

# 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

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ONE HUNDRED TWENTY-EIGHTH LEGISLATURE  
FIRST REGULAR SESSION  
30th Legislative Day  
Tuesday, April 18, 2017

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

Prayer by Ms. Dorothy Evans, Troop Leader, Girl Scout Troop No. 39, Milford.

Colors presented by Appleton Girl Scout Troop 2002.

National Anthem by Dorothy Evans, Milford.

Pledge of Allegiance.

Doctor of the day, Lisa Torgersen, M.D., Rumford.

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

The Journal of Thursday, April 13, 2017 was read and approved.

**SENATE PAPERS**

**Non-Concurrent Matter**

Bill "An Act To Remove Certain Restrictions Imposed on Retired State Employees Who Return to Work as Educators" (H.P. 970) (L.D. 1396)

**REFERRED** to the Committee on **EDUCATION AND CULTURAL AFFAIRS** in the House on April 11, 2017.

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

The House voted to **INSIST**.

**Non-Concurrent Matter**

Bill "An Act To Separate the Authorities under the Licenses for Property and Casualty Insurance Adjusters and Workers' Compensation Insurance Adjusters"

(S.P. 323) (L.D. 984)

House **INSISTED** on its former action whereby the Bill was **REFERRED** to the Committee on **LABOR, COMMERCE, RESEARCH AND ECONOMIC DEVELOPMENT** on March 30, 2017.

- **PLACED** in the Legislative Files Dead on March 30, 2017.

- **RECALLED** from the Legislative Files pursuant to Joint Order, S.P. 452.

Came from the Senate **REFERRED** to the Committee on **LABOR, COMMERCE, RESEARCH AND ECONOMIC DEVELOPMENT** in **NON-CONCURRENCE**.

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

**Non-Concurrent Matter**

Bill "An Act To Remove Barriers to Workforce Development in Alcohol and Drug Counseling and To Increase the MaineCare Reimbursement Rates for Certain Counselors"

(H.P. 955) (L.D. 1376)

**REFERRED** to the Committee on **HEALTH AND HUMAN SERVICES** in the House on April 11, 2017.

Came from the Senate **REFERRED** to the Committee on **LABOR, COMMERCE, RESEARCH AND ECONOMIC DEVELOPMENT** in **NON-CONCURRENCE**.

The House voted to **INSIST**.

**COMMUNICATIONS**

The Following Communication: (H.C. 129)

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

April 18, 2017

Honorable Robert B. Hunt

Clerk of the House

2 State House Station

Augusta, Maine 04333

Dear Clerk Hunt:

Pursuant to my authority under House Rule 201.1 (H), I appoint Representative Mark W. Lawrence of South Berwick to serve as Speaker Pro Tem to convene the House on April 19, 2017.

Sincerely,

S/Sara Gideon

Speaker of the House

**READ and ORDERED PLACED ON FILE.**

The Following Communication: (H.C. 130)

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

April 18, 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 Agriculture, Conservation and Forestry has approved the request by the sponsor, Senator Saviello of Franklin, to report the following "Leave to Withdraw":

L.D. 414 An Act To Create the Maine Forest Resources Council

Sincerely,

S/Robert B. Hunt

Clerk of the House

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

The Following Communication: (H.C. 131)

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

April 18, 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 April 14, 2017

Honorable Barry J. Hobbins, Esq. of Saco for appointment as the Public Advocate.

Pursuant to Title 35-A, MRSA §1701-A, this appointment is contingent on the Maine Senate confirmation after review by the Joint Standing Committee on Energy, Utilities and Technology.

Sincerely,  
S/Sara Gideon  
Speaker of the House

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

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The Following Communication: (S.C. 301)

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

April 13, 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 Agriculture, Conservation and Forestry

- Dr. Curtis C. Bohlen, Ph.D. of Pownal for reappointment to the Board of Pesticides Control
- Deven M. Morrill of Westbrook for reappointment to the Board of Pesticides Control
- James R. May of Mapleton for appointment to the Maine Land Use Planning Commission  
Upon the recommendation of the Committee on Transportation
- B. Charles Large of Lewiston for appointment to the Northern New England Passenger Rail Authority
- Honorable Brian D. Hobart of Bowdoinham for appointment to the Northern New England Passenger Rail Authority
- Robert D. Stone of Auburn for reappointment to the Maine Turnpike Authority, Board of Directors

Best Regards,

S/Heather J.R. Priest  
Secretary of the Senate

**READ** and **ORDERED PLACED ON FILE.**

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**PETITIONS, BILLS AND RESOLVES REQUIRING REFERENCE**

Bill "An Act Relating to Firearms Exclusions in Certain Locations"

(H.P. 1008) (L.D. 1469)

Sponsored by Representative KINNEY of Knox.

Cosponsored by Representative WARD of Dedham, Senator BRAKEY of Androscoggin and Representatives: CEBRA of Naples, O'CONNOR of Berwick, SKOLFIELD of Weld, STETKIS of Canaan, SUTTON of Warren, WOOD of Greene, Senator: DAVIS of Piscataquis.

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.

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Bill "An Act To Ensure Student Privacy in the Digital Age"

(H.P. 1002) (L.D. 1452)

Sponsored by Representative SAMPSON of Alfred.

Cosponsored by Senator WOODSOME of York and Representatives: FARNSWORTH of Portland, FULLER of Lewiston, GINZLER of Bridgton, McCREA of Fort Fairfield, STEWART of Presque Isle, TURNER of Burlington, Senators: BRAKEY of Androscoggin, MASON of Androscoggin.

Bill "An Act To Facilitate Voluntary Cooperation among School Systems"

(H.P. 1009) (L.D. 1470)

Sponsored by Representative HUBBELL of Bar Harbor.

Bill "An Act To Amend the Laws Governing the Deduction for MaineCare Payments from a School Administrative Unit's State Subsidy"

(H.P. 1010) (L.D. 1471)

Sponsored by Representative SPEAR of South Thomaston.

Cosponsored by Representatives: BEEBE-CENTER of Rockland, HANDY of Lewiston, MELARAGNO of Auburn.

Bill "An Act To Safeguard Student Contact Information Provided to Schools"

(H.P. 1022) (L.D. 1483)

Sponsored by Representative SIROCKI of Scarborough.

Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 205.

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.

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Bill "An Act To Lower the Costs of Broadband Service by Coordinating the Installation of Broadband Infrastructure"

(H.P. 1011) (L.D. 1472)

Sponsored by Representative McLEAN of Gorham.

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

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

Sent for concurrence.

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Bill "An Act To Regulate Hydraulic Fracturing To Prevent Threats to Maine's Drinking Water" (EMERGENCY)

(H.P. 1003) (L.D. 1453)

Sponsored by Representative MARTIN of Eagle Lake.

Cosponsored by Senator SAVIELLO of Franklin and Representatives: DUCHESNE of Hudson, Speaker GIDEON of Freeport, TUCKER of Brunswick, Senators: GRATWICK of Penobscot, JACKSON of Aroostook.

Bill "An Act To Make Minor Changes and Corrections to Statutes Administered by the Department of Environmental Protection"

(H.P. 1012) (L.D. 1473)

Sponsored by Representative TUCKER of Brunswick.

Submitted by the Department of Environmental Protection pursuant to Joint Rule 204.

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.

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Bill "An Act To Reduce the Regulation of Child Care Facilities"

(H.P. 1013) (L.D. 1474)

Sponsored by Representative ESPLING of New Gloucester.  
Cosponsored by Senator BRAKEY of Androscoggin and Representatives: HANINGTON of Lincoln, HAWKE of Boothbay Harbor, NADEAU of Winslow, PICKETT of Dixfield, SANDERSON of Chelsea, STEARNS of Guilford, WADSWORTH of Hiram.

Bill "An Act To Reduce Child Poverty by Leveraging Investments in Families Today"

(H.P. 1014) (L.D. 1475)

Sponsored by Speaker GIDEON of Freeport.  
Cosponsored by Senator MAKER of Washington and Representatives: DENNO of Cumberland, GATTINE of Westbrook, GOLDEN of Lewiston, HIGGINS of Dover-Foxcroft, McELWEE of Caribou, TALBOT ROSS of Portland, TUELL of East Machias, Senator: JACKSON of Aroostook.

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 Ensure Continued Coverage for Essential Health Care"

(H.P. 1015) (L.D. 1476)

Sponsored by Representative McCREIGHT of Harpswell.  
Cosponsored by Senator CARSON of Cumberland and Representatives: DENNO of Cumberland, DEVIN of Newcastle, GOLDEN of Lewiston, HERBIG of Belfast, McCREA of Fort Fairfield, PARKER of South Berwick, RECKITT of South Portland, SYLVESTER of Portland.

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 Coordinate and Enforce Existing Workplace Training Requirements"

(H.P. 1016) (L.D. 1477)

Sponsored by Representative AUSTIN of Gray.  
Cosponsored by Senator SAVIELLO of Franklin and Representatives: BATES of Westbrook, LOCKMAN of Amherst, STETKIS of Canaan, VACHON of Scarborough, Senator: LANGLEY of Hancock.  
Submitted by the Department of Labor pursuant to Joint Rule 204.

Bill "An Act To Provide Support for Sustainable Economic Development in Rural Maine"

(H.P. 1017) (L.D. 1478)

Sponsored by Representative HERBIG of Belfast.  
Cosponsored by Senator DILL of Penobscot and Representatives: HIGGINS of Dover-Foxcroft, MARTIN of Eagle Lake, McCREA of Fort Fairfield, STANLEY of Medway, WADSWORTH of Hiram, Senator: JACKSON of Aroostook.

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 Extend the Time for an Appeal of Limited Entry Fishing License Denial for Members of the Military"

(H.P. 1004) (L.D. 1454)

Sponsored by Representative BATTLE of South Portland.  
Submitted by the Department of Marine Resources pursuant to Joint Rule 204.

Bill "An Act To Fund Research on and Management and Enforcement of the Eel and Elver Fisheries"

(H.P. 1005) (L.D. 1455)

Sponsored by Representative SIMMONS of Waldoboro.  
Submitted by the Department of Marine Resources pursuant to Joint Rule 204.

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 Return the Duties of the State Compensation Commission To Make Recommendations for the Salaries of the Governor and Judges"

(H.P. 1006) (L.D. 1456)

Sponsored by Representative MARTIN of Eagle Lake.  
Cosponsored by Representatives: Speaker GIDEON of Freeport, GOLDEN of Lewiston, HICKMAN of Winthrop.

Bill "An Act Authorizing the Deorganization of the Town of Atkinson"

(H.P. 1023) (L.D. 1484)

Sponsored by Representative HIGGINS of Dover-Foxcroft.  
Submitted by the Office of the State Auditor pursuant to Joint Rule 204.

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.

Bill "An Act To Modernize and Improve Maine's Property Tax System"

(H.P. 1018) (L.D. 1479)

Sponsored by Representative STANLEY of Medway.  
Cosponsored by Senator SAVIELLO of Franklin and Representatives: CAMPBELL of Orrington, FARRIN of Norridgewock, HANINGTON of Lincoln, HARLOW of Portland, NADEAU of Winslow, RILEY of Jay, SKOLFIELD of Weld, Senator: CUSHING of Penobscot.

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

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

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 1009 asks leave to report that the accompanying Bill "An Act To Improve the Disclosure of Major Contributors Influencing Maine Elections"

(H.P. 1019) (L.D. 1480)

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.

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

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### SPECIAL SENTIMENT CALENDAR

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

#### Recognizing:

Gerald and Sheril Peters, of Sangerville, who are celebrating their 50th Wedding Anniversary on April 15, 2017. We extend to Mr. and Mrs. Peters our congratulations and best wishes;

(SLS 187)

On **OBJECTION** of Representative STEARNS of Guilford, was **REMOVED** from the Special Sentiment Calendar.

#### READ.

On motion of the same Representative, this Expression of Legislative Sentiment and all accompanying papers were **INDEFINITELY POSTPONED** in **NON-CONCURRENCE** and sent for concurrence.

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#### Recognizing:

David Holt, of Norway, who is retiring after 28 years of service as Town Manager of the Town of Norway. We extend to Mr. Holt our appreciation for his years of service to his community and offer him our congratulations on his retirement;

(HLS 236)

Presented by Representative WINSOR of Norway.

Cosponsored by Senator HAMPER of Oxford, Representative HERRICK of Paris, Representative DILLINGHAM of Oxford.

On **OBJECTION** of Representative FAY of Raymond, was **REMOVED** from the Special Sentiment Calendar.

#### READ.

The **SPEAKER**: The Chair recognizes the Representative from Raymond, Representative Fay.

Representative **FAY**: Thank you, Madam Speaker. Madam Speaker, David Holt's first job as Town Manager was in Princeton. There was no running water, and he was the only employee. David has been a Town Manager for 41 years, in which time he's written over \$6 million in grants. The last 28 years, he's been a steady force as Town Manager in Norway and his wife, Sally, will be glad to have him home. Thank you, Madam Speaker.

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

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### REPORTS OF COMMITTEE

#### Refer to the Committee on Health and Human Services Pursuant to Public Law

Representative HYMANSON for the **Joint Standing Committee on Health and Human Services** on Resolve, To Establish a Pilot Project To Provide Travel Vouchers to Persons with Disabilities in Rural Communities

(H.P. 1020) (L.D. 1481)

Reporting that it be **REFERRED** to the Committee on **HEALTH AND HUMAN SERVICES** pursuant to Public Law 2015, chapter 452, section 3.

Report was **READ** and **ACCEPTED** and the Resolve **REFERRED** to the Committee on **HEALTH AND HUMAN SERVICES**.

Sent for concurrence.

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#### Refer to the Committee on Judiciary Pursuant to Statute

Representative MOONEN for the **Joint Standing Committee on Judiciary** on Bill "An Act To Implement the Recommendations of the Right To Know Advisory Committee Concerning Existing Public Records Exceptions"

(H.P. 1021) (L.D. 1482)

Reporting that it be **REFERRED** to the Committee on **JUDICIARY** pursuant to the Maine Revised Statutes, Title 1, section 411, subsection 6, paragraph G.

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

Sent for concurrence.

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#### Divided Reports

Majority Report of the Committee on **VETERANS AND LEGAL AFFAIRS** reporting **Ought to Pass as Amended by Committee Amendment "A" (S-20)** on Bill "An Act To Prohibit Taxpayer-funded Campaign Expenditures from Being Used on Post-election Parties"

(S.P. 135) (L.D. 408)

Signed:

Senators:

MASON of Androscoggin  
CARPENTER of Aroostook  
COLLINS of York

Representatives:

LUCHINI of Ellsworth  
CASÁS of Rockport  
DILLINGHAM of Oxford  
FARRIN of Norridgewock  
HANINGTON of Lincoln  
LONGSTAFF of Waterville  
SCHNECK of Bangor  
WHITE of Washburn

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

Signed:

Representatives:

HICKMAN of Winthrop  
MONAGHAN of Cape Elizabeth

Came from the Senate with the Majority **OUGHT TO PASS AS AMENDED** Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-20)**.

**READ.**

On motion of Representative LUCHINI of Ellsworth, the Majority **Ought to Pass as Amended** Report was **ACCEPTED**.

The Bill was **READ ONCE**. **Committee Amendment "A" (S-20)** was **READ** by the Clerk and **ADOPTED**.

Under suspension of the rules the Bill was given its **SECOND READING WITHOUT REFERENCE** to the Committee on **Bills in the Second Reading**.

Under further suspension of the rules the Bill was **PASSED TO BE ENGROSSED as Amended by Committee Amendment "A" (S-20)** in concurrence.

Majority Report of the Committee on **MARINE RESOURCES** reporting **Ought Not to Pass** on Bill "An Act To Allow the Sale of Saltwater Smelt for Bait"

(H.P. 433) (L.D. 617)

Signed:

Senators:

MAKER of Washington  
VITELLI of Sagadahoc

Representatives:

KUMIEGA of Deer Isle  
ALLEY of Beals  
BATTLE of South Portland  
BLUME of York  
DEVIN of Newcastle  
HAGGAN of Hampden  
SIMMONS of Waldoboro  
SUTTON of Warren  
TUELL of East Machias

Minority Report of the same Committee reporting **Ought to Pass** on same Bill.

Signed:

Representative:

HAWKE of Boothbay Harbor

**READ.**

On motion of Representative KUMIEGA of Deer Isle, the Majority **Ought Not to Pass** Report was **ACCEPTED** and sent for concurrence.

Majority Report of the Committee on **MARINE RESOURCES** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-33)** on Bill "An Act To Ensure Appropriate Training for Harbor Masters"

(H.P. 438) (L.D. 622)

Signed:

Senators:

MAKER of Washington  
BRAKEY of Androscoggin  
VITELLI of Sagadahoc

Representatives:

KUMIEGA of Deer Isle  
ALLEY of Beals  
BATTLE of South Portland  
BLUME of York  
DEVIN of Newcastle  
SIMMONS of Waldoboro  
TUELL of East Machias

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

Signed:

Representatives:

HAGGAN of Hampden  
HAWKE of Boothbay Harbor

SUTTON of Warren

**READ.**

Representative KUMIEGA of Deer Isle moved that the House **ACCEPT** the Majority **Ought to Pass as Amended** Report.

Representative FREDETTE of Newport **REQUESTED** a roll call on the motion to **ACCEPT** the Majority **Ought to Pass as Amended** Report.

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 Acceptance of the Majority Ought to Pass as Amended Report. All those in favor will vote yes, those opposed will vote no.

**ROLL CALL NO. 35**

YEA - Ackley, Alley, Austin B, Babbidge, Bailey, Battle, Beebe-Center, Berry, Blume, Brooks, Bryant, Cardone, Casas, Chapman, Collings, Cooper, Daughtry, DeChant, Denno, Devin, Duchesne, Dunphy, Espling, Fay, Fecteau, Frey, Fuller, Gattine, Gillway, Golden, Grant, Grohman, Handy, Harlow, Harrington, Herbig, Herrick, Hickman, Hogan, Hubbell, Hymanson, Jorgensen, Kornfield, Kumiega, Lawrence, Longstaff, Luchini, Madigan C, Madigan J, Martin J, Mastraccio, McCreight, McLean, Melaragno, Monaghan, Moonen, Nadeau, O'Neil, Parker, Perry, Pierce T, Reckitt, Riley, Rykerson, Sanborn, Schneck, Sheats, Sherman, Spear, Stanley, Stearns, Sylvester, Talbot Ross, Tepler, Terry, Tipping, Tucker, Tuell, Warren, Zeigler, Madam Speaker.

NAY - Austin S, Bickford, Black, Bradstreet, Campbell, Cebra, Chace, Corey, Craig, Dillingham, Farrin, Foley, Fredette, Gerrish, Ginzler, Guerin, Haggan, Hanley, Harvell, Hawke, Head, Higgins, Hilliard, Johansen, Kinney J, Kinney M, Lockman, Lyford, Malaby, Marean, Mason, McElwee, O'Connor, Ordway, Parry, Perkins, Picchiotti, Pickett, Pierce J, Pouliot, Prescott, Reed, Sampson, Sanderson, Seavey, Simmons, Sirocki, Skolfield, Stetkis, Stewart, Strom, Sutton, Theriault, Timberlake, Turner, Vachon, Wadsworth, Wallace, Ward, White, Winsor, Wood.

ABSENT - Bates, Farnsworth, Grignon, Hamann, Hanington, Martin R, McCrea.

Yes, 81; No, 62; Absent, 7; Excused, 1.

81 having voted in the affirmative and 62 voted in the negative, with 7 being absent and 1 excused, and accordingly the Majority **Ought to Pass as Amended** Report was **ACCEPTED**.

The Bill was **READ ONCE**. **Committee Amendment "A" (H-33)** was **READ** by the Clerk and **ADOPTED**.

Under suspension of the rules the Bill was given its **SECOND READING WITHOUT REFERENCE** to the Committee on **Bills in the Second Reading**.

Under further suspension of the rules the Bill was **PASSED TO BE ENGROSSED as Amended by Committee Amendment "A" (H-33)** and sent for concurrence.

Majority Report of the Committee on **STATE AND LOCAL GOVERNMENT** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-31)** on Bill "An Act To Establish Maine Buy Local Month"

(H.P. 293) (L.D. 402)

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

Signed:

Senator: CARPENTER of Aroostook

Representatives:

LUCHINI of Ellsworth  
CASÁS of Rockport  
HICKMAN of Winthrop  
LONGSTAFF of Waterville  
MONAGHAN of Cape Elizabeth  
SCHNECK of Bangor

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

Signed:

Senators:

DAVIS of Piscataquis  
KEIM of Oxford

Minority Report of the same Committee reporting **Ought to Pass** on same Bill.

Signed:

Senators:

MASON of Androscoggin  
COLLINS of York

Representatives:

HARRINGTON of Sanford  
ORDWAY of Standish  
PICKETT of Dixfield

Representatives:

DILLINGHAM of Oxford  
FARRIN of Norridgewock  
HANINGTON of Lincoln  
WHITE of Washburn

**READ.**

On motion of Representative BRYANT of Windham, **TABLED** pending **ACCEPTANCE** of either Report and later today assigned.

**READ.**

Representative LUCHINI of Ellsworth moved that the House **ACCEPT** the Majority **Ought Not to Pass** Report.

Representative FREDETTE of Newport **REQUESTED** a roll call on the motion to **ACCEPT** the Majority **Ought Not to Pass** Report.

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

The **SPEAKER**: The Chair recognizes the Representative from Arundel, Representative Parry.

Representative **PARRY**: Thank you, Madam Speaker, Ladies and Gentlemen of the House. This bill was my bill. I was a little surprised on how the Committee Report came out. It's just a basic reporting bill, and the reason I brought it forward was because there was an issue that actually happened to me in one of my races in 2014. My opponent paid for three mailers, but only one went out in the district, and I don't know if the mail house just lost them, I don't know what happened. But, I spoke with the Executive Director of the Ethics Commission and he explained to me that they have no way to track if a mailer is actually executed. They know when the money is spent, but they have no idea, and no way to track, if it's actually executed, actually goes out. So, I looked at this bill as a this-affects-everybody's bill, so I was kind of surprised at the party line vote. I just think that we've got to give Ethics the tools that they need in looking at any expenditures, rather at clean elections or traditional, rather it be a candidate or a PAC, and I really believe that this is something we should do. In the public hearing there was nobody that testified against the bill. The Ethics Commission testified neither for nor against. And also, the clean election, Mr. Bosse testified neither for nor against because he didn't know my intent, and as soon as he realized what my intent was, they had no problem with the extra reporting requirement. Basically, what the reporting requirement does is, the major part of the bill, was everyone that sends out a mailer needs to add the Ethics Commission into that mailer – their address – so one of the copies goes to the Ethics Commission that's exactly like the mailer that goes to every person in all of our districts. Rather that be a PAC mailer or one of our own mailers. So, I think this is a necessary tool for the Ethics

Majority Report of the Committee on **STATE AND LOCAL GOVERNMENT** reporting **Ought Not to Pass** on Bill "An Act To Incentivize Legislative Carpooling"

(H.P. 451) (L.D. 635)

Signed:

Senators:

DAVIS of Piscataquis  
KEIM of Oxford

Representatives:

MARTIN of Sinclair  
BEEBE-CENTER of Rockland  
BRYANT of Windham  
GRIGNON of Athens  
HARRINGTON of Sanford  
HOGAN of Old Orchard Beach  
MADIGAN of Rumford  
ORDWAY of Standish  
PICKETT of Dixfield

Minority Report of the same Committee reporting **Ought to Pass as Amended by Committee Amendment "A" (H-32)** on same Bill.

Signed:

Senator:

DESCHAMBAULT of York

Representative:

SPEAR of South Thomaston

**READ.**

On motion of Representative BRYANT of Windham, **TABLED** pending **ACCEPTANCE** of either Report and later today assigned.

Majority Report of the Committee on **VETERANS AND LEGAL AFFAIRS** reporting **Ought Not to Pass** on Bill "An Act To Improve Requirements for Reporting to the Commission on Governmental Ethics and Election Practices"

(H.P. 507) (L.D. 716)



Commission, to be able to track when the mailers actually go out and if they go out, and I believe it's an important step. Thank you very much.

The SPEAKER: The Chair recognizes the Representative from Winthrop, Representative Hickman.

Representative **HICKMAN**: Thank you, Madam Speaker. Madam Speaker, Women and Men of the House, I have the testimony of the director from the Ethics Commission in front of me, and I will just read one sentence, called constitutionality: "When the state government restricts the time, place or manner of political speech, or preconditions political speech on a filing requirement with the state, there can be a risk that the provision will be challenged in federal or state court." That is why we voted Ought Not to Pass. Thank you, Madam Speaker.

The SPEAKER: The Chair recognizes the Representative from Ellsworth, Representative Luchini.

Representative **LUCHINI**: Thank you, Madam Speaker. Madam Speaker, Men and Women of the House, I'll also rise to briefly explain the majority's position for the Ought Not to Pass Report. I think this bill does really two things, primarily. The first has been described, which is to require one copy of every mailing to be sent to the Ethics Commission. The second puts in a provision that's very problematic, which would require that, once you spend money to pay for a mailing, that mailing needs to be posted for mail within 14 days. So that's very difficult, as was just discussed on a legal perspective, by placing timing on political speech. But, it's also difficult from a practical standpoint. I think many people here, when they are doing their mail programs, they may use a vendor. The way that this bill is written, once you make that expenditure, you'd have 14 days for the entire editing process, design process, revisions, print, and mail to thousands of people. Or if many people here send their own postcards, that means, from the day that you pay for those postcards, you have to design and print them, put them in the mail, label, stamp, within 14 days. As raised by ethics, anytime you place a restriction on political speech, that becomes an issue that could be challenged in the courts, and when we lose in the court on First Amendment claims, that means the state has to pay for the winning side's court costs and legal fees. The second element that was discussed was sending one copy of everything to the Ethics Commission. From a standpoint of the commission, they'd have to receive thousands of mailers and keep them sorted. Not necessarily a huge problem, but they did point out that if there was a concern that a vendor wasn't sending out mail, someone could simply put in a complaint to the Ethics Department, and then they would investigate the complaint that way, rather than writing a new law to try to get this one situation. So, for those reasons the majority voted Ought Not to Pass. Thank you, Madam Speaker.

The SPEAKER: The Chair recognizes the Representative from Arundel, Representative Parry.

Representative **PARRY**: Thank you, Madam Speaker, Ladies and Gentlemen of the House. Sorry for rising a second time. I don't believe this restricts political speech at all. It's just a reporting requirement, which we are all required to do. I don't know why we would want to make it so that the Ethics Commission does not know and cannot track at all if a mailer actually goes out. Thank you.

The SPEAKER: The Chair recognizes the Representative from Chelsea, Representative Sanderson.

Representative **SANDERSON**: Thank you, Madam Speaker. May I pose a question through the Chair?

The SPEAKER: The member may proceed.

Representative **SANDERSON**: Could anybody please answer, or explain to me, how just having one extra copy sent to the Ethics Commission restricts political speech?

The SPEAKER: The Representative from Chelsea, Representative Sanderson, has posed a question through the Chair. Is there anyone who would like answer? The Chair recognizes the Representative from Ellsworth, Representative Luchini.

Representative **LUCHINI**: Thank you, Madam Speaker. To address the question -- it's not the mail piece being sent to Ethics that raises the constitutionality question. It's the 14-day time requirement, because that is placing a time limit on political speech, that raises the constitutionality issue.

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

Representative **ACKLEY**: Thank you, Madam Speaker. Could I pose a question through the Chair?

The SPEAKER: The Representative from Monmouth, Representative Ackley, may proceed.

Representative **ACKLEY**: Thank you, Madam Speaker. If someone could answer this question for me from the chamber: If I were to hand write a postcard to one of my constituents, would that unique postcard then have to be sent to the Ethics Commission?

The SPEAKER: The Representative from Monmouth, Representative Ackley, has posed a question through the Chair for anyone who may answer. The Chair recognizes the Representative from Canaan, Representative Stetkis.

Representative **STETKIS**: Thank you, Madam Speaker. I'd like to pose a question through the Chair as well. I would like to know how this reporting requirement would differ from the current 24-hour reporting requirement we have now. As folks may know, in the last few weeks of the election cycle, you pay for, send out, a mailer, you're required currently to report that within 24 hours. I'm not sure how 14 days and 24 hours, how one is constitutional and one would not be.

The SPEAKER: Representative from Canaan, Representative Stetkis, has posed a question through the Chair. The Chair recognizes the Representative from Arundel, Representative Parry. Representative Parry, are you rising to answer one of these two questions, having spoken twice already?

Representative **PARRY**: No, I'm all set.

The SPEAKER: A roll call has been ordered. The pending question before the House is Acceptance of the Majority Ought Not to Pass Report. All those in favor will vote yes, those opposed will vote no.

#### ROLL CALL NO. 36

YEA - Ackley, Alley, Austin B, Babbidge, Bailey, Beebe-Center, Berry, Blume, Brooks, Bryant, Cardone, Chapman, Collings, Cooper, Daughtry, DeChant, Denno, Devin, Duchesne, Dunphy, Fay, Fecteau, Frey, Fuller, Gattine, Golden, Grant, Grohman, Handy, Harlow, Herbig, Hickman, Hogan, Hubbell, Hymanson, Jorgensen, Kornfield, Kumiega, Lawrence, Longstaff, Luchini, Madigan C, Madigan J, Martin J, Mastraccio, McCreight, McLean, Melaragno, Monaghan, Moonen, Nadeau, O'Neil, Parker, Perry, Pierce T, Reckitt, Riley, Rykerson, Sanborn, Schneck, Sheats, Spear, Stanley, Sylvester, Talbot Ross, Tepler, Terry, Tipping, Tucker, Warren, Zeigler, Madam Speaker.

NAY - Austin S, Battle, Bickford, Black, Bradstreet, Casas, Cebra, Chace, Corey, Craig, Dillingham, Espling, Farrin, Foley, Fredette, Gerrish, Gillway, Ginzler, Guerin, Haggan, Hanington, Hanley, Harrington, Harvell, Hawke, Head, Herrick, Higgins, Hilliard, Johansen, Kinney J, Kinney M, Lockman,

Lyford, Malaby, Marean, Mason, McElwee, O'Connor, Ordway, Parry, Perkins, Picchiotti, Pickett, Pierce J, Pouliot, Prescott, Reed, Sampson, Sanderson, Seavey, Sherman, Simmons, Sirocki, Skolfield, Stearns, Stetkis, Stewart, Strom, Sutton, Theriault, Timberlake, Tuell, Turner, Vachon, Wadsworth, Wallace, Ward, White, Winsor, Wood.

ABSENT - Bates, Campbell, Farnsworth, Grignon, Hamann, Martin R, McCrea.

Yes, 72; No, 71; Absent, 7; Excused, 1.

72 having voted in the affirmative and 71 voted in the negative, with 7 being absent and 1 excused, and accordingly the Majority **Ought Not to Pass** Report was **ACCEPTED** and sent for concurrence.

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Majority Report of the Committee on **VETERANS AND LEGAL AFFAIRS** reporting **Ought Not to Pass** on Bill "An Act Regarding Advertisements by Maine Clean Election Act Candidates"

(H.P. 571) (L.D. 791)

Signed:

Senator:

CARPENTER of Aroostook

Representatives:

LUCHINI of Ellsworth

CASÁS of Rockport

HICKMAN of Winthrop

LONGSTAFF of Waterville

MONAGHAN of Cape Elizabeth

SCHNECK of Bangor

Minority Report of the same Committee reporting **Ought to Pass as Amended by Committee Amendment "A" (H-30)** on same Bill.

Signed:

Senators:

MASON of Androscoggin

COLLINS of York

Representatives:

DILLINGHAM of Oxford

FARRIN of Norridgewock

HANINGTON of Lincoln

WHITE of Washburn

**READ.**

Representative LUCHINI of Ellsworth moved that the House **ACCEPT** the Majority **Ought Not to Pass** Report.

Representative FREDETTE of Newport **REQUESTED** a roll call on the motion to **ACCEPT** the Majority **Ought Not to Pass** Report.

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

The SPEAKER: The Chair recognizes the Representative from Hancock, Representative Malaby.

Representative **MALABY**: Madam Speaker, I rise in opposition to the pending motion and wish to speak to my motion.

The SPEAKER: The member may proceed.

Representative **MALABY**: The motion before you today, Ladies and Gentlemen, negates a simple, nonpartisan bill which would require that clean election candidates must state in all paid advertising that the communication was paid for with Maine taxpayer funds. This would be in addition to the current requirements that, you know, indicate that we must

conspicuously state that the communication was authorized by either the candidate, the candidate's authorized political committee, or its agent. The Majority Report before you is a blatant attempt at subverting the whole truth in the interest of political expediency, and it perpetuates an advertising smokescreen. As such, it does not deserve your support and further erodes the integrity of the electoral process. It is time that the public be fully informed of the source of those clean election dollars, which are clearly Maine taxpayer funds, whether arising from a Maine taxpayer's voluntary contribution, funds from the Maine Income Tax checkoff, Maine taxpayer fines and penalties, or has been disbursed from the General Fund. I note that clean election funding is utilized by members of both political parties, as well as the unenrolled. My experience over the last five election cycles is that many constituents are unaware of the funding source for clean election candidates. This has often led to some heated discussions in which I attempted to educate my constituents of the fact that clean election funds were, in fact, taxpayer money. Many were flabbergasted at this, as nowhere in the communications they received was this documented. There were some who thought I was lying, and others who questioned the choice of the phrase, "clean elections," still others who question why this spending was a priority for the Legislature when we have so many other needy populations. I personally think the choice of the phrase, "clean election" was a brilliant marketing ploy. However, by omitting the fact that those are taxpayer funds, it is also significantly less than truthful and as such, is inaccurate. It is my belief that our citizens deserve nothing less than the full truth. As Thomas Jefferson stated, "Whenever the people are well informed, they can be trusted with their government." I would like to restore some integrity to the electoral process and I ask that you oppose the pending motion. Thank you.

The SPEAKER: The Chair recognizes the Representative from Ellsworth, Representative Luchini.

Representative **LUCHINI**: Thank you, Madam Speaker. Madam Speaker, Men and Women of the House, I'll briefly explain the majority's rationale for the Ought Not to Pass. As was just said, this adds an additional layer of disclosure for clean election candidates only. And it would say that this was paid for with Maine taxpayer dollars. I think, just to put it simply, there are a lot of cases where this would, may, not be accurate. This disclosure, in the clear instance, would be if you paid for a mailing with your seed money contributions. If that's considered to be taxpayer dollars, then so should every contribution that goes to a traditional candidate as well. As was just stated, money comes from various sources within the fund. The majority is public financing. But they do get money from seed money, you get voluntary contributions by people, people who check the box on their tax forms, you get fines, penalties, and the \$5 checks that come through. For those reasons, we're opposed to this because it simply isn't accurate in all cases, and it's really an attempt to weaken the Maine Clean Election system.

The SPEAKER: The Chair recognizes the Representative from Dixfield, Representative Pickett.

Representative **PICKETT**: Thank you, Madam Speaker. Madam Speaker, Ladies and Gentlemen of the House, I rise in opposition to the pending motion. I'm a clean election candidate. I was for the 127<sup>th</sup>. I was again for the 128<sup>th</sup>. I believe that as a clean election candidate. We, as anyone else, traditional or not, we should not be afraid of being transparent in the actions that are taken with the funds that we have. I have no problem with the last bill. I have no problem

with this bill. And as a clean election candidate, I would think that none of us would have problems with it because it is transparency and it's good government. Thank you.

The SPEAKER: A roll call has been ordered. The pending question before the House is Acceptance of Majority Ought Not to Pass Report. All those in favor will vote yes, those opposed will vote no.

**ROLL CALL NO. 37**

YEA - Ackley, Alley, Austin B, Babbidge, Bailey, Battle, Beebe-Center, Berry, Blume, Brooks, Bryant, Cardone, Casas, Chapman, Collings, Cooper, Daughtry, DeChant, Denno, Devin, Duchesne, Dunphy, Fay, Fecteau, Frey, Fuller, Gattine, Golden, Grant, Grohman, Handy, Harlow, Herbig, Hickman, Hogan, Hubbell, Hymanson, Jorgensen, Kornfield, Kumiega, Lawrence, Longstaff, Luchini, Madigan C, Madigan J, Martin J, Mastraccio, McCreight, McLean, Melaragno, Monaghan, Moonen, Nadeau, O'Neil, Parker, Pierce T, Reckitt, Riley, Rykerson, Sanborn, Schneck, Sheats, Skolfield, Spear, Stanley, Sylvester, Talbot Ross, Tepler, Terry, Tipping, Tucker, Warren, Zeigler, Madam Speaker.

NAY - Austin S, Bickford, Black, Bradstreet, Cebra, Chace, Corey, Craig, Dillingham, Espling, Farrin, Foley, Fredette, Gerrish, Gillway, Ginzler, Guerin, Haggan, Hanington, Hanley, Harrington, Harvell, Hawke, Head, Herrick, Higgins, Hilliard, Johansen, Kinney J, Kinney M, Lockman, Lyford, Malaby, Marean, Mason, McElwee, O'Connor, Ordway, Parry, Perkins, Picchiotti, Pickett, Pierce J, Pouliot, Prescott, Reed, Sampson, Sanderson, Seavey, Sherman, Simmons, Sirocki, Stearns, Stetkis, Stewart, Strom, Sutton, Theriault, Timberlake, Tuell, Turner, Vachon, Wadsworth, Wallace, Ward, White, Winsor, Wood.

ABSENT - Bates, Campbell, Farnsworth, Grignon, Hamann, Martin R, McCrea, Perry.

Yes, 74; No, 68; Absent, 8; Excused, 1.

74 having voted in the affirmative and 68 voted in the negative, with 8 being absent and 1 excused, and accordingly the Majority **Ought Not to Pass** Report was **ACCEPTED** and sent for concurrence.

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

**CONSENT CALENDAR  
First Day**

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

(S.P. 137) (L.D. 410) Bill "An Act To Except from the Freedom of Access Act Certain Information in the Possession of the Maine Public Employees Retirement System" Committee on **JUDICIARY** reporting **Ought to Pass**

(S.P. 271) (L.D. 825) Bill "An Act To Ensure Direct Dialing of 911 from Multiline Telephone Systems" Committee on **ENERGY, UTILITIES AND TECHNOLOGY** reporting **Ought to Pass**

(S.P. 85) (L.D. 239) Bill "An Act To Require National Banks To Cooperate in the Administration of the General Assistance Program" Committee on **INSURANCE AND FINANCIAL SERVICES** reporting **Ought to Pass as Amended by Committee Amendment "A" (S-24)**

(S.P. 101) (L.D. 313) Bill "An Act To Amend the Laws Governing Prior Employees of the Workers' Compensation Board" Committee on **LABOR, COMMERCE, RESEARCH**

**AND ECONOMIC DEVELOPMENT** reporting **Ought to Pass as Amended by Committee Amendment "A" (S-23)**

(S.P. 148) (L.D. 446) Bill "An Act To Allow Campgrounds To Obtain Licenses To Operate Beano or Bingo Games" Committee on **VETERANS AND LEGAL AFFAIRS** reporting **Ought to Pass as Amended by Committee Amendment "A" (S-21)**

(H.P. 378) (L.D. 534) Bill "An Act To Amend the Laws Governing the Circumstances of Death That Must Be Reported to the Office of Chief Medical Examiner" Committee on **JUDICIARY** reporting **Ought to Pass**

(H.P. 86) (L.D. 118) Bill "An Act To Require Moped Riders under 18 Years of Age To Wear a Helmet" Committee on **TRANSPORTATION** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-36)**

(H.P. 108) (L.D. 150) Bill "An Act Regarding the Funding of Volunteer Fire Departments" Committee on **STATE AND LOCAL GOVERNMENT** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-46)**

(H.P. 428) (L.D. 612) Bill "An Act To Improve Vocational Rehabilitation under the Maine Workers' Compensation Act of 1992" Committee on **LABOR, COMMERCE, RESEARCH AND ECONOMIC DEVELOPMENT** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-44)**

Under suspension of the rules, Second Day Consent Calendar notification was given.

There being no objection, the Senate Papers were **PASSED TO BE ENGROSSED** or **PASSED TO BE ENGROSSED as Amended** in concurrence and the House Papers were **PASSED TO BE ENGROSSED** or **PASSED TO BE ENGROSSED as Amended** and sent for concurrence.

**ENACTORS  
Acts**

An Act To Provide Opportunity for Energy Cost Reduction for Maine Businesses and Citizens

(S.P. 110) (L.D. 344)  
(C. "A" S-16)

An Act To Clarify That the Department of Transportation Is Exempt from Property Assessment Liabilities When Acquiring Property by Condemnation

(H.P. 284) (L.D. 393)  
(C. "A" H-23)

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.

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

**UNFINISHED BUSINESS**

The following matter, in the consideration of which the House was engaged at the time of adjournment Thursday, April 13, 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 To Strengthen the Efficacy of the Medical Marijuana Laws"

(H.P. 798) (L.D. 1135)  
(Committee on **HEALTH AND HUMAN SERVICES** suggested)  
TABLED - March 23, 2017 (Till Later Today) by Representative SANDERSON of Chelsea.

PENDING - Motion of Representative HYMANSON of York to REFER to the Joint Select Committee on MARIJUANA LEGALIZATION IMPLEMENTATION.

Subsequently, Representative HYMANSON of York WITHDREW her motion to REFER the Bill to the Joint Select Committee on MARIJUANA LEGALIZATION IMPLEMENTATION.

On further motion of the same Representative, the Bill was REFERRED to the Committee on HEALTH AND HUMAN SERVICES, ordered printed and sent for concurrence.

**COMMUNICATIONS**

The Following Communication: (H.C. 132)

**STATE OF MAINE  
OFFICE OF THE GOVERNOR  
1 STATE HOUSE STATION  
AUGUSTA, MAINE 04333-0001**

April 14, 2017

The 128th Legislature of the State of Maine  
State House

Augusta, Maine

Dear Honorable Members of the 128th Legislature:

Under the authority vested in me by Article IV, Part Third, Section 2 of the Constitution of the State of Maine, I am hereby vetoing LD 172 "An Act to Improve Officer Safety at Roadside Incidents."

This bill would allow police to use red emergency lights on their vehicles. The bill specifies that 50 percent of the emergency lights on police vehicles may be red. My objections to this bill are many. First, and most importantly, we need to have uniformity when it comes to emergency lighting. It would be bad policy to have such a multitude of different colored lights on emergency vehicles that motorists are not able to identify one type of emergency vehicle from another.

Second, different colored emergency lights are treated differently by motorists. Since becoming Governor, I have had the privilege of being driven around the State by my Executive Protection Unit. Because I do not have to concentrate on driving, I have been able to watch the driving habits of my fellow citizens. In my travels, I have noticed motorists pull over much less frequently for red lights than they do for blue lights.

And the third flaw with this bill is that it allows red lights, but does not mandate them. Because of this, some departments would likely allow red lights and some would not. This patchwork approach would lead to confusion. Finally, if we were to mandate the use of red lights by police, then the Legislature should fund this local mandate.

Because LD 172 fails to take into account these important public safety hazards, I cannot support it. For this reason, I return LD 172 unsigned and vetoed. I strongly urge the Legislature to sustain it.

Sincerely,

S/Paul R. LePage

Governor

**READ and ORDERED PLACED ON FILE.** Sent for concurrence.

The accompanying item An Act To Improve Officer Safety at Roadside Incidents

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

The SPEAKER: The Chair recognizes the Representative from Sanford, Representative Harrington.

Representative HARRINGTON: Thank you Madam Speaker, Ladies and Gentlemen of the House. Just briefly, I put this bill forward for a few basic reasons. The most of which

is that red lights provide better visibility during the day. Many police departments in the state already are doing this. This bill will put them in compliance, including some State Police vehicles. It's supported by the Maine Chiefs of Police --

The SPEAKER: The member will defer. The member will defer. The House will be in order. Any conversations need to be moved outside the Chamber at this time. The member may proceed.

Representative HARRINGTON: As I was saying, dozens of agencies are already doing this in the state, so this will put them in compliance. It is supported by the Maine Chiefs of Police Association, and had a strong report out of Transportation that was 12-1. This is very similar to legislation passed several years ago that allows fire trucks to have a blue light. This will just allow law enforcement vehicles to have red lights. Thank you.

After reconsideration, the House proceeded to vote on the question, 'Shall this Bill become a law notwithstanding the objections of the Governor?' A roll call was taken.

The SPEAKER: The pending question before the House is 'Shall this Bill become a law notwithstanding the objections of the Governor?' All those in favor will vote yes, those opposed will vote no.

**ROLL CALL NO. 38V**

YEA - Ackley, Alley, Austin B, Austin S, Babbidge, Bailey, Battle, Beebe-Center, Berry, Bickford, Blume, Bradstreet, Brooks, Bryant, Cardone, Casás, Cebra, Chace, Chapman, Collings, Cooper, Craig, Daughtry, DeChant, Denno, Devin, Dillingham, Duchesne, Dunphy, Espling, Fay, Fecteau, Foley, Fredette, Frey, Fuller, Gattine, Gerrish, Ginzler, Golden, Grant, Grohman, Haggan, Handy, Hanington, Harlow, Harrington, Harvell, Hawke, Head, Herbig, Hickman, Higgins, Hogan, Hubbell, Hymanson, Johansen, Jorgensen, Kinney J, Kinney M, Kornfield, Kumiega, Lawrence, Longstaff, Luchini, Madigan C, Madigan J, Malaby, Marean, Martin, Mason, Mastraccio, McCreight, McElwee, McLean, Melaragno, Monaghan, Moonen, Nadeau, O'Connor, O'Neil, Ordway, Parker, Parry, Perkins, Perry, Picchiotti, Pickett, Pierce J, Pierce T, Pouliot, Reckitt, Riley, Rykerson, Sampson, Sanborn, Schneck, Seavey, Sheats, Sherman, Simmons, Sirocki, Spear, Stanley, Stewart, Strom, Talbot Ross, Tepler, Terry, Theriault, Tipping, Tucker, Tuell, Turner, Vachon, Wadsworth, Wallace, Ward, Warren, Wood, Zeigler, Madam Speaker

NAY - Black, Corey, Farrin, Gillway, Guerin, Hanley, Herrick, Hilliard, Lockman, Lyford, Prescott, Reed, Sanderson, Skolfield, Stearns, Stetkis, Sutton, Timberlake, White, Winsor

ABSENT - Bates, Campbell, Farnsworth, Grignon, Hamann, Martin, McCrea, Sylvester

EXCUSED - Doore

Yes, 122; No, 20; Absent, 8; Excused, 1.

122 voted in the affirmative and 20 in the negative and accordingly the Veto was **NOT SUSTAINED.** Sent for concurrence.

**SENATE PAPERS**

Bill "An Act To Rename and Repurpose the Mountain View Youth Development Center as the Mountain View Correctional Facility and To Eliminate the Charleston Correctional Facility as a Facility Separate from Mountain View" (EMERGENCY)

(S.P. 503) (L.D. 1457)

Bill "An Act To Amend the Law Relating to the Crime of Hindering Apprehension or Prosecution" (EMERGENCY)

(S.P. 504) (L.D. 1458)

Resolve, To Establish a Pilot Project To Facilitate the Acquisition of Basic Emergency Medical Training in Rural Communities in the State

(S.P. 508) (L.D. 1462)

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.

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Bill "An Act To Address Severe and Ongoing Shortfalls in the Funding of Direct Care Workers in Long-term Care Settings and To Establish the Commission To Study Long-term Care Workforce Issues" (EMERGENCY)

(S.P. 512) (L.D. 1466)

Bill "An Act Regarding MaineCare Coverage for Telehealth Services"

(S.P. 515) (L.D. 1485)

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.

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Bill "An Act To Protect Elders from Financial Exploitation and Ensure the Efficient Use of Litigation Resources for the State"

(S.P. 511) (L.D. 1465)

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

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

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Bill "An Act To Amend the Laws Relating to Motor Vehicle Dealers"

(S.P. 509) (L.D. 1463)

Bill "An Act Regarding Unemployment Compensation for Full-time Seasonal Workers"

(S.P. 510) (L.D. 1464)

Bill "An Act To Expand Competitive Skills Scholarships and Strengthen Maine's Workforce Development Programs"

(S.P. 513) (L.D. 1467)

Bill "An Act To Expand Application of the Maine State Housing Authority's Arsenic Abatement Program"

(S.P. 514) (L.D. 1468)

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 Protect the Public from Dangerous Buildings"

(S.P. 505) (L.D. 1459)

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.

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Bill "An Act To Encourage the Construction of Affordable Housing"

(S.P. 507) (L.D. 1461)

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

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

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Bill "An Act To Remove the Secretary of State's Authority To Authorize Agents To Issue Noncommercial Driver's License Renewals and Nondriver Identification Card Renewals"

(S.P. 506) (L.D. 1460)

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

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

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

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On motion of Representative ALLEY of Beals, the House adjourned at 11:26 a.m., until 9:00 a.m., Wednesday, April 19, 2017, in honor and lasting tribute to Hilda J. Salisbury, of Otis, and Clifford F. Johnson, Jr., of Jonesport.