

MAINE STATE LEGISLATURE

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Journal and Legislative Record
House of Representatives
One Hundred and Twenty-Eighth Legislature
State of Maine

Daily Edition

First Regular Session
beginning December 7, 2016

pages 1 -

ONE HUNDRED TWENTY-EIGHTH LEGISLATURE
FIRST REGULAR SESSION
6th Legislative Day
Tuesday, January 17, 2017

The House met according to adjournment and was called to order by the Speaker.

Prayer by Pastor Matt MacDonald, Kenduskeag Union Church.

National Anthem by Don Gooding, Scarborough.

Pledge of Allegiance.

Doctor of the day, Barbara Moss, D.O., Manchester.

The Journal of Wednesday, January 11, 2017 was read and approved.

SENATE PAPERS

Non-Concurrent Matter

Bill "An Act To Eliminate Retirement Benefits and Paid Health Insurance for Legislators Elected after 2017"

(H.P. 18) (L.D. 17)

REFERRED to the Committee on **STATE AND LOCAL GOVERNMENT** in the House on January 10, 2017.

Came from the Senate **REFERRED** to the Committee on **APPROPRIATIONS AND FINANCIAL AFFAIRS** in **NON-CONCURRENCE**.

On motion of Representative HERBIG of Belfast, **TABLED** pending **FURTHER CONSIDERATION** and later today assigned.

Non-Concurrent Matter

Bill "An Act To Allow Municipal Governing Boards of 3 Members To Perform Official Duties via Technology"

(H.P. 57) (L.D. 70)

REFERRED to the Committee on **JUDICIARY** in the House on January 11, 2017.

Came from the Senate **REFERRED** to the Committee on **STATE AND LOCAL GOVERNMENT** in **NON-CONCURRENCE**.

The House voted to **INSIST**.

COMMUNICATIONS

The Following Communication: (H.C. 22)

**STATE OF MAINE
HOUSE OF REPRESENTATIVES
SPEAKER'S OFFICE
AUGUSTA, MAINE 04333-0002**

January 12, 2017

Honorable Robert B. Hunt

Clerk of the House

2 State House Station

Augusta, Maine 04333

Dear Clerk Hunt:

Pursuant to my authority under House Rule 201.1 (I) (a), I have rescinded the appointment of Representative Walter A. Kumiega III of Deer Isle from the Joint Standing Committee on Transportation and I have appointed Representative Mark E. Bryant of Windham to the Joint Standing Committee on Transportation, effective immediately.

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

Sincerely,

S/Sara Gideon

Speaker of the House

READ and ORDERED PLACED ON FILE.

The Following Communication: (H.C. 21)

**STATE OF MAINE
HOUSE OF REPRESENTATIVES
SPEAKER'S OFFICE
AUGUSTA, MAINE 04333-0002**

January 17, 2017

Honorable Robert B. Hunt

Clerk of the House

2 State House Station

Augusta, Maine 04333

Dear Clerk Hunt:

Please be advised that pursuant to his authority, Governor Paul R. LePage has nominated the following:

On January 10, 2017

Judge Beth Dobson of Falmouth and

Judge Daniel F. Driscoll of Biddeford for reappointment as a District Court Judge.

Pursuant to Title 4 MRSA §157, these reappointments are contingent on the Maine Senate confirmation after review by the Joint Standing Committee on Judiciary.

Michael A. Duddy, Esq. of Cape Elizabeth for appointment as a District Court Judge.

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/Sara Gideon

Speaker of the House

READ and with accompanying papers ORDERED PLACED ON FILE.

PETITIONS, BILLS AND RESOLVES REQUIRING REFERENCE

Bill "An Act To Make Changes to the Potato Marketing Improvement Fund"

(H.P. 92) (L.D. 124)

Sponsored by Representative McCREA of Fort Fairfield.

Cosponsored by Senator JACKSON of Aroostook and Representatives: JOHANSEN of Monticello, MARTIN of Eagle Lake, MARTIN of Sinclair, McCREIGHT of Harpswell, RYKERSON of Kittery, SHERMAN of Hodgdon, STEWART of Presque Isle, Senator: BELLOWS of Kennebec.

Committee on **AGRICULTURE, CONSERVATION AND FORESTRY** suggested and ordered printed.

REFERRED to the Committee on **AGRICULTURE, CONSERVATION AND FORESTRY** and ordered printed.

Sent for concurrence.

Bill "An Act To Expand the 1998 Special Retirement Plan To Include Detectives in the Office of Investigations within the Department of the Secretary of State, Bureau of Motor Vehicles"

(H.P. 67) (L.D. 99)

Sponsored by Representative NADEAU of Winslow.

Cosponsored by Senator MIRAMANT of Knox and Representatives: DOORE of Augusta, DUNPHY of Old Town, GOLDEN of Lewiston, HANINGTON of Lincoln, Senators: DIAMOND of Cumberland, DION of Cumberland, LIBBY of Androscoggin, MAKER of Washington.

Bill "An Act To Expand the 1998 Special Retirement Plan To Include Detectives in the Office of the Attorney General" (H.P. 68) (L.D. 100)

Sponsored by Representative NADEAU of Winslow.
Cosponsored by Senator MAKER of Washington and Representatives: GOLDEN of Lewiston, GRANT of Gardiner, HANINGTON of Lincoln, Senators: DION of Cumberland, LIBBY of Androscoggin, MIRAMANT of Knox.

Committee on **APPROPRIATIONS AND FINANCIAL AFFAIRS** suggested and ordered printed.

REFERRED to the Committee on **APPROPRIATIONS AND FINANCIAL AFFAIRS** and ordered printed.

Sent for concurrence.

Bill "An Act Regarding the Transportation of Prisoners to County Jails"

(H.P. 69) (L.D. 101)

Sponsored by Representative STEWART of Presque Isle.
Cosponsored by Senator ROSEN of Hancock and Representatives: CEBRA of Naples, ESPLING of New Gloucester, GERRISH of Lebanon, HERRICK of Paris, JOHANSEN of Monticello, Senator: LANGLEY of Hancock.

Bill "An Act To Make a Person Convicted of a Crime Liable for Payment of Investigative and Prosecutorial Costs"

(H.P. 70) (L.D. 102)

Sponsored by Representative STEWART of Presque Isle.
Cosponsored by Senator ROSEN of Hancock and Representatives: FREDETTE of Newport, GERRISH of Lebanon, HERRICK of Paris, JOHANSEN of Monticello, SAMPSON of Alfred, WARD of Dedham.

Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY** suggested and ordered printed.

REFERRED to the Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY** and ordered printed.

Sent for concurrence.

Bill "An Act To Change the Time and Location of the Annual Meeting of the Board of Trustees of the Kittery Water District"

(H.P. 72) (L.D. 104)

Sponsored by Representative RYKERSON of Kittery.
Cosponsored by Senator HILL of York and Representative: BERRY of Bowdoinham, Senator: WOODSOME of York.

Committee on **ENERGY, UTILITIES AND TECHNOLOGY** suggested and ordered printed.

REFERRED to the Committee on **ENERGY, UTILITIES AND TECHNOLOGY** and ordered printed.

Sent for concurrence.

Bill "An Act To Prohibit the Use of Certain Disposable Food Service Containers"

(H.P. 71) (L.D. 103)

Sponsored by Representative ZEIGLER of Montville.
Cosponsored by Representatives: ACKLEY of Monmouth, RYKERSON of Kittery, Senator: MIRAMANT of Knox.

Committee on **ENVIRONMENT AND NATURAL RESOURCES** suggested and ordered printed.

REFERRED to the Committee on **ENVIRONMENT AND NATURAL RESOURCES** and ordered printed.

Sent for concurrence.

Bill "An Act To Create a Centralized Authority To Combat Opiate Addiction in Maine"

(H.P. 73) (L.D. 105)

Sponsored by Representative HYMANSON of York.
Cosponsored by Representatives: BERRY of Bowdoinham, COREY of Windham, GROHMAN of Biddeford, HARRINGTON of Sanford, VACHON of Scarborough, Senators: MAKER of Washington, MIRAMANT of Knox.

Bill "An Act To Provide MaineCare Coverage for Dental Services to Adults with Intellectual Disabilities or Autistic Disorder"

(H.P. 74) (L.D. 106)

Sponsored by Representative TEPLER of Topsham.
Cosponsored by Senator CHIPMAN of Cumberland and Representatives: DENNO of Cumberland, DILLINGHAM of Oxford, GATTINE of Westbrook, HAMANN of South Portland, HEAD of Bethel, HYMANSON of York, MADIGAN of Waterville, McCREIGHT of Harpswell.

Bill "An Act To Increase the Effectiveness of Opioid Addiction Therapy"

(H.P. 75) (L.D. 107)

Sponsored by Representative HYMANSON of York.
Cosponsored by Representatives: BERRY of Bowdoinham, COREY of Windham, GROHMAN of Biddeford, VACHON of Scarborough, Senators: BREEN of Cumberland, MIRAMANT of Knox, WOODSOME of York.

Bill "An Act To Allow a Law Enforcement Agency That Treats a Person with Naloxone Hydrochloride To Bill That Person for That Treatment"

(H.P. 76) (L.D. 108)

Sponsored by Representative STEWART of Presque Isle.
Cosponsored by Senator CYRWAY of Kennebec and Representatives: CEBRA of Naples, ESPLING of New Gloucester, FREDETTE of Newport, GERRISH of Lebanon, HERRICK of Paris, WARD of Dedham, Senators: LANGLEY of Hancock, ROSEN of Hancock.

Committee on **HEALTH AND HUMAN SERVICES** suggested and ordered printed.

REFERRED to the Committee on **HEALTH AND HUMAN SERVICES** and ordered printed.

Sent for concurrence.

Bill "An Act To Allow Sunday Hunting by Landowners and Those with Landowner Permission"

(H.P. 77) (L.D. 109)

Sponsored by Representative STROM of Pittsfield.
Cosponsored by Representative STEWART of Presque Isle and Representatives: HANINGTON of Lincoln, McCREA of Fort Fairfield, PICCHIOTTI of Fairfield, STETKIS of Canaan.

Bill "An Act To Assist Island and Coastal Communities with Controlling Excess Deer Populations"

(H.P. 78) (L.D. 110)

Sponsored by Representative ALLEY of Beals.
Cosponsored by Senator MAKER of Washington and Representatives: COREY of Windham, GRIGNON of Athens, HERRICK of Paris, KUMIEGA of Deer Isle, NADEAU of Winslow, SIMMONS of Waldoboro, TUELL of East Machias, WOOD of Greene.

Committee on **INLAND FISHERIES AND WILDLIFE** suggested and ordered printed.

REFERRED to the Committee on **INLAND FISHERIES AND WILDLIFE** and ordered printed.

Sent for concurrence.

Bill "An Act To Establish a Veterans Treatment Court in Androscoggin County"

(H.P. 79) (L.D. 111)

Sponsored by Representative SHEATS of Auburn.

Cosponsored by Senator LIBBY of Androscoggin and Representatives: FAY of Raymond, HANDY of Lewiston, LONGSTAFF of Waterville, Senators: BRAKEY of Androscoggin, CARPENTER of Aroostook, DION of Cumberland, ROSEN of Hancock.

Bill "An Act To Further Limit the Liability of Landowners Who Permit the Use of Land for Outdoor Recreational Activity"

(H.P. 80) (L.D. 112)

Sponsored by Representative GINZLER of Bridgton.

Cosponsored by Senator HAMPER of Oxford and Representative: FAY of Raymond.

Bill "An Act To Allow an Order Not To Resuscitate To Be Presented in the Form of an Indelible Mark"

(H.P. 93) (L.D. 125)

Sponsored by Representative TURNER of Burlington.

Cosponsored by Representatives: HANINGTON of Lincoln, McCREA of Fort Fairfield.

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

REFERRED to the Committee on **JUDICIARY** and ordered printed.

Sent for concurrence.

Bill "An Act To Increase the Number of Suboxone Prescribers"

(H.P. 82) (L.D. 114)

Sponsored by Representative MADIGAN of Waterville.

Cosponsored by Senator BREEN of Cumberland and Representatives: AUSTIN of Skowhegan, DOORE of Augusta, McCREIGHT of Harpswell, O'NEIL of Saco, RYKERSON of Kittery, SPEAR of South Thomaston, TIPPING of Orono, WARREN of Hallowell.

Committee on **LABOR, COMMERCE, RESEARCH AND ECONOMIC DEVELOPMENT** suggested and ordered printed.

REFERRED to the Committee on **LABOR, COMMERCE, RESEARCH AND ECONOMIC DEVELOPMENT** and ordered printed.

Sent for concurrence.

Bill "An Act To Stabilize Lobster Bait Prices"

(H.P. 81) (L.D. 113)

Sponsored by Representative ALLEY of Beals.

Cosponsored by Senator MAKER of Washington and Representatives: BATTLE of South Portland, COREY of Windham, DEVIN of Newcastle, GRIGNON of Athens, KUMIEGA of Deer Isle, NADEAU of Winslow, SIMMONS of Waldoboro, TUELL of East Machias.

Bill "An Act To Protect the Marine Worm Industry"

(H.P. 83) (L.D. 115)

Sponsored by Representative ALLEY of Beals.

Cosponsored by Senator MAKER of Washington and Representatives: BATTLE of South Portland, COREY of Windham, DEVIN of Newcastle, KUMIEGA of Deer Isle, NADEAU of Winslow, SIMMONS of Waldoboro, TUELL of East Machias.

Committee on **MARINE RESOURCES** suggested and ordered printed.

REFERRED to the Committee on **MARINE RESOURCES** and ordered printed.

Sent for concurrence.

Bill "An Act To Strengthen the Farm and Open Space Tax Law"

(H.P. 85) (L.D. 117)

Sponsored by Representative ALLEY of Beals.

Cosponsored by Senator MAKER of Washington and Representatives: ACKLEY of Monmouth, BATTLE of South Portland, DEVIN of Newcastle, HICKMAN of Winthrop.

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

REFERRED to the Committee on **TAXATION** and ordered printed.

Sent for concurrence.

Bill "An Act To Increase Funding for Multimodal Transportation"

(H.P. 84) (L.D. 116)

Sponsored by Representative GOLDEN of Lewiston.

Cosponsored by Representatives: GRANT of Gardiner, JORGENSEN of Portland, Senator: MIRAMANT of Knox.

Committee on **TAXATION** suggested.

On motion of Representative TIPPING of Orono, the Bill was **REFERRED** to the Committee on **TRANSPORTATION**, ordered printed and sent for concurrence.

Bill "An Act To Require Moped Riders under 18 Years of Age To Wear a Helmet"

(H.P. 86) (L.D. 118)

Sponsored by Representative GROHMAN of Biddeford.

Cosponsored by Senator ROSEN of Hancock and Representative: HARRINGTON of Sanford.

Bill "An Act Regarding the Display and Content of Political Signs"

(H.P. 87) (L.D. 119)

Sponsored by Representative ESPLING of New Gloucester.

Cosponsored by Senator CUSHING of Penobscot and Representatives: GERRISH of Lebanon, HANINGTON of Lincoln, HARLOW of Portland, PICCHIOTTI of Fairfield, Senators: CYRWAY of Kennebec, HAMPER of Oxford, VOLK of Cumberland.

Bill "An Act To Impose a Three-month Loss of a Driver's License for Driving While Texting"

(H.P. 88) (L.D. 120)

Sponsored by Representative STANLEY of Medway.

Cosponsored by Senator COLLINS of York and Representatives: HANINGTON of Lincoln, HARLOW of Portland, NADEAU of Winslow, SHERMAN of Hodgdon, TUCKER of Brunswick.

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

REFERRED to the Committee on **TRANSPORTATION** and ordered printed.

Sent for concurrence.

Under suspension of the rules, members were allowed to remove their jackets.

Bill "An Act To Require Photographic Identification to Vote"

(H.P. 89) (L.D. 121)

Sponsored by Representative FARRIN of Norridgewock. Cosponsored by Representatives: CRAIG of Brewer, WARD of Dedham, Senator COLLINS of York and Representatives: GRIGNON of Athens, HARVELL of Farmington, MASON of Lisbon, ORDWAY of Standish, PICKETT of Dixfield, STEARNS of Guilford, STETKIS of Canaan, Senator: BRAKEY of Androscoggin.

Bill "An Act To Allow Schools To Operate Nonprofit Bingo Events for Children and Families"

(H.P. 90) (L.D. 122)

Sponsored by Representative NADEAU of Winslow. Cosponsored by Senator CYRWAY of Kennebec and Representatives: GOLDEN of Lewiston, HANINGTON of Lincoln, LONGSTAFF of Waterville, PERKINS of Oakland, PICCHIOTTI of Fairfield, Senators: BELLOWS of Kennebec, DAVIS of Piscataquis, LIBBY of Androscoggin.

Bill "An Act To Establish New Monetary Caps for Legislative Candidates under the Maine Clean Election Act"

(H.P. 94) (L.D. 126)

Sponsored by Representative FREDETTE of Newport. Cosponsored by Representatives: ESPLING of New Gloucester, PARRY of Arundel, SANDERSON of Chelsea.

Committee on **VETERANS AND LEGAL AFFAIRS** suggested and ordered printed.

REFERRED to the Committee on **VETERANS AND LEGAL AFFAIRS** and ordered printed.

Sent for concurrence.

**Pursuant to Statute
Department of Education**

Representative KORNFIELD for the **Department of Education** pursuant to the Maine Revised Statutes, Title 5, section 8072 asks leave to report that the accompanying Resolve, Regarding Legislative Review of Portions of Chapter 101: Maine Unified Special Education Regulation Birth to Age 20, a Major Substantive Rule of the Department of Education (EMERGENCY)

(H.P. 95) (L.D. 127)

Be **REFERRED** to the Committee on **EDUCATION AND CULTURAL AFFAIRS** and printed pursuant to Joint Rule 218.

Report was **READ** and **ACCEPTED** and the Resolve **REFERRED** to the Committee on **EDUCATION AND CULTURAL AFFAIRS** and ordered printed pursuant to Joint Rule 218.

Sent for concurrence.

By unanimous consent, all matters having been acted upon were **ORDERED SENT FORTHWITH**.

ORDERS

On motion of Representative GOLDEN of Lewiston, the following Joint Order: (H.P. 96)

WHEREAS, "An Act To Legalize Marijuana" was approved by Maine voters on November 8, 2016 establishing a new law to allow for the use, retail sale and taxation of marijuana by individuals over 21 years of age; and

WHEREAS, the new law makes significant changes to various portions of existing law requiring extensive rulemaking and policy changes; and

WHEREAS, the existing law governing the use of medical marijuana may be affected by the implementation of the new law regarding the use, retail sale and taxation of marijuana by individuals over 21 years of age; and

WHEREAS, the issues that must be addressed in order to properly implement the new law are generally heard by several different joint standing committees of the Legislature; and

WHEREAS, in order to most expediently resolve the outstanding issues regarding implementation of the new law, it is necessary to create a single committee that is dedicated to comprehensively addressing these issues; now, therefore, be it

ORDERED, the Senate concurring, that the Joint Select Committee on Marijuana Legalization Implementation is established as follows.

1. Establishment. The Joint Select Committee on Marijuana Legalization Implementation, referred to in this order as "the committee," is established.

2. Membership. The committee consists of 17 members of the Legislature: 5 members of the Senate appointed by the President of the Senate and 12 members of the House of Representatives appointed by the Speaker of the House of Representatives. The President of the Senate shall appoint no more than 3 Senators from the party holding the largest number of seats in the Senate and no more than 2 Senators from the party holding the 2nd largest number of seats in the Senate. The Speaker of the House of Representatives shall appoint no more than 7 Representatives from the party holding the largest number of seats in the House of Representatives and no more than 5 Representatives from the party holding the 2nd largest number of seats in the House of Representatives. In making their appointments, both the President of the Senate and the Speaker of the House of Representatives shall consider including members of the Joint Standing Committee on Agriculture, Conservation and Forestry, the Joint Standing Committee on Criminal Justice and Public Safety, the Joint Standing Committee on Health and Human Services, the Joint Standing Committee on State and Local Government, the Joint Standing Committee on Taxation and the Joint Standing Committee on Veterans and Legal Affairs. Nothing in this section precludes the appointment of a member who is not a member of the party holding the largest number of seats or the 2nd largest number of seats in the chamber. The first-named Senate and House members shall serve as cochairs of the committee.

3. Authority. The committee shall hold public hearings and work sessions on any legislation referred to it and shall vote on and report out the legislation to the appropriate chamber in the manner prescribed in Joint Rule 310. In addition to reporting out legislation referred to it, the committee is authorized to submit legislation to the House of Representatives concerning marijuana legalization.

4. Meetings; staff assistance. The committee may meet on days and at locations jointly authorized by the President of the Senate and the Speaker of the House of Representatives. The Legislative Council shall provide staffing to the committee. The cochairs of the committee may request technical assistance from appropriate sources whenever necessary. The committee shall report out all legislation referred to it in accordance with deadlines established by the President of the Senate and the Speaker of the House of Representatives.

5. Termination. Unless the committee is extended by joint order, the committee terminates with the final adjournment of the Second Regular Session of the 128th Legislature.

READ.

On motion of Representative GOLDEN of Lewiston, **TABLED** pending **PASSAGE** and later today assigned.

On motion of Representative HARLOW of Portland, the following House Order: (H.O. 16)

ORDERED, that the House Rules be amended by amending House Rule 401 by adding a new subsection 14 to read:

14. Roll call; voting percentages. The Clerk shall publish regularly on a publicly accessible website the roll calls of the House and votes by each member. In calculating a member's roll call voting percentage, the Clerk may not include any votes missed by a member due to an absence caused by a major illness or injury of the member requiring hospitalization, confinement to the member's residence or a nonroutine medical procedure necessary for the health or safety of the member.

Committee on **HOUSE RULES** suggested.

READ and **REFERRED** to the Committee on **HOUSE RULES**.

SPECIAL SENTIMENT CALENDAR

In accordance with House Rule 519 and Joint Rule 213, the following item:

In Memory of:

Phyllis Austin, of Brunswick. Originally from North Carolina, Ms. Austin moved to Maine in 1969 and enjoyed a long career as a journalist and author. Her focus was on environmental issues, and her work had a major influence on the passage of regulations and laws to strengthen environmental protections. She won both the Alicia Patterson Journalism Fellowship and the John S. Knight Journalism Fellowship. She was intensely committed to the outdoors and was an advocate for the preservation of wilderness habitats and the creatures that depend upon them for survival. Ms. Austin will be sadly missed by her loving family and many friends;

(HLS 29)

Presented by Representative ACKLEY of Monmouth.

Cosponsored by Senator CARSON of Cumberland, Representative DAUGHTRY of Brunswick, Representative TUCKER of Brunswick, Representative McCREIGHT of Harpswell, Representative RECKITT of South Portland.

On **OBJECTION** of Representative RECKITT of South Portland, was **REMOVED** from the Special Sentiment Calendar.

READ.

The **SPEAKER**: The Chair recognizes the Representative from South Portland, Representative Reckitt.

Representative **RECKITT**: Thank you, Madam Speaker. I first met Phyllis Austin in 1977 when she interviewed me for the Maine Times. She was writing a feature story on the efforts in which I was engaged to pass Maine's first Anti-Discrimination Law to protect lesbians and gay men. She was never afraid to write about issues that, at the time, frightened many a reporter. We discovered we had a mutual friend, a friend who was flying home to Maine from Delaware to be with her in remembrance next Monday as those who knew her come together to celebrate her life. That is the level of respect and admiration Phyllis engendered. Her extraordinary and insightful, and I dare say, brave writings on environmental issues will long mark her contributions to the way life should be in Maine. To me she will long be remembered as a friend. It

seems fitting that the first time I speak in this body is to join in this appropriate gesture to memorialize a truly great Mainer, even though, like myself, she came from away. May her spirit long survive.

Subsequently, this Expression of Legislative Sentiment was **ADOPTED** and sent for concurrence.

REPORTS OF COMMITTEE

Refer to the Committee on Judiciary Pursuant to Resolve

Representative MOONEN for the **Joint Standing Committee on Judiciary** on Bill "An Act To Recodify and Revise the Maine Probate Code"

(H.P. 91) (L.D. 123)

Reporting that it be **REFERRED** to the Committee on **JUDICIARY** pursuant to Resolve 2015, chapter 73, section 1.

Report was **READ** and **ACCEPTED** and the Bill **REFERRED** to the Committee on **JUDICIARY**.

Sent for concurrence.

The **SPEAKER**: The Chair recognizes the Representative from Newport, Representative Fredette, who wishes to address the House on the record.

Representative **FREDETTE**: Good morning, Madam Speaker. Two issues, one if I may pose a question through the Chair?

The **SPEAKER**: The Member may proceed.

Representative **FREDETTE**: Thank you, Madam. In regards to the Rules Committee meeting tomorrow, I just want to get clarification, if I can, either from you or the Clerk, in regards to those proposed rules. I know that there is a deadline, a time frame within which a rule change requires either a simple majority or a two-third majority to enact a rule change, and I would just like some clarification on what those dates are.

The **SPEAKER**: Yes, thank you. The Chair would reply that the demarcation line is the fourth Friday in January for the House Rules. The Chair recognizes the Representative from Newport, Representative Fredette.

Representative **FREDETTE**: Thank you, Madam. Is that a simple majority or is that two-third?

The **SPEAKER**: That is a simple majority until that Friday; after that it becomes two-thirds.

The **SPEAKER**: The Chair recognizes the Representative from Presque Isle, Representative Stewart.

Representative **STEWART**: Thank you, Madam Speaker. I request permission to speak on the record?

The **SPEAKER**: The Member may proceed.

Representative **STEWART**: Thank you, Madam Speaker. Madam Speaker, Ladies and Gentlemen of the House, I rise today to recognize yesterday's thirty-first celebration of Martin Luther King, Jr. Day. While we were not in session yesterday, I believe it is important to take a moment to recognize and appreciate the impact that brave Americans, like Dr. King, have had on our history through his important work for the advancement of civil rights in our nation. While I will not delve into further detail this morning about Dr. King's work, I would like to highlight one of his more notable quotes that I find to be particularly powerful and applicable today. He said, "We may have all come on different ships, but we are in the same boat now." At a time in our history when there exists

so much angst and divisiveness in politics, I remain optimistic. I remain optimistic that we as leaders from across Maine will come together in the people's House and realize that we are all in the same boat now, together. I'm optimistic that the work we perform in this session will be in the echoes of Dr. King's famous words, as we all strive to make Maine a better place to work, live and raise a family for every Mainer. While the challenges facing our country and state change over time, I believe that optimism remains as crucial today as it ever has for those fortunate enough to serve in public office. We owe it to the legacies of great men and women like Dr. King to remain optimistic in our efforts here and across the state, to work hard every day to accomplish this goal. I challenge you all to consider King's words and try to encompass them in your work here each and every day. And I pledge to you that I will do the same. Thank you, Madam Speaker, and my colleagues for your time and all that you do for our great state.

The following item was taken up out of order by unanimous consent:

SENATE PAPERS

Bill "An Act To Prohibit Foraging on Private Land without Permission"

(S.P. 47) (L.D. 128)

Came from the Senate, **REFERRED** to the Committee on **AGRICULTURE, CONSERVATION AND FORESTRY** and ordered printed.

REFERRED to the Committee on **AGRICULTURE, CONSERVATION AND FORESTRY** in concurrence.

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

(S.P. 37) (L.D. 89)

Came from the Senate, **REFERRED** to the Committee on **APPROPRIATIONS AND FINANCIAL AFFAIRS** and ordered printed.

REFERRED to the Committee on **APPROPRIATIONS AND FINANCIAL AFFAIRS** in concurrence.

Bill "An Act To Require a Person Who Provides Illegal Drugs To Give Medical Aid to Another Person in Medical Distress Due to That Illegal Drug Transaction"

(S.P. 40) (L.D. 92)

Bill "An Act To Provide a Source of Funding for Drug Abuse Resistance Education"

(S.P. 42) (L.D. 94)

Came from the Senate, **REFERRED** to the Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY** and ordered printed.

REFERRED to the Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY** in concurrence.

Bill "An Act To Provide a Method for a Student To Be Excused from Standardized Testing"

(S.P. 43) (L.D. 95)

Bill "An Act To Improve Attendance at Public Elementary Schools"

(S.P. 44) (L.D. 96)

Bill "An Act To Include Locally Funded School Construction Projects in the School Funding Formula"

(S.P. 48) (L.D. 129)

Came from the Senate, **REFERRED** to the Committee on **EDUCATION AND CULTURAL AFFAIRS** and ordered printed.

REFERRED to the Committee on **EDUCATION AND CULTURAL AFFAIRS** in concurrence.

Bill "An Act To Amend the Charter of the Rumford Water District" (EMERGENCY)

(S.P. 38) (L.D. 90)

Bill "An Act To Protect the Biomass Industry"

(S.P. 50) (L.D. 131)

Came from the Senate, **REFERRED** to the Committee on **ENERGY, UTILITIES AND TECHNOLOGY** and ordered printed.

REFERRED to the Committee on **ENERGY, UTILITIES AND TECHNOLOGY** in concurrence.

Bill "An Act To Eliminate Permits for Wild Turkey Hunting, Expand the Bag Limits and Expand Opportunities for Registering Wild Turkeys"

(S.P. 46) (L.D. 98)

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

REFERRED to the Committee on **INLAND FISHERIES AND WILDLIFE** in concurrence.

Bill "An Act To Provide Funding for Costs Associated with Requiring the Licensing of Midwives"

(S.P. 49) (L.D. 130)

Bill "An Act To Authorize Podiatrists To Perform Certain Routine Procedures"

(S.P. 51) (L.D. 132)

Came from the Senate, **REFERRED** to the Committee on **LABOR, COMMERCE, RESEARCH AND ECONOMIC DEVELOPMENT** and ordered printed.

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

Bill "An Act To Reduce Fuel Costs to State and Local Government"

(S.P. 41) (L.D. 93)

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

REFERRED to the Committee on **STATE AND LOCAL GOVERNMENT** in concurrence.

Bill "An Act To Provide an Income Tax Credit for Retailers Collecting Sales Tax"

(S.P. 39) (L.D. 91)

Bill "An Act To Support Lower Property Taxes by Restoring State-Municipal Revenue Sharing"

(S.P. 52) (L.D. 133)

Came from the Senate, **REFERRED** to the Committee on **TAXATION** and ordered printed.

REFERRED to the Committee on **TAXATION** in concurrence.

Bill "An Act To Establish Speed Limits at Loring Commerce Centre and Brunswick Landing" (EMERGENCY)

(S.P. 45) (L.D. 97)

Bill "An Act To Allow the Secretary of State To Issue Licenses Pending Receipt of Necessary Paperwork from the Driver Education and Evaluation Program" (EMERGENCY)

(S.P. 53) (L.D. 134)

Came from the Senate, **REFERRED** to the Committee on **TRANSPORTATION** and ordered printed.

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

By unanimous consent, all matters having been acted upon were **ORDERED SENT FORTHWITH**.

On motion of Representative RECKITT of South Portland, the House adjourned at 10:44 a.m., until 10:00 a.m., Thursday, January 19, 2017, in honor and lasting tribute to Phyllis Austin, of Brunswick.