox, Marean of Hollis, McCabe of Skowhegan, McElwee of Caribou, Saucier of Presque Isle
NAYS		0	
ABSENT		1	Sen. Dill of Penobscot

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 Alexander R. Willette of Lewiston, for appointment to the State Harness Racing Commission be confirmed.

Signed,

S/Peter E. Edgecomb
Senate Chair

S/Craig V. Hickman
House Chair

READ and ORDERED PLACED ON FILE.

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

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 (#626)

YEAS: Senators: None

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

EXCUSED: Senators: ALFOND, VOLK

No Senator having voted in the affirmative and 33 Senators having voted in the negative, with 2 Senators being excused, 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 **Alexander R. Willette** of Lewiston for appointment to the State Harness Racing Commission was **CONFIRMED**.

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

Off Record Remarks

The Following Communication: S.C. 963

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

April 7, 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 William L. Varney of Bangor, for appointment to the State Harness Racing Commission.

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

YEAS	Senators	2	Edgecomb of Aroostook, Saviello of Franklin
	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. Dill of Penobscot, 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 William L. Varney of Bangor, for appointment to the State Harness Racing 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 (#627)

YEAS: Senators: None

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

EXCUSED: Senators: ALFOND, VOLK

No Senator having voted in the affirmative and 33 Senators having voted in the negative, with 2 Senators being excused, 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 **William L. Varney** of Bangor for appointment to the State Harness Racing Commission was **CONFIRMED**.

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

The Following Communication: S.C. 958

**STATE OF MAINE
ONE HUNDRED AND TWENTY-SEVENTH LEGISLATURE
COMMITTEE ON EDUCATION AND CULTURAL AFFAIRS**

April 6, 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 Education and Cultural Affairs has had under consideration the nomination of Theresa A. Sutton of Cumberland, for appointment to the University of Maine System, Board of Trustees.

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	Langley of Hancock, Millett of Cumberland
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Representatives 10 Kornfield of Bangor, Daughtry of Brunswick, Farnsworth of Portland, Hubbell of Bar Harbor, Maker of Calais, McClellan of Raymond, Pierce of Falmouth, Pouliot of Augusta, Stearns of Guilford, Tipping-Spitz of Orono

No Senator having voted in the affirmative and 33 Senators having voted in the negative, with 2 Senators being excused, 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 **Theresa A. Sutton** of Cumberland for appointment to the University of Maine System, Board of Trustees was **CONFIRMED**.

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

The Following Communication: S.C. 959

**STATE OF MAINE
ONE HUNDRED AND TWENTY-SEVENTH LEGISLATURE
COMMITTEE ON EDUCATION AND CULTURAL AFFAIRS**

April 6, 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 Education and Cultural Affairs has had under consideration the nomination of Jason E. Coombs of Brunswick, for appointment to the University of Maine System, Board of Trustees.

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	Langley of Hancock, Edgecomb of Aroostook, Millett of Cumberland
	Representatives	10	Kornfield of Bangor, Daughtry of Brunswick, Farnsworth of Portland, Hubbell of Bar Harbor, Maker of Calais, McClellan of Raymond, Pierce of Falmouth, Pouliot of Augusta, Stearns of Guilford, Tipping-Spitz of Orono
NAYS		0	
ABSENT		0	

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 Jason E. Coombs of Brunswick, for appointment to the University of Maine System, Board of Trustees be confirmed.

NAYS 0

ABSENT 1 Sen. Edgecomb of Aroostook

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 Theresa A. Sutton of Cumberland, for appointment to the University of Maine System, Board of Trustees be confirmed.

Signed,

S/Brian D. Langley
Senate Chair

S/Victoria P. Kornfield
House Chair

READ and ORDERED PLACED ON FILE.

The President laid before the Senate the following: "Shall the recommendation of the Committee on **EDUCATION AND CULTURAL AFFAIRS** 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 (#628)

YEAS: Senators: None

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

EXCUSED: Senators: ALFOND, VOLK

Signed,

S/Brian D. Langley
Senate Chair

S/Victoria P. Kornfield
House Chair

READ and ORDERED PLACED ON FILE.

The President laid before the Senate the following: "Shall the recommendation of the Committee on **EDUCATION AND CULTURAL AFFAIRS** 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 (#629)

YEAS: Senators: None

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

EXCUSED: Senators: ALFOND, VOLK

No Senator having voted in the affirmative and 33 Senators having voted in the negative, with 2 Senators being excused, 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 **Jason E. Coombs** of Brunswick for appointment to the University of Maine System, Board of Trustees was **CONFIRMED**.

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

The Following Communication: S.C. 960

**STATE OF MAINE
ONE HUNDRED AND TWENTY-SEVENTH LEGISLATURE
COMMITTEE ON EDUCATION AND CULTURAL AFFAIRS**

April 6, 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 Education and Cultural Affairs has had under consideration the nomination of John M. B. Craig of Waterville, for appointment to the University of Maine System, Board of Trustees.

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	Langley of Hancock, Millett of Cumberland
	Representatives	10	Kornfield of Bangor, Daughtry of Brunswick, Farnsworth of Portland, Hubbell of Bar Harbor, Maker of Calais, McClellan of Raymond, Pierce of Falmouth, Pouliot of Augusta, Stearns of Guilford, Tipping-Spitz of Orono
NAYS		0	
ABSENT		1	Sen. Edgcomb of Aroostook

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 John M. B. Craig of Waterville, for appointment to the University of Maine System, Board of Trustees be confirmed.

Signed,

S/Brian D. Langley
Senate Chair

S/Victoria P. Kornfield
House Chair

READ and ORDERED PLACED ON FILE.

The President laid before the Senate the following: "Shall the recommendation of the Committee on **EDUCATION AND CULTURAL AFFAIRS** 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 (#630)

YEAS: Senators: None

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

EXCUSED: Senators: ALFOND, VOLK

No Senator having voted in the affirmative and 33 Senators having voted in the negative, with 2 Senators being excused, 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 **John M. B. Craig** of Waterville for appointment to the University of Maine System, Board of Trustees was **CONFIRMED**.

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

The Following Communication: S.C. 961

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

April 7, 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 Dr. Carlann Welch of North Yarmouth, for appointment to the Maine Commission on Indigent Legal Services.

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	Burns of Washington, Johnson of Lincoln
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Representatives 7

Hobbins of Saco, Evangelos of Friendship, Ginzler of Bridgton, Guerin of Glenburn, Herrick of Paris, McCreight of Harpswell, Sherman of Hodgdon

NAYS 0

ABSENT 4

Sen. Volk of Cumberland, Rep. Monaghan of Cape Elizabeth, Rep. Moonen of Portland, Rep. Warren of Hallowell

Rep. Mitchell of Penobscot Nation was absent.

Nine 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 Dr. Carlann Welch of North Yarmouth, for appointment to the Maine Commission on Indigent Legal Services 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 (#631)

YEAS: Senators: None

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

EXCUSED: Senators: ALFOND, VOLK

No Senator having voted in the affirmative and 33 Senators having voted in the negative, with 2 Senators being excused, 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 Dr. **Carlann Welch** of North Yarmouth for appointment to the Maine Commission on Indigent Legal Services was **CONFIRMED**.

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

Senate at Ease.

Senate called to order by the President.

ORDERS OF THE DAY

Unfinished Business

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

The Chair laid before the Senate the following Tabled and Later Assigned (3/28/16) matter:

JOINT ORDER - Recognizing Margo Walsh of Falmouth
SLS 1059

Tabled - March 28, 2016, by Senator **BREEN** of Cumberland

Pending - **PASSAGE**

(In Senate, March 28, 2016, **READ**.)

READ.

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

Senator **BREEN:** Thank you, Mr. President. Men and women of the Senate, the Sentiment I'm pleased to present today starts with two questions. First, how do we address the critical labor shortages reported by major employers in the state of Maine? Second, how do we boost employment for Maine veterans, Maine people in recovery from addiction, and Maine people who are leaving the correctional system? The answer, Mr. President, is embodied in Margo Walsh, the founder and CEO of Maine Works LLC. Maine Works is a temporary employment agency that specializes in finding industrial construction employment for veterans, individuals in recovery from substance abuse, and those reentering the job market after being incarcerated. As MaineBiz magazine said in a feature article in 2014, "Hers is no ordinary employment service. She hires workers who others typically won't, veterans reentering the workforce, immigrants, recovering drug or alcohol abusers, and those with previous non-violent convictions, and gives them a chance to rebuild their

lives." Ms. Walsh has put workers in jobs with companies like Cianbro, Shaw Brothers, PC Construction, and other well-known members of the Associated General Contractors of America. The inspiration for Maine Works grew directly out of Ms. Walsh's extensive professional experience in human resources with Fortune 500 companies as well as her personal experience in recovery. In addition, she has tapped into local resources such as the Portland Chapter of SCORE, a non-profit that offers advice and mentoring to entrepreneur and she has worked with local lenders to capitalize her operations. Her company now has about six permanent employees and up to 75 temporary workers, depending on the seasonal demands in industrial construction. Revenues in 2015 were \$1.6 million. For all of these reasons, Ms. Walsh was just named the United States Small Business Administration 2016 Maine Small Business Person of the Year. Mr. President, Margo Walsh and Maine Works is a win, win, win story and I'm proud to represent her in the Maine Senate. Thank you, Mr. President.

PASSED.

Sent down for concurrence.

REPORTS OF COMMITTEES

Senate

Divided Report

The Majority of the Committee on **HEALTH AND HUMAN SERVICES** on Bill "An Act To Improve the Health of Maine Citizens and the Economy of Maine by Providing Affordable Market-based Coverage Options to Low-income Uninsured Citizens"

S.P. 226 L.D. 633

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-487)**.

Signed:

Senator:

HASKELL of Cumberland

Representatives:

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

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

Signed:

Senators:

BRAKEY of Androscoggin
McCORMICK of Kennebec

Representatives:

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

Reports **READ**.

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

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

HELD MATTER

Bill "An Act To Improve the Integrity of Maine's Welfare Programs"

S.P. 384 L.D. 1097
(C "B" S-482)

(Senate, April 7, 2016, on motion by Senator **BRAKEY** of Androscoggin, the Minority **OUGHT TO PASS AS AMENDED** Report **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "B" (S-482)**.)

On motion by Senator **PATRICK** of Oxford, the Senate **RECONSIDERED** whereby the Bill was **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "B" (S-482)**.

On further motion by same Senator, the Senate **RECONSIDERED** whereby it **ACCEPTED** the Minority **OUGHT TO PASS AS AMENDED BY COMMITTEE AMENDMENT "B" (S-482)** Report.

Same Senator requested a Roll Call.

On motion by Senator **MASON** of Androscoggin, **TABLED** until Later in Today's Session, pending **ACCEPTANCE** of the Minority **OUGHT TO PASS AS AMENDED BY COMMITTEE AMENDMENT "B" (S-482)** Report. (Roll Call Requested)

Off Record Remarks

RECESSED until the sound of the bell.

After Recess

Senate called to order by the President.

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

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

REPORTS OF COMMITTEES

House

Ought to Pass As Amended

The Committee on **AGRICULTURE, CONSERVATION AND FORESTRY** on Bill "An Act To Implement the Recommendations of the Commission To Study the Public Reserved Lands Management Fund"

H.P. 1106 L.D. 1629

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-648)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-648)**.

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

READ ONCE.

Committee Amendment "A" (H-648) **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 **ENVIRONMENT AND NATURAL RESOURCES** on Bill "An Act To Create a Sustainable Solution to the Handling, Management and Disposal of Solid Waste in the State"

H.P. 207 L.D. 313

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-616)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-616) AS AMENDED BY HOUSE AMENDMENT "A" (H-640)** thereto.

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

READ ONCE.

Committee Amendment "A" (H-616) **READ**.

House Amendment "A" (H-640) to Committee Amendment "A" (H-616) **READ** and **ADOPTED**, in concurrence.

Committee Amendment "A" (H-616) as Amended by House Amendment "A" (H-640) thereto, **ADOPTED**, in concurrence.

Under suspension of the Rules, **READ A SECOND TIME** and **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-616) AS AMENDED BY HOUSE AMENDMENT "A" (H-640)** thereto, in concurrence.

The Committee on **HEALTH AND HUMAN SERVICES** on Bill "An Act To Establish Peer Center Reimbursement"

H.P. 576 L.D. 842

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-649)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-649)**.

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

READ ONCE.

Committee Amendment "A" (H-649) **READ** and **ADOPTED**, in concurrence.

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

Divided Report

The Majority of the Committee on **LABOR, COMMERCE, RESEARCH AND ECONOMIC DEVELOPMENT** on Bill "An Act To Conform Maine Law to the Requirements of the American Dental Association Commission on Dental Accreditation"

H.P. 1037 L.D. 1514

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-593)**.

Signed:

Senator:

PATRICK of Oxford

Representatives:

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

The Minority of the same Committee on the same subject reported that the same **Ought To Pass as Amended by Committee Amendment "B" (H-594)**.

Signed:

Senators:

VOLK of Cumberland
CUSHING of Penobscot

Comes from the House with the Majority **OUGHT TO PASS AS AMENDED BY COMMITTEE AMENDMENT "A" (H-593)** Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-593) AS AMENDED BY HOUSE AMENDMENT "A" (H-654)** thereto.

Reports **READ**.

Senator **VOLK** of Cumberland moved the Senate **ACCEPT** the Minority **OUGHT TO PASS AS AMENDED BY COMMITTEE AMENDMENT "B" (H-594)** Report, in **NON-CONCURRENCE**.

On further motion by same Senator, **TABLED** until Later in Today's Session, pending the motion by same Senator to **ACCEPT** the Minority **OUGHT TO PASS AS AMENDED BY COMMITTEE AMENDMENT "B" (H-594)** Report, in **NON-CONCURRENCE**.

Divided Report

The Majority of the Committee on **STATE AND LOCAL GOVERNMENT** on Bill "An Act To Increase the Salary of the Governor and the Salary of Legislators upon Reduction in the Size of the Legislature"

H.P. 1149 L.D. 1679

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

Signed:

Senator:

LIBBY of Androscoggin

Representatives:

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

The Minority of the same Committee on the same subject reported that the same **Ought To Pass as Amended by Committee Amendment "A" (H-646)**.

Signed:

Senators:

WHITEMORE of Somerset
WILLETTE of Aroostook

Representatives:

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

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

Reports **READ**.

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

Divided Report

The Majority of the Committee on **VETERANS AND LEGAL**
AFFAIRS on Bill "An Act To Increase Fairness in Campaign
Financing"

H.P. 623 L.D. 904

Reported that the same **Ought to Pass as Amended by**
Committee Amendment "A" (H-568).

Signed:

Senators:

CYRWAY of Kennebec
COLLINS of York
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
TURNER of Burlington

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

Signed:

Representative:

DILLINGHAM of Oxford

(Representative BEAR of the Houlton Band of Maliseet Indians
supports the Majority **Ought To Pass as Amended** Report.)

Comes from the House with the Majority **OUGHT TO PASS AS**
AMENDED Report **READ** and **ACCEPTED** and the Bill **PASSED**
TO BE ENGROSSED AS AMENDED BY COMMITTEE
AMENDMENT "A" (H-568).

Reports **READ**.

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

Divided Report

The Majority of the Committee on **VETERANS AND LEGAL**
AFFAIRS on Bill "An Act To Amend the Laws Governing Funding
of Maine Clean Election Act Candidates"

H.P. 1153 L.D. 1688

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

Signed:

Senators:

CYRWAY of Kennebec
COLLINS of York
PATRICK of Oxford

Representatives:

LUCHINI of Ellsworth
GOLDEN of Lewiston
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 To Pass as Amended by**
Committee Amendment "A" (H-647).

Signed:

Representatives:

DILLINGHAM of Oxford
HANINGTON of Lincoln
TURNER of Burlington

(Representative BEAR of the Houlton Band of Maliseet Indians
supports the Majority **Ought Not To Pass** Report.)

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

Reports **READ**.

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

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

ENACTORS

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

Emergency Resolve

Resolve, Regarding Legislative Review of Portions of Chapter 3: Maine Clean Election Act and Related Provisions, a Late-filed Major Substantive Rule of the Commission on Governmental Ethics and Election Practices

H.P. 1136 L.D. 1666
(C "A" H-633)

Comes from the House, Bill and accompanying papers **INDEFINITELY POSTPONED**.

On motion by Senator **MASON** of Androscoggin, Bill and accompanying papers **INDEFINITELY POSTPONED**, in concurrence.

Senate at Ease.

Senate called to order by the President.

Acts

An Act To Implement the Recommendations of the Commission To Strengthen the Adequacy and Equity of Certain Cost Components of the School Funding Formula

H.P. 944 L.D. 1394
(C "A" H-630)

An Act To Clarify That Buprenorphine Is a Scheduled Drug
S.P. 693 L.D. 1685

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

Ordered sent down forthwith.

An Act To Authorize Advance Deposit Wagering for Horse Racing
H.P. 875 L.D. 1279
(C "A" H-614)

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

An Act To Increase the Availability of Mental Health Services
H.P. 1070 L.D. 1577
(C "A" H-636)

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

An Act To Attract Investment to Loring Commerce Centre
H.P. 1141 L.D. 1670
(C "A" H-634)

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

An Act Regarding the Sale of Alcohol by a Manufacturer with an On-premises Retail License

S.P. 563 L.D. 1462
(C "A" S-355)

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

An Act Regarding Consent to Land Transfers to the Federal Government

H.P. 1091 L.D. 1600
(C "A" H-571)

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

Resolve

Resolve, Compensating Susan Cloutier for Claims against the State

H.P. 1142 L.D. 1671
(C "A" H-638)

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

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

PAPERS FROM THE HOUSE

Non-Concurrent Matter

Resolve, To Increase MaineCare Services for Certain Recipients
To Allow Them To Remain at Home (EMERGENCY)

H.P. 314 L.D. 475
(C "A" H-608)

In Senate, March 30, 2016, the Majority **OUGHT TO PASS AS AMENDED BY COMMITTEE AMENDMENT "A" (H-608)** Report **READ** and **ACCEPTED** and the Resolve **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-608)**, in concurrence.

Comes from the House, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-608) AS AMENDED BY HOUSE AMENDMENT "B" (H-653)** thereto, in **NON-CONCURRENCE**.

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

Non-Concurrent Matter

Bill "An Act To Amend the Child Protective Services Laws"

H.P. 842 L.D. 1224
(S "A" S-462 to C "A" H-629)

In House, April 4, 2016, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-629)**.

In Senate, April 6, 2016, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-629) AS AMENDED BY SENATE AMENDMENT "A" (S-462)** thereto, in **NON-CONCURRENCE**.

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

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

Non-Concurrent Matter

HOUSE REPORTS - from the Committee on **HEALTH AND HUMAN SERVICES** on Bill "An Act To Assist Working Families with Young Children"

H.P. 867 L.D. 1267

Majority - **Ought to Pass as Amended by Committee Amendment "A" (H-635)** (7 members)

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

In House, April 5, 2016, the Majority **OUGHT TO PASS AS AMENDED** Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-635)**.

In Senate, April 6, 2016, on motion by Senator **BRAKEY** of Androscoggin, the Minority **OUGHT NOT TO PASS** Report **READ** and **ACCEPTED**, in **NON-CONCURRENCE**.

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

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

Non-Concurrent Matter

SENATE REPORTS - from the Committee on **STATE AND LOCAL GOVERNMENT** on Bill "An Act To Encourage the Purchase of Products Made in Maine and in the United States and To Give Preference to Maine Businesses When Awarding Contracts"

S.P. 587 L.D. 1525
(C "B" S-460)

Majority - **Ought to Pass as Amended by Committee Amendment "A" (S-459)** (7 members)

Minority - **Ought to Pass as Amended by Committee Amendment "B" (S-460)** (6 members)

In Senate, April 5, 2016, on motion by Senator **WHITEMORE** of Somerset, the Minority **OUGHT TO PASS AS AMENDED BY COMMITTEE AMENDMENT "B" (S-460)** Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "B" (S-460)**.

Comes from the House, the Majority **OUGHT TO PASS AS AMENDED BY COMMITTEE AMENDMENT "A" (S-459)** Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-459)**, in **NON-CONCURRENCE**.

Senator **CUSHING** of Penobscot moved the Senate **INSIST**.

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

Senate at Ease.

Senate called to order by the President.

Senator **ALFOND** of Cumberland requested and received leave of the Senate to withdraw his request for a Roll Call.

Senator **ALFOND** of Cumberland moved the Senate **RECEDE** and **CONCUR**.

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

The Chair noted the absence of the Senator from Somerset, Senator **WHITEMORE**, and further excused the same Senator from today's Roll Call votes.

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#632)

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

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

EXCUSED: Senator: WHITEMORE

15 Senators having voted in the affirmative and 19 Senators having voted in the negative, with 1 Senator being excused, the motion by Senator **ALFOND** of Cumberland to **RECEDE** and **CONCUR FAILED**.

On motion by Senator **CUSHING** of Penobscot, the Senate **INSISTED**.

Sent down for concurrence.

Non-Concurrent Matter

HOUSE REPORTS - from 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
(C "A" H-540)

Report **"A" - Ought to Pass**, pursuant to the Maine Revised Statutes, Title 36, section 199-E (6 members)

Report **"B" -Ought to Pass as Amended by Committee Amendment "A" (H-540)** (6 members)

In House, March 8, 2016, Report **"A" OUGHT TO PASS**, pursuant to the Maine Revised Statutes, Title 36, section 199-E, **READ** and **ACCEPTED**.

In House, March 9, 2016, **PASSED TO BE ENGROSSED**.

In Senate, April 6, 2016, on motion by Senator **MCCORMICK** of Kennebec, Report **"B" OUGHT TO PASS AS AMENDED BY COMMITTEE AMENDMENT "A" (H-540) READ** and **ACCEPTED**, in **NON-CONCURRENCE**.

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

Senator **MCCORMICK** of Kennebec moved the Senate **INSIST**.

Senator **JOHNSON** of Lincoln moved the Senate **RECEDE** and **CONCUR**.

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

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#633)

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

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

EXCUSED: Senator: WHITEMORE

15 Senators having voted in the affirmative and 19 Senators having voted in the negative, with 1 Senator being excused, the motion by Senator **JOHNSON** of Lincoln to **RECEDE** and **CONCUR FAILED**.

On motion by Senator **MCCORMICK** of Kennebec, the Senate **INSISTED**.

Non-Concurrent Matter

SENATE REPORTS - from the Committee on **APPROPRIATIONS AND FINANCIAL AFFAIRS** on 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

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

Minority - **Ought to Pass as Amended by Committee Amendment "A" (S-456)** (6 members)

In Senate, April 5, 2016, on motion by Senator **HAMPER** of Oxford, the Majority **OUGHT NOT TO PASS** Report **READ** and **ACCEPTED**.

Comes from the House, the Minority **OUGHT TO PASS AS AMENDED** Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-456)**, in **NON-CONCURRENCE**.

On motion by Senator **HAMPER** of Oxford, the Senate **INSISTED**.

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:

PAPERS FROM THE HOUSE

Non-Concurrent Matter

SENATE REPORTS - from the Committee on **EDUCATION AND CULTURAL AFFAIRS** on Bill "An Act To Improve Teaching Assignments in Maine's Public Schools"

S.P. 604 L.D. 1544
(C "A" S-401)

Majority - **Ought Not to Pass** (10 members)

Minority - **Ought to Pass as Amended by Committee Amendment "A" (S-401)** (3 members)

In Senate, April 6, 2016, the Minority **OUGHT TO PASS AS AMENDED** Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-401)**.

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

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

Sent down for concurrence.

Non-Concurrent Matter

Joint Order, Directing the Joint Standing Committee on Taxation To Report Out a Bill To Adjust the Property Tax Valuation of Old Town Following the Closure of the Old Town Expera Pulp Mill
H.P. 1145

In House, March 28, 2016, **READ** and **PASSED**.

In Senate, April 6, 2016, on motion by Senator **CUSHING** of Penobscot, Joint Order **INDEFINITELY POSTPONED**, in **NON-CONCURRENCE**.

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

On motion by Senator **CUSHING** of Penobscot, the Senate **INSISTED**.

On motion by Senator **MASON** of Androscoggin, the Senate **RECONSIDERED** whereby it **INSISTED**.

Senator **DILL** of Penobscot moved the Senate **RECEDE** and **CONCUR**.

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

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#634)

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

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

EXCUSED: Senator: WHITEMORE

15 Senators having voted in the affirmative and 19 Senators having voted in the negative, with 1 Senator being excused, the motion by Senator **DILL** of Penobscot to **RECEDE** and **CONCUR FAILED**.

On motion by Senator **CUSHING** of Penobscot, the Senate **INSISTED**.

Non-Concurrent Matter

Joint Order, Directing the Joint Standing Committee on State and Local Government To Report Out a Bill Directing the Issuance of the Senior Housing Bonds

H.P. 1146

In House, March 28, 2016, **READ** and **PASSED**.

In Senate, April 6, 2016, on motion by Senator **MASON** of Androscoggin, Joint Order **INDEFINITELY POSTPONED**, in **NON-CONCURRENCE**.

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

On motion by Senator **CUSHING** of Penobscot, the Senate **INSISTED**.

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

ENACTORS

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

Acts

An Act To Increase Patient Safety in Maine's Medical Marijuana Program

S.P. 256 L.D. 726
(C "A" S-451)

An Act To Increase Government Efficiency

S.P. 446 L.D. 1241
(S "A" S-479)

An Act To Reduce Electric Rates for Maine Businesses

S.P. 519 L.D. 1398
(S "A" S-471 to C "A" S-422)

An Act To Facilitate Access to Naloxone Hydrochloride

H.P. 1054 L.D. 1547
(S "A" S-473 to C "A" H-619)

An Act To Amend the Finance Authority of Maine Act

S.P. 694 L.D. 1686
(C "A" S-463)

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

Ordered sent down forthwith.

An Act To Ensure the Safety of Home Birth

S.P. 248 L.D. 690
(C "A" S-484)

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

An Act To Increase Penalties for the Use of Violence against Firefighters

S.P. 692 L.D. 1683
(C "A" S-472)

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

Resolves

Resolve, To Improve the Safety of Ferries in the State

S.P. 566 L.D. 1468
(S "A" S-483 to C "A" S-374)

FINALLY PASSED and, having been signed by the President, was presented by the Secretary to the Governor for his approval. Ordered sent down forthwith for concurrence.

Resolve, To Enhance the Administration of the Child and Adult Care Food Program by Creating Clear Guidelines for Organizations and Streamlining the Application Process

S.P. 570 L.D. 1472
(C "A" S-411; S "A" S-445)

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

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

PAPERS FROM THE HOUSE

Joint Order

The following Joint Order:

H.P. 1160

ORDERED, the Senate concurring, that the Joint Standing Committee on Health and Human Services shall report out, to the House, a bill related to the infrastructure at Riverview Psychiatric Center.

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

READ and **PASSED**, in concurrence.

COMMUNICATIONS

The Following Communication: H.C. 512

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

April 7, 2016

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

Dear Secretary Priest:

The House voted today to insist on its former action whereby it accepted the Majority Ought Not to Pass Report of the Committee on Energy, Utilities and Technology on Bill "An Act To Provide Relief to Maine Ratepayers" (S.P. 484) (L.D. 1339)

Sincerely,

S/Robert B. Hunt
Clerk of the House

READ and ORDERED PLACED ON FILE.

The Following Communication: H.C. 511

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

April 7, 2016

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

Dear Secretary Priest:

Senate Paper 614, Legislative Document 1562, "An Act To Make Technical Changes to the Laws Governing Child Support," having been returned by the Governor, together with objections to the same, pursuant to Article IV, Part Third, Section 2 of the Constitution of the State of Maine, after reconsideration, the House proceeded to vote on the question: "Shall this Bill become a law notwithstanding the objections of the Governor?"

86 voted in favor and 63 against, and accordingly it was the vote of the House that the Bill not become a law and the veto was sustained.

Sincerely,

S/Robert B. Hunt
Clerk of the House

READ and ORDERED PLACED ON FILE.

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

REPORTS OF COMMITTEES

House

Ought to Pass As Amended

The Committee on **EDUCATION AND CULTURAL AFFAIRS** on Bill "An Act To Implement the Recommendations of the Commission To Strengthen and Align the Services Provided to Maine's Veterans by Requiring the University of Maine System To Provide Supportive Services to Student-veterans"
H.P. 1104 L.D. 1625

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-591).**

Comes from the House with the Bill and accompanying papers **INDEFINITELY POSTPONED.**

On motion by Senator **LANGLEY** of Hancock, Bill and accompanying papers **INDEFINITELY POSTPONED**, in concurrence.

The Committee on **TAXATION** on Bill "An Act To Exempt from the Sales and Use Tax Sales to Certain Veterans' Organizations Funding Direct Supportive Services to Veterans and Their Families" (EMERGENCY)
H.P. 1081 L.D. 1590

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-552).**

Comes from the House with the Bill and accompanying papers **INDEFINITELY POSTPONED.**

On motion by Senator **MCCORMICK** of Kennebec, Bill and accompanying papers **INDEFINITELY POSTPONED**, in concurrence.

ORDERS OF THE DAY

On motion by Senator **HAMPER** of Oxford, the Senate removed from the **SPECIAL APPROPRIATIONS TABLE** the following:

An Act Regarding Maximum Allowable Cost Pricing Lists Used By Pharmacy Benefit Managers
H.P. 788 L.D. 1150
(C "B" H-556)

Placed on the Special Appropriations Table - March 22, 2016, by Senator **HAMPER** of Oxford

Pending - **ENACTMENT**, in concurrence

(In Senate, May 16, 2016, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "B" (H-556).**)

(In House, March 17, 2016, **PASSED TO BE ENACTED.**)

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

Ordered sent down forthwith.

On motion by Senator **HAMPER** of Oxford, the Senate removed from the **SPECIAL APPROPRIATIONS TABLE** the following:

Resolve

Resolve, To Facilitate The Distribution Of Food Harvested In Maine To Residents With Food Insecurity

S.P. 569 L.D. 1471
(C "A" S-373)

Placed on the Special Appropriations Table - March 15, 2016, by Senator **HAMPER** of Oxford

Pending - **FINAL PASSAGE**, in concurrence

(In Senate, March 3, 2016, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-373).**)

(In House, March 10, 2016, **FINALLY PASSED.**)

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

Ordered sent down forthwith.

On motion by Senator **HAMPER** of Oxford, the Senate removed from the **SPECIAL APPROPRIATIONS TABLE** the following:

An Act To Protect All Students In Elementary Or Secondary Schools From Sexual Assault By School Officials

S.P. 601 L.D. 1540
(C "A" S-365)

Placed on the Special Appropriations Table - March 15, 2016, by Senator **HAMPER** of Oxford

Pending - **ENACTMENT**, in concurrence

(In Senate, March 1, 2016, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-365).**)

(In House, March 10, 2016, **PASSED TO BE ENACTED.**)

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

Ordered sent down forthwith.

On motion by Senator **HAMPER** of Oxford, the Senate removed from the **SPECIAL APPROPRIATIONS TABLE** the following:

An Act To Encourage Maine Employers To Offer And Employees To Enroll In Disability Income Protection Plans In The Workplace
H.P. 1051 L.D. 1542
(C "A" H-576)

Placed on the Special Appropriations Table - March 28, 2016, by Senator **HAMPER** of Oxford

Pending - **ENACTMENT**, in concurrence

(In Senate, March 23, 2016, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-576)**, in concurrence.)

(In House, March 24, 2016, **PASSED TO BE ENACTED.**)

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

Ordered sent down forthwith.

On motion by Senator **HAMPER** of Oxford, the Senate removed from the **SPECIAL APPROPRIATIONS TABLE** the following:

An Act To Eliminate Inactive Boards And Commissions
H.P. 1103 L.D. 1624
(C "A" H-598)

Placed on the Special Appropriations Table - March 30, 2016, by Senator **HAMPER** of Oxford

Pending - **ENACTMENT**, in concurrence

(In Senate, March 28, 2016, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-598)**, in concurrence.)

(In House, March 29, 2016, **PASSED TO BE ENACTED.**)

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

Ordered sent down forthwith.

On motion by Senator **HAMPER** of Oxford, the Senate removed from the **SPECIAL APPROPRIATIONS TABLE** the following:

An Act Authorizing The Deorganization Of Oxbow Plantation
H.P. 1112 L.D. 1635
(C "A" H-572)

Placed on the Special Appropriations Table - March 28, 2016, by Senator **HAMPER** of Oxford

Pending - **ENACTMENT**, in concurrence

(In Senate, March 23, 2016, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-572)**, in concurrence.)

(In House, March 24, 2016, **PASSED TO BE ENACTED**.)

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

Ordered sent down forthwith.

RECESSED until the sound of the bell.

After Recess

Senate called to order by the President.

ORDERS OF THE DAY

On motion by Senator **HAMPER** of Oxford, the Senate removed from the **SPECIAL APPROPRIATIONS TABLE** the following:

Emergency Resolve

Resolve, To Provide Funding For The County Jail Operations Fund

S.P. 652 L.D. 1614
(C "A" S-400)

Placed on the Special Appropriations Table - March 28, 2016, by Senator **HAMPER** of Oxford

Pending - **FINAL PASSAGE**, in concurrence

(In Senate, March 22, 2016, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-400)**.)

(In House, March 24, 2016, **FINALLY PASSED**.)

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

On further motion by same Senator, the Senate **RECONSIDERED** whereby the Resolve was **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-400)**.

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

On further motion by same Senator, the Senate **RECONSIDERED** whereby it **ADOPTED** Committee Amendment "A" (S-400).

On further motion by same Senator, Senate Amendment "B" (S-508) to Committee Amendment "A" (S-400) **READ** and **ADOPTED**.

Committee Amendment "A" (S-400) as Amended by Senate Amendment "B" (S-508) thereto, **ADOPTED**, in **NON-CONCURRENCE**.

PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-400) AS AMENDED BY SENATE AMENDMENT "B" (S-508) thereto, in **NON-CONCURRENCE**.

Ordered sent down for concurrence.

Off Record Remarks

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

On motion by Senator **MASON** of Androscoggin, **ADJOURNED** until Monday, April 11, 2016, at 10:00 in the morning.