

# MAINE STATE LEGISLATURE

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

**Daily Edition**

**First Regular Session**  
beginning December 7, 2016

pages 1 -

ONE HUNDRED TWENTY-EIGHTH LEGISLATURE  
FIRST REGULAR SESSION  
40th Legislative Day  
Wednesday, May 17, 2017

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

Representative HERBIG of Belfast assumed the Chair.  
The House met according to adjournment and was called to order by the Speaker Pro Tem.

Prayer by Reverend Anne Roundy, East Monmouth United Methodist Church and United Church of Monmouth.

National Anthem by Bonny Eagle High School Chorus, Standish.

Pledge of Allegiance.

Doctor of the day, Sean McCloy, M.D., Portland.

The Journal of yesterday was read and approved.

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### SENATE PAPERS

#### Non-Concurrent Matter

Bill "An Act To Amend the Municipal Subdivision Laws"

(H.P. 444) (L.D. 628)

Majority (7) **OUGHT NOT TO PASS** Report of the Committee on **ENVIRONMENT AND NATURAL RESOURCES READ** and **ACCEPTED** in the House on May 11, 2017.

Came from the Senate with the Minority (6) **OUGHT TO PASS** Report of the Committee on **ENVIRONMENT AND NATURAL RESOURCES READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED** in **NON-CONCURRENCE**.

The House voted to **INSIST**.

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#### Non-Concurrent Matter

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

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

Majority (7) **OUGHT NOT TO PASS** Report of the Committee on **HEALTH AND HUMAN SERVICES READ** and **ACCEPTED** in the House on May 11, 2017.

Came from the Senate with the Minority (6) **OUGHT TO PASS AS AMENDED** Report of the Committee on **HEALTH AND HUMAN SERVICES READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-131)** in **NON-CONCURRENCE**.

The House voted to **INSIST**.

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#### Non-Concurrent Matter

Bill "An Act To Protect Job Applicants from Identity Theft"

(H.P. 429) (L.D. 613)

Majority (7) **OUGHT TO PASS AS AMENDED** Report of the Committee on **LABOR, COMMERCE, RESEARCH AND ECONOMIC DEVELOPMENT READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-116)** in the House on May 11, 2017.

Came from the Senate with the Minority (6) **OUGHT TO PASS AS AMENDED** Report of the Committee on **LABOR, COMMERCE, RESEARCH AND ECONOMIC DEVELOPMENT READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "B" (H-117)** in **NON-CONCURRENCE**.

### COMMUNICATIONS

The Following Communication: (H.C. 169)

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

May 16, 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 559, "An Act To Standardize the Law Concerning Property Transfers and To Protect Water Quality."

Current law mandates that subsurface wastewater disposal systems on property located within a coastal shoreland area must be inspected prior to a sale of that property. This bill would extend the mandate to transfers of properties in inland shoreland areas as well.

I understand there are concerns from realtors about water quality in inland shoreland areas, but there has to be a better way to address it than to expand an expensive environmental regulation to more Maine properties. We should be doing all we can to make it easier and less expensive to buy property and live in Maine, not harder.

I would be happy to have the Department of Environmental Protection and Department of Health and Human Services work with stakeholders to discuss ways we can ensure we have high water quality in Maine's inland shoreland zones.

For these reasons, I return LD 559 unsigned and vetoed. I strongly urge the Legislature to sustain it.

Sincerely,

S/Paul R. LePage

Governor

#### READ and ORDERED PLACED ON FILE.

The accompanying item An Act To Standardize the Law Concerning Property Transfers and To Protect Water Quality

(H.P. 401) (L.D. 559)

(C. "A" H-60)

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 PRO TEM: 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. 107V

YEA - Ackley, Alley, Austin B, Babbidge, Bailey, Bates, Battle, Beebe-Center, Berry, Black, Blume, Bradstreet, Bryant, Cardone, Casas, Chapman, Collings, Cooper, Corey, Daughtry, DeChant, Denno, Duchesne, Dunphy, Farnsworth, Fay, Fecteau, Frey, Fuller, Gattine, Ginzler, Golden, Grant, Grohman, Hamann, Handy, Harlow, Harrington, Herbig, Hickman, Hilliard, Hogan, Hubbell, Hymanson, Jorgensen, Kinney M, Kornfield, Kumiega, Longstaff, Luchini, Madigan C, Madigan J, Marean, Martin J, Martin R, Mastracci, McCrea, McCreight, McLean, Melaragno, Monaghan, Moonen, Nadeau, O'Neil, Parker, Perry, Picchiotti, Pierce J, Pierce T, Reckitt, Riley, Rykerson, Sanborn, Schneck, Seavey, Sheats, Simmons, Spear, Stanley, Stearns, Sylvester, Talbot Ross,

Tepler, Terry, Tipping, Tucker, Vachon, Warren, Wood, Zeigler, Madam Speaker.

NAY - Austin S, Bickford, Campbell, Cebra, Chace, Craig, Dillingham, Espling, Farrin, Foley, Fredette, Gerrish, Gillway, Guerin, Haggan, Hanington, Hanley, Harvell, Hawke, Head, Herrick, Johansen, Kinney J, Lockman, Lyford, Malaby, Mason, McElwee, O'Connor, Ordway, Parry, Perkins, Pickett, Pouliot, Prescott, Reed, Sampson, Sanderson, Sherman, Sirocki, Skolfield, Stetkis, Stewart, Strom, Sutton, Theriault, Timberlake, Tuell, Turner, Wadsworth, Wallace, Ward, White, Winsor.

ABSENT - Brooks, Grignon, Higgins, Lawrence.  
Yes, 91; No, 54; Absent, 4; Excused, 2.

91 having voted in the affirmative and 54 voted in the negative, with 4 being absent and 2 excused, and accordingly the Veto was **SUSTAINED**.

The Following Communication: (H.C. 170)

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

May 16, 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 905, "An Act To Authorize the Construction of a Maine Turnpike Connector to Gorham."

This bill would allow the Maine Turnpike Authority to construct and operate a connector in Cumberland County from Route 114 in South Gorham to an interchange on the turnpike in order to address congestion issues. The Maine Turnpike Authority and the Maine Department of Transportation have been studying this issue since 2007, and I agree that this area has a traffic problem that needs to be resolved.

Recently, I stated publically that I support a connector in this area, but I don't think that it should be a toll highway with the Maine Turnpike Authority. Maine citizens already pay enough in tolls when they travel in certain areas of the state, and we should not add additional toll costs to Maine citizens and businesses. I would support this project being done by the Maine Department of Transportation through general obligation bonds, as long as it can be done without the need for tolls. For this reason, I return LD 905 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 Authorize the Construction of a Maine Turnpike Connector to Gorham

(H.P. 633) (L.D. 905)  
(C. "A" H-61)

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 PRO TEM: 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. 108V**

YEA - Ackley, Alley, Austin B, Austin S, Babbidge, Bailey, Bates, Battle, Beebe-Center, Berry, Bickford, Black, Blume, Bradstreet, Bryant, Campbell, Cardone, Casas, Cebra, Chace, Chapman, Collings, Cooper, Corey, Daughtry, DeChant, Denno, Dillingham, Duchesne, Dunphy, Farnsworth, Farrin, Fay, Fecteau, Foley, Frey, Fuller, Gattine, Gerrish, Gillway, Ginzler, Golden, Grant, Grohman, Guerin, Haggan, Hamann, Handy, Harlow, Harrington, Harvell, Hawke, Head, Herbig, Herrick, Hickman, Hilliard, Hogan, Hubbell, Hymanson, Jorgensen, Kinney J, Kinney M, Kornfield, Kumiega, Lockman, Longstaff, Luchini, Madigan C, Madigan J, Malaby, 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, Sanderson, Schneck, Seavey, Sheats, Sherman, Simmons, Sirocki, Spear, Stanley, Stearns, Stewart, Strom, Sylvester, Talbot Ross, Tepler, Terry, Theriault, Tipping, Tucker, Tuell, Vachon, Wadsworth, Wallace, Ward, Warren, Winsor, Zeigler.

NAY - Craig, Espling, Hanington, Hanley, Johansen, Lyford, Mason, Perkins, Pierce J, Prescott, Reed, Skolfield, Stetkis, Sutton, Timberlake, Turner, White, Wood.

ABSENT - Brooks, Fredette, Grignon, Higgins, Lawrence, Madam Speaker.

Yes, 125; No, 18; Absent, 6; Excused, 2.

125 having voted in the affirmative and 18 voted in the negative, with 6 being absent and 2 excused, and accordingly the Veto was **NOT SUSTAINED**. Sent for concurrence.

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

**PETITIONS, BILLS AND RESOLVES REQUIRING REFERENCE**

Bill "An Act To Support Maine Families through Universal Family Care"

(H.P. 1110) (L.D. 1612)

Sponsored by Representative GATTINE of Westbrook.  
Cosponsored by Senator BELLOWS of Kennebec and Representatives: COLLINGS of Portland, HAMANN of South Portland, MADIGAN of Waterville, SYLVESTER of Portland, WARREN of Hallowell, Senator: CARSON of Cumberland.

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.

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

**SPECIAL SENTIMENT CALENDAR**

(HLS 395)

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

**Recognizing:**

Kylan Berry, of Hollis, a 2nd-grade student at Edna Libby Elementary School in Standish, who won the 2017 National Championship in the 40-pound weight class at the Ohio Tournament of Champions. We extend to Kylan our congratulations and best wishes;

(HLS 393)

Presented by Representative MAREAN of Hollis.  
Cosponsored by Senator CHENETTE of York.

On **OBJECTION** of Representative MAREAN of Hollis, was **REMOVED** from the Special Sentiment Calendar.

**READ.**

The **SPEAKER PRO TEM**: The Chair recognizes the Representative from Hollis, Representative MAREAN.

Representative **MAREAN**: Thank you, Madam Speaker. Good morning Ladies and Gentlemen of the House. It isn't often that I have the opportunity to stand and recognize a hometown hero, a little hometown hero. I'd like to tell you a little bit about him. I ask you to take a moment and think back to this last fall when you learned that you had won your race to become a Representative of this chamber. Can you remember how excited and how pleased you were that all of your hard work and effort had paid off? I would guess you would experience the best feeling that you could feel after all that you had done. Now just imagine that you're an eight-year old, a boy from Maine that had just won a National Championship, something that only one other Maine boy has done, and he was at the age of 14. I guess you'd be pretty excited about that too. Well, I can assure you that my guest today, my hometown hero, Kylan Berry is very proud of his accomplishment. He won the National Championship in wrestling in Columbus, Ohio, in the 40-pound Bantam class. Kylan loves free-style wrestling and has been wrestling since he was four years old and he has been very competitive. At four, he was 4 and 0. He also won the Marshwood New England Classic three times. He trains and wrestles with the Trappers Club of Westbrook and frequently travels out of state seeking tougher opponents. Kylan also wrestles during the school year with the Bonny Eagle Youth Team. He likes to play football and some baseball but he prefers wrestling the most. I'm very proud to have this young man live in my town and I'm very proud to have him in the State House today and I ask you all to join me in thanking him for his efforts. Thank you, Madam Speaker.

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

**Recognizing:**

the Lisbon High School Unified Basketball Team, of Lisbon, which won the Unified State Basketball Championship. Members of the team include Ryley Austin, Brandon Bartlett, Kristy Coleman, Misty Coleman, Michael Farrington, Tyler Halls, Nathan Havlicek, Nicholas Lurette, Devin Libby, Wesley Lucas, Dawson Martel, Hannah Martel, Amanda Mason, Tanton Mattson, Timber Mattson, Jake Patenaude, Joanna Turner and Noah Williams; manager Mason Jefferies; student coaches Jonah Sautter, Kipri Steele, Jasmine Le and Tyrese Joseph; statistician Tammy York; athlete supervisors Brandon Ward and Lynda Nailor; assistant coach Jody Benson; and head coach Terri Tlumac. We extend to all the members of the team our congratulations and best wishes;

Presented by Representative MASON of Lisbon.  
Cosponsored by Senator MASON of Androscoggin.

On **OBJECTION** of Representative MASON of Lisbon, was **REMOVED** from the Special Sentiment Calendar.

**READ.**

The **SPEAKER PRO TEM**: The Chair recognizes the Representative from Lisbon, Representative Mason.

Representative **MASON**: Thank you, Madam Speaker Pro Tem and Ladies and Gentlemen of the House. I stand today in pride for the town of Lisbon and one of our greatest sources of pride, the Lisbon High School Unified Basketball Team. It's been a source of pride for us because they've done so well and they had such hard determination and especially great sportsmanship. Unified Basketball is a group that is sponsored by the Maine Principals' Association and all of the teams across the state are made up of students with intellectual disabilities and students without disabilities. It began in 2015 with 16 teams which Lisbon was one of them. The second year in 2016, the teams grew, the league grew to 32 teams. And this year in 2017, we now have 48 teams across the state. Lisbon High School's Unified Basketball has been in the forefront since the very beginning. They were regional title three years in a row and were state runners-up in 2015 and 2016. This year, at Winslow High School, they were the state champions and were able to bring home the gold ball. They had many, many hours of practice and much support from community and friends and family. Every time they have a game, the stands are packed and it's been a very awesome thing for the town of Lisbon. I really want to thank them today and thank you for having them.

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

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

**REPORTS OF COMMITTEE**  
**Divided Reports**

Majority Report of the Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY** reporting **Ought Not to Pass** on Bill "An Act To Expand Substance Abuse Prevention Projects" (S.P. 213) (L.D. 651)

Signed:

Senators:

ROSEN of Hancock  
CYRWAY of Kennebec  
DIAMOND of Cumberland

Representatives:

COREY of Windham  
GERRISH of Lebanon  
HERRICK of Paris  
MAREAN of Hollis

Minority Report of the same Committee reporting **Ought to Pass as Amended by Committee Amendment "A" (S-81)** on same Bill.

Signed:

Representatives:

WARREN of Hallowell  
GROHMAN of Biddeford  
LONGSTAFF of Waterville  
NADEAU of Winslow  
RECKITT of South Portland  
TALBOT ROSS of Portland

Came from the Senate with the Majority **OUGHT NOT TO PASS** Report **READ** and **ACCEPTED**.  
**READ.**

On motion of Representative WARREN of Hallowell, the Minority **Ought to Pass as Amended** Report was **ACCEPTED**.

The Bill was **READ ONCE**. **Committee Amendment "A" (S-81)** 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-81)** in **NON-CONCURRENCE** and sent for concurrence.

Majority Report of the Committee on **HEALTH AND HUMAN SERVICES** reporting **Ought to Pass as Amended by Committee Amendment "A" (S-64)** on Bill "An Act To Strengthen the Maine Children's Growth Council"

(S.P. 17) (L.D. 38)

Signed:

Senator:

CHIPMAN of Cumberland

Representatives:

HYMANSON of York  
DENNO of Cumberland  
HAMANN of South Portland  
MADIGAN of Waterville  
PARKER of South Berwick  
PERRY of Calais

Minority Report of the same Committee reporting **Ought to Pass as Amended by Committee Amendment "B" (S-65)** on same Bill.

Signed:

Senators:

BRAKEY of Androscoggin  
HAMPER of Oxford

Representatives:

CHACE of Durham  
HEAD of Bethel  
MALABY of Hancock  
SANDERSON of Chelsea

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-64)**.

**READ.**

Representative HYMANSON of York moved that the House **ACCEPT** the Majority **Ought to Pass as Amended** Report.

Representative ESPLING of New Gloucester **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 PRO TEM: The Chair recognizes the Representative from Chelsea, Representative Sanderson.

Representative **SANDERSON**: Thank you, Madam Speaker, Men and Women of the House. I rise in opposition to the pending motion. The Children's Growth Council has

certainly done some good work and we do support the other report, which is also in the Minority Report which has been put forward, of increasing the reporting requirements so that we can certainly see the efficacy of our child care programs across the state. However, we do not support the \$25,000 for a part-time coordinator for the Children's Growth Council. This is a very active group and we feel as though that they could probably accomplish this within their existing framework. Thank you.

The SPEAKER PRO TEM: The Chair recognizes the Representative from York, Representative Hymanson.

Representative **HYMANSON**: Thank you, Madam Speaker Pro Tem. The Children's Growth Council does wonderful work and we ask them as volunteers to do this work. They are much better at their work if they have an administrative assistant helping them. This is \$24,000 to fund an assistant for them, printing costs, and it allows them to do, as volunteers, better work than they will do unassisted. So, I ask you to support this vote with the accompanying fiscal note of \$24,000.

The SPEAKER PRO TEM: 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. 109**

YEA - Ackley, Alley, Austin B, Babbidge, Bailey, Bates, Battle, Beebe-Center, Berry, Blume, Bryant, Cardone, Casas, Chapman, Collings, Cooper, Daughtry, DeChant, Denno, Duchesne, Dunphy, Farnsworth, Fay, Fecteau, Frey, Fuller, Gattine, Golden, Grant, Grohman, Hamann, Handy, Harlow, Herbig, Hickman, Hogan, Hubbell, Hymanson, Jorgensen, Kornfield, Kumiega, Longstaff, Luchini, Madigan C, Madigan J, Martin J, Martin R, Mastraccio, McCrea, McCreight, McElwee, 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, Bickford, Black, Bradstreet, Campbell, Cebra, Chace, Corey, Craig, Dillingham, Espling, Farrin, Foley, Fredette, Gerrish, Gillway, Ginzler, Guerin, Haggan, Hanington, Hanley, Harrington, Harvell, Hawke, Head, Herrick, Hilliard, Johansen, Kinney J, Kinney M, Lockman, Lyford, Malaby, Mason, 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 - Brooks, Grignon, Higgins, Lawrence, Marean.

Yes, 77; No, 67; Absent, 5; Excused, 2.

77 having voted in the affirmative and 67 voted in the negative, with 5 being absent and 2 excused, and accordingly the Majority **Ought to Pass as Amended** Report was **ACCEPTED**.

The Bill was **READ ONCE**. **Committee Amendment "A" (S-64)** 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-64)** in concurrence.

Majority Report of the Committee on **HEALTH AND HUMAN SERVICES** reporting **Ought Not to Pass** on Bill "An Act To Prioritize Use of Available Resources in General Assistance Programs"

(S.P. 65) (L.D. 219)

Signed:  
Senator:

CHIPMAN of Cumberland

Representatives:

HYMANSON of York  
DENNO of Cumberland  
HAMANN of South Portland  
MADIGAN of Waterville  
PARKER of South Berwick  
PERRY of Calais

Minority Report of the same Committee reporting **Ought to Pass as Amended by Committee Amendment "A" (S-62)** on same Bill.

Signed:  
Senators:

BRAKEY of Androscoggin  
HAMPER of Oxford

Representatives:

CHACE of Durham  
HEAD of Bethel  
MALABY of Hancock  
SANDERSON of Chelsea

Came from the Senate with the Minority **OUGHT TO PASS AS AMENDED** Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-62)**.

**READ.**

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

Majority Report of the Committee on **HEALTH AND HUMAN SERVICES** reporting **Ought Not to Pass** on Bill "An Act To Align Time Limits in the Municipal General Assistance Program and Temporary Assistance for Needy Families Program"

(S.P. 66) (L.D. 220)

Signed:  
Senator:

CHIPMAN of Cumberland

Representatives:

HYMANSON of York  
DENNO of Cumberland  
HAMANN of South Portland  
MADIGAN of Waterville  
PARKER of South Berwick  
PERRY of Calais

Minority Report of the same Committee reporting **Ought to Pass as Amended by Committee Amendment "A" (S-61)** on same Bill.

Signed:  
Senators:

BRAKEY of Androscoggin

HAMPER of Oxford

Representatives:

CHACE of Durham  
HEAD of Bethel  
MALABY of Hancock  
SANDERSON of Chelsea

Came from the Senate with the Minority **OUGHT TO PASS AS AMENDED** Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-61)**.

**READ.**

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

Majority Report of the Committee on **HEALTH AND HUMAN SERVICES** reporting **Ought to Pass** on Bill "An Act To Amend the Laws Regarding the Municipality of Responsibility for General Assistance Applicants Released from a State Correctional Facility or County Jail Facility"

(S.P. 67) (L.D. 221)

Signed:  
Senator:

CHIPMAN of Cumberland

Representatives:

HYMANSON of York  
DENNO of Cumberland  
HAMANN of South Portland  
MADIGAN of Waterville  
PARKER of South Berwick  
PERRY of Calais

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

Signed:  
Senators:

BRAKEY of Androscoggin  
HAMPER of Oxford

Representatives:

CHACE of Durham  
HEAD of Bethel  
MALABY of Hancock  
SANDERSON of Chelsea

Came from the Senate with the Majority **OUGHT TO PASS** Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED**.

**READ.**

Representative HYMANSON of York moved that the House **ACCEPT** the Majority **Ought to Pass** Report.

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

Representative **SANDERSON**: Thank you, Madam Speaker. I rise in opposition to the pending motion. This bill seeks to repeal the provision in law that when a GA applicant files for benefits within a GA program within 45 days of being released from a corrections facility, the responsibility of the cost of this GA assistance is billed to the prior residents before incarceration. I think it's unfair to our municipalities to be able to have one town approve GA assistance for an individual and

then bill another town when that municipality didn't have any, any input at all into the eligibility process. Take for example any of our small towns in our district. If someone was released from prison or a corrections facility, and they went to a big urban center, like Portland, or Lewiston, or Bangor and applied for GA assistance, any one of your small towns could receive the bill for that. Now the small towns in my district are struggling with their budgets as it is and they only have just so much for GA assistance allotted. To get bills from a bigger urban center, who approved GA for an individual, without their knowledge, without having any input in the eligibility, I believe has put an undue burden on our smaller municipalities. I urge you to vote no against this and I also ask for a roll call.

The same Representative **REQUESTED** a roll call on the motion to **ACCEPT** the Majority **Ought to Pass** Report.

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

The **SPEAKER PRO TEM**: The Chair recognizes the Representative from Calais, Representative Perry.

Representative **PERRY**: Thank you. I think I'm a little confused. My understanding is that this bill repeals the fact that if they do go for GA, it has to be from the community that they lived in for 12 months before they were incarcerated. It actually takes that out so that, if they have been in a municipality for 30 days, then that municipality can be applied for GA. There is no retroactive going back to a community before incarceration.

The **SPEAKER PRO TEM**: A roll call has been ordered. The pending question before the House is Acceptance of the Majority Ought to Pass Report. All those in favor will vote yes, those opposed will vote no.

**ROLL CALL NO. 110**

**YEA** - Ackley, Alley, Austin B, Babbidge, Bailey, Bates, Beebe-Center, Berry, Blume, Bryant, Cardone, Casas, Chapman, Collings, Cooper, Daughtry, DeChant, Denno, Duchesne, Dunphy, Farnsworth, Fay, Fecteau, Frey, Fuller, Gattine, Gillway, Golden, Grant, Grohman, Hamann, Handy, Harlow, Herbig, Hickman, Hogan, Hubbell, Hymanson, Jorgensen, Kornfield, Kumiega, Longstaff, Luchini, Madigan C, Madigan J, Martin J, Martin R, Mastraccio, McCrea, 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, Tuell, Warren, Zeigler, Madam Speaker.

**NAY** - Austin S, Battle, Bickford, Black, Bradstreet, Campbell, Cebra, Chace, Corey, Craig, Dillingham, Espling, Farrin, Foley, Fredette, Gerrish, Ginzler, Guerin, Haggan, Hanington, Hanley, Harrington, Harvell, Hawke, Head, Herrick, 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, Turner, Vachon, Wadsworth, Wallace, Ward, White, Winsor, Wood.

**ABSENT** - Brooks, Grignon, Higgins, Lawrence.

Yes, 77; No, 68; Absent, 4; Excused, 2.

77 having voted in the affirmative and 68 voted in the negative, with 4 being absent and 2 excused, and accordingly the Majority **Ought to Pass** Report was **ACCEPTED**.

The Bill was **READ ONCE**.

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** in concurrence.

Majority Report of the Committee on **HEALTH AND HUMAN SERVICES** reporting **Ought to Pass as Amended by Committee Amendment "A" (S-85)** on Bill "An Act To Provide for the Comprehensive Medical, Dental, Educational and Behavioral Assessment of Children Entering State Custody"

(S.P. 197) (L.D. 582)

Signed:  
Senator:

CHIPMAN of Cumberland

Representatives:

HYMANSON of York  
DENNO of Cumberland  
HAMANN of South Portland  
MADIGAN of Waterville  
PARKER of South Berwick  
PERRY of Calais

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

Signed:  
Senators:

BRAKEY of Androscoggin  
HAMPER of Oxford

Representatives:

CHACE of Durham  
HEAD of Bethel  
MALABY of Hancock  
SANDERSON of Chelsea

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-85)**.

**READ.**

Representative HYMANSON of York 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 PRO TEM**: The Chair recognizes the Representative from Chelsea, Representative Sanderson.

Representative **SANDERSON**: Thank you, Madam Speaker, Men and Women of the House. Currently, in statute, the department is required to get an appointment, or establish an appointment, within 10 days of a child being taken into the care of Child Protection Services under the Department of Health and Human Services. What this bill seeks to do is establish an appointment within three days and have that appointment fall and be seen within 10 days. Often times the challenge for the department is actually getting medical records of this child, and that could certainly fall beyond the parameters in the days and the timeframe that is being proposed by this bill. Currently, the department is working very hard. They understand very clearly that the sooner that they have these children in an appointment, examined by a physician, and understand what the physical and well-being of



the child is, the better off they are. So, they certainly try to do that as soon as possible. I think shortening the days may set the target for them a little too close and make it impossible to follow those guidelines, especially given the documentation recovery process, which often can be timely and hard to get. Thank you.

The SPEAKER PRO TEM: The Chair recognizes the Representative from York, Representative Hymanson.

Representative HYMANSON: Thank you, Madam Speaker Pro Tem, Men and Women of the House. The American Academy of Pediatrics sets very high standards for people who are joining a new family in foster care. What happens is that kids are released to families with undisclosed records and the American Academy of Pediatrics wants the new family to be able to very quickly understand what the health, and mental health, challenges of their new child are. So, this bill will almost meet the standard, it's not as strict as the standard. But it says that when you're coming into a new family, an appointment has to be made for your child in foster care within three days, to have the medical records reviewed and the exam has to happen within 10 days. Now I know someone from this body had an experience with a foster child where the foster child showed up with a bag full of medications for their asthma and they had no idea how to handle that. Well, that is the challenge. The challenge is to meet the National Pediatric Associations concerns and make these dates right. So, a child has to have an appointment within three days of gaining access to a new foster family and the exam has to be within 10 days. It is not unreasonable. We heard from the pediatricians, this is the way they want to go. I urge you to support this Ought to Pass motion.

The SPEAKER PRO TEM: 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. 111**

YEA - Ackley, Alley, Austin B, Babbidge, Bailey, Bates, Battle, Beebe-Center, Berry, Blume, Bryant, Cardone, Casas, Chapman, Collings, Cooper, Daughtry, DeChant, Denno, Duchesne, Dunphy, Farnsworth, Fay, Fecteau, Frey, Fuller, Gattine, Golden, Grant, Grohman, Hamann, Handy, Harlow, Herbig, Hickman, Hogan, Hubbell, Hymanson, Jorgensen, Kornfield, Kumiega, Longstaff, Luchini, Madigan C, Madigan J, Martin J, Martin R, Mastraccio, McCrea, McCreight, McElwee, 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, Bickford, Black, Bradstreet, Campbell, Cebra, Chace, Corey, Craig, Dillingham, Espling, Farrin, Foley, Fredette, Gerrish, Gillway, Ginzler, Guerin, Haggan, Hanington, Hanley, Harrington, Harvell, Hawke, Head, Herrick, Hilliard, Johansen, Kinney J, Kinney M, Lockman, Lyford, Malaby, Marean, Mason, 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 - Brooks, Grignon, Higgins, Lawrence.

Yes, 77; No, 68; Absent, 4; Excused, 2.

77 having voted in the affirmative and 68 voted in the negative, with 4 being absent and 2 excused, and accordingly

the Majority **Ought to Pass as Amended** Report was **ACCEPTED**.

The Bill was **READ ONCE**. **Committee Amendment "A" (S-85)** 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-85)** in concurrence.

Majority Report of the Committee on **MARINE RESOURCES** reporting **Ought to Pass** on Bill "An Act To Transfer Responsibility for Licensing of Land-based Aquaculture from the Department of Marine Resources to the Department of Agriculture, Conservation and Forestry"

(S.P. 527) (L.D. 1502)

Signed:

Senators:

MAKER of Washington  
VITELLI of Sagadahoc

Representatives:

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

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

Signed:

Representative:

DEVIN of Newcastle

Came from the Senate with the Majority **OUGHT TO PASS** Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED**.  
**READ**.

On motion of Representative KUMIEGA of Deer Isle, the Majority **Ought to Pass** Report was **ACCEPTED**.

The Bill was **READ ONCE**.

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** in concurrence.

Majority Report of the Committee on **STATE AND LOCAL GOVERNMENT** reporting **Ought Not to Pass** on Bill "An Act Prohibiting Public Entities from Contracting with and Investing in Companies That Boycott the State of Israel" (S.P. 282) (L.D. 882)

Signed:  
Senator: DESCHAMBAULT of York

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

Minority Report of the same Committee reporting **Ought to Pass as Amended by Committee Amendment "A" (S-69)** on same Bill.

Signed:  
Senators: DAVIS of Piscataquis  
KEIM of Oxford

Representatives:  
GRIGNON of Athens  
HARRINGTON of Sanford  
ORDWAY of Standish

Came from the Senate with the Minority **OUGHT TO PASS AS AMENDED** Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-69)**.  
**READ.**

On motion of Representative MARTIN of Sinclair, the Majority **Ought Not to Pass** Report was **ACCEPTED** in **NON-CONCURRENCE** and sent for concurrence.

Majority Report of the Committee on **TAXATION** reporting **Ought Not to Pass** on Bill "An Act To Exempt Permanently Disabled Veterans from Payment of Property Tax" (S.P. 31) (L.D. 82)

Signed:  
Senators: DOW of Lincoln  
CHENETTE of York  
CUSHING of Penobscot

Representatives:  
BICKFORD of Auburn  
COOPER of Yarmouth  
HILLIARD of Belgrade  
McCREIGHT of Harpswell  
POULIOT of Augusta  
STANLEY of Medway  
WARD of Dedham

Minority Report of the same Committee reporting **Ought to Pass as Amended by Committee Amendment "A" (S-94)** on same Bill.

Signed:

Representatives:  
TIPPING of Orono  
GRANT of Gardiner  
TERRY of Gorham

Came from the Senate with the Minority **OUGHT TO PASS AS AMENDED** Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-94)**.  
**READ.**

Representative TIPPING of Orono moved that the House **ACCEPT** the Minority **Ought to Pass as Amended** Report.

Representative ESPLING of New Gloucester **REQUESTED** a roll call on the motion to **ACCEPT** the Minority **Ought to Pass as Amended** Report.

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

Representative BICKFORD of Auburn **REQUESTED** that the Clerk **READ** the Committee Report.

The Clerk **READ** the Committee Report in its entirety.

The SPEAKER PRO TEM: A roll call has been ordered. The pending question before the House is Acceptance of the Minority Ought to Pass as Amended Report. All those in favor will vote yes, those opposed will vote no.

**ROLL CALL NO. 112**

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

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

ABSENT - Brooks, Fredette, Grignon, Higgins, Lawrence.

Yes, 80; No, 64; Absent, 5; Excused, 2.

80 having voted in the affirmative and 64 voted in the negative, with 5 being absent and 2 excused, and accordingly the Minority **Ought to Pass as Amended** Report was **ACCEPTED**.

The Bill was **READ ONCE**. **Committee Amendment "A" (S-94)** 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-94)** in concurrence.

Seven Members of the Committee on **HEALTH AND HUMAN SERVICES** report in Report "A" **Ought to Pass as Amended by Committee Amendment "A" (S-66)** on Bill "An Act To Increase Access to Head Start"

(S.P. 76) (L.D. 230)

Signed:

Senator:

CHIPMAN of Cumberland

Representatives:

HYMANSON of York

DENNO of Cumberland

HAMANN of South Portland

MADIGAN of Waterville

PARKER of South Berwick

PERRY of Calais

Three Members of the same Committee report in Report "B" **Ought to Pass as Amended by Committee Amendment "B" (S-67)** on same Bill.

Signed:

Representatives:

CHACE of Durham

HEAD of Bethel

MALABY of Hancock

Three Members of the same Committee report in Report "C" **Ought Not to Pass** on same Bill.

Signed:

Senators:

BRAKEY of Androscoggin

HAMPER of Oxford

Representative:

SANDERSON of Chelsea

Came from the Senate with Report "A" **OUGHT TO PASS AS AMENDED READ and ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-66)**.

**READ.**

Representative HYMANSON of York moved that the House **ACCEPT** Report "A" **Ought to Pass as Amended**.

Representative ESPLING of New Gloucester **REQUESTED** a roll call on the motion to **ACCEPT** Report "A" **Ought to Pass as Amended**.

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

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

Representative **SANDERSON**: Thank you, Madam Speaker. Madam Speaker, Men and Women of the House, I stand in opposition to the pending motion. This seeks to add over \$2.5 million from the General Fund appropriated to Head Start of Maine. I think it's important for everybody to know that now the EPS formula for schools, it covers four-year-olds. So, there is extra funding going to schools to cover educational purposes for some of the children. Also, at current standing, we spend over 33, we receive over \$33 million in federal funding for an average of 3,243, an average of \$10,438 per child. This is from testimony from the Department. Additionally, Maine receives \$756,000 to serve children within the American Indian and Alaskan Native Tribes category of Head Start funding, at an average of \$12,600 per child, per year. This is an extraordinary amount of money and when you

look at the national average of monies spent per child on Head Start, Maine is very high in what we spend per child. So, I would urge you to vote Ought Not to Pass on this, especially considering the fact that there is a lot of funding now that will be covered through the Department of Education through the new EPS funding formula. Thank you very much.

The SPEAKER PRO TEM: The Chair recognizes the Representative from South Berwick, Representative Parker.

Representative **PARKER**: Madam Speaker Pro Tem, thank you. I would like to rise just to speak to why Maine's costs are higher than the national average and there are very specific, distinct reasons for that. Maine is currently one of 14 states in the nation that meets or exceeds the Classroom Assessment Scoring System. This is a tool that is used to take teachers' behaviors and link them specifically to students' abilities and their movement in gains. Maine's vast rural geography is actually another reason for increased cost which hinders our economies of scale with only 11 grantee locations. The distance traveled to each school makes it more costly. Also, on average, Maine serves a greater percentage of infants and toddlers than the country and this is a greater expense because there is a lower ratio of teachers to child. Also, Maine Head Start teachers have higher credentials than the country on average. Sixty-two percent of our teachers in Head Start have a Bachelor's Degree or higher, which is greater than the national average of 56 percent. And finally, 25 percent of Maine's Head Start students are diagnosed with special needs and carry IEPs and this relates to a higher expense where our national average of special needs is 14 percent. Thank you.

The SPEAKER PRO TEM: The Chair recognizes the Representative from York, Representative Hymanson.

Representative **HYMANSON**: Thank you, Madam Speaker Pro Tem. I wanted to tell you who was in the committee room when we worked this bill in Health and Human Services. Speaking in support of Head Start: the police, the armed forces, teachers, and the Maine Chamber of Commerce. Why? Because we have to grow up kids who are healthy, and the zero to five age group is the most important time to put resources into their development. Why Head Start? Because Head Start is all year, there's early Head Start which targets zero to three, there are low ratios, the teachers are credentialed, and most importantly, they work with families. This is extraordinarily important because many of these families are struggling with a lot of different things that you're hearing about, the opioid addiction crisis, poverty, low wages, and they struggle. So, to have the Head Start program work with families is extraordinarily important and it's not something that usual daycare does. It's high quality. I have to stress that. It's worth the price. The Department says they have adequate funding of Head Start but this is not true by what we heard. Twenty-eight percent of eligible kids are not enrolled in Head Start. This is worthwhile for our state, worthwhile for our workforce, worthwhile for our armed services. I hope you can support this.

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

Representative **POULIOT**: Thank you, Madam Speaker. As many of you know, I'm the co-chair of the Maine Children's Caucus and a couple of months ago we had General Libby and Sheriff Troy Morton from Penobscot County come and speak to us about the importance of early childhood education. We have a significant issue in this country with being able to get people to qualify to join the military because they can't pass the basic entrance exams to get into military service. And we have a number of people that are ending up in the jail system

after high school, or not even completing high school, that's costing the state a significant amount of money. So, these are individuals that are leaders in our communities, that lead the military service and lead the police services across the state, who are advocates for this type of education because they see the benefits on the other end. And, sometimes it's difficult for us to quantify what those benefits are early out of the gate. If I make this appropriation this year, it's difficult for me to come to you next year and say this is the benefit but the data shows that over time, benefits in early childhood education do pay off. The only testimony in opposition to this bill was from the Department. They said that federal funds were sufficient to pay for the Head Start needs in the State of Maine. Currently, we have 579 infants and 566 preschool kids that are on wait lists to get into Head Start. I was fortunate to visit the Head Start location here in Augusta last fall. It's incredible what they do for these kids. And you have a lot of young working parents who are able to put their kids in a Head Start program and go to work so they can pay their bills and not go on social assistance programs. I think this is a wise use of our tax dollars and I hope that you will support it.

The SPEAKER PRO TEM: The Chair recognizes the Representative from Scarborough, Representative Sirocki.

Representative **SIROCKI**: Thank you, Madam Speaker, Ladies and Gentlemen of the House. I would like to pose a question through the Speaker if I may?

The SPEAKER PRO TEM: The Representative may proceed.

Representative **SIROCKI**: It's my understanding that the Head Start program is a federal program and that some states supplement that program with state dollars and extra additional state-funded Head Start, and I think that's what this bill is attempting to do, is to expand that. And, the State of Maine has also made an investment and approval for many years now in our public preschool system and I wondered how many of our public school systems now offer public preschool? If someone could answer that question, that would be great.

The SPEAKER PRO TEM: The member has posed a question through the Chair. Does anyone wish to answer? The Chair recognizes the Representative from Bridgton, Representative Ginzler.

Representative **GINZLER**: Currently, 70 percent of our schools offer a preschool program. Thank you.

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

Representative **PICKETT**: Thank you, Madam Speaker Pro Tem, Ladies and Gentlemen of the House. I wasn't going to speak on this issue but I feel lead to do so. Having spent 40 years in law enforcement and being a member of the Fight Crimes Invest in Kids Program for a number of years, I am standing in opposition to the report that is on the, that we are voting on right now. And the reason I'm standing against that is because I think there's a better way, a better funding formula and I think that funding formula is in Amendment "B" which I would be supportive of if this motion was defeated and we moved to that. Thank you very much, Madam Speaker.

The SPEAKER PRO TEM: The Chair recognizes the Representative from Gardiner, Representative Grant.

Representative **GRANT**: Thank you, Madam Speaker Pro Tem. I would just like to put this in a little bit of perspective for my colleagues here in the House. In the 1990s, late in the last century, I was up here advocating on behalf of the Maine PTA for children and youth. And at that time, approximately 25 percent of the children in Maine who were income-eligible for Head Start, a wildly successful, multi-decade program of the

federal government, only 25 percent of the kids in Maine were able to receive those services. Now, 28 percent can receive those vital services. Haven't we come a long way? In this chamber, we have many things we disagree on. I would hope that the needs of the youngest and most vulnerable children in Maine are one of the things that we can agree on. This program has had bipartisan support throughout its decades of existence. I implore you to put this small amount of money on the table so that more of Maine's children can receive these vital services. This is an investment in our future. Thank you.

The SPEAKER PRO TEM: The Chair recognizes the Representative from Deer Isle, Representative Kumiega.

Representative **KUMIEGA**: Thank you, Madam Speaker. Madam Speaker, Men and Women of the House, I just wanted to note there are a number of communities in Maine that combine the public-school system and the local Head Start grantee work together to run a preschool in the public school where they combine the state and federal funds of Head Start with local education funds and serve more children more efficiently. Thank you, Madam Speaker.

The SPEAKER PRO TEM: The Chair recognizes the Representative from Portland, Representative Farnsworth.

Representative **FARNSWORTH**: Thank you, Madam Speaker Pro Tem. I just wanted to clarify some information in regards to the question that was asked earlier. While about 70 percent of the schools provide pre-K, only about 35 percent of the eligible children are in pre-K programs. Thank you.

The SPEAKER PRO TEM: A roll call has been ordered. The pending question before the House is Acceptance of Report "A" Ought to Pass as Amended. All those in favor will vote yes, those opposed will vote no.

**ROLL CALL NO. 113**

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

NAY - Austin S, Bickford, Bradstreet, Campbell, Chace, Craig, Dillingham, Espling, Farrin, Fredette, Gerrish, Gillway, Ginzler, Guerin, Haggan, Hanington, Hanley, Harvell, Hawke, Head, Herrick, Johansen, Kinney J, Kinney M, Lockman, Lyford, Malaby, Marean, Mason, O'Connor, Ordway, Parry, Perkins, Picchiotti, Pickett, Pierce J, 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 - Brooks, Grignon, Higgins, Lawrence.

Yes, 84; No, 61; Absent, 4; Excused, 2.

84 having voted in the affirmative and 61 voted in the negative, with 4 being absent and 2 excused, and accordingly Report "A" **Ought to Pass as Amended** was **ACCEPTED**.

The Bill was **READ ONCE**. **Committee Amendment "A" (S-66)** 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-66)** in concurrence.

By unanimous consent, all matters having been acted upon were **ORDERED SENT FORTHWITH** with the exception of matters being held.

Majority Report of the Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-163)** on Bill "An Act To Make Creating a Police Standoff a Class E Crime" (H.P. 135) (L.D. 179)

Signed:

Senators:

ROSEN of Hancock  
CYRWAY of Kennebec  
DIAMOND of Cumberland

Representatives:

COREY of Windham  
GERRISH of Lebanon  
GROHMAN of Biddeford  
HERRICK of Paris  
LONGSTAFF of Waterville  
MAREAN of Hollis  
NADEAU of Winslow

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

Signed:

Representatives:

WARREN of Hallowell  
RECKITT of South Portland  
TALBOT ROSS of Portland

**READ.**

The SPEAKER PRO TEM: The Chair recognizes the Representative from Newport, Representative Fredette.

Representative **FREDETTE**: Thank you, Madam Speaker. I just want to make sure in moving to Item 6-13 that we resolved Item 6-12?

The SPEAKER PRO TEM: Item 6-12 will be taken up later in today's session.

The SPEAKER PRO TEM: The Chair recognizes the Representative from Newport, Representative Fredette.

Representative **FREDETTE**: Is that Item therefore been either tabled or are we taking an Item out of order?

The SPEAKER PRO TEM: The Item is being taken out of order. The Chair recognizes the Representative from Hallowell, Representative Warren.

Representative **WARREN**: Than you, Madam Speaker.

The SPEAKER PRO TEM: The member will defer. The Chair recognizes the Representative from Newport, Representative Fredette.

Representative **FREDETTE**: If I could just inquire again, if Item 6-12 is not going to be addressed, we either have to Table it or we have to have a motion that it be resolved to take it out of order before we can address Item 6-13 is under the rules unless I'm misunderstanding something.

The SPEAKER PRO TEM: Earlier in today's session we suspended the rules to take a number of items out of order.

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

The Bill was **READ ONCE**. **Committee Amendment "A" (H-163)** 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-163)** and sent for concurrence.

Majority Report of the Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-164)** on Bill "An Act To Exempt from Criminal Liability Persons Reporting a Drug-related Medical Emergency" (H.P. 757) (L.D. 1079)

Signed:

Senators:

ROSEN of Hancock  
DIAMOND of Cumberland

Representatives:

WARREN of Hallowell  
COREY of Windham  
GERRISH of Lebanon  
GROHMAN of Biddeford  
HERRICK of Paris  
LONGSTAFF of Waterville  
MAREAN of Hollis  
NADEAU of Winslow  
RECKITT of South Portland  
TALBOT ROSS of Portland

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

Signed:

Senator:

CYRWAY of Kennebec

**READ.**

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

The Bill was **READ ONCE**. **Committee Amendment "A" (H-164)** 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-164)** and sent for concurrence.

Majority Report of the Committee on **ENVIRONMENT AND NATURAL RESOURCES** reporting **Ought Not to Pass** on Bill "An Act To Prohibit the Mining of Massive Sulfide Ore Deposits under the Maine Metallic Mineral Mining Act" (H.P. 118) (L.D. 160)

Signed:  
Senators:

SAVIELLO of Franklin  
GRATWICK of Penobscot  
VOLK of Cumberland

Representatives:

TUCKER of Brunswick  
CAMPBELL of Orrington  
DUCHESNE of Hudson  
FAY of Raymond  
KINNEY of Limington  
MARTIN of Eagle Lake  
PIERCE of Dresden  
STROM of Pittsfield  
ZEIGLER of Montville

Minority Report of the same Committee reporting **Ought to Pass as Amended by Committee Amendment "A" (H-158)** on same Bill.

Signed:  
Representative:

HARLOW of Portland

**READ.**

Representative TUCKER of Brunswick moved that the House **ACCEPT** the Majority **Ought Not to Pass** Report.

On motion of Representative GOLDEN of Lewiston, **TABLED** pending the motion of Representative TUCKER of Brunswick to **ACCEPT** the Majority **Ought Not to Pass** Report and later today assigned.

Majority Report of the Committee on **ENVIRONMENT AND NATURAL RESOURCES** reporting **Ought Not to Pass** on Bill "An Act Regarding the Construction or Placement of Decks within the Shoreland Zone" (H.P. 291) (L.D. 400)

Signed:  
Senator:

GRATWICK of Penobscot

Representatives:

TUCKER of Brunswick  
DUCHESNE of Hudson  
FAY of Raymond  
HARLOW of Portland  
MARTIN of Eagle Lake  
ZEIGLER of Montville

Minority Report of the same Committee reporting **Ought to Pass as Amended by Committee Amendment "A" (H-165)** on same Bill.

Signed:  
Senators:

SAVIELLO of Franklin  
VOLK of Cumberland

Representatives:

CAMPBELL of Orrington

KINNEY of Limington  
PIERCE of Dresden  
STROM of Pittsfield

**READ.**

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

Majority Report of the Committee on **ENVIRONMENT AND NATURAL RESOURCES** reporting **Ought Not to Pass** on Bill "An Act Concerning Pavement Sealing Products" (H.P. 858) (L.D. 1235)

Signed:  
Senators:

SAVIELLO of Franklin  
VOLK of Cumberland

Representatives:

CAMPBELL of Orrington  
KINNEY of Limington  
MARTIN of Eagle Lake  
PIERCE of Dresden  
STROM of Pittsfield

Minority Report of the same Committee reporting **Ought to Pass as Amended by Committee Amendment "A" (H-166)** on same Bill.

Signed:  
Senator:

GRATWICK of Penobscot

Representatives:

TUCKER of Brunswick  
DUCHESNE of Hudson  
FAY of Raymond  
HARLOW of Portland  
ZEIGLER of Montville

**READ.**

Representative TUCKER of Brunswick moved that the House **ACCEPT** the Minority **Ought to Pass as Amended** Report.

Representative FREDETTE of Newport **REQUESTED** a roll call on the motion to **ACCEPT** the Minority **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 PRO TEM**: A roll call has been ordered. The pending question before the House is Acceptance of the Minority Ought to Pass as Amended Report. All those in favor will vote yes, those opposed will vote no.

**ROLL CALL NO. 114**

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

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

ABSENT - Brooks, Grignon, Higgins, Lawrence.  
Yes, 71; No, 74; Absent, 4; Excused, 2.  
71 having voted in the affirmative and 74 voted in the negative, with 4 being absent and 2 excused, and accordingly the Minority **Ought to Pass as Amended** Report was **NOT ACCEPTED**.

Subsequently, on motion of Representative TUCKER of Brunswick, the Majority **Ought Not to Pass** Report was **ACCEPTED** and sent for concurrence.

Majority Report of the Committee on **HEALTH AND HUMAN SERVICES** reporting **Ought Not to Pass** on Bill "An Act To Provide Funding for a Therapeutic Adult Day Service Center"

(H.P. 46) (L.D. 59)

Signed:  
Senators:

BRAKEY of Androscoggin  
HAMPER of Oxford

Representatives:

CHACE of Durham  
DENNO of Cumberland  
HAMANN of South Portland  
HEAD of Bethel  
MALABY of Hancock  
PERRY of Calais  
SANDERSON of Chelsea

Minority Report of the same Committee reporting **Ought to Pass as Amended by Committee Amendment "A" (H-168)** on same Bill.

Signed:  
Senator:

CHIPMAN of Cumberland

Representatives:

HYMANSON of York  
MADIGAN of Waterville  
PARKER of South Berwick

**READ.**

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

Majority Report of the Committee on **HEALTH AND HUMAN SERVICES** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-162)** on Bill "An Act To Promote Testing of Drinking Water for Maine Families"

(H.P. 702) (L.D. 1001)

Signed:

Senator:

CHIPMAN of Cumberland

Representatives:

HYMANSON of York  
DENNO of Cumberland  
HAMANN of South Portland  
MADIGAN of Waterville  
PARKER of South Berwick  
PERRY of Calais

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

Signed:

Senators:

BRAKEY of Androscoggin  
HAMPER of Oxford

Representatives:

CHACE of Durham  
HEAD of Bethel  
MALABY of Hancock  
SANDERSON of Chelsea

**READ.**

Representative HYMANSON of York moved that the House **ACCEPT** the Majority **Ought to Pass as Amended** Report.

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

Representative **SANDERSON**: Thank you Madam Speaker, Men and Women of the House. I rise in opposition to the pending motion. Probably no surprise there. This wants to make water tests free for individuals who are 200 percent below the federal poverty level. This will be a General Fund appropriation of over \$2.7 million. We do have bills, and we have had bills in before here, who propose to put extra fees on the water tests that are being purchased. And I believe it's more appropriate that if we're going to be offering these water tests or mandating these water tests, that we do so maybe at a sliding fee schedule versus completely free. This is very expensive. We have priorities in this state that we are trying to get passed. I know there is a challenge with the water in this state, however I don't think this is the way to go about it. So, I urge you to vote Ought Not to Pass. Thank you.

The SPEAKER PRO TEM: The Chair recognizes the Representative from Newport, Representative Fredette.

Representative **FREDETTE**: Thank you, Madam Speaker. Ladies and Gentlemen and Speaker of the House, I do agree that in the bigger scheme of things we certainly need to I think look at a way to provide, make sure people have an opportunity to have, their water tested. It's really a question of who pays for that and how it gets paid for. I don't believe that this is the proper mechanism or means to do that. I will be opposed to the motion. I ask for a roll call.

The same Representative **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 PRO TEM: The Chair recognizes the Representative from York, Representative Hymanson.

Representative **HYMANSON**: Thank you, Madam Speaker Pro Tem. I appreciate the concurrence with my chamber mates that drinking water from wells needs to be tested and I hope everyone understands the importance of doing that both for yourselves and for your constituents, especially since we

have high levels of arsenic in a lot of well water with hot spots around the state. And, I'll remind you that arsenic not only poisons the person but it alters DNA so that when a person is pregnant and they pass along their DNA, they also pass along the altered DNA. So, it's a very scary substance and really deserves to be tested. So, people who are a family of two at 200 percent of poverty making \$24,360 or a family of four making \$49,200 struggle. And, if they struggle and they can't pay their bills, or they have trouble with it, they'll often put aside the \$150 to \$200 a year or every couple of years to pay for their water testing. So, what happens is that kids grow up in a family with a water supply that's poisoned and they don't know it because it's odorless and it's colorless, arsenic is. And so, it is worth putting money into paying for these tests. It will do us well for our population and I think using the General Fund money to do it is appropriate. Thank you.

The SPEAKER PRO TEM: 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. 115**

YEA - Ackley, Alley, Austin B, Babbidge, Bailey, Bates, Battle, Beebe-Center, Berry, Blume, Bryant, Cardone, Chapman, Collings, Cooper, Daughtry, DeChant, Denno, Duchesne, Dunphy, Farnsworth, Fay, Fecteau, Frey, Fuller, Gattine, Golden, Grant, Grohman, Hamann, Handy, Harlow, Herbig, Hickman, Hogan, Hubbell, Hymanson, Jorgensen, Kornfield, Kumiega, Longstaff, Luchini, Madigan C, Madigan J, Martin J, Martin R, Mastraccio, McCrea, 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, Bickford, Black, Bradstreet, Campbell, Casas, Cebra, Chace, Corey, Craig, Dillingham, Espling, Farrin, Foley, Fredette, Gerrish, Gillway, Ginzler, Guerin, Haggan, Hanington, Hanley, Harrington, Harvell, Hawke, Head, Herrick, Hilliard, Johansen, Kinney J, Kinney M, Lockman, Lyford, Malaby, Marean, Mason, McElwee, O'Connor, Ordway, 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 - Brooks, Grignon, Higgins, Lawrence.

Yes, 75; No, 70; Absent, 4; Excused, 2.

75 having voted in the affirmative and 70 voted in the negative, with 4 being absent and 2 excused, and accordingly the Majority **Ought to Pass as Amended** Report was **ACCEPTED**.

The Bill was **READ ONCE**. **Committee Amendment "A" (H-162)** 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-162)** and sent for concurrence.

Majority Report of the Committee on **INSURANCE AND FINANCIAL SERVICES** reporting **Ought Not to Pass** on Bill "An Act To Require Notification of Long-term Care Policy Proposed Rate Increases"

(H.P. 801) (L.D. 1138)

Signed:  
Senators:

WHITTEMORE of Somerset  
CARSON of Cumberland  
DOW of Lincoln

Representatives:

LAWRENCE of South Berwick  
COLLINGS of Portland  
CRAIG of Brewer  
FOLEY of Wells  
MELARAGNO of Auburn  
PICCHIOTTI of Fairfield  
PRESCOTT of Waterboro  
SANBORN of Portland  
WALLACE of Dexter

Minority Report of the same Committee reporting **Ought to Pass as Amended by Committee Amendment "A" (H-161)** on same Bill.

Signed:

Representative:

BROOKS of Lewiston

**READ.**

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

Majority Report of the Committee on **INSURANCE AND FINANCIAL SERVICES** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-179)** on Bill "An Act To Require Insurance Coverage for Contraceptive Supplies"

(H.P. 860) (L.D. 1237)

Signed:

Senator:

CARSON of Cumberland

Representatives:

LAWRENCE of South Berwick  
BROOKS of Lewiston  
COLLINGS of Portland  
FOLEY of Wells  
MELARAGNO of Auburn  
PRESCOTT of Waterboro  
SANBORN of Portland  
WALLACE of Dexter

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

Signed:

Senators:

WHITTEMORE of Somerset  
DOW of Lincoln

Representatives:

CRAIG of Brewer  
PICCHIOTTI of Fairfield

**READ.**

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



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Majority Report of the Committee on **MARINE RESOURCES** reporting **Ought Not to Pass** on Bill "An Act To Allow Certain Municipal Shellfish Conservation Wardens To Seize and Sell Marine Organisms Taken in Violation of a Shellfish Conservation Ordinance"

(H.P. 156) (L.D. 200)

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  
HAWKE of Boothbay Harbor  
SUTTON of Warren  
TUELL of East Machias

Minority Report of the same Committee reporting **Ought to Pass as Amended by Committee Amendment "A" (H-172)** on same Bill.

Signed:  
Representative:

SIMMONS of Waldoboro

**READ.**

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

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Majority Report of the Committee on **MARINE RESOURCES** reporting **Ought to Pass** on Bill "An Act To Define the Intertidal Zone for the Management and Enforcement of Shellfish Conservation Ordinances"

(H.P. 1043) (L.D. 1519)

Signed:  
Senator:

VITELLI of Sagadahoc

Representatives:

KUMIEGA of Deer Isle  
ALLEY of Beals  
BATTLE of South Portland  
BLUME of York  
DEVIN of Newcastle  
HAGGAN of Hampden  
HAWKE of Boothbay Harbor  
SIMMONS of Waldoboro  
SUTTON of Warren

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

Signed:  
Senator:

MAKER of Washington

Representative:

TUELL of East Machias

**READ.**

On motion of Representative KUMIEGA of Deer Isle, **TABLED** pending **ACCEPTANCE** of either Report and later today assigned.

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Majority Report of the Committee on **STATE AND LOCAL GOVERNMENT** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-180)** on Bill "An Act To Strengthen Intragovernment Communication"

(H.P. 110) (L.D. 152)

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, **TABLED** pending **ACCEPTANCE** of either Report and later today assigned.

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Majority Report of the Committee on **TAXATION** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-169)** on Bill "An Act To Prevent Tax Haven Abuse"

(H.P. 564) (L.D. 784)

Signed:  
Senator:

CHENETTE of York

Representatives:

TIPPING of Orono  
COOPER of Yarmouth  
GRANT of Gardiner  
McCREIGHT of Harpswell  
STANLEY of Medway  
TERRY of Gorham

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

Signed:  
Senators:

DOW of Lincoln  
CUSHING of Penobscot

Representatives:

BICKFORD of Auburn  
HILLIARD of Belgrade  
POULIOT of Augusta  
WARD of Dedham

GRANT of Gardiner  
PARRY of Arundel  
PERKINS of Oakland  
SCHNECK of Bangor  
SHEATS of Auburn

**READ.**

Representative TIPPING of Orono moved that the House **ACCEPT** the Majority **Ought to Pass as Amended** Report.

On further motion of the same Representative, **TABLED** pending his motion to **ACCEPT** the Majority **Ought to Pass as Amended** Report and later today assigned.

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

Signed:

Senator:

COLLINS of York

**READ.**

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

The Bill was **READ ONCE**. **Committee Amendment "A" (H-160)** 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-160)** and sent for concurrence.

Majority Report of the Committee on **TAXATION** reporting **Ought Not to Pass** on Bill "An Act To Exempt from Taxation Certain Out-of-state Pensions"

(H.P. 663) (L.D. 935)

Signed:

Senators:

DOW of Lincoln  
CHENETTE of York  
CUSHING of Penobscot

Representatives:

TIPPING of Orono  
BICKFORD of Auburn  
COOPER of Yarmouth  
GRANT of Gardiner  
HILLIARD of Belgrade  
POULIOT of Augusta  
STANLEY of Medway  
TERRY of Gorham  
WARD of Dedham

Minority Report of the same Committee reporting **Ought to Pass as Amended by Committee Amendment "A" (H-170)** on same Bill.

Signed:

Representative:

McCREIGHT of Harpswell

Six Members of the Committee on **STATE AND LOCAL GOVERNMENT** report in Report "A" **Ought Not to Pass** on Bill "An Act To Prohibit a Person from Providing False Testimony to a Committee of the Legislature"

(H.P. 599) (L.D. 850)

Signed:

Senator:

DESCHAMBAULT of York

Representatives:

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

**READ.**

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

Five Members of the same Committee report in Report "B" **Ought to Pass as Amended by Committee Amendment "A" (H-181)** on same Bill.

Signed:

Senator:

DAVIS of Piscataquis

Majority Report of the Committee on **TRANSPORTATION** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-160)** on Bill "An Act To Include the Vehicles of Emergency Medical Services Persons in the Firefighter Registration Plate Program"

(H.P. 872) (L.D. 1249)

Signed:

Senators:

MIRAMANT of Knox  
ROSEN of Hancock

Representatives:

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

Two Members of the same Committee report in Report "C" **Ought to Pass as Amended by Committee Amendment "B" (H-182)** on same Bill.

Signed:

Senator:

KEIM of Oxford

Representatives:

McLEAN of Gorham  
AUSTIN of Skowhegan  
BRYANT of Windham  
CEBRA of Naples  
GILLWAY of Searsport

Representative:

SPEAR of South Thomaston

**READ.**

Representative MARTIN of Sinclair moved that the House **ACCEPT** Report "A" **Ought Not to Pass**.

The SPEAKER PRO TEM: The Chair recognizes the Representative from Sinclair, Representative Martin.

Representative **MARTIN**: Thank you, Madam Speaker. Madam Speaker and Ladies and Gentlemen of the House, LD 850, if enacted, would prohibit a person, such as a lobbyist, state employee, executive branch official, or member of the public, from providing false testimony to a legislative committee. It will allow any member of a legislative committee to require the Chair of that committee to place a person testifying before committee under oath. So, the Senate Chair may want to place someone under oath but the House Chair does not. Who prevails? Would the committee have the authority to overrule the Chair? Furthermore, a person who provides false testimony to a legislative committee would commit a Class E crime. And, if that person was under oath at the time, he or she would, that person would, commit a Class D crime. And, if that person is a lobbyist, that person could be suspended from lobbying for up to two years. So, someone from your district, a constituent, comes to Augusta, testifies on the bill, makes a technical error, and provides information that in fact may not be correct. Does that person commit a Class E crime? Madam Speaker and Members of the House, there are good bills that come before this body and there are bad bills that come before this body. This is a terrible bill. I ask that you follow my light and vote yes on the pending motion. Thank you, Madam Speaker.

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

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

The SPEAKER PRO TEM: The Chair recognizes the Representative from Farmington, Representative Harvell.

Representative **HARVELL**: Thank you, Madam Speaker, Ladies and Gentlemen of the House. I cannot tell a lie. With that in mind, keep in mind what Bismarck said, "Never believe anything until it's been officially denied." Clearly, LD 850 has been troubling me in my dreams. I dreamed that I came to the Legislature to introduce a bill, walked into the committee, signed in, took my jacket off, rolled up my sleeve, was injected with truth serum, strapped into a lie detector test and grilled by the committee members like a suspect from *Law & Order*. From there, I found myself being chased through the halls by faceless fact-checkers holding up the latest transcript of one of my rants, looking to put me in handcuffs. I ducked into a side room to run into a fellow member who I will not name here, who then asked me would I support their bill? No longer could I give them the casual brush-off, "I'll think it over." I grasped him by the shoulders and confessed, "No and I intend to do everything I can to defeat it." I drove home, came through the door of my house, and my wife asked me how she looked in a dress. Sweat beads began to grow up my spine and rather than spouting out the truth, I asserted my 5<sup>th</sup> Amendment rights, got my pillow and sleeping bag and headed for the dog house. Now, I don't know where we are going with this transparency crap as a society, but for the love of God, at least consider this on my behalf. I talked a woman from Holland into coming from that country, 30 years ago, to a state that is half way to the North Pole and I've been able to keep her in this state for 30 years. If you remove mendacity from my tool belt, this is what I'm going to be left with. And a balding head and a growing paunch aren't going to bode well for my happy golden years.

The SPEAKER PRO TEM: The Chair recognizes the Representative from Scarborough, Representative Sirocki. The House will be in order.

Representative **SIROCKI**: Thank you, Madam Speaker. Madam Speaker, Ladies and Gentlemen of the House, I rise in opposition to the pending motion. I don't need to tell members of this chamber how important it is that lawmakers base decisions on truthful, accurate information. On the other hand, perhaps I do. According to the National Conference of State Legislatures, 41 other states have statutes that prohibit the purposeful, intentional problem with providing false testimony. Maine does not have any laws on the books prohibiting false testimony to the Legislature. To be clear, we do have one rule involving Legislative Confirmation Hearings that does allow that persons providing testimony may be placed under oath, which triggers our perjury laws. This is found in Rule 307 of the Joint Rules of Maine Legislature. LD 850 would enforce the expectation that information provided by all persons, including lobbyists, to the Maine Legislature, in both written and oral testimony, be truthful, by prohibiting the purposeful submission of inaccurate material facts or omission of important facts as part of their testimony. It also would provide legislators with the ability to place persons providing testimony under oath. There are other states that allow this. Laws need to be based on facts, all of the facts. Forty-one other states recognize this as an issue as evidenced by their unique statutes. I hope you will support moving Maine forward with similar legislation that helps safeguard the public trust. The public deserves nothing less than to be assured that we are creating laws that are based on factual information. Believe it or not, several lobbyists quietly expressed support for this bill. They indicated that they were tired of other lobbyists lying, but lying is not limited to lobbyists. One individual provided testimony from which I would like to share a couple of excerpts. "Last year my wife, Lisa Turner, was honored to have been nominated by Governor Paul LePage for a seat on the Land for Maine's Future Board. At her confirmation hearing, testimony was given by three prominent environmental advocacy groups in which false statements were made about my wife, myself, and our business. I am not here to speak about, or on behalf of my wife; I am here to speak about false statements which were made in these testimonies against our business and me. Private citizens who volunteer to serve in the public's interest are not professional politicians. It is very disheartening to have had a family member go through an ugly confirmation process as I have, and to have no formal recourse to correct the permanent written and public record of the Maine Legislature. I don't think that's fair or right." If you agree with me, and Mr. Turner, please follow my light. Thank you, Madam Speaker.

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

Representative **PICKETT**: Thank you, Madam Speaker Pro Tem, Ladies and Gentlemen of the House. I rise in opposition to the pending motion. This bill, when it came before the committee, it was one that I did not take lightly, looked at it very, very intensely to determine what and whether or not I could support it. And, integrity is a very important issue. Because, in my opinion, and it's only my opinion, but without integrity you have nothing. If your word is not there for you, you have absolutely nothing. That's my own opinion on that, and I've lived my whole life trying to think that way and act that way. And so, when this bill came forward and it talks about testimony. It says, it's talking about giving testimony and things that if were to happen, certain things would take place.

So, it says, if a lobbyist or lobbyist associate who provides testimony to a legislative committee, they may not purposefully provide false testimony regarding material fact pertaining to that lobbyist's or lobbyist associate's testimony, purposely falsify and testify, or purposely omit or conceal a material fact related to the testimony. I think that takes care of the issue that my good friend from Sinclair talked about. About somebody coming down and making an honest technical mistake in their testimony, then all of a sudden, they would be hauled out by somebody and they'd be charged with a Class E crime. That's not what that's talking about there. And the sponsor of the bill also included legislators in that and I think that's a great thing. Because as legislators, if we don't have integrity, then why are we here? If our word isn't what it's supposed to be and isn't when we speak, we don't speak the truth, then why are we here in this building? We have no reason to be as far as I'm concerned. And lastly, I would just say this, that one piece of testimony that came in I think was quite telling and it was from the Roman Catholic Diocese of Portland and it was given by Suzanne C. and I believe it is Lafreniere. She says here that one of the unintended consequences and she wrapped this term "term limits" in there because of the constitutional knowledge that people have. "One of the unintended consequences of term limits in Maine is that legislators increasingly rely on lobbyists and expert members of the public to fully understand the technical and often complicated effect a bill will have if passed. In order to make the right decisions that will further the common good, legislators need accurate and true information to properly evaluate each bill." She went on to say, "I support this bill because it will further the common good if everyone would act in a forthright manner with our legislators and legislative staff. Other state legislatures have passed similar legislation. According to the National Conference of State Legislatures" -- which we're all familiar with -- "fifteen states and the District of Columbia have enacted specific statutes addressing or prohibiting lobbyists from making false statements or giving false testimony to legislators or legislative committees." We have very important business to do in this body and we need to have the truth come before us each and every time so that we can make good, knowledgeable, informed decisions and I would ask that you would follow my red light and move to the Ought to Pass as Amended "A". Thank you.

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

Representative **ACKLEY**: Thank you, Madam Speaker Pro Tem. I rise to support the motion that this body is considering. And I also would propose that we consider taxing all exaggerations on the House floor at a rate of \$100 per exaggeration. I think we should name this the Harvell Amendment. I withdraw my proposal and thank you.

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

**ROLL CALL NO. 116**

YEA - Ackley, Alley, Austin B, Babbidge, Bailey, Bates, Beebe-Center, Berry, Blume, Bryant, Cardone, Casas, Chapman, Collings, Cooper, Daughtry, DeChant, Denno, Duchesne, Dunphy, Farnsworth, Fay, Fecteau, Frey, Fuller, Gattine, Golden, Grant, Grohman, Hamann, Handy, Harvell, Herbig, Hogan, Hubbell, Hymanson, Jorgensen, Kornfield, Kumiega, Longstaff, Luchini, Madigan C, Madigan J, Martin J, Martin R, Mastraccio, McCrea, McCreight, McLean, Melaragno, Monaghan, Moonen, Nadeau, O'Neil, Parker,

Perry, Pierce T, Reckitt, Riley, Sanborn, Schneck, Spear, Stanley, Sylvester, Talbot Ross, Tepler, Terry, Tipping, Tucker, Warren, Zeigler, Madam Speaker.

NAY - Austin S, Battle, Bickford, Black, Bradstreet, Campbell, Cebra, Chace, Corey, Craig, Dillingham, Espling, Farrin, Foley, Fredette, Gerrish, Gillway, Ginzler, Guerin, Haggan, Hanington, Hanley, Harlow, Harrington, Hawke, Head, Herrick, Hickman, 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 - Brooks, Grignon, Higgins, Lawrence, Rykerson, Sheats.

Yes, 72; No, 71; Absent, 6; Excused, 2.

72 having voted in the affirmative and 71 voted in the negative, with 6 being absent and 2 excused, and accordingly Report "A" **Ought Not to Pass** was **ACCEPTED** and sent for concurrence.

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Majority Report of the Committee on **APPROPRIATIONS AND FINANCIAL AFFAIRS** reporting **Ought to Pass as Amended by Committee Amendment "A" (S-89)** on Bill "An Act To Amend the Laws Governing Eligibility for Disability Retirement Benefits"

(S.P. 346) (L.D. 1044)

Signed:  
Senators:

HAMPER of Oxford  
BREEN of Cumberland  
KATZ of Kennebec

Representatives:

GATTINE of Westbrook  
FREY of Bangor  
HUBBELL of Bar Harbor  
JORGENSEN of Portland  
MARTIN of Eagle Lake  
SEAVEY of Kennebunkport  
TEPLER of Topsham

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

Signed:

Representatives:

SIROCKI of Scarborough  
TIMBERLAKE of Turner  
WINSOR of Norway

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-89)**.

**READ.**

Representative GATTINE of Westbrook moved that the House **ACCEPT** the Majority **Ought to Pass as Amended** Report.

Representative FREDETTE of Newport **REQUESTED** that the Clerk **READ** the Committee Report.

The Clerk **READ** the Committee Report in its entirety.

The same Representative **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 PRO TEM**: 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. 117**

**YEA** - Ackley, Alley, Austin B, Babbidge, Bailey, Bates, Beebe-Center, Berry, Bickford, Blume, Bryant, Cardone, Casas, Cebra, Chapman, Collings, Cooper, Daughtry, DeChant, Denno, Duchesne, Dunphy, Farnsworth, Fay, Fecteau, Frey, Fuller, Gattine, Golden, Grant, Grohman, Hamann, Handy, Harlow, Harrington, Herbig, Hickman, Hogan, Hubbell, Hymanson, Jorgensen, Kornfield, Kumiega, Longstaff, Luchini, Madigan C, Madigan J, Martin J, Martin R, Mastraccio, McCreia, McCreight, McLean, Melaragno, Monaghan, Moonen, Nadeau, O'Neil, Parker, Perry, Reckitt, Riley, Rykerson, Sanborn, Schneck, Seavey, Skolfield, Spear, Stanley, Stearns, Sylvester, Talbot Ross, Tepler, Terry, Tipping, Tucker, Tuell, Warren, Zeigler.

**NAY** - Austin S, Battle, Black, Bradstreet, Campbell, Chace, Corey, Craig, Dillingham, Espling, Farrin, Foley, Fredette, Gerrish, Gillway, Ginzler, Guerin, Haggan, Hanington, Hanley, Harvell, Hawke, Head, Herrick, 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, Sherman, Simmons, Sirocki, Stetkis, Stewart, Strom, Sutton, Theriault, Timberlake, Turner, Vachon, Wadsworth, Wallace, Ward, White, Winsor, Wood.

**ABSENT** - Brooks, Grignon, Higgins, Lawrence, Pierce T, Sheats, Madam Speaker.

Yes, 79; No, 63; Absent, 7; Excused, 2.

79 having voted in the affirmative and 63 voted in the negative, with 7 being absent and 2 excused, and accordingly the Majority **Ought to Pass as Amended** Report was **ACCEPTED**.

The Bill was **READ ONCE**. **Committee Amendment "A" (S-89)** 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-89)** in concurrence.

Majority Report of the Committee on **APPROPRIATIONS AND FINANCIAL AFFAIRS** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-174)** on Bill "An Act To Expand the 1998 Special Retirement Plan To Include Detectives in the Office of the Attorney General"

(H.P. 68) (L.D. 100)

Signed:

Senator:

BREEN of Cumberland

Representatives:

GATTINE of Westbrook

FREY of Bangor

HUBBELL of Bar Harbor

JORGENSEN of Portland

MARTIN of Eagle Lake

TEPLER of Topsham

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

Signed:

Senators:

HAMPER of Oxford

KATZ of Kennebec

Representatives:

SEAVEY of Kennebunkport

SIROCKI of Scarborough

TIMBERLAKE of Turner

WINSOR of Norway

**READ.**

Representative GATTINE of Westbrook 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 same Representative **REQUESTED** that the Clerk **READ** the Committee Report.

The Clerk **READ** the Committee Report in its entirety.

The **SPEAKER PRO TEM**: The Chair recognizes the Representative from Winslow, Representative Nadeau.

Representative **NADEAU**: Thank you, Madam Speaker Pro Tem. Madam Speaker Pro Tem, Ladies and Gentlemen of the House, I sponsored this measure and rise in support of the pending motion. This week we are observing National Police Week. As you recognize and honor law enforcement officers during this week, I know I will stand a little taller knowing that I have done all I can to support our law enforcement. This is a simple matter. The detectives who work in the Office of the Attorney General investigate some of the state's most serious crimes under extremely demanding circumstances. These are crimes including homicides, welfare fraud, civil rights, and crimes against our seniors such as financial exploitation. Each of the detectives have extensive expertise and experience. Together they have undergone thousands of hours of specialized training. Before even being considered for the AG's Office, these fine men and women first have to attend the Academy. They have to be on patrol in a municipality for three to 10 years and then they become a detective. They serve and sacrifice for the people of the State of Maine. Despite all this, the Attorney General's detectives have been excluded from the 1998 Special Retirement Plan, which has been available to other state law enforcement officers for nearly two decades. Under the plan, eligible employees may retire at 55 years old with 10 years of service, or earlier with 25 years of service at a reduced benefit. It is unclear why the AG detectives were not originally included in the plan. But this Legislature has the opportunity to make this right. I want to draw attention to the fact that, as amended by the committee, this bill has no impact to the General Fund. The Office of the Attorney General is prepared to absorb the modest cost of providing fairness in benefits to its detectives, within budgeted resources. Let me reiterate, we can accomplish this without the need for additional allocations. Expanding the 1998 Special Retirement Plan to include the Attorney General's detectives is both practical and the right thing to do. Madam Speaker, I ask you

and all our esteemed members to support this law enforcement agency by voting in favor of the pending motion. Thank you.

The SPEAKER PRO TEM: The Chair recognizes the Representative from Norway, Representative Winsor.

Representative **WINSOR**: Thank you very much, Madam Speaker, Men and Women of the House. This bill allows detectives in the Office of the Attorney General to participate in the 1998 Special Retirement Plan through the MainePERS. This Special Retirement Plan was created to allow specific law enforcement personnel to retire at 55 years of age with 10 years of credible service, or before the age of 55 with 25 years of service at a reduced benefit. The special plan was originally designed for a specific and narrow group of law enforcement officers. This bill seeks to expand eligibility. In the recent past, there have been multiple efforts made to expand the eligibility in this plan. Although, this would add a small number of participants to the plan, the cost will be expensive over time. Although the immediate fiscal impact may be modest during the biennium, there is a long-term cost to the General Fund. We must be vigilant against growing the state's pension system by adding the state's pension liabilities into the future; something that this administration has worked hard to prevent. The true cost of this bill, like any proposal to grow the state's pension system, will not come due until the out years and will become significant over time. Expanding the plan to this group of employees is likely to lead to other employees seeking to be added to this special plan; an extension that goes beyond the original intent and the purpose of the Special Retirement Plan. Thank you very much.

The SPEAKER PRO TEM: The Chair recognizes the Representative from Warren, Representative Sutton.

Representative **SUTTON**: Thank you, Madam Speaker Pro Tem. I would like to remind members of the body that according to the 2017 Maine Budget Primer, it says the State of Maine has a long-term unfunded debt in the form of future retirement benefits that exceed the projected value of funds available to pay for them. These benefits have been promised to past and current employees. This debt is called an unfunded actuarial liability. The state employees and teacher retirement plan has an unfunded liability or UAL of \$2.6 billion, with a B, as of June 30, 2016. Furthermore, for every dollar that you give to one person, you must take it from another. Thank you.

The SPEAKER PRO TEM: 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. 118**

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

NAY - Austin S, Bickford, Black, Bradstreet, Campbell, Cebra, Chace, Corey, Craig, Dillingham, Esping, Farrin, Foley, Fredette, Gerrish, Gillway, Ginzler, Guerin, Haggan, Hanington, Hanley, Harvell, Hawke, Head, Herrick, Hilliard,

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

ABSENT - Brooks, Grignon, Higgins, Lawrence, Sheats.

Yes, 80; No, 64; Absent, 5; Excused, 2.

80 having voted in the affirmative and 64 voted in the negative, with 5 being absent and 2 excused, and accordingly the Majority Ought to Pass as Amended Report was **ACCEPTED**.

The Bill was **READ ONCE**. **Committee Amendment "A" (H-174)** 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-174)** 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. 495) (L.D. 1425) Bill "An Act To Repeal the Laws Governing the Mental Health Homicide, Suicide and Aggravated Assault Review Board" Committee on **HEALTH AND HUMAN SERVICES** reporting **Ought to Pass**

(S.P. 528) (L.D. 1503) Bill "An Act To Amend Criteria for Issuing a Certificate of Approval for Certain Projects under the Finance Authority of Maine Act" (EMERGENCY) Committee on **LABOR, COMMERCE, RESEARCH AND ECONOMIC DEVELOPMENT** reporting **Ought to Pass**

(S.P. 25) (L.D. 45) Bill "An Act Concerning the Ownership of a Causeway on Long Lake near St. Agatha" Committee on **STATE AND LOCAL GOVERNMENT** reporting **Ought to Pass as Amended by Committee Amendment "A" (S-88)**

(S.P. 151) (L.D. 449) Bill "An Act Regarding Imposition of an Automatic Life Sentence in the Case of Domestic Abuse Resulting in Murder" Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY** reporting **Ought to Pass as Amended by Committee Amendment "A" (S-79)**

(S.P. 169) (L.D. 508) Bill "An Act Regarding Restrictions on the Purchase of Certain Animals" Committee on **AGRICULTURE, CONSERVATION AND FORESTRY** reporting **Ought to Pass as Amended by Committee Amendment "A" (S-93)**

(S.P. 203) (L.D. 588) Bill "An Act To Allow Law Enforcement Agencies and Associations To Engage Directly in Fund-raising under Certain Circumstances" Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY** reporting **Ought to Pass as Amended by Committee Amendment "A" (S-80)**

(S.P. 259) (L.D. 814) Bill "An Act Regarding Court Orders for Completion of a Batterers' Intervention Program in Domestic Violence Cases" Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY** reporting **Ought to Pass as Amended by Committee Amendment "A" (S-83)**

(S.P. 280) (L.D. 880) Bill "An Act To Protect a Homeowner's Equity of Redemption in a Foreclosure Action"

Committee on **INSURANCE AND FINANCIAL SERVICES** reporting **Ought to Pass as Amended by Committee Amendment "A" (S-96)**

(S.P. 421) (L.D. 1258) Bill "An Act To Modernize the Voluntary Response Action Program Funding Process" Committee on **ENVIRONMENT AND NATURAL RESOURCES** reporting **Ought to Pass as Amended by Committee Amendment "A" (S-76)**

(S.P. 424) (L.D. 1261) Bill "An Act To Protect Minors from Sex Trafficking" Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY** reporting **Ought to Pass as Amended by Committee Amendment "A" (S-92)**

(S.P. 444) (L.D. 1292) Bill "An Act To Improve the Foreclosure Process by Regulating Mortgage Loan Servicers" Committee on **INSURANCE AND FINANCIAL SERVICES** reporting **Ought to Pass as Amended by Committee Amendment "A" (S-95)**

(S.P. 505) (L.D. 1459) Bill "An Act To Protect the Public from Dangerous Buildings" Committee on **STATE AND LOCAL GOVERNMENT** reporting **Ought to Pass as Amended by Committee Amendment "A" (S-97)**

(H.P. 1012) (L.D. 1473) Bill "An Act To Make Minor Changes and Corrections to Statutes Administered by the Department of Environmental Protection" Committee on **ENVIRONMENT AND NATURAL RESOURCES** reporting **Ought to Pass**

(H.P. 170) (L.D. 214) Resolve, To Establish the Commission To Streamline Veterans' Licensing and Certification (EMERGENCY) Committee on **VETERANS AND LEGAL AFFAIRS** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-187)**

(H.P. 645) (L.D. 917) Resolve, To Require a Review of the State Employee and Teacher Retirement Plan Committee on **APPROPRIATIONS AND FINANCIAL AFFAIRS** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-184)**

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.

(S.P. 178) (L.D. 517) Bill "An Act To Amend Principles of Reimbursement for Nursing Facilities and for Residential Care Facilities" Committee on **HEALTH AND HUMAN SERVICES** reporting **Ought to Pass as Amended by Committee Amendment "A" (S-91)**

On motion of Representative ESPLING of New Gloucester, was **REMOVED** from the First Day Consent Calendar.

The Unanimous Committee Report was **READ**.

On further motion of the same Representative, **TABLED** pending **ACCEPTANCE** of the Committee Report and later today assigned.

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 yesterday, 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 Support Maine's Employers and Encourage Employers To Hire Young Workers"

(S.P. 565) (L.D. 1609)

- In Senate, **REFERRED** to the Committee on **LABOR, COMMERCE, RESEARCH AND ECONOMIC DEVELOPMENT**.

**TABLED** - May 16, 2017 (Till Later Today) by Representative HERBIG of Belfast.

**PENDING - REFERENCE IN CONCURRENCE.**

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

**COMMUNICATIONS**

The Following Communication: (H.C. 171)

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

May 17, 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 Erin D. Herbig of Belfast to serve as Speaker Pro Tem to convene the House on May 17, 2017.

Sincerely,  
S/Sara Gideon

Speaker of the House

**READ and ORDERED PLACED ON FILE.**

**SENATE PAPERS**

Bill "An Act To Authorize a General Fund Bond Issue To Assist in the Commercialization of Maine Products and Services"

(S.P. 568) (L.D. 1613)

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

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

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

On motion of Representative FECTEAU of Biddeford, the House adjourned at 12:58 p.m., until 10:00 a.m., Thursday, May 18, 2017.