

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
11th Legislative Day
Thursday, February 2, 2017

READ and ORDERED PLACED ON FILE.

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

Prayer by Reverend Dr. Susan Stonestreet, United Christian Church, Lincolnville Center.

National Anthem by Jacklyn McLoon, Boothbay Region High School, Boothbay Harbor.

Pledge of Allegiance.

Doctor of the day, Marguerite Pennoyer, M.D., Scarborough.

The Journal of Tuesday, January 31, 2017 was read and approved.

The Following Communication: (H.C. 55)

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

February 1, 2017

Honorable Robert B. Hunt

Clerk of the House

2 State House Station

Augusta, Maine 04333

Dear Clerk Hunt:

Pursuant to my authority under Title 22, Subtitle 3, MRSA, Part 3, Ch. 1052-A, §3739-2, I am pleased to appoint the following members to the Child Care Advisory Council effective February 1, 2017:

Representative Jennifer Ellen Parker of South Berwick to seat 10

Representative Deborah J. Sanderson of Chelsea to seat 11

If you have any questions, please don't hesitate to contact my office.

Sincerely,

S/Sara Gideon

Speaker of the House

READ and ORDERED PLACED ON FILE.

SENATE PAPERS

Bill "An Act To Amend the Maine Medical Use of Marijuana Act"

(S.P. 84) (L.D. 238)

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

Came from the Senate, **REFERRED** to the Joint Select Committee on **MARIJUANA LEGALIZATION IMPLEMENTATION** and ordered printed.

On motion of Representative HERBIG of Belfast, **TABLED** pending **REFERENCE** in concurrence and later today assigned.

The Following Communication: (H.C. 44)

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

February 1, 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 30, 2017

Justice Robert W. Clifford of Lewiston for reappointment to Active Retired Status of the Maine Supreme Judicial Court.

Pursuant to Title 4, MRSA §6, this reappointment is contingent on the Maine Senate confirmation after review by the Joint Standing Committee on Judiciary.

Daniel V. Deveau of Augusta for reappointment as the Maine-Canada Trade Ombudsman.

Pursuant to Title 5, MRSA §262, this reappointment is contingent on the Maine Senate confirmation after review by the Joint Standing Committee on State and Local Government.

Arnold S. Clark, Esq. of Calais for reappointment to the Maine Human Rights Commission.

Pursuant to Title 5, MRSA §4561, this reappointment is contingent on the Maine Senate confirmation after review by the Joint Standing Committee on Judiciary.

Honorable Douglas K. Damon of Bangor and Daniel R. LaPointe of Van Buren for reappointment to the Loring Development Authority.

Pursuant to Title 5, MRSA §13080-B, these reappointments are contingent on the Maine Senate confirmation after review by the Joint Standing Committee on Labor, Commerce, Research and Economic Development.

COMMUNICATIONS

The Following Communication: (H.C. 52)

**STATE OF MAINE
128th MAINE LEGISLATURE**

January 17, 2017

Honorable Paul R. LePage

Governor of Maine

1 State House Station

Augusta, Maine 04333

Dear Governor LePage:

On behalf of the 128th Maine Legislature, we would like to invite you to deliver or present your State of the State Address.

At your direction, we will call for a Joint Convention of the Legislature on Tuesday, February 7 at 7:00 p.m.

We look forward to coordinating any details necessary to see that your Address is received by the Legislature.

Sincerely,

S/Michael D. Thibodeau

President of the Senate

S/Sara Gideon

Speaker of the House

Sincerely,
S/Sara Gideon
Speaker of the House

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

The Following Communication: (H.C. 45)
EFFICIENCY MAINE
168 CAPITOL STREET, SUITE 1
AUGUSTA, MAINE 04330

January 30, 2017
Honorable Sara Gideon
Speaker of the House
2 State House Station
Augusta, Maine 04333
Honorable Michael D. Thibodeau
President of the Senate
3 State House Station
Augusta, Maine 04333

Dear Speaker Gideon and President Thibodeau:
Pursuant to 5 M.R.S.A., §12023, please consider this the letter of transmittal for the required report from Efficiency Maine Trust due by February 1, 2017.
Please contact me if you have any questions or need additional information.

Thank you.
Sincerely,
S/Michael D. Stoddard
Executive Director

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

The Following Communication: (H.C. 46)
MAINE COMMUNITY COLLEGE SYSTEM
OFFICE OF THE PRESIDENT
323 STATE STREET
AUGUSTA, MAINE 04330-7131

January 30, 2017
Honorable Sara Gideon
Speaker of the House
2 State House Station
Augusta, Maine 04333
Honorable Michael D. Thibodeau
President of the Senate
3 State House Station
Augusta, Maine 04333

Dear Speaker Gideon and President Thibodeau:
I am pleased to submit on behalf of the Board of Trustees of the Maine Community College System (MCCS) the attached report on certain procurements, contributions, and policy changes for the period July 1, 2015 through June 30, 2016 as required by 5 M.R.S.A. §12023.

To report the information required by §12023, MCCS developed a customized reporting feature in the business management module of our information systems for each of the seven colleges and the System Office, and then fed that module with data from the purchase order, cash disbursement, and credit card systems. Combined, the seven colleges and the MCCS System Office make tens of thousands of purchases and expenditures each year. While the task of reporting on these transactions is complex, our review indicates that the colleges' compliance with existing policies is extremely high, and expenditures are consistently mission

related. In those few areas where we have identified need for improvement, refinements have been made or are under way. MCCS will continue to use its internal controls and annual outside audit to adapt its systems to changing needs, and our Board of Trustees will continue its own ongoing attention to these matters at its regular meetings.

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

Sincerely yours,
S/Derek P. Langhauser
President

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

The Following Communication: (H.C. 47)
MAINE GOVERNMENTAL FACILITIES AUTHORITY
127 COMMUNITY DRIVE
AUGUSTA, MAINE 04338-2268

January 27, 2017
Honorable Sara Gideon
Speaker of the House
2 State House Station
Augusta, Maine 04333
Honorable Michael D. Thibodeau
President of the Senate
3 State House Station
Augusta, Maine 04333

Dear Speaker Gideon and President Thibodeau:
Pursuant to 5 M.R.S.A., Section 12023, please consider this the letter of transmittal for the required report from the Maine Governmental Facilities Authority due by February 1, 2017.
Please feel free to contact me with any questions or if you need additional information. I can be reached at 622-9386 or by email at mrq@mgfa.com.

Sincerely Yours,
S/Michael R. Goodwin
Executive Director

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

The Following Communication: (H.C. 48)
**MAINE HEALTH AND HIGHER EDUCATIONAL
FACILITIES AUTHORITY**
127 COMMUNITY DRIVE
AUGUSTA, MAINE 04338-2268

January 27, 2017
Honorable Sara Gideon
Speaker of the House
2 State House Station
Augusta, Maine 04333
Honorable Michael D. Thibodeau
President of the Senate
3 State House Station
Augusta, Maine 04333

Dear Speaker Gideon and President Thibodeau:
Pursuant to 5 M.R.S.A., Section 12023, please consider this the letter of transmittal for the required report from the Maine Health and Higher Educational Facilities Authority due by February 1, 2017.

Please feel free to contact me with any questions or if you need additional information. I can be reached at 622-1958 or by email at mrq@mhhefa.com.

Sincerely Yours,

S/Michael R. Goodwin
Executive Director

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

The Following Communication: (H.C. 49)
**MAINE MUNICIPAL BOND BANK
127 COMMUNITY DRIVE
AUGUSTA, MAINE 04338-2268**

January 27, 2017
Honorable Sara Gideon
Speaker of the House
2 State House Station
Augusta, Maine 04333
Honorable Michael D. Thibodeau
President of the Senate
3 State House Station
Augusta, Maine 04333

Dear Speaker Gideon and President Thibodeau:
Pursuant to 5 M.R.S.A., Section 12023, please consider this the letter of transmittal for the required report from the Maine Municipal Bond Bank due by February 1, 2017. Please feel free to contact me with any questions or if you need additional information. I can be reached at 622-9386 or by email at mrq@mmbb.com.

Sincerely Yours,
S/Michael R. Goodwin
Executive Director

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

The Following Communication: (H.C. 50)
**MAINEHOUSING
MAINE STATE HOUSING AUTHORITY
353 WATER STREET
AUGUSTA, MAINE 04330-4633**

January 25, 2017
Honorable Sara Gideon
Speaker of the House
2 State House Station
Augusta, Maine 04333
Honorable Michael D. Thibodeau
President of the Senate
3 State House Station
Augusta, Maine 04333

Dear Speaker Gideon and President Thibodeau:
Pursuant to 5 M.R.S.A., Section 12023, please consider this the letter of transmittal for the required report from the Maine State Housing Authority due by February 1, 2017. Please contact me if you have any questions or need additional information.

Thank you.
Sincerely,
S/John Gallagher
Director

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

The Following Communication: (H.C. 51)
**NORTHERN NEW ENGLAND
PASSENGER RAIL AUTHORITY
75 WEST COMMERCIAL STREET**

PORTLAND, MAINE 04101-4631

January 25, 2017
Honorable Sara Gideon
Speaker of the House
2 State House Station
Augusta, Maine 04333
Honorable Michael D. Thibodeau
President of the Senate
3 State House Station
Augusta, Maine 04333

Dear Speaker Gideon and President Thibodeau:
Pursuant to 5 M.R.S.A., Section 12023, please consider this the letter of transmittal for the required report from the Northern New England Passenger Rail Authority due by February 1, 2017.

Please contact me if you have any questions or need additional information.
Thank you.

Sincerely,
S/Mr. Martin Eisenstein
Chairman
Northern New England Passenger Rail Authority
S/Ms. Patricia Quinn
Executive Director
Northern New England Passenger Rail Authority

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

The Following Communication: (H.C. 53)
**MAINE PUBLIC EMPLOYEES RETIREMENT SYSTEM
96 SEWALL STREET
AUGUSTA, MAINE 04332-0349**

January 31, 2017
Honorable Sara Gideon
Speaker of the House
2 State House Station
Augusta, Maine 04333

Dear Speaker Gideon:
The Maine Public Employees Retirement System (MainePERS) is submitting the enclosed report pursuant to 5 M.R.S.A. §12023 to provide information on procurement, contributions, and changes to relevant policies and procedures by MainePERS during Fiscal Year 2016.

We would be pleased to respond to any questions you might have about the report.

Sincerely,
S/Sandra J. Matheson
Executive Director

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

The Following Communication: (H.C. 54)
**MAINE TECHNOLOGY INSTITUTE
8 VENTURE AVENUE
BRUNSWICK LANDING
BRUNSWICK, MAINE 04011**

January 31, 2017
Honorable Sara Gideon
Speaker of the House
2 State House Station
Augusta, Maine 04333
Honorable Michael D. Thibodeau
President of the Senate

3 State House Station
Augusta, Maine 04333

Dear Speaker Gideon and President Thibodeau:
Pursuant to 5 M.R.S.A., Section 12023, please consider this
the letter of transmittal for the required report from the Maine
Technology Institute (MTI) due by February 1, 2017.
Please contact me if you have any questions or need
additional information.

Thank you.
Sincerely,
S/Brian Whitney
President

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

The Following Communication: (S.C. 85)

**MAINE SENATE
128TH LEGISLATURE
OFFICE OF THE SECRETARY**

January 31, 2017
Honorable Sara Gideon
Speaker of the House
2 State House Station
Augusta, Maine 04333
Dear Speaker Gideon:

In accordance with 3 MRSA §158 and Joint Rule 506 of the
128th Maine Legislature, please be advised that the Senate
today confirmed the following nominations:

Upon the recommendation of the Committee on State and
Local Government, the nomination of Joel C. Allumbaugh of
Pittston for reappointment to the Maine Governmental Facilities
Authority.

Upon the recommendation of the Committee on State and
Local Government, the nomination of Daniel G. Casavant of
Waterville for reappointment to the State Civil Service Appeals
Board.

Upon the recommendation of the Committee on State and
Local Government, the nomination of Rebecca A. Grant of
Augusta for reappointment to the State Civil Service Appeals
Board.

Best Regards,
S/Heather J.R. Priest
Secretary of the Senate

READ and **ORDERED PLACED ON FILE.**

The Chair laid before the House the following item which
was **TABLED** earlier in today's session:

Bill "An Act Concerning Emergency Lights on Police
Vehicles"

(S.P. 102) (L.D. 314)

Which was **TABLED** by Representative HERBIG of
Belfast pending **REFERENCE.**

Subsequently, on motion of Representative HERBIG of
Belfast, the Bill and all accompanying papers were
INDEFINITELY POSTPONED in concurrence.

**PETITIONS, BILLS AND RESOLVES REQUIRING
REFERENCE**

Bill "An Act To Repeal Certain Requirements Concerning
the Sale and Purchase of Firearms"

(H.P. 256) (L.D. 350)

Sponsored by Representative HARVELL of Farmington.

Bill "An Act To Allow Municipalities To Prohibit Weapons
at Municipal Public Proceedings and Voting Places"

(H.P. 257) (L.D. 351)

Sponsored by Representative SPEAR of South Thomaston.

Cosponsored by Senator MILLETT of Cumberland and
Representatives: BABBIDGE of Kennebunk, BEEBE-CENTER
of Rockland, BLUME of York, FECTEAU of Biddeford,
KUMIEGA of Deer Isle, RYKERSON of Kittery, Senator:
MIRAMANT of Knox.

Bill "An Act To Require a Dealer To Sell a Gun Lock with
Every New Firearm"

(H.P. 258) (L.D. 352)

Sponsored by Representative RYKERSON of Kittery.

Cosponsored by Representatives: ACKLEY of Monmouth,
ALLEY of Beals, COOPER of Yarmouth, HYMANSON of York,
SCHNECK of Bangor, SPEAR of South Thomaston, Senators:
CHIPMAN of Cumberland, DION of Cumberland.

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 Stabilize Maine's Educational Leadership
and Vision"

(H.P. 247) (L.D. 333)

Sponsored by Representative STEARNS of Guilford.

Cosponsored by Senator MILLETT of Cumberland and
Representatives: DAUGHTRY of Brunswick, FARNSWORTH
of Portland, HIGGINS of Dover-Foxcroft, KORNFIELD of
Bangor, PIERCE of Falmouth, POULIOT of Augusta, Senators:
MAKER of Washington, SAVIELLO of Franklin.

Bill "An Act To Clarify the Uses of the Fund To Advance
Public Kindergarten to Grade 12 Education"

(H.P. 248) (L.D. 334)

Sponsored by Representative HUBBELL of Bar Harbor.

Cosponsored by Senator LANGLEY of Hancock and
Representative: KORNFIELD of Bangor.

Bill "An Act To Reduce Absenteeism in Students from
Kindergarten to Third Grade"

(H.P. 259) (L.D. 353)

Sponsored by Representative KORNFIELD of Bangor.

Cosponsored by Senator MILLETT of Cumberland and
Representatives: GOLDEN of Lewiston, HIGGINS of Dover-
Foxcroft, HUBBELL of Bar Harbor, MASTRACCIO of Sanford,
PIERCE of Falmouth, POULIOT of Augusta, SCHNECK of
Bangor, STEARNS of Guilford.

Bill "An Act To Address the Shortage of School
Administrative Professionals"

(H.P. 260) (L.D. 354)

Sponsored by Representative TUELL of East Machias.

Cosponsored by Senator MILLETT of Cumberland and
Representatives: ALLEY of Beals, CAMPBELL of Orrington,
HANINGTON of Lincoln, HUBBELL of Bar Harbor, McCREA of
Fort Fairfield, PICCHIOTTI of Fairfield.

Bill "An Act Regarding Special Education Costs"

(H.P. 261) (L.D. 355)

Sponsored by Representative FULLER of Lewiston.

Cosponsored by Senator LANGLEY of Hancock and Representatives: ALLEY of Beals, FARNSWORTH of Portland, HANDY of Lewiston, WOOD of Greene, ZEIGLER of Montville, Senator: MAKER of Washington.

Bill "An Act To Repeal Certain Requirements for Graduation from Secondary School"

(H.P. 262) (L.D. 356)

Sponsored by Representative SAMPSON of Alfred.

Cosponsored by Senator BRAKEY of Androscoggin and Representatives: DILLINGHAM of Oxford, GERRISH of Lebanon, HEAD of Bethel, HIGGINS of Dover-Foxcroft, MASON of Lisbon, O'CONNOR of Berwick, TUELL of East Machias, TURNER of Burlington.

Committee on **EDUCATION AND CULTURAL AFFAIRS** suggested and ordered printed.

REFERRED to the Committee on **EDUCATION AND CULTURAL AFFAIRS** and ordered printed.

Sent for concurrence.

Bill "An Act To Create a Penalty for the Discharge of Septic Waste from Watercraft into the Inland Waters"

(H.P. 263) (L.D. 357)

Sponsored by Representative FAY of Raymond.

Cosponsored by Representatives: ACKLEY of Monmouth, ALLEY of Beals, CEBRA of Naples, COREY of Windham, Senator: DIAMOND of Cumberland.

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 Expand Child Care Options for Children Placed with Older Kinship Guardians"

(H.P. 249) (L.D. 335)

Sponsored by Representative NADEAU of Winslow.

Cosponsored by Senator DAVIS of Piscataquis and Representatives: FARNSWORTH of Portland, HICKMAN of Winthrop, HOGAN of Old Orchard Beach, MALABY of Hancock, PICCHIOTTI of Fairfield, RYKERSON of Kittery, Senator: CHENETTE of York.

Bill "An Act To Amend the Requirements of the Temporary Assistance for Needy Families Program"

(H.P. 250) (L.D. 336)

Sponsored by Representative DENNO of Cumberland.

Cosponsored by Senator VOLK of Cumberland and Representatives: GATTINE of Westbrook, McELWEE of Caribou, PERRY of Calais, VACHON of Scarborough, Senator: KATZ of Kennebec.

Bill "An Act To Close the Gap in Children's Health Care Coverage in Maine"

(H.P. 264) (L.D. 358)

Sponsored by Representative POULIOT of Augusta.

Cosponsored by Senator KATZ of Kennebec and Representatives: DENNO of Cumberland, MADIGAN of Waterville, MALABY of Hancock, Senator: MAKER of Washington.

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 Provide 100 Percent Disabled Veterans Antlerless Deer Permits in the Zone of Their Choice"

(H.P. 254) (L.D. 340)

Sponsored by Representative BERRY of Bowdoinham.

Cosponsored by Senator CYRWAY of Kennebec and Representatives: ALLEY of Beals, GOLDEN of Lewiston, HANINGTON of Lincoln, MARTIN of Sinclair, REED of Carmel, Senators: CARPENTER of Aroostook, WOODSOME of York.

Bill "An Act To Promote Deer Hunting"

(H.P. 255) (L.D. 341)

Sponsored by Representative WADSWORTH of Hiram. (BY REQUEST)

Bill "An Act To Protect Maine Lakes and Ponds from Invasive Species"

(H.P. 265) (L.D. 359)

Sponsored by Representative GINZLER of Bridgton.

Cosponsored by Representative: FAY of Raymond, Senator: SAVIELLO of Franklin.

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 Allow Consumers To Shop for Credit without Damaging Their Credit Scores"

(H.P. 266) (L.D. 360)

Sponsored by Representative CRAIG of Brewer.

Cosponsored by Representatives: BROOKS of Lewiston, FOLEY of Wells, KINNEY of Knox, PICCHIOTTI of Fairfield, PRESCOTT of Waterboro, WALLACE of Dexter, Senator: CARSON of Cumberland.

Bill "An Act To Ensure Fair Compensation for Licensed Insurance Agents"

(H.P. 267) (L.D. 361)

Sponsored by Representative FOLEY of Wells.

Cosponsored by Senator CHENETTE of York and Representatives: CRAIG of Brewer, PICCHIOTTI of Fairfield, PRESCOTT of Waterboro, VACHON of Scarborough, WALLACE of Dexter, Senator: WHITTEMORE of Somerset.

Committee on **INSURANCE AND FINANCIAL SERVICES** suggested and ordered printed.

REFERRED to the Committee on **INSURANCE AND FINANCIAL SERVICES** and ordered printed.

Sent for concurrence.

Bill "An Act To Allow Relative Caregivers Standing in Court"

(H.P. 268) (L.D. 362)

Sponsored by Representative PICCHIOTTI of Fairfield.

Cosponsored by Representatives: CRAIG of Brewer, GUERIN of Glenburn, PRESCOTT of Waterboro, SIROCKI of Scarborough, STROM of Pittsfield, TUELL of East Machias, Senator: WHITTEMORE of Somerset.

Bill "An Act To Make a Child Living with a Custodial Relative Caregiver Eligible for State-paid Legal Services" (H.P. 269) (L.D. 363)

Sponsored by Representative PICCHIOTTI of Fairfield.
Cosponsored by Representatives: CRAIG of Brewer, PRESCOTT of Waterboro, SIROCKI of Scarborough, STROM of Pittsfield, TUELL of East Machias, WALLACE of Dexter, Senator: WHITTEMORE of Somerset.

Bill "An Act To Make Technical Changes to the Laws Governing Child Support" (H.P. 270) (L.D. 364)

Sponsored by Representative CARDONE of Bangor.
Cosponsored by Senator HILL of York and Representatives: McCREIGHT of Harpswell, SHERMAN of Hodgdon, Senator: KATZ of Kennebec.
Submitted by the Department of the Attorney General pursuant to Joint Rule 204.

Bill "An Act To Waive Background Checks for the Parent of a Child Who Is the Subject of an Adoption Proceeding" (H.P. 271) (L.D. 365)

Sponsored by Representative GUERIN of Glenburn.
Cosponsored by Representatives: BRADSTREET of Vassalboro, DUNPHY of Old Town, McCREIGHT of Harpswell, MOONEN of Portland, SAMPSON of Alfred, SHERMAN of Hodgdon, TIPPING of Orono, Senator: VOLK of Cumberland.

Bill "An Act To Ensure Compliance with Federal Immigration Law by State and Local Government Entities" (H.P. 272) (L.D. 366)

Sponsored by Representative LOCKMAN of Amherst.
Cosponsored by Senator CUSHING of Penobscot and Representatives: ALLEY of Beals, AUSTIN of Gray, BRADSTREET of Vassalboro, HILLIARD of Belgrade, STROM of Pittsfield, WADSWORTH of Hiram, Senators: BRAKEY of Androscoggin, CYRWAY of Kennebec.

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

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

Sent for concurrence.

Bill "An Act To Protect Public Health through Septic Tank Inspections"

(H.P. 278) (L.D. 372)

Sponsored by Representative BLUME of York. (BY REQUEST)

Cosponsored by Senator VITELLI of Sagadahoc and Representatives: COOPER of Yarmouth, DEVIN of Newcastle, FAY of Raymond, HILLIARD of Belgrade, HYMANSON of York, MASTRACCIO of Sanford, Senator: CHIPMAN of Cumberland.

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 Welcome Statewide Economic Investment"

(H.P. 274) (L.D. 368)

Sponsored by Representative GUERIN of Glenburn.
Cosponsored by Senator VOLK of Cumberland and Representatives: AUSTIN of Gray, BATES of Westbrook,

BRYANT of Windham, DOORE of Augusta, LUCHINI of Ellsworth, MARTIN of Eagle Lake, VACHON of Scarborough, WARD of Dedham.

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

On motion of Representative FECTEAU of Biddeford, the Bill was **REFERRED** to the Committee on **TAXATION**, ordered printed and sent for concurrence.

Bill "An Act To Establish the Seaweed Advisory Council and To Enhance the Management of the Seaweed Fishery" (H.P. 275) (L.D. 369)

Sponsored by Representative DEVIN of Newcastle.

Bill "An Act To Improve Productivity in Authorized Municipal Shellfish Conservation Areas with Predation Protection Measures in Place"

(H.P. 276) (L.D. 370)

Sponsored by Representative McCREIGHT of Harpswell.
Cosponsored by Senator DOW of Lincoln and Representatives: ALLEY of Beals, BEEBE-CENTER of Rockland, BLUME of York, SPEAR of South Thomaston, SYLVESTER of Portland, TUELL of East Machias, Senators: CARSON of Cumberland, VITELLI of Sagadahoc.

Bill "An Act To Create Pathways To Enter Alternative Marine Industries" (H.P. 279) (L.D. 373)

Sponsored by Representative ALLEY of Beals.
Cosponsored by Senator MAKER of Washington and Representatives: DEVIN of Newcastle, HARLOW of Portland, HILLIARD of Belgrade, HUBBELL of Bar Harbor, KUMIEGA of Deer Isle, TUELL of East Machias, ZEIGLER of Montville.

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 Protect Jobs and the Maine Economy by Eliminating the 3% Income Tax Surcharge Imposed on Certain Mainers and the Fund To Advance Public Kindergarten to Grade 12 Education"

(H.P. 251) (L.D. 337)

Sponsored by Representative STETKIS of Canaan.
Cosponsored by Senator DAVIS of Piscataquis and Representatives: ALLEY of Beals, GINZLER of Bridgton, HILLIARD of Belgrade, O'CONNOR of Berwick, REED of Carmel, TIMBERLAKE of Turner, WARD of Dedham, WINSOR of Norway.

Bill "An Act To Exempt Certain Disabled Veterans from the Motor Vehicle Excise Tax"

(H.P. 252) (L.D. 338)

Sponsored by Representative McLEAN of Gorham.
Cosponsored by Senator JACKSON of Aroostook and Representatives: FARRIN of Norridgewock, PARRY of Arundel.

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

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

Sent for concurrence.

Bill "An Act To Allow a Truck Carrying Perishable Products To Operate on a Posted Road without a Permit" (H.P. 277) (L.D. 371)

Sponsored by Representative JOHANSEN of Monticello. Cosponsored by Senator JACKSON of Aroostook and Representatives: BRADSTREET of Vassalboro, MARTIN of Eagle Lake, MARTIN of Sinclair, PRESCOTT of Waterboro, SHERMAN of Hodgdon, STEWART of Presque Isle, SUTTON of Warren, WHITE of Washburn.

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

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

Sent for concurrence.

Bill "An Act To Reduce Restrictions on Wine Shipments" (H.P. 253) (L.D. 339)

Sponsored by Representative HAWKE of Boothbay Harbor. Cosponsored by Representatives: BICKFORD of Auburn, FOLEY of Wells, GERRISH of Lebanon, HANINGTON of Lincoln, MALABY of Hancock, ORDWAY of Standish, STANLEY of Medway, STETKIS of Canaan.

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
Criminal Law Advisory Commission**

Representative WARREN for the **Criminal Law Advisory Commission** pursuant to the Maine Revised Statutes, Title 17-A, section 1354, subsection 2 asks leave to report that the accompanying Bill "An Act To Recodify and Revise Certain Portions of the Maine Criminal Code" (H.P. 280) (L.D. 374)

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

Report was **READ** and **ACCEPTED** and the Bill **REFERRED** to the Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY** 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 LONGSTAFF of Waterville, the following House Order: (H.O. 20)

ORDERED, that Representative Ellie Espling of New Gloucester be excused January 19 for personal reasons.

AND BE IT FURTHER ORDERED, that Representative Gay M. Grant of Gardiner be excused January 17 and 19 for health reasons.

AND BE IT FURTHER ORDERED, that Representative Martin J. Grohman of Biddeford be excused January 19 for personal reasons.

AND BE IT FURTHER ORDERED, that Representative Stacey K. Guerin of Glenburn be excused January 19 for personal reasons.

AND BE IT FURTHER ORDERED, that Representative Stephanie Hawke of Boothbay Harbor be excused January 19 for personal reasons.

AND BE IT FURTHER ORDERED, that Representative George W. Hogan of Old Orchard Beach be excused January 4, 5, 10 and 11 for health reasons.

AND BE IT FURTHER ORDERED, that Representative Roger E. Reed of Carmel be excused January 19 for health reasons.

AND BE IT FURTHER ORDERED, that Representative Raymond A. Wallace of Dexter be excused January 26 for health reasons.

READ and PASSED.

REPORTS OF COMMITTEE

Refer to the Committee on Labor, Commerce, Research and Economic Development Pursuant to Statute

Representative MASTRACCIO for the **Government Oversight Committee** on Bill "An Act To Implement the Recommendations of the Government Oversight Committee To Develop a Long-range Strategic Plan for Economic Improvement in the State"

(H.P. 273) (L.D. 367)

Reporting that it be **REFERRED** to the Committee on **LABOR, COMMERCE, RESEARCH AND ECONOMIC DEVELOPMENT** pursuant to the Maine Revised Statutes, Title 3, section 997, subsection 2.

Report was **READ** and **ACCEPTED** and the Bill **REFERRED** to the Committee on **LABOR, COMMERCE, RESEARCH AND ECONOMIC DEVELOPMENT**.

Sent for concurrence.

UNFINISHED BUSINESS

The following matter, in the consideration of which the House was engaged at the time of adjournment Tuesday, January 31, 2017, had preference in the Orders of the Day and continued with such preference until disposed of as provided by House Rule 502.

Bill "An Act Regarding the Eviction Process"

(S.P. 55) (L.D. 136)

- In Senate, **REFERRED** to the Committee on **VETERANS AND LEGAL AFFAIRS**.

TABLED - January 19, 2017 (Till Later Today) by Representative HERBIG of Belfast.

PENDING - REFERENCE IN CONCURRENCE.

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

The following items were taken up out of order by unanimous consent:

PETITIONS, BILLS AND RESOLVES REQUIRING REFERENCE

Bill "An Act Making Unified Appropriations and Allocations for the Expenditures of State Government, General Fund and Other Funds and Changing Certain Provisions of the Law Necessary to the Proper Operations of State Government for the Fiscal Years Ending June 30, 2018 and June 30, 2019" (EMERGENCY)

(H.P. 281) (L.D. 390)

Sponsored by Representative GATTINE of Westbrook. (GOVERNOR'S BILL)

Cosponsored by Senator HAMPER of Oxford and Representative: WINSOR of Norway, Senator: BREEN of Cumberland.

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.

SENATE PAPERS

The following Joint Order: (S.P. 131)

ORDERED, the House concurring, that when the Senate and House adjourn, they do so until Tuesday, February 7, 2017 at 10:00 in the morning.

Came from the Senate, **READ** and **PASSED**.

READ and **PASSED** in concurrence.

Bill "An Act To Authorize a General Fund Bond Issue To Upgrade and Replace Infrastructure of the Maine Public Broadcasting Corporation"

(S.P. 111) (L.D. 345)

Bill "An Act To Authorize a General Fund Bond Issue for a New Engineering Design and Education Center at the University of Maine"

(S.P. 117) (L.D. 376)

Bill "An Act To Amend the Laws Governing the Issuance of Bonds"

(S.P. 123) (L.D. 382)

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 Prohibit the Discharge of a Firearm within 300 Feet of a State-owned Boat Launching Ramp"

(S.P. 109) (L.D. 343)

Bill "An Act To Make Abuse of Corpse a Class C Crime"

(S.P. 112) (L.D. 346)

Bill "An Act To Create a County Jail Drug Rehabilitation and Treatment Grant Program"

(S.P. 118) (L.D. 377)

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 Promote Physical Activity for Schoolchildren"

(S.P. 119) (L.D. 378)

Bill "An Act To Provide Stability and Continuity in the Department of Education"

(S.P. 120) (L.D. 379)

Bill "An Act To Implement the Federal Every Student Succeeds Act in Maine"

(S.P. 121) (L.D. 380)

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 Provide Opportunity for Energy Cost Reduction for Maine Businesses and Citizens"

(S.P. 110) (L.D. 344)

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 Establish a Mattress Stewardship Program"

(S.P. 115) (L.D. 349)

Bill "An Act To Establish a Carpet Stewardship Program"

(S.P. 116) (L.D. 375)

Bill "An Act To Establish a Stewardship Program for Certain Rechargeable Batteries"

(S.P. 126) (L.D. 385)

Came from the Senate, **REFERRED** to the Committee on **ENVIRONMENT AND NATURAL RESOURCES** and ordered printed.

REFERRED to the Committee on **ENVIRONMENT AND NATURAL RESOURCES** in concurrence.

Bill "An Act To Support Death with Dignity"

(S.P. 113) (L.D. 347)

Bill "An Act To Increase Access to Child Care"

(S.P. 124) (L.D. 383)

Bill "An Act To Strengthen Maine Children's Mental Health"

(S.P. 125) (L.D. 384)

Bill "An Act To Establish Universal Health Care for Maine"

(S.P. 127) (L.D. 386)

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

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

Bill "An Act To Require the Use of Personal Flotation Devices in Canoes"

(S.P. 108) (L.D. 342)

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 Promote Access to Financial Institutions by Entities That Are Authorized under State Law"

(S.P. 130) (L.D. 389)

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

REFERRED to the Committee on **INSURANCE AND FINANCIAL SERVICES** in concurrence.

Bill "An Act To Increase Consumer Protection for Time-share Owners"

(S.P. 114) (L.D. 348)

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

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

Bill "An Act To Allow Delivery Vehicles To Display Lighted Advertising Signs"

(S.P. 122) (L.D. 381)

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

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

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

(S.P. 129) (L.D. 388)

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

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

Bill "An Act To Provide for Oversight of Maine's Recreational Marijuana Laws"

(S.P. 128) (L.D. 387)

Came from the Senate, **REFERRED** to the Joint Select Committee on **MARIJUANA LEGALIZATION IMPLEMENTATION** and ordered printed.

REFERRED to the Joint Select Committee on **MARIJUANA LEGALIZATION IMPLEMENTATION** in concurrence.

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

The **SPEAKER**: The Chair recognizes the Representative from Gorham, Representative McLean.

Representative **McLEAN**: Thank you, Madam Speaker. Permission to speak on the record?

The **SPEAKER**: The Representative is requesting unanimous consent to address the House on the record. Hearing no objection, the Representative may proceed on the record.

Representative **McLEAN**: Thank you, Madam Speaker. Madam Speaker, last Friday, President Donald Trump issued an Executive Order placing a temporary ban on immigrants from six Muslim majority countries and a permanent ban on

one other. There are often actions in which we disagree but rise to a level and are so contrary to our American values that we find it necessary to speak out. Many in this Legislature have found this Order to be of particular affront to the values we espouse as Americans and have written a letter to our Congressional Delegation and President Donald Trump. And I invite anyone who wants to sign their name unto this letter to join me. It reads, "Dear Congressional Delegation. I'm writing to express our profound concern with the administration's actions regarding immigration. The United States was founded on the principles of freedom and opportunity and has served as a refuge for the oppressed, persecuted, and those looking for a better life. Immigrants have always played an integral part in our American history and they continue to add to Maine and America's productivity as well as our cultural and economic standing in the world. The contributions of immigrants to the United States prompted former President Lyndon Johnson to say, 'the land flourished because it was fed from so many sources, because it was nourished by so many cultures, traditions and peoples.' Despite their undisputed contributions, immigrants continue to be vilified by some segments of our society. The President has issued an Executive Order that severely restricts immigration from seven predominantly Muslim countries, suspends all refugee admission for 120 days, and bars Syrian refugees indefinitely. This Executive Order has resulted in confusion, delay, concern among thousands of travelers, including legal United States residents. This Order also targets certain countries, most of which have not been the source of any terror attacks in this country. According to Senators John McCain and Lindsey Graham, quote, 'our government has a responsibility to defend our borders but we must do so in a way that makes us safer and upholds all that is decent and exceptional about our nation.' Ultimately, we fear this Order will become a self-inflicted wound in the fight against terrorism. Some of our greatest entrepreneurs were born outside of the United States and this Executive Order stands as a negative message at a time when we need to encourage immigration from other countries. This Order is contrary to our values as a country including the values of freedom and religious acceptance." As a member of the Maine House of Representatives of the 128th Legislature and on behalf of the people I represent, I take this opportunity to express my opposition to the President's Executive Order on Immigration. I urge you to advocate for and ensure the development of rational immigration policies that in addition to protecting our economy and acknowledging our own history, are just and humane to immigrant families and children. Madam Speaker, since our country's birth, immigrants have come to this country and woven our social, cultural, political, and economic fabric. My great grandfather, John P. Nichol, was one of those people. He arrived from Scotland early last century and his name is inscribed on the wall on Ellis Island as a tribute to his journey and inexorable spirit of those who yearn for freedom and opportunity. No other country in the history of this world has been witness to the freedom, economic opportunity, and justice that the United States of America affords its citizens. America is the most powerful force for good this world has ever seen. That is why millions have risked life and limb to come to our shores. So, why would we ever want to deny freedom loving and freedom seeking people the gifts that America has to offer? We have welcomed to our shores people who have become entrepreneurs, CEOs, doctors, Secretaries of State, and even First Ladies. Welcome to America, where opportunity is limitless. But closing our borders to certain countries leaves out the possibility of our

next great innovator, leader, and entrepreneur from our country. While many immigrants are coming in pursuit of opportunity, some are coming to our shores simply as a means to live. They are coming from countries that have seen horror, death, and destruction, the likes of which many of us can't even imagine. Seeing loved ones killed in front of them, leaving their homes where their families have lived for generations, leaving traditions and keepsakes behind. They long only to survive. We are the richest country this world has ever known. We can surely share little of what we have in order to offer peace and security to our friends and neighbors in need. This Order appeals to our worst instincts. It kowtows to fear and only serves to push us farther away from one another. It is inconsistent with the ideals our founders enshrined in our Constitution by honoring the diversity and richness these human beings bring to our country. Maine is home to thousands, thousands of immigrants from all over the world, including some of these places listed on this Executive Order. Many, if not most of our new Mainers, are deeply worried about the impact this Order will have on them, their families, and also what kind of message it says about them. A colleague of mine at USM is worried about his Iranian mother-in-law who can't come to the United States under this Order. A family in Portland is worried about their daughter who is stuck in Iraq. An Iraqi family, after risking the husband's life translating for our military in Iraq, is not permitted to come to a country, their attraction of a promise made to our government.

The SPEAKER: The member will defer. The House will be in order. The member may proceed.

Representative **McLEAN**: Too many are unnecessarily harmed by this Order. And while it may be in place, I want everyone in Maine to know that you are welcome here, and, in fact, we want and need you here. You are an integral part of our communities. And the richness you bring to our beautiful state through your traditions, your culture, your food, your language, only makes us a stronger state. The Gospel of Matthew says, "For I was hungry and you gave me food. I was thirsty and you gave me drink. I was a stranger and you welcomed me. I was naked and you clothed me. I was sick and you visited me. I was in prison and you came to me. Then the righteous will answer him, saying, Lord, when did we see you hungry and feed you, or thirsty and give you drink? And when did we see you a stranger and welcome you, or naked and clothed you? And when did we see you sick or in prison and visit you? And the King will answer them, truly, I say to you as you did to one of the least of these my brothers, you did it to me." While there may be some who sow seeds of division, I want each and every person in our great state to hear that you are welcome. You are welcome here in Maine. We want you to feel safe and included here. We want you to become a Mainer and we will defend your right to be here. Thank you, Madam Speaker.

On motion of Representative DeCHANT of Bath, the House adjourned at 11:15 a.m., until 10:00 a.m., Tuesday, February 7, 2017, pursuant to the Joint Order (S.P. 131) and in honor and lasting tribute to Leverett R. Mitchell, of Bath.