

# 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  
45th Legislative Day  
Tuesday, May 30, 2017

The Speaker resumed the Chair.

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

Prayer by Reverend James Haddix, All Souls Congregational Church, United Church of Christ, Bangor.

National Anthem by Monmouth Middle School 5th Graders.

Pledge of Allegiance.

The Journal of Thursday, May 25, 2017 was read and approved.

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**SENATE PAPERS**

The following Joint Order: (S.P. 574)

ORDERED, the House concurring, that Bill, "Resolve, Regarding Legislative Review of Portions of Chapter 101: MaineCare Benefits Manual, Chapter III, Section 97: Private Non-Medical Institution Services, a Major Substantive Rule of the Department of Health and Human Services," H.P. 941, L.D. 1364, and all its accompanying papers, be recalled from the Governor's desk to the Senate.

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

**READ** and **PASSED** in concurrence.

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**Non-Concurrent Matter**

Bill "An Act To Continue MaineCare Coverage for Parents during the Rehabilitation and Reunification Process"

(S.P. 153) (L.D. 451)

Majority (7) **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" (S-105)** in the House on May 24, 2017.

Came from the Senate with that Body having **INSISTED** on its former action whereby the Minority (6) **OUGHT NOT TO PASS** Report of the Committee on **HEALTH AND HUMAN SERVICES** was **READ** and **ACCEPTED** in **NON-CONCURRENCE**.

The House voted to **INSIST**.

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**Non-Concurrent Matter**

Bill "An Act To Increase Access to Workforce Development Programs for New Maine Residents"

(S.P. 490) (L.D. 1412)

Majority (7) **REFER TO THE COMMITTEE ON LABOR, COMMERCE, RESEARCH AND ECONOMIC DEVELOPMENT** Report of the Committee on **HEALTH AND HUMAN SERVICES READ** and **ACCEPTED** and the Bill **REFERRED** to the Committee on **LABOR, COMMERCE, RESEARCH AND ECONOMIC DEVELOPMENT** in the House on May 24, 2017.

Came from the Senate with that Body having **INSISTED** on its former action whereby the Minority (6) **OUGHT NOT TO PASS** Report of the Committee on **HEALTH AND HUMAN SERVICES** was **READ** and **ACCEPTED** in **NON-CONCURRENCE**.

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

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**Non-Concurrent Matter**

Bill "An Act To Require That Employees Be Informed of Potential Eligibility for the Earned Income Tax Credit"

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

Majority (8) **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" (S-125)** in the House on May 24, 2017.

Came from the Senate with that Body having **INSISTED** on its former action whereby the Minority (5) **OUGHT NOT TO PASS** Report of the Committee on **LABOR, COMMERCE, RESEARCH AND ECONOMIC DEVELOPMENT** was **READ** and **ACCEPTED** in **NON-CONCURRENCE**.

The House voted to **INSIST**.

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**Non-Concurrent Matter**

Bill "An Act To Modernize Data Collection and Reporting and Information Access for the Department of Labor"

(S.P. 525) (L.D. 1500)

Majority (7) **OUGHT NOT TO PASS** Report of the Committee on **LABOR, COMMERCE, RESEARCH AND ECONOMIC DEVELOPMENT READ** and **ACCEPTED** in the House on May 24, 2017.

Came from the Senate with that Body having **INSISTED** on its former action whereby the Minority (6) **OUGHT TO PASS** Report of the Committee on **LABOR, COMMERCE, RESEARCH AND ECONOMIC DEVELOPMENT** was **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 Ensure Federal Title I Funding Is Directed to Classroom Learning"

(S.P. 448) (L.D. 1319)

Majority (7) **OUGHT TO PASS AS AMENDED** Report of the Committee on **EDUCATION AND CULTURAL AFFAIRS READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-104)** in the House on May 24, 2017.

Came from the Senate with that Body having **INSISTED** on its former action whereby the Minority (6) **OUGHT NOT TO PASS** Report of the Committee on **EDUCATION AND CULTURAL AFFAIRS** was **READ** and **ACCEPTED** in **NON-CONCURRENCE**.

The House voted to **INSIST**.

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**Non-Concurrent Matter**

Bill "An Act Regarding the Regulation of Rabbit Production for Local Consumption"

(H.P. 131) (L.D. 175)

Minority (6) **OUGHT TO PASS** Report of the Committee on **AGRICULTURE, CONSERVATION AND FORESTRY READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED** in the House on May 24, 2017.

Came from the Senate with the Majority (7) **OUGHT NOT TO PASS** Report of the Committee on **AGRICULTURE, CONSERVATION AND FORESTRY READ** and **ACCEPTED** in **NON-CONCURRENCE**.

The House voted to **INSIST**.

**Non-Concurrent Matter**

Bill "An Act To Clarify That Petitions for Certiorari to the Supreme Court of the United States Are Included within the Definition of Indigent Legal Services"

(H.P. 594) (L.D. 845)

Majority (9) **OUGHT TO PASS AS AMENDED** Report of the Committee on **JUDICIARY READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-205)** in the House on May 24, 2017.

Came from the Senate with the Minority (4) **OUGHT NOT TO PASS** Report of the Committee on **JUDICIARY READ** and **ACCEPTED** in **NON-CONCURRENCE**.

The House voted to **ADHERE**.

**Non-Concurrent Matter**

Bill "An Act To Exempt Diapering Products from the Sales Tax"

(H.P. 63) (L.D. 76)

Minority (6) **OUGHT TO PASS AS AMENDED** Report of the Committee on **TAXATION READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-231)** in the House on May 24, 2017.

Came from the Senate with the Majority (7) **OUGHT NOT TO PASS** Report of the Committee on **TAXATION READ** and **ACCEPTED** in **NON-CONCURRENCE**.

The House voted to **INSIST**.

**Non-Concurrent Matter**

Bill "An Act To Amend the Laws Governing Nursing Facilities To Permit Nurse Practitioners, Clinical Nurse Specialists and Physician Assistants To Perform Certain Physician Tasks"

(H.P. 797) (L.D. 1134)

(C. "A" H-258)

**PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-258)** in the House on May 24, 2017.

Came from the Senate **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-258) AS AMENDED BY SENATE AMENDMENT "A" (S-144)** thereto in **NON-CONCURRENCE**.

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

Pursuant to House Rule 401, Section 12, Representative DOORE of Augusta informed the Speaker and Clerk of her return and would no longer be excused from House deliberations and roll calls.

**COMMUNICATIONS**

The Following Communication: (H.C. 191)

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

May 26, 2017

Honorable Robert B. Hunt  
Clerk of the House  
2 State House Station  
Augusta, Maine 04333  
Dear Clerk Hunt:

In reference to the action of the Senate on May 23, 2017 in which it Insisted and Asked for a Committee of Conference on L.D. 587, "An Act To Allow Fees To Be Charged for Wild Game Dinners" (S.P. 202) I am pleased to appoint the following as conferees on the part of the Senate:

Senator Thomas B. Saviello of Franklin  
Senator Paul T. Davis, Sr. of Piscataquis  
Senator Brownie Carson of Cumberland

Please contact my office if you have any questions regarding these appointments.

Sincerely,  
S/Michael D. Thibodeau  
President of the Senate

**READ and ORDERED PLACED ON FILE.**

The Following Communication: (H.C. 190)

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

May 30, 2017

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

Dear Speaker Gideon:

Pursuant to Joint Rule 310, the following Joint Standing Committees have voted unanimously to report the following bills out "Ought Not to Pass:"

Criminal Justice and Public Safety

L.D. 599 An Act To Prevent Violence against Emergency Responders

L.D. 838 An Act To Prevent Sexual Abuse by Members of the Clergy

L.D. 1606 An Act To Remove the Reporting Requirement of the Office of Victim Services

Health and Human Services

L.D. 447 An Act To Coordinate Services and Support Workforce Development for Substance Use Disorder Prevention and Peer Recovery Services

L.D. 717 An Act To Protect Maine School Children from Lead and Arsenic Exposure

L.D. 1052 An Act To Allow Drug Testing Prior to Providing Welfare Benefits

Inland Fisheries and Wildlife

L.D. 1020 An Act To Minimize Crop Damage by Deer by Amending Certain Laws Governing Hunting

Insurance and Financial Services

L.D. 666 An Act To Improve Access to Cost-effective Health Care Services

Judiciary

L.D. 64 An Act To Require Mediation within 90 Days of a Homeowner's Receipt of a Foreclosure Notice

L.D. 486 An Act To Authorize Vacating the Convictions of Members of the Houlton Band of Maliseet Indians Convicted under Prior Laws Governing the Possession and Use of Marijuana (EMERGENCY)

L.D. 697 Resolve, To Establish a Commission To Study the Roles and Rights of Grandparents in Raising Their Grandchildren

- L.D. 896 An Act To Promote Retention and Recruitment of Judicial Marshals and Sergeants (EMERGENCY)
- L.D. 1264 Resolve, Regarding Court Facilities in York County
- L.D. 1315 An Act Regarding the Maine Indian Tribal-State Commission and Directing the Commission To Address Issues To Improve the Relationship between the State and the Penobscot Nation, Passamaquoddy Tribe, Houlton Band of Maliseet Indians and Aroostook Band of Micmacs (EMERGENCY)

Sincerely,  
S/Robert B. Hunt  
Clerk of House

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

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The Following Communication: (S.C. 439)

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

Honorable Robert B. Hunt  
Clerk of the House  
2 State House Station  
Augusta, Maine 04333

Dear Clerk Hunt:

Please be advised the Senate today insisted to its previous action whereby it accepted Report "B" Ought Not to Pass from the Committee on Labor, Commerce, Research and Economic Development on Bill "An Act To Promote Keeping Workers in Maine" (H.P. 350) (L.D. 487), in non-concurrence.

Best Regards,

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

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

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The Following Communication: (S.C. 440)

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

May 25, 2017

Honorable Robert B. Hunt  
Clerk of the House  
2 State House Station  
Augusta, Maine 04333

Dear Clerk Hunt:

Please be advised the Senate today insisted to its previous action whereby it accepted the Minority Ought to Pass as Amended Report from the Committee on Veterans and Legal Affairs and Passage to be Engrossed as Amended by Committee Amendment "A" (H-188) on Bill "An Act To Require Candidates To Be Listed as Unenrolled If Not Registered with a Recognized Party" (H.P. 408) (L.D. 568), in non-concurrence.

Best Regards,

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

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

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

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**ORDERS**

On motion of Representative TUELL of East Machias, the following Joint Resolution: (H.P. 1119) (Cosponsored by Senator CYRWAY of Kennebec and Representatives: DILLINGHAM of Oxford, GERRISH of Lebanon, HANINGTON of Lincoln, MAREAN of Hollis, NADEAU of Winslow, PICKETT of Dixfield, STEARNS of Guilford, Senator: MAKER of Washington)

**JOINT RESOLUTION RECOGNIZING  
MAY 7-13, 2017 AS NATIONAL CORRECTIONAL  
OFFICERS AND EMPLOYEES WEEK**

WHEREAS, correctional officers are trained law enforcement professionals dedicated to maintaining safe correctional facilities and ensuring the public safety; and

WHEREAS, correctional facilities in the State are run by highly qualified and experienced individuals with a deep understanding of the challenges of the profession; and

WHEREAS, correctional officers and employees are responsible for the custody, care and rehabilitation of thousands of offenders every year, as well as the maintenance of safe and secure facilities; and

WHEREAS, correctional officers and employees are resourceful, capable, committed, patient and persistent professionals in criminal justice and our State; and

WHEREAS, correctional officers and employees serve admirably in many different capacities, including jail administrators, wardens, chaplains, nurses, supervisors, social workers, teachers, managers and directors; and

WHEREAS, correctional officers and employees teach, train, mentor, counsel and treat thousands of offenders; and

WHEREAS, correctional officers and employees provide offenders with direction, hope and a new focus while assisting with reentry and life outside corrections; and

WHEREAS, correctional officers and employees rise to meet any challenge and serve this honorable profession nobly and admirably; now, therefore, be it

RESOLVED: That We, the Members of the One Hundred and Twenty-eighth Legislature now assembled in the First Regular Session, on behalf of the people we represent, take this opportunity to recognize May 7-13, 2017 as National Correctional Officers and Employees Week and commend correctional officers and employees for their service and exceptional performance under the most difficult of circumstances.

**READ.**

The SPEAKER: The Chair recognizes the Representative from East Machias, Representative Tuell.

Representative TUELL: Thank you, Madam Speaker. I realize, Madam Speaker, that this resolution is a couple of weeks late, but I did want to rise briefly and say thank you to all of the men and women who serve our county jails and state correctional facilities. I think each of us have a county jail and/or correctional facility in our districts or certainly within shouting distance of our district. And these men and women that serve in these facilities do so at a very low rate of pay and a very high rate of stress. When most of us are out marching about this weekend and giving speeches and parades, they were working. They were working in our county jails. They were dealing with people who had been hauled in for drunk driving, people who'd be hauled in for you name it. And, especially on holiday weekends, like this past weekend and

others to come, Labor Day weekend, they get all types and all kinds. So I think we owe the men and women who work in these facilities, not just the guards, but everyone who works there, whether they process inmates, whether they, whatever they do, whether they're responsible for their feeding, care, rehabilitation, I think we owe it to each of those at our state and county system a thank you and a job well done. Thank you, Madam Speaker.

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

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

**UNFINISHED BUSINESS**

The following matter, in the consideration of which the House was engaged at the time of adjournment Thursday, May 25, 2017, had preference in the Orders of the Day and continued with such preference until disposed of as provided by House Rule 502.

Expression of Legislative Sentiment Recognizing the Reverend James Haddix, of Holden

(HLS 70)

TABLED - February 14, 2017 (Till Later Today) by Representative WARD of Dedham.

PENDING - **PASSAGE**.

The SPEAKER: The Chair recognizes the Representative from Dedham, Representative Ward.

Representative **WARD**: Thank you, Madam Speaker. Madam Speaker, today is a melancholy moment for me. First, I get to tell you all of my friend and colleague Jim Haddix. But this is because after 26 years of guiding All Souls Congregational Church in Bangor, he has moved on to the next chapter of his exceptional life, and is retiring. Let me try to relate to you the tremendous contributions of this extraordinary man who I call my friend. He was ordained to the Christian Ministry in 1971 at the Congregational Church of Temple, New Hampshire, where he served from 1969 until moving to Maine in 1990, where he was called to All Souls Congregational Church in Bangor. He earned his Master's in Theology, in Biblical Studies at Boston University School of Theology and studied languages at Harvard University, earned his Ph.D. in Biblical Studies at Boston University Graduate School, and in Bangor, he was an adjunct member of the faculty of the Bangor Theological Seminary, where he taught the Old Testament for 22 years. While in New Hampshire, he was widely involved in many aspects of the United Church of Christ at the Association and Conference levels. He was active in the Bridges for Peace Exchange with the Soviet Union from 1984 to 1990, and in Maine he serves in the Church and Ministry Committee of the Penobscot-Piscataquis Association. He taught at the New Hampshire Conference Leadership Training a Church Educators' Program and later in the ACCT Program, the Maine Conference, United Church of Christ. In addition to his work at All Souls, Jim has performed extensive theological research, published many essays and papers and articles, even has a hymn published in the New Century Hymnal of the UCC. But Jim's community involvement, Madam Speaker, hardly stopped at the doors of All Souls. He has also been committed to the Advancement of Public Libraries and the various education institutions, serving on the Board of John Bapst Memorial High School in Bangor. He is a member, since 1994, and Vice President of the Board of Directors of the Phillips-Strickland Home in Bangor, and a Corporator of Bangor Community Health and Counseling

Services. He is Vice President of Rotary, Sarah's House which is also known as the Maine Cancer Hospitality House. He was a founding member of the Board of Oncology Support Project for Eastern Maine Charities. He served as a member of Region III Adult Mental Health Task Force for the Maine Department of Mental Health. He was a member of the Corporation of Eastern Maine Healthcare Systems and was a Corporator at Eastern Maine Medical Center, and is an on-call Chaplain at Eastern Maine Medical Center since 1990. He's a member of the Chaplaincy Committee and the Chaplaincy Intern Program there. Madam Speaker, he was a founding member of the Bangor Regional Leadership Institute and has been Chaplain of the Bangor Noontime Rotary Club since 1990. He's a Paul Harris Fellow of Rotary International. He was a Director of the Good Samaritan Agency of Bangor, a board member of the Bangor Area Visiting Nurses Association, a member of the Blue Cross Blue Shield Community Advisory Council, and Clergy Coordinator for the United Way. He has a continuing interest and involvement in ecumenical and interfaith conversations and friendships and is a member of the Advisory Committee for the Judaic Studies Program at the University of Maine. He is on the Steering Committee of Confessing Christ, a recognized confessional group within the United Church of Christ, dedicated to theological study and conversation. And, he's been a member of the Bangor Area Street Pastors Initiative since 2013. Madam Speaker, he is a true Renaissance man. He began playing saxophone in the fifth grade and helped the Bangor-based klezmer band Sammal Sammal. He plays in an eighteen-piece swing band, known as Sentimental Journey, and they're pretty good. Jim has always enjoyed his writing in poetry, he loves time with family and raising horses, New England screened-in porches, the feel and smell of wood, hikes in forest trails and mountains, and listening to the loons on Moulton Pond in Dedham, the same calls I can hear from my own home just a few hundred yards away. Madam Speaker, I will never forget the first time I met Doctor Haddix. In 1997, I was the first-ever applicant to the Bangor Region Leadership Institute, a program modeled after Leadership Maine. Early in the program, we held a session on time management at All Souls Congregational Church and part way through the program, in walked this white-bearded, baritone-voiced gentleman of distinctive countenance. And I leaned over and asked a classmate who he was. "That," my friend said, "is Doctor Haddix and this is his church and he helped found this institute." After that, it seemed wherever I went, whatever group I joined there was Doctor Haddix. Join the Board at John Bapst, there's Doctor Haddix. Become a Corporator at Eastern Maine Medical Center, there he is again. Build an expansion to Philip Strickland House, he's on the Board. Do charity work at Sarah's House, join Rotary, attend any fundraiser, and there is Jim Haddix. And each organization he touched, he made better with his perspective and wise counsel. You knew that if you walked into the room, and Jim was involved, it would be a quality effort. Thirteen years ago, Jim called me up at my office and said he needed significant work done at All Souls. He wasn't kidding. The project would literally involve holding the entire church in place while we constructed an addition beneath her to keep this historical structure from collapsing onto French Street 40 feet below. He told me he wouldn't consider any other company and he trusted us and us alone. And later on, I asked him where his confidence came from. And his reply, "Prayer is a powerful thing, Karl." Well, the church is still where it's been for 105 years and we've been back on many more occasions to keep her in good health.

Madam Speaker, they say you are judged by the company you keep. This past winter, we celebrated Jim's long career and needed a convention hall to do it, and when I entered, I saw several hundred Maine luminaries, and the first person to greet me when I entered was our Senator Susan Collins, who made the special trip up to see Jim off. Jim, I hope you know that your influence has extended far beyond your congregation at All Souls. Your work, your wisdom, your guidance has truly, truly made a tremendous difference in countless lives. I know that in my own life, you've created positive change. If I had never attended the Bangor Region Leadership Institute, I would likely have never attended Leadership Maine, where I met then Representative Dawn Hill, who brought me to this room, here in the State House, to see what being in the Legislature might be like, trying to talk me into running. Thank you Doctor James Haddix for all you have done, all you have changed, and all you have meant to so many. Maine is a better place because of you. Thank you, Madam Speaker.

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

**REPORTS OF COMMITTEE  
Divided Reports**

Majority Report of the Committee on **VETERANS AND LEGAL AFFAIRS** reporting **Ought Not to Pass** on Bill "An Act To Allow Cash Qualifying Contributions under the Maine Clean Election Act"

(S.P. 200) (L.D. 585)

Signed:  
Senators:

MASON of Androscoggin  
COLLINS of York

Representatives:

CASÁS of Rockport  
DILLINGHAM of Oxford  
FARRIN of Norridgewock  
HANINGTON of Lincoln  
HICKMAN of Winthrop  
WHITE of Washburn

Minority Report of the same Committee reporting **Ought to Pass as Amended by Committee Amendment "A" (S-140)** on same Bill.

Signed:  
Senator:

CARPENTER of Aroostook

Representatives:

LUCHINI of Ellsworth  
LONGSTAFF of Waterville  
MONAGHAN of Cape Elizabeth  
SCHNECK of Bangor

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

On motion of Representative LUCHINI of Ellsworth, the Majority **Ought Not to Pass** Report was **ACCEPTED** in concurrence.

Majority Report of the Committee on **VETERANS AND LEGAL AFFAIRS** reporting **Ought to Pass as Amended by Committee Amendment "A" (S-139)** on Bill "An Act To Amend the Laws Governing the Political Party Representation of Election Clerks"

(S.P. 258) (L.D. 813)

Signed:  
Senator:

CARPENTER of Aroostook

Representatives:

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

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

Signed:  
Senators:

MASON of Androscoggin  
COLLINS of York

Representatives:

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

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

**READ.**

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

The Bill was **READ ONCE**. **Committee Amendment "A" (S-139)** 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-139)** in **NON-CONCURRENCE** and sent for concurrence.

Doctor of the day, Dylan McKenney, M.D., Portland.

Majority Report of the Committee on **APPROPRIATIONS AND FINANCIAL AFFAIRS** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-277)** on Bill "An Act Regarding the State Retirement System"

(H.P. 657) (L.D. 929)

Signed:  
Senators:

BREEN of Cumberland  
KATZ of Kennebec

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:

Senator:

HAMPER of Oxford

Representatives:

SEAVEY of Kennebunkport

SIROCKI of Scarborough

TIMBERLAKE of Turner

WINSOR of Norway

**READ.**

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

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

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

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

**ROLL CALL NO. 167**

YEA - Ackley, Alley, Austin B, Austin S, Babbidge, Bailey, Battle, Beebe-Center, Berry, Blume, Bryant, Cardone, Chapman, Collings, Cooper, Craig, Daughtry, DeChant, Denno, Doore, Duchesne, Dunphy, Farnsworth, Fay, Fecteau, Frey, Fuller, Golden, Grant, Grohman, Haggan, Hamann, Handy, Harlow, Harrington, Herbig, Hickman, Higgins, 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, Pickett, Pierce T, Pouliot, Reckitt, Riley, Rykerson, Schneck, Sheats, Sherman, Skolfield, Spear, Stanley, Stearns, Sylvester, Talbot Ross, Tepler, Terry, Theriault, Tipping, Tucker, Tuell, Warren, Zeigler, Madam Speaker.

NAY - Black, Bradstreet, Casas, Cebra, Chace, Corey, Dillingham, Espling, Farrin, Foley, Fredette, Gerrish, Gillway, Ginzler, Guerin, Hanington, Hanley, Harvell, Hawke, Head, Herrick, Hilliard, Kinney J, Kinney M, Lockman, Lyford, Malaby, Marean, Mason, McElwee, O'Connor, Ordway, Parry, Perkins, Picchiotti, Pierce J, Prescott, Reed, Sampson, Sanderson, Seavey, Simmons, Sirocki, Stetkis, Stewart, Strom, Sutton, Turner, Vachon, Wadsworth, Ward, White, Winsor, Wood.

ABSENT - Bates, Bickford, Brooks, Campbell, Gattine, Grignon, Johansen, Lawrence, Sanborn, Timberlake, Wallace.

Yes, 85; No, 54; Absent, 11; Excused, 1.

85 having voted in the affirmative and 54 voted in the negative, with 11 being absent and 1 excused, and accordingly the Majority **Ought to Pass as Amended** Report was **ACCEPTED**.

The Bill was **READ ONCE**. **Committee Amendment "A" (H-277)** 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-277)** and sent for concurrence.

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

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Majority Report of the Committee on **EDUCATION AND CULTURAL AFFAIRS** reporting **Ought Not to Pass** on Bill "An Act To Create Education Savings Accounts for Students with Special Needs"

(H.P. 795) (L.D. 1132)

Signed:

Senators:

LANGLEY of Hancock

MAKER of Washington

MILLETT of Cumberland

Representatives:

KORNFIELD of Bangor

DAUGHTRY of Brunswick

FARNSWORTH of Portland

FULLER of Lewiston

McCREA of Fort Fairfield

PIERCE of Falmouth

Minority Report of the same Committee reporting **Ought to Pass as Amended by Committee Amendment "A" (H-284)** on same Bill.

Signed:

Representatives:

GINZLER of Bridgton

SAMPSON of Alfred

STEWART of Presque Isle

TURNER of Burlington

**READ.**

Representative KORNFIELD of Bangor moved that the House **ACCEPT** the Majority **Ought Not to Pass** Report.

On motion of Representative FREDETTE of Newport, **TABLED** pending the motion of Representative KORNFIELD of Bangor to **ACCEPT** the Majority **Ought Not to Pass** Report and later today assigned.

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Majority Report of the Committee on **EDUCATION AND CULTURAL AFFAIRS** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-304)** on Bill "An Act To Increase State Funding to Maine Public Charter Schools"

(H.P. 842) (L.D. 1206)

Signed:

Senators:

LANGLEY of Hancock

MILLETT of Cumberland

Representatives:

KORNFIELD of Bangor

DAUGHTRY of Brunswick

FARNSWORTH of Portland

FULLER of Lewiston

McCREA of Fort Fairfield

PIERCE of Falmouth

Minority Report of the same Committee reporting **Ought to Pass as Amended by Committee Amendment "B" (H-305)** on same Bill.

Signed:



Senator:  
MAKER of Washington

Representatives:  
GINZLER of Bridgton  
SAMPSON of Alfred  
STEWART of Presque Isle

**READ.**

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

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

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

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

**ROLL CALL NO. 168**

YEA - Ackley, Alley, Austin B, Babbidge, Bailey, Beebe-Center, Berry, Blume, Bryant, Cardone, Casas, Chapman, Collings, Cooper, Daughtry, DeChant, Denno, Doore, Duchesne, Dunphy, Farnsworth, Fay, Fecteau, Frey, Fuller, 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, Schneck, Sheats, Sherman, Spear, Stanley, Stearns, Sylvester, Talbot Ross, Tepler, Terry, Tipping, Tucker, Warren, Zeigler, Madam Speaker.

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

ABSENT - Bates, Bickford, Brooks, Campbell, Gattine, Grignon, Johansen, Lawrence, Sanborn, Timberlake, Wallace.

Yes, 75; No, 64; Absent, 11; Excused, 1.

75 having voted in the affirmative and 64 voted in the negative, with 11 being absent and 1 excused, and accordingly the Majority **Ought to Pass as Amended** Report was **ACCEPTED**.

The Bill was **READ ONCE**. **Committee Amendment "A" (H-304)** 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-304)** and sent for concurrence.

Majority Report of the Committee on **EDUCATION AND CULTURAL AFFAIRS** reporting **Ought Not to Pass** on Bill "An Act To Ensure That Charter School Students Have Access to Extracurricular Activities"  
(H.P. 850) (L.D. 1228)

Signed:  
Senator:  
MILLETT of Cumberland

Representatives:  
KORNFIELD of Bangor  
DAUGHTRY of Brunswick  
FARNSWORTH of Portland  
FULLER of Lewiston  
McCREA of Fort Fairfield  
PIERCE of Falmouth

Minority Report of the same Committee reporting **Ought to Pass as Amended by Committee Amendment "A" (H-285)** on same Bill.

Signed:  
Senators:  
LANGLEY of Hancock  
MAKER of Washington

Representatives:  
GINZLER of Bridgton  
SAMPSON of Alfred  
STEWART of Presque Isle  
TURNER of Burlington

**READ.**

Representative KORNFIELD of Bangor moved that the House **ACCEPT** the Majority **Ought Not to Pass** Report.

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

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

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

**ROLL CALL NO. 169**

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

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

ABSENT - Bates, Bickford, Brooks, Campbell, Gattine, Grignon, Johansen, Lawrence, Sanborn, Timberlake, Wallace. Yes, 74; No, 65; Absent, 11; Excused, 1.

74 having voted in the affirmative and 65 voted in the negative, with 11 being absent and 1 excused, and accordingly the Majority **Ought Not to Pass** Report was **ACCEPTED** and sent for concurrence.

Majority Report of the Committee on **ENERGY, UTILITIES AND TECHNOLOGY** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-272)** on Bill "An Act To Modernize the Renewable Portfolio Standard"

(H.P. 810) (L.D. 1147)

Signed:

Senators:

WOODSOME of York  
CUSHING of Penobscot  
DION of Cumberland

Representatives:

BERRY of Bowdoinham  
COOPER of Yarmouth  
DeCHANT of Bath  
HARVELL of Farmington  
RILEY of Jay  
RYKERSON of Kittery  
SANBORN of Portland  
WADSWORTH of Hiram

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

Signed:

Representatives:

HANLEY of Pittston  
O'CONNOR of Berwick

**READ.**

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

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

Representative **FREDETTE**: Thank you, Madam Speaker. Madam Speaker, Ladies and Gentlemen of the House, very briefly, as you may be aware, my understanding is the renewable portfolio standard had some language in it that created it for a 10-year period, and left some ambiguity into when and how that would either terminate or continue to grow, or whatnot. I think this bill attempts to address that. I would ask the committee Clerk to read the Committee Report and I request a roll call. Thank you.

The same Representative **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: The Chair recognizes the Representative from Hiram, Representative Wadsworth.

Representative **WADSWORTH**: Thank you, Madam Speaker, Ladies and Gentlemen of the House. I rise today to support the extension of the RPS. This would make the statute congruent with the current PUC rule, and about 90 percent of

the RPS is biomass energy. This bill is a great way to continue supporting biomass and our pulp and paper industry. Thank you.

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

**ROLL CALL NO. 170**

YEA - Ackley, Alley, Austin B, Austin S, Babbidge, Bailey, Battle, Beebe-Center, Berry, Black, Blume, Bradstreet, Bryant, Cardone, Casas, Cebra, Chace, Chapman, Collings, Cooper, Corey, Craig, Daughtry, DeChant, Denno, Doore, Duchesne, Dunphy, Farnsworth, Farrin, Fay, Fecteau, Foley, Fredette, Frey, Fuller, Gillway, Golden, Grant, Grohman, Hamann, Handy, Hanington, Harlow, Harrington, Harvell, Hawke, Head, Herbig, Herrick, Hickman, Higgins, Hilliard, Hogan, Hubbell, Hymanson, Jorgensen, Kinney J, Kinney M, Kornfield, Kumiega, Longstaff, Luchini, Madigan C, Madigan J, Marean, Martin J, Martin R, Mastraccio, McCrea, McCreight, McElwee, McLean, Melaragno, Monaghan, Moonen, Nadeau, O'Neil, Parker, Parry, Perkins, Perry, Picchiotti, Pierce J, Pierce T, Reckitt, Riley, Rykerson, Sanderson, Schneck, Seavey, Sheats, Sherman, Skolfield, Spear, Stanley, Stearns, Stewart, Sylvester, Talbot Ross, Tepler, Terry, Tipping, Tucker, Tuell, Vachon, Wadsworth, Ward, Warren, White, Zeigler, Madam Speaker.

NAY - Dillingham, Espling, Gerrish, Ginzler, Guerin, Haggan, Hanley, Lockman, Lyford, Malaby, Mason, O'Connor, Ordway, Pickett, Pouliot, Prescott, Reed, Sampson, Simmons, Sirocki, Stetkis, Strom, Sutton, Theriault, Turner, Winsor, Wood.

ABSENT - Bates, Bickford, Brooks, Campbell, Gattine, Grignon, Johansen, Lawrence, Sanborn, Timberlake, Wallace.

Yes, 112; No, 27; Absent, 11; Excused, 1.

112 having voted in the affirmative and 27 voted in the negative, with 11 being absent and 1 excused, and accordingly the Majority **Ought to Pass as Amended** Report was **ACCEPTED**.

The Bill was **READ ONCE**. **Committee Amendment "A" (H-272)** 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-272)** and sent for concurrence.

Majority Report of the Committee on **ENERGY, UTILITIES AND TECHNOLOGY** reporting **Ought Not to Pass** on Bill "An Act To Provide Maine Landlords Advance Notice of Water Disconnection Postings"

(H.P. 1038) (L.D. 1514)

Signed:

Senator:

WOODSOME of York

Representatives:

BERRY of Bowdoinham  
COOPER of Yarmouth  
DeCHANT of Bath  
RILEY of Jay  
RYKERSON of Kittery  
SANBORN of Portland

Minority Report of the same Committee reporting **Ought to Pass as Amended by Committee Amendment "A" (H-273)** on same Bill.

Signed:  
Senator:

CUSHING of Penobscot

Representatives:

HANLEY of Pittston  
HARVELL of Farmington  
O'CONNOR of Berwick  
WADSWORTH of Hiram

**READ.**

Representative BERRY of Bowdoinham moved that the House **ACCEPT** the Majority **Ought Not to Pass** Report.

Representative ESPLING of New Gloucester **REQUESTED** a roll call on the motion to **ACCEPT** the Majority **Ought Not to Pass** Report.

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

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

**ROLL CALL NO. 171**

YEA - Ackley, Alley, Austin B, Babbidge, Bailey, Battle, Beebe-Center, Berry, Blume, Bryant, Cardone, Casas, Chapman, Collings, Cooper, Daughtry, DeChant, Denno, Doore, Duchesne, Dunphy, Farnsworth, Fay, Fecteau, Frey, Fuller, Gattine, Golden, Grant, Grohman, Hamann, Handy, Harlow, Herbig, Hickman, Higgins, 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, Schneck, Sheats, Spear, Stanley, Stearns, Sylvester, Talbot Ross, Tepler, Terry, Tipping, Tucker, Warren, Zeigler, Madam Speaker.

NAY - Austin S, Black, Bradstreet, Cebra, Chace, Corey, Craig, Dillingham, Espling, Farrin, Foley, Fredette, Gerrish, Gillway, Ginzler, Guerin, Haggan, Hanington, Hanley, Harrington, Harvell, Hawke, Head, Herrick, Hilliard, 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, Stetkis, Stewart, Strom, Sutton, Theriault, Tuell, Turner, Vachon, Wadsworth, Ward, White, Winsor, Wood.

ABSENT - Bates, Bickford, Brooks, Campbell, Grignon, Johansen, Lawrence, Sanborn, Timberlake, Wallace.

Yes, 77; No, 63; Absent, 10; Excused, 1.

77 having voted in the affirmative and 63 voted in the negative, with 10 being absent and 1 excused, and accordingly 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 Create a Pilot Project To Reduce Substance Use Disorders among Youth in Piscataquis County To Be Used as a Model for All Maine Communities"

(H.P. 102) (L.D. 144)

Signed:

Senators:

BRAKEY of Androscoggin  
HAMPER of Oxford

Representatives:

HYMANSON of York  
CHACE of Durham  
HAMANN of South Portland  
HEAD of Bethel  
MADIGAN of Waterville  
MALABY of Hancock  
PARKER of South Berwick  
PERRY of Calais  
SANDERSON of Chelsea

Minority Report of the same Committee reporting **Ought to Pass as Amended by Committee Amendment "A" (H-299)** on same Bill.

Signed:  
Senator:

CHIPMAN of Cumberland

Representative:

DENNO of Cumberland

**READ.**

Representative HYMANSON of York moved that the House **ACCEPT** the Majority **Ought Not to Pass** Report.

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

Representative **HYMANSON**: Thank you, Madam Speaker, Men and Women of the House. This came out of committee with a very strong Ought Not to Pass result, but I wanted to rise because it was a try to create a pilot program to reduce substance use disorder in Piscataquis County. It was a cry for help that they definitely need, and we heard it loud and clear. It wasn't a well-formed pilot project or program, it couldn't drop in anywhere and it needed a lot more work. But, I'm rising to speak about it because clearly Piscataquis County needs a substance use disorder program, which we are working on in a more systematic way through a variety of efforts in this body. Thank you, Madam Speaker.

Subsequently, 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 Prioritize Access by Maine's Most Vulnerable Citizens to Welfare Resources"

(H.P. 343) (L.D. 480)

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" (H-302)** 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.**

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 Not to Pass** on Bill "An Act To Provide MaineCare Coverage for Music Therapy" (H.P. 479) (L.D. 688)

Signed:  
Senators: BRAKEY of Androscoggin  
HAMPER of Oxford

Representatives:  
HYMANSON of York  
CHACE of Durham  
DENNO of Cumberland  
HEAD of Bethel  
MADIGAN of Waterville  
MALABY of Hancock  
PARKER of South Berwick  
PERRY of Calais  
SANDERSON of Chelsea

Minority Report of the same Committee reporting **Ought to Pass as Amended by Committee Amendment "A" (H-297)** on same Bill.

Signed:  
Senator: CHIPMAN of Cumberland

Representative:  
HAMANN of South Portland

**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-296)** on Bill "An Act To Adequately Pay for Emergency Medical Services" (H.P. 699) (L.D. 998)

Signed:  
Senators: BRAKEY of Androscoggin  
CHIPMAN of Cumberland

Representatives:  
HYMANSON of York  
CHACE of Durham  
DENNO of Cumberland

HAMANN of South Portland  
HEAD of Bethel  
MADIGAN of Waterville  
MALABY of Hancock  
PARKER of South Berwick  
PERRY of Calais  
SANDERSON of Chelsea

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

Signed:  
Senator: HAMPER of Oxford

**READ.**

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

The Bill was **READ ONCE. Committee Amendment "A" (H-296)** 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-296)** and sent for concurrence.

---

Majority Report of the Committee on **HEALTH AND HUMAN SERVICES** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-293)** on Bill "An Act To Reduce Morbidity and Mortality Related to Opioid Misuse" (H.P. 920) (L.D. 1326)

Signed:  
Senators: BRAKEY of Androscoggin  
CHIPMAN of Cumberland

Representatives:  
HYMANSON of York  
CHACE of Durham  
DENNO of Cumberland  
HAMANN of South Portland  
HEAD of Bethel  
MADIGAN of Waterville  
MALABY of Hancock  
PARKER of South Berwick  
PERRY of Calais

Minority Report of the same Committee reporting **Ought to Pass as Amended by Committee Amendment "B" (H-294)** on same Bill.

Signed:  
Senator: HAMPER of Oxford

Representative:  
SANDERSON of Chelsea

**READ.**

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

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

Representative **HYMANSON:** Thank you, Madam Speaker, Men and Women of the House. This also came out

of committee with a strong Ought to Pass result. But, I wanted to just take a moment to say that this is a harm reduction bill related to opiate, opioid misuse. And so, I wanted to just talk about harm reduction, which means people are still actively using opioids but there's a place for them to stop and get some information and hopefully move them on their way toward recovery. If we don't do this, then they go further and further into the shadows. This removes the crime to own hypodermic needles, also a boon for people with diabetes, because large boxes of hypodermic needles were previously a crime. And the second part was that there is immunity, if someone helps a person who has overdosed, and I bring to you a story from a physician in Milbridge who told us about bodies that were dumped onto people's lawns because the people in attendance of the overdose didn't want to call them in but wanted to do something. Thank you, Madam Speaker.

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

The Bill was **READ ONCE**. **Committee Amendment "A" (H-293)** 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-293)** and sent for concurrence.

---

Majority Report of the Committee on **INLAND FISHERIES AND WILDLIFE** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-312)** on Bill "An Act To Expand Opportunities for Moose Permit Winners To Swap Their Permits"

(H.P. 446) (L.D. 630)

Signed:  
Senators:

CYRWAY of Kennebec  
WOODSOME of York

Representatives:

DUCHESNE of Hudson  
ALLEY of Beals  
HARLOW of Portland  
LYFORD of Eddington  
MASON of Lisbon  
NADEAU of Winslow  
REED of Carmel  
STEARNS of Guilford  
WOOD of Greene

Minority Report of the same Committee reporting **Ought to Pass as Amended by Committee Amendment "B" (H-313)** on same Bill.

Signed:

Representative:

THERIAULT of China

**READ.**

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

The Bill was **READ ONCE**. **Committee Amendment "A" (H-312)** 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-312)** and sent for concurrence.

---

Majority Report of the Committee on **INLAND FISHERIES AND WILDLIFE** reporting **Ought Not to Pass** on Resolve, To Recognize and Provide for the Right of Members of the Houlton Band of Maliseet Indians To Hunt Moose throughout Aroostook County

(H.P. 448) (L.D. 632)

Signed:

Senators:

CYRWAY of Kennebec  
CARPENTER of Aroostook  
WOODSOME of York

Representatives:

DUCHESNE of Hudson  
MASON of Lisbon  
NADEAU of Winslow  
REED of Carmel  
STEARNS of Guilford  
THERIAULT of China  
WOOD of Greene

Minority Report of the same Committee reporting **Ought to Pass as Amended by Committee Amendment "A" (H-310)** on same Resolve.

Signed:

Representatives:

ALLEY of Beals  
HARLOW of Portland

**READ.**

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

---

Majority Report of the Committee on **INLAND FISHERIES AND WILDLIFE** reporting **Ought Not to Pass** on Bill "An Act To Create a Local Option for a Sunday Exception Allowing Deer Hunting with Rifles"

(H.P. 485) (L.D. 694)

Signed:

Senators:

CYRWAY of Kennebec  
WOODSOME of York

Representatives:

DUCHESNE of Hudson  
ALLEY of Beals  
HARLOW of Portland  
LYFORD of Eddington  
MASON of Lisbon  
NADEAU of Winslow  
REED of Carmel  
STEARNS of Guilford

Minority Report of the same Committee reporting **Ought to Pass as Amended by Committee Amendment "A" (H-311)** on same Bill.

Signed:

Representatives:

THERIAULT of China  
WOOD of Greene

**READ.**

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

---

Majority Report of the Committee on **INSURANCE AND FINANCIAL SERVICES** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-278)** on Bill "An Act To Protect Consumers' Freedom of Choice in Auto Collision Repairs"

(H.P. 1061) (L.D. 1540)

Signed:

Senator:

CARSON of Cumberland

Representatives:

LAWRENCE of South Berwick  
BROOKS of Lewiston  
COLLINGS of Portland  
MELARAGNO of Auburn  
PRESCOTT of Waterboro  
SANBORN of Portland

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  
FOLEY of Wells  
PICCHIOTTI of Fairfield  
WALLACE of Dexter

**READ.**

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

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Majority Report of the Committee on **JUDICIARY** reporting **Ought Not to Pass** on Bill "An Act To Ensure Compliance with Federal Immigration Law by State and Local Government Entities"

(H.P. 272) (L.D. 366)

Signed:

Senator:

HILL of York

Representatives:

MOONEN of Portland  
BABBIDGE of Kennebunk  
BAILEY of Saco  
CARDONE of Bangor  
McCREIGHT of Harpswell  
RECKITT of South Portland

Minority Report of the same Committee reporting **Ought to Pass as Amended by Committee Amendment "A" (H-289)** on same Bill.

Signed:

Senators:

KEIM of Oxford  
WHITTEMORE of Somerset

Representatives:

BRADSTREET of Vassalboro  
GUERIN of Glenburn  
JOHANSEN of Monticello  
SHERMAN of Hodgdon

**READ.**

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

---

Majority Report of the Committee on **JUDICIARY** reporting **Ought Not to Pass** on Bill "An Act To Protect Rights and Privileges Granted under the United States Constitution and the Constitution of Maine"

(H.P. 631) (L.D. 903)

Signed:

Senator:

HILL of York

Representatives:

MOONEN of Portland  
BABBIDGE of Kennebunk  
BAILEY of Saco  
CARDONE of Bangor  
McCREIGHT of Harpswell  
RECKITT of South Portland  
SHERMAN of Hodgdon

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

Signed:

Senators:

KEIM of Oxford  
WHITTEMORE of Somerset

Representatives:

BRADSTREET of Vassalboro  
GUERIN of Glenburn  
JOHANSEN of Monticello

**READ.**

Representative MOONEN of Portland moved that the House **ACCEPT** the Majority **Ought Not to Pass** Report.

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

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

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

**ROLL CALL NO. 172**

YEA - Ackley, Alley, Austin B, Babbidge, Bailey, Battle, Beebe-Center, Berry, Blume, Bryant, Cardone, Casas, Chapman, Collings, Cooper, Daughtry, DeChant, Denno, Doore, Duchesne, Dunphy, Farnsworth, Fay, Fecteau, Frey, Fuller, Gattine, Golden, Grant, Grohman, Hamann, Handy, Harlow, Herbig, Hickman, Hogan, Hubbell, Hymanson, Jorgensen, Kornfield, Kumiega, Lawrence, 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, Schneck, Sheats, Spear, Stanley, Sylvester, Talbot Ross, Tepler, Terry, Tipping, Tucker, Warren, Zeigler, Madam Speaker.

NAY - Austin S, Black, Bradstreet, Cebra, Chace, Corey, Craig, Dillingham, Espling, Farrin, Foley, Fredette, Gerrish, Gillway, Ginzler, Guerin, Haggan, Hanington, Harrington, Harvell, Hawke, Head, Herrick, Higgins, Hilliard, 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, Tuell, Turner, Vachon, Wadsworth, Ward, White, Winsor, Wood.

ABSENT - Bates, Bickford, Brooks, Campbell, Grignon, Hanley, Johansen, Sanborn, Timberlake, Wallace.

Yes, 76; No, 64; Absent, 10; Excused, 1.

76 having voted in the affirmative and 64 voted in the negative, with 10 being absent and 1 excused, and accordingly the Majority **Ought Not to Pass** Report was **ACCEPTED** and sent for concurrence.

Majority Report of the Committee on **JUDICIARY** reporting **Ought Not to Pass** on Bill "An Act To Protect Condominium Owners in the Event of a Power Outage"

(H.P. 740) (L.D. 1057)

Signed:  
Senators:

KEIM of Oxford  
WHITTEMORE of Somerset

Representatives:

MOONEN of Portland  
BABBIDGE of Kennebunk  
BAILEY of Saco  
BRADSTREET of Vassalboro  
CARDONE of Bangor  
GUERIN of Glenburn  
JOHANSEN of Monticello  
RECKITT of South Portland  
SHERMAN of Hodgdon

Minority Report of the same Committee reporting **Ought to Pass as Amended by Committee Amendment "A" (H-291)** on same Bill.

Signed:  
Senator:

HILL of York

Representative:

McCREIGHT of Harpswell

**READ.**

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

Majority Report of the Committee on **JUDICIARY** reporting **Ought to Pass** on Bill "An Act To Implement the Recommendations of the Right To Know Advisory Committee Concerning Advance Payment of Costs for Public Records Requests"

(H.P. 986) (L.D. 1432)

Signed:  
Senators:

KEIM of Oxford  
HILL of York  
WHITTEMORE of Somerset

Representatives:

MOONEN of Portland  
BAILEY of Saco  
BRADSTREET of Vassalboro  
CARDONE of Bangor  
GUERIN of Glenburn  
JOHANSEN of Monticello  
McCREIGHT of Harpswell  
RECKITT of South Portland  
SHERMAN of Hodgdon

Minority Report of the same Committee reporting **Ought to Pass as Amended by Committee Amendment "A" (H-290)** on same Bill.

Signed:  
Representative:

BABBIDGE of Kennebunk

**READ.**

Representative MOONEN of Portland moved that the House **ACCEPT** the Majority **Ought to Pass** Report.

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

Representative **BABBIDGE**: Thank you, Madam Speaker. I misspoke in caucus this morning and I just want to clarify the record. The Majority Report on our 12-1 Report is consistent with a court case which permits the prepayment of cost for our Freedom of Access requests. I did not express it that way. The Minority Report is merely only requiring that for something that would be in excess of \$20. The Minority Report is merely not to impede the process of transparency. So, I will not be asking for a roll call. Thank you.

Subsequently, 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** and sent for concurrence.

Majority Report of the Committee on **LABOR, COMMERCE, RESEARCH AND ECONOMIC DEVELOPMENT** reporting **Ought Not to Pass** on Bill "An Act To Ensure Transparency in Public Union Negotiations" (H.P. 552) (L.D. 772)

Signed:  
Senators:

VOLK of Cumberland  
BELLOWS of Kennebec  
LANGLEY of Hancock

Representatives:

FECTEAU of Biddeford  
BATES of Westbrook  
DUNPHY of Old Town  
HANDY of Lewiston  
MASTRACCIO of Sanford  
SYLVESTER of Portland  
VACHON of Scarborough

Minority Report of the same Committee reporting **Ought to Pass as Amended by Committee Amendment "A" (H-306)** on same Bill.

Signed:  
Representatives:

AUSTIN of Gray  
LOCKMAN of Amherst  
STETKIS of Canaan

**READ.**

Representative FECTEAU of Biddeford moved that the House **ACCEPT** the Majority **Ought Not to Pass** Report.

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

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

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

**ROLL CALL NO. 173**

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

NAY - Austin S, Black, Craig, Dillingham, Espling, Farrin, Foley, Fredette, Gerrish, Ginzler, Guerin, Haggan, Hanington, Harvell, Hawke, Head, Kinney J, Kinney M, Lyford, Malaby, Marean, Mason, O'Connor, Ordway, Parry, Perkins, Picchiotti, Pickett, Prescott, Reed, Sampson, Sanderson, Seavey, Simmons, Sirocki, Skolfield, Stearns, Stetkis, Stewart, Strom, Sutton, Turner, Wadsworth, Ward, White, Winsor.

ABSENT - Bates, Bickford, Brooks, Campbell, Grignon, Hanley, Johansen, McElwee, Sanborn, Timberlake, Wallace.

Yes, 93; No, 46; Absent, 11; Excused, 1.  
93 having voted in the affirmative and 46 voted in the negative, with 11 being absent and 1 excused, and accordingly the Majority **Ought Not to Pass** Report was **ACCEPTED** and sent for concurrence.

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Majority Report of the Committee on **TAXATION** reporting **Ought Not to Pass** on Bill "An Act Requiring a Dynamic Fiscal Analysis of Changes to Visual Media Production Tax Credits and Reimbursements" (EMERGENCY) (H.P. 656) (L.D. 928)

Signed:  
Senators:

DOW of Lincoln  
CUSHING of Penobscot

Representatives:

TIPPING of Orono  
BICKFORD of Auburn  
GRANT of Gardiner  
HILLIARD of Belgrade  
McCREIGHT of Harpswell  
STANLEY of Medway  
WARD of Dedham

Minority Report of the same Committee reporting **Ought to Pass as Amended by Committee Amendment "A" (H-281)** on same Bill.

Signed:  
Senator:

CHENETTE of York

Representatives:

COOPER of Yarmouth  
POULIOT of Augusta  
TERRY of Gorham

**READ.**

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

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Majority Report of the Committee on **TAXATION** reporting **Ought Not to Pass** on Bill "An Act To Amend the Property Tax Laws" (H.P. 1045) (L.D. 1521)

Signed:  
Senators:

DOW of Lincoln  
CHENETTE of York  
CUSHING of Penobscot

Representatives:

TIPPING of Orono  
COOPER of Yarmouth  
GRANT of Gardiner  
McCREIGHT of Harpswell  
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-280)** on same Bill.



Signed:

Representatives:

BICKFORD of Auburn  
HILLIARD of Belgrade  
POULIOT of Augusta

**READ.**

Representative TIPPING of Orono moved that the House **ACCEPT** the Majority **Ought Not to Pass** Report.

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

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

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

**ROLL CALL NO. 174**

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

NAY - Austin S, Black, Bradstreet, Cebra, Chace, Craig, Dillingham, Espling, Farrin, Foley, Fredette, Gerrish, Ginzler, Guerin, Haggan, Hanington, Hanley, Harvell, Hawke, Head, Herrick, Hilliard, 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, Stetkis, Stewart, Strom, Sutton, Theriault, Turner, Vachon, Wadsworth, White, Winsor, Wood.

ABSENT - Bates, Bickford, Brooks, Campbell, Grignon, Johansen, Sanborn, Timberlake, Wallace.

Yes, 85; No, 56; Absent, 9; Excused, 1.

85 having voted in the affirmative and 56 voted in the negative, with 9 being absent and 1 excused, and accordingly Majority **Ought Not to Pass** Report was **ACCEPTED** and sent for concurrence.

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Majority Report of the Committee on **TAXATION** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-279)** on Bill "An Act To Authorize a Local Option Sales Tax" (H.P. 1046) (L.D. 1522)

Signed:

Senator:

CHENETTE of York

Representatives:

TIPPING of Orono  
COOPER of Yarmouth  
McCREIGHT of Harpswell  
POULIOT of Augusta  
TERRY of Gorham

WARD of Dedham

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  
GRANT of Gardiner  
HILLIARD of Belgrade  
STANLEY of Medway

**READ.**

Representative TIPPING of Orono 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**: The Chair recognizes the Representative from Portland, Representative Sylvester.

Representative **SYLVESTER**: Madam Speaker, my good Colleagues of the House, I rise today to speak in favor of LD 1522, "An Act To Authorize a Local Option Sales Tax." Now, local option sales taxes in this building is like Shakespeare's *Hamlet*. Many actors have played the role but in each new presentation, the actor researches the past actors and takes their own spin on it. Now, I'm not an actor, Madam Speaker, but I do like research. So I researched most of the local option tax bills submitted over the last 20 years and I asked myself this question: Why did they all fail to garner the support of the majority of the Legislature? And what I deduced from my research was that the bills were all, while well-meaning, unfair. The bills were almost without exception submitted by legislators from coastal or tourist areas. For the most part, the bills benefited the eastern part of the state and left the rest of Maine with general, often vaguely-specified benefits. So, I ask myself, how can the bill take an evenhanded approach so that even those parts of the state where no tourist might ever dwell would benefit from our number one industry, tourism? In the construction of LD 1522, and with the help of the Taxation Committee including the good Representatives from Augusta and Dedham, I believe that we've come close and I believe in my heart that we either all benefit from a progressive tax structure or it doesn't seem worth doing. Now, by a progressive structure, I don't mean hipsters with beards and their pointy boots. I mean that everyone, especially those Mainers with the least means, should benefit.

Now, before I get into distribution, let's look at the other main issues raised during the historical testimony, and this opposition can be summarized into three main categories. First, the municipality or town can tax whatever they want and Maine citizens can't afford more taxes. Two, it's a blank check. The municipality can tax as much as they like. And three, the people don't get a say, or enough of a say, depending on the structure of the historical tax. So trying to listen to these complaints, we structured LD 1522 to address them. LD 1522 says that the municipality can propose up to a 1 percent tax on lodging and prepared foods only. The tax can also be seasonal, depending on whether it's summer or the good snowmobiling and skiing portion of the year that makes up your

tourist season. In other words, the tax is limited in amount and designed to capture tourist dollars. Now, the state will take all the costs from the money collected up front, whatever those costs may be, so there is no fiscal note, and the voting municipality must put the money in a fund that will be used for purposes passed by town government. In other words, local control. So, what sort of thing could a municipality spend the money on? Arsenic remediation, the opioid crisis, affordable housing, and road repair are among a few of the things that easily come to mind. The bill explicitly states that revenue sharing money cannot be lowered in anticipation of the revenue. And, the municipality must hold a referendum which passes with a simple majority. So, the citizens get a vote on whether they like what is being taxed and what it would be used for. Now, let me reiterate, the municipality has to say what they are taxing, lodging and food, and they also get to say how much it is and the people get to vote on it. So, what does the distribution of this money look like? That's the municipality. But, how is this fair for the rest of the state? And, if you've fallen asleep at this point, this is the key part. Because like I said earlier, in my humble opinion, either everyone gets a piece of the pie or we leave the flour and lard on the shelf. So, the distribution is as follows: the sales tax will be collected the same way that every other sales tax is collected, by vendor, and remitted to the state. And, as I said before, the cost of the expenses for collecting the tax will be deducted before there is any disbursement. In other words, again, no fiscal note. Sixty-five percent of the tax will stay with the municipality, to be used, potentially, as I said, on a whole slew of things from arsenic remediation to roads, or on whatever the municipality deems urgent. Now, 25 percent of the tax would go to revenue sharing, wanting to lower property taxes in all municipalities, and this is spread equally throughout the state. Ten percent of the tax would go to every county through the Regional Development Center, a program monitored by FAME, the Finance Authority of Maine. This money would be used for micro-loans for new startup businesses, employee cooperative ventures, like employee purchase of closing businesses, and entrepreneurial training. Now, why are these three things important? Well, I don't think many of us who knocked on doors last election didn't hear about two things: property taxes and jobs. Now, in terms of the jobs, the 10 percent that would go to startups would allow Mainers in every corner of the state equally, no less in Aroostook than in Cumberland, to do what Mainers do best, creatively piece it together. Mainers aren't short on good ideas or the willingness to work hard, and given the resources, I'm going to put my money on Mainers to find creative niches to start businesses and create jobs here in our state. But, here's the best part: I met with CEI, a nonprofit micro-loan entity in Brunswick, and they did some quick calculations, and if even only half-dozen larger cities pass a tax, it would generate more micro-loan money than had ever entered the state. This is jobs, folks. And, the important part is that this money would be evenly distributed across the state and would be generated every year. I think we all know that York and Cumberland's money would go quickly. But, that means that there would be money in Piscataquis, and Franklin, and Somerset, and Oxford, and Aroostook County. And, if I'm looking to open a business, whether I'm a Mainer or whether I'm one of those people with skills that we talk about luring away from other states, I'm going to give serious thought to opening my business in one of those counties. Now, if we're going to have money, we need to make sure that we're going to use it wisely, and that's where the entrepreneurial training becomes so key. According to the most recent report of the

Growth Council, there are a lot of free resources available to help you get started when you are on the incubation phase, when you're in that startup phase, and there's a ton of resources if you can, for a fee, a mature business can pay for. But what's missing is the resources in the middle to help our businesses go from startup to mature. The resources from this tax could help support these resources to make sure new Maine businesses thrive year after year. There would also be potentially money to link potential entrepreneurs with mature successful companies. Every successful company in Maine purchases products and services. They buy them local if they can but if they can't, they buy them from other states or counties. Why couldn't these products be made here in Maine right alongside the companies that need them? The same with the services. And, this training could generate a list of needed products and services. I'm thinking here of the 12 guys who can weld, but don't know what products are needed by the market. A mature business, like ReVision Energy, might need hoses or clamps. They might be able to incur a slightly higher production cost of the product if the product is produced down the road and without transportation costs. And, I'm also thinking of Maine businesses that are not thriving. If a Maine business in your community is shutting the doors, the current employees could use this fund to be able to purchase the business and keep it open. Now, as for the revenue sharing, the bill does not allow the municipality to use that money in any way other than to lower their property tax mil rates. This is every other city, not the enacting city, every other city in this state gets this money. Similarly, the state can't reduce a participating municipality's revenue sharing to spend it on other things, the proverbial blank check that has been historically mentioned. Lastly, and I'm sure we are all pleased that this is lastly, is the benefit to the municipalities raising the revenue through the tax. Now, these towns and cities bear the brunt of the infrastructure costs of the incoming hordes from away. My own humble island off the coast of Portland has a thousand residents year-round, but on a good hot summer day, that number can swell between 4,000 and 6,000. No one covers the cost of the extra water, police, trash pickup or emergency calls but the city. Now, I'm not trying to cry poor us in any means. We are grateful for every single one of those tourists, once they are gone. Yet, there are costs that these cities and towns pick up and this tax would allow tourist cities to cover other voter-decided-upon needs. With that folks, I urge you to vote in support of LD 1522 and I thank you so much for listening.

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

Representative GRANT: Thank you, Madam Speaker, Ladies and Gentlemen of the House. To recap, a few minutes ago we were talking about tax policy. We were discussing the local option sales tax proposed in LD 1522. And with all due respect to the sponsor, who I believe has wonderful intentions, there was a reference made earlier to *Hamlet*. I rather think that if we're talking about tax policy, what we really need is not a compendium of failed policies from the past that gives everybody a little bit of something to hang on to, but we need a sound, statewide, sane tax policy. I understand the frustration of some of the communities who collect large amounts of the state's sales tax. Revenue sharing has been cut. There have been property tax increases. And those communities that generate that money understandably want to have a larger say in how that money is spent and they want to be able to come up with another source of revenue to assist them. But I would submit to you that this is a poor direction to go in. It pits urban

and rural communities. We will have winners and losers. It will accomplish very little of what it sets out to do in its complex process. And, I believe that it will undermine permanently any efforts to ever restore revenue sharing to that which it was supposed to be at five percent. Once we pit one community against another, once one community has an option to raise their money, there will be very little effort, I believe, to restore the statewide fair system of distribution that we know as revenue sharing. With the provision in revenue sharing for those communities that generate most of the sales tax and have those inordinate expenses, through revenue sharing II, they are able to recapture some of those expenses. So, I submit to you that we do not want to have parts of our state pitted against each other, but we want a sane, statewide, sound tax policy, and I implore you to vote against the pending motion. Thank you, Madam Speaker.

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

Representative **HYMANSON**: Thank you, Madam Speaker, Men and Women of the House. With deference, I rise in support of this motion, with deference to my friend, the good Representative from Gardiner. I think solution-minded Mainers find paths forward, and this is a path forward. So, I wanted to talk about one of the towns that I represent, which is Ogunquit. Ogunquit, the cost of tourism is \$1.6 million a year. That's what the town spends to maintain tourism. The better Ogunquit does with tourism, the better Maine does. In fact, TripAdvisor awarded a Travelers' Award for 2017 to the Town of Ogunquit, and *Yankee Magazine* has named it the "#1 Beach Town" in New England for 2012, '13, '14, '15 and '16. We have to polish a lot of sand to do that kind of work. So even after we raised the lodging sales tax up one percent, we went from \$56 million to \$61 million in the lodging sales tax alone in Ogunquit. Revenues went up nine percent even after the lodging tax went up one percent. So, I wanted to tell you that. If we use the numbers from this bill, Ogunquit would get, at 65 percent of revenue that comes in from lodging, \$757,000, which is 65 percent. The municipal revenue sharing statewide, at 25 percent to the amount that comes in, would get \$291,250, and the revolving loan program, at 10 percent, would get \$116,500. What would Ogunquit do with its share, the \$757,000? They would put it into deferred capital projects like repairing the beach erosion, which is estimated to be \$1.25 to \$2.5 million; renovate the beach bath houses; renovate the iconic footbridge that so many tourists come to look at; and improve Beach Street, which is the entrance to the beach. All of this takes money to be beautiful. So, I urge you to say yes to this proposal as I will so that Ogunquit can continue to draw tourists at the rate that it does and the money can be spread over Maine. Thank you.

The SPEAKER: The Chair recognizes the Representative from Medway, Representative Stanley.

Representative **STANLEY**: Thank you, Madam Speaker, Ladies and Gentlemen of the House. I am opposed to this motion, and the reason why is basically because all they're doing is trying to buy a way out of a property tax problem. That's all we're doing here. The property tax problem is not going to go away just because we put more money into all these different programs. What we have to do is take a comprehensive look at our tax policy in regard to the property tax and address that issue, and do what we have to do to make changes so that some people are happy and some people are unhappy, but overall, it would be a policy that we as a state can walk away from and live with. And all we're doing is throwing money into a problem. The problem is, and we'll

get back to it as I heard a little earlier, about local control. Maine is one of three states that believe in local control. We're with Connecticut and we're also the same as Rhode Island. The reason why Rhode Island is included is because it's a small place that doesn't have counties. Most of your local option taxes are done on county level, where the money is distributed more over a bigger region than just one community. And all we're doing here is adding a problem with us paying one community over another community and we're going to put the money into so-called economic development things. Well, I'll tell you what, come up to my region and see what my economic development group is doing, and I'll tell you what, I don't think I'd give them very much money. Because, I'll tell you, we have a problem in this state and it starts with the property tax. Until we get the courage, this body and the body across the hall, get the courage to tackle the tax reform that needs to be done on property taxes, then all we're doing is wasting our money, throwing money at a problem that we could save a lot more money with, if we took half the year to address the issues head on, because what we have, is a 50-year-old antiquated tax policy system on property taxes; and it's time for us to take a good hard look at our property tax and make those changes that we have to make, to it to bring it up to the modern day instead of living 50 years ago. With that, I hope you will not vote for the pending motion and vote for the Ought Not to Pass motion. Thank you.

The SPEAKER: The Chair recognizes the Representative from East Machias, Representative Tuell.

Representative **TUELL**: Thank you, Madam Speaker. I rise a bit conflicted today. On one hand, I can see where folks are coming from in support of the motion. I certainly do believe in local control and I think communities should be able to keep, quote, unquote, "their money to home." I certainly believe that we need to up revenue sharing and honor our commitment from 40 years ago. It's one of those commitments that we made back in the 70s, and we get a little bit of amnesia every now and again and kind of lose track of it. So, you would think I would be all gung ho for the pending motion. But I'm not, for the simple reason that it does do a carve-out for certain industries, and it also takes money out of the community that voters in that community want there. If you raise a local option sales tax a dollar you should get that full dollar. They shouldn't be going to other communities and other parts of the state, or elsewhere. So, I'm all over the map on this, and while I do certainly appreciate the concept of a local option sales tax, I don't feel this is the right way to go about doing it. And I do feel that until we deal with the revenue sharing issue, we're going to see these bills coming back, so I will be voting no on the pending motion. Thank you, Madam Speaker.

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

Representative **SANDERSON**: Thank you, Madam Speaker, Men and Women of the House. I support a local option tax. Unfortunately, I cannot support this bill. It seems to me there's one fatal flaw: the collection of the extra revenues coming from this bill would go directly to the state, into a fund, and then the state disburses it back to the community. That in itself, I think, is a little troublesome because I don't believe there's the fiscal discipline up here to not view that as something that could be, if you will, etched in stone, such as the revenue sharing right now. I mean, that's supposed to be five percent of sales tax going out in revenue sharing. It hasn't met that mark for quite some time, and I think this is just going to create a fund that future legislators, if faced with a budget shortfall, can look at as a pot of revenue to help solve some of

the other problems, and that 65 percent will be eroded into. If you wanted to do the 65 percent fine, but you should leave that money in the municipality and have the municipality submit the money, the 35 percent above and beyond, to the state in the excess revenues. I think we're putting it backwards on this case and, quite honestly, I don't trust us up in this building to be able to give the municipality what they voted for to begin with. Thank you.

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

Representative **POULIOT**: Thank you, Madam Speaker. So, this is my first session on the Tax Committee and I learned a lot. I served previously two terms on the Education Committee, it's a lot different world and there's a lot of different approaches to trying to thread the needle of good tax policy. I want to first start by commending the Representative from Portland for working diligently on this bill. There has been a number of local option sales tax bills that have been brought before the Legislature in the past and none of them have really advanced out of committee with a favorable result. And, while this was a close report, it's only a Majority Report because of the good work that he did to make some changes to this bill, and I wanted to just point those out, some things that I think have helped this immensely. First, the 65 percent goes to the local because that's where the decision is made to do this. But we recognize that a number of rural districts in this state would maybe not be interested in this particular legislation because they wouldn't see the benefit from it. So, we took 25 percent to put toward revenue sharing so that the districts in this state that don't have the tourist base or the service center, like I represent, to pull from, would be able to see the benefit from this. And then, one piece that is a small part of this bill, but I think a very important one, is the 10 percent to go to supporting entrepreneurship. One of the things that we all have opportunity to do in this body is travel around at times to do different conferences with our colleagues, and I'll never forget talking to a Democrat Representative from Pittsburgh and I asked her when I was at this national training, you know, "What do you think a state like Maine could do to really grow our economy?" And she said, "Matt, the only way that you guys are going to be able to survive up there is through entrepreneurship." She's like "You're going to have to empower people to start their own businesses, grow those businesses, and provide employment to others." And so, when this bill brought forward that aspect of being able to support entrepreneurs that are starting to start or grow their small businesses, I thought that was a really creative approach to helping us get some much-needed capital into the hands of people that are trying to grow businesses in this state. I know that there are a number of individuals that really just want to see a restoration of revenue sharing to five percent, and unfortunately, aren't open to other approaches to help put additional money into the local municipalities. But, I don't think the ideology should trump good creative policy changes. We have before us an opportunity to allow local municipalities to raise additional revenues based on a decision that's made at the local level. We're not requiring any of these districts to do it. It would be their choice to do it. And then, we're giving them an opportunity to share some of that with the more rural parts of the state that could also use those resources. So, I think this is a bill that's undergone a number of changes, I think it's reflective of good policymaking, that we're open to new solutions to trying to solve some of these problems, and I hope that you will follow my light and support the Majority Ought to Pass as Amended Report. Thank you.

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

**ROLL CALL NO. 175**

YEA - Ackley, Alley, Austin B, Babbidge, Bailey, Bates, Battle, Beebe-Center, Berry, Blume, Casas, Chapman, Collings, Cooper, Daughtry, DeChant, Denno, Doore, Farnsworth, Fecteau, Fuller, Gattine, Gillway, Golden, Grohman, Hamann, Handy, Harlow, Herbig, Hickman, Higgins, Hogan, Hubbell, Hymanson, Jorgensen, Kumiega, Lawrence, Luchini, Madigan C, Madigan J, Martin R, Mastraccio, McCrea, McCreight, McLean, Melaragno, Monaghan, Moonen, Nadeau, O'Neil, Parker, Pierce T, Pouliot, Reckitt, Rykerson, Sanborn, Sheats, Skolfield, Spear, Sylvester, Talbot Ross, Tepler, Terry, Tipping, Tucker, Ward, Warren, Zeigler, Madam Speaker.

NAY - Austin S, Black, Bradstreet, Bryant, Cardone, Cebra, Chace, Corey, Craig, Dillingham, Duchesne, Dunphy, Espling, Farrin, Fay, Foley, Fredette, Frey, Gerrish, Ginzler, Grant, Guerin, Haggan, Hanington, Hanley, Harrington, Harvell, Hawke, Head, Herrick, Hilliard, Kinney J, Kinney M, Kornfield, Lockman, Longstaff, Lyford, Malaby, Marean, Martin J, Mason, McElwee, O'Connor, Ordway, Parry, Perkins, Perry, Pickett, Pierce J, Prescott, Reed, Riley, Sampson, Sanderson, Schneck, Seavey, Sherman, Simmons, Sirocki, Stanley, Stearns, Stetkis, Stewart, Strom, Sutton, Theriault, Tuell, Turner, Vachon, Wadsworth, White, Winsor, Wood.

ABSENT - Bickford, Brooks, Campbell, Grignon, Johansen, Picchiotti, Timberlake, Wallace.

Yes, 69; No, 73; Absent, 8; Excused, 1.

69 having voted in the affirmative and 73 voted in the negative, with 8 being absent and 1 excused, and accordingly the Majority **Ought to Pass as Amended** Report was **NOT ACCEPTED**.

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

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Majority Report of the Committee on **VETERANS AND LEGAL AFFAIRS** reporting **Ought Not to Pass** on Bill "An Act To Establish New Monetary Caps for Legislative Candidates under the Maine Clean Election Act"

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

Signed:

Senator:

CARPENTER of Aroostook

Representatives:

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

Minority Report of the same Committee reporting **Ought to Pass as Amended by Committee Amendment "A" (H-303)** on same Bill.

Signed:

Senators:

MASON of Androscoggin  
COLLINS of York

Representatives:

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

**READ.**

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

Ten Members of the Committee on **HEALTH AND HUMAN SERVICES** report in Report "A" **Ought to Pass as Amended by Committee Amendment "A" (H-270)** on Bill "An Act To Ensure Safe Drinking Water for Families in Maine"

(H.P. 321) (L.D. 454)

Signed:

Senators:

BRAKEY of Androscoggin  
 CHIPMAN of Cumberland

Representatives:

HYMANSON of York  
 CHACE of Durham  
 DENNO of Cumberland  
 HAMANN of South Portland  
 HEAD of Bethel  
 MADIGAN of Waterville  
 MALABY of Hancock  
 PERRY of Calais

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

Signed:

Senator:

HAMPER of Oxford

Representative:

SANDERSON of Chelsea

One Member of the same Committee reports in Report "C" **Ought to Pass as Amended by Committee Amendment "B" (H-271)** on same Bill.

Signed:

Representative:

PARKER of South Berwick

**READ.**

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

Representative FREDETTE of Newport **REQUESTED** a roll call on the motion to **ACCEPT** the 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: The Chair recognizes the Representative from Scarborough, Representative Vachon.

Representative **VACHON**: Madam Speaker, Ladies and Gentlemen of the House, I rise in support of the pending motion. When we think of Maine and our rich and abundant natural resources, who would think we had a drinking water problem, but we do. It is true what they say, we don't know what we don't know. And in our quest for knowledge and wisdom, the last thing we may be thinking about is the water

we drink, cook, and bathe with could possibly be contaminated. When I first learned about this, I thought this problem existed in third world countries, not in Maine. I was shocked when I learned that in my hometown of Scarborough, 38½ percent of drinking water wells are contaminated with arsenic at a level that the U.S. EPA has determined to be unsafe to drink. This is a problem throughout the state, as is noted on the circulated flyer that you received on your desk. You cannot smell, taste, or see arsenic. It is estimated that 1 in 8 wells in Maine are contaminated with unsafe levels of arsenic. Half of Maine's population drinks and cooks with well water. Here's what's really scary: an estimated 100,000 Mainers are drinking from wells contaminated with arsenic and they don't know it. Arsenic has been linked to bladder, liver, and skin cancer. For Maine's children and their developing brains, arsenic in well water contributes to lower IQs by an average of five to six points. Water is the source of life, we cannot live without it. We need to get the word out. If you have well water, test your well. This bill establishes the Safe Well Water Fund by adding a \$10 fee to the state's testing laboratory each time they run a water test. This will allow the Maine CDC to ramp up messaging to raise awareness about well water safety. As the fund grows, this bill provides the ability to accept grant dollars from other resources. They say in marketing, impression, impression, impression. The more you hear a message and the more entities that deliver the message, the better the response. The most effective public health campaigns have layered messaging. People listen when everybody is talking about it, on social media, radio, TV, in print, in the mail, at work, at school, from healthcare providers, this is all about getting the word out. For the health of all of your constituents, I hope you will join me in giving safe water for all the green light. Thank you.

The SPEAKER: The Chair recognizes the Representative from Belgrade, Representative Hilliard.

Representative **HILLIARD**: Thank you, Madam Speaker. Madam Speaker, Ladies and Gentlemen of the House, LD 454 is a similar bill that we had from last session. It was very, very heavily supported. It came up just one vote or two votes short of overriding the Governor's veto. I think this bill has been improved. The education now comes from a \$10 fee on funds charged for water tests done at the state lab, which brings the test cost to \$94, still well below a private test cost. These funds will be used to support education about well water quality. The bill in the last session, the major objection to that bill was that the state was already using federal grant money to provide this education. Well, guess what? The state is no longer even applying for those funds. Therefore, education is at an all-time low. I live in one of Maine's many arsenic hot spots around the state. I could introduce you to several people with severe health issues due to contaminated well water, including children. It's time we step up and fix this issue once and for all for the benefit of the people of Maine. I ask you to vote in favor of LD 454. Thank you,

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

Representative **FREDETTE**: Thank you, Madam Speaker, Ladies and Gentlemen of the House. You know, I think as I enter my fourth term, if there's one issue where I think that we have failed to fully address an issue of public concern, it is public drinking water, particularly for rural Maine. Any time you get outside of a major metropolitan area, it's very difficult to pay for infrastructure that pays for people to hook up to a public water source that is routinely tested and whatnot, to provide for public health and safety. And so, I think one of the spots of

which I will leave this Legislature will be, is that we probably didn't address this issue, which I think is probably one of the most understated issues facing public policymakers in the State of Maine. And the reason why I say that I don't think we properly addressed it is because I do think this is an issue that should rise to the level of being addressed and paid for out of the General Fund. I think tacking a fee on to people that are doing the right thing by asking them to test their well water and then tacking a \$10 fee on top of that to be redistributed to others, it just doesn't make a lot of sense to me. And, if anything, it discourages those people that are, in fact, doing the right thing by having their well water tested. And so, while I believe certainly that this is going to be one of those issues which we will have not properly addressed in my eight years in the Maine Legislature, I would in fact even support a bill to come forward through the Legislative Council to address it, because I just can't simply support this funding mechanism. And I would only simply suggest that in closing, that while we are in the process of working on our biennial budget right now, these are the kinds of strategic investments that we ought to be looking at as a state, in terms of identifying what other important issues that we need to look at and fund because truly, when you live in rural Maine, most of those people do in fact have well water and we know, we know there's a problem. But we do nothing about it, and essentially what we're saying is this issue doesn't rise to the level of being funded in the General Fund. Let's find a way to find a fee to pay for this. I'd be more supportive of funding it through the General Fund because it is an important issue and it does rise to that level of being an appropriate priority. However, I cannot support this measure because I think that it actually punishes people who are in fact doing the right thing by asking to have their well water tested. And, I would suggest that we look at, potentially looking at, funding this as a General Fund priority. Thank you, Madam Speaker. I will not be supporting the pending motion. I ask that you follow my light. Thank you.

The SPEAKER: There are three people in the queue. The Chair recognizes the Representative from Monmouth, Representative Ackley.

Representative **ACKLEY**: Thank you, Madam Speaker, my friends in the House. Mom and dad taught me that an ounce of prevention is worth a pound of cure. That's common sense. No child or adult in this state should suffer because they didn't know, or couldn't afford to be sure, that their water is safe to drink. Safe water is not a luxury, it's a necessity. Even if it has to be filtered, the most affordable source of clean water for rural people in Maine is the water that comes from the ground. This bill will save many times more than its costs, not just by putting money in the pockets of Maine families every day when they don't have to buy bottled water, but by increasing the opportunities and health for generations of Mainers in the future. This is economic development at its best. The benefits of this idea are spread wide throughout all of rural Maine. Thank you, Madam Speaker.

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

Representative **SIROCKI**: Thank you, Madam Speaker, and I wondered if I might pose a question through the Speaker?

The SPEAKER: The Representative may proceed.

Representative **SIROCKI**: Thank you. I'm wondering if this bill remediates the problem in any way or pays for the water testing in any way. My understanding was this was an educational effort, and not that it actually remediated the

problem if someone was to find that they had a problem, and I wondered if I could have some clarity on that? Thank you.

The SPEAKER: The Representative from Scarborough, Representative Sirocki, has posed a question, if there is anyone who may answer. The Chair recognizes the Representative from Chelsea, Representative Sanderson.

Representative **SANDERSON**: Thank you, Madam Speaker. The Representative from Scarborough, the answer to your question is there is no money for remediation in this bill. It's for educational purposes.

Representative HYMANSON of York **REQUESTED** that the Clerk **READ** the Committee Report.

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

The SPEAKER: There are two people in the queue. The Chair recognizes the Representative from Monmouth, Representative Ackley.

Representative **ACKLEY**: Thank you, Madam Speaker, for allowing me to rise a second time. I too have an answer for the good Representative from Scarborough's question, and it again comes back to mom and dad reminding me that the first step in solving a problem is knowing that you have one. Thank you, Madam Speaker.

The SPEAKER: 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. 176**

YEA - Ackley, Alley, Austin B, Babbidge, Bailey, Bates, Battle, Beebe-Center, Berry, Blume, Bradstreet, Bryant, Cardone, Casas, Cebra, Chace, Chapman, Collings, Cooper, Corey, Craig, Daughtry, DeChant, Denno, Dillingham, Doore, Duchesne, Dunphy, Farnsworth, Farrin, Fay, Fecteau, Foley, Frey, Fuller, Gattine, Gerrish, Gillway, Ginzler, Golden, Grant, Grohman, Hamann, Handy, Hanington, Harlow, Harrington, Harvell, Head, Herbig, Herrick, Hickman, Higgins, Hilliard, Hogan, Hubbell, Hymanson, Jorgensen, Kinney J, Kinney M, Kornfield, Kumiega, Lawrence, Longstaff, Luchini, Madigan C, Madigan J, Malaby, Marean, Martin J, Martin R, Mastraccio, McCrea, McCreight, McElwee, McLean, Melaragno, Monaghan, Moonen, Nadeau, O'Neil, Ordway, Parker, Pary, Perry, Pickett, Pierce J, Pierce T, Pouliot, Reckitt, Reed, Riley, Rykerson, Sampson, Sanborn, Schneck, Seavey, Sheats, Simmons, Skolfield, Spear, Stanley, Stearns, Stewart, Sylvester, Talbot Ross, Tepler, Terry, Tipping, Tucker, Tuell, Vachon, Ward, Warren, White, Zeigler, Madam Speaker.

NAY - Austin S, Black, Espling, Fredette, Guerin, Haggan, Hanley, Hawke, Lockman, Lyford, Mason, O'Connor, Perkins, Prescott, Sanderson, Sherman, Sirocki, Stetkis, Strom, Sutton, Theriault, Turner, Wadsworth, Winsor, Wood.

ABSENT - Bickford, Brooks, Campbell, Grignon, Johansen, Picchiotti, Timberlake, Wallace.

Yes, 117; No, 25; Absent, 8; Excused, 1.

117 having voted in the affirmative and 25 voted in the negative, with 8 being absent and 1 excused, and accordingly Report "A" **Ought to Pass as Amended** was **ACCEPTED**.

The Bill was **READ ONCE**. **Committee Amendment "A" (H-270)** 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-270)** and sent for concurrence.

Seven Members of the Committee on **HEALTH AND HUMAN SERVICES** report in Report "A" **Ought Not to Pass** on Bill "An Act To Repeal the Maine Certificate of Need Act of 2002"

(H.P. 345) (L.D. 482)

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

Five Members of the same Committee report in Report "B" **Ought to Pass as Amended by Committee Amendment "A" (H-300)** on same Bill.

Signed:  
Senator:

HAMPER of Oxford

Representatives:

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

One Member of the same Committee reports in Report "C" **Ought to Pass as Amended by Committee Amendment "B" (H-301)** on same Bill.

Signed:  
Senator:

BRAKEY of Androscoggin

**READ.**

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

The SPEAKER: 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. Certificate of Need was passed many years ago in hopes that it would control the cost of health care. States across the nation have found that it did not do that, and in fact, it actually did the opposite. So, many states have since repealed their Certificate of Need laws. We've tried several times in this state to repeal them and this bill's original intent was certainly to get rid of it all together. However, we did take a step back and wanted to maybe just make it a little easier for some facilities. I'm going to tell you about a little experience that I had here in the State of Maine when my mother-in-law got sick. We have a brand new hospital here in Augusta, MaineGeneral Medical Center. My mother-in-law got sick one morning and I needed to call the ambulance to take her to the hospital. When I followed, I got up there after calling her daughters and Steven. I got up there to find that she was parked on a gurney in the hall of the emergency room. All the beds in the hospital were full. I asked a gentleman who came by, he came by and he was apologizing for the fact that they had no room and my question to him was, "You just built this brand new big beautiful hospital, how could you possibly not have any room here?" Well, then he told me that the state had

not approved their plans to expand occupancy any more than what they already had in the small hospital that was across the river here. So, they had the exact same occupancy and at the time my mother-in-law was in there, they had long-term patients who were in the emergency rooms, so there were no emergency rooms for folks coming in. My mother-in-law that morning at 8:30 in the morning was the last patient that they admitted to the emergency room, anybody else was being directed either to Lewiston or Portland. Now, imagine an 87-year old woman's face when I walked in there and I said, "Hey, what's going on? Why are you here in the hall?" And she looked at me and she says, "They asked me where do I want to go, Lewiston or Portland?" She says, "I don't want to go, I want to stay here. I want to be at this hospital." We're asking seniors who are ill, where do you want to go? Away from friends, away from family, away from everything that is familiar. So, what happened was is because they could not build bigger than their current occupancy in the last hospital, they essentially were not allowed to build an extra floor that was in the original plans. So, one of the things that I felt would be important if we could not repeal the entire Certificate of Need Act was to allow maybe for shell space. That way, if a place is being built, if a hospital is being built, even though they would not be granted more occupancy space, they could at least build the shell of that top floor. That way, should they demonstrate the need for more occupancy to serve more people, they would not have double the expense...

The SPEAKER: The member will defer. The Chair recognizes the Representative from York, Representative Hymanson and inquires why she rises.

Representative **HYMANSON**: We are speaking about the current motion on the floor Ought Not to Pass? I believe that's not what the good Representative from Chelsea is speaking about.

On **POINT OF ORDER**, Representative HYMANSON of York asked the Chair if the remarks of Representative SANDERSON of Chelsea were germane to the pending question.

The SPEAKER: So, the Chair has been allowing for members to argue in reference to both reports recently. I have been giving people leeway on that. I will at this point ask the member at this point to wrap up since I have been giving you quite a bit of leeway on that. Thank you. The Representative may proceed.

The Chair reminded Representative SANDERSON of Chelsea to stay as close as possible to the pending question.

Representative **SANDERSON**: Thank you, Madam Speaker, and while the Representative from York is right, I am referring to what's on there, this is the reason why I am opposed to the Ought Not to Pass Report, because what we could do is help, help hospitals with expansions be able to defray some of the cost and lower some of the cost of health care by allowing them to build some shell space. I urge you to vote no on this and hopefully we can move the Ought to Pass as Amended by Committee Report "A."

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: The Chair recognizes the Representative from York, Representative Hymanson.

Representative **HYMANSON**: Thank you, Madam Speaker, Men and Women of the House. Every state is different so, if you state that states without a CON have decreased their cost, it is not always true, and Maine has its

own challenges that require some part of CON to stay. In committee, we heard from Augusta General that diversion is not common and is the same as nationwide statistics on diversion. Every hospital sees diversion every now and then and they told us from Augusta General that diversion is not common there. I wanted to also say that the hospitals in Maine have to commit to 24/7 staffing and access to the emergency department. For profit healthcare institutions do not and can cherry pick good insurance while draining our backbone hospitals which are already struggling, especially in the rural areas. So, I think maintaining our CON as is has been working adequately for us and I would ask you to support this current motion. Thank you.

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

Representative SANDERSON: I accidentally hit my light. I apologize for rising twice but I would like to say, while I cannot speak to the Minority Report, if I could, it has nothing to do with anything other than hospitals.

The SPEAKER: Thank you, Representative.

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. 177**

YEA - Alley, Austin B, Babbidge, Bailey, Bates, Battle, Beebe-Center, Berry, Blume, Bryant, Cardone, Casas, Collings, Cooper, Daughtry, DeChant, Denno, Doore, Duchesne, Dunphy, Farnsworth, Fay, Fecteau, Frey, Fuller, Gattine, Golden, Grant, Grohman, Hamann, Handy, Harlow, Herbig, Hickman, Higgins, Hogan, Hubbell, Hymanson, Jorgensen, Kornfield, Kumiega, Lawrence, 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 - Ackley, Austin S, Black, Bradstreet, Cebra, Chace, Chapman, Corey, Craig, Dillingham, Espling, Farrin, Foley, Fredette, Gerrish, Gillway, Ginzler, Guerin, Haggan, Hanington, Hanley, Harrington, Harvell, Hawke, Head, Herrick, Hilliard, Kinney J, Kinney M, Lockman, Lyford, Malaby, Marean, Mason, McElwee, O'Connor, Ordway, Parry, Perkins, Pickett, Pierce J, Pouliot, Prescott, Reed, Sampson, Sanderson, Seavey, Sherman, Simmons, Sirocki, Skolfield, Stearns, Stetkis, Stewart, Strom, Sutton, Theriault, Tuell, Turner, Vachon, Wadsworth, Ward, White, Winsor, Wood.

ABSENT - Bickford, Brooks, Campbell, Grignon, Johansen, Picchiotti, Timberlake, Wallace.

Yes, 77; No, 65; Absent, 8; Excused, 1.

77 having voted in the affirmative and 65 voted in the negative, with 8 being absent and 1 excused, and accordingly Report "A" **Ought Not to Pass** was **ACCEPTED** and sent for concurrence.

Majority Report of the Committee on **STATE AND LOCAL GOVERNMENT** reporting **Ought Not to Pass** on JOINT RESOLUTION MAKING APPLICATION TO THE CONGRESS OF THE UNITED STATES FOR CALLING A CONVENTION TO PROPOSE AMENDMENTS TO THE CONSTITUTION OF THE UNITED STATES TO LIMIT THE POWER OF THE FEDERAL GOVERNMENT

Signed:

(H.P. 987)

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 to Pass** on same Joint Resolution.

Signed:

Senators:

DAVIS of Piscataquis  
KEIM of Oxford

Representatives:

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

**READ.**

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

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

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

The SPEAKER: The Chair recognizes the Representative from Medway, Representative Stanley.

Representative **STANLEY**: Thank you, Madam Speaker. Ladies and Gentlemen of the House, 240 years ago, or so, a bunch of people sat in a room and they drafted what is known as the Constitution of the United States. When they drafted that, they looked at the different things for checks and balances. Federal Government is ruled by the Executive Branch, the Judicial Branch, and the Legislative Branch, and they all come with checks and balances one over another, they make sure that things are done right. In 1820, when we became a state, we did the same thing. We incorporated the same safety precautions I should say or safety precautions so that we can check and balance, to make sure what we're doing is right. There's also a piece in there that the state did that is a check and balance: if they don't agree with what the Legislature does, then they can have a referendum, or petition and have a referendum vote, and have a vote and bring it back to the Legislature, and let the Legislature enact whatever, or not enact it, or to make adjustments to it. And the other thing, though, is the Federal Government, what the Federal Government did, they have for their check and balance is what they gave back to the people, was for them to allow states to take an active role in some of the things that were going on in regards to the Constitution of the United States. The first Ten Amendments of the Constitution deals with Congress, and the powers that Congress had, and what we have to do as a state. We've been involved with a couple of conventions over the years. In 1861, we were involved with the Washington Peace Convention, which dealt with the Civil War and since then, we've done a couple other things. Since 1781, Congress had proposed 11,700 proposals to change the Constitution. So, this is allowing the states to have a say in what the



amendments will be to the Constitution. And, I asked each and every member here, to take the courage, and that being the courage, if you've ever read the book, *Profiles in Courage*, you understand what I'm talking about. Sometimes, you have to make the decision that is right for the people, and not right for whatever political agenda you have. And being able to do that makes this country a great country, because it makes us so that we want to be more involved with what the people of our country want. And, this right here allows the state to have a say in whatever happens at our convention, so that we can have our input into it. And the other thing you want to know is, the delegates are elected by the legislative body, just like we do our Constitutional Officers, they are elected the same way. And with this all being said, I think it's time for us to take a good hard look at what's going on in Washington and be able to have a say in it. I know we have Representatives and Senators that we vote on that goes to Washington, but this is an opportunity for the states to be able to put their input into things that they see are wrong, like the budget. The budget is one item right off the top that should be looked at. So, with that, I want to thank you and I'll sit down.

The SPEAKER: The Chair recognizes the Representative from Alfred, Representative Sampson.

Representative **SAMPSON**: Thank you, Madam Speaker and Ladies and Gentlemen of the House. I speak in support of this resolution. The amending process under Article V provides two methods for proposing amendments. "Congress, whenever two thirds of both Houses shall deem it necessary, shall propose amendments to this Constitution, or, on the application of the Legislatures of two-thirds of the several states, shall call a convention for proposing amendments, which, in either case, shall be valid for all intents and purposes as part of this Constitution, when ratified by the Legislatures of three fourths of the several states, or by conventions in three-fourths thereof, as the one or the other mode of ratification may be proposed by the Congress." As you can see, the framers gave the state legislatures equal opportunity to proposing amendments, and yet that method has never been used in our nation's history. Congress has introduced amendments, approximately 12,000 since 1789, with only 33 of those passing the necessary two-thirds bar and only 27 of those being ratified by the states to become part of the U.S. Constitution. The states have never proposed a single amendment under Article V in all this time. Although, there have been over 400 Article V applications submitted by the states for a variety of amendments, unfortunately, none of those great ideas were given any opportunity to be discussed in a meeting of states because two-thirds of the states have never submitted applications on the same topic. It is high time we as state legislators stop letting the Federal Government run amuck and use the process found within our Constitution to address the problems Congress refuses to address. Why are we afraid of the states holding a meeting? Are we not aware that only states, that only states can amend the Constitution? The ratification process is exactly the same, regardless if amendments are proposed by Congress or the states. Only the states have the authority to amend the Constitution through the ratification process, which requires 38 states to approve an amendment before it can become part of the Constitution. There is even a safeguard provided in this process that allows Congress to decide how amendments will be ratified, either by state legislatures or state conventions. Both of these processes have been used in our history. The Constitution itself was not ratified by state legislatures but by the people in state conventions. All of our 27 Amendments that have been

ratified by state legislatures except one, the Twenty-First Amendment, which was to repeal prohibition, was ratified by state conventions. This is a process that has been proven to work throughout our nation's history and has nothing we as Americans fear. I close with a quote from Thomas Jefferson. "Men by their constitutions are naturally divided into two parties: 1. Those who fear and distrust the people, and wish to draw all powers from them into the hands of the higher classes. [And] 2. Those who identify themselves with the people, have confidence in them, cherish and consider them as the most honest and safe, although not the most wise depository of the public interests." If you identify with the people and have confidence in them, I would urge you to vote no on the pending motion. Thank you.

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

Representative **HARRINGTON**: Thank you, Madam Speaker, Ladies and Gentlemen of the House. I rise in support of this resolution. Every two years, this body manages to come up with a balanced budget with bipartisan support. Yet recently, Congress is unable to do so. For some reason, whether it's Democratic Congress or Republican Congress, spending keeps going up at an unsustainable level. Our Founding Fathers gave us this tool in Article V of the Constitution. They knew there may come a time when the states might need to take action to rein in the Federal Government. I believe with almost \$20 trillion in debt, that time is now. Last September, I took part in a simulated Article V Convention in Virginia. I, along with over 100 legislators from all over the United States, met in committees, similar to the way we do here. We wrote potential amendments to put fiscal restraints on our Federal Government. There are expansive checks and balances to this process and it is very safe. The only reason it's never been done before is because getting 34 states to agree on anything is incredibly difficult, just the way getting 38 states to agree on ratifying any proposed amendments will be equally and even more challenging. There's nothing to fear with this resolution and the concept of a runaway convention just can't happen. Please follow my light and let's become the 13<sup>th</sup> state to pass this resolution. Thank you.

The SPEAKER: There are two members in the queue. The Chair recognizes the Representative from Kennebunk, Representative Babbidge.

Representative **BABBIDGE**: Thank you, Madam Speaker. Ladies and Gentlemen of the House, despite my great respect for the Representative from Medway, I'm urging Acceptance of this Ought Not to Pass Report because I think the key question here was just referred to by the good Representative from Sanford: can the purpose of an Article V Convention be narrowly defined? And, I turn your attention, I think he has made a handout available to us, "Can We Trust the Constitution?" And, I think trust is a key point here. History shows us that at the time of the founding of our own Constitutional Convention, the biggest problem before us was protective tariffs and interstate commerce, along the Hudson and Potomac Rivers particularly. There was no way for people to address the problems caused in those areas. And then, of course, right before the Constitution, the Convention, actually did convene, we had Shays' Rebellion and there was concern about having a strong enough government, perhaps an Executive, that could enforce laws. So, the men of property, particularly, wanted protections. And, we did have an Annapolis Convention, it was attended by 12 delegates, and the Virginians wanted to definitely address that issue about

trade on the Potomac, but they also had other ideas in mind and they were joined by Hamilton at that convention and so they decided, because of only having that number of delegates, representing five states, that they would invite others to another convention. We know the result. Congress, the only Congress we had at the time, the national government, actually did call for the convention. The Annapolis delegates had invited the states and the Congress to authorize a second convention in Philadelphia in 1787. But the fact is that we know that the delegates in Philadelphia, even though they were asked by the Congress to solely and expressly revise the Articles of Confederation, they started with a new document. They started with a blank piece of paper and organized a new structure of government. Fortunately for us, it was the time of the Enlightenment, and everybody having had Enlightenment education, we now have concepts like popular sovereignty and separation of powers and federalism. But, there were deficiencies in the result of this convention. Think about being a farmer in Maine: we had a tremendous centralization of power. Now, if you sought redress against your government, you didn't just have to go to Boston, you had to go outside of New England, at first New York then Philadelphia. Eventually, when our capital was moved to Portland and Augusta, we had to go to D.C. for this. Also, even though Thomas Jefferson, who by the way was in France and had real reluctance about this entire Convention process, even though Jefferson had expressed in the Declaration, all men are created equal, the Constitution itself was, unfortunately, didn't address equality at all. The common man couldn't vote. Gender was omitted, and the part of the Constitution that did address race institutionalized inequality. So, where I'm going with this is that the framers went beyond their charge and they had to rely really on the ratification debates to persuade people that going beyond their charge was a good idea. Now, the people here in Maine at the time, had real reluctance about this whole idea of a Federal Constitution. And, every town in our state sent delegates to Boston to debate the Constitution. The final vote of our state was 287 to 269 and most of the delegates from the District of Maine were opposed. What I'm saying here is that the original directive from our national Congress was the sole and express purpose to amend the Articles of Confederation. The directive given by our own state was solely to amend the Articles to basically remedy the problems before us. You know, each of us getting elected here to this chamber, I mean, we could have been elected on a single issue. But we are here with great trust and we get to vote and decide with our colleagues on whether to change any law in the State of Maine. The question I think is still of trust when we have a natural convention. We know that the Virginians had some ideas about going beyond their charge and they were able to persuade us that was a good idea. I'm wondering who today might be thinking that we can go beyond the charge of the call of this Article V Convention. Can we trust in this process? William Gladstone, after 100 years of amendments, I'm talking about the Bill of Rights and the Fourteenth Amendment, protecting personal freedoms and introducing equality and due process, said that the Constitution was the greatest document ever devised by the mind of man. Do we have the trust to allow a new convention to tinker with the greatest document ever devised by the mind of man? I think not. I urge you to vote Ought Not to Pass. Thank you.

The SPEAKER: There are three people in the queue. The Chair recognizes the Representative from Naples, Representative Cebra.

Representative **CEBRA**: Thank you, Madam Speaker. I rise in opposition to the pending motion. The Article V Convention of the States is the beginning of the process in which state legislatures can reassert the constitutional power and become in effect the kind of check on the Federal Government that the founders originally wanted the checks and balances to be in the Federal Government. However, anybody who has been paying attention understands that the Federal Government is out of control. K Street lobbyists run Washington. There's no check and balance there. Presidential overreach, both 44 and 45. There's enough to dislike on both sides of the aisle there, Presidential overreach with their Executive Orders. What this does is this gives the Legislature in each state the power that it was meant to have. Now, all this other subterfuge of runaway conventions. Just go read it. It's all you've got to do. As you read it and you see it is very limited in its scope, it is very limited in its ability and there is no ability within the law, because this is what we're here for, the law. Right? There's no ability within the Article V Convention for a runaway convention. It's just nonsense that's thrown out there to try and dissuade people from the idea of something that the Founding Fathers put into place because they realized that their checks and balances at one time could possibly come off the rails. So, I urge you to support an Article V Convention and do away with this pending motion. Thank you, Madam Speaker.

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

Representative **SUTTON**: Thank you, Madam Speaker. Women and Men of the House, I rise in support of this pending motion. I have deep concerns that a balanced budget amendment, while it sounds wonderful, like it would be a wonderful thing to have that, but I am concerned that it would cause great tax increases to a point that it would be detrimental. Thank you.

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

Representative **HARVELL**: Thank you, Madam Speaker, Ladies and Gentlemen of the House. So, the good Representative from Kennebunk, the Federal Government has amended this greatest document in human history, well over 27 times. It was nice that Gladstone finally mentioned that, the Prime Minister of Britain, but that was in the mid-19<sup>th</sup> century. And as to whether there are a Jay, a Hamilton, or a Madison that can write the Federalist Papers for any proposed convention, I guess we'd have to wait to find out. But the fact is, it takes two thirds of the states to agree to this convention and if they agree to something at this convention, it takes three quarters of them to agree. That's all it does.

The SPEAKER: The Chair recognizes the last person in the queue, the Representative from Sinclair, Representative Martin.

Representative **MARTIN**: Thank you, Madam Speaker. Madam Speaker and Ladies and Gentlemen of the House, it's not easy for me to rise and speak in opposition to a piece of legislation that my good friend from Medway, Representative Stanley, has introduced, but I feel I must. Calls for an Article V Convention have been introduced in past legislative sessions in this Legislature, and for very good reasons have never succeeded. And as one might expect, in our committee, State and Local Government, when this was heard, we received many, many emails and several letters in opposition to this. As a matter of fact, the League of Women Voters of Maine opposes HP 987 and stated that such an amendment would have extensive and long lasting impacts on the ability of the

Federal Government to respond to unanticipated emergencies. It would effectively prevent the government from responding to recessions and deepen their impacts and duration. It would most certainly require deep cuts in Social Security, Medicare, Veterans' benefits, among other worthwhile programs. Also, the Maine Center for Economic Policy said the following: "A Constitutional Convention is not answerable to anyone and could open up the United States Constitution to whatever amendments its delegates chose to propose. Leading judges and legal scholars agree that a Constitutional Convention puts the whole convention up for grabs. We've all heard the term runaway conventions. Gun right groups like the National Association of Gun Rights and Gun Owners of America all oppose Article V Conventions." Madam Speaker and Ladies and Gentlemen of the House, please, I urge you to vote for the pending motion. Vote Ought Not to Pass, follow my light. Thank you.

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

**ROLL CALL NO. 178**

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

NAY - Austin S, Black, Bradstreet, Casas, Cebra, Chace, Corey, Craig, Dillingham, Espling, Farrin, Foley, Fredette, Gerrish, Gillway, Ginzler, Haggan, Hanington, Hanley, Harrington, Harvell, Hawke, Herrick, Higgins, Hilliard, Kinney J, Kinney M, Lockman, Lyford, Malaby, Marean, Mason, McElwee, O'Connor, Ordway, Parry, Pickett, Pierce J, Pouliot, Prescott, Reed, Sampson, Seavey, Sherman, Simmons, Skolfield, Stanley, Stearns, Stetkis, Stewart, Vachon, Wadsworth, Ward, White, Winsor, Wood.

ABSENT - Bickford, Brooks, Campbell, Grignon, Johansen, Picchiotti, Timberlake, Wallace.

Yes, 86; No, 56; Absent, 8; Excused, 1.

86 having voted in the affirmative and 56 voted in the negative, with 8 being absent and 1 excused, and accordingly the Majority **Ought Not to Pass** Report was **ACCEPTED** and sent for concurrence.

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

**CONSENT CALENDAR  
First Day**

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

(S.P. 414) (L.D. 1223) Bill "An Act To Facilitate the Continued Operation of the Department of Corrections Intensive Mental Health Unit" (EMERGENCY) Committee on

**CRIMINAL JUSTICE AND PUBLIC SAFETY reporting Ought to Pass**

(H.P. 223) (L.D. 290) Bill "An Act To Phase Out the Insurance Premium Tax on Annuities" Committee on **TAXATION reporting Ought to Pass as Amended by Committee Amendment "A" (H-282)**

(H.P. 427) (L.D. 611) Bill "An Act To Amend Certain Laws Affecting the Judicial Branch" Committee on **JUDICIARY reporting Ought to Pass as Amended by Committee Amendment "A" (H-292)**

(H.P. 536) (L.D. 756) Bill "An Act To Clarify the Authority of an Affiliate of a Utility To Own Power Generation outside of the Utility's Territory" Committee on **ENERGY, UTILITIES AND TECHNOLOGY reporting Ought to Pass as Amended by Committee Amendment "A" (H-314)**

(H.P. 547) (L.D. 767) Bill "An Act To Prohibit the Feeding of Deer from August 15th to December 15th" Committee on **INLAND FISHERIES AND WILDLIFE reporting Ought to Pass as Amended by Committee Amendment "A" (H-308)**

(H.P. 618) (L.D. 869) Bill "An Act To Amend the Laws Governing Tagging of Harvested Animals To Reflect the Closure of Tagging Stations Due to Holidays and Other Legitimate Reasons" Committee on **INLAND FISHERIES AND WILDLIFE reporting Ought to Pass as Amended by Committee Amendment "A" (H-309)**

(H.P. 701) (L.D. 1000) Resolve, To Increase Access to Brain Injury Waiver Services Committee on **HEALTH AND HUMAN SERVICES reporting Ought to Pass as Amended by Committee Amendment "A" (H-295)**

(H.P. 778) (L.D. 1104) Bill "An Act To Exempt School Resource Officers from Department of Education Background Check and Fingerprinting Requirements" Committee on **EDUCATION AND CULTURAL AFFAIRS reporting Ought to Pass as Amended by Committee Amendment "A" (H-283)**

(H.P. 993) (L.D. 1438) Bill "An Act To Improve the Aquaculture Leasing and Licensing Laws" Committee on **MARINE RESOURCES reporting Ought to Pass as Amended by Committee Amendment "A" (H-287)**

(H.P. 1044) (L.D. 1520) Bill "An Act To Create an Aquaculture License" Committee on **MARINE RESOURCES reporting Ought to Pass as Amended by Committee Amendment "A" (H-288)**

(H.P. 1096) (L.D. 1592) Bill "An Act To Remove Barriers to Professional Licensing for Veterans" Committee on **LABOR, COMMERCE, RESEARCH AND ECONOMIC DEVELOPMENT reporting Ought to Pass as Amended by Committee Amendment "A" (H-307)**

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

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

(S.P. 168) (L.D. 507) Bill "An Act To Establish Regional School Leadership Academies" Committee on **EDUCATION AND CULTURAL AFFAIRS reporting Ought to Pass**

On motion of Representative FREDETTE of Newport, was **REMOVED** from the First Day Consent Calendar.

The Committee Report was **READ**.

The same Representative **REQUESTED** a roll call on **ACCEPTANCE** of the **Unanimous Ought to Pass Report**.

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

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

**ROLL CALL NO. 179**

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

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

ABSENT - Bickford, Brooks, Campbell, Gattine, Grignon, Johansen, Picchiotti, Timberlake, Wallace.

Yes, 80; No, 61; Absent, 9; Excused, 1.

80 having voted in the affirmative and 61 voted in the negative, with 9 being absent and 1 excused, and accordingly the **Unanimous 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.

(H.P. 250) (L.D. 336) Bill "An Act To Amend the Requirements of the Temporary Assistance for Needy Families Program" Committee on **HEALTH AND HUMAN SERVICES** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-298)**

On motion of Representative HERBIG of Belfast, 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.

**ENACTORS**

**Emergency Measure**

An Act To Amend the Marijuana Legalization Act to Provide Licensing, Rulemaking and Regulatory and Enforcement Authority within the Department of Administrative and Financial Services; Assign Rulemaking, Regulatory and Enforcement Authority Related to Agricultural Purposes to the Department of Agriculture, Conservation and Forestry; and Allocate Funds for Implementation

(H.P. 176) (L.D. 243)

(C. "A" H-221)

Reported by the Committee on **Engrossed Bills** as truly and strictly engrossed. This being an emergency measure, a two-thirds vote of all the members elected to the House being necessary, a total was taken. 111 voted in favor of the same and 3 against, and accordingly the Bill was **PASSED TO BE ENACTED**, signed by the Speaker and sent to the Senate.

**Emergency Measure**

An Act To Recodify and Revise Certain Portions of the Maine Criminal Code

(H.P. 280) (L.D. 374)

(C. "A" H-223)

Reported by the Committee on **Engrossed Bills** as truly and strictly engrossed. This being an emergency measure, a two-thirds vote of all the members elected to the House being necessary, a total was taken. 117 voted in favor of the same and 0 against, and accordingly the Bill was **PASSED TO BE ENACTED**, signed by the Speaker and sent to the Senate.

**Emergency Measure**

An Act To Remove the Cap on an Increase in the State Share of the Cost of Health Insurance for Retired Teachers

(H.P. 370) (L.D. 526)

(S. "A" S-41 to C. "B" H-42)

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

On motion of Representative FREDETTE of Newport, **TABLED** pending **PASSAGE TO BE ENACTED** and later today assigned.

**Emergency Measure**

An Act To Establish Municipal Cost Components for Unorganized Territory Services To Be Rendered in Fiscal Year 2017-18

(H.P. 756) (L.D. 1078)

(C. "A" H-237)

Reported by the Committee on **Engrossed Bills** as truly and strictly engrossed. This being an emergency measure, a two-thirds vote of all the members elected to the House being necessary, a total was taken. 106 voted in favor of the same and 6 against, and accordingly the Bill was **PASSED TO BE ENACTED**, signed by the Speaker and sent to the Senate.

**Emergency Measure**

An Act To Amend the Law Regarding Super Cribbage Tournaments

(H.P. 877) (L.D. 1254)

(C. "A" H-262)

Reported by the Committee on **Engrossed Bills** as truly and strictly engrossed. This being an emergency measure, a two-thirds vote of all the members elected to the House being necessary, a total was taken. 117 voted in favor of the same and 1 against, and accordingly the Bill was **PASSED TO BE ENACTED**, signed by the Speaker and sent to the Senate.

**Emergency Measure**

An Act To Reduce Regulations for Small Nonalcoholic Beverage Producers

(S.P. 487) (L.D. 1409)  
(C. "A" S-110)

Reported by the Committee on **Engrossed Bills** as truly and strictly engrossed. This being an emergency measure, a two-thirds vote of all the members elected to the House being necessary, a total was taken. 118 voted in favor of the same and 2 against, and accordingly the Bill was **PASSED TO BE ENACTED**, signed by the Speaker and sent to the Senate.

**Emergency Measure**

Resolve, Regarding Legislative Review of Portions of Chapter 101: Maine Unified Special Education Regulation Birth to Age 20, a Major Substantive Rule of the Department of Education

(H.P. 95) (L.D. 127)  
(C. "A" H-225)

Reported by the Committee on **Engrossed Bills** as truly and strictly engrossed. This being an emergency measure, a two-thirds vote of all the members elected to the House being necessary, a total was taken. 120 voted in favor of the same and 1 against, and accordingly the Resolve was **FINALLY PASSED**, signed by the Speaker and sent to the Senate.

**Emergency Measure**

Resolve, To Require the Department of Health and Human Services To Recalculate the MaineCare Reimbursement Rates for Services for Persons with Disabilities

(H.P. 546) (L.D. 766)  
(C. "A" H-247)

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

On further motion of Representative HERBIG of Belfast, **TABLED** pending **FINAL PASSAGE** and later today assigned.

**Acts**

An Act To Provide Funding for a Therapeutic Adult Day Service Center

(H.P. 46) (L.D. 59)  
(C. "A" H-168)

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

(H.P. 67) (L.D. 99)  
(C. "A" H-249)

An Act To Provide MaineCare Coverage for Dental Services to Adults with Intellectual Disabilities or Autism Spectrum Disorder

(H.P. 74) (L.D. 106)  
(C. "A" H-245)

An Act To Strengthen the Farm and Open Space Tax Law

(H.P. 85) (L.D. 117)  
(C. "A" H-229)

An Act To Strengthen Intragovernment Communication

(H.P. 110) (L.D. 152)  
(C. "A" H-180)

An Act To Establish a Pilot Project for Medicaid Reimbursement for Acupuncture Treatment of Substance Abuse Disorders

(H.P. 141) (L.D. 185)  
(C. "A" H-192)

An Act To Exempt Feminine Hygiene Products from Sales Tax

(H.P. 162) (L.D. 206)  
(C. "A" H-196)

An Act To Add an Exception to Prescription Monitoring Program Requirements

(H.P. 206) (L.D. 273)  
(C. "A" H-203)

An Act To Make Abuse of Corpse a Class C Crime

(S.P. 112) (L.D. 346)  
(C. "A" S-111)

An Act Relating to the Provision of Nicotine Replacement Products by Pharmacists

(H.P. 322) (L.D. 455)  
(C. "A" H-204)

An Act To Inform Patients of the Dangers of Addicting Opioids

(H.P. 342) (L.D. 479)  
(C. "A" H-246)

An Act To Increase the Maximum Pension Deduction for State Income Tax

(S.P. 174) (L.D. 513)  
(C. "B" S-119)

An Act Regarding Transfers of Liquor between Licensed Manufacturers' Facilities

(S.P. 194) (L.D. 579)  
(C. "A" S-137)

An Act To Amend Teacher Evaluation Requirements

(H.P. 449) (L.D. 633)  
(C. "A" H-197)

An Act To Amend the Maine Guaranteed Access Reinsurance Association Act

(S.P. 221) (L.D. 659)  
(C. "A" S-123)

An Act To Mandate the Reporting of a Planned Act of Terrorism by a Person with Knowledge of That Plan

(S.P. 238) (L.D. 721)  
(C. "A" S-114)

An Act To Restore Full Cost-of-living Increases for All Maine State Retirees

(H.P. 510) (L.D. 726)  
(C. "A" H-250)

An Act Regarding Guardianships

(S.P. 252) (L.D. 807)

An Act To Adjust the Formula for Calculating the Allocation of Moose Permits for Hunting Lodges

(H.P. 592) (L.D. 843)  
(C. "A" H-217)

An Act To Amend the Laws Governing the Determination of a Wind Energy Development's Effect on the Scenic Character of Maine's Special Places

(H.P. 629) (L.D. 901)  
(C. "A" H-213)

An Act To Ensure Access to Opiate Addiction Treatment in Maine

(S.P. 307) (L.D. 952)  
(C. "A" S-106)

An Act To End Homelessness by Expanding Housing Support Services

(H.P. 683) (L.D. 970)  
(C. "A" H-209)

An Act To Increase Efficiency in the Enforcement of Restitution and Bail Orders

(S.P. 322) (L.D. 983)  
(C. "A" S-115)

An Act Regarding Housing Insecurity of Older Citizens

(H.P. 707) (L.D. 1006)  
(C. "A" H-210)

An Act To Establish a 6-day Nonresident Archery License

(H.P. 721) (L.D. 1019)  
(C. "A" H-218)

An Act To Amend the Laws Regarding Dealers in Secondhand Precious Metals

(S.P. 354) (L.D. 1072)  
(C. "A" S-129)

An Act Regarding Anesthesia Care in Rural Maine

(S.P. 387) (L.D. 1166)  
(C. "A" S-108)

An Act To Extend to One Year the Probationary Period for Certain Municipal Employee Positions

(H.P. 828) (L.D. 1191)

An Act To Assist Seniors and Certain Persons with Disabilities in Paying Property Taxes

(H.P. 833) (L.D. 1196)  
(C. "A" H-236)

An Act Relating to the Licensure of Physicians

(H.P. 837) (L.D. 1200)  
(C. "A" H-206)

An Act To Repeal the Former Interstate Compact for Juveniles

(S.P. 411) (L.D. 1220)

An Act To Clarify and Amend Certain Provisions of Law Regarding Victim Services

(S.P. 412) (L.D. 1221)  
(C. "A" S-116)

An Act To Ensure Life Insurance Claims Are Paid

(H.P. 851) (L.D. 1229)  
(C. "A" H-241)

An Act To Require Insurance Coverage for Contraceptive Supplies

(H.P. 860) (L.D. 1237)  
(C. "A" H-179)

An Act To Adjust the Procedure for Recounts in Certain Municipal Elections

(H.P. 881) (L.D. 1269)  
(C. "A" H-243)

An Act To Require the Secretary of State To Inform Commercial Drivers about Human Trafficking Prevention

(H.P. 890) (L.D. 1277)  
(C. "A" H-240)

An Act To Amend the Military Bureau Laws and Veterans Service Laws

(H.P. 891) (L.D. 1278)  
(C. "A" H-263)

An Act To Strengthen Efforts To Recruit and Retain Primary Care Professionals and Dentists in Rural and Underserved Areas of the State

(S.P. 439) (L.D. 1287)  
(C. "A" S-121)

An Act To Allow Voluntary Payments in Lieu of Taxes in the Unorganized Territory

(S.P. 441) (L.D. 1289)  
(C. "A" S-122)

An Act To Improve Access to Preventive, Cost-saving Dental Services

(H.P. 898) (L.D. 1301)  
(C. "A" H-248)

An Act To Promote Social and Emotional Learning and Development in Early Childhood

(S.P. 450) (L.D. 1321)  
(C. "A" S-128)

An Act To Support Innovation, Entrepreneurship and Maine's Economic Future

(H.P. 918) (L.D. 1324)  
(C. "A" H-207)

An Act To Authorize the Town of Atkinson To Withdraw from School Administrative District No. 41

(H.P. 928) (L.D. 1334)  
(C. "A" H-252)

An Act To Conform the State Workforce Board and Workforce Development Programs to the Federal Workforce Innovation and Opportunity Act

(S.P. 468) (L.D. 1360)

An Act To Update the Operations of the Bureau of Rehabilitation Services and To Conform to the Federal Workforce Innovation and Opportunity Act of 2014

(S.P. 470) (L.D. 1362)

An Act Governing Direct Primary Care Service Agreements

(S.P. 472) (L.D. 1385)  
(C. "A" S-127)

An Act To Support Maine Military Charities

(H.P. 1001) (L.D. 1449)  
(C. "A" H-264)

An Act To Clarify the Status of the Financial Industry Regulatory Authority and the National Association of Registered Agents and Brokers under the Maine Insurance Code

(H.P. 1025) (L.D. 1486)

An Act To Clarify the Applicability of the Records Preservation Surcharge within County Registries of Deeds

(H.P. 1031) (L.D. 1498)  
(C. "A" H-244)

An Act To Amend the Laws Governing Unemployment Compensation

(S.P. 536) (L.D. 1530)

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

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**Resolves**

Resolve, To Establish the York County Jail Drug Detoxification and Rehabilitation Pilot Program

(S.P. 118) (L.D. 377)  
(C. "A" S-112)

Resolve, To Direct the Development of After-school Programs

(S.P. 139) (L.D. 412)  
(C. "A" S-132)

Resolve, To Establish the Committee To Study the State's Response to the Commercial Sexual Exploitation of Youth

(S.P. 173) (L.D. 512)  
(C. "A" S-131)

Resolve, To Study the Student Transfer Process  
(H.P. 717) (L.D. 1015)  
(C. "A" H-198)

Resolve, To Establish the Committee To Study the  
Processing of Evidence from Sexual Assault Test Kits  
(H.P. 791) (L.D. 1128)  
(C. "A" H-253)

Resolve, To Increase the Affordability of Safe Drinking  
Water for Maine Families  
(S.P. 426) (L.D. 1263)  
(C. "A" S-109)

Resolve, To Improve Access to Neurobehavioral Services  
(H.P. 911) (L.D. 1314)  
(C. "A" H-202)

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

An Act To Fully Fund the Waiting List for the Home and  
Community Benefits for Members with Intellectual Disabilities  
or Autistic Disorder Waiver  
(H.P. 237) (L.D. 323)  
(C. "A" H-257)

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

On motion of Representative HERBIG of Belfast, was **SET  
ASIDE**.

The same Representative **REQUESTED** a roll call on  
**PASSAGE TO BE ENACTED**.

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

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

**ROLL CALL NO. 180**

YEA - Ackley, Alley, Austin B, Austin S, Babbidge, Bailey,  
Bates, Battle, Beebe-Center, Berry, Black, Blume, Bradstreet,  
Bryant, Cardone, Casas, Cebra, Chace, Chapman, Collings,  
Cooper, Corey, Craig, Daughtry, Denno, Dillingham, Doore,  
Duchesne, Dunphy, Espling, Farnsworth, Farrin, Fay, Foley,  
Fredette, Frey, Fuller, Gattine, Gerrish, Gillway, Ginzler,  
Golden, Grant, Grohman, Guerin, Haggan, Hamann, Handy,  
Hanington, Hanley, Harlow, Harrington, Harvell, Hawke, Head,  
Herbig, Hickman, Higgins, Hilliard, Hogan, Hubbell, Hymanson,  
Kinney J, Kinney M, Kornfield, Kumiega, Lawrence, Lockman,  
Longstaff, Luchini, Lyford, Madigan C, Madigan J, Malaby,  
Marean, Martin J, Martin R, Mason, Mastraccio, McCrea,  
McCreight, McElwee, McLean, Melaragno, Monaghan,  
Moonen, Nadeau, O'Connor, O'Neil, Ordway, Parker, Parry,  
Perkins, Perry, Pickett, Pierce J, Pierce T, Pouliot, Prescott,  
Reckitt, Reed, Riley, Rykerson, Sampson, Sanborn,  
Sanderson, Schneck, Seavey, Sheats, Sherman, Simmons,  
Sirocki, Skolfield, Spear, Stanley, Stearns, Stetkis, Stewart,  
Strom, Sutton, Sylvester, Talbot Ross, Tepler, Terry, Theriault,  
Tipping, Tucker, Tuell, Turner, Vachon, Wadsworth, Ward,  
Warren, White, Wood, Zeigler, Madam Speaker.

NAY - NONE.

ABSENT - Bickford, Brooks, Campbell, DeChant, Fecteau,  
Grignon, Herrick, Johansen, Jorgensen, Picchiotti, Timberlake,  
Wallace, Winsor.

Yes, 137; No, 0; Absent, 13; Excused, 1.

137 having voted in the affirmative and 0 voted in the  
negative, with 13 being absent and 1 excused, and accordingly

the Bill was **PASSED TO BE ENACTED**, signed by the  
Speaker and sent to the Senate.

Resolve, To Alleviate Hunger in Rural Maine in Areas of  
High Unemployment

(S.P. 352) (L.D. 1070)  
(C. "A" S-107)

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

On motion of Representative HERBIG of Belfast, was **SET  
ASIDE**.

The same Representative **REQUESTED** a roll call on  
**FINAL PASSAGE**.

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

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

**ROLL CALL NO. 181**

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

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

ABSENT - Bickford, Brooks, Campbell, DeChant, Grignon,  
Herrick, Johansen, Jorgensen, Picchiotti, Timberlake, Wallace,  
Winsor.

Yes, 79; No, 59; Absent, 12; Excused, 1.

79 having voted in the affirmative and 59 voted in the  
negative, with 12 being absent and 1 excused, and accordingly  
the Resolve was **FINALLY PASSED**, signed by the Speaker  
and sent to the Senate.

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

On motion of Representative LOCKMAN of Amherst, the  
House adjourned at 1:20 p.m., until 9:30 a.m., Wednesday,  
May 31, 2017, in honor and lasting tribute to Donald L. Tuttle,  
of Augusta; Carol A. Foss, of Orland; W. Earl Chandler, of  
Orland; and Tom Ford, of Hope.