

# MAINE STATE LEGISLATURE

The following document is provided by the  
**LAW AND LEGISLATIVE DIGITAL LIBRARY**  
at the Maine State Law and Legislative Reference Library  
<http://legislature.maine.gov/lawlib>



Reproduced from electronic originals  
(may include minor formatting differences from printed original)

**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  
22nd Legislative Day  
Tuesday, March 21, 2017

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

Prayer by Pastor Adam Lee, Bible Believing Baptist Church, Gray.

National Anthem by Bath Middle School Band.

Pledge of Allegiance.

Doctor of the day, Julie Grosvenor, M.D., East Waterboro.

The Journal of Thursday, March 16, 2017 was read and approved.

The SPEAKER: The Chair recognizes the Representative from Wells, Representative Foley.

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

The SPEAKER: The Member may proceed.

Representative **FOLEY**: Madam Speaker, Ladies and Gentlemen of the House, I'm honored to recognize the Wells High School Men's Wrestling Team, who won the State Class B Championship. It's an honor to recognize these fine young men and their coaches here today. We have a sentiment that will be read in the other body today, but I wanted to take some time today to recognize them, and to congratulate them on their fine effort.

**SENATE PAPERS**

The following Joint Resolution: (S.P. 349)

**JOINT RESOLUTION RECOGNIZING MARCH 8, 2017 AS INTERNATIONAL WOMEN'S DAY**

WHEREAS, International Women's Day has been celebrated since 1911; and

WHEREAS, Maine women have contributed greatly to the State's, the country's and the world's history, including Frances Perkins, the first woman appointed to the United States Cabinet; Margaret Chase Smith, the first woman to serve in both the United States House of Representatives and the United States Senate; Olympia Snowe, the first woman to serve in both chambers at both the state and federal levels; Edna St. Vincent Millay, a Pulitzer Prize-winning poet; Cornelia "Fly Rod" Crosby, the first registered Maine guide; Samantha Smith, an international peace advocate; Gail Laughlin, the first woman in Maine to practice law; Dorothea Dix, a nurse and advocate for the mentally ill; Frannie Peabody, an HIV/AIDS activist; Judith Isaacson, a Holocaust survivor and educator; Mary Low, one of the first American women to receive a Bachelor of Arts degree; Elizabeth Russell, a ground-breaking geneticist; Mabel Wadsworth, a birth control activist and women's health educator; and Florence Whitehouse, a suffragist, activist and novelist; and

WHEREAS, a record 24.8% of the 7,383 seats in the 99 state legislative chambers in the United States are currently held by women, including 34.41% of the seats in the Maine Legislature; and

WHEREAS, Maine is one of only 6 states with a woman serving as Speaker of the House; now, therefore, be it

RESOLVED: That We, the Members of the One Hundred and Twenty-eighth Legislature now assembled in the First Regular Session, on behalf of the people we represent, take this opportunity to recognize the contributions of Maine women

throughout our history and recognize the ongoing march toward gender equality, both in Maine and around the world, and we designate March 8, 2017 as International Women's Day.

Came from the Senate, **READ** and **ADOPTED**.  
**READ** and **ADOPTED** in concurrence.

Bill "An Act To Promote Transparency with Respect to Surveillance Technology"

(S.P. 268) (L.D. 823)

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

The Bill was **REFERRED** to the Committee on **JUDICIARY**, in **NON-CONCURRENCE** and sent for concurrence.

**Non-Concurrent Matter**

Expression of Legislative Sentiment in Memory of the Honorable Paulette G. Beaudoin, of Biddeford

(SLS 47)

**INDEFINITELY POSTPONED** in the House on March 9, 2017.

Came from the Senate with that Body having **ADHERED** to its former action whereby the Sentiment was **ADOPTED** in **NON-CONCURRENCE**.

The House voted to **RECEDE AND CONCUR**.

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

**SPECIAL SENTIMENT CALENDAR**

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

**Recognizing:**

Fran Doucette, of Gorham, who helped found the Gorham Food Pantry in 1997 and is retiring as director. We extend to Ms. Doucette our appreciation for her service;

(HLS 152)

Presented by Representative TERRY of Gorham.

Cosponsored by Senator VOLK of Cumberland, Representative McLEAN of Gorham.

On **OBJECTION** of Representative TERRY of Gorham, was **REMOVED** from the Special Sentiment Calendar.

**READ.**

The SPEAKER: The Chair recognizes the Representative from Gorham, Representative Terry.

Representative **TERRY**: Thank you, Madam Speaker. Women and Men of the House, I rise today in front of you to recognize the amazing work of Fran Doucette of the Gorham Food Pantry. Fran has done incredible work for the people of Gorham that need it the most. She tirelessly makes sure that the pantry is full for her clients, and couldn't be happier for people that stop coming to see her. I worked at the Green Grocer in Gorham and, on a particularly blazing hot summer day, Fran stopped by to pick up a donation. We were one of her last stops but not the last. She had been out picking up food donated in that awful heat all day to make sure her clients would have the food that they needed for the week. I would like to read a couple of beautiful sentiments from Fran's colleagues at the Food Pantry.

From Diane O'Neill, Gorham Food Pantry Board of Directors' President, "Fran Doucette is a rare and special individual who gives of herself unselfishly. She cares deeply about her community and neighbors and has demonstrated

great commitment and dedication to the individuals in need by her service to her community for over 20 years as the Executive Director of the Food Pantry. I have had the pleasure of working with Fran for 15 years as a member of the Gorham Food Pantry's Board of Directors, and have witnessed the compassion she has for all of the people she serves. Fran's guiding principle has always been to place no judgment on people and serve everyone with dignity and respect. Her commitment to individuals in need has served her community well for over two decades. On a daily basis, Fran reinforces the importance of kindness and humility, valuable lessons for us all to emulate in our everyday lives."

And from the Gorham Food Pantry Executive Board, "On the occasion of Fran Doucette's retirement as the Executive Director of the Gorham Food Pantry, the Board of Directors would like to thank Fran for her dedication to individuals in need in our community since the Pantry's inception in 1997, when it operated from a small storage closet at a local church. Today the Gorham Food Pantry serves nearly 400 households in Gorham with an average of 100 families using the Pantry each month. Fran was one of the original Pantry founders, and for 20 years her vision has served the Town of Gorham well and has had a significant impact on the lives of local families who face food insecurity on a regular basis. Fran's legacy of caring and compassion for individuals in need will continue to be a hallmark for the Gorham Food Pantry's mission in the future. We sincerely thank Fran for all of her 20 years of guidance and leadership and wish her and her family well on their retirement and relocation to New Hampshire this spring." Thank you.

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

---

**Recognizing:**

the Monmouth Academy Girls Basketball Team, of Monmouth, which won the Class C State Championship. Members of the team include players Tia Day, Emma Vierling, Emily Grandahl, Hannah Anderson, Abbey Allen, Maddie Amero, Julia Johnson, Abby Ferland, Kaeti Butterfield, Destiny Clough, Kayla Brooks, Audrey Fletcher and Libby Clemente; assistant coaches Ray Convery, Ed Spencer and Dennis Grover; and head coach Scott Wing. We extend to all the members of the team our congratulations and best wishes;

(HLS 153)

Presented by Representative ACKLEY of Monmouth.

Cosponsored by Senator BELLOWS of Kennebec, Representative HICKMAN of Winthrop.

On **OBJECTION** of Representative ACKLEY of Monmouth, was **REMOVED** from the Special Sentiment Calendar.

**READ.**

The SPEAKER: The Chair recognizes the Representative from Monmouth, Representative Ackley.

Representative **ACKLEY**: Thank you, Madam Speaker. Ladies and Gentlemen of the House, I bring good news and bad news from the Town of Monmouth. The good news is that we are joined today by a group of young ladies who, for the first time in the history of Monmouth Academy, have earned the Golden Ball for Class C Girls Basketball. An amazing season they had, indeed. The bad news from Monmouth is for all of those of my colleagues who are part of Class C because there is not a senior in this bunch, and so I might suggest that we get used to seeing the Monmouth Academy Lady Stangs because I am certain they will be back. Thank you, Madam Speaker.

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

---

**Recognizing:**

Bath Middle School, in Bath, which has received the 2016 Maine Environmental Education Association School of the Year award for the school's efforts over all 3 grade levels in expeditionary learning, including the school's work with Kennebec Estuary Land Trust, The Ecology School and Chewonki. The students have worked in the community to chart sea level rise on the Bath waterfront, study the invasive green crab and begin a new lunch composting program. We extend to everyone at Bath Middle School our congratulations and best wishes;

(HLS 154)

Presented by Representative DeCHANT of Bath.

Cosponsored by Senator VITELLI of Sagadahoc.

On **OBJECTION** of Representative DeCHANT of Bath, was **REMOVED** from the Special Sentiment Calendar.

**READ.**

The SPEAKER: The Chair recognizes the Representative from Bath, Representative DeChant.

Representative **DeCHANT**: Good morning. Thank you, Madam Speaker. Ladies and Gentlemen of the House, I am thrilled to add an additional aspect to the Bath Middle School. Not only did they have a fantastic concert this morning, and a finely executed National Anthem, which was a special shout out to the bass drum player in executing the boom crash of the National Anthem, but these students, not only are they artistic, but they have a scholastic endeavor that was evidenced by being named the 2016 School of the Year by the Maine Environmental Education. This recognizes that this school takes pride in its community and its environmental work. Bath Middle School has outdoor learning trips for all three grade levels, including a three-day excursion to Ferry Beach Ecology School for the 7<sup>th</sup> graders and a four-day Fundamental Learning On Water trip to Chewonki for 8<sup>th</sup> graders. The school also partners with KELT, which is the Kennebec Estuary Land Trust, who works directly with the teachers to adapt outdoor environmental learning and activities to their curriculum. An example of that partnership with KELT is taking students to the Bath waterfront where they continue to chart the rise of the sea level. As an expeditionary learning school, Bath Middle School works to inspire and motivate students throughout its engaging experiences. Anytime that we can offer some sort of experience that brings the curriculum to life out of the textbook outside is perfect. This commitment and good work stands as a role model for other schools in Maine to follow. Congratulations again to Bath Middle School.

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

**In Memory of:**

the Honorable Walter Wheeler, Sr., of Kittery, a veteran of the United States Navy and a state legislator. Mr. Wheeler served in the Navy during World War II in the Asiatic Pacific, American Area and European and African theaters of operation, and he took part in the D-Day invasion. After the war, he worked at the Portsmouth Naval Shipyard as a machinist. He served as a member of the House of Representatives from the 121st Legislature to the 124th Legislature, where he was an accessible and strong supporter of his constituents and an advocate for outdoorsmen. In the Legislature, he served on the Joint Standing Committee on Inland Fisheries and Wildlife and the Joint Standing Committee on Criminal Justice and Public Safety. Mr. Wheeler will be long remembered and sadly missed by his family and friends and his colleagues at the State House and in State Government;

(HLS 127)

Presented by Representative RYKERSON of Kittery. Cosponsored by Senator HILL of York, Representative LAWRENCE of South Berwick, Representative BLUME of York, Representative HYMANSON of York, Representative PARKER of South Berwick, Representative FOLEY of Wells.

On **OBJECTION** of Representative RYKERSON of Kittery, was **REMOVED** from the Special Sentiment Calendar.

**READ.**

The SPEAKER: The Chair recognizes the Representative from Kittery, Representative Rykerson.

Representative **RYKERSON**: Thank you, Madam Speaker. Women and Men of the House, Walter Wheeler was the greatest guy of the greatest generation. He's from Manchester and went to school in Lewiston, and then he joined the Navy and participated in the D-Day invasion as a Navy gunner and he said he was firing as fast as humanly possible in the D-Day invasion. He then got a vocational education, which he always appreciated, which allowed him to become a machinist with a job at the Portsmouth Naval Shipyard and a lifelong membership in the Machinists Union. Walt was the last World War II veteran to serve in the Maine Legislature. He was State Rep. from 2002 to 2010, and everybody loved Walt. He really was Mr. Kittery. He was in the Masons, the Fish and Game Club, the Veterans of Foreign Wars, and he was a Pease Greeter, welcoming troops leaving and returning from service overseas. He honored veterans and spent a lot of time in his dedication to veterans cemeteries around the state. Walt and Gerry Wheeler had eight children, 23 grandchildren, 28 great-grandchildren, and at least six great-great-grandchildren. I haven't kept up with the final tally with Gerry. When Walt introduced me to knocking on doors, which Gerry taught him how to do, he would say to our neighbors, "This is Deane. He's a good man." And now it's my chance to say that was Walt, he was a good man. Thank you.

The SPEAKER: The Chair recognizes the Representative from Kennebunk, Representative Babbidge.

Representative **BABBIDGE**: Thank you, Madam Speaker. Madam Speaker, I'm a native Mainer, but I was new to York County when I moved there more than three decades ago. But in my years of activism, and in support of the workers of the shipyard, I came to know Walt Wheeler. I also served with Representative Wheeler in the 122<sup>nd</sup> and 123<sup>rd</sup> Legislatures. His kindness, his interest in people, his good humor enriched the lives of all of us in this chamber. Walt Wheeler was a gentleman, a friend, and an able public servant for the people of Maine and he is missed. Thank you, Madam Speaker.

The SPEAKER: The Chair recognizes the Representative from South Berwick, Representative Lawrence.

Representative **LAWRENCE**: Thank you, Madam Speaker. This is the first time I've had a chance in 20 years to address this body on a matter of substance, and I always remember one of the first rules I learned the hard way, that if you're going to say something and you can't say it in three minutes, don't bother saying it, because no one's listening. However, I'm going to violate that rule a little to talk about Walter Wheeler. I've known Walter Wheeler since I was 10 years old and I grew up in Kittery, or as to correct Madam Speaker, as we say it down our way, "Kittrey." I grew up in "Kittrey," and I, in fact, was the next-door neighbor of the good Representative from Wells, Representative Foley. We grew up next door to each other, the Foley and the Lawrence kids played together all the time. We used to play wiffleball, baseball, basketball. And I remember when I started minor league, little league, I went and I got selected for a team and everybody else got on a cool team. They got on Dan's Star Market. They got on Navy Yard Oil. They got on all these cool teams. I got on something called the Metal Trades Council. Now, I had no idea what the Metal Trades Council was and unlike the good Representative from Wells, who was an exceptional athlete when he was young, I had very little, I was very little talent in that area but I was convinced I was going to be the next Carl Yastrzemski. And I remember coming home and complaining to my father, who worked at the shipyard, said, you know, we have these stupid maroon hats with three letters on it, we have this huge name on our shirt, Metal Trades Council. How can you say, you know, "Go Metal Trades Council" and cheer for Metal Trades Council? And I remember complaining about it. What is the Metal Trades Council? My father explained to me they're people who work at the shipyard in Kittery. And so, about a few months later, being a precocious little kid, a few months later, my father said, "I want you to meet somebody." He took me over at this event, and he introduced me to somebody. He said, "This is Walt Wheeler." I said, okay, here's another boring group of grown-ups and we're going to talk about grown-up things, boring things, and have a conversation, and he introduced me and Walt Wheeler said, "How are you, Mark?" And that was it. I said, okay, this is kind of cool. Here's a grown-up who doesn't call me sport, doesn't call me some kind of cute name, doesn't try to engage me in conversation. So I stood there like a cool adult with my father, who is a person of few words, and Walter was a person of few words, and we all sat around at this event for maybe 15 minutes saying only a few words to each other, and I was feeling like a cool grown-up. That was my first distinct memory of Walt Wheeler, somebody who treated me at 10 years old with a great deal of respect.

I got to know him, his family; they lived at the end of my paper route when I was growing up and I got to know the Wheeler family very well. As the good Representative from Kittery, Representative Rykerson, says, I think for 30 or 40 years there was a Wheeler in every single grade at Traip Academy. I know when I went, there was Rusty who was older, Dave who was older, Gary was younger than me and Janie, and both Gary and Janie and Rusty are in the gallery, who were right around me in high school. And I remember Walt's son, Gary, getting involved in student council. Now, as I said, unlike the good Representative from Wells, Representative Foley, who was an incredible athlete, I used to watch him, he was an incredible athlete in high school. He was good-looking, and I used to watch from my bedroom window as a parade of good-looking girls came up to his

house, all during high school. And I'm saying this knowing the good Representative is not going to get to speak after this because they asked me to be last so he won't be able to rebut all of this. But I was not like that. I, you know, was not, as I said, a gifted athlete. I had to work at becoming an athlete, and I spent a lot of Friday and Saturday nights wondering how I'd ever have a relationship with the opposite sex. But, I did get involved in student council and I came to know Walt's son, Gary, through that and got him involved in a lot of high jinks I was up to in high school. One of the things that Gary got me involved in was his effort to try to convince the school board that we should allow students who go hunting with their fathers to have an excused absence from school. Now, it wasn't years later, and obviously we failed convincing the school board trying to do that, but it wasn't until years later that, and I kind of flatter myself as somebody being in student politics, but I'm really not, that I realized that move by Gary had Walt's hands all over it because Walt was an incredible sportsman, an incredible advocate for the outdoors, an incredible person who believed in conservation, and believed in enjoying the natural beauties of Maine. But I really got to know Walt when I got out of high school and decided to get involved in politics. And Walt and his family were, like me in Kittery, they were a member of a minority. We were Democrats. And in Kittery there were probably only 17 percent Democrats when I first ran. In fact, I remember my brother, Jeff, going into enroll and vote and he went to the town hall and they asked him if he wanted to enroll in a party and he said yes and they gave him a Republican enrollment ticket. And he said, "No, I want to be a Democrat." He says, "We'll have to send away to Augusta to get those because we don't have any at the town hall." And I know when my next-door neighbor, the good Representative from Wells, Representative Foley, went in and enrolled as a Republican, they gave him cake, they had a little party, they danced around the office. So, I was thinking about running as a Democrat in the Town of Kittery where only one Democrat had been elected before, since the Civil War. We called him, he was a guy trying to recruit me, we called him "Landslide Fred Soucie" because he won by two votes. I decided to run as a Democrat. And I had lost twice before, and I was talking with my parents, all concerned about that, and he said, "Well, go see Walt Wheeler." Walt hadn't served in the House yet, so I went to see Walt Wheeler. I remembered him from meeting him years ago, remembered him from his kids, and I sat down with him and talked to him for about 10 minutes about, you know, the pros and cons and difficulties of running. And then I said, "What do you think, Walter?" And he kind of looked at me. He said, "You should do it." That's all he said. "You should do it." And then I realized the wisdom of Walt. Walt was a person of very few words. Walt was a person who believed in taking action, and believed in doing things you felt were right. And Walt and Gerry became very fast friends of mine, as his kids did, over the years in various endeavors. I was successful in that election, in no part due to Walt as the Representative from Kittery, Representative Rykerson says, he was very well known in the community, but equally well known and equally to be honored today is his wife Gerry. His wife Gerry was one of the greatest political tools a politician could ever have. She was the Avon lady. So, I would immediately go up to people's house and I would knock on the door and a woman would come to the door and she'd grab me by the arm and drag me into the house even before I said anything, sit me down and tell me all about my life. And she said, "You know, I'm a client of Gerry's, I'm a friend of Gerry Wheeler's and a friend of Walt Wheeler's." So that was a great, great advantage, and they

were wonderful people. They encouraged me to encourage their son, Gary, to run for the Legislature. He did. He was successful. He served here with distinction. And then one day Walt decided he was going to run for the very same seat that I had held years earlier. And I saw him and he told me, "I'm going to run for the Legislature." He says, "What do you think?" I said, "You should do it." Because I knew he would be good. I can't tell you how many doors I went to where he was well known by the people there from his service on the Metal Trades Council. For those who don't know, the Metal Trades Council is an organization of labor unions on a shipyard. And he served as the head of that, and their role was to resolve problems for workers at the shipyard in the intricate nature of working in a public facility, where you are in a public safety, national military situation, but also advocate for their workers. And Walt was a tireless advocate. He would, if he believed in somebody, he would tirelessly advocate for that person. If he didn't believe, if he believed you were trying to milk the system, if he believed you were trying to take advantage of the situation, he would tell you that right out front. And that's the kind of honesty that Walt had. He served here in the Legislature with great distinction, and he went on even after the Legislature to be a great citizen in the Town of Kittery. He's a member, a unique member, of that greatest generation, who with few words and not a lot of fanfare did what needed to be done. I remember when I started running again, I went over to the Kittery Caucus, and I brought my daughter along with me and my daughter, you know, thinks what I'm doing is stupid and, not stupid, but, thinks what I'm doing is not her thing, and thinks I talk too much and everywhere I go I know too many people. And so we went over to the caucus and I took her over there. Well, about a week ago, I was over at Kittery Rec Center and I saw Walt's daughter, Janie, coming out of the Rec Center. And I talked with her for a minute, and I said to my daughter, "Céline, you know, that's Walt Wheeler's daughter." And I said, "Walt Wheeler used to be the State Representative from Kittery." And my daughter said, "Oh, you mean that's the person you introduced me to when I was at the Kittery Caucus?" And she remembered him, and how he treated her as a young person, just on that brief interaction at the caucus in Kittery. That's the type of person Walt Wheeler was, he was a unique person, he had a tremendous impact in very few words on so many people in his life, and I'm honored today to rise and speak to his legacy. Thank you, Madam Speaker.

The SPEAKER: The Chair recognizes the Representative from Wells, Representative Foley.

Representative FOLEY: Thank you, Madam Speaker. Don't believe everything that the good Representative from South Berwick has to say. I do want to rise just to acknowledge Walter Wheeler. I met Walter Wheeler, and the Wheeler family, when I first delivered the newspapers. The Representative from South Berwick took over my route after I retired, delivering the *Portsmouth Herald* on Rogers Road and down that way. But, I also remember the Wheeler family as being so active in the Town of Wells. Every athletic event, they were there cheering us on. Every activity that was in the Town they were always there, and it's an honor to stand and recognize a great man who will be missed, but who left a great legacy. And now the good Representative from South Berwick knows why I moved to Wells.

The SPEAKER: The Chair recognizes the Representative from Portland, Representative Collings.

Representative COLLINGS: Thank you, Madam Speaker. I have not known Walt Wheeler, and his family, as long or as

intimately as some of the other legislators have, but I would be remiss if I didn't stand here briefly to say I've known Walt's son Gary for about 17 years, and one of the nice things about being involved in politics in Maine is you meet many good people all over the state, Democrats, Republicans, Independents, a lot of people. And I do have to say that Walter Wheeler will always stand out. He reminded me in a lot of ways of my late grandfather, from that great generation, great public servants, humble, always did what they had to do when the country or their state called upon them. And Walt Wheeler was a person, from who I saw, who never did things to get recognition; he did it because it was the right thing to do. But, because of that, I think it is appropriate that we honor him today and I'm happy to see his family here and I'm very grateful to his service to the state and to this nation. Thank you, Madam Speaker.

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

### UNFINISHED BUSINESS

The following matter, in the consideration of which the House was engaged at the time of adjournment Thursday, March 16, 2017, had preference in the Orders of the Day and continued with such preference until disposed of as provided by House Rule 502.

Expression of Legislative Sentiment Recognizing Avery Goulding, of Auburn

(HLS 128)

TABLED - March 14, 2017 (Till Later Today) by Representative ESPLING of New Gloucester.

PENDING - **PASSAGE**.

The SPEAKER: The Chair recognizes the Representative from Auburn, Representative Bickford.

Representative **BICKFORD**: Thank you, Madam Speaker. Madam Speaker, Ladies and Gentlemen of the House, what Avery Goulding did at 15 years old, is something that even at our age, some of our ages, is a feat that's unattainable. When you think about bowling, you think about oil patterns, you think about lanes breaking down while you're throwing the ball. You think about missing your mark 20 feet away by a half an inch. So many variables can happen in the game of bowling. To hit a 300 game is incredible. Avery has great role models. Her grandfather, grandmother, both of her parents are all avid bowlers. Her grandfather and her father have both thrown 300 games. I look at Avery and I can just imagine that she's going to be a role model herself. She already is for her classmates but in the future I just look at her as a role model for the whole community. Thank you, Madam Speaker.

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

The SPEAKER: The Chair recognizes the Representative from Augusta, Representative Pouliot.

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

The SPEAKER: The Representative has requested unanimous consent to address the House on the record. Hearing no objection, the Representative may proceed.

Representative **POULIOT**: We all win awards for being patient today I think, including the girls who are standing behind the glass, the Class A Girls State Swim Team Champions. They are my guests today. Having graduated from Cony High School in 2005, the Rams hold a close spot in

my heart. But I will say that this victory was particularly satisfying for me because Representative Daughtry, the good Representative from Brunswick, and I served together on the Education Committee and were elected to the Legislature at the same time. Her home team, Brunswick, was beat by these Lady Rams back here in the State Championship back in February. So Coach John Millett's team scored 311 points while the Brunswick girls only scored 246 and they brought a new trophy to the trophy case back here in Augusta. So I want to congratulate the girls in their victory and remind them that every day they'll be able to wake up and say that they are State Champions, and I think that's pretty cool. Thank you.

### ORDERS

On motion of Representative McCREIGHT of Harpswell, the following Joint Resolution: (H.P. 787) (Cosponsored by Representatives: ACKLEY of Monmouth, ALLEY of Beals, AUSTIN of Skowhegan, AUSTIN of Gray, BABBIDGE of Kennebunk, BAILEY of Saco, BATES of Westbrook, BATTLE of South Portland, BEAR of the Houlton Band of Maliseet Indians, BEEBE-CENTER of Rockland, BERRY of Bowdoinham, BICKFORD of Auburn, BLACK of Wilton, BLUME of York, BRADSTREET of Vassalboro, BROOKS of Lewiston, BRYANT of Windham, CAMPBELL of Orrington, CARDONE of Bangor, CASÁS of Rockport, CEBRA of Naples, CHACE of Durham, CHAPMAN of Brooksville, COLLINGS of Portland, COOPER of Yarmouth, COREY of Windham, CRAIG of Brewer, DANA of the Passamaquoddy Tribe, DAUGHTRY of Brunswick, DeCHANT of Bath, DENNO of Cumberland, DEVIN of Newcastle, DILLINGHAM of Oxford, DOORE of Augusta, DUCHESNE of Hudson, DUNPHY of Old Town, ESPLING of New Gloucester, FARNSWORTH of Portland, FARRIN of Norridgewock, FAY of Raymond, FECTEAU of Biddeford, FOLEY of Wells, FREDETTE of Newport, FREY of Bangor, FULLER of Lewiston, GATTINE of Westbrook, GERRISH of Lebanon, Speaker GIDEON of Freeport, GILLWAY of Searsport, GINZLER of Bridgton, GOLDEN of Lewiston, GRANT of Gardiner, GRIGNON of Athens, GROHMAN of Biddeford, GUERIN of Glenburn, HAGGAN of Hampden, HAMANN of South Portland, HANDY of Lewiston, HANINGTON of Lincoln, HANLEY of Pittston, HARLOW of Portland, HARRINGTON of Sanford, HARVELL of Farmington, HAWKE of Boothbay Harbor, HEAD of Bethel, HERBIG of Belfast, HERRICK of Paris, HICKMAN of Winthrop, HIGGINS of Dover-Foxcroft, HILLIARD of Belgrade, HOGAN of Old Orchard Beach, HUBBELL of Bar Harbor, HYMANSON of York, JOHANSEN of Monticello, JORGENSEN of Portland, KINNEY of Limington, KINNEY of Knox, KORNFIELD of Bangor, KUMIEGA of Deer Isle, LAWRENCE of South Berwick, LOCKMAN of Amherst, LONGSTAFF of Waterville, LUCHINI of Ellsworth, LYFORD of Eddington, MADIGAN of Waterville, MADIGAN of Rumford, MALABY of Hancock, MAREAN of Hollis, MARTIN of Eagle Lake, MARTIN of Sinclair, MASON of Lisbon, MASTRACCIO of Sanford, McCREA of Fort Fairfield, McELWEE of Caribou, McLEAN of Gorham, MELARAGNO of Auburn, MONAGHAN of Cape Elizabeth, MOONEN of Portland, NADEAU of Winslow, O'CONNOR of Berwick, O'NEIL of Saco, ORDWAY of Standish, PARKER of South Berwick, PARRY of Arundel, PERKINS of Oakland, PERRY of Calais, PICCHIOTTI of Fairfield, PICKETT of Dixfield, PIERCE of Dresden, PIERCE of Falmouth, POULIOT of Augusta, PRESCOTT of Waterboro, RECKITT of South Portland, REED of Carmel, RILEY of Jay, RYKERSON of Kittery, SANBORN of Portland, SANDERSON

of Chelsea, SCHNECK of Bangor, SEAVEY of Kennebunkport, SHEATS of Auburn, SHERMAN of Hodgdon, SIMMONS of Waldoboro, SIROCKI of Scarborough, SKOLFIELD of Weld, SPEAR of South Thomaston, STANLEY of Medway, STEARNS of Guilford, STETKIS of Canaan, STEWART of Presque Isle, STROM of Pittsfield, SYLVESTER of Portland, TALBOT ROSS of Portland, TEPLER of Topsham, TERRY of Gorham, THERIAULT of China, TIMBERLAKE of Turner, TIPPING of Orono, TUCKER of Brunswick, TUELL of East Machias, TURNER of Burlington, VACHON of Scarborough, WADSWORTH of Hiram, WALLACE of Dexter, WARD of Dedham, WARREN of Hallowell, WHITE of Washburn, WINSOR of Norway, WOOD of Greene, ZEIGLER of Montville, Senators: BELLOWS of Kennebec, BRAKEY of Androscoggin, BREEN of Cumberland, CARPENTER of Aroostook, CARSON of Cumberland, CHENETTE of York, CHIPMAN of Cumberland, COLLINS of York, CUSHING of Penobscot, CYRWAY of Kennebec, DAVIS of Piscataquis, DESCHAMBAULT of York, DIAMOND of Cumberland, DILL of Penobscot, DION of Cumberland, DOW of Lincoln, GRATWICK of Penobscot, HAMPER of Oxford, HILL of York, JACKSON of Aroostook, KATZ of Kennebec, KEIM of Oxford, LANGLEY of Hancock, LIBBY of Androscoggin, MAKER of Washington, MASON of Androscoggin, MILLETT of Cumberland, MIRAMANT of Knox, ROSEN of Hancock, SAVIELLO of Franklin, President THIBODEAU of Waldo, VITELLI of Sagadahoc, VOLK of Cumberland, WHITTEMORE of Somerset, WOODSOME of York)

**JOINT RESOLUTION TO RECOGNIZE  
MARCH 2017 AS SOCIAL WORK MONTH**

WHEREAS, social workers have paved the way for change by enhancing the well-being of all people, especially the most vulnerable in society; and

WHEREAS, social workers have helped lead America's struggle for social justice and continue to advocate for positive social change and, more than the members of any other profession, social workers recognize that more must be done to address the persistent social problems that plague the State; and

WHEREAS, social workers support diverse families in every community and understand that individuals and communities together can bring about change; and

WHEREAS, social workers advocate for the rights of the disadvantaged; and

WHEREAS, social workers advocate for children's rights to a safe environment and a good education; and

WHEREAS, social workers work to ensure good care is provided to older adults; and

WHEREAS, social workers help provide community support for veterans and their families after their service; and

WHEREAS, social workers strive to improve access to mental health treatment and health care services in order to save lives; and

WHEREAS, social workers effect change and put the ideals of citizenship into action every day through legislative, regulatory and social policy efforts; now, therefore, be it

RESOLVED: That We, the Members of the One Hundred and Twenty-eighth Legislature now assembled in the First Regular Session, on behalf of the people we represent, take this opportunity to recognize March 2017 as Social Work Month; and be it further

RESOLVED: That suitable copies of this resolution, duly authenticated by the Secretary of State, be transmitted to the Maine chapter of the National Association of Social Workers.

**READ.**

The SPEAKER: The Chair recognizes the Representative from Harpswell, Representative McCreight.

Representative **McCREIGHT**: Thank you, Madam Speaker. Women and Men of the House, I propose that every one of us has benefited either directly or indirectly from the work social workers have done since the very first social work class was offered at Columbia University in 1898. Social workers have led the way in addressing the needs of the most vulnerable of us, while bringing the public's awareness to social injustices, both large and small. Those of us in this chamber who proudly share the title "social worker" know that it is not a profession we choose for financial gain. It's one we're drawn to because we believe in social justice and in the dignity of our fellow men and women. And I'm proud to honor social workers today in recognition of Social Work Month.

The SPEAKER: The Chair recognizes the representative from Hallowell, Representative Warren.

Representative **WARREN**: Thank you, Madam Speaker. Madam Speaker, I rise to invite everyone to join us tomorrow. There will be lots of social work students here in the House, sitting in your seats and not touching anything. And we'll have a mock legislative session. But also I want to thank all of you that have, over the last few weeks, received a flurry of emails from my social work students who are working on projects, and you've been very kind and wonderful to answer all of those. So, if you want to meet a bunch of students from the University of New England Graduate School tomorrow, they will be here in the chamber. Thank you.

The SPEAKER: The Chair recognizes the Representative from Waterville, Representative Madigan.

Representative **MADIGAN**: Thank you, Madam Speaker. I rise to also honor Social Work Month. I've been a social worker for over 25 years. In graduate school I visited this very building, quite a long time ago, and met Representative John Martin. Today I'm honored to bring to this body the values and knowledge of the social work profession, and I'm also humbled every day by the people I work with, my clients; people from all walks of life, children on up to our senior citizens. They teach me every day the power of resilience and determination. They remind me every day of why I'm here, that the values of my chosen profession fit very well with continuing to serve the people of my community. Thank you.

Subsequently, the Joint Resolution was **ADOPTED**.  
Sent for concurrence.

---

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

---



**COMMUNICATIONS**

The Following Communication: (H.C. 96)

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

March 21, 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 March 16, 2017

Dr. Robert G. Hasson, Jr. of South Portland for appointment as the Commissioner of the Department of Education.

Pursuant to Title 20-A, MRSA §251, this nomination is contingent on the Maine Senate confirmation after review by the Joint Standing Committee on Education and Cultural Affairs.

Amy B. Arata of New Gloucester for appointment to the State Board of Education.

Pursuant to Title 20-A, MRSA §401, this appointment is contingent on the Maine Senate confirmation after review by the Joint Standing Committee on Education and Cultural Affairs.

Robin L. Foster of Orrington and

Amber M. Oakes of Milford for appointment to the School Board of the Governor Baxter School for the Deaf.

Pursuant to Title 20-A, MRSA §7406, these appointments are contingent on the Maine Senate confirmation after review by the Joint Standing Committee on Education and Cultural Affairs.

Deborah L. Camire of Biddeford and

Jason R. White of Rockland for reappointment to the School Board of the Governor Baxter School for the Deaf.

Pursuant to Title 20-A, MRSA §7406, these reappointments are contingent on the Maine Senate confirmation after review by the Joint Standing Committee on Education and Cultural Affairs.

Sincerely,

S/Sara Gideon

Speaker of the House

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

The Following Communication: (H.C. 97)

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

March 21, 2017

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

Dear Speaker Gideon:

Pursuant to Joint Rule 310, the Committee on Health and Human Services has approved the request by the sponsor, Representative Melaragno of Auburn, to report the following "Leave to Withdraw":

L.D. 909

An Act To Stimulate the Maine Economy and Alleviate Child Poverty by Indexing Certain Benefits to Inflation

Pursuant to Joint Rule 310, the Committee on Judiciary has approved the request by the sponsor, Representative Reckitt of South Portland, to report the following "Leave to Withdraw":

L.D. 641

Resolve, To Establish the Commission To Study the Availability of Information Regarding Related Incidents in Domestic Violence Cases (EMERGENCY)

Pursuant to Joint Rule 310, the Committee on Marijuana Legalization Implementation has approved the request by the sponsor, Representative Handy of Lewiston, to report the following "Leave to Withdraw":

L.D. 800

An Act To Prohibit Marijuana on the Campuses of Maine's Public Postsecondary Institutions (EMERGENCY)

Sincerely,

S/Robert B. Hunt

Clerk of the House

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

**PETITIONS, BILLS AND RESOLVES REQUIRING REFERENCE**

Bill "An Act To Authorize a General Fund Bond Issue To Support Local Infrastructure"

(H.P. 782) (L.D. 1118)

Sponsored by Representative HERBIG of Belfast.

Cosponsored by Representatives: CAMPBELL of Orrington, FAY of Raymond, HIGGINS of Dover-Foxcroft, HUBBELL of Bar Harbor, SEAVEY of Kennebunkport, SPEAR of South Thomaston, Senator: DESCHAMBAULT of York.

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 To Exempt from Criminal Liability Persons Reporting a Drug-related Medical Emergency"

(H.P. 757) (L.D. 1079)

Sponsored by Representative CARDONE of Bangor.

Cosponsored by Senator KEIM of Oxford and Representatives: AUSTIN of Skowhegan, LUCHINI of Ellsworth, McCREIGHT of Harpswell, MOONEN of Portland, Senator: CARPENTER of Aroostook.

Bill "An Act To Exempt United States Military Recruiters from Paying Fees for Criminal History Record Checks"

(H.P. 766) (L.D. 1092)

Sponsored by Representative MADIGAN of Waterville.

Cosponsored by Senator CYRWAY of Kennebec and Representatives: AUSTIN of Skowhegan, BERRY of Bowdoinham, FARRIN of Norridgewock, GROHMAN of Biddeford, GUERIN of Glenburn, NADEAU of Winslow, PERKINS of Oakland.

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 Prevent Economic Hardship in Maine School Administrative District 44"

(H.P. 758) (L.D. 1080)

Sponsored by Representative HEAD of Bethel.  
Cosponsored by Representatives: KINNEY of Limington, MADIGAN of Rumford, MAREAN of Hollis, ORDDWAY of Standish.

Bill "An Act To Exempt School Resource Officers from Department of Education Background Check and Fingerprinting Requirements"

(H.P. 778) (L.D. 1104)

Sponsored by Representative HAGGAN of Hampden.  
Cosponsored by Senator CUSHING of Penobscot and Representatives: BATTLE of South Portland, CHACE of Durham, HARRINGTON of Sanford, SIMMONS of Waldoboro.

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 Amend the Municipal Subdivision Laws Regarding the Exemption for Transfers to Owners of Abutting Land"

(H.P. 759) (L.D. 1081)

Sponsored by Representative DENNO of Cumberland.  
Cosponsored by Representative: CHACE of Durham.

Bill "An Act To Amend the Laws Governing the Review of Subdivisions"

(H.P. 768) (L.D. 1094)

Sponsored by Representative JORGENSEN of Portland.  
Cosponsored by Senator CUSHING of Penobscot and Representatives: FARNSWORTH of Portland, FREY of Bangor, HUBBELL of Bar Harbor, Senators: LANGLEY of Hancock, LIBBY of Androscoggin.

Bill "An Act To Establish the Maine Coastal Risks and Hazards Commission"

(H.P. 769) (L.D. 1095)

Sponsored by Representative BLUME of York.  
Cosponsored by Representatives: CASÁS of Rockport, DEVIN of Newcastle, FAY of Raymond, FOLEY of Wells, GILLWAY of Searsport, HYMANSON of York, LAWRENCE of South Berwick, RYKERSON of Kittery, Senator: VITELLI of Sagadahoc.

Bill "An Act To Improve Shoreland Zoning Rules and Enforcement To Support Municipalities"

(H.P. 770) (L.D. 1096)

Sponsored by Representative BLUME of York.  
Cosponsored by Senator BELLOWS of Kennebec and Representatives: COOPER of Yarmouth, DUCHESNE of Hudson, FAY of Raymond, FOLEY of Wells, HILLIARD of Belgrade, HYMANSON of York, MARTIN of Eagle Lake, Senator: VITELLI of Sagadahoc.

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 Develop and Distribute Work Training Pamphlets To Educate State Agencies, Private Businesses and Other Organizations about Dementia"

(H.P. 771) (L.D. 1097)

Sponsored by Representative HARLOW of Portland.

Cosponsored by Senator LIBBY of Androscoggin and Representatives: BATTLE of South Portland, CAMPBELL of Orrington, HAMANN of South Portland, HARRINGTON of Sanford, MARTIN of Eagle Lake, O'NEIL of Saco, ORDDWAY of Standish, STANLEY of Medway.

Bill "An Act To Ensure Reasonable Accommodations for Children for Whom Medical Marijuana Has Been Recommended"

(H.P. 772) (L.D. 1098)

Sponsored by Representative SANDERSON of Chelsea.

Bill "An Act To Ensure Safe Drinking Water in Public Buildings"

(H.P. 783) (L.D. 1119)

Sponsored by Representative BROOKS of Lewiston.  
Cosponsored by Representatives: CARDONE of Bangor, DEVIN of Newcastle, GOLDEN of Lewiston, HICKMAN of Winthrop, KORNFIELD of Bangor, NADEAU of Winslow, TALBOT ROSS of Portland.

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 Promote Independent Living for People with Disabilities"

(H.P. 779) (L.D. 1105)

Sponsored by Representative GATTINE of Westbrook.

Committee on **HEALTH AND HUMAN SERVICES** suggested.

On motion of Representative HYMANSON of York, **TABLED** pending **REFERENCE** and later today assigned.

---

Bill "An Act To Increase the Penalties for Hunting Deer over Bait"

(H.P. 761) (L.D. 1083)

Sponsored by Representative TUELL of East Machias.  
Cosponsored by Senator MAKER of Washington and Representatives: CAMPBELL of Orrington, JOHANSEN of Monticello, McCREA of Fort Fairfield, NADEAU of Winslow, PICCHIOTTI of Fairfield, Senator: CYRWAY of Kennebec.

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.

---

Resolve, To Require the State To Bring Suit against the Federal Government for Failure To Comply with the Federal Refugee Act of 1980

(H.P. 773) (L.D. 1099)

Sponsored by Representative LOCKMAN of Amherst.  
Cosponsored by Senator DAVIS of Piscataquis and Representatives: BRADSTREET of Vassalboro, HANLEY of Pittston, HARRINGTON of Sanford, HERRICK of Paris, JOHANSEN of Monticello, SHERMAN of Hodgdon, Senators: CYRWAY of Kennebec, MASON of Androscoggin.

Resolve, Directing the Maine Commission on Domestic and Sexual Abuse To Study Economic Abuse  
(H.P. 784) (L.D. 1120)

Sponsored by Representative FAY of Raymond.  
Cosponsored by Representatives: HANINGTON of Lincoln, McCREIGHT of Harpswell, RECKITT of South Portland, RILEY of Jay, TALBOT ROSS of Portland.

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

Sent for concurrence.

---

Bill "An Act To Require That Certain Applicant Information for Certain Local Government and School Administrative Positions Be Public upon Application"

(H.P. 762) (L.D. 1084)

Sponsored by Representative SPEAR of South Thomaston.  
Cosponsored by Senator DESCHAMBAULT of York and Representatives: BEEBE-CENTER of Rockland, ORDWAY of Standish.

Committee on **JUDICIARY** suggested.

On motion of Representative MOONEN of Portland, the Bill was **REFERRED** to the Committee on **STATE AND LOCAL GOVERNMENT**, ordered printed and sent for concurrence.

---

Bill "An Act To Amend the Requirements for Licensure as an Independent Practice Dental Hygienist"

(H.P. 763) (L.D. 1085)

Sponsored by Representative RYKERSON of Kittery.  
Cosponsored by Representatives: MASTRACCIO of Sanford, SIROCKI of Scarborough.

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 Clarify That Involuntary Transfers of Teachers and Municipal Public Employees Are Subject to Collective Bargaining"

(H.P. 767) (L.D. 1093)

Sponsored by Representative SYLVESTER of Portland.  
Cosponsored by Representatives: COLLINGS of Portland, McCREA of Fort Fairfield, PARRY of Arundel, TALBOT ROSS of Portland.

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

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

---

Bill "An Act To Amend the Laws Governing the Granting of a Variance from the Dimensional Standards of a Zoning Ordinance"

(H.P. 760) (L.D. 1082)

Sponsored by Representative CAMPBELL of Orrington.  
Cosponsored by Senator CUSHING of Penobscot and Representatives: FECTEAU of Biddeford, TUELL of East

Machias, Senators: CARSON of Cumberland, DESCHAMBAULT of York, GRATWICK of Penobscot.

Bill "An Act To Increase the Salaries of the Governor and Legislators"

(H.P. 774) (L.D. 1100)

Sponsored by Representative MARTIN of Sinclair.  
Cosponsored by Representative MARTIN of Eagle Lake.

Committee on **STATE AND LOCAL GOVERNMENT** suggested and ordered printed.

**REFERRED** to the Committee on **STATE AND LOCAL GOVERNMENT** and ordered printed.

Sent for concurrence.

---

RESOLUTION, Proposing an Amendment to the Constitution of Maine To Dedicate All Sales Taxes from All Vehicle Sales and Any Vehicle-related Sales to the Highway Fund for Roads and Bridge Capital Improvements

(H.P. 780) (L.D. 1106)

Sponsored by Representative PARRY of Arundel.  
Cosponsored by Senator MIRAMANT of Knox and Representatives: DEVIN of Newcastle, GRANT of Gardiner, McLEAN of Gorham, STEARNS of Guilford, SYLVESTER of Portland, Senators: DION of Cumberland, SAVIELLO of Franklin, President THIBODEAU of Waldo.

Bill "An Act Regarding the Exclusive Use of Tax Exempt Property"

(H.P. 785) (L.D. 1121)

Sponsored by Representative KINNEY of Limington. (BY REQUEST)

Cosponsored by Senator CUSHING of Penobscot and Representatives: ORDWAY of Standish, PARRY of Arundel, STETKIS of Canaan, TIMBERLAKE of Turner.

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

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

Sent for concurrence.

---

Resolve, Directing the Secretary of State To Review and Recommend Updates to the Maine Motorcycle Driver Education Program

(H.P. 775) (L.D. 1101)

Sponsored by Representative PICCHIOTTI of Fairfield.  
Cosponsored by Representatives: BEAR of the Houlton Band of Maliseet Indians, CRAIG of Brewer, HARRINGTON of Sanford, KINNEY of Knox, LONGSTAFF of Waterville, MADIGAN of Waterville, PERKINS of Oakland, Senators: CYRWAY of Kennebec, DIAMOND of Cumberland.

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

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

Sent for concurrence.

Bill "An Act To Amend the Laws on the Conduct of Elections and To Establish a Nonpartisan Primary Election System for State and Federal Candidates"

(H.P. 764) (L.D. 1086)

Sponsored by Representative RYKERSON of Kittery.

Cosponsored by Senator GRATWICK of Penobscot and Representatives: BATTLE of South Portland, HARLOW of Portland, SYLVESTER of Portland.

Bill "An Act To Discourage Tenants from Damaging Rental Property"

(H.P. 776) (L.D. 1102)

Sponsored by Representative WADSWORTH of Hiram.

Cosponsored by Senator CUSHING of Penobscot and Representatives: AUSTIN of Gray, HANLEY of Pittston, HARRINGTON of Sanford, HARVELL of Farmington, O'CONNOR of Berwick, STETKIS of Canaan.

Bill "An Act To Require Correction of False Information Distributed in a Campaign"

(H.P. 777) (L.D. 1103)

Sponsored by Representative HARLOW of Portland.

Cosponsored by Representatives: BATTLE of South Portland, CAMPBELL of Orrington, HAMANN of South Portland, HARRINGTON of Sanford, ORDWAY of Standish, STANLEY of Medway.

Bill "An Act To Allow Municipalities To Adjust Times of Operation for Establishments That Serve Alcohol"

(H.P. 781) (L.D. 1107)

Sponsored by Representative PARRY of Arundel.

Cosponsored by Senator DION of Cumberland and Representatives: CEBRA of Naples, FARRIN of Norridgewock, GOLDEN of Lewiston, KINNEY of Limington, O'CONNOR of Berwick, SANDERSON of Chelsea, SYLVESTER of Portland, Senator: BELLOWS of Kennebec.

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 Implement Certain Recommendations of the Criminal Law Advisory Commission Relative to the Maine Criminal Code and Related Statutes" (EMERGENCY)

(H.P. 765) (L.D. 1091)

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.

**Pursuant to Statute  
Commission on Governmental Ethics and  
Election Practices**

Representative LUCHINI for the **Commission on Governmental Ethics and Election Practices** pursuant to the Maine Revised Statutes, Title 1, section 1007 asks leave to report that the accompanying Bill "An Act To Amend the Campaign Reports and Finances Law and the Maine Clean Election Act"

(H.P. 786) (L.D. 1122)

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

Report was **READ** and **ACCEPTED** and the Bill **REFERRED** to the Committee on **VETERANS AND LEGAL 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**.

**REPORTS OF COMMITTEE  
Divided Report**

Majority Report of the Committee on **STATE AND LOCAL GOVERNMENT** reporting **Ought to Pass** on Bill "An Act Concerning the Property Tax Levy Limit"

(H.P. 16) (L.D. 15)

Signed:

Senator:

DESCHAMBAULT of York

Representatives:

- MARTIN of Sinclair
- BEEBE-CENTER of Rockland
- BRYANT of Windham
- HOGAN of Old Orchard Beach
- MADIGAN of Rumford
- SPEAR of South Thomaston

Minority Report of the same Committee reporting **Ought Not to Pass** on same Bill.

Signed:

Senators:

- DAVIS of Piscataquis
- KEIM of Oxford

Representatives:

- GRIGNON of Athens
- HARRINGTON of Sanford
- ORDWAY of Standish
- PICKETT of Dixfield

**READ.**

On motion of Representative MARTIN of Sinclair, the Majority **Ought to Pass** Report was **ACCEPTED**.

The Bill was **READ ONCE** and was assigned for **SECOND READING** Thursday, March 23, 2017.

**CONSENT CALENDAR**

**First Day**

In accordance with House Rule 519, the following items appeared on the Consent Calendar for the First Day:

(S.P. 45) (L.D. 97) Bill "An Act To Establish Speed Limits at Loring Commerce Centre and Brunswick Landing" (EMERGENCY) Committee on **TRANSPORTATION** reporting **Ought to Pass**

(S.P. 96) (L.D. 308) Bill "An Act To Prohibit Charging Maine Seniors Higher Automobile Insurance Premiums Based Solely on Their Age" Committee on **INSURANCE AND FINANCIAL SERVICES** reporting **Ought to Pass as Amended by Committee Amendment "A" (S-6)**

(H.P. 23) (L.D. 22) Bill "An Act To Repeal the Requirement That Municipalities License Roller-skating Rinks" Committee on **LABOR, COMMERCE, RESEARCH AND ECONOMIC DEVELOPMENT** reporting **Ought to Pass**

(H.P. 327) (L.D. 461) Resolve, Regarding Legislative Review of Chapter 220: Removal of Provider of Last Resort Service Obligation, a Major Substantive Rule of the Public Utilities Commission (EMERGENCY) Committee on **ENERGY, UTILITIES AND TECHNOLOGY** reporting **Ought to Pass**

There being no objections, the above items were ordered to appear on the Consent Calendar tomorrow under the listing of Second Day.

**CONSENT CALENDAR**

**Second Day**

In accordance with House Rule 519, the following items appeared on the Consent Calendar for the Second Day:

(S.P. 73) (L.D. 227) Bill "An Act To Exclude Cardboard Beverage Containers from the Laws Governing Returnable Beverage Containers" (C. "A" S-4)

(H.P. 31) (L.D. 30) Bill "An Act Regarding Dancing on the Premises of Certain Liquor Licensees" (C. "A" H-11)

No objections having been noted at the end of the Second Legislative Day, the Senate Paper was **PASSED TO BE ENGROSSED as Amended** in concurrence and the House Paper was **PASSED TO BE ENGROSSED as Amended** and sent for concurrence.

**BILLS IN THE SECOND READING**

**House**

Bill "An Act To Improve Officer Safety at Roadside Incidents"

(H.P. 128) (L.D. 172)

Reported by the Committee on **Bills in the Second Reading**, read the second time, the House Paper was **PASSED TO BE ENGROSSED** and sent for concurrence.

**ENACTORS**

**Emergency Measure**

An Act To Grant Plantations the Power To Control Consumer Fireworks

(H.P. 5) (L.D. 3)

Was reported by the Committee on **Engrossed Bills** as truly and strictly engrossed.

The SPEAKER: The Chair recognizes the Representative from Newcastle, Representative Devin.

Representative **DEVIN**: Thank you very much, Madam Speaker. I just want to remind my colleagues, there are 34 plantations and the plantations cannot enact their own

ordinances unless they are specifically identified by the Legislature. An example of a previous code of the plantations is animal control ordinances. If we don't do this, we have the potential of having to create 34 separate ordinances for each separate plantation. The reason this bill has an emergency rider is so that it becomes law immediately, so that plantations can discuss fireworks at their annual meetings this year and create an ordinance to control consumer fireworks, if they so choose. This is not a mandate telling them to create one; this is just giving them the ability to do it. And I want to remind everyone, this was voted out of committee, 13-0, Ought to Pass. Thank you.

Representative HERBIG of Belfast **REQUESTED** a roll call on **PASSAGE TO BE ENACTED**.

More than one-fifth of the members present expressed a desire for a roll call which was ordered.

The SPEAKER: A roll call has been ordered. The pending question before the House is Passage to be Enacted. All those in favor will vote yes, those opposed will vote no.

This being an emergency measure, a two-thirds vote of all the members elected to the House being necessary, a total was taken.

**ROLL CALL NO. 16**

YEA - Ackley, Alley, Austin B, Austin S, Babbidge, Bailey, Bates, Battle, Beebe-Center, Berry, Bickford, Black, Blume, Bradstreet, Bryant, Cardone, Casas, Chapman, Collings, Cooper, Corey, Craig, Daughtry, DeChant, Denno, Devin, Dillingham, Duchesne, Dunphy, Espling, Farnsworth, Fay, Fecteau, Foley, Frey, Fuller, Gattine, Golden, Grant, Grignon, Grohman, Handy, Harington, Harlow, Harrington, Harvell, Hawke, Head, Herbig, Herrick, Hickman, Higgins, Hilliard, Hogan, Hubbell, Hymanson, Jorgensen, Kinney M, Kumiega, Lawrence, Longstaff, Luchini, Madigan C, Madigan J, Marean, Martin J, Martin R, Mastraccio, McCrea, McCreight, McElwee, McLean, Melaragno, Monaghan, Moonen, Nadeau, O'Connor, O'Neil, Ordway, Parker, Parry, Perry, Picchiotti, Pickett, Pierce T, Pouliot, Reckitt, Riley, Rykerson, Sampson, Sanborn, Schneck, Seavey, Sheats, Sherman, Simmons, Skolfield, Spear, Stanley, Stearns, Stewart, Sylvester, Talbot Ross, Tepler, Terry, Theriault, Tipping, Tucker, Tuell, Turner, Vachon, Ward, Warren, Wood, Zeigler, Madam Speaker.

NAY - Cebra, Chace, Farrin, Fredette, Gerrish, Gillway, Ginzler, Guerin, Hanley, Johansen, Kinney J, Lockman, Lyford, Malaby, Mason, Prescott, Reed, Sirocki, Stetkis, Strom, Sutton, Timberlake, Wadsworth, Wallace, White, Winsor.

ABSENT - Brooks, Campbell, Haggan, Hamann, Kornfield, Perkins, Pierce J, Sanderson.

Yes, 116; No, 26; Absent, 8; Excused, 1.

116 having voted in the affirmative and 26 voted in the negative, with 8 being absent and 1 excused, and accordingly the Bill was **PASSED TO BE ENACTED**, signed by the Speaker and sent to the Senate.

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

**Acts**

An Act To Provide a Career and Technical Education Training Option for Plumbers

(S.P. 16) (L.D. 37)  
(C. "A" S-3)

An Act Regarding Changing the Designation of a Parent on the Birth Certificate of an Adult

(S.P. 32) (L.D. 83)

An Act To Make Changes to the Potato Marketing Improvement Fund

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

An Act To Remove the Treasurer of State from the Maine Vaccine Board

(H.P. 119) (L.D. 161)

An Act To Add the Air Medal as an Option for a Special Commemorative Decal on Special Veterans Registration Plates

(H.P. 127) (L.D. 171)

An Act To Update Accessibility Requirements on Highways

(S.P. 80) (L.D. 236)

Reported by the Committee on **Engrossed Bills** as truly and strictly engrossed, **PASSED TO BE ENACTED**, signed by the Speaker and sent to the Senate.

**Resolves**

Resolve, To Designate a Bridge in East Machias as the Norman E. Bagley Memorial Bridge

(H.P. 163) (L.D. 207)

Reported by the Committee on **Engrossed Bills** as truly and strictly engrossed, **FINALLY PASSED**, signed by the Speaker and sent to the Senate.

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

**UNFINISHED BUSINESS**

The following matters, in the consideration of which the House was engaged at the time of adjournment Thursday, March 16, 2017, had preference in the Orders of the Day and continued with such preference until disposed of as provided by House Rule 502.

HOUSE REPORT - **Ought to Pass** - Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY** on Bill "An Act Regarding Service of Criminal Process on Electronic Communication Service Providers and Remote Computing Service Providers" (EMERGENCY)

(H.P. 246) (L.D. 332)

TABLED - March 7, 2017 (Till Later Today) by Representative FREDETTE of Newport.

PENDING - **ACCEPTANCE OF COMMITTEE REPORT.**

Subsequently, on motion of Representative HERBIG of Belfast, the Bill and all accompanying papers were **COMMITTED** to the Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY** and sent for concurrence.

Joint Order, To Require the Joint Standing Committee on Education and Cultural Affairs To Report Out a Bill Regarding Workforce Education Attainment

(S.P. 293)

- In Senate, **READ** and **PASSED.**

TABLED - March 9, 2017 (Till Later Today) by Representative HERBIG of Belfast.

PENDING - **PASSAGE.**

Subsequently, the Joint Order was **PASSED** in concurrence.

**SENATE PAPERS**

Bill "An Act To Amend the Rules Regulating Invasive Terrestrial Plant Species"

(S.P. 368) (L.D. 1114)

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 Amend the Laws Governing Eluding an Officer"

(S.P. 361) (L.D. 1090)

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 Improve Antihunger Programs in Maine Schools"

(S.P. 367) (L.D. 1113)

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 Restore Public Health Nursing Services" (EMERGENCY)

(S.P. 362) (L.D. 1108)

Bill "An Act To Improve General Assistance Reimbursements"

(S.P. 363) (L.D. 1109)

Bill "An Act Concerning Medicaid for Incarcerated Persons about To Be Released"

(S.P. 364) (L.D. 1110)

Resolve, To Establish a Task Force To Study the Causes of and Solutions to the Epidemic of Childhood Obesity in Maine (EMERGENCY)

(S.P. 365) (L.D. 1111)

Bill "An Act Regarding the Maternal and Infant Death Review Panel"

(S.P. 366) (L.D. 1112)

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 That Employees Be Informed of Potential Eligibility for the Earned Income Tax Credit"

(S.P. 359) (L.D. 1088)

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 Define When a Municipal Land Use Decision Is Considered Final for Purposes of an Appeal to Superior Court"

(S.P. 358) (L.D. 1087)

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 Prohibit the Use of Handheld Phones and Devices While Driving"

(S.P. 360) (L.D. 1089)

Bill "An Act To Establish a Specialty License Plate for Female Veterans"

(S.P. 369) (L.D. 1115)

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 LAWRENCE of South Berwick, the House adjourned at 11:38 a.m., until 10:00 a.m., Thursday, March 23, 2017, in honor and lasting tribute to the Honorable Walter Wheeler, Sr., of Kittery.