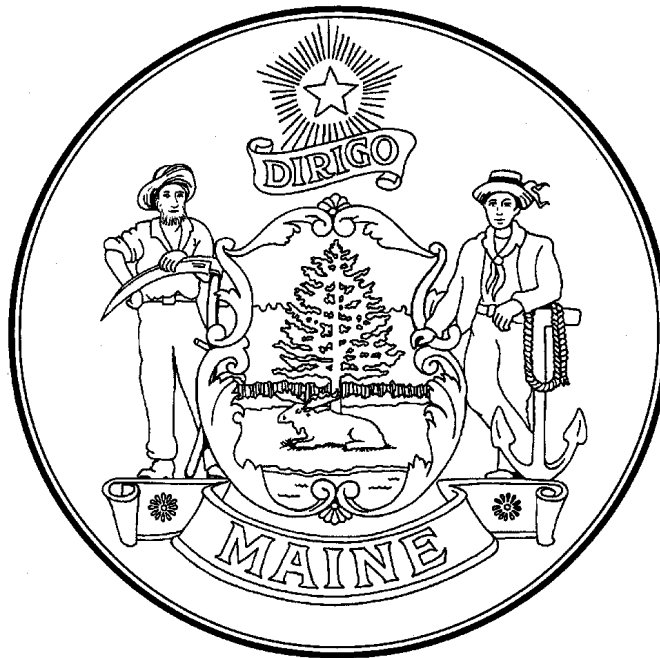


MAINE STATE LEGISLATURE

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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
63rd Legislative Day
Tuesday, June 27, 2017

The Speaker resumed the Chair.

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

Prayer by Reverend Mark K. Tanner, Skowhegan Federated Church.

National Anthem by Honorable Kent Ackley, Monmouth.

Pledge of Allegiance.

The Journal of Friday, June 23, 2017 was read and approved.

Pursuant to her authority under House Rule 401, Section 12, the Chair excused Representative DEVIN of Newcastle from all House deliberations and roll calls from Tuesday, June 27, 2018 until further notice.

COMMUNICATIONS

The Following Communication: (H.C. 280)

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

June 23, 2017

The 128th Legislature of the State of Maine

State House

Augusta, Maine

Dear Honorable Members of the 128th Legislature:

Under the authority vested in me by Article IV, Part Third, Section 2 of the Constitution of the State of Maine, I am hereby vetoing LD 281, "An Act To Amend the Percentage of Votes Needed for Condominium Governance."

I have long believed that a reverent respect for property rights is essential to good government. Those who purchase condominiums have done so with the knowledge that they are choosing to participate in a special kind of ownership arrangement.

For decades, the Maine Condominium Act has provided this sense of certainty for those who have purchased condominiums. Those who have bought in to the condominium model of property ownership should be able to trust that their rights will not be amended or curtailed. Because this bill would take away rights of condominium owners, I cannot support it.

For this reason, I return LD 281 unsigned and vetoed. I strongly urge the Legislature to sustain it.

Sincerely,

S/Paul R. LePage

Governor

READ and ORDERED PLACED ON FILE.

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

Representative **FREDETTE**: Thank you, Madam Speaker. I request a quorum call. I question whether or not there is a quorum present in the body, so I request a quorum call.

Representative **FREDETTE** of Newport inquired if a Quorum was present.

The Chair ordered a quorum call.

More than half of the members responding, the Chair declared a Quorum present.

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

The accompanying item An Act To Amend the Percentage of Votes Needed for Condominium Governance

(H.P. 214) (L.D. 281)

(C. "A" H-430)

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

Representative **FREDETTE**: Thank you, Madam Speaker. In terms of reading the Chief Executive's veto, I would agree that when someone buys a condominium this is a changing of the rules. I would, therefore, ask that you follow my light in sustaining the Chief Executive's veto. 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. This bill I brought forward for my constituents and the problem is that currently, in current condominium law, in order to change anything, no matter how big or how small the condominium development is, 100% of the occupants need to say yes to it, which means that for some project one person could stop the project from going forward. So this is really a matter of fairness, and the current law, I would argue, takes away the rights of condominium owners. The Chief Executive said that this bill would take away the rights of condominium owners, but I would say that the current law takes away those rights. So the bill as it is written would need 90% of condominium owner buy-in and those most affected... This is modeled on a law in Washington State. Those most affected would need approval of all the owners of the units particularly affected, so it does make allowances for those who would be particularly affected as well as the approval of 90% of the owners rather than 100% of the owners. I'll also remind the body that current law also says that if your condo laws want that to be less, they can make it less and that condominium document can make it less than that. But this would make sure that it can't go over the 90%. So I would ask you to consider this bill as something that restores rights to condominium owners and it is making the law fairer. Thank you.

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

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

ROLL CALL NO. 395V

YEA - Ackley, Alley, Austin B, Babbidge, Bailey, Bates, Battle, Beebe-Center, Berry, Blume, Brooks, 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,

Sanborn, Schneck, Sheats, Stanley, Sylvester, Talbot Ross, Tepler, Terry, Tipping, Tucker, Tuell, Vachon, Warren, Zeigler, Madam Speaker.

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

ABSENT - Dillingham, Guerin, Herrick, Ordway, Ward.

Yes, 79; No, 66; Absent, 5; Excused, 1.

79 having voted in the affirmative and 66 voted in the negative, with 5 being absent and 1 excused, and accordingly the Veto was **SUSTAINED**.

The Following Communication: (H.C. 281)

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

June 23, 2017

The 128th Legislature of the State of Maine
State House
Augusta, Maine

Dear Honorable Members of the 128th Legislature:

Under the authority vested in me by Article IV, Part Third, Section 2 of the Constitution of the State of Maine, I am hereby vetoing LD 1126, "An Act Relating to the Use and Leasing of Public Reserved Lands."

This bill is another attempt by the Legislature to micromanage the Executive Branch. It requires the Bureau of Parks and Lands (BPL) to amend its rules to expressly permit bear-baiting at sites that are not accessible by road, but are accessible by water. The bill also directs the Director of BPL to issue a revised lease of land in Township 16, Range 6 for Eagle Lake Sporting Camps, changing its term from 15 years to 30 years, notwithstanding the limitation in current law for such leases to be no longer than 15 years.

In addition to micromanaging the department, this bill sets a dangerous precedent by allowing the Legislature to enact laws to benefit specific businesses or entities without considering all of the pertinent information that the department uses to make these deliberate decisions. If this bill passes, how is the Legislature going to pick and choose which sporting camp and campground leases they are going to intervene in or what public reserved land uses should be altered to benefit a few at the expense of all Maine citizens? The Legislature needs to think about the long-term consequences a bill like this will have on the state.

For these reasons, I return LD 1126 unsigned and vetoed. I strongly urge the Legislature to sustain it.

Sincerely,
S/Paul R. LePage
Governor

READ and ORDERED PLACED ON FILE. Sent for concurrence.

The accompanying item An Act Relating to the Use and Leasing of Public Reserved Lands (EMERGENCY)

(H.P. 789) (L.D. 1126)

(C. "A" H-417)

The SPEAKER: The Chair recognizes the Representative from Eagle Lake, Representative Martin.

Representative **MARTIN**: Thank you, members of the House. I'm sure as you read the veto you'll notice Eagle Lake is part of the veto. The background to this is that originally the person who wanted to further develop the campground as camps wanted to buy the land. That was an issue for an awful lot of us who firmly believe that the public land needs to remain in the hands of the State of Maine. Subsequent to that, the Committee worked out the agreement that I thought was an agreement that was to lengthen the lease time so that the person could invest and get banking monies in order to accomplish that. Then I was surprised today to see the veto. So I ask you, today, to vote to override the veto.

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

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

ROLL CALL NO. 396V

YEA - Ackley, Alley, Austin B, Austin S, Babbidge, Bailey, Bates, Battle, Beebe-Center, Berry, Bickford, Black, Blume, Bradstreet, Brooks, Bryant, Campbell, Cardone, Casas, Chace, Chapman, Collings, Cooper, Corey, Craig, Daughtry, DeChant, Denno, Doore, Duchesne, Dunphy, Espling, Farnsworth, Farrin, Fay, Fecteau, Foley, Fredette, Frey, Fuller, Gattine, Gerrish, Gillway, Ginzler, Golden, Grant, Grignon, Grohman, Haggan, Hamann, Handy, Hanington, Hanley, Harlow, Harrington, Harvell, Hawke, Head, Herbig, Hickman, Higgins, Hilliard, Hogan, Hubbell, Hymanson, Jorgensen, 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'Neil, Parker, Parry, Perkins, Perry, Picchiotti, Pickett, Pierce J, Pierce T, Pouliot, Reckitt, Reed, Riley, Rykerson, Sampson, Sanborn, Sanderson, Schneck, Seavey, Sheats, Sherman, Simmons, Sirocki, Skolfield, Spear, Stanley, Stearns, Stetkis, Stewart, Sylvester, Talbot Ross, Tepler, Terry, Theriault, Timberlake, Tipping, Tucker, Tuell, Turner, Vachon, Wadsworth, Wallace, Warren, White, Winsor, Wood, Zeigler, Madam Speaker.

NAY - Cebra, Johansen, Prescott, Strom, Sutton.

ABSENT - Dillingham, Guerin, Herrick, O'Connor, Ordway, Ward.

Yes, 139; No, 5; Absent, 6; Excused, 1.

139 having voted in the affirmative and 5 voted in the negative, with 6 being absent and 1 excused, and accordingly the Veto was **NOT SUSTAINED**. Sent for concurrence.

The Following Communication: (H.C. 282)

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

June 23, 2017

The 128th Legislature of the State of Maine

State House

Augusta, Maine

Dear Honorable Members of the 128th Legislature:

Under the authority vested in me by Article IV, Part Third, Section 2 of the Constitution of the State of Maine, I am hereby vetoing LD 1203, "An Act To Increase Transparency in Cooperative Agreements within the Department of Agriculture, Conservation and Forestry."

This bill amends the law governing Cooperative Agreements (CA) and arrangements entered into by the Department of Agriculture, Conservation and Forestry for the purpose of controlling diseases of plants and domestic animals and advertising or disseminating information concerning Maine food products.

Adding legislative committee reporting requirements and oversight to the Cooperative Agreements between the State of Maine and the federal government is unnecessary and overly bureaucratic. The web posting requirement creates obligations of staff time for placement and updates. Staff time is much better spent assisting producers than on maintaining a document site.

An additional concern is the limited information contained in the documents. There are many additional factors, history and benefits of each agreement that do not enter the actual agreement yet are part of the consideration.

It is important to recognize that Cooperative Agreements are often the result of requests from Maine businesses and growers to increase marketability of Maine products. For example, potato and egg quality inspections now covered by Cooperative Agreements facilitate the sale of Maine products throughout the U.S. and international markets.

Although the intent of this legislation may be to provide relief from federal regulations, it only adds to the cost of state government and would be a time burden to staff that would be better spent assisting growers.

For these reasons, I return LD 1203 unsigned and vetoed. I strongly urge the Legislature to sustain it.

Sincerely,

S/Paul R. LePage

Governor

READ and ORDERED PLACED ON FILE.

The accompanying item An Act To Increase Transparency in Cooperative Agreements within the Department of Agriculture, Conservation and Forestry

(H.P. 839) (L.D. 1203)

(C. "A" H-418)

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

Representative **HICKMAN**: Thank you, Madam Speaker. Good morning, Madam Speaker, Women and Men of the House. I rise to urge this body to support the unanimous work of the Committee and vote to override this veto. When the Chief Executive ran for office, he promised the most transparent administration in Maine's history. Now, Madam Speaker, I will let you decide if he has put his money where his mouth is, but it is curious to me that he would veto a bill that would increase transparency in an Executive Branch agency. With transparency comes accountability. The people want and

deserve nothing less. "Adding legislative committee reporting requirements and oversight to the Cooperative Agreements between the State of Maine and the federal government is unnecessary and overly bureaucratic," reads the Chief Executive's letter. I'm going to read that one more time. "Adding legislative committee reporting requirements and oversight to the Cooperative Agreements between the State of Maine and the federal government is unnecessary and overly bureaucratic." The bill has no fiscal note. Clearly, the Chief Executive is no fan of legislative oversight. The Constitution, however, Madam Speaker, requires it. We act; the Chief Executive executes. The only person who testified against this bill in committee was the Commissioner of Agriculture, Conservation, and Forestry, whose testimony is largely copied and pasted into the veto letter itself. Make no mistake, this bill has much more to do with federal funds and nothing whatsoever to do with providing relief from federal regulations, as the Chief Executive's letter also states. Consider this bill, Madam Speaker, campaign finance reporting for the executive branch. When we run for office, we must tell the Ethics Commission where all of our money comes from and where and how we spend it. With transparency comes accountability. Because the statute this legislation seeks to amend gives the commissioner discretion to enter into single-source contracts and cooperative agreements, not just with federal agencies but also, as the bill says, "any person, firm, or corporation," and may disburse those funds to any entity within the state, so long as that entity fits the purpose of the agreement. Why wouldn't we want to know where the money is coming from and where and how it's spent? Why wouldn't we want to know if any of the money is influencing public policy in a way detrimental to the people of this great state, Madam Speaker? After the Committee amended this bill, and I thank them for their unanimous support, this legislation only asks for the department to report these funding sources and expenditures twice a year to the ACF Committee during their budget deliberations and once a year on its website for the public to see. No costs, no waste of time; transparency. And with that comes accountability. So, please, Madam Speaker, join me in overriding this veto because the people of the state want and deserve nothing less.

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

Representative **FREDETTE**: Thank you, Madam Speaker, Ladies and Gentlemen of the House. While I appreciate the good words of the good Representative, I think there's a question here of transparency versus micromanagement. I think in the words of the Chief Executive in his particular veto, I think he would describe situations where this might be more of a micromanagement situation, so I will be voting to sustain the Chief Executive's veto and ask that you follow my light. Thank you, Madam Speaker.

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

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

ROLL CALL NO. 397V

YEA - Ackley, Alley, Austin B, Babbidge, Bailey, Bates, Battle, Beebe-Center, Berry, Bickford, Blume, Brooks, Bryant, Cardone, Casas, Chapman, Collings, Cooper, Corey, 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, Kinney M, Kornfield, Kumiega, Lawrence, Longstaff, Luchini, Madigan C, Madigan J, Marean, Martin J, Martin R, Mastraccio, McCrea, McCreight, McLean, Melaragno, Monaghan, Moonen, Nadeau, O'Neil, Parker, Perry, Pierce T, Pouliot, Reckitt, Riley, Rykerson, Sanborn, Schneck, Sheats, Sherman, Skolfield, Spear, Stanley, Stearns, Sylvester, Talbot Ross, Tepler, Terry, Tipping, Tucker, Tuell, Warren, Zeigler, Madam Speaker.

NAY - Austin S, Black, Bradstreet, Campbell, Cebra, Chace, Craig, Espling, Farrin, Foley, Fredette, Gerrish, Gillway, Ginzler, Grignon, Haggan, Hanington, Hanley, Harrington, Harvell, Hawke, Head, Hilliard, Johansen, Kinney J, Lockman, Lyford, Malaby, Mason, McElwee, O'Connor, Parry, Perkins, Picchiotti, Pickett, Pierce J, Prescott, Reed, Sampson, Sanderson, Seavey, Simmons, Sirocki, Stetkis, Stewart, Strom, Sutton, Theriault, Timberlake, Turner, Vachon, Wadsworth, Wallace, White, Winsor, Wood.

ABSENT - Dillingham, Guerin, Herrick, Ordway, Ward.

Yes, 89; No, 56; Absent, 5; Excused, 1.

89 having voted in the affirmative and 56 voted in the negative, with 5 being absent and 1 excused, and accordingly the Veto was **SUSTAINED**.

The Following Communication: (H.C. 283)

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

June 23, 2017

The 128th Legislature of the State of Maine
State House
Augusta, Maine

Dear Honorable Members of the 128th Legislature:

Under the authority vested in me by Article IV, Part Third, Section 2 of the Constitution of the State of Maine, I am hereby vetoing LD 1217, "An Act To Implement the Recommendations of the Government Oversight Committee To Improve the Efficiency and Effectiveness of Evaluations of the State's Investments in Economic Development."

This is a perfect example of legislation that sounds good in the committee room, but in practice falls short of delivering anything of real value for the people of Maine. This bill binds a future Legislature and administration with a series of statutory reports and deadlines without identifying adequate, permanent funding.

It has been established by the administration, OFPR and OPEGA that under existing statute—which is duplicated and expanded in LD 1217—not enough funding is generated to pay the economic development portion of the report. To meet the requirements of the changes proposed, permanent and dedicated funding should have been identified or language should have been included that says if not enough funding is generated, the evaluation won't be conducted. This bill fails to account for the real cost of putting together an independent, third-party evaluation.

LD 1217 still calls for a series of reports following evaluations to be submitted. This will result in more new reports that will go unread and sit on shelves and in drawers here in Augusta.

For these reasons, I return LD 1217 unsigned and vetoed. I strongly urge the Legislature to sustain it.

Sincerely,
S/Paul R. LePage
Governor

READ and ORDERED PLACED ON FILE. Sent for concurrence.

The accompanying item An Act To Implement the Recommendations of the Government Oversight Committee To Improve the Efficiency and Effectiveness of Evaluations of the State's Investments in Economic Development

(H.P. 849) (L.D. 1217)

(C. "A" H-445)

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

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

ROLL CALL NO. 398V

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

NAY - Johansen, Mason, Prescott, Reed, Sirocki, Stetkis, Strom, Sutton, Theriault, Timberlake, Turner, Winsor.

ABSENT - Dillingham, Guerin, Herrick, Ordway, Ward.

Yes, 133; No, 12; Absent, 5; Excused, 1.

133 having voted in the affirmative and 12 voted in the negative, with 5 being absent and 1 excused, and accordingly the Veto was **NOT SUSTAINED**. Sent for concurrence.

The Following Communication: (H.C. 284)

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

June 23, 2017

The 128th Legislature of the State of Maine
State House
Augusta, Maine

Dear Honorable Members of the 128th Legislature:

Under the authority vested in me by Article IV, Part Third, Section 2 of the Constitution of the State of Maine, I am hereby vetoing LD 1376, "An Act To Remove Barriers to Workforce Development in Alcohol and Drug Counseling."

National standards for substance-abuse treatment licensing is currently set by the International Certification & Reciprocity Consortium (IC&RC), which is the nationally recognized resource for prevention, substance-use disorder treatment and recovery credentialing.

The Maine State Board of Alcohol and Drug Counselors has strict standards regarding licensure. There are educational standards, clinical supervision standards and professional education standards in place to ensure that practicing clinicians maintain a certain level of competency. These standards are also considered by the IC&RC as best-practice standards for the field.

Maine has a better-than-average test passing rate as compared to other states. The test-passing rate for LADCs is at 73 percent, compared to a national passing rate of 60 percent, and the CADC passing rate is 79 percent compared to a national rate of 73 percent (IC&RC; International Certification & Reciprocity Consortium).

This state does significant work to ensure our standards are high and the quality of our counselors is excellent. This bill has the potential to significantly decrease the competency of our treatment providers. Lowering the standards and quality for substance-abuse treatment professionals is not the right approach to addressing the drug crisis that is on our streets. More than ever, we need the best counselors possible to help Mainers break the chains of addiction.

For this reason, I return LD 1376 unsigned and vetoed. I strongly urge the Legislature to sustain it.

Sincerely,
S/Paul R. LePage
Governor

READ and ORDERED PLACED ON FILE. Sent for concurrence.

The accompanying item An Act To Remove Barriers to Workforce Development in Alcohol and Drug Counseling

(H.P. 955) (L.D. 1376)
(C. "A" H-422)

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

Representative **GRANT**: Thank you, Madam Speaker, Ladies and Gentlemen of the House. This bill was worked in the LCRED Committee. We worked with Commissioner Head and the board to get the language to a place where she felt comfortable with it and so did the Committee. It had a unanimous Committee Report and so I would respectfully ask you for your vote to override this veto. Thank you.

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

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

ROLL CALL NO. 399V

YEA - Ackley, Alley, Austin B, Austin S, Babbidge, Bailey, Bates, Battle, Beebe-Center, Berry, Bickford, Black, Blume, Bradstreet, Brooks, Bryant, Campbell, Cardone, Casas, Cebra, Chace, Chapman, Collings, Cooper, Corey, Craig, Daughtry, DeChant, Denno, Doore, Duchesne, Dunphy, Espling, Farnsworth, Farrin, Fay, Fecteau, Foley, Fredette, Frey, Fuller, Gattine, Gerrish, Gillway, Ginzler, Golden, Grant, Grignon, Grohman, Haggan, Hamann, Handy, Hanington, Hanley, Harlow, Harrington, Harvell, Hawke, Head, Herbig, Hickman, Higgins, Hilliard, Hogan, Hubbell, Hymanson, Johansen, Jorgensen, 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, Parker, Parry, Perkins, Perry, Picchiotti, Pickett, Pierce J, Pierce T, Pouliot,

Reckitt, Reed, Riley, Rykerson, Sampson, Sanborn, Sanderson, Schneck, Seavey, Sheats, Sherman, Simmons, Sirocki, Skolfield, Spear, Stanley, Stearns, Stetkis, Stewart, Sylvester, Talbot Ross, Tepler, Terry, Theriault, Timberlake, Tipping, Tucker, Tuell, Turner, Vachon, Wadsworth, Wallace, Warren, White, Winsor, Wood, Zeigler, Madam Speaker.

NAY - Prescott, Strom, Sutton.

ABSENT - Dillingham, Guerin, Herrick, Ordway, Ward.

Yes, 142; No, 3; Absent, 5; Excused, 1.

142 having voted in the affirmative and 3 voted in the negative, with 5 being absent and 1 excused, and accordingly the Veto was **NOT SUSTAINED**. Sent for concurrence.

The Following Communication: (H.C. 285)

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

June 23, 2017

The 128th Legislature of the State of Maine
State House

Augusta, Maine

Dear Honorable Members of the 128th Legislature:

Under the authority vested in me by Article IV, Part Third, Section 2 of the Constitution of the State of Maine, I am hereby vetoing LD 1572, "An Act to Implement Recommendations of the Government Oversight Committee to Improve the Efficiency and Effectiveness of Legislative Reviews of Tax Expenditures."

I have long believed the legislature does not read the lengthy and time-consuming reports that it requires others to prepare, and this bill will not change that. This bill passes unnecessary reforms for reports that regularly go unread, are unappreciated and are left on shelves collecting dust.

While some may feel that these bureaucratic solutions are a substitute for effective and accountable management, I do not. Amending these reporting statutes is like changing scorekeeping rules for a scrimmage—it won't matter because nobody pays attention to it. Legislators willfully ignore the very reports they request. As a result, any change to reporting statutes would be inconsequential.

This bill is the latest example in a disappointing trend of legislative priorities being misaligned with the interests of the people the Legislature purports to represent. This bill is simply not necessary, which is why I return LD 1572 unsigned and vetoed. I urge the Legislature to sustain it.

Sincerely,
S/Paul R. LePage
Governor

READ and ORDERED PLACED ON FILE. Sent for concurrence.

The accompanying item An Act To Implement Recommendations of the Government Oversight Committee To Improve the Efficiency and Effectiveness of Legislative Reviews of Tax Expenditures

(H.P. 1083) (L.D. 1572)

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

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

ROLL CALL NO. 400V

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

NAY - Cebra, Hanington, Johansen, Prescott, Reed, Sanderson, Sirocki, Stetkis, Strom, Sutton, Turner, White, Winsor.

ABSENT - Bickford, Dillingham, Guerin, Herrick, Ordway, Ward.

Yes, 131; No, 13; Absent, 6; Excused, 1.

131 having voted in the affirmative and 13 voted in the negative, with 6 being absent and 1 excused, and accordingly the Veto was **NOT SUSTAINED**. Sent for concurrence.

The Following Communication: (H.C. 286)

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

June 23, 2017

The 128th Legislature of the State of Maine
State House

Augusta, Maine

Dear Honorable Members of the 128th Legislature:

Under the authority vested in me by Article IV, Part Third, Section 2 of the Constitution of the State of Maine, I am hereby vetoing LD 1601, "An Act To Increase Funds Deposited into the Companion Animal Sterilization Fund through the Pet Food Surcharge."

This bill was originally submitted as a Governor's Bill to phase out the \$20 pet food surcharge over three years. However the ACF Committee completely re-wrote the bill in order to preserve the surcharge and increase the amount of revenue dedicated to the Companion Animal Sterilization Fund (Fund) which was the exact opposite of what I intended.

I hope the Legislature understands that Maine triple taxes pet food sold in the state. In addition to the sales tax, Maine assesses an \$80 fee along with the \$20 surcharge for each product line. The registration fee and the surcharge represent a cost of nearly \$1 million annually to pet food companies who have to pass on these costs to responsible pet owners. Part of the \$80 registration fee helps to fund regulatory work within the

Department of Agriculture, Conservation and Forestry (DACF) and I believe that fee is appropriate. The \$20 pet food surcharge which is dedicated to the Fund has outlived its usefulness as there are other current revenue streams available.

When the surcharge was first put into law it was expected to raise \$100,000 for the Fund, with the excess revenue going to DACF. But as is the case with many government programs, the revenue generated from the tax has grown significantly since it was established. Meanwhile, additional revenue has been coming in from the Animal Welfare license plates and voluntary income tax check-offs. Other states use these kinds of voluntary revenue streams to pay for their spay and neuter programs and do not use a pet food surcharge.

This bill does nothing to address the tax burden placed on pet food companies and pet owners in this state. If the Legislature believes that this is a state-wide priority and more money is needed for the Fund, then the burden should be taken off the backs of these businesses and constituents and funded as a priority by the state.

For this reason, I return LD 1601 unsigned and vetoed. I strongly urge the Legislature to sustain it.

Sincerely,

S/Paul R. LePage

Governor

READ and ORDERED PLACED ON FILE. Sent for concurrence.

The accompanying item An Act To Increase Funds Deposited into the Companion Animal Sterilization Fund through the Pet Food Surcharge (EMERGENCY)

(H.P. 1104) (L.D. 1601)

(C. "A" H-447)

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

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

ROLL CALL NO. 401V

YEA - Ackley, Alley, Austin B, Austin S, Babbidge, Bailey, Bates, Battle, Beebe-Center, Berry, Bickford, Black, Blume, Bradstreet, Brooks, Bryant, Campbell, Cardone, Casas, Chace, Chapman, Collings, Cooper, Corey, Craig, Daughtry, DeChant, Denno, Doore, Duchesne, Dunphy, Farnsworth, Farrin, Fay, Fecteau, Foley, Fredette, Frey, Fuller, Gattine, Gerrish, Gillway, Ginzler, Golden, Grant, Grignon, Grohman, Haggan, Hamann, Handy, Hanington, Harlow, Harrington, Harvell, Hawke, Head, Herbig, 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, Mason, Mastraccio, McCreight, McElwee, McLean, Melaragno, Monaghan, Moonen, Nadeau, O'Neil, Parker, Parry, Perkins, Perry, Picchiotti, Pickett, Pierce J, Pierce T, Pouliot, Reckitt, Riley, Sampson, Sanborn, Schneck, Seavey, Sheats, Simmons, Skolfield, Spear, Stanley, Stearns, Stewart, Sylvester, Talbot Ross, Tepler, Terry, Theriault, Tipping, Tucker, Tuell, Vachon, Wadsworth, Wallace, Warren, Wood, Zeigler, Madam Speaker.

NAY - Cebra, Espling, Hanley, Johansen, Lockman, Lyford, O'Connor, Prescott, Reed, Rykerson, Sanderson, Sherman, Sirocki, Stetkis, Strom, Sutton, Timberlake, Turner, White, Winsor.

ABSENT - Dillingham, Guerin, Herrick, Ordway, Ward.

Yes, 125; No, 20; Absent, 5; Excused, 1.

125 having voted in the affirmative and 20 voted in the negative, with 5 being absent and 1 excused, and accordingly the Veto was **NOT SUSTAINED**. Sent for concurrence.

The Following Communication: (H.C. 287)

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

June 23, 2017

The 128th Legislature of the State of Maine
State House
Augusta, Maine

Dear Honorable Members of the 128th Legislature:

Under the authority vested in me by Article IV, Part Third, Section 2 of the Constitution of the State of Maine, I am hereby vetoing LD 1608, "An Act To Support Employment Opportunity in Maine."

Although it is currently limited to the State as an employer, if this bill becomes law, it will only be a matter of time before follow-on legislation is introduced that expands this prohibition to all employers. There are legitimate reasons why some employers may need to ask for a prospective employee's credit history, and this bill is the first step in prohibiting it.

Therefore, I cannot sign LD 1608 and I must return it unsigned and vetoed. I urge the legislature to sustain it.

Sincerely,
S/Paul R. LePage
Governor

READ and ORDERED PLACED ON FILE.

The accompanying item An Act To Support Employment Opportunity in Maine

(H.P. 1109) (L.D. 1608)
(C. "A" H-461)

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

Representative **FREDETTE**: Thank you, Madam Speaker, Ladies and Gentlemen of the House. In reading the Chief Executive's veto letter, I find it compelling and ask that you follow my light and sustain this veto. Thank you.

Representative **PARKER** of South Berwick **REQUESTED** that the Clerk **READ** the Committee Report.

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

The SPEAKER: The Chair recognizes the Representative from Yarmouth, Representative Cooper.

Representative **COOPER**: Thank you, Madam Speaker, Ladies and Gentlemen of the House. Like most women of my era, I have had a career path that differs in many respects from those of the gentlemen here. When I was looking for a job in high school, the want ads were divided by men and women and I thought nothing of it. I thought that was the normal course of the world. Of course, I don't feel that way now. But in making my career choices, I did go on to a professional career, but unlike most of my male colleagues, I chose a path of public service in public interest law and in public service in the government. I never made very much money. I took time out when my child was young for several years, as many women do. All this adds up to a pattern of salary levels that were a fraction of what my law school colleagues were making. And when I did apply for a job at a corporate law firm they had all that information before them. So did they think I was worth less than the men that they were hiring? I think they thought they could get away with it, offering me a lesser salary. So that

is the point of this bill; that people be judged individually, not by how much they have made because of the choices that they have made, but rather on the quality of their work and the commitment that they will make to the organization to which they aspire to work. Thank you.

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

Representative **PARKER**: Madam Speaker, I apologize for rising a second time. I would just really like to point out that in front of the Committee we had a 12-1 report with three pieces that were added to the bill that made the Committee feel extremely comfortable in creating this bill for a credit history check with state employees only, and I would please like everyone to consider that. Life often brings us unforeseen circumstances which may affect our credit history and when we take it on our own to build our lives back and to dig out of debt, if you will, that if we can recognize that an individual's situation is not only or always their own choosing and that their credit history should not be used as a job skill or a way to reference an employee's value as a state worker, I would appreciate that. And, again, I would just like to thank the Committee for creating a 12-1 Report in favor of this bill. Thank you.

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

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

ROLL CALL NO. 402V

YEA - Ackley, Alley, Austin B, Babbidge, Bailey, Bates, Beebe-Center, Berry, Blume, Brooks, Bryant, Cardone, Casas, Chapman, Collings, Cooper, Corey, Daughtry, DeChant, Denno, Doore, Duchesne, Dunphy, Farnsworth, Fay, Fecteau, Frey, Fuller, Gattine, Golden, Grant, Grohman, Hamann, Handy, Harlow, Harrington, 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, Pouliot, Reckitt, Riley, Rykerson, Sanborn, Schneck, Sheats, Spear, Stanley, Strom, Sylvester, Talbot Ross, Tepler, Terry, Tipping, Tucker, Warren, Zeigler, Madam Speaker.

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

ABSENT - Dillingham, Guerin, Herrick, Ordway, Ward.

Yes, 82; No, 63; Absent, 5; Excused, 1.

82 having voted in the affirmative and 63 voted in the negative, with 5 being absent and 1 excused, and accordingly the Veto was **SUSTAINED**.

The Following Communication: (S.C. 552)

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

June 21, 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 Health and Human Services and Passage to be Engrossed as Amended by Committee Amendment "A" (H-479) on Bill "An Act To Restrict Cash Access for Electronic Benefit Transfer Cards" (H.P. 201) (L.D. 268), in non-concurrence.
- the Minority Ought to Pass as Amended Report from the Committee on Health and Human Services and Passage to be Engrossed as Amended by Committee Amendment "A" (H-476) on Bill "An Act To Facilitate Substance Abuse Treatment for Certain Applicants for and Recipients of Temporary Assistance for Needy Families Benefits" (H.P. 1111) (L.D. 1615), in non-concurrence.
- the reference of Bill "An Act Concerning Private Personal Information of Public Employees and Licensed Individuals" (H.P. 1126) (L.D. 1633) to the Committee on Judiciary in non-concurrence.
- the Minority Ought to Pass as Amended Report from the Committee on Education and Cultural Affairs and Passage to be Engrossed as Amended by Committee Amendment "A" (H-496) on Bill "An Act To Provide for a Statewide Contract for School Teachers" (H.P. 613) (L.D. 864), in non-concurrence.

Best Regards,

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

READ and ORDERED PLACED ON FILE.

**ENACTORS
Acts**

An Act To Reduce Youth Access to Tobacco Products

(S.P. 391) (L.D. 1170)

(S. "B" S-306 to C. "A" S-146)

An Act To Require Drug Manufacturers To Comply with Federal Law

(S.P. 432) (L.D. 1280)

(S. "B" S-297 and S. "D" S-309 to C. "A" S-153)

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

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

UNFINISHED BUSINESS

The following matters, in the consideration of which the House was engaged at the time of adjournment Friday, June 23, 2017, had preference in the Orders of the Day and continued with such preference until disposed of as provided by House Rule 502.

Bill "An Act Regarding Mental Health Care for Maine Veterans"

(H.P. 853) (L.D. 1231)

(C. "A" H-407)

- In Senate, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-407).**

TABLED - June 21, 2017 (Till Later Today) by Representative GOLDEN of Lewiston.

PENDING - **PASSAGE TO BE ENGROSSED.**

On motion of Representative GOLDEN of Lewiston, the rules were **SUSPENDED** for the purpose of **RECONSIDERATION.**

On further motion of the same Representative, the House **RECONSIDERED** its action whereby **Committee Amendment "A" (H-407)** was **ADOPTED.**

The same Representative **PRESENTED** House **Amendment "A" (H-553)** to **Committee Amendment "A" (H-407)** which was **READ** by the Clerk and **ADOPTED.**

Committee Amendment "A" (H-407) as Amended by **House Amendment "A" (H-553)** thereto was **ADOPTED.**

The Bill was **PASSED TO BE ENGROSSED** as Amended by **Committee Amendment "A" (H-407)** as Amended by **House Amendment "A" (H-553)** thereto in **NON-CONCURRENCE** and sent for concurrence.

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

SENATE DIVIDED REPORT - Majority (9) **Ought Not to Pass** - Minority (4) **Ought to Pass as Amended by Committee Amendment "A" (S-174)** - Committee on **EDUCATION AND CULTURAL AFFAIRS** on Bill "An Act Regarding Possession of a Firearm on School Property"

(S.P. 327) (L.D. 988)

- In House, Reports **READ** and the Bill and accompanying papers **COMMITTED** to the Committee on **EDUCATION AND CULTURAL AFFAIRS** on June 22, 2017.

- In Senate, Senate **INSISTED** on its former action whereby the Bill and accompanying papers **COMMITTED** to the Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY** in **NON-CONCURRENCE.**

- In House, House **RECEDED.**

TABLED - June 23, 2017 (Till Later Today) by Representative MARTIN of Eagle Lake.

PENDING - Motion of same Representative to **ACCEPT** the Minority **OUGHT TO PASS AS AMENDED** Report.

Representative MARTIN of Eagle Lake moved that the Bill and all accompanying papers be **INDEFINITELY POSTPONED.**

The **SPEAKER**: The Chair recognizes the Representative from Eagle Lake, Representative Martin.

Representative **MARTIN**: Thank you, Madam Speaker. It became clear in the last couple days that there has been some confusion and disagreement, and I felt that in the long run, it might be better to kill the bill this session and that I would present a bill come January that would be, probably, somewhat clearer and would not be an issue at that time. And so that is why I have made that motion today.

Representative **ESPLING** of New Gloucester **REQUESTED** a roll call on the motion to **INDEFINITELY POSTPONE** the Bill and all accompanying papers.

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 Indefinite Postponement of the Bill and all accompanying papers. All those in favor will vote yes, those opposed will vote no.

ROLL CALL NO. 403

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

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

ABSENT - Dillingham, Guerin, Herrick, Ordway, Ward.

Yes, 79; No, 66; Absent, 5; Excused, 1.

79 having voted in the affirmative and 66 voted in the negative, with 5 being absent and 1 excused, and accordingly the Bill and all accompanying papers were **INDEFINITELY POSTPONED** in **NON-CONCURRENCE** and sent for concurrence.

REPORTS OF COMMITTEE

Divided Report

Six Members of the Committee on **VETERANS AND LEGAL AFFAIRS** report in Report "A" **Ought to Pass as Amended by Committee Amendment "A" (S-302)** on Bill "An Act To Repeal the Ranked-choice Voting Law"

(S.P. 578) (L.D. 1625)

Signed:

Senators:

MASON of Androscoggin

COLLINS of York

Representatives:

DILLINGHAM of Oxford

FARRIN of Norridgewock

HANINGTON of Lincoln

WHITE of Washburn

Six Members of the same Committee report in Report "B" **Ought to Pass as Amended by Committee Amendment "B" (S-303)** on same Bill.

Signed:

Senator:

CARPENTER of Aroostook

Representatives:

CASÁS of Rockport

HICKMAN of Winthrop

LONGSTAFF of Waterville
MONAGHAN of Cape Elizabeth
SCHNECK of Bangor

One Member of the same Committee reports in Report "C" **Ought to Pass as Amended by Committee Amendment "C" (S-304)** on same Bill.

Signed:

Representative:

LUCHINI of Ellsworth

Came from the Senate with Report "A" **OUGHT TO PASS AS AMENDED READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-302)**.

READ.

Representative LUCHINI of Ellsworth moved that the House **ACCEPT** Report "B" **Ought to Pass as Amended**.

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

ROLL CALL NO. 404

YEA - Ackley, Alley, Austin B, Babbidge, Bailey, Bates, Battle, Beebe-Center, Berry, Blume, Brooks, 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, Sanborn, Schneck, Sheats, Spear, Stanley, Sylvester, Talbot Ross, Tepler, Terry, Tipping, Tucker, Warren, Zeigler, Madam Speaker.

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

ABSENT - Dillingham, Guerin, Herrick, Ordway, Ward.

Yes, 79; No, 66; Absent, 5; Excused, 1.

79 having voted in the affirmative and 66 voted in the negative, with 5 being absent and 1 excused, and accordingly Report "B" **Ought to Pass as Amended** was **ACCEPTED**.

The Bill was **READ ONCE**. **Committee Amendment "B" (S-303)** 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 "B" (S-303) in NON-CONCURRENCE** and sent for concurrence.

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

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

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

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

Representative **POULIOT**: Thank you, Madam Speaker. Madam Speaker, Men and Women of the House, I'm fortunate to represent hundreds of state employees. These are hardworking men and women. They are the people responsible for keeping the operations of state government moving forward. They are loyal and they go to work every day, doing the best job that they can for the State of Maine. Many of these men and women have bills to pay. They've got families to provide for, just like you and I. For weeks now, many of these folks have been wondering when the heck this body is going to do its job and pass a budget. I'm right there with them. I want the opportunity to vote on a reasonable budget. So far the only budget we've had a chance to vote on would have raised spending over 500 million dollars from just two years ago and kept in place the highest income tax rate for small businesses in the United States. That was not a budget that my constituents could afford. None of them have had a nearly 10% raise in the last two years; why should government be more prosperous than them? We seem to be so close on a deal. Based on hundreds of conversations I've had with my colleagues on both sides of the aisle, I honestly don't think we're as far apart as the media portrays us to be, so it leads me to ask; what is the holdup? Madam Speaker, I don't believe any one of us in this body wants to have a shutdown. I really don't. I surely do not. I'm asking for an opportunity to vote on a budget that is reasonable and realistic so that we don't repeat the disastrous shutdown of 1991. Thank you, Madam Speaker.

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

UNFINISHED BUSINESS

The following matter, in the consideration of which the House was engaged at the time of adjournment Friday, June 23, 2017, had preference in the Orders of the Day and continued with such preference until disposed of as provided by House Rule 502.

Bill "An Act Regarding Solar Power for Farms and Businesses"

(S.P. 529) (L.D. 1504)

- In Senate, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-276) AS AMENDED BY SENATE AMENDMENT "A" (S-293)** thereto.

TABLED - June 21, 2017 (Till Later Today) by Representative HERBIG of Belfast.

PENDING - ADOPTION OF SENATE AMENDMENT "A" (S-293) to COMMITTEE AMENDMENT "A" (S-276).

On motion of Representative HARVELL of Farmington, **Senate Amendment "A" (S-293) was INDEFINITELY POSTPONED.**

The same Representative **PRESENTED House Amendment "B" (H-554) to Committee Amendment "A" (S-276)**, which was **READ** by the Clerk.

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

Representative **HARVELL**: Madam Speaker, Ladies and Gentlemen of the House, this amendment is a stepdown but it's just to create, more or less, a baby step. For the ratepayers, it eliminates the gross metering at a cost of \$500 for a meter that gets socialized to all rate payers, and it maintains this 10% step-down in T&D, which was designed by the PUC. For solar, it creates predictability and business-like environment, it requires the PUC to do a cost and benefit adjudicatory proceeding and to complete a CMP rate case as we look to move away from net metering towards a time of use. Thank you, and I request a roll call.

The same Representative **REQUESTED** a roll call on the motion to **ADOPT House Amendment "B" (H-554) to Committee Amendment "A" (S-276).**

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 Bowdoinham, Representative Berry.

Representative **BERRY**: Thank you, Madam Speaker. Madam Speaker and Men and Women of the House, while this compromise amendment before us does not live up to Maine's full potential for solar jobs and for control of our energy future, it is a step in the right direction. At a time when we are in danger of falling even further behind, I am pleased that my Committee has been able to reach a reasonable compromise and to work across the aisle to get the job done. I want to thank all of my colleagues on the Committee on Energy, Utilities and Technology, and, in particular today, the Representatives from Farmington and from Hiram for working in a bipartisan fashion and with a focus on what is best for ratepayers, for jobs, and for our energy future. I urge support of the pending motion.

The SPEAKER: The Chair recognizes the Representative from Pittsfield, Representative Strom.

Representative **STROM**: Madam Speaker, there's a lot of confusion around me right now. This is an amendment that most people I know sitting around me have not seen, have not been able to review thoroughly, and I believe we're taking a vote now on something that's going to lock this state into a 15-year contract, and I think most people around me would really appreciate some time to look at this bill. Thank you.

Representative O'CONNOR of Berwick moved that the Bill be **TABLED** until later in today's session pending **ADOPTION of House Amendment "B" (H-554) to Committee Amendment "A" (S-276).**

Representative HERBIG of Belfast **REQUESTED** a roll call on the motion to **TABLE** until later in today's session pending **ADOPTION of House Amendment "B" (H-554) to Committee Amendment "A" (S-276).**

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

Subsequently, Representative HERBIG of Belfast **WITHDREW** her **REQUEST** for a roll call.

On motion of Representative O'CONNOR of Berwick, **TABLED** pending **ADOPTION** of **House Amendment "B" (H-554)** to **Committee Amendment "A" (S-276)** and later today assigned. (Roll Call Ordered)

COMMUNICATIONS

The Following Communication: (S.C. 548)

STATE OF MAINE OFFICE OF THE GOVERNOR AUGUSTA, MAINE

June 23, 2017

The 128th Legislature of the State of Maine

State House

Augusta, Maine

Dear Honorable Members of the 128th Legislature:

Under the authority vested in me by Article IV, Part Third, Section 2 of the Constitution of the State of Maine, I am hereby vetoing LD 731, "An Act to Require Mortgage Servicers to Act in Good Faith in Dealings with Homeowners."

This bill is unnecessary and duplicative. Mortgage servicers will already be subject to increased accountability and oversight as the result of PL 2017, c. 106, a bill titled "An Act to Improve the Foreclosure Process by Regulating Mortgage Loan Servicers" that I signed into law on May 30, 2017.

Under that new law, companies will have to demonstrate appropriate financial responsibility, character and fitness in order to obtain a state license to service Maine mortgage loans.

LD 731, in contrast, is anti-business. It establishes a vague standard of "good faith and fair dealings," then creates new legal causes of action that will lead to more lawsuits against mortgage servicers and the possibility of awards of both actual damages and statutory damages of \$15,000 or more.

These lawsuits—and threats of lawsuits—will further delay the foreclosure process, which already takes far too long to complete.

We should wait and see whether the new licensing provisions found in PL 2017, c. 106 will be sufficient to improve accountability of mortgage servicers before adding onerous statutory penalties and further delaying foreclosures.

For these reasons, I return LD 731 unsigned and vetoed. I strongly urge the Legislature to sustain it.

Sincerely,

S/Paul R. LePage

Governor

Came from the Senate, **READ** and **ORDERED PLACED ON FILE**.

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

The accompanying item An Act To Require Mortgage Servicers To Act in Good Faith in Dealings with Homeowners

(S.P. 243) (L.D. 731)

(C. "A" S-229)

In Senate, June 27, 2017, this Bill, having been returned by the Governor, together with objections to the same, pursuant to the provisions of the Constitution of the State of Maine, after reconsideration, the Senate proceeded to vote on the question: 'Shall this Bill become a law notwithstanding the objections of the Governor?'

28 voted in favor and 6 against, and 28 being more than 2/3 of the members present and voting, accordingly it was the vote of the Senate that the Bill become law and the veto was overridden.

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

Representative **FREDETTE**: Thank you, Madam Speaker, Ladies and Gentlemen of the House. I call a bill like this the full employment act of attorneys act, and the reason why is because this particular bill creates a new cause of action in regards to mortgage companies, and I personally believe that there's enough mechanisms that already exist in the law to provide protections or to provide causes of action to bring an action against any of these folks. Essentially, the Chief Executive says the same thing. I will be voting to sustain this veto and ask that you follow my light. Thank you.

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

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

ROLL CALL NO. 405V

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

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

ABSENT - Campbell, Dillingham, Guerin, Handy, Herrick, Hilliard, Tipping, Ward.

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 the Veto was **SUSTAINED**.

The Following Communication: (S.C. 550)

STATE OF MAINE OFFICE OF THE GOVERNOR AUGUSTA, MAINE

June 23, 2017

The 128th Legislature of the State of Maine

State House

Augusta, Maine

Dear Honorable Members of the 128th Legislature:

Under the authority vested in me by Article IV, Part Third, Section 2 of the Constitution of the State of Maine, I am hereby vetoing LD 1361), "An Act Regarding State Hiring and Retention for Persons with Disabilities."

Unlike many in the legislature who only talk about helping Mainers with disabilities achieve self-sufficiency, my administration has actually taken steps to help them. Thanks to

nearly \$100 million in targeted DHHS spending since the start of my administration, disabled Mainers have more opportunity to succeed than ever before. I am proud of my record of prioritizing resources and assistance to our most vulnerable citizens. We want all Mainers to know the dignity of meaningful employment and the independence that comes with a regular paycheck.

When I came to office, I promised the Maine people that in this state, we pay our bills. This is something the legislature continues to ignore. Implementing LD 1361 will burden the state with over \$177,000 for system modifications to our online application process and require an additional full-time human resources position. However, this bill neither provides the funding nor a position to implement the law.

In short, this bill amounts to yet another unfunded mandate. Therefore, I return LD 1361 unsigned and vetoed. I strongly urge the Legislature to sustain it.

Sincerely,
S/Paul R. LePage
Governor

Came from the Senate, **READ** and **ORDERED PLACED ON FILE**.

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

The accompanying item An Act Regarding State Hiring and Retention for Persons with Disabilities

(S.P. 469) (L.D. 1361)

In Senate, June 27, 2017, this Bill, having been returned by the Governor, together with objections to the same, pursuant to the provisions of the Constitution of the State of Maine, after reconsideration, the Senate proceeded to vote on the question: 'Shall this Bill become a law notwithstanding the objections of the Governor?'

34 voted in favor and 0 against, and 34 being more than 2/3 of the members present and voting, accordingly it was the vote of the Senate that the Bill become law and the veto was overridden.

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

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

ROLL CALL NO. 406V

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

NAY - Cebra, Hanley, Johansen, Kinney M, Lockman, Mason, McElwee, Prescott, Reed, Sanderson, Sirocki, Stetkis, Sutton, Turner, Winsor.

ABSENT - Campbell, Dillingham, Guerin, Herrick, Hilliard, Tipping, Ward.

Yes, 128; No, 15; Absent, 7; Excused, 1.

128 having voted in the affirmative and 15 voted in the negative, with 7 being absent and 1 excused, and accordingly the Veto was **NOT SUSTAINED** in concurrence.

REPORTS OF COMMITTEE

Divided Report

Majority Report of the Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY** reporting **Ought Not to Pass** on Bill "An Act To Ensure Maine Is in Compliance with Certain Federal Drug Laws"

(S.P. 588) (L.D. 1637)

Signed:

Senator:

DIAMOND of Cumberland

Representatives:

WARREN of Hallowell

GROHMAN of Biddeford

LONGSTAFF of Waterville

NADEAU of Winslow

RECKITT of South Portland

TALBOT ROSS of Portland

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

Signed:

Senators:

ROSEN of Hancock

CYRWAY of Kennebec

Representatives:

COREY of Windham

GERRISH of Lebanon

HERRICK of Paris

MAREAN of Hollis

Came from the Senate with the Minority **OUGHT TO PASS AS AMENDED** Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-310)**.

READ.

Representative WARREN of Hallowell 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 Lebanon, Representative Gerrish.

Representative **GERRISH**: Thank you, Madam Speaker. Men and Women of the House, this bill came before my Committee. The purpose of this legislation is to align Maine law with federal law, requiring an individual's driver's license to be revoked for six months if convicted of any violation of the Controlled Substances Act, or any drug offense. This federal law allows a state to opt out of this requirement if the Chief

Executive signs a waiver to request the U.S. Department of Transportation, stating opposition to the law, and although the Chief Executive has signed the waivers in the past, it is my understanding that it will not be signed this year due to the serious drug epidemic before our state. If a state is not in compliance with the federal law and the Chief Executive does not request a waiver, the state is subject to lose 8% of their federal transportation funding, which would cost Maine about \$13.1 million dollars per year. I think this bill is crucial to pass for three reasons. First, it would bring Maine into federal compliance with the Controlled Substance Act. Secondly, I believe it would serve as a deterrent for individuals considering violating drug laws. And, lastly, Maine can simply not afford to lose over \$13 million in federal transportation funds due to our noncompliance. I ask you to follow my light and oppose the pending motion. Thank you.

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

Representative WARREN: Thank you, Madam Speaker. There are many reasons we should oppose this bill. I'll just give you a couple of them. For one, if you want anybody in the State of Maine to be able to get to their job, or to counseling if they're struggling with a substance use disorder, they need to have their license. For number two, every Chief Executive since McKernan has signed this waiver every year, even our own Chief Executive, our current governor -- excuse me, our current Chief Executive, because we have decided a long time ago that we don't take driver's licenses away for non-driving offenses. We do it in the case of child support but, certainly, if we want people to get on their feet, if we want people to get to their jobs, taking away their driver's license in a rural state like ours is just simply not going to help. 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. 407

YEA - Ackley, Alley, Austin B, Babbidge, Bailey, Bates, Battle, Beebe-Center, Berry, Blume, Brooks, 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, 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, Tucker, Warren, Zeigler, Madam Speaker.

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

ABSENT - Campbell, Dillingham, Herrick, Hilliard, Tipping, Ward.

Yes, 79; No, 65; Absent, 6; Excused, 1.

79 having voted in the affirmative and 65 voted in the negative, with 6 being absent and 1 excused, and accordingly the Majority **Ought Not to Pass** Report was **ACCEPTED** in **NON-CONCURRENCE** and sent for concurrence.

SENATE PAPERS

Non-Concurrent Matter

Bill "An Act To Implement the Recommendations of the Working Group To Study Background Checks for Child Care Facilities and Providers"

(H.P. 207) (L.D. 274)

PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-533) AS AMENDED BY HOUSE AMENDMENT "A" (H-540) thereto in the House on June 23, 2017.

Came from the Senate **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-533)** in **NON-CONCURRENCE**.

The House voted to **RECEDE**.

On motion of Representative HERBIG of Belfast, the Bill and all accompanying papers were **COMMITTED** to the Committee on **HEALTH AND HUMAN SERVICES** in **NON-CONCURRENCE** and sent for concurrence.

ENACTORS

Emergency Measure

An Act To Promote Workforce Participation

(H.P. 344) (L.D. 481)

(H. "A" H-548 to C. "A" H-326)

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. 113 voted in favor of the same and 19 against, and accordingly the Bill was **PASSED TO BE ENACTED**, signed by the Speaker and sent to the Senate.

Emergency Measure

An Act To Clarify Licensing Provisions for the Manufacture and Sale of Liquor

(H.P. 1133) (L.D. 1642)

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. 123 voted in favor of the same and 10 against, and accordingly the Bill was **PASSED TO BE ENACTED**, signed by the Speaker and sent to the Senate.

Emergency Measure

An Act To Provide Funding to the Loring Development Authority of Maine for Implementation Grants

(H.P. 1134) (L.D. 1643)

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. 119 voted in favor of the same and 14 against, and accordingly the Bill was **PASSED TO BE ENACTED**, signed by the Speaker and sent to the Senate.

Acts

An Act Regarding Driver's License Suspensions for Nondriving-related Violations

(H.P. 827) (L.D. 1190)
(H. "A" H-550 to C. "A" H-532)

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.

An Act To Establish the Maine Buy America and Build Maine Act

(S.P. 311) (L.D. 956)
(C. "A" S-171; H. "A" H-545; S. "A" S-291)

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

Representative **PARRY**: Thank you, Madam Speaker, Ladies and Gentlemen of the House. This bill here, I rise in opposition to the enactment of this bill, and I hope that you all had a chance to read a distribution I had sent out this morning from EGC of Maine. The intentions on this bill were really, really good, but something that we found out just recently was the possible cost to the Highway Fund. As we all know, we are very short on Highway Fund dollars now, we're short approximately \$160 million a year, and if this bill was to pass, we could also lose another 175-200 million dollars out of federal Highway Fund. So I really hope that you would oppose this bill. Thank you very much.

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. 408

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

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

ABSENT - Campbell, Chapman, Dillingham, Herrick, Hilliard, Tipping, Ward.

Yes, 73; No, 70; Absent, 7; Excused, 1.

73 having voted in the affirmative and 70 voted in the negative, with 7 being absent and 1 excused, and accordingly the Bill was **PASSED TO BE ENACTED**, signed by the Speaker and sent to the Senate.

An Act To Prevent Violence against Law Enforcement Officers, Emergency Medical Care Providers and Firefighters

(S.P. 329) (L.D. 990)
(H. "B" H-542 to C. "A" S-265)

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. 409

YEA - Ackley, Alley, Austin B, Austin S, Babbidge, Bailey, Bates, Beebe-Center, Berry, Bickford, Black, Blume, Bradstreet, Brooks, Bryant, Cardone, Casas, Cebra, Chace, Chapman, Collings, Cooper, Corey, Craig, Daughtry, DeChant, Denno, Doore, Duchesne, Dunphy, Espling, Farnsworth, Farrin, Fay, Fecteau, Foley, Fredette, Frey, Fuller, Gattine, Gerrish, Gillway, Ginzler, Golden, Grant, Grignon, Grohman, Guerin, Haggan, Hamann, Handy, Hanington, Hanley, Harlow, Harrington, Harvell, Hawke, Head, Herbig, Hickman, Higgins, Hogan, Hubbell, Hymanson, Johansen, Jorgensen, 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, Picchiotti, 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, Timberlake, Tucker, Tuell, Turner, Vachon, Wadsworth, Wallace, Warren, White, Winsor, Wood, Zeigler, Madam Speaker.

NAY - NONE.

ABSENT - Battle, Campbell, Dillingham, Herrick, Hilliard, Tipping, Ward.

Yes, 143; No, 0; Absent, 7; Excused, 1.

143 having voted in the affirmative and 0 voted in the negative, with 7 being absent and 1 excused, and accordingly the Bill was **PASSED TO BE ENACTED**, signed by the Speaker and sent to the Senate.

An Act To Protect the Health and Safety of First Responders

(H.P. 1036) (L.D. 1512)
(H. "A" H-547 to C. "B" H-512)

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. 410

YEA - Ackley, Alley, Austin B, Austin S, Babbidge, Bailey, Bates, Beebe-Center, Berry, Bickford, Black, Blume, Bradstreet, Brooks, Bryant, Cardone, Casas, Cebra, Chace, Chapman, Collings, Cooper, Corey, Craig, Daughtry, DeChant, Denno, Doore, Duchesne, Dunphy, Espling, Farnsworth, Farrin, Fay, Fecteau, Foley, Fredette, Frey, Fuller, Gattine, Gerrish, Ginzler, Golden, Grant, Grignon, Grohman, Guerin, Haggan, Hamann, Handy, Hanington, Hanley, Harlow, Harrington, Harvell, Hawke, Head, Herbig, Hickman, Higgins, Hogan, Hubbell, Hymanson, Johansen, Jorgensen, Kinney J, Kinney M, Kornfield, Kumiega, Lawrence, 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, Picchiotti, Pickett, Pierce J, Pierce T, Pouliot, Prescott, Reckitt, Reed, Riley, Rykerson, Sanborn, Sanderson, Schneck, Seavey, Sheats, Sherman, Simmons, Skolfield, Spear, Stanley, Stearns, Stetkis, Stewart, Strom, Sutton, Sylvester, Talbot Ross, Tepler, Terry, Theriault, Timberlake, Tucker, Tuell, Turner, Vachon, Wadsworth, Wallace, Warren, Wood, Zeigler, Madam Speaker.

NAY - Gillway, Lockman, Sampson, Sirocki, White, Winsor.

ABSENT - Battle, Campbell, Dillingham, Herrick, Hilliard, Tipping, Ward.

Yes, 137; No, 6; Absent, 7; Excused, 1.

137 having voted in the affirmative and 6 voted in the negative, with 7 being absent and 1 excused, and accordingly the Bill was **PASSED TO BE ENACTED**, signed by the Speaker and sent to the Senate.

SENATE PAPERS

Non-Concurrent Matter

Bill "An Act To Increase the Penalty for Aggravated Sex Trafficking"

(H.P. 183) (L.D. 250)

Majority (8) **OUGHT TO PASS AS AMENDED** Report of the Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-220) AS AMENDED BY HOUSE AMENDMENT "B" (H-552)** thereto in the House on June 23, 2017.

Came from the Senate with the Majority (8) **OUGHT TO PASS AS AMENDED** Report of the Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY READ** and **ACCEPTED** and the Bill and accompanying papers **COMMITTED** to the

Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY** in **NON-CONCURRENCE**.

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

ENACTORS

Emergency Measure

Resolve, To Assess the Need for Mental Health Care Services for Veterans in Maine and To Establish a Pilot Program To Provide Case Management Services to Veterans for Mental Health Care

(H.P. 853) (L.D. 1231)

(H. "A" H-553 to C. "A" H-407)

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

The **SPEAKER**: The Chair recognizes the Representative from Lewiston, Representative Golden.

Representative **GOLDEN**: Thank you, Madam Speaker. I just wanted to take a moment to speak to this bill and the amendment we put on it earlier today. The VA estimates that approximately 30,000 VA-eligible Maine veterans are not utilizing VA healthcare in the state, so we might wonder where those veterans are receiving care. It's very possible that many of them are not receiving any at all, and of those 30,000 veterans not using the VA, the VA estimates that more than 10,000 are in need of mental health care services. These are the veterans we are seeking to help with this legislation. They are among our most at-risk veterans; at risk of homelessness, substance abuse, and suicide. Suicide among veterans is not only a nationwide problem, but is also an unacceptable problem right here in Maine. 18% of the suicides in America are committed by one-tenth of 1% of the U.S. population, and that's our veterans population. Let me just repeat that. One-tenth of 1% is accounting for 18% of our suicides. What does that tell us? Perhaps a better question is what does that say about us as a nation? It makes me wonder; are we doing enough to stop it, Madam Speaker? We can't sit on the sidelines of this issue any longer. Last week alone, our director of the Bureau of Maine Veteran Services dealt with three suicidal veterans. I know one of them personally. This bill is more important and applicable than ever. Isn't this bill worth passing if we can save even a single Maine veteran from ending their life? By providing access to local outpatient or inpatient mental health care, this bill can help identify veterans in need of services in our hospitals, in our community service provider offices, places like Kennebec Behavioral Health, just down the street, or Tri County Mental Health, in my own community. This program would not only help get these veterans the emergency care they need, but it would also help connect them with the state's Bureau of Veterans' Services, where professional veterans' service officers can work to enroll them in the VA system. Veterans determined eligible for this program by the Department of Health and Human Services would also be eligible for case management services to help them navigate what can be a very complex VA healthcare system. Another reason why this pilot program would be a worthy investment for the state is that the VA has denied the creation of an inpatient mental healthcare facility for veterans that are at the VA here in Maine. To help address this issue, the bill calls for our state's 34 hospitals to work with us to identify veterans that show up in our hospitals and, ultimately, need an inpatient bed. This bill would cover the cost of that bed, cut dangerous wait times for care, and help us to gather data about the number of veterans that need this care over the course of the program, which could prove useful as a tool to

approach the VA and demonstrate the need for inpatient beds right here in Maine. This is so that we can care for Maine veterans in Maine. We need to stop sending our veterans to Massachusetts and other states, because when they need care, they deserve to receive it right here in their home state. This is a data collection and fact-finding pilot program that is meant to equip our state with the information we need to pressure the federal government to do more for our state's veterans. It's also an effort to fill an anticipated short-term gap in federal care. A recent RAND report found that the demand for VA services is likely to outpace the VA's ability to supply it through the year 2019, and that currently only about half of veterans report getting care in as timely a manner as they need it. So let me be clear. This bill isn't about taking over the VA's job or duplicating its services in the long-term. It's a bill to help fill the gap in services while the VA works to build its capacity to meet the demand. Madam Speaker, I have to say I worry that some people may believe that veterans don't need or want this help. That may be true for some, but as someone who served in the Marine Corps, and fought in Afghanistan and Iraq, I know that's not true for every veteran. Some things experienced in war stick with you. Friends get killed, enemies get killed; it's all ugly. It's all with you for the rest of your life, and that's okay. Many of us carry those burdens on our own. But for those who need more than that, we don't judge at all. We don't judge our brothers and sisters if they need help, need to talk to somebody and get some counseling, or maybe a bed in the hospital for a while. There's no judgement here at all, not for them or for any veteran who is needing a little help today because of what they experienced fighting for us yesterday. All I care about is how can we help get them better tomorrow so that they can move on to live the kind of happy, successful, and good life that they fought to preserve for the rest of us. In closing, I want to thank Director Adria Horn and her staff at the Bureau of Veterans' Services for their dedicated work for all of our veterans, but especially for their heartfelt commitment to saving the lives of veterans in this state that are struggling to keep the faith. The Bureau staff's efforts to help restore faith for those veterans that they're not alone and they're not forgotten is very much appreciated by me and I'm sure by all of us. Madam Speaker, I'd ask for your support of this bill and I urge the same support from our colleagues. Thank you.

This being an emergency measure, a two-thirds vote of all the members elected to the House being necessary, a total was taken. 136 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.

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

On motion of Representative BAILEY of Saco, the House adjourned at 3:37 p.m., until 10:00 a.m., Wednesday, June 28, 2017, in honor and lasting tribute to George Daniel Lawson III, of Monroe, and Joyce C. Languet, of Belgrade.