

# 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  
April 27, 2017

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

Prayer by Pastor Rick Stoops, First United Pentecostal Church in  
Augusta.

**PASTOR STOOPS:** Our Father, we give You praise for this  
beautiful and glorious day that You've given us. We thank You,  
Lord God, that You are omniscient, all wise. We thank You, Lord,  
that You're here today. Ask Your blessings, O God, upon these  
Senators as they do the work that You have called them to do. I  
pray, Lord, that Your blessings, Your wisdom, and understanding.  
I pray, Lord God, that You would cause us to live under the favor  
of all mighty God. We pray all these things in the wonderful name  
of Jesus. Amen.

Pledge of Allegiance led by Senator Shenna Lee Bellows of  
Kennebec County.

Reading of the Journal of Tuesday, April 25, 2017.

Doctor of the day, Samantha Deming-Berr, D.O. of Hallowell.

**Off Record Remarks**

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

Out of order and under suspension of the Rules, on motion by  
Senator **MASON** of Androscoggin, the following Joint Order:  
S.P. 545

Ordered, the House concurring, that when the House and Senate  
adjourn they do so until Tuesday, May 2, 2017, at 10:00 in the  
morning.

**READ and PASSED.**

Ordered sent down forthwith for concurrence.

**PAPERS FROM THE HOUSE**

**Non-Concurrent Matter**

SENATE REPORTS - from the Committee on  
**TRANSPORTATION** on Bill "An Act To Allow the Formation of  
Transportation Corridor Districts"

S.P. 161 L.D. 500

Majority - **Ought to Pass** (10 members)

Minority - **Ought Not to Pass** (3 members)

In Senate, April 4, 2017, on motion by Senator **COLLINS** of York,  
the Minority **OUGHT NOT TO PASS** Report **READ** and  
**ACCEPTED**.

Comes from the House, the Majority **OUGHT TO PASS** Report  
**READ** and **ACCEPTED** and the Bill **PASSED TO BE**  
**ENGROSSED** in **NON-CONCURRENCE**.

On motion by Senator **COLLINS** of York, the Senate **INSISTED**.

Sent down for concurrence.

**Non-Concurrent Matter**

Bill "An Act To Enhance Access to Affordable Health Care"  
I.B. 2 L.D. 1039

In Senate, April 20, 2017, on motion by Senator **BRAKEY** of  
Androscoggin, Bill and accompanying papers **INDEFINITELY**  
**POSTPONED** 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  
**ADHERED**.

**Non-Concurrent Matter**

SENATE REPORTS - from the Committee on  
**TRANSPORTATION** on Bill "An Act To Use State Employees and  
Resources for Transportation Bond Projects"  
S.P. 316 L.D. 960

Majority - **Ought to Pass as Amended by Committee**  
**Amendment "A" (S-36)** (7 members)

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

In Senate, April 20, 2017, on motion by Senator **COLLINS** of York, the Minority **OUGHT NOT TO PASS** Report **READ** and **ACCEPTED**.

Comes from the House, the Majority **OUGHT TO PASS AS AMENDED** Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-36)** in **NON-CONCURRENCE**.

On motion by Senator **COLLINS** of York, the Senate **INSISTED**.

Sent down for concurrence.

#### Non-Concurrent Matter

HOUSE REPORTS - from the Committee on **LABOR, COMMERCE, RESEARCH AND ECONOMIC DEVELOPMENT** on Bill "An Act To Require Certification under the United States Environmental Protection Agency's Lead Renovation, Repair and Painting Rule"

S.P. 143 L.D. 441

Report **"A" - Ought to Pass as Amended by Committee Amendment "A" (S-38)** (6 members)

Report **"B" - Ought Not to Pass** (6 members)

In Senate, April 20, 2017, on motion by Senator **VOLK** of Cumberland, Report **"B" OUGHT NOT TO PASS, READ** and **ACCEPTED**.

Comes from the House, Report **"A" OUGHT TO PASS AS AMENDED, READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-38)** in **NON-CONCURRENCE**.

On motion by Senator **MASON** of Androscoggin, the Senate **INSISTED**.

Sent down for concurrence.

#### House Paper

Bill "An Act To Ensure Safety, Quality and Transparency in the Medical Marijuana Market and To Ensure Sufficient Funding for Regulation and Enforcement with Respect to the Retail Marijuana Industry"

H.P. 1051 L.D. 1527

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

On motion by Senator **BRAKEY** of Androscoggin, **REFERRED** to the Committee on **HEALTH AND HUMAN SERVICES**, in **NON-CONCURRENCE**.

Sent down for concurrence.

#### Off Record Remarks

#### COMMUNICATIONS

The Following Communication: S.C. 337

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

April 25, 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 Agriculture, Conservation and Forestry has had under consideration the nomination of Everett Worcester of Orneville TWP, for reappointment to the Maine Land Use Planning Commission.

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	1	Davis of Piscataquis
	Representatives	9	Dunphy of Old Town, Black of Wilton, Chapman of Brooksville, Higgins of Dover-Foxcroft, Kinney of Knox, Martin of Sinclair, McElwee of Caribou, O'Neil of Saco, Skolfield of Weld
NAYS		0	
ABSENT		3	Sen. Dill of Penobscot, Sen. Saviello of Franklin, Rep. Ackley of Monmouth

Ten 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 Everett Worcester of Orneville TWP, for reappointment to the Maine Land Use Planning Commission be confirmed.

Signed,

S/Paul T. Davis, Sr.  
Senate Chair

S/Michelle Ann Dunphy  
House Chair

**READ and ORDERED PLACED ON FILE.**

The President laid before the Senate the following: "Shall the recommendation of the Committee on **AGRICULTURE, CONSERVATION AND FORESTRY** 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 (#95)**

YEAS: Senators: None

NAYS: Senators: BELLOWS, BRAKEY, BREEN, CARPENTER, 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, VOLK, WHITEMORE, WOODSOME, PRESIDENT THIBODEAU

EXCUSED: Senator: CARSON

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 **Everett Worcester** of Orneville TWP for reappointment to the Maine Land Use Planning Commission was **CONFIRMED**.

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

The Following Communication: S.C. 338

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

April 25, 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 Judiciary has had under consideration the nomination of Geoffrey A. Rushlau, Esq. of Dresden, for appointment as a District Court Judge.

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	Keim of Oxford, Hill of York
	Representatives	10	Moonen of Portland, Babbidge of Kennebunk, Bailey of Saco, Bradstreet of Vassalboro, Cardone of Bangor, Guerin of Glenburn, Johansen of Monticello, McCreight of Harpswell

NAYS Senators 0

ABSENT 1 Sen. Whittemore of Somerset

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 Geoffrey A. Rushlau, Esq. of Dresden, for appointment as a District Court Judge be confirmed.

Signed,

S/Lisa Keim  
Senate Chair

S/Matthew W. Moonen  
House Chair

**READ and ORDERED PLACED ON FILE.**

**THE PRESIDENT:** The Chair recognizes the Senator from Oxford, Senator Keim.

Senator **KEIM:** Thank you, Mr. President. Good morning, ladies and gentlemen of the Senate, I am pleased that we have with us today Geoffrey Rushlau for appointment as District Court Judge. Mr. Rushlau has extensive experience in the legal field, having first served as an Assistant District Attorney from 1980 to 1993 and since then having served as a District Attorney for Waldo, Knox, Lincoln, and Sagadahoc Counties. He is a proud graduate of the University of Maine's School of Law and is very active in the legal community. He has also spent some time mentoring other District Attorneys. It was apparent throughout our committee's confirmation hearing that Mr. Rushlau is extremely knowledgeable and well-versed in criminal law and procedure. He has an amazing memory for details and the law, and it was stressed to us that no issue is too small to deserve his attention. He has a sense of justice that was apparent to the committee. Many folks spoke on behalf of this nomination, expressing these same feelings over and over. Mr. Rushlau's strong qualifications make him an excellent candidate for District Court Judge and I urge you to follow my light and support his nomination.

**THE PRESIDENT:** The Chair recognizes the Senator from Kennebec, Senator Katz.

Senator **KATZ:** Thank you, Mr. President. Men and women of the Senate, I, too, rise in support of this nomination. Geoffrey Rushlau's been a prosecutor for 37 years and he is no stranger to this building because he regularly appears before the Judiciary Committee, as well as the Criminal Justice Committee, on issues involving criminal law and I have no doubt that he will be equally adept in dealing with all the civil issues he now will find himself enmeshed in. I know that some of you may be cynical and think that I'm just rising, Mr. President, because I may have to appear before him and I'm just attempting to curry favor in advance, and I am. I will admit it. Beyond that, Mr. President, the fact is that he will make an excellent Judge. I'm really happy that I will never have to be on the other side of a case with him again and never have to try to negotiate another plea agreement with him. I'm glad it'll be as the Judge now. So I hope all of our colleagues will support this nomination. Thank you, Mr. President.

The President laid before the Senate the following: "Shall the recommendation of the Committee on **JUDICIARY** 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 (#96)**

YEAS: Senators: None

NAYS: Senators: BELLOWS, BRAKEY, BREEN, CARPENTER, 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, VOLK, WHITTEMORE, WOODSOME, PRESIDENT THIBODEAU

EXCUSED: Senator: CARSON

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 **Geoffrey A. Rushlau**, Esq. of Dresden for appointment as a District Court Judge 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 Geoff Rushlau. Would he please stand and accept the congratulations of the State Senate.

## Off Record Remarks

The Following Communication: S.C. 339

## **STATE OF MAINE ONE HUNDRED AND TWENTY-EIGHTH LEGISLATURE COMMITTEE ON INSURANCE AND FINANCIAL SERVICES**

April 24, 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 Insurance and Financial Services has voted unanimously to report the following bill(s) out "Ought Not to Pass":

L.D. 608	An Act Regulating Employee Benefit Excess Insurance
L.D. 1242	An Act To Prevent Abusive Debt Collection Tactics by Debt Buyers

This is notification of the Committee's action.

Sincerely,

S/Sen. Rodney L. Whittemore Senate Chair	S/Rep. Mark W. Lawrence House Chair
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**READ** and with accompanying papers **ORDERED PLACED ON FILE.**

The Following Communication: S.C. 340

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

April 24, 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 Judiciary has voted unanimously to report the following bill(s) out "Ought Not to Pass":

- L.D. 224      An Act Regarding Actions for Failure To Follow Condominium Association Requirements
- L.D. 677      An Act To Amend the Laws Governing Post-conviction Review in Order To Facilitate the Fair Hearing of All Evidence in Each Case Involving a Claim of Innocence
- L.D. 1282     An Act To Provide a Definition for the Maine Condominium Act

This is notification of the Committee's action.

Sincerely,

S/Sen. Lisa Keim  
Senate Chair

S/Rep. Matthew W. Moonen  
House Chair

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

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The Following Communication:      S.C. 341

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

April 24, 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. 119      An Act Regarding the Display and Content of Political Signs
- L.D. 1169     An Act To Exempt Temporary Categorical Signs from the Identification Label Requirement for 6 Weeks Prior to the June and November Elections

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.**

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The Following Communication:      H.C. 139

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

April 25, 2017

The Honorable Heather J.R. Priest  
Secretary of the Senate  
128th Maine Legislature  
Augusta, Maine 04333

Dear Secretary Priest:

House Paper 24, Legislative Document 23, "An Act To Provide for Legislative Review of Federally Mandated Major Substantive Rules under the Maine Administrative Procedure Act," having been returned by the Governor, together with objections to the same, pursuant to Article IV, Part Third, Section 2 of the Constitution of the State of Maine, after reconsideration, the House proceeded to vote on the question: "Shall this Bill become a law notwithstanding the objections of the Governor?"

77 voted in favor and 67 against, with 1 being excused, and accordingly it was the vote of the House that the Bill not become a law and the veto was sustained.

Sincerely,

S/Robert B. Hunt  
Clerk of the House

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

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**ORDERS OF THE DAY**

Out of order and under suspension of the Rules, the Chair laid before the Senate the following Tabled and Later Assigned (4/25/17) matter:

NOMINATION - of James I. Whitten of Augusta for appointment to the Maine State Housing Authority

Tabled - April 25, 2017, by Senator **VOLK** of Cumberland

Pending - **CONSIDERATION**

(In Senate, Communication S.C. 327 from the Committee on **LABOR, COMMERCE, RESEARCH AND ECONOMIC DEVELOPMENT READ and ORDERED PLACED ON FILE.**)

**THE PRESIDENT:** The Chair recognizes the Senator from Kennebec, Senator Katz.

Senator **KATZ:** Thank you, Mr. President. Men and women of the Senate, I rise today in support of this nomination of the Chief Executive. I've known James Whitten, who we call Whitt, for over 50 years and simply put, Mr. President, he's one of the finest human beings I've ever met. He's a proud member of the Cony High School graduating class of 1967 and I just want to tell you a couple of things about Jim. First of all, his life has been, his professional life has been as a chef and at one time I thought he had the best job in the world. Six months a year he would be the chef at the Augusta Country Club and the other six months he'd be a chef at a resort on the Island of St. John. We were all very jealous of him all those years. But in 2004 his niece passed away and Jim became the legal guardian of her two children. He moved from his hometown to Hollis, Maine and raised those kids. After that the next challenge he faced in his life was one of cancer and Jim battled cancer and Jim won. He moved back to Augusta in 2015 and he's now living in the same building from which he graduated from high school in because the old Cony was turned into housing, and Jim lives there and is being nominated to fill the seat on the Housing Board that is slotted for a resident of housing that is subsidized or assisted by the U.S. Department of Housing and Urban Development or the Maine Housing Authority. Jim will be an excellent addition to that board. We're lucky to have him. I'm proud to call him my friend and I hope we'll have the full support of the full Senate. Thank you, Mr. President.

The President laid before the Senate the following: "Shall the recommendation of the Committee on **LABOR, COMMERCE, RESEARCH AND ECONOMIC DEVELOPMENT** 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 (#97)

YEAS: Senators: None

NAYS: Senators: BELLOWS, BRAKEY, BREEN, CARPENTER, 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, VOLK, WHITEMORE, WOODSOME, PRESIDENT THIBODEAU

EXCUSED: Senator: CARSON

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 **James I. Whitten** of Augusta for appointment to the Maine State Housing Authority 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 James I. Whitten. Would he please stand and accept the congratulations of the State Senate.

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

Senator **ROSEN** of Hancock requested and received leave of the Senate that members and staff be allowed to remove their jackets for the remainder of this Legislative Day.

Senate at Ease.

The Senate was called to order by the President.

#### SENATE PAPERS

Bill "An Act To Authorize Multiple General Fund Bond Issues To Improve Highways, Bridges and Multimodal Facilities"  
S.P. 543 L.D. 1552

Presented by Senator COLLINS of York. (GOVERNOR'S BILL)

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 Clarify the Language Defining Schedule W Drugs and To Add Drugs to the List of Schedule W Drugs"  
S.P. 541 L.D. 1546

Presented by Senator CYRWAY of Kennebec.  
Cosponsored by Representative NADEAU of Winslow.  
Submitted by the Department of the Attorney General pursuant to Joint Rule 204.

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



Sent down for concurrence.

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Bill "An Act Regarding Disclosure of Health Care Information of a Deceased Person"

S.P. 540 L.D. 1545

Presented by Senator LIBBY of Androscoggin.  
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 Update the Maine Insurance Code To Maintain Conformance with Uniform National Standards"

S.P. 539 L.D. 1544

Presented by Senator WHITTEMORE of Somerset.  
Submitted by the Department of Professional and Financial Regulation pursuant to Joint Rule 204.

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

Sent down for concurrence.

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Bill "An Act To Protect the Rights of Public Employees To Determine Their Collective Bargaining Agent"

S.P. 544 L.D. 1553

Presented by Senator CUSHING of Penobscot.  
Cosponsored by Representative WARD of Dedham and Senators: MASON of Androscoggin, President THIBODEAU of Waldo, VOLK of Cumberland, WHITTEMORE of Somerset, Representatives: ESPLING of New Gloucester, FREDETTE of Newport, SIROCKI of Scarborough, WINSOR of Norway.

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 Simplify the Licensing Process for Off-site Catering"

S.P. 538 L.D. 1543

Presented by President THIBODEAU of Waldo.  
Cosponsored by Representative HERBIG of Belfast and Senators: LANGLEY of Hancock, VOLK of Cumberland, Representatives: LUCHINI of Ellsworth, MALABY of Hancock, SUTTON of Warren.

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

Sent down for concurrence.

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All matters thus acted upon, with the exception of those matters being held, 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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All matters thus acted upon were ordered sent down forthwith for concurrence.

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## ORDERS

### Joint Resolution

On motion by Senator **MILLETT** of Cumberland (Cosponsored by Senators: BREEN of Cumberland, CARPENTER of Aroostook, DESCHAMBAULT of York, DIAMOND of Cumberland, HILL of York, JACKSON of Aroostook, LIBBY of Androscoggin, VITELLI of Sagadahoc), the following Joint Resolution:

S.P. 542

### STATE OF MAINE 128<sup>TH</sup> MAINE LEGISLATURE

#### JOINT RESOLUTION RECOGNIZING APRIL 2017 AS CHILD ABUSE AND NEGLECT PREVENTION MONTH

**WHEREAS**, our children are our most valuable resource and will shape the future of the State; and

**WHEREAS**, in fiscal year 2015, 3,247 Maine children were victims of substantiated child abuse or neglect; and

**WHEREAS**, child abuse and neglect is a serious problem affecting every segment of our communities and our State, and finding solutions requires input and action from everyone in all our communities; and

**WHEREAS**, child abuse and neglect can have long-term psychological, emotional and physical effects that can have lifelong consequences for victims; and

**WHEREAS**, "protective factors" are conditions that reduce or eliminate risk in families and communities and promote the social, emotional and developmental well-being of children and families; and

**WHEREAS**, effective child abuse prevention activities succeed because of the meaningful connections and partnerships created between child welfare, education, health, community-based and faith-based organizations and businesses and law enforcement agencies; and

**WHEREAS**, communities must make every effort to promote programs and activities that benefit children and their families; and

**WHEREAS**, we acknowledge that we must work together as a state to increase awareness about child abuse and neglect and contribute to promoting the social and emotional well-being of children and families in a safe, stable and nurturing environment; and

**WHEREAS**, prevention remains the best defense for our children and families; now, therefore, be it

**RESOLVED:** That We, the Members of the One Hundred and Twenty-eighth Legislature now assembled in the First Regular Session, on behalf of the people we represent, take this opportunity to recognize April 2017 as Child Abuse and Neglect Prevention Month.

**READ.**

**THE PRESIDENT:** The Chair recognizes the Senator from Cumberland, Senator Millett.

Senator **MILLETT:** Thank you, Mr. President. Ladies and gentlemen of the Senate, I rise to speak very briefly about this Joint Resolution. I don't think that we can think enough, strategize enough, talk enough about child abuse prevention and neglect prevention. I think many of us see in our committees the impact on what these terrible situations can have on a child, on the family, on their future, our State's future, our country's future, and even our world's future. There are a number of bills introduced this session that are directed at strengthening our State's efforts to protect and support our precious young citizens and I am most grateful to the sponsors for their attention to this critical matter and, hopefully, as we proceed in our work we'll remember what's at stake. Thank you, Mr. President.

**THE PRESIDENT:** The Chair recognizes the Senator from Aroostook, Senator Carpenter.

Senator **CARPENTER:** Thank you, Mr. President. Men and women of the Senate, very briefly. The last 10 years of my practice as an attorney has been devoted almost exclusively to work as a guardian ad litem in cases involving children where the Department of Human Services has become involved. I want to

call your attention to the second line of this Resolution where we're speaking about in fiscal year 2015 there were 3,247 children in Maine who were substantiated. That means that the Department of Health and Human Services did an investigation and decided that some allegation was in fact, had in fact, merit. That doesn't mean there were that many children taken into State care, but thousands and thousands of Maine children suffer from physical abuse, from neglect, and, perhaps most insidiously, from emotional abuse throughout this State. I think about it every so often when I see a small group, or a large group, of children trooping through the Senate and I'm wondering how many of those children don't have somebody at home who's going to give them a hug, tell them they love them, or give them a good warm meal at night, or tuck them in that night. Many of the children we see in here. Most of the budget we're going to pass here in the next two months is dedicated to either preventing our children, our precious resource, from being harmed or trying to clean up after the fact, whether it's the opioid crisis or whatever. We have a role here and whether it's early childhood education, whether it's the opioid crisis, or whatever. I just ask you to keep that in mind as we do our day-to-day business. All too often I think we forget the real victims of some of this stuff and I can tell you from my practice that if I stood here and read to you the affidavits that go with some of these cases it would really hurt, it would really make your blood boil. Very briefly, I want to give a shout out to the people at the Department of Health and Human Services; the workers, the social workers, who try so, so hard. I know that there is a headline in today's paper about the release of a person who did great harm and killed a child many, many years ago and that person actually was a worker at DHHS. I don't want that to take away from the really hard work that a lot of people put in and also, and finally, if I could tell you some stories about some of the foster parents we have in the State of Maine and what they do and what they put up with when they receive these very damaged children into their homes it would absolutely bring tears to your eyes. So anyways, I just want you to think about that as we go about our business today and I appreciate the opportunity to speak. Thank you.

**THE PRESIDENT:** The Chair recognizes the Senator from Hancock, Senator Langley.

Senator **LANGLEY:** Thank you, Mr. President. Men and women of the Senate, I, too, would like to rise and add words to my good colleague's testimony, from Cumberland. You know, this is my fourth term on the Education Committee. Three terms ago we were, you know, very concerned about what we were going to do to raise standards, graduation requirements. You name it. There was a long list of things to be worked on. But this week we had, you know, really disturbing testimony that, for me, felt like on one end we're trying to make steps forward and on the other end it feels like we're going backwards. We had a young principal, 39 year old principal, from a school in Camden who that morning, on Monday, had to deal with a young first grader who beat another kid with a stick out in the playground and then, when he brought him into his office, tore apart his office. The sheer numbers of students entering into the school system at the lower grades that are exhibiting these behaviors, and jokingly I used to call little kids "ankle biters" but now that's gone from kind of a joke to a serious biting, kicking, giving concussions to some of the teachers. So that's one of the pieces of legislation that Senator Millett was talking about coming in front of us that will give very serious

consideration, but just lending a voice to how important this matter is and that, you know, it may be quiet and hidden in some other places but it's something we will be dealing with for a number of years to come. Thank you very much.

**THE PRESIDENT:** The Chair recognizes the Senator from Cumberland, Senator Diamond.

Senator **DIAMOND:** Thank you, Mr. President. Ladies and gentlemen of the Senate, I would like to put an exclamation point behind one part of this abuse. The abuse in general is abhorrent but the sexual abuse that many kids suffer, I think we all know how bad that is, how serious it is, for us all to address it. I do want you to, I want all of us to put this on our front burner, so to speak, and that we don't lose sight that predators are out there constantly, as we see in the papers and the media every day, and they're professional groomers. They know exactly what they're doing and how they're doing it. They'll not only groom children but they'll groom parents. These kids end up, as this Resolution says, with life-long negative psychological impacts. So I ask us all to keep this at the front of our agenda, knowing we have so many things to do. This is one of those areas that, in my opinion, we can't spend too much time on. So I thank you, Mr. President, for those few minutes.

**ADOPTED.**

Sent down for concurrence.

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## REPORTS OF COMMITTEES

### House

#### Change of Committee

The Committee on **JUDICIARY** on Bill "An Act To Permit the Expungement of Records Relating to Proceedings That Do Not Result in Convictions"

H.P. 861 L.D. 1238

Reported that the same be **REFERRED** to the Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **REFERRED** to the Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY**.

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

**REFERRED** to the Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY**, in concurrence.

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**Ought to Pass**

The Committee on **AGRICULTURE, CONSERVATION AND FORESTRY** on Bill "An Act To Extend the Germination Testing Period for Cool-weather Lawn and Turf Seed from 9 to 15 Months"

H.P. 605 L.D. 856

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.**

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The Committee on **INSURANCE AND FINANCIAL SERVICES** on Bill "An Act To Enhance the Administration of the State's Group Health Plan" (EMERGENCY)

H.P. 835 L.D. 1198

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 Expand the Types of Nonprofit Organizations to Which Surplus Property May Be Sold by the State"

H.P. 462 L.D. 648

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 Allow the Waldo County Budget Committee To Appoint Replacement Members" (EMERGENCY)

H.P. 686 L.D. 973

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.**

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The Committee on **STATE AND LOCAL GOVERNMENT** on Bill "An Act To Modernize Ballot Notices for City Elections"  
H.P. 741 L.D. 1058

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.**

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**Ought to Pass As Amended**

The Committee on **ENERGY, UTILITIES AND TECHNOLOGY** on Bill "An Act To Remove Restrictions on the Membership of Regional Water Councils"  
H.P. 477 L.D. 686

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-75)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-75)**.

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

Bill **READ ONCE**.

Committee Amendment "A" (H-75) **READ** and **ADOPTED**, in concurrence.

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

The Committee on **INLAND FISHERIES AND WILDLIFE** on Bill "An Act To Offer Hunters 65 Years of Age or Older Who Have Accumulated at Least 30 Points a Guaranteed Moose Permit"  
H.P. 395 L.D. 553

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-68)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-68)**.

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

Bill **READ ONCE**.

Committee Amendment "A" (H-68) **READ** and **ADOPTED**, in concurrence.

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

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The Committee on **INSURANCE AND FINANCIAL SERVICES** on Bill "An Act To Ensure Fair Compensation for Licensed Insurance Agents"  
H.P. 267 L.D. 361

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-69)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-69)**.

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

Bill **READ ONCE**.

Committee Amendment "A" (H-69) **READ** and **ADOPTED**, in concurrence.

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

---

The Committee on **JUDICIARY** on Bill "An Act To Protect Landlords from Lawsuits for Damage or Harm Caused by Assistance Animals"  
H.P. 154 L.D. 198

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-74)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-74)**.

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

Bill **READ ONCE**.

Committee Amendment "A" (H-74) **READ** and **ADOPTED**, in concurrence.

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

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The Committee on **STATE AND LOCAL GOVERNMENT** on Bill "An Act To Extend the Allowed Time for the Interchange of Government Employees"

H.P. 354 L.D. 491

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-65)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-65)**.

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

Bill **READ ONCE**.

Committee Amendment "A" (H-65) **READ** and **ADOPTED**, in concurrence.

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

---

The Committee on **STATE AND LOCAL GOVERNMENT** on Resolve, To Establish the Study Committee To Develop a Disposition Plan for Future Surplus State Property in York County (EMERGENCY)

H.P. 723 L.D. 1021

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-67)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Resolve **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-67)**.

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

Resolve **READ ONCE**.

Committee Amendment "A" (H-67) **READ** and **ADOPTED**, in concurrence.

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

---

The Committee on **VETERANS AND LEGAL AFFAIRS** on Bill "An Act To Make Changes to the Maine Liquor Liability Act"

H.P. 601 L.D. 852

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-80)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-80)**.

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

Bill **READ ONCE**.

Committee Amendment "A" (H-80) **READ** and **ADOPTED**, in concurrence.

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

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**Divided Report**

The Majority of the Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY** on Bill "An Act To Improve Safety in the Disposal of Expired Marine Flares"

H.P. 185 L.D. 252

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-62)**.

Signed:

Senators:

ROSEN of Hancock  
CYRWAY of Kennebec  
DIAMOND of Cumberland

Representatives:

WARREN of Hallowell  
COREY of Windham  
GROHMAN of Biddeford  
HERRICK of Paris  
LONGSTAFF of Waterville  
MAREAN of Hollis  
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:

Representative:

GERRISH of Lebanon

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-62)**.

Reports **READ**.

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

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Senate at Ease.

The Senate was called to order by the President.

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Bill **READ ONCE**.

Committee Amendment "A" (H-62) **READ** and **ADOPTED**, in concurrence.

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

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Off Record Remarks

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#### **Divided Report**

The Majority of the Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY** on Resolve, To Provide Grants to Law Enforcement Agencies To Acquire and Train Drug-detecting Dogs  
H.P. 416 L.D. 600

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

Signed:

Senators:

ROSEN of Hancock  
CYRWAY of Kennebec  
DIAMOND of Cumberland

Representatives:

WARREN of Hallowell  
COREY of Windham  
GERRISH of Lebanon  
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-63)**.

Signed:

Representatives:

GROHMAN of Biddeford  
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.

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#### **Divided Report**

The Majority of the Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY** on Bill "An Act To Create a Permanent Wabanaki Law Enforcement Seat on the Maine Criminal Justice Academy Board of Trustees"

H.P. 524 L.D. 744

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

Signed:

Senators:

ROSEN of Hancock  
CYRWAY of Kennebec  
DIAMOND of Cumberland

Representatives:

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

The Minority of the same Committee on the same subject reported that the same **Ought To Pass as Amended by Committee Amendment "A" (H-64)**.

Signed:

Representatives:

WARREN of Hallowell  
LONGSTAFF of Waterville  
RECKITT of South Portland  
TALBOT ROSS of Portland

Comes from the House with the Minority **OUGHT TO PASS AS AMENDED** Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-64)**.

Reports **READ**.

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

Sent down for concurrence.

---

**Divided Report**

The Majority of the Committee on **EDUCATION AND CULTURAL AFFAIRS** on Bill "An Act To Ensure the 3 Percent Tax on Incomes over \$200,000 Is Distributed Proportionally Based on Student Counts"

H.P. 288 L.D. 397

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

Signed:

Senators:

LANGLEY of Hancock  
MAKER of Washington  
MILLETT of Cumberland

Representatives:

KORNFELD of Bangor  
DAUGHTRY of Brunswick  
FARNSWORTH of Portland  
FULLER of Lewiston  
GINZLER of Bridgton  
McCREA of Fort Fairfield  
PIERCE of Falmouth

The Minority of the same Committee on the same subject reported that the same **Ought To Pass as Amended by Committee Amendment "A" (H-52)**.

Signed:

Representatives:

SAMPSON of Alfred  
STEWART of Presque Isle  
TURNER of Burlington

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

Reports **READ**.

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

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**Divided Report**

The Majority of the Committee on **EDUCATION AND CULTURAL AFFAIRS** on Bill "An Act To Require at Least a 30-minute Lunch Period for Students"

H.P. 528 L.D. 748

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

Signed:

Senators:

MAKER of Washington  
MILLETT of Cumberland

Representatives:

DAUGHTRY of Brunswick  
FARNSWORTH of Portland  
FULLER of Lewiston  
McCREA of Fort Fairfield  
PIERCE of Falmouth

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

Signed:

Senator:

LANGLEY of Hancock

Representatives:

KORNFELD of Bangor  
GINZLER of Bridgton  
SAMPSON of Alfred  
STEWART of Presque Isle  
TURNER of Burlington

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

Reports **READ**.

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

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**Divided Report**

The Majority of the Committee on **INLAND FISHERIES AND WILDLIFE** on Bill "An Act To Exempt Certain Veterans from Hunter Safety Courses"

H.P. 38 L.D. 52

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-53)**.

Signed:

Representatives:

DUCHESNE of Hudson  
ALLEY of Beals  
MASON of Lisbon  
NADEAU of Winslow  
REED of Carmel  
THERIAULT of China  
WOOD of Greene

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

Signed:

Senators:

CYRWAY of Kennebec  
WOODSOME of York

Representatives:

HARLOW of Portland  
LYFORD of Eddington  
STEARNS of Guilford

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-53)**.

Reports **READ**.

On motion by Senator **CYRWAY** of Kennebec, the Minority **OUGHT NOT TO PASS** Report **ACCEPTED**, in **NON-CONCURRENCE**.

Sent down for concurrence.

---

**Divided Report**

The Majority of the Committee on **INLAND FISHERIES AND WILDLIFE** on Bill "An Act To Allow Dipping for Smelt on King Pond in Hancock County" (EMERGENCY)

H.P. 144 L.D. 188

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

Signed:

Senator:

CYRWAY of Kennebec

Representatives:

DUCHESNE of Hudson  
HARLOW of Portland  
MASON of Lisbon  
REED of Carmel  
STEARNS of Guilford  
WOOD of Greene

The Minority of the same Committee on the same subject reported that the same **Ought To Pass as Amended by Committee Amendment "A" (H-54)**.

Signed:

Senator:

WOODSOME of York

Representatives:

ALLEY of Beals  
LYFORD of Eddington  
NADEAU of Winslow

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.

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**Divided Report**

The Majority of the Committee on **TRANSPORTATION** on Bill "An Act To Allow for Charitable Donation Stops on Local Roads Only"

H.P. 463 L.D. 649

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

Signed:

Senators:

COLLINS of York  
ROSEN of Hancock

Representatives:

McLEAN of Gorham  
AUSTIN of Skowhegan  
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**.

Signed:

Senator:

MIRAMANT of Knox

Representatives:

BRYANT of Windham  
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, the Majority **OUGHT NOT TO PASS** Report **ACCEPTED**, in concurrence.

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**Divided Report**

The Majority of the Committee on **TRANSPORTATION** on Bill "An Act To Allow Learner's Permits To Be Issued by Driver Education Schools"

H.P. 626 L.D. 877

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-38)**.



Signed:

Senators:

MIRAMANT of Knox  
ROSEN of Hancock

Representatives:

AUSTIN of Skowhegan  
CEBRA of Naples  
GRANT of Gardiner  
PERKINS of Oakland  
SCHNECK of Bangor  
SHEATS of Auburn

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

Signed:

Senator:

COLLINS of York

Representatives:

McLEAN of Gorham  
BRYANT of Windham  
GILLWAY of Searsport  
PARRY of Arundel

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-38)**.

Reports **READ**.

Senator **COLLINS** of York moved the Senate **ACCEPT** the Minority **OUGHT NOT TO PASS** Report, in **NON-CONCURRENCE**.

On motion by Senator **LIBBY** of Androscoggin, supported by a Division of one-fifth of the members present and voting, a Roll Call was ordered.

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

#### ROLL CALL (#98)

YEAS: Senators: COLLINS, CUSHING, CYRWAY, DAVIS, KATZ, MASON, ROSEN, SAVIELLO, WHITTEMORE, PRESIDENT THIBODEAU

NAYS: Senators: BELLOWS, BRAKEY, BREEN, CARPENTER, CHENETTE, CHIPMAN, DESCHAMBAULT, DIAMOND, DILL, DION, DOW, GRATWICK, HAMPER, HILL, JACKSON, KEIM, LANGLEY, LIBBY, MAKER, MILLETT, MIRAMANT, VITELLI, VOLK, WOODSOME

EXCUSED: Senator: CARSON

10 Senators having voted in the affirmative and 24 Senators having voted in the negative, with 1 Senator being excused, the motion by Senator **COLLINS** of York to **ACCEPT** the Minority **OUGHT NOT TO PASS** Report, in **NON-CONCURRENCE**, **FAILED**.

The Majority **OUGHT TO PASS AS AMENDED** Report **ACCEPTED**, in concurrence.

Bill **READ ONCE**.

Committee Amendment "A" (H-38) **READ** and **ADOPTED**, in concurrence.

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

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#### Divided Report

The Majority of the Committee on **VETERANS AND LEGAL AFFAIRS** on Bill "An Act To Require Photographic Identification to Vote"

H.P. 89 L.D. 121

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

Signed:

Senator:

CARPENTER of Aroostook

Representatives:

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

The Minority of the same Committee on the same subject reported that the same **Ought To Pass as Amended by Committee Amendment "A" (H-51)**.

Signed:

Senators:

MASON of Androscoggin  
COLLINS of York

Representatives:

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

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

Reports **READ**.

Senator **MASON** of Androscoggin moved the Senate **ACCEPT** the Minority **OUGHT TO PASS AS AMENDED** Report, in **NON-CONCURRENCE**.

On further motion by same Senator, supported by a Division of one-fifth of the members present and voting, a Roll Call was ordered.

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

#### ROLL CALL (#99)

YEAS: Senators: BRAKEY, COLLINS, CUSHING,  
CYRWAY, DAVIS, HAMPER, KEIM,  
MAKER, MASON, ROSEN, SAVIELLO,  
VOLK, WHITTEMORE, WOODSOME,  
PRESIDENT THIBODEAU

NAYS: Senators: BELLOWS, BREEN, CARPENTER,  
CHENETTE, CHIPMAN,  
DESCHAMBAULT, DIAMOND, DILL,  
DION, DOW, GRATWICK, HILL,  
JACKSON, KATZ, LANGLEY, LIBBY,  
MILLETT, MIRAMANT, VITELLI

EXCUSED: Senator: CARSON

15 Senators having voted in the affirmative and 19 Senators having voted in the negative, with 1 Senator being excused, the motion by Senator **MASON** of Androscoggin to **ACCEPT** the Minority **OUGHT TO PASS AS AMENDED** Report, in **NON-CONCURRENCE**, **FAILED**.

The Majority **OUGHT NOT TO PASS** Report **ACCEPTED**, in concurrence.

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#### Divided Report

The Majority of the Committee on **VETERANS AND LEGAL AFFAIRS** on Bill "An Act To Authorize Funding for Transitional Housing for Women Veterans and Their Families"  
H.P. 572 L.D. 792

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-58)**.

Signed:

Senators:  
CARPENTER of Aroostook  
COLLINS of York

Representatives:

LUCHINI of Ellsworth  
CASÁS of Rockport  
DILLINGHAM of Oxford  
HANINGTON of Lincoln  
HICKMAN of Winthrop  
LONGSTAFF of Waterville  
MONAGHAN of Cape Elizabeth  
SCHNECK of Bangor

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

Signed:

Senator:  
MASON of Androscoggin

Representatives:  
FARRIN of Norridgewock  
WHITE of Washburn

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-58)**.

Reports **READ**.

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

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#### Divided Report

Nine members of the Committee on **INLAND FISHERIES AND WILDLIFE** on Resolve, To Create the Commission To Study the Needs, Opportunities and Efficiencies Associated with the Production of Salmonid Sport Fish in Maine  
H.P. 334 L.D. 471

Reported in Report "A" that the same **Ought Not to Pass**.

Signed:

Senator:  
CYRWAY of Kennebec

Representatives:  
DUCHESNE of Hudson  
HARLOW of Portland  
LYFORD of Eddington  
MASON of Lisbon  
REED of Carmel  
STEARNS of Guilford  
THERIAULT of China  
WOOD of Greene

Two members of the same Committee on the same subject reported in Report "B" that the same **Ought to Pass as Amended by Committee Amendment "A" (H-56).**

Signed:

Senator:

WOODSOME of York

Representative:

ALLEY of Beals

One member of the same Committee on the same subject reported in Report "C" that the same **Ought to Pass as Amended by Committee Amendment "B" (H-57).**

Signed:

Representative:

NADEAU of Winslow

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

Reports **READ.**

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

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**Senate**

**Ought to Pass As Amended**

Senator BRAKEY for the Committee on **HEALTH AND HUMAN SERVICES** on Bill "An Act To Amend the Laws Governing the Burial or Cremation of Certain Persons"

S.P. 179 L.D. 518

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-45).**

Report **READ and ACCEPTED.**

Bill **READ ONCE.**

Committee Amendment "A" (S-45) **READ and ADOPTED.**

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

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Senator KEIM for the Committee on **JUDICIARY** on Bill "An Act To Provide Consistency among Medical Professionals with Regard to Jury Duty Exemption"

S.P. 26 L.D. 46

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-46).**

Report **READ.**

On motion by Senator **KEIM** of Oxford, **TABLED** until Later in Today's Session, pending **ACCEPTANCE OF THE REPORT.**

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Senator VOLK for the Committee on **LABOR, COMMERCE, RESEARCH AND ECONOMIC DEVELOPMENT** on Bill "An Act To Provide for the 2017 and 2018 Allocations of the State Ceiling on Private Activity Bonds" (EMERGENCY)

S.P. 343 L.D. 1037

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-44).**

Report **READ and ACCEPTED.**

Bill **READ ONCE.**

Committee Amendment "A" (S-44) **READ and ADOPTED.**

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

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**Divided Report**

The Majority of the Committee on **ENVIRONMENT AND NATURAL RESOURCES** on Bill "An Act To Amend the Laws Governing Funding for Landfill Closure Costs"

S.P. 191 L.D. 576

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-47).**

Signed:

Senators:

SAVIELLO of Franklin  
GRATWICK of Penobscot  
VOLK of Cumberland

Representatives:

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

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

Signed:

Representatives:

HARLOW of Portland  
PIERCE of Dresden

Reports **READ**.

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

Bill **READ ONCE**.

Committee Amendment "A" (S-47) **READ** and **ADOPTED**.

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

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**Divided Report**

The Majority of the Committee on **LABOR, COMMERCE, RESEARCH AND ECONOMIC DEVELOPMENT** on Bill "An Act To Protect Worker Wages and Benefits"

S.P. 35 L.D. 86

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

Signed:

Senator:  
BELLOWS of Kennebec

Representatives:  
FECTEAU of Biddeford  
BATES of Westbrook  
DUNPHY of Old Town  
HANDY of Lewiston  
MASTRACCIO of Sanford  
SYLVESTER of Portland

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

Signed:

Senators:  
VOLK of Cumberland  
LANGLEY of Hancock

Representatives:  
AUSTIN of Gray  
LOCKMAN of Amherst  
STETKIS of Canaan  
VACHON of Scarborough

Reports **READ**.

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

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**Divided Report**

The Majority of the Committee on **LABOR, COMMERCE, RESEARCH AND ECONOMIC DEVELOPMENT** on Bill "An Act To Improve the Ability of Maine Companies To Manufacture and Market Bioplastics"

S.P. 218 L.D. 656

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-43)**.

Signed:

Senator:  
BELLOWS of Kennebec

Representatives:  
FECTEAU of Biddeford  
BATES of Westbrook  
DUNPHY of Old Town  
HANDY of Lewiston  
MASTRACCIO of Sanford  
SYLVESTER of Portland

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

Signed:

Senators:  
VOLK of Cumberland  
LANGLEY of Hancock

Representatives:  
AUSTIN of Gray  
LOCKMAN of Amherst  
STETKIS of Canaan  
VACHON of Scarborough

Reports **READ**.

Senator **VOLK** of Cumberland moved the Senate **ACCEPT** the Minority **OUGHT NOT TO PASS** Report.

On motion by Senator **DILL** of Penobscot, supported by a Division of one-fifth of the members present and voting, a Roll Call was ordered.

**THE PRESIDENT:** The Chair recognizes the Senator from Penobscot, Senator Dill.

Senator **DILL**: Thank you, Mr. President. Ladies and gentlemen of the Senate, I would start out by saying this is a good bill, as are all my bills, but that's a story for another day which I'm sure Senator Carpenter will tell. But I digress. This was amended. It started out as a bioplastics bill. I believe it was amended in committee to include, instead of bioplastics, bio-based products. What this bill does is it puts \$1.5 million into MTI for grants for research, development, and implementation. This will certainly help out the forest industry, but agriculture also, especially the potato industry. The question I've heard is that isn't there money already available to do this. I'm not sure if there is and I'm not sure, if there is, how much there is, but generically there may be funds available but not, certainly not, specifically. I think that any

time we look at a bill like this we could say that there are funds available, so, again, but not specifically for this. So anyways, bottom line is that I believe that this is a bill that would go forward, should go forward, and I hope you will follow my light. Thank you.

**THE PRESIDENT:** The Chair recognizes the Senator from Cumberland, Senator Volk.

Senator **VOLK:** Thank you, Mr. President. Mr. President, ladies and gentlemen of the Senate, so I, too, feel, quite honestly, the bioplastics industry is an emerging industry that I believe we're going to be hearing a lot about in the coming years and I think it's a solution to a lot of the problems that we have in terms of finding a market for our wood and also just in being able to create biodegradable containers for things like nips, which we'll probably be hearing something about at some point in this session. Unfortunately, you know, we really cannot afford the fiscal note on this bill and this industry is, and has, applied for funding through Maine Technology Institute and that is completely available to them in terms of, you know, getting some of their operational costs covered in business development. So I certainly wish this industry well, all of the success in the world, and I wish that we had the money to pass this bill but, unfortunately, that does not look likely.

**THE PRESIDENT:** The Chair recognizes the Senator from Aroostook, Senator Jackson.

Senator **JACKSON:** Thank you, Mr. President. Ladies and gentlemen of the Senate, I would just like to say that we hear a lot from Professional Logging Contractors of Maine and different organizations about how tough this past winter was. I certainly think that passing this bill, putting it on the Appropriations Table so that we might come up with the money for this, would make a lot of sense. The industry's certainly in turmoil and having toured the University of Maine, all the research that they're doing, I definitely think that there's some great opportunities if we give a little bit of investment. If nothing else, if the Appropriations Committee would at least have a chance to look at this maybe something might turn up there. So I would certainly appreciate voting with Senator Dill on this issue.

**THE PRESIDENT:** The pending question before the Senate is the motion by the Senator from Cumberland, Senator Volk, to Accept the Minority Ought Not to Pass Report. A Roll Call has been ordered. Is the Senate ready for the question?

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

#### ROLL CALL (#100)

**YEAS:** Senators: BRAKEY, COLLINS, CUSHING, CYRWAY, DAVIS, HAMPER, KATZ, KEIM, LANGLEY, MAKER, ROSEN, SAVIELLO, VOLK, WHITEMORE, WOODSOME, PRESIDENT THIBODEAU

**NAYS:** Senators: BELLOWS, BREEN, CARPENTER, CHENETTE, CHIPMAN, DESCHAMBAULT, DIAMOND, DILL, DION, DOW, GRATWICK, HILL, JACKSON, LIBBY, MASON, MILLETT, MIRAMANT, VITELLI

**EXCUSED:** Senator: CARSON

16 Senators having voted in the affirmative and 18 Senators having voted in the negative, with 1 Senator being excused, the motion by Senator **VOLK** of Cumberland to **ACCEPT** the Minority **OUGHT NOT TO PASS** Report **FAILED**.

Senator **MASON** of Androscoggin moved the Senate **RECONSIDER** whereby it **FAILED** to **ACCEPT** the Minority **OUGHT NOT TO PASS** Report.

On further motion by same Senator, **TABLED** until Later in Today's Session, pending motion by same Senator to **RECONSIDER** whereby the Senate **FAILED** to **ACCEPT** the Minority **OUGHT NOT TO PASS** Report.

#### Divided Report

The Majority of the Committee on **TRANSPORTATION** on Bill "An Act To Amend the Laws Governing the State's Rail Authority" S.P. 241 L.D. 724

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-42)**.

Signed:

Senator:  
MIRAMANT of Knox

Representatives:  
McLEAN of Gorham  
AUSTIN of Skowhegan  
BRYANT of Windham  
GRANT of Gardiner  
SCHNECK of Bangor  
SHEATS of Auburn

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

Signed:

Senators:  
COLLINS of York  
ROSEN of Hancock

Representatives:  
CEBRA of Naples  
GILLWAY of Searsport  
PARRY of Arundel  
PERKINS of Oakland

Reports **READ**.

On motion by Senator **COLLINS** of York, the Minority **UGHT NOT TO PASS** Report **ACCEPTED**.

Sent down for concurrence.

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## SECOND READERS

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

### House As Amended

Bill "An Act To Create a Penalty for the Discharge of Septic Waste from Watercraft into the Inland Waters"

H.P. 263 L.D. 357  
(C "A" H-59)

Bill "An Act To Revoke the Hunting License of a Person Charged with Defacing Property Posting Signs"

H.P. 399 L.D. 557  
(C "A" H-55)

Bill "An Act To Standardize the Law Concerning Property Transfers and To Protect Water Quality"

H.P. 401 L.D. 559  
(C "A" H-60)

Bill "An Act To Authorize the Construction of a Maine Turnpike Connector to Gorham"

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

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

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### Senate

Bill "An Act To Modify the Definition of 'General Use Pesticide'"

S.P. 209 L.D. 594

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

Sent down for concurrence.

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### Senate As Amended

Bill "An Act Making Supplemental Allocations from the Highway Fund and Other Funds for the Expenditures of State Government and To Change Certain Provisions of the Law Necessary to the Proper Operations of State Government for the Fiscal Year Ending June 30, 2017" (EMERGENCY)

S.P. 341 L.D. 1034  
(C "B" S-35)

**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 Measure

An Act To Extend the Legal Hours for Harvesting Lobster

H.P. 15 L.D. 14  
(C "A" H-35)

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 **PASSED TO BE ENACTED** 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 Provide a Sales Tax Exemption for Career and Technical Student Organizations

S.P. 28 L.D. 79  
(C "A" S-27)

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

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An Act To Require All Moped Riders under 18 Years of Age and Newly Licensed Moped Operators To Wear a Helmet

H.P. 86 L.D. 118  
(C "A" H-36)

An Act Regarding the Funding of Volunteer Fire Departments

H.P. 108 L.D. 150  
(C "A" H-46)

An Act To Establish the Seaweed Fisheries Advisory Council and To Enhance the Management of the Seaweed Fishery

H.P. 275 L.D. 369  
(C "A" H-34)

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)

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

An Act To Amend the Laws Governing the Circumstances of Death That Must Be Reported to the Office of Chief Medical Examiner

H.P. 378 L.D. 534

An Act To Improve Vocational Rehabilitation under the Maine Workers' Compensation Act of 1992

H.P. 428 L.D. 612  
(C "A" H-44)

An Act To Ensure Appropriate Training for Harbor Masters

H.P. 438 L.D. 622  
(C "A" H-33)

An Act To Conform Maine Law Regarding Insurer Privacy Notices to Federal Law

S.P. 220 L.D. 658

An Act To Authorize Moving the Town Line between Baileyville and Baring Plantation

S.P. 331 L.D. 992  
(C "A" S-26)

**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.

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#### ORDERS OF THE DAY

The Chair laid before the Senate the following Tabled and Later Assigned (4/19/2017) matter:

Bill "An Act To Remove Barriers to Workforce Development in Alcohol and Drug Counseling and To Increase the MaineCare Reimbursement Rates for Certain Counselors"

H.P. 955 L.D. 1376

Tabled - April 19, 2017, by Senator **LANGLEY** of Hancock

Pending - **FURTHER CONSIDERATION**

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

(In Senate, April 13, 2017, on motion by Senator **LANGLEY** of Hancock, **REFERRED** to the Committee on **LABOR, COMMERCE, RESEARCH AND ECONOMIC DEVELOPMENT** in **NON-CONCURRENCE**.)

(In House, the Body having **INSISTED** on its former action whereby the Bill was **REFERRED** to the Committee on **HEALTH AND HUMAN SERVICES**.)

On motion by Senator **MASON** of Androscoggin, the Senate **RECEDED**.

On further motion by same Senator, **REFERRED** to the Committee on **VETERANS AND LEGAL AFFAIRS**, in **NON-CONCURRENCE**.

Sent down for concurrence.

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The Chair laid before the Senate the following Tabled and Later Assigned (4/19/2017) matter:

HOUSE REPORTS - from the Committee on **VETERANS AND LEGAL AFFAIRS** on Bill "An Act Regarding Advertisements by Maine Clean Election Act Candidates"

H.P. 571 L.D. 791

Majority - **Ought Not to Pass** (7 members)

Minority - **Ought to Pass as Amended by Committee Amendment "A" (H-30)** (6 members)

Tabled - April 19, 2017, by Senator **MASON** of Androscoggin

Pending - motion by same Senator to **ACCEPT** the Minority **OUGHT TO PASS AS AMENDED** Report in **NON-CONCURRENCE**

(In House, the Majority **OUGHT NOT TO PASS** Report **READ** and **ACCEPTED**.)

On motion by Senator **MASON** of Androscoggin, the Minority **OUGHT TO PASS AS AMENDED** Report **ACCEPTED**, in **NON-CONCURRENCE**.

Bill **READ ONCE**.

Committee Amendment "A" (H-30) **READ** and **ADOPTED**.

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

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The Chair laid before the Senate the following Tabled and Later Assigned (4/25/2017) matter:

Bill "An Act To Validate Certain Proceedings Authorizing the Issuance of Bonds and Notes of Regional School Unit No. 5" (EMERGENCY)

S.P. 534 L.D. 1528

Tabled - April 25, 2017, by Senator **LANGLEY** of Hancock

Pending - **REFERENCE**

(Committee on **EDUCATION AND CULTURAL AFFAIRS** suggested and ordered printed.)

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

Sent down for concurrence.

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The Chair laid before the Senate the following Tabled and Later Assigned (4/25/2017) matter:

HOUSE REPORT - from the Committee on **STATE AND LOCAL GOVERNMENT** on Bill "An Act To Help Municipalities Prepare for Sea Level Rise"

H.P. 384 L.D. 540

Report - **Ought to Pass as Amended by Committee Amendment "A" (H-28)**

Tabled - April 25, 2017, by Senator **DAVIS** of Piscataquis

Pending - **ACCEPTANCE OF REPORT**

(In House, Report **READ** and **ACCEPTED** and Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-28).**)

Report **ACCEPTED**, in concurrence.

Bill **READ ONCE**.

Committee Amendment "A" (H-28) **READ** and **ADOPTED**, in concurrence.

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

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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 To Establish Primary Energy Goals for the State"  
H.P. 1065 L.D. 1547

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.

Bill "An Act To Provide Supplemental Nutrition Assistance to Veterans and Rental Assistance to Long-term Homeless Persons"

H.P. 1059 L.D. 1538

Bill "An Act To Amend Maine's Medical Marijuana Law"  
H.P. 1060 L.D. 1539

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 Protect Consumers' Freedom of Choice in Auto Collision Repairs"

H.P. 1061 L.D. 1540

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 Protect Certain Administrative Licensing Files"  
H.P. 1062 L.D. 1541

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 Support Lead Abatement in Older Residential Properties"

H.P. 1063 L.D. 1542

Comes 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.

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Bill "An Act To Create a Tax on the Production of Electricity from Wind Resources"

H.P. 1067 L.D. 1549



Bill "An Act To Tax Sugar-sweetened Beverages To Fund  
Programs To Provide Resources for Veterans and Others"  
H.P. 1068 L.D. 1550

Bill "An Act To Amend the Maine Tax Laws"  
H.P. 1069 L.D. 1551

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

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

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Resolve, Authorizing Claire Dean Perry and the Estate of William  
Dean To Bring Suit against the Surety Obtained by the  
Department of Health and Human Services in Its Capacity as  
Public Conservator

H.P. 1070 L.D. 1554

Comes 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.

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

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Off Record Remarks

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

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On motion by Senator **CUSHING** of Penobscot, **ADJOURNED**,  
pursuant to the Joint Order, until Tuesday, May 2, 2017 at 10:00  
in the morning.