

MAINE STATE LEGISLATURE

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Senate Legislative Record
One Hundred and Twenty-Eighth Legislature

State of Maine

Daily Edition

First Regular Session
beginning December 7, 2016

beginning at Page 1

**STATE OF MAINE
ONE HUNDRED AND TWENTY-EIGHTH LEGISLATURE
FIRST REGULAR SESSION
JOURNAL OF THE SENATE**

In Senate Chamber
Thursday
March 9, 2017

Senate called to order by President Michael D. Thibodeau of
Waldo County.

Prayer by Reverend Brittany Longsdorf, Bates College in
Lewiston.

REVEREND LONGSDORF: Please join me in a word of prayer
in whatever posture or manner is most comfortable for you. God
of untold stories and endless compassion, we come before You
containing multitudes. We have many selves. Each person here
is a colleague, a member of a family, a person in a community,
and a friend. We acknowledge Your presence and power in
every layer of our lives and acknowledge that each of these
identities is held together in You in this Chamber today. The Latin
word humus means of the earth and is our root word for both
human and humility, reminding us that to be human means to be
humble, and in our rootedness to humility we act in service
towards one another. In doing so we express Your love and
compassion in the world. We remember those who are not
standing among us who our decisions impact; the vulnerable, the
needy, the invisible, and the helpless. May they be woven into
our own sense of humanity and humility and all that we do today.
This morning, as conversations begin and decisions are made,
encourage us to find words that speak peace to one another.
Enliven us to acknowledge the integrity of voices different from
ours. Invite us to listen to our own inner stirrings that lead us
towards justice and fairness. Let us be intentional in our listening,
in our speech, and in our thoughts and intertwine us with Your
kindness and grace throughout this political process now and
always. We pray these things to everything that is holy. Blessed
be. Shalom. Salaam. Amen.

Pledge of Allegiance led by Senator Scott W. Cyrway of
Kennebec County.

Reading of the Journal of Tuesday, March 7, 2017.

Doctor of the day, Marya Goettsche Spurling, M.D. of New
Sharon.

Off Record Remarks

Out of order and under suspension of the Rules, on motion by
Senator **MASON** of Androscoggin, the following Joint Order:
S.P. 312

Ordered, the House concurring, that when the House and Senate
adjourn they do so until Tuesday, March 14, 2017, at 10:00 in the
morning.

READ and PASSED.

Ordered sent down forthwith for concurrence.

PAPERS FROM THE HOUSE

House Papers

Bill "An Act To Prohibit Female Genital Mutilation"
H.P. 525 L.D. 745

Comes from the House, **REFERRED** to the Committee on
CRIMINAL JUSTICE AND PUBLIC SAFETY and ordered
printed.

On motion by Senator **MASON** of Androscoggin, **TABLED** until
Later in Today's Session, pending **REFERENCE**.

Bill "An Act Regarding Workers' Compensation Insurance Rates
for Small Businesses"
H.P. 641 L.D. 913

Comes from the House, **REFERRED** to the Committee on
**LABOR, COMMERCE, RESEARCH AND ECONOMIC
DEVELOPMENT** and ordered printed.

On motion by Senator **MASON** of Androscoggin, **TABLED** until
Later in Today's Session, pending **REFERENCE**.

Bill "An Act To Prohibit a Person from Providing False Testimony
to a Committee of the Legislature"
H.P. 599 L.D. 850

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

On motion by Senator **DAVIS** of Piscataquis, **REFERRED** to the
Committee on **STATE AND LOCAL GOVERNMENT** and ordered
printed, in concurrence.

COMMUNICATIONS

The Following Communication: S.C. 187

**STATE OF MAINE
128TH LEGISLATURE
HOUSE OF REPRESENTATIVES
SPEAKER'S OFFICE**

March 8, 2017

Honorable Heather J. R. Priest
Secretary of the Senate
3 State House Station
Augusta, ME 04333

Dear Secretary Priest,

Pursuant to my authority under Joint Order, SP 210, I am pleased to appoint the following legislators and members of the public to serve on the Task Force to Address the Opiate Crisis in the State, effective March 8, 2017:

- Representative Joyce McCreight of Harpswell as House Chair
- Representative Anne Beebe-Center of Rockland
- Representative Harold Stewart, III of Presque Isle
- Representative Karen Vachon of Scarborough
- Mr. Ross Hicks of Brunswick as a person who is recovering from opioid addiction
- Ms. Malory Shaughnessy of Westbrook as a representative of the interests of providers of substance abuse and recovery services
- Dr. Vernon Gardner of Hampden as a physician specializing in addiction treatment
- Mr. Robert Fowler of South Portland as a behavioral health specialist

If you have any questions, please don't hesitate to contact my office.

Sincerely,

S/Sara Gideon
Speaker of the House

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 179

**STATE OF MAINE
ONE HUNDRED AND TWENTY-EIGHTH LEGISLATURE
COMMITTEE ON AGRICULTURE, CONSERVATION &
FORESTRY**

March 2, 2017

Honorable Michael D. Thibodeau, President of the Senate
Honorable Sara Gideon, Speaker of the House
128th Legislature
State House
Augusta, Maine 04333

Dear President Thibodeau and Speaker Gideon:

Pursuant to Joint Rule 310, we are writing to notify you that the Joint Standing Committee on Agriculture, Conservation and Forestry has voted unanimously to report the following bill(s) out "Ought Not to Pass":

- L.D. 157 An Act To Require the Reporting of Animal Cruelty or Neglect
- L.D. 246 An Act To Provide for the Adoption of Cats and Dogs Previously Used for Research Purposes

This is notification of the Committee's action.

Sincerely,

S/Sen. Paul T. Davis Senate Chair S/Rep. Michelle Ann Dunphy House Chair

READ and with accompanying papers ORDERED PLACED ON FILE.

The Following Communication: S.C. 186

**STATE OF MAINE
ONE HUNDRED AND TWENTY-EIGHTH LEGISLATURE
COMMITTEE ON EDUCATION AND CULTURAL AFFAIRS**

March 6, 2017

Honorable Michael D. Thibodeau, President of the Senate
Honorable Sara Gideon, Speaker of the House
128th Legislature
State House
Augusta, Maine 04333

Dear President Thibodeau and Speaker Gideon:

Pursuant to Joint Rule 310, we are writing to notify you that the Joint Standing Committee on Education and Cultural Affairs has voted unanimously to report the following bill(s) out "Ought Not to Pass":

- L.D. 48 An Act To Provide for Fairness in the Transfer of Students (EMERGENCY)

This is notification of the Committee's action.

Sincerely,

S/Sen. Brian D. Langley Senate Chair S/Rep. Tori P. Kornfield House Chair

READ and with accompanying papers ORDERED PLACED ON FILE.

The Following Communication: S.C. 180

Sincerely,

**STATE OF MAINE
ONE HUNDRED AND TWENTY-EIGHTH LEGISLATURE
COMMITTEE ON ENERGY, UTILITIES AND TECHNOLOGY**

S/Sen. Thomas B. Saviello
Senate Chair

S/Rep. Ralph L. Tucker
House Chair

March 3, 2017

Honorable Michael D. Thibodeau, President of the Senate
Honorable Sara Gideon, Speaker of the House
128th Legislature
State House
Augusta, Maine 04333

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

The Following Communication: S.C. 182

**STATE OF MAINE
ONE HUNDRED AND TWENTY-EIGHTH LEGISLATURE
COMMITTEE ON LABOR, COMMERCE, RESEARCH AND
ECONOMIC DEVELOPMENT**

Dear President Thibodeau and Speaker Gideon:

March 2, 2017

Pursuant to Joint Rule 310, we are writing to notify you that the Joint Standing Committee on Energy, Utilities and Technology has voted unanimously to report the following bill(s) out "Ought Not to Pass":

Honorable Michael D. Thibodeau, President of the Senate
Honorable Sara Gideon, Speaker of the House
128th Legislature
State House
Augusta, Maine 04333

L.D. 55 An Act To Provide Funding for the Restoration of China Lake

This is notification of the Committee's action.

Dear President Thibodeau and Speaker Gideon:

Sincerely,

S/Sen. David Woodsome Senate Chair
S/Rep. Seth A. Berry House Chair

Pursuant to Joint Rule 310, we are writing to notify you that the Joint Standing Committee on Labor, Commerce, Research and Economic Development has voted unanimously to report the following bill(s) out "Ought Not to Pass":

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

L.D. 489 An Act To Ensure Firefighters Receive Cancer Treatment Pursuant to the Maine Revised Statutes, Title 39-A

The Following Communication: S.C. 181

This is notification of the Committee's action.

**STATE OF MAINE
ONE HUNDRED AND TWENTY-EIGHTH LEGISLATURE
COMMITTEE ON ENVIRONMENT AND NATURAL
RESOURCES**

Sincerely,

March 6, 2017

Honorable Michael D. Thibodeau, President of the Senate
Honorable Sara Gideon, Speaker of the House
128th Legislature
State House
Augusta, Maine 04333

S/Sen. Amy F. Volk Senate Chair
S/Rep. Ryan M. Fecteau House Chair

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

The Following Communication: S.C. 183

**STATE OF MAINE
ONE HUNDRED AND TWENTY-EIGHTH LEGISLATURE
COMMITTEE ON LABOR, COMMERCE, RESEARCH AND
ECONOMIC DEVELOPMENT**

Dear President Thibodeau and Speaker Gideon:

March 3, 2017

Pursuant to Joint Rule 310, we are writing to notify you that the Joint Standing Committee on Environment and Natural Resources has voted unanimously to report the following bill(s) out "Ought Not to Pass":

L.D. 103 An Act To Prohibit the Use of Certain Disposable Food Service Containers

This is notification of the Committee's action.

Honorable Michael D. Thibodeau, President of the Senate
Honorable Sara Gideon, Speaker of the House
128th Legislature
State House
Augusta, Maine 04333

Sincerely,

S/Sen. Amy F. Volk
Senate Chair

S/Rep. Ryan M. Fecteau
House Chair

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

Dear President Thibodeau and Speaker Gideon:

Pursuant to Joint Rule 310, we are writing to notify you that the Joint Standing Committee on Labor, Commerce, Research and Economic Development has voted unanimously to report the following bill(s) out "Ought Not to Pass":

- L.D. 84 An Act To Clarify the Contracts Used for Automobile Sales
- L.D. 114 An Act To Increase the Number of Suboxone Prescribers
- L.D. 148 An Act To Allow Overhead Garage Door Installers To Install and Repair Dumbwaiters

This is notification of the Committee's action.

Sincerely,

S/Sen. Amy F. Volk
Senate Chair

S/Rep. Ryan M. Fecteau
House Chair

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

The Following Communication: S.C. 184

**STATE OF MAINE
ONE HUNDRED AND TWENTY-EIGHTH LEGISLATURE
COMMITTEE ON STATE AND LOCAL GOVERNMENT**

March 3, 2017

Honorable Michael D. Thibodeau, President of the Senate
Honorable Sara Gideon, Speaker of the House
128th Legislature
State House
Augusta, Maine 04333

Dear President Thibodeau and Speaker Gideon:

Pursuant to Joint Rule 310, we are writing to notify you that the Joint Standing Committee on State and Local Government has voted unanimously to report the following bill(s) out "Ought Not to Pass":

- L.D. 71 Resolve, Directing the Secretary of State To Request That the United States Secretary of Transportation Place Maine in the Atlantic Standard Time Zone

This is notification of the Committee's action.

Sincerely,

S/Sen. Paul T. Davis
Senate Chair

S/Rep. Danny Martin
House Chair

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

The Following Communication: S.C. 188

**STATE OF MAINE
ONE HUNDRED AND TWENTY-EIGHTH LEGISLATURE
COMMITTEE ON LABOR, COMMERCE, RESEARCH AND
ECONOMIC DEVELOPMENT**

March 8, 2017

Honorable Michael D. Thibodeau, President of the Senate
Honorable Sara Gideon, Speaker of the House
128th Legislature
State House
Augusta, Maine 04333

Dear President Thibodeau and Speaker Gideon:

Pursuant to Joint Rule 310, we are writing to notify you that the Joint Standing Committee on Labor, Commerce, Research and Economic Development has voted unanimously to report the following bill(s) out "Ought Not to Pass":

- L.D. 163 An Act To Strengthen the Enforcement of Maine's Labor Laws

This is notification of the Committee's action.

The Following Communication: S.C. 185

**STATE OF MAINE
ONE HUNDRED AND TWENTY-EIGHTH LEGISLATURE
COMMITTEE ON TRANSPORTATION**

March 6, 2017

Honorable Michael D. Thibodeau, President of the Senate
Honorable Sara Gideon, Speaker of the House
128th Legislature
State House
Augusta, Maine 04333

Dear President Thibodeau and Speaker Gideon:

Pursuant to Joint Rule 310, we are writing to notify you that the Joint Standing Committee on Transportation has voted unanimously to report the following bill(s) out "Ought Not to Pass":

- L.D. 210 An Act To Allow Disabled Veterans To Have More Than One Set of Disabled Veteran License Plates
- L.D. 242 An Act To Allow Extra Lights on the Front of a Motorcycle

This is notification of the Committee's action.

Sincerely,

S/Sen. Ronald F. Collins
Senate Chair

S/Rep. Andrew J. McLean
House Chair

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

The Following Communication: H.P. 464

**STATE OF MAINE
OFFICE OF THE
SECRETARY OF STATE
AUGUSTA, MAINE 04333-0148**

February 6, 2017

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

Dear Clerk Hunt:

Enclosed please find my official certification to the 128th Legislature of the citizen initiative petition entitled "An Act To Allow Slot Machines or a Casino in York County".

Sincerely,

S/Matthew Dunlap
Secretary of State

**STATE OF MAINE
SECRETARY OF STATE**

I, Matthew Dunlap, Secretary of State, hereby certify that written petitions bearing valid signatures in excess of 87,000 electors of this State were addressed to the Legislature of the State of Maine and were filed in the office of the Secretary of State on February 1, 2016 and December 22, 2016, requesting that the Legislature

consider an act entitled, "An Act To Allow Slot Machines or a Casino in York County".

I further certify that the number of signatures submitted is in excess of ten percent of the total votes cast in the last gubernatorial election preceding the filing of such petitions, as required by Article IV, Part Third, Section 18 of the Constitution of Maine, that number being 61,123.

I further certify this initiative petition to be valid and attach herewith the text of the legislation circulated on the petition's behalf.

In testimony whereof, I have caused the Great Seal of the State of Maine to be hereunto affixed. Given under my hand at Augusta on the sixth day of February in the year two thousand and seventeen.

S/Matthew Dunlap
Secretary of State

Comes from the House, **READ** and **ORDERED PLACED ON FILE**.

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

The accompanying Bill:

Bill "An Act To Allow Slot Machines or a Casino in York County"
I.B. 1 L.D. 719

Comes from the House, **REFERRED** to the Committee on **VETERANS AND LEGAL AFFAIRS** and ordered printed.

On motion by Senator **MASON** of Androscoggin, **TABLED** until Later in Today's Session, pending **REFERENCE**.

All matters thus acted upon were ordered sent down forthwith for concurrence.

Senate at Ease.

The Senate was called to order by the President.

The President requested the Sergeant-At-Arms escort the Senator from Androscoggin, Senator **MASON**, to the rostrum where he assumed the duties as President Pro Tempore.

The President left the Chamber.

The Senate was called to order by President Pro Tempore **GARRETT P. MASON** of Androscoggin County.

SENATE PAPERS

Bill "An Act To Authorize a General Fund Bond Issue To Support the Biomass Industry"

S.P. 308 L.D. 953

Presented by Senator JACKSON of Aroostook.
Cosponsored by Representative MARTIN of Eagle Lake and Senators: DILL of Penobscot, LIBBY of Androscoggin, SAVIELLO of Franklin, WOODSOME of York, Representatives: GATTINE of Westbrook, Speaker GIDEON of Freeport.

Bill "An Act To Authorize a General Fund Bond Issue To Recapitalize the Municipal Investment Trust Fund"

S.P. 310 L.D. 955

Presented by Senator DESCHAMBAULT of York.
Cosponsored by Representative SPEAR of South Thomaston and Senators: CARPENTER of Aroostook, DIAMOND of Cumberland, DION of Cumberland, KATZ of Kennebec, MILLETT of Cumberland, VOLK of Cumberland, Representative: BRYANT of Windham.

On motion by Senator **HAMPER** of Oxford, **REFERRED** to the Committee on **APPROPRIATIONS AND FINANCIAL AFFAIRS** and ordered printed.

Sent down for concurrence.

Bill "An Act To Adopt the Uniform Act on Prevention of and Remedies for Human Trafficking"

S.P. 306 L.D. 951

Presented by Senator VOLK of Cumberland.
Cosponsored by Senator: DION of Cumberland.

On motion by Senator **ROSEN** of Hancock, **REFERRED** to the Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY** and ordered printed.

Sent down for concurrence.

Bill "An Act To Ensure Access to Opiate Addiction Treatment in Maine"

S.P. 307 L.D. 952

Presented by Senator WOODSOME of York.
Cosponsored by Representative POULIOT of Augusta and Senators: BREEN of Cumberland, CUSHING of Penobscot, DION of Cumberland, GRATWICK of Penobscot, LANGLEY of Hancock, Representatives: BATTLE of South Portland, HARVELL of Farmington, VACHON of Scarborough.

Committee on **HEALTH AND HUMAN SERVICES** suggested and ordered printed.

Senator **BRAKEY** of Androscoggin moved to **REFER** to the Committee on **HEALTH AND HUMAN SERVICES**.

On motion by Senator **CUSHING** of Penobscot, **TABLED** until Later in Today's Session, pending the motion by Senator **BRAKEY** of Androscoggin to **REFER** to the Committee on **HEALTH AND HUMAN SERVICES**.

Bill "An Act To Enact the Uniform Emergency Volunteer Health Practitioners Act"

S.P. 314 L.D. 958

Presented by Senator DION of Cumberland.

Committee on **HEALTH AND HUMAN SERVICES** suggested and ordered printed.

Senator **BRAKEY** of Androscoggin moved to **REFER** to the Committee on **HEALTH AND HUMAN SERVICES**.

On motion by Senator **LIBBY** of Androscoggin, **TABLED** until Later in Today's Session, pending the motion by Senator **BRAKEY** of Androscoggin to **REFER** to the Committee on **HEALTH AND HUMAN SERVICES**.

Bill "An Act Regarding Telehealth"

S.P. 304 L.D. 949

Presented by Senator GRATWICK of Penobscot.
Cosponsored by Representative HIGGINS of Dover-Foxcroft and Senators: CHIPMAN of Cumberland, DAVIS of Piscataquis, DOW of Lincoln, KEIM of Oxford, MAKER of Washington, Representatives: BROOKS of Lewiston, HAMANN of South Portland, MARTIN of Eagle Lake.

On motion by Senator **WHITTEMORE** of Somerset, **REFERRED** to the Committee on **INSURANCE AND FINANCIAL SERVICES** and ordered printed.

Sent down for concurrence.

Bill "An Act To Make Certain Contraception Available over the Counter"

S.P. 309 L.D. 954

Presented by Senator BRAKEY of Androscoggin.
Cosponsored by Senators: MAKER of Washington, VOLK of Cumberland, Representatives: GUERIN of Glenburn, HARLOW of Portland, SIROCKI of Scarborough.

Bill "An Act Regarding Unemployment Compensation for Workers Involved in Certain Seasonal Occupations"

S.P. 318 L.D. 962

Presented by Senator JACKSON of Aroostook.
Cosponsored by Representative HERBIG of Belfast and
Senators: BELLOWS of Kennebec, CHIPMAN of Cumberland,
LANGLEY of Hancock, MIRAMANT of Knox, VOLK of
Cumberland, Representatives: FECTEAU of Biddeford, MARTIN
of Eagle Lake, SYLVESTER of Portland.

On motion by Senator **VOLK** of Cumberland, **REFERRED** to the
Committee on **LABOR, COMMERCE, RESEARCH AND
ECONOMIC DEVELOPMENT** and ordered printed.

Sent down for concurrence.

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

S.P. 311 L.D. 956

Presented by Senator JACKSON of Aroostook.
Cosponsored by Speaker GIDEON of Freeport and Senators:
BREEN of Cumberland, DAVIS of Piscataquis, LIBBY of
Androscoggin, SAVIELLO of Franklin, Representatives: BLACK of
Wilton, FECTEAU of Biddeford, MARTIN of Eagle Lake, MARTIN
of Sinclair.

On motion by Senator **DAVIS** of Piscataquis, **REFERRED** to the
Committee on **STATE AND LOCAL GOVERNMENT** and ordered
printed.

Sent down for concurrence.

Bill "An Act To Expand Property Tax Relief for Maine Residents"

S.P. 315 L.D. 959

Presented by Senator CHENETTE of York.
Cosponsored by Representative McCREIGHT of Harpswell and
Senators: BELLOWS of Kennebec, DOW of Lincoln, LIBBY of
Androscoggin, Representatives: COOPER of Yarmouth, TERRY
of Gorham.

On motion by Senator **DOW** of Lincoln, **REFERRED** to the
Committee on **TAXATION** and ordered printed.

Sent down for concurrence.

Bill "An Act To Use State Employees and Resources for Transportation Bond Projects"

S.P. 316 L.D. 960

Presented by Senator MIRAMANT of Knox.
Cosponsored by Representative GRANT of Gardiner and
Senators: CARPENTER of Aroostook, CHENETTE of York,
Representatives: CHAPMAN of Brooksville, HANINGTON of
Lincoln, HUBBELL of Bar Harbor, KORNFIELD of Bangor,
PIERCE of Falmouth.

Bill "An Act To Require Certain Personnel on a Bridge Painting Project To Be Certified"

S.P. 319 L.D. 963

Presented by Senator JACKSON of Aroostook.
Cosponsored by Representative McLEAN of Gorham and
Senators: BELLOWS of Kennebec, BREEN of Cumberland,
CHIPMAN of Cumberland, MIRAMANT of Knox, Representatives:
BRYANT of Windham, SCHNECK of Bangor.

On motion by Senator **COLLINS** of York, **REFERRED** to the
Committee on **TRANSPORTATION** and ordered printed.

Sent down for concurrence.

Resolve, To Study Using Blockchain Technology in Conjunction with Paper Ballots in Maine Elections (EMERGENCY)

S.P. 305 L.D. 950

Presented by Senator BRAKEY of Androscoggin.
Cosponsored by Senator: MASON of Androscoggin.

Resolve, To Update Maine's Liquor Laws

S.P. 313 L.D. 957

Presented by Senator LANGLEY of Hancock.
Cosponsored by Representative LUCHINI of Ellsworth and
Senators: COLLINS of York, MASON of Androscoggin,
Representatives: SUTTON of Warren, TURNER of Burlington.

Bill "An Act To Improve the Cost-efficiency of Funds Disbursed under the Maine Clean Election Act"

S.P. 317 L.D. 961

Presented by Senator JACKSON of Aroostook.
Cosponsored by Representative MARTIN of Eagle Lake and
Senators: CARPENTER of Aroostook, LIBBY of Androscoggin,
MIRAMANT of Knox, Representatives: LUCHINI of Ellsworth,
SCHNECK of Bangor.

On motion by Senator **CUSHING** of Penobscot, **REFERRED** to the
Committee on **VETERANS AND LEGAL AFFAIRS** and
ordered printed.

Sent down for concurrence.

Off Record Remarks

Senator **BREEN** of Cumberland was granted unanimous consent to address the Senate on the Record.

Senator **BREEN**: Thank you very much, Mr. President Pro Tem. Ladies and gentlemen of the Senate, Mr. President Pro Tem, Maine lost a very, very special public servant last fall and I'm very pleased today that his family is here so that we can honor him. I'm going to be presenting a memorial sentiment honoring Mr. Osmond Bonsey and his legacy in the State of Maine. As a former municipal elected official, I knew Mr. Bonsey, better known as Oz, only by reputation, but it is a reputation of extraordinary service to our state. Born in Surry, Maine, Oz served in the U.S. Navy from 1946 to 1948. He completed his bachelor's degree in Public Administration from the University of Maine, serving as an intern in the City of Ellsworth during his senior year. The first town in Maine to hire Oz as Town Manager was the Town of Corinth, where he also served as Tax Collector, Treasurer, and Town Clerk, all for an annual salary of \$2,700 in 1952. After that, Oz migrated all over Maine: Mars Hill, Freeport, Falmouth, Yarmouth. In addition to his jobs in individual towns, he also served as Director of the Greater Portland Council of Governments, which, like other Councils of Government, brought together regional municipalities to collaborate and use federal and state funds effectively and efficiently. Perhaps the greatest contribution to Maine was Oz's work in elevating municipal management to a recognized profession. Many of Maine's Town Managers credit Oz for raising the expectations and skills that we've now come to expect from our city and town managers. In 1971 he was elected President of the Maine Municipal Association. He was named Town Manager of the Year by the same in 1985. Avid participation in the International City Managers Association earned him the presidency in 1987. This work took him all over the U.S., Canada, and England, preaching his own personal gospel of the Council-City Manager form of local government. The Town of Yarmouth was then the smallest town that had ever produced a President of the International City Managers Association. Beyond his professional accomplishments, Oz also served as a Trustee of the Maine Medical Center, as a member of the Maine Board of Environmental Protection, on the board of the Maine Municipal Employee's Health Trust. In his autobiography, he gives much credit for his many accomplishments to his beloved wife, Ann, of 64 years and for their three children: Lynn, Lorna, and Cameron. Mr. Bonsey passed away on October 30, 2016. I'm very pleased to welcome his family here today. Thank you, Mr. President Pro Tem.

THE PRESIDENT PRO TEMPORE: The Chair is pleased to recognize in the rear of the Chamber Ann Bonsey, the widow of Osmond Bonsey, and Cameron Bonsey, the son of Mr. Bonsey. Would they please rise and accept the condolences of the Senate.

REPORTS OF COMMITTEES

House

Ought to Pass

The Committee on **HEALTH AND HUMAN SERVICES** on Bill "An Act To Remove the Treasurer of State from the Maine Vaccine Board"

H.P. 119 L.D. 161

Reported that the same **Ought to Pass**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED**.

Report **READ** and **ACCEPTED**, in concurrence.

Bill **READ ONCE**.

ASSIGNED FOR SECOND READING NEXT LEGISLATIVE DAY.

The Committee on **STATE AND LOCAL GOVERNMENT** on Bill "An Act To Grant Plantations the Power To Control Consumer Fireworks" (EMERGENCY)

H.P. 5 L.D. 3

Reported that the same **Ought to Pass**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED**.

Report **READ** and **ACCEPTED**, in concurrence.

Bill **READ ONCE**.

ASSIGNED FOR SECOND READING NEXT LEGISLATIVE DAY.

Divided Report

The Majority of the Committee on **STATE AND LOCAL GOVERNMENT** on Bill "An Act To Remove the Legislative Council from the Capitol Area Development Approval Process"

H.P. 26 L.D. 25

Reported that the same **Ought Not to Pass**.

Signed:

Senator:
DESCHAMBAULT of York

Representatives:

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

The Minority of the same Committee on the same subject reported that the same **Ought To Pass**.

Signed:

Senator:

DAVIS of Piscataquis

Representatives:

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

Comes from the House with the Majority **OUGHT NOT TO PASS** Report **READ** and **ACCEPTED**.

Reports **READ**.

Senator **DAVIS** of Piscataquis moved the Senate **ACCEPT** the Minority **OUGHT TO PASS** Report, in **NON-CONCURRENCE**.

On further motion by same Senator, **TABLED** until Later in Today's Session, pending the motion by same Senator to **ACCEPT** the Minority **OUGHT TO PASS** Report, in **NON-CONCURRENCE**.

Senate

Ought to Pass As Amended

Senator SAVIELLO for the Committee on **ENVIRONMENT AND NATURAL RESOURCES** on Bill "An Act To Exclude Cardboard Beverage Containers from the Laws Governing Returnable Beverage Containers"

S.P. 73 L.D. 227

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-4)**.

Report **READ** and **ACCEPTED**.

Bill **READ ONCE**.

Committee Amendment "A" (S-4) **READ** and **ADOPTED**.

ASSIGNED FOR SECOND READING NEXT LEGISLATIVE DAY.

All matters thus acted upon were ordered sent down forthwith for concurrence.

SECOND READERS

The Committee on **Bills in the Second Reading** reported the following:

House

Bill "An Act To Change the Time and Location of the Annual Meeting of the Board of Trustees of the Kittery Water District"
H.P. 72 L.D. 104

READ A SECOND TIME and **PASSED TO BE ENGROSSED**, in concurrence.

Senate

Bill "An Act To Update Accessibility Requirements on Highways"
S.P. 80 L.D. 236

READ A SECOND TIME and **PASSED TO BE ENGROSSED**.

Sent down for concurrence.

Senate As Amended

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

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

READ A SECOND TIME and **PASSED TO BE ENGROSSED AS AMENDED**.

Sent down for concurrence.

All matters thus acted upon were ordered sent down forthwith for concurrence.

Senate at Ease.

The Senate was called to order by
President Pro Tempore Mason.

Out of order and under suspension of the Rules, the Senate considered the following:

PAPERS FROM THE HOUSE

House Papers

Bill "An Act To Protect Maine's Agriculture"
H.P. 667 L.D. 939

Comes from the House, **REFERRED** to the Committee on **AGRICULTURE, CONSERVATION AND FORESTRY** and ordered printed.

On motion by Senator **DAVIS** of Piscataquis, **REFERRED** to the Committee on **AGRICULTURE, CONSERVATION AND FORESTRY** and ordered printed, in concurrence.

Bill "An Act Making Certain Supplemental Appropriations and Allocations and Changing Certain Provisions of the Law Necessary to the Proper Operations of State Government" (EMERGENCY)

H.P. 652 L.D. 924

Bill "An Act Making Certain Appropriations and Allocations and Changing Certain Provisions of the Law Necessary to the Proper Operations of State Government" (EMERGENCY)

H.P. 653 L.D. 925

Bill "An Act Regarding the State Retirement System"
H.P. 657 L.D. 929

Bill "An Act To Authorize a General Fund Bond Issue To Upgrade Municipal Culverts at Stream Crossings"
H.P. 677 L.D. 964

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

On motion by Senator **HAMPER** of Oxford, **REFERRED** to the Committee on **APPROPRIATIONS AND FINANCIAL AFFAIRS** and ordered printed, in concurrence.

Bill "An Act To Improve Equity in State Aid to Schools"
H.P. 654 L.D. 926

Bill "An Act To Increase Student Learning Time"
H.P. 668 L.D. 940

Bill "An Act To Facilitate the Purchase of Textbooks for Low-income College Students"
H.P. 669 L.D. 941

Resolve, To Create the Task Force To Study School Board Member Training
H.P. 678 L.D. 965

Bill "An Act To Simplify the In-service Days Requirement in Education" (EMERGENCY)

H.P. 691 L.D. 978

Come from the House, **REFERRED** to the Committee on **EDUCATION AND CULTURAL AFFAIRS** and ordered printed.

On motion by Senator **CUSHING** of Penobscot, **REFERRED** to the Committee on **EDUCATION AND CULTURAL AFFAIRS** and ordered printed, in concurrence.

Bill "An Act To Create Extended Producer Responsibility for Post-consumer Waste Generated from the Use of Tobacco Products"
H.P. 659 L.D. 931

Come from the House, **REFERRED** to the Committee on **ENVIRONMENT AND NATURAL RESOURCES** and ordered printed.

On motion by Senator **SAVIELLO** of Franklin, **REFERRED** to the Committee on **ENVIRONMENT AND NATURAL RESOURCES** and ordered printed, in concurrence.

Resolve, To Establish the Commission To Study the Siting and Building of a Drug Treatment Facility in Northern Maine (EMERGENCY)

H.P. 660 L.D. 932

Bill "An Act To Create Mental Health Liaison Positions in Each County Jail"

H.P. 679 L.D. 966

Bill "An Act To Ensure Access to Community Services for Persons with Intellectual Disabilities or Autism" (EMERGENCY)
H.P. 680 L.D. 967

Come from the House, **REFERRED** to the Committee on **HEALTH AND HUMAN SERVICES** and ordered printed.

On motion by Senator **CUSHING** of Penobscot, **REFERRED** to the Committee on **HEALTH AND HUMAN SERVICES** and ordered printed, in concurrence.

Bill "An Act To Prohibit Personal Watercraft on Third Pond in Blue Hill"

H.P. 661 L.D. 933

Come from the House, **REFERRED** to the Committee on **INLAND FISHERIES AND WILDLIFE** and ordered printed.

On motion by Senator **CUSHING** of Penobscot, **REFERRED** to the Committee on **INLAND FISHERIES AND WILDLIFE** and ordered printed, in concurrence.

Bill "An Act To Help Prevent Financial Elder Abuse"
H.P. 681 L.D. 968

Comes from the House, **REFERRED** to the Committee on **INSURANCE AND FINANCIAL SERVICES** and ordered printed.

On motion by Senator **WHITTEMORE** of Somerset, **REFERRED** to the Committee on **INSURANCE AND FINANCIAL SERVICES** and ordered printed, in concurrence.

Bill "An Act To Establish an Expedited Temporary Guardianship Process"

H.P. 662 L.D. 934

Bill "An Act Regarding Nonprobate Transfers on Death"
H.P. 682 L.D. 969

Come from the House, **REFERRED** to the Committee on **JUDICIARY** and ordered printed.

On motion by Senator **KEIM** of Oxford, **REFERRED** to the Committee on **JUDICIARY** and ordered printed, in concurrence.

Bill "An Act To Establish a Presumption of Impairment of Health in the Line of Duty for Corrections Employees under the Workers' Compensation Laws"

H.P. 655 L.D. 927

Bill "An Act To Prohibit a Prospective Employer from Asking a Prospective Hire about the Person's Compensation History until after a Job Offer Is Made"

H.P. 670 L.D. 942

Bill "An Act Regarding the Cancellation of Subscription Services"
H.P. 671 L.D. 943

Bill "An Act To End Homelessness by Expanding Housing Support Services"

H.P. 683 L.D. 970

Bill "An Act To Exempt Certain Employees from the Minimum Wage Laws"

H.P. 684 L.D. 971

Come from the House, **REFERRED** to the Committee on **LABOR, COMMERCE, RESEARCH AND ECONOMIC DEVELOPMENT** and ordered printed.

On motion by Senator **VOLK** of Cumberland, **REFERRED** to the Committee on **LABOR, COMMERCE, RESEARCH AND ECONOMIC DEVELOPMENT** and ordered printed, in concurrence.

Bill "An Act To Prohibit the State from Asking a Prospective Hire about the Person's Compensation History until after a Job Offer Is Made"

H.P. 672 L.D. 944

Comes from the House, **REFERRED** to the Committee on **LABOR, COMMERCE, RESEARCH AND ECONOMIC DEVELOPMENT** and ordered printed.

On motion by Senator **LIBBY** of Androscoggin, **TABLED** until Later in Today's Session, pending **REFERENCE**.

Bill "An Act To Harmonize Provisions of 'An Act To Legalize Marijuana' with Related Provisions of the Maine Medical Use of Marijuana Act"

H.P. 666 L.D. 938

Come from the House, **REFERRED** to the Joint Select Committee on **MARIJUANA LEGALIZATION IMPLEMENTATION** and ordered printed.

On motion by Senator **KATZ** of Kennebec, **REFERRED** to the Joint Select Committee on **MARIJUANA LEGALIZATION IMPLEMENTATION** and ordered printed, in concurrence.

Bill "An Act To Modify the Lincoln County Budget Advisory Committee"

H.P. 685 L.D. 972

Bill "An Act To Allow the Waldo County Budget Committee To Appoint Replacement Members" (EMERGENCY)
H.P. 686 L.D. 973

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

On motion by Senator **DAVIS** of Piscataquis, **REFERRED** to the Committee on **STATE AND LOCAL GOVERNMENT** and ordered printed, in concurrence.

Bill "An Act Requiring a Dynamic Fiscal Analysis of Changes to Visual Media Production Tax Credits and Reimbursements" (EMERGENCY)

H.P. 656 L.D. 928

Bill "An Act To Exempt from Taxation Certain Out-of-state Pensions"

H.P. 663 L.D. 935

Bill "An Act To Modernize and Simplify the Tax Code"
H.P. 664 L.D. 936

Bill "An Act To Reduce the Burden of Tobacco-related Illness by Increasing Revenue from the Cigarette Tax for Use for Tobacco Cessation"

H.P. 673 L.D. 945

Bill "An Act To Provide an Income Tax Credit for Students Returning to College"

H.P. 674 L.D. 946

Bill "An Act To Support Employees with Significant Commutes"

H.P. 675 L.D. 947

Bill "An Act To Increase the Homestead Exemption"

H.P. 687 L.D. 974

Come from the House, **REFERRED** to the Committee on **TAXATION** and ordered printed.

On motion by Senator **DOW** of Lincoln, **REFERRED** to the Committee on **TAXATION** and ordered printed, in concurrence.

Bill "An Act To Allow a Motorist To Make a Left Turn at a Red Light under Certain Conditions"

H.P. 690 L.D. 977

Comes from the House, **REFERRED** to the Committee on **TRANSPORTATION** and ordered printed.

On motion by Senator **COLLINS** of York, **REFERRED** to the Committee on **TRANSPORTATION** and ordered printed, in concurrence.

Bill "An Act To Require the Fiscal Impact of a Direct Initiative of Legislation To Be Included on the Ballot"

H.P. 665 L.D. 937

Resolve, To Direct the Adjutant General To Procure Medals for Maine National Guard Members Mobilized for the 1958-1961 Berlin Crisis

H.P. 676 L.D. 948

Bill "An Act Regarding Licensing of Cribbage Tournaments"

H.P. 688 L.D. 975

Bill "An Act Regarding Primary Election Contribution Limits and Contribution Limits for Unenrolled Candidates"

H.P. 689 L.D. 976

Bill "An Act Regarding Early Voting in Person"

H.P. 692 L.D. 979

Bill "An Act To Improve Absentee Balloting"

H.P. 693 L.D. 980

Come from the House, **REFERRED** to the Committee on **VETERANS AND LEGAL AFFAIRS** and ordered printed.

On motion by Senator **CUSHING** of Penobscot, **REFERRED** to the Committee on **VETERANS AND LEGAL AFFAIRS** and ordered printed, in concurrence.

All matters thus acted upon were ordered sent down forthwith for concurrence.

Off Record Remarks

Out of order and under suspension of the Rules, the Senate considered the following:

PAPERS FROM THE HOUSE

Joint Order

Expressions of Legislative Sentiment recognizing:

Ann Morris and Michelle Gifford, both of Rockland, who were recognized by the Rockland City Council for their efforts to preserve Edna St. Vincent Millay's house, on the occasion of the city's Edna St. Vincent Millay Day, February 22, 2017. We extend to them our congratulations and best wishes; HLS 119

Comes from the House, **READ** and **PASSED**.

READ.

THE PRESIDENT PRO TEMPORE: The Chair recognizes the Senator from Knox, Senator Miramant.

Senator **MIRAMANT:** Thank you, Mr. President Pro Tem. Men and women of the Senate, we have been having quite a celebration of arts in Rockland of all types; visual, written, spoken, acted, but this effort has gone quite viral in the old fashion sense. We had so many people wanting to become involved in renovating the childhood home of Edna St. Vincent Millay. It was as if contractors came out of the woodwork to celebrate that. They are all proud of it and they've been talking about it, and then when the committee formed and the members who are here started planning the celebrations, they were overwhelmed by the support and I was told, I couldn't make it the last weekend, that an event at the Farnsworth sold out in a week and had 40 people waiting at the door. So it's been quite a celebration. You should come down, when the weather clears and you have time again, and I'd like to thank the members for coming up today.

PASSED, in concurrence.

THE PRESIDENT PRO TEMPORE: The Chair is pleased to recognize in the rear of the Chamber Ann Morris and Michelle Gifford. They are the guests today of the Senator from Knox, Senator Miramant. Would they please rise and accept the greetings of the Senate.

All matters thus acted upon were ordered sent down forthwith for concurrence.

Off Record Remarks

All matters thus acted upon were ordered sent down forthwith for concurrence.

On motion by Senator **CUSHING** of Penobscot, **ADJOURNED**, pursuant to the Joint Order, until Tuesday, March 14, 2017 at 10:00 in the morning.