

# 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  
Tuesday  
April 18, 2017

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

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Prayer by Tommy Sylvester, Troop #497 of Jackman.

**MR. SYLVESTER:** Let us be in the spirit of prayer. Dear Heavenly Father, help to keep my honor bright and teach me that integrity of character is my most priceless possession. Grant that I may do my best today and strive to do even better tomorrow. Teach me that duty is a friend and not an enemy and help me to face even the most disagreeable task cheerfully. Give me the faith to understand my purpose in life. Open my mind to the truth and fill my heart with love. I am thankful for all the blessings You have bestowed upon my country. Help me to do my duty to my country and to know that a good nation must be made from good men. Help me to remember my obligation to obey the Scout law and give me the understanding so that it is more than mere words. May I never tire of the joy of helping other people or look the other way when someone is in need. You have given me the gift of a body. Make me wise enough to keep it healthy and strong so that I may serve You better with it. You are the source of all wisdom. Help me to have an alert mind. Teach me to think and help me to learn discipline. In all that I do and in every challenge I face help me to know the difference between right and wrong and lead me in obedience on a straight path to all worthy goals. Amen.

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Posting of the Colors by Pack #622 of Manchester.

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Pledge by Bobby and Luke Grass, Pack #622 of Manchester.

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Reading of the Journal of Thursday, April 13, 2017.

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

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Off Record Remarks

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**PAPERS FROM THE HOUSE**

**Non-Concurrent Matter**

Bill "An Act To Allow Tobacco Retail Establishments To Serve Alcohol"

H.P. 923 L.D. 1329

Committee on **VETERANS AND LEGAL AFFAIRS** suggested and ordered printed.

In Senate, April 11, 2017, on motion by Senator **MASON** of Androscoggin, **REFERRED** to the Committee on **VETERANS AND LEGAL AFFAIRS** in **NON-CONCURRENCE**.

Comes from the House, that Body having **INSISTED** on its former action whereby the Bill was **REFERRED** to the Committee on **HEALTH AND HUMAN SERVICES**.

On motion by Senator **BRAKEY** of Androscoggin, the Senate **RECEDED** and **CONCURRED**.

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**Non-Concurrent Matter**

HOUSE REPORTS - from the Committee on **STATE AND LOCAL GOVERNMENT** on Bill "An Act To Require That Candidates for the Office of County Sheriff Who Meet the Basic Corrections Training Standards Have Corrections Supervisory Experience"

H.P. 360 L.D. 497

Majority - **Ought to Pass** (7 members)

Minority - **Ought Not to Pass** (6 members)

In Senate, April 11, 2017, on motion by Senator **DAVIS** of Piscataquis, the Minority **OUGHT NOT TO PASS** Report **READ** and **ACCEPTED** in **NON-CONCURRENCE**.

Comes from the House, that Body having **INSISTED** on its former action whereby the Majority **OUGHT TO PASS** Report was **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED**.

On motion by Senator **DAVIS** of Piscataquis, the Senate **INSISTED**.

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**House Papers**

Bill "An Act To Designate the Maine Farms Agricultural Resource Management and Sustainability Recognition Program"

H.P. 997 L.D. 1445

Bill "An Act Regarding the Confidentiality of Information in the Animal Welfare Laws"

H.P. 998 L.D. 1446

Come 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.

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Bill "An Act To Make Community Paramedicine Projects Permanent"

H.P. 981 L.D. 1427

Bill "An Act To Relieve Overcrowding in County Jails" (EMERGENCY)

H.P. 982 L.D. 1428

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

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

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Bill "An Act To Enhance Safety on College and University Campuses by Allowing Firearms To Be Carried on the Campuses of Public Colleges and Universities"

H.P. 949 L.D. 1370

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

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

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Bill "An Act To Protect Maine Children from Lung Cancer by Requiring Radon Testing in Schools"

H.P. 988 L.D. 1433

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

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

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Bill "An Act To Clarify the Laws Regarding Education in the Unorganized Territories"

H.P. 989 L.D. 1434

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

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

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Bill "An Act Regarding the Epidemic of Opiate Abuse"  
H.P. 983 L.D. 1429

Bill "An Act To Develop a Statewide Resource and Referral Center and Develop Hub-and-spoke Models To Improve Access, Treatment and Recovery for Those with Substance Use Disorder"  
H.P. 984 L.D. 1430

Bill "An Act To Ensure Transparency in the Distribution of Federal Block Grant Funds"  
H.P. 990 L.D. 1435

Resolve, To Reduce MaineCare Spending through Targeted Nutrition Interventions  
H.P. 991 L.D. 1436

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

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

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Bill "An Act To Establish a Youth-in-care Court"  
H.P. 992 L.D. 1437

Comes 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.

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Bill "An Act To Dedicate a Portion of the Tax on the Sale of Marijuana to Substance Abuse Prevention and Treatment, Law Enforcement Costs and Regulatory Oversight"  
H.P. 985 L.D. 1431

Bill "An Act To Clarify Certain Provisions of the Marijuana Legalization Act and To Deter the Use of Marijuana by Minors" (EMERGENCY)  
H.P. 1000 L.D. 1448

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.

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Bill "An Act To Ban the Purchase of Retail Marijuana and Retail Marijuana Products with Temporary Assistance for Needy Families Program Benefits"  
H.P. 976 L.D. 1418

Joint Select Committee on **MARIJUANA LEGALIZATION IMPLEMENTATION** suggested and ordered printed.

Comes from the House, **REFERRED** to the Committee on **HEALTH AND HUMAN SERVICES**.

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

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Bill "An Act To Improve the Aquaculture Leasing and Licensing Laws"

H.P. 993 L.D. 1438

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

On motion by Senator **MAKER** of Washington, **REFERRED** to the Committee on **MARINE RESOURCES** and ordered printed, in concurrence.

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Resolve, To Study the Placement of Vehicle Charging Stations on Maine's Highways

H.P. 994 L.D. 1439

Bill "An Act Making Unified Appropriations and Allocations for the Expenditures of State Government, Highway Fund and Other Funds, and Changing Certain Provisions of the Law Necessary to the Proper Operations of State Government for the Fiscal Years Ending June 30, 2018 and June 30, 2019" (EMERGENCY)

H.P. 995 L.D. 1440

Come 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.

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Bill "An Act To Recognize and Provide for the Right of the Houlton Band of Maliseet Indians To Operate a Casino on Houlton Band Trust Land Exempt from Certain Gaming Laws" (EMERGENCY)

H.P. 999 L.D. 1447

Bill "An Act To Support Maine Military Charities"

H.P. 1001 L.D. 1449

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

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

Bill "An Act To Create Veteran-friendly Workplaces"  
H.P. 996 L.D. 1441

Committee on **VETERANS AND LEGAL AFFAIRS** suggested and ordered printed.

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

On motion by Senator **MASON** of Androscoggin, **REFERRED** to the Committee on **VETERANS AND LEGAL AFFAIRS** and ordered printed, in **NON-CONCURRENCE**.

Sent down for concurrence.

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## COMMUNICATIONS

The Following Communication: S.C. 303

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

April 12, 2017

The Honorable Michael D. Thibodeau  
President of the Senate of Maine  
128th Maine State Legislature  
State House  
Augusta, Maine 04333-0003

Dear Mr. President:

In accordance with 3 M.R.S.A., Section 157, and with Joint Rule 505 of the Maine Legislature, the Joint Standing Committee on Education and Cultural Affairs has had under consideration the nomination of Amber M. Oakes of Milford, for appointment to the School Board of the Governor Baxter School for the Deaf.

After public hearing and discussion on this nomination, the Committee proceeded to vote on the motion to recommend to the Senate that this nomination be confirmed. The Committee Clerk called the roll with the following result:

YEAS	Senators	2	Langley of Hancock, Millett of Cumberland
	Representatives	10	Kornfield of Bangor, Daughtry of Brunswick, Farnsworth of Portland, Fuller of Lewiston, Ginzler of Bridgton, McCrea of Fort Fairfield, Pierce of Falmouth, Sampson of Alfred, Stewart of Presque Isle, Turner of Burlington
NAYS		0	

ABSENT 1 Sen. Maker of Washington

Twelve members of the Committee having voted in the affirmative and zero in the negative, it was the vote of the Committee that the nomination of Amber M. Oakes of Milford, for appointment to the School Board of the Governor Baxter School for the Deaf be confirmed.

Signed,

S/Brian D. Langley  
Senate Chair

S/Tori P. Kornfield  
House Chair

**READ and ORDERED PLACED ON FILE.**

The Chair noted the absence of the Senator from Cumberland, Senator **VOLK**, and further excused the same Senator from today's Roll Call votes.

The President laid before the Senate the following: "Shall the recommendation of the Committee on **EDUCATION AND CULTURAL AFFAIRS** be overridden?"

In accordance with 3 M.R.S.A., Chapter 6, Section 158, and with Joint Rule 506 of the 128<sup>th</sup> Legislature, the vote was taken by the Yeas and Nays.

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

#### ROLL CALL (#70)

YEAS: Senators: None

NAYS: Senators: BELLOWS, BRAKEY, BREEN, CARPENTER, CARSON, CHENETTE, CHIPMAN, COLLINS, CUSHING, CYRWAY, DAVIS, DESCHAMBAULT, DIAMOND, DILL, DION, DOW, GRATWICK, HAMPER, HILL, JACKSON, KATZ, KEIM, LANGLEY, LIBBY, MAKER, MASON, MILLETT, MIRAMANT, ROSEN, SAVIELLO, VITELLI, WHITTEMORE, WOODSOME, PRESIDENT THIBODEAU

EXCUSED: Senator: VOLK

No Senator having voted in the affirmative and 34 Senators having voted in the negative, with 1 Senator being excused, and none being less than two-thirds of the Membership present and voting, it was the vote of the Senate that the Committee's recommendation be **ACCEPTED** and the nomination of **Amber M. Oakes** of Milford for appointment to the School Board of the Governor Baxter School for the Deaf was **CONFIRMED**.

The Secretary has so informed the Speaker of the House of Representatives.

The Following Communication: S.C. 304

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

April 12, 2017

The Honorable Michael D. Thibodeau  
President of the Senate of Maine  
128th Maine State Legislature  
State House  
Augusta, Maine 04333-0003

Dear Mr. President:

In accordance with 3 M.R.S.A., Section 157, and with Joint Rule 505 of the Maine Legislature, the Joint Standing Committee on Education and Cultural Affairs has had under consideration the nomination of Jason R. White of Rockland, for reappointment to the School Board of the Governor Baxter School for the Deaf.

After public hearing and discussion on this nomination, the Committee proceeded to vote on the motion to recommend to the Senate that this nomination be confirmed. The Committee Clerk called the roll with the following result:

YEAS	Senators	2	Langley of Hancock, Millett of Cumberland
	Representatives	9	Kornfield of Bangor, Farnsworth of Portland, Fuller of Lewiston, Ginzler of Bridgton, McCrea of Fort Fairfield, Pierce of Falmouth, Sampson of Alfred, Stewart of Presque Isle, Turner of Burlington
NAYS		0	
ABSENT		2	Sen. Maker of Washington, Rep. Daughtry of Brunswick

Eleven members of the Committee having voted in the affirmative and zero in the negative, it was the vote of the Committee that the nomination of Jason R. White of Rockland, for reappointment to the School Board of the Governor Baxter School for the Deaf be confirmed.

Signed,

S/Brian D. Langley  
Senate Chair

S/Tori P. Kornfield  
House Chair

**READ and ORDERED PLACED ON FILE.**

The President laid before the Senate the following: "Shall the recommendation of the Committee on **EDUCATION AND CULTURAL AFFAIRS** be overridden?"

In accordance with 3 M.R.S.A., Chapter 6, Section 158, and with Joint Rule 506 of the 128<sup>th</sup> Legislature, the vote was taken by the Yeas and Nays.

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

# ROLL CALL (#71)

YEAS: Senators: None

NAYS: Senators: BELLOWS, BRAKEY, BREEN, CARPENTER, CARSON, CHENETTE, CHIPMAN, COLLINS, CUSHING, CYRWAY, DAVIS, DESCHAMBAULT, DIAMOND, DILL, DION, DOW, GRATWICK, HAMPER, HILL, JACKSON, KATZ, KEIM, LANGLEY, LIBBY, MAKER, MILLETT, MIRAMANT, ROSEN, SAVIELLO, VITELLI, WHITEMORE, WOODSOME, PRESIDENT THIBODEAU

ABSENT: Senator: MASON

EXCUSED: Senator: VOLK

No Senator having voted in the affirmative and 33 Senators having voted in the negative, with 1 Senator being absent and 1 Senator being excused, and none being less than two-thirds of the Membership present and voting, it was the vote of the Senate that the Committee's recommendation be **ACCEPTED** and the nomination of **Jason R. White** of Rockland for reappointment to the School Board of the Governor Baxter School for the Deaf was **CONFIRMED**.

The Secretary has so informed the Speaker of the House of Representatives.

The Following Communication: S.C. 305

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

April 12, 2017

The Honorable Michael D. Thibodeau  
President of the Senate of Maine  
128th Maine State Legislature  
State House  
Augusta, Maine 04333-0003

Dear Mr. President:

In accordance with 3 M.R.S.A., Section 157, and with Joint Rule 505 of the Maine Legislature, the Joint Standing Committee on Education and Cultural Affairs has had under consideration the nomination of Robin L. Foster of Orrington, for appointment to the School Board of the Governor Baxter School for the Deaf.

After public hearing and discussion on this nomination, the Committee proceeded to vote on the motion to recommend to the Senate that this nomination be confirmed. The Committee Clerk called the roll with the following result:

Senators	2	Langley of Hancock, Millett of Cumberland
Representatives	10	Kornfield of Bangor, Daughtry of Brunswick, Farnsworth of Portland, Fuller of Lewiston, Ginzler of Bridgton, McCrea of Fort Fairfield, Pierce of Falmouth, Sampson of Alfred, Stewart of Presque Isle, Turner of Burlington
NAYS	0	
ABSENT	1	Sen. Maker of Washington

Twelve members of the Committee having voted in the affirmative and zero in the negative, it was the vote of the Committee that the nomination of Robin L. Foster of Orrington, for appointment to the School Board of the Governor Baxter School for the Deaf be confirmed.

Signed,

S/Brian D. Langley  
Senate Chair

S/Tori P. Kornfield  
House Chair

## READ and ORDERED PLACED ON FILE.

The President laid before the Senate the following: "Shall the recommendation of the Committee on **EDUCATION AND CULTURAL AFFAIRS** be overridden?"

In accordance with 3 M.R.S.A., Chapter 6, Section 158, and with Joint Rule 506 of the 128<sup>th</sup> Legislature, the vote was taken by the Yeas and Nays.

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

# ROLL CALL (#72)

YEAS: Senators: None

NAYS: Senators: BELLOWS, BRAKEY, BREEN, CARPENTER, CARSON, CHENETTE, CHIPMAN, COLLINS, CUSHING, CYRWAY, DAVIS, DESCHAMBAULT, DIAMOND, DILL, DION, DOW, GRATWICK, HAMPER, HILL, JACKSON, KATZ, KEIM, LANGLEY, LIBBY, MAKER, MASON, MILLETT, MIRAMANT, ROSEN, SAVIELLO, VITELLI, WHITTEMORE, WOODSOME, PRESIDENT THIBODEAU

Representatives 10 Kornfield of Bangor, Daughtry of Brunswick, Farnsworth of Portland, Fuller of Lewiston, Ginzler of Bridgton, McCrea of Fort Fairfield, Pierce of Falmouth, Sampson of Alfred, Stewart of Presque Isle, Turner of Burlington

NAYS 0

EXCUSED: Senator: VOLK

ABSENT 1 Sen. Maker of Washington

No Senator having voted in the affirmative and 34 Senators having voted in the negative, with 1 Senator being excused, and none being less than two-thirds of the Membership present and voting, it was the vote of the Senate that the Committee's recommendation be **ACCEPTED** and the nomination of **Robin L. Foster** of Orrington for appointment to the School Board of the Governor Baxter School for the Deaf was **CONFIRMED**.

Twelve members of the Committee having voted in the affirmative and zero in the negative, it was the vote of the Committee that the nomination of Deborah L. Camire of Biddeford, for reappointment to the School Board of the Governor Baxter School for the Deaf be confirmed.

Signed,

The Secretary has so informed the Speaker of the House of Representatives.

S/Brian D. Langley  
Senate Chair

S/Tori P. Kornfield  
House Chair

#### READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 306

The President laid before the Senate the following: "Shall the recommendation of the Committee on **EDUCATION AND CULTURAL AFFAIRS** be overridden?"

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

April 12, 2017

In accordance with 3 M.R.S.A., Chapter 6, Section 158, and with Joint Rule 506 of the 128<sup>th</sup> Legislature, the vote was taken by the Yeas and Nays.

The Honorable Michael D. Thibodeau  
President of the Senate of Maine  
128th Maine State Legislature  
State House  
Augusta, Maine 04333-0003

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

Dear Mr. President:

#### ROLL CALL (#73)

YEAS: Senators: None

In accordance with 3 M.R.S.A., Section 157, and with Joint Rule 505 of the Maine Legislature, the Joint Standing Committee on Education and Cultural Affairs has had under consideration the nomination of Deborah L. Camire of Biddeford, for reappointment to the School Board of the Governor Baxter School for the Deaf.

NAYS: Senators: BELLOWS, BRAKEY, BREEN, CARPENTER, CARSON, CHENETTE, CHIPMAN, COLLINS, CUSHING, CYRWAY, DAVIS, DESCHAMBAULT, DIAMOND, DILL, DION, DOW, GRATWICK, HAMPER, HILL, JACKSON, KATZ, KEIM, LANGLEY, LIBBY, MAKER, MASON, MILLETT, MIRAMANT, ROSEN, SAVIELLO, VITELLI, WHITTEMORE, WOODSOME, PRESIDENT THIBODEAU

After public hearing and discussion on this nomination, the Committee proceeded to vote on the motion to recommend to the Senate that this nomination be confirmed. The Committee Clerk called the roll with the following result:

YEAS Senators 2 Langley of Hancock, Millett of Cumberland

EXCUSED: Senator: VOLK

No Senator having voted in the affirmative and 34 Senators having voted in the negative, with 1 Senator being excused, and none being less than two-thirds of the Membership present and voting, it was the vote of the Senate that the Committee's recommendation be **ACCEPTED** and the nomination of **Deborah L. Camire** of Biddeford for reappointment to the School Board of the Governor Baxter School for the Deaf was **CONFIRMED**.



The Secretary has so informed the Speaker of the House of Representatives.

The Following Communication: S.C. 302

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

April 12, 2017

The Honorable Michael D. Thibodeau  
President of the Senate of Maine  
128th Maine State Legislature  
State House  
Augusta, Maine 04333-0003

Dear Mr. President:

In accordance with 3 M.R.S.A., Section 157, and with Joint Rule 505 of the Maine Legislature, the Joint Standing Committee on Education and Cultural Affairs has had under consideration the nomination of Amy B. Arata of New Gloucester, for appointment to the State Board of Education.

After public hearing and discussion on this nomination, the Committee proceeded to vote on the motion to recommend to the Senate that this nomination be confirmed. The Committee Clerk called the roll with the following result:

YEAS	Senators	2	Langley of Hancock, Millett of Cumberland
	Representatives	9	Kornfield of Bangor, Daughtry of Brunswick, Farnsworth of Portland, Fuller of Lewiston, Ginzler of Bridgton, McCrea of Fort Fairfield, Sampson of Alfred, Stewart of Presque Isle, Turner of Burlington

NAYS 0

ABSENT 2 Sen. Maker of Washington, Rep. Pierce of Falmouth

Eleven members of the Committee having voted in the affirmative and zero in the negative, it was the vote of the Committee that the nomination of Amy B. Arata of New Gloucester, for appointment to the State Board of Education be confirmed.

Signed,

S/Brian D. Langley  
Senate Chair

S/Tori P. Kornfield  
House Chair

**READ and ORDERED PLACED ON FILE.**

The President laid before the Senate the following: "Shall the recommendation of the Committee on **EDUCATION AND CULTURAL AFFAIRS** be overridden?"

In accordance with 3 M.R.S.A., Chapter 6, Section 158, and with Joint Rule 506 of the 128<sup>th</sup> Legislature, the vote was taken by the Yeas and Nays.

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

**ROLL CALL (#74)**

YEAS: Senators: None

NAYS: Senators: BELLOWS, BRAKEY, BREEN, CARPENTER, CARSON, CHENETTE, CHIPMAN, COLLINS, CUSHING, CYRWAY, DAVIS, DESCHAMBAULT, DIAMOND, DILL, DION, DOW, GRATWICK, HAMPER, HILL, JACKSON, KATZ, KEIM, LANGLEY, LIBBY, MAKER, MASON, MILLETT, MIRAMANT, ROSEN, SAVIELLO, VITELLI, WHITEMORE, WOODSOME, PRESIDENT THIBODEAU

EXCUSED: Senator: VOLK

No Senator having voted in the affirmative and 34 Senators having voted in the negative, with 1 Senator being excused, and none being less than two-thirds of the Membership present and voting, it was the vote of the Senate that the Committee's recommendation be **ACCEPTED** and the nomination of **Amy B. Arata** of New Gloucester for appointment to the State Board of Education was **CONFIRMED**.

The Secretary has so informed the Speaker of the House of Representatives.

**THE PRESIDENT:** The Chair is pleased to recognize in the rear of the Chamber Amy Arata. Would she please rise and accept the congratulations of the State Senate.

Off Record Remarks

The Following Communication: S.C. 307

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

April 12, 2017

The Honorable Michael D. Thibodeau  
President of the Senate of Maine  
128th Maine State Legislature  
State House  
Augusta, Maine 04333-0003

Dear Mr. President:

In accordance with 3 M.R.S.A., Section 157, and with Joint Rule 505 of the Maine Legislature, the Joint Standing Committee on Energy, Utilities and Technology has had under consideration the nomination of Honorable Kenneth C. Fletcher of Winslow, for reappointment to the Efficiency Maine Trust Board.

After public hearing and discussion on this nomination, the Committee proceeded to vote on the motion to recommend to the Senate that this nomination be confirmed. The Committee Clerk called the roll with the following result:

YEAS	Senators	2	Woodsome of York, Dion of Cumberland
	Representatives	9	Berry of Bowdoinham, Cooper of Yarmouth, DeChant of Bath, Hanley of Pittston, Harvell of Farmington, O'Connor of Berwick, Riley of Jay, Sanborn of Portland, Wadsworth of Hiram
NAYS		0	
ABSENT		2	Sen. Cushing of Penobscot, Rep. Rykerson of Kittery

Eleven members of the Committee having voted in the affirmative and zero in the negative, it was the vote of the Committee that the nomination of Honorable Kenneth C. Fletcher of Winslow, for reappointment to the Efficiency Maine Trust Board be confirmed.

Signed,

S/David Woodsome  
Senate Chair

S/Seth A. Berry  
House Chair

**READ and ORDERED PLACED ON FILE.**

The President laid before the Senate the following: "Shall the recommendation of the Committee on **ENERGY, UTILITIES AND TECHNOLOGY** be overridden?"

In accordance with 3 M.R.S.A., Chapter 6, Section 158, and with Joint Rule 506 of the 128<sup>th</sup> Legislature, the vote was taken by the Yeas and Nays.

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

**ROLL CALL (#75)**

YEAS: Senators: None

NAYS: Senators: BELLOWS, BRAKEY, BREEN, CARPENTER, CARSON, CHENETTE, CHIPMAN, COLLINS, CUSHING, CYRWAY, DAVIS, DESCHAMBAULT, DIAMOND, DILL, DION, DOW, GRATWICK, HAMPER, HILL, JACKSON, KATZ, KEIM, LANGLEY, LIBBY, MAKER, MASON, MILLETT, MIRAMANT, ROSEN, SAVIELLO, VITELLI, WHITTEMORE, WOODSOME, PRESIDENT THIBODEAU

EXCUSED: Senator: VOLK

No Senator having voted in the affirmative and 34 Senators having voted in the negative, with 1 Senator being excused, and none being less than two-thirds of the Membership present and voting, it was the vote of the Senate that the Committee's recommendation be **ACCEPTED** and the nomination of the Honorable **Kenneth C. Fletcher** of Winslow for reappointment to the Efficiency Maine Trust Board was **CONFIRMED**.

The Secretary has so informed the Speaker of the House of Representatives.

The Following Communication: S.C. 308

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

April 12, 2017

The Honorable Michael D. Thibodeau  
President of the Senate of Maine  
128th Maine State Legislature  
State House  
Augusta, Maine 04333-0003

Dear Mr. President:

In accordance with 3 M.R.S.A., Section 157, and with Joint Rule 505 of the Maine Legislature, the Joint Standing Committee on Energy, Utilities and Technology has had under consideration the nomination of David S. Stapp of Bremen, for reappointment to the Efficiency Maine Trust Board.

After public hearing and discussion on this nomination, the Committee proceeded to vote on the motion to recommend to the Senate that this nomination be confirmed. The Committee Clerk called the roll with the following result:

YEAS     Senators         2         Woodsome of York, Dion of  
   Cumberland

                 Representatives 7         Berry of Bowdoinham,  
   Cooper of Yarmouth, Hanley  
   of Pittston, O'Connor of  
   Berwick, Riley of Jay,  
   Sanborn of Portland,  
   Wadsworth of Hiram

NAYS                                 0

ABSENT                                 4         Sen. Cushing of Penobscot,  
   Rep. DeChant of Bath, Rep.  
   Harvell of Farmington, Rep.  
   Rykerson of Kittery

Nine members of the Committee having voted in the affirmative and zero in the negative, it was the vote of the Committee that the nomination of David S. Stapp of Bremen, for reappointment to the Efficiency Maine Trust Board be confirmed.

Signed,

S/David Woodsome  
Senate Chair

S/Seth A. Berry  
House Chair

**READ and ORDERED PLACED ON FILE.**

The President laid before the Senate the following: "Shall the recommendation of the Committee on **ENERGY, UTILITIES AND TECHNOLOGY** be overridden?"

In accordance with 3 M.R.S.A., Chapter 6, Section 158, and with Joint Rule 506 of the 128<sup>th</sup> Legislature, the vote was taken by the Yeas and Nays.

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

**ROLL CALL (#76)**

YEAS:         Senators: None

NAYS:         Senators: BELLOWS, BRAKEY, BREEN,  
   CARPENTER, CARSON, CHENETTE,  
   CHIPMAN, COLLINS, CUSHING,  
   CYRWAY, DAVIS, DESCHAMBAULT,  
   DIAMOND, DILL, DION, DOW,  
   GRATWICK, HAMPER, HILL, JACKSON,  
   KATZ, KEIM, LANGLEY, LIBBY, MAKER,  
   MASON, MILLETT, MIRAMANT, ROSEN,  
   SAVIELLO, VITELLI, WHITEMORE,  
   WOODSOME, PRESIDENT THIBODEAU

EXCUSED: Senator: VOLK

No Senator having voted in the affirmative and 34 Senators having voted in the negative, with 1 Senator being excused, and none being less than two-thirds of the Membership present and voting, it was the vote of the Senate that the Committee's recommendation be **ACCEPTED** and the nomination of **David S. Stapp** of Bremen for reappointment to the Efficiency Maine Trust Board was **CONFIRMED**.

The Secretary has so informed the Speaker of the House of Representatives.

The Following Communication:         S.C. 311

**STATE OF MAINE  
OFFICE OF THE GOVERNOR**

April 14, 2017

The Honorable Michael Thibodeau  
President of the Senate  
3 State House Station  
Augusta, Maine 04333

Dear President Thibodeau:

This is to inform you that I am today nominating The Hon. Barry J. Hobbins, Esq. of Saco for appointment as the Public Advocate.

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

Sincerely,

S/Paul R. LePage  
Governor

**READ and ORDERED PLACED ON FILE.**

The Following Communication:         S.C. 309

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

April 12, 2017

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

Dear President Thibodeau and Speaker Gideon,

Pursuant to Joint Rule 310, we are writing to notify you that we have approved the request by the bill sponsor Sen. Saviello of Franklin, to report the following bill Leave to Withdraw:

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

Sincerely,

S/Sen. Paul T. Davis, Sr.  
Senate Chair

S/Rep. Michelle Ann Dunphy  
House Chair

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

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The Following Communication:     H.C. 127

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

April 11, 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 12, "An Act To Incorporate Protections for Living Donors into Maine Law."

Once again, the Legislature seeks to compel Maine to become an outlier in regulatory policy. This bill would make Maine one of the only states in the nation to prohibit life, long-term care, and disability insurers from considering living organ donor status among prospective policyholders.

While the decision to donate a kidney or other organ is commendable, it carries significant health risks that could affect other policyholders in the insurance context. It is important to note this bill does not apply to health insurance, where donors already have guaranteed issue rights and other important protections. It applies only to more discretionary policies that concern finances, such as life, long-term care, and disability income insurance. These types of coverage have always been subject to risk-based underwriting and rating, and prohibiting those practices would substantially change the nature of the market for these lines of insurance.

This bill would allow people to buy these coverages immediately prior to their organ donation procedure, which would create adverse selection and skew insurers' actuarial estimates. LD 12 is borne of good intentions but surely the Legislature can think of

a better way to help those who donate organs than making Maine the first state to tinker with voluntary insurer risk pools in this way.

For these reasons, I return LD 12 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 Bill:

An Act To Incorporate Protections for Living Donors into Maine Law

H.P. 13 L.D. 12

Comes from the House with the **VETO OVERRIDDEN** and the Bill **PASSED TO BE ENACTED**, notwithstanding the objections of the Governor.

The President laid before the Senate the following: "Shall this Bill become law notwithstanding the objections of the Governor? In accordance with Article IV, Part Third, Section 2 of the Constitution, the vote will be taken by the Yeas and Nays. A vote of yes will be in favor of the Bill. A vote of no will be in favor of sustaining the veto of the Governor."

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

**ROLL CALL (#77)**

YEAS:     Senators: BELLOWS, BREEN, CARPENTER,  
CARSON, CHENETTE, CHIPMAN,  
COLLINS, CUSHING, CYRWAY, DAVIS,  
DESCHAMBAULT, DIAMOND, DILL,  
DION, DOW, GRATWICK, HAMPER,  
HILL, JACKSON, KATZ, KEIM, LANGLEY,  
LIBBY, MAKER, MASON, MILLETT,  
ROSEN, SAVIELLO, VITELLI,  
WHITTEMORE, WOODSOME,  
PRESIDENT THIBODEAU

NAYS:     Senators: BRAKEY, MIRAMANT

EXCUSED: Senator: VOLK

32 Senators having voted in the affirmative and 2 Senators having voted in the negative, with 1 Senator being excused, and 32 being more than two-thirds of the members present and voting, it was the vote of the Senate that the veto of the Governor be **OVERRIDDEN** and the Bill become law notwithstanding the objections of the Governor.

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

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Senate at Ease.

The Senate was called to order by the President.

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Off Record Remarks

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### SENATE PAPERS

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

S.P. 503 L.D. 1457

Presented by Senator ROSEN of Hancock.  
Submitted by the Department of Corrections pursuant to Joint Rule 204.

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

S.P. 504 L.D. 1458

Presented by Senator ROSEN of Hancock.  
Submitted by the Department of Corrections pursuant to Joint Rule 204.

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

S.P. 508 L.D. 1462

Presented by President THIBODEAU of Waldo.  
Cosponsored by Representative GILLWAY of Searsport and Senator: MAKER of Washington, Representatives: GERRISH of Lebanon, KINNEY of Knox, ZEIGLER of Montville.

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

Sent down for concurrence.

---

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

S.P. 512 L.D. 1466

Presented by Senator JACKSON of Aroostook.  
Cosponsored by Speaker GIDEON of Freeport and Senators: BREEN of Cumberland, LIBBY of Androscoggin, MAKER of Washington, Representatives: ESPLING of New Gloucester, GATTINE of Westbrook, GOLDEN of Lewiston, HERBIG of Belfast, MARTIN of Eagle Lake.

Bill "An Act Regarding MaineCare Coverage for Telehealth Services"

S.P. 515 L.D. 1485

Presented by Senator GRATWICK of Penobscot.  
Cosponsored by Representative MASTRACCIO of Sanford and Senators: KATZ of Kennebec, LIBBY of Androscoggin, SAVIELLO of Franklin, Representatives: PIERCE of Dresden, RYKERSON of Kittery.  
Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 205.

On motion by Senator **BRAKEY** of Androscoggin, **REFERRED** to the Committee on **HEALTH AND HUMAN SERVICES** and ordered printed.

Sent down for concurrence.

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

S.P. 511 L.D. 1465

Presented by Senator HILL of York.  
Cosponsored by Representative MOONEN of Portland and Senator: KATZ of Kennebec, Representative: FREY of Bangor.

On motion by Senator **MASON** of Androscoggin, **REFERRED** to the Committee on **JUDICIARY** and ordered printed.

Sent down for concurrence.

---

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

S.P. 509 L.D. 1463

Presented by Senator VOLK of Cumberland.  
Cosponsored by Representative HERBIG of Belfast and Senators: JACKSON of Aroostook, President THIBODEAU of Waldo, Representatives: FREDETTE of Newport, VACHON of Scarborough.

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

S.P. 510 L.D. 1464

Presented by Senator VOLK of Cumberland.

Cosponsored by Representative WARD of Dedham and Senators: BELLOWS of Kennebec, CUSHING of Penobscot, LANGLEY of Hancock, ROSEN of Hancock, Representative: CAMPBELL of Orrington.

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

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

S.P. 513 L.D. 1467

Presented by Senator VITELLI of Sagadahoc.

Cosponsored by Representative VACHON of Scarborough and Senators: KATZ of Kennebec, LIBBY of Androscoggin, Representatives: AUSTIN of Gray, FAY of Raymond, JORGENSEN of Portland, TALBOT ROSS of Portland.

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

S.P. 514 L.D. 1468

Presented by President THIBODEAU of Waldo.

Cosponsored by Representative VACHON of Scarborough and Senators: BELLOWS of Kennebec, MAKER of Washington, VOLK of Cumberland, Representatives: HICKMAN of Winthrop, KINNEY of Knox.

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

Sent down for concurrence.

---

Bill "An Act To Protect the Public from Dangerous Buildings"

S.P. 505 L.D. 1459

Presented by Senator LIBBY of Androscoggin.

Cosponsored by Representative SHEATS of Auburn and Senator: DIAMOND of Cumberland, Representatives: FREY of Bangor, MOONEN of Portland.

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 Encourage the Construction of Affordable Housing"

S.P. 507 L.D. 1461

Presented by Senator VOLK of Cumberland.

Cosponsored by Senator: DOW of Lincoln, Representatives: HANINGTON of Lincoln, STANLEY of Medway, TIPPING of Orono.

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

Sent down for concurrence.

---

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

S.P. 506 L.D. 1460

Presented by Senator WHITEMORE of Somerset.  
(GOVERNOR'S BILL)

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

Sent down for concurrence.

---

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

---

Expressions of Legislative Sentiment recognizing:

Cody Brochu, of Jay, a member of Royal Rangers Outpost No. 16, who has received the Gold Medal of Achievement, the highest award in the Royal Rangers. We extend our congratulations to him on this achievement;

SLS 122

Jacob Brochu, of Jay, a member of Royal Rangers Outpost No. 16, who has received the Gold Medal of Achievement, the highest award in the Royal Rangers. We extend our congratulations to him on this achievement;

SLS 123

Christian Hiscock, of Auburn, a member of Royal Rangers Outpost No. 16, who has received the Gold Medal of Achievement, the highest award in the Royal Rangers. We extend our congratulations to him on this achievement;

SLS 124

Timothy Morin, of Sabattus, a member of Royal Rangers Outpost No. 16, who has received the Gold Medal of Achievement, the highest award in the Royal Rangers. We extend our congratulations to him on this achievement;

SLS 125

Hunter Knowlton, of Lewiston, a member of Royal Rangers Outpost No. 16, who has received the Gold Medal of Achievement, the highest award in the Royal Rangers. We extend our congratulations to him on this achievement;

SLS 126

**THE PRESIDENT:** The Chair recognizes the Senator from Androscoggin, Senator Mason.

Senator **MASON:** Thank you, Mr. President. Ladies and gentlemen of the Senate, I thank you for your indulgence in letting me speak on a matter that we have already passed in our Body. I would like to congratulate the following five men: Jacob Brochu, Cody Brochu, Christian Hiscock, Timothy Morin, and Hunter Knowlton. They have met the requirements for the Royal Rangers Gold Medal of Achievement and they are here with us today, as well as their families. The Gold Medal Achievement is the single highest award offered by the Royal Rangers ministry. It is a medal of distinction and honor and those who complete the stringent requirements to earn it are look upon with the same type of respect as those who earn the rank of Eagle Scout in the Boy Scouts, which many of them are here today. I find that coincidental. Since 1964, when the first Gold Medal of Achievement was awarded, less than 1% of Royal Rangers have earned the Medal. So I would congratulate them, Mr. President, and thank the Body for their indulgence.

**THE PRESIDENT:** The Chair would ask Senator Mason's guests, the young men and their families who have earned this high degree, to please stand and accept the greetings of the State Senate.

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## REPORTS OF COMMITTEES

### House

#### Pursuant to Statute

The Committee on **JUDICIARY** on Bill "An Act To Implement the Recommendations of the Right To Know Advisory Committee Concerning Advance Payment of Costs for Public Records Requests"

H.P. 986 L.D. 1432

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

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **REFERRED** to the Committee on **JUDICIARY**.

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

Bill and accompanying papers **REFERRED** to the Committee on **JUDICIARY**, in concurrence.

---

### Ought to Pass As Amended

The Committee on **MARINE RESOURCES** on Bill "An Act To Extend the Legal Hours for Harvesting Lobster"

H.P. 15 L.D. 14

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-35)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-35)**.

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

Bill **READ ONCE**.

Committee Amendment "A" (H-35) **READ** and **ADOPTED**, in concurrence.

**ASSIGNED FOR SECOND READING NEXT LEGISLATIVE DAY.**

---

The Committee on **MARINE RESOURCES** on Bill "An Act To Establish the Seaweed Advisory Council and To Enhance the Management of the Seaweed Fishery"

H.P. 275 L.D. 369

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-34)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-34)**.

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

Bill **READ ONCE**.

Committee Amendment "A" (H-34) **READ** and **ADOPTED**, in concurrence.

**ASSIGNED FOR SECOND READING NEXT LEGISLATIVE DAY.**

---

### Divided Report

The Majority of the Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY** on Bill "An Act Regarding Refusing To Submit to Arrest or Detention"

H.P. 184 L.D. 251

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-24)**.

Signed:

Senators:

CYRWAY of Kennebec

DIAMOND of Cumberland

Representatives:

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

The Minority of the same Committee on the same subject reported that the same **Ought Not To Pass**.

Signed:

Senator:

ROSEN of Hancock

Representatives:

WARREN of Hallowell  
RECKITT of South Portland  
TALBOT ROSS of Portland

Comes from the House with the Majority **OUGHT TO PASS AS AMENDED** Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-24)**.

Reports **READ**.

On motion by Senator **ROSEN** of Hancock, **TABLED** until Later in Today's Session, pending **ACCEPTANCE OF EITHER REPORT**.

---

**Divided Report**

The Majority of the Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY** on Bill "An Act To Enhance Safety on School Property"

H.P. 235 L.D. 321

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

Signed:

Senators:

ROSEN of Hancock  
CYRWAY of Kennebec  
DIAMOND of Cumberland

Representatives:

WARREN of Hallowell  
GROHMAN of Biddeford  
HERRICK of Paris  
LONGSTAFF of Waterville  
MAREAN of Hollis  
RECKITT of South Portland  
TALBOT ROSS of Portland

The Minority of the same Committee on the same subject reported that the same **Ought To Pass as Amended by Committee Amendment "A" (H-25)**.

Signed:

Representatives:

COREY of Windham  
GERRISH of Lebanon  
NADEAU of Winslow

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

Reports **READ**.

On motion by Senator **ROSEN** of Hancock, the Majority **OUGHT NOT TO PASS** Report **ACCEPTED**, in concurrence.

---

**Divided Report**

The Majority of the Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY** on Bill "An Act To Require a Dealer To Sell a Gun Lock with Every New Firearm"

H.P. 258 L.D. 352

Reported that the same be **REFERRED** to the Committee on **TAXATION**.

Signed:

Senators:

ROSEN of Hancock  
CYRWAY of Kennebec  
DIAMOND of Cumberland

Representatives:

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

The Minority of the same Committee on the same subject reported that the same **Ought Not To Pass**.

Signed:

Representatives:

WARREN of Hallowell  
MAREAN of Hollis

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

Reports **READ**.



On motion by Senator **ROSEN** of Hancock, the Minority **OUGHT NOT TO PASS** Report **ACCEPTED**, in concurrence.

---

**Divided Report**

The Majority of the Committee on **ENVIRONMENT AND NATURAL RESOURCES** on Bill "An Act To Phase Out the Use of Single-use Plastic Shopping Bags"

H.P. 44 L.D. 57

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-18)**.

Signed:

Senators:

SAVIELLO of Franklin  
GRATWICK of Penobscot

Representatives:

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

The Minority of the same Committee on the same subject reported that the same **Ought Not To Pass**.

Signed:

Senator:

VOLK of Cumberland

Representatives:

KINNEY of Limington  
PIERCE of Dresden  
STROM of Pittsfield

Comes from the House with the Majority **OUGHT TO PASS AS AMENDED** Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-18)**.

Reports **READ**.

Senator **SAVIELLO** of Franklin moved the Senate **ACCEPT** the Majority **OUGHT TO PASS AS AMENDED** Report, in concurrence.

On further motion by same Senator, **TABLED** until Later in Today's Session, pending the motion by same Senator to **ACCEPT** the Majority **OUGHT TO PASS AS AMENDED** Report, in concurrence.

**Divided Report**

The Majority of the Committee on **INLAND FISHERIES AND WILDLIFE** on Bill "An Act To Protect Maine Lakes and Ponds from Invasive Species"

H.P. 265 L.D. 359

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

Signed:

Senators:

CYRWAY of Kennebec  
CARPENTER of Aroostook  
WOODSOME of York

Representatives:

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

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

Signed:

Representative:

HARLOW of Portland

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

Reports **READ**.

On motion by Senator **CYRWAY** of Kennebec, the Majority **OUGHT NOT TO PASS** Report **ACCEPTED**, in concurrence.

---

**Divided Report**

The Majority of the Committee on **TRANSPORTATION** on Resolve, To Study the Feasibility and Cost of Providing Passenger Rail Service to the City of Bangor

H.P. 315 L.D. 435

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

Signed:

Senators:

COLLINS of York  
ROSEN of Hancock

Representatives:

McLEAN of Gorham  
AUSTIN of Skowhegan  
BRYANT of Windham  
CEBRA of Naples  
GILLWAY of Searsport  
GRANT of Gardiner  
PARRY of Arundel  
PERKINS of Oakland  
SHEATS of Auburn

The Minority of the same Committee on the same subject reported that the same **Ought To Pass as Amended by Committee Amendment "A" (H-26)**.

Signed:

Senator:

MIRAMANT of Knox

Representative:

SCHNECK of Bangor

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

Reports **READ**.

On motion by Senator **COLLINS** of York, **TABLED** until Later in Today's Session, pending **ACCEPTANCE OF EITHER REPORT**.

---

**Senate**

**Change of Committee**

Senator KEIM for the Committee on **JUDICIARY** on Bill "An Act Regarding Pay Equality"

S.P. 422 L.D. 1259

Reported that the same be **REFERRED** to the Committee on **LABOR, COMMERCE, RESEARCH AND ECONOMIC DEVELOPMENT**.

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

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

Sent down for concurrence.

---

**Divided Report**

The Majority of the Committee on **EDUCATION AND CULTURAL AFFAIRS** on Bill "An Act To Improve Attendance at Public Elementary Schools"

S.P. 44 L.D. 96

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-28)**.

Signed:

Senators:

LANGLEY of Hancock  
MAKER of Washington  
MILLETT of Cumberland

Representatives:

KORNFIELD of Bangor  
DAUGHTRY of Brunswick  
FARNSWORTH of Portland  
FULLER of Lewiston  
GINZLER of Bridgton  
McCREA of Fort Fairfield  
PIERCE of Falmouth  
SAMPSON of Alfred

The Minority of the same Committee on the same subject reported that the same **Ought Not To Pass**.

Signed:

Representatives:

STEWART of Presque Isle  
TURNER of Burlington

Reports **READ**.

On motion by Senator **LANGLEY** of Hancock, the Majority **OUGHT TO PASS AS AMENDED** Report **ACCEPTED**.

Bill **READ ONCE**.

Committee Amendment "A" (S-28) **READ** and **ADOPTED**.

**ASSIGNED FOR SECOND READING NEXT LEGISLATIVE DAY**.

---

**Divided Report**

The Majority of the Committee on **INSURANCE AND FINANCIAL SERVICES** on Bill "An Act To Conform Maine Law Regarding Insurer Privacy Notices to Federal Law"

S.P. 220 L.D. 658

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

Signed:

Senators:

WHITTEMORE of Somerset  
CARSON of Cumberland  
DOW of Lincoln

Representatives:

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

The Minority of the same Committee on the same subject reported that the same **Ought To Pass as Amended by Committee Amendment "A" (S-29).**

Signed:

Representative:

BROOKS of Lewiston

Reports **READ.**

On motion by Senator **WHITTEMORE** of Somerset, the Majority **OUGHT TO PASS** Report **ACCEPTED.**

Bill **READ ONCE.**

**ASSIGNED FOR SECOND READING NEXT LEGISLATIVE DAY.**

---

**Divided Report**

The Majority of the Committee on **JUDICIARY** on Bill "An Act To Amend the Laws Governing the Issuance of Birth Certificates for Adopted Persons Born in Maine"

S.P. 166 L.D. 505

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

Signed:

Senators:

KEIM of Oxford  
HILL of York  
WHITTEMORE of Somerset

Representatives:

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

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

Signed:

Representative:

JOHANSEN of Monticello

Reports **READ.**

On motion by Senator **KEIM** of Oxford, the Majority **OUGHT NOT TO PASS** Report **ACCEPTED.**

Sent down for concurrence.

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

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**SECOND READERS**

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

**House**

Bill "An Act To Make Technical Changes to the Laws Governing Child Support"

H.P. 270 L.D. 364

Bill "An Act To Waive Background Checks for the Parent of a Child Who Is the Subject of an Adoption Proceeding"

H.P. 271 L.D. 365

Resolve, Regarding Legislative Review of Chapter 5: Maine Disaster Recovery Fund, a Major Substantive Rule of the Department of Defense, Veterans and Emergency Management, Maine Emergency Management Agency (EMERGENCY)

H.P. 409 L.D. 569

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

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**House As Amended**

Bill "An Act To Increase Voter Knowledge by Placing the Amount of the Total Current Bond Debt on Each Ballot That Contains a Bond Issue"

H.P. 232 L.D. 299

(C "A" H-27)

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

**Senate**

Bill "An Act To Modify the Amount of Product Samples of Malt Liquor, Wine or Spirits That May Be Provided to Retail Licensees"  
S.P. 142 L.D. 415

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

Sent down for concurrence.

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**Senate As Amended**

Bill "An Act To Provide a Sales Tax Exemption for Career and Technical Student Organizations"  
S.P. 28 L.D. 79  
(C "A" S-27)

Bill "An Act Regarding the Sale of Alcohol by a Manufacturer with an On-premises Retail License"  
S.P. 129 L.D. 388  
(C "A" S-25)

Bill "An Act To Authorize Moving the Town Line between Baileyville and Baring Plantation"  
S.P. 331 L.D. 992  
(C "A" S-26)

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

Sent down for concurrence.

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

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**ENACTORS**

The Committee on **Engrossed Bills** reported as truly and strictly engrossed the following:

**Emergency Resolve**

Resolve, Regarding Legislative Review of Portions of Chapter 101: MaineCare Benefits Manual, Chapter III, Section 97, Private Non-Medical Institution Services, a Late-filed Major Substantive Rule of the Department of Health and Human Services  
H.P. 325 L.D. 458

This being an Emergency Measure and having received the affirmative vote of 34 Members of the Senate, with no Senator having voted in the negative, and 34 being more than two-thirds of the entire elected Membership of the Senate, was **FINALLY PASSED** and, having been signed by the President, was presented by the Secretary to the Governor for his approval.

Ordered sent down forthwith.

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**Emergency Resolve**

Resolve, Regarding Legislative Review of Portions of Chapter 191: Health Maintenance Organizations and of the Final Repeal of Chapter 750: Standardized Health Plans, Major Substantive Rules of the Department of Professional and Financial Regulation, Bureau of Insurance  
H.P. 398 L.D. 556

This being an Emergency Measure and having received the affirmative vote of 34 Members of the Senate, with no Senator having voted in the negative, and 34 being more than two-thirds of the entire elected Membership of the Senate, was **FINALLY PASSED** and, having been signed by the President, was presented by the Secretary to the Governor for his approval.

Ordered sent down forthwith.

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**Acts**

An Act To Amend the Law Regarding the Execution of Temporary Powers of Attorney  
H.P. 22 L.D. 21  
(C "A" H-22)

An Act To Authorize the Department of Health and Human Services To Disclose Information to the Personal Representative of the Estate of an Incapacitated or Dependent Adult Who Dies While under Public Guardianship or Public Conservatorship  
S.P. 54 L.D. 135  
(C "A" S-15)

An Act Requiring the Use of the Electronic Death Registration System  
H.P. 139 L.D. 183  
(C "A" H-20)

An Act To Ensure the Timely Final Disposition of Human Remains  
S.P. 69 L.D. 223  
(C "A" S-14)

An Act To Designate a Maine Community Litter Cleanup Day  
H.P. 312 L.D. 432

An Act To Increase the Maximum Registered Gross Weight Allowed for Vehicles with Disabled Veterans or Special Veterans Registration Plates  
S.P. 146 L.D. 444

**PASSED TO BE ENACTED** and, having been signed by the President, were presented by the Secretary to the Governor for his approval.

Ordered sent down forthwith.

An Act To Extend Internet Availability in Rural Maine  
H.P. 303 L.D. 423  
(C "A" H-17; H "A" H-19)

On motion by Senator **HAMPER** of Oxford, placed on the **SPECIAL APPROPRIATIONS TABLE**, pending **ENACTMENT**, in concurrence.

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**Resolve**

Resolve, To Increase Certain Chiropractic Reimbursement Rates under the MaineCare Program

H.P. 200 L.D. 267  
(C "A" H-21)

On motion by Senator **HAMPER** of Oxford, placed on the **SPECIAL APPROPRIATIONS TABLE**, pending **FINAL PASSAGE**, in concurrence.

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**ORDERS OF THE DAY**

**Unfinished Business**

The following matters in the consideration of which the Senate was engaged at the time of Adjournment had preference in the Orders of the Day and continued with such preference until disposed of as provided by Senate Rule 516.

The Chair laid before the Senate the following Tabled and Later Assigned (4/13/17) matter:

Bill "An Act To Ensure the Effectiveness of Tax Expenditures"  
H.P. 868 L.D. 1245

Tabled - April 13, 2017, by Senator **MASON** of Androscoggin

Pending - **FURTHER CONSIDERATION**

(Committee on **LABOR, COMMERCE, RESEARCH AND ECONOMIC DEVELOPMENT** suggested and ordered printed.)

(In Senate, April 6, 2017, on motion by Senator **VOLK** of Cumberland, **REFERRED** to the Committee on **LABOR, COMMERCE, RESEARCH AND ECONOMIC DEVELOPMENT** in **NON-CONCURRENCE**.)

(In House, that Body having **INSISTED** on its former action whereby the Bill was **REFERRED** to the Committee on **TAXATION**.)

On motion by Senator **DOW** of Lincoln, the Senate **RECEDED** and **CONCURRED**.

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The Chair laid before the Senate the following Tabled and Later Assigned (4/13/17) matter:

Bill "An Act To Promote Workforce Development and Provide an Economic Stimulus for Maine-based Filmmakers and Supporting Businesses"

S.P. 501 L.D. 1450

Tabled - April 13, 2017, by Senator **LANGLEY** of Hancock

Pending - **REFERENCE**

(Committee on **LABOR, COMMERCE, RESEARCH AND ECONOMIC DEVELOPMENT** suggested and ordered printed.)

Senator **LANGLEY** of Hancock moved to **REFER** to the Committee on **LABOR, COMMERCE, RESEARCH AND ECONOMIC DEVELOPMENT**.

Senator **MASON** of Androscoggin moved to **REFER** to the Committee on **TAXATION**.

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Senate at Ease.

The Senate was called to order by the President.

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The Chair **RULED** the motion by Senator **MASON** of Androscoggin to **REFER** to the Committee on **TAXATION OUT OF ORDER**.

Senator **LANGLEY** of Hancock requested and received leave of the Senate to withdraw his motion to **REFER** to the Committee on **LABOR, COMMERCE, RESEARCH AND ECONOMIC DEVELOPMENT**.

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

Sent down for concurrence.

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Off Record Remarks

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

**PAPERS FROM THE HOUSE**

**House Papers**

Bill "An Act Relating to Firearms Exclusions in Certain Locations"  
H.P. 1008 L.D. 1469

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

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

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Bill "An Act To Ensure Student Privacy in the Digital Age"  
H.P. 1002 L.D. 1452

Bill "An Act To Facilitate Voluntary Cooperation among School Systems"  
H.P. 1009 L.D. 1470

Bill "An Act To Amend the Laws Governing the Deduction for MaineCare Payments from a School Administrative Unit's State Subsidy"  
H.P. 1010 L.D. 1471

Bill "An Act To Safeguard Student Contact Information Provided to Schools"  
H.P. 1022 L.D. 1483

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

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

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Bill "An Act To Lower the Costs of Broadband Service by Coordinating the Installation of Broadband Infrastructure"  
H.P. 1011 L.D. 1472

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

On motion by Senator **WOODSOME** of York, **REFERRED** to the Committee on **ENERGY, UTILITIES AND TECHNOLOGY** and ordered printed, in concurrence.

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Bill "An Act To Regulate Hydraulic Fracturing To Prevent Threats to Maine's Drinking Water" (EMERGENCY)  
H.P. 1003 L.D. 1453

Bill "An Act To Make Minor Changes and Corrections to Statutes Administered by the Department of Environmental Protection"  
H.P. 1012 L.D. 1473

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.

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Bill "An Act To Reduce the Regulation of Child Care Facilities"  
H.P. 1013 L.D. 1474

Bill "An Act To Reduce Child Poverty by Leveraging Investments in Families Today"  
H.P. 1014 L.D. 1475

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

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

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Bill "An Act To Ensure Continued Coverage for Essential Health Care"  
H.P. 1015 L.D. 1476

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

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

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Bill "An Act To Coordinate and Enforce Existing Workplace Training Requirements"  
H.P. 1016 L.D. 1477

Bill "An Act To Provide Support for Sustainable Economic Development in Rural Maine"  
H.P. 1017 L.D. 1478

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

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

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Bill "An Act To Extend the Time for an Appeal of Limited Entry Fishing License Denial for Members of the Military"  
H.P. 1004 L.D. 1454

Bill "An Act To Fund Research on and Management and Enforcement of the Eel and Elver Fisheries"  
H.P. 1005 L.D. 1455

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

On motion by Senator **MAKER** of Washington, **REFERRED** to the Committee on **MARINE RESOURCES** and ordered printed, in concurrence.

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Off Record Remarks

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

H.P. 1006 L.D. 1456

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

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

H.P. 1023 L.D. 1484

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On motion by Senator **MASON** of Androscoggin, **ADJOURNED** until Wednesday, April 19, 2017 at 10:00 in the morning.

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.

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

H.P. 1018 L.D. 1479

Comes 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.

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**Pursuant to Statute**  
**Commission on Governmental Ethics and Election Practices**

The **Commission on Governmental Ethics and Election Practices**, pursuant to the Maine Revised Statutes, Title 1, section 1009 asked leave to report that the accompanying Bill "An Act To Improve the Disclosure of Major Contributors Influencing Maine Elections"

H.P. 1019 L.D. 1480

Be **REFERRED** to the Committee on **VETERANS AND LEGAL AFFAIRS** and ordered printed pursuant to Joint Rule 218.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **REFERRED** to the Committee on **VETERANS AND LEGAL AFFAIRS** and ordered printed pursuant to Joint Rule 218.

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

**REFERRED** to the Committee on **VETERANS AND LEGAL AFFAIRS** and ordered printed pursuant to Joint Rule 218, in concurrence.

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