

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

Off Record Remarks

In Senate Chamber  
Thursday  
February 16, 2017

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

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

Out of order and under suspension of the Rules, on motion by Senator **MASON** of Androscoggin, the following Joint Order:  
S.P. 180

Prayer by Senator Paul T. Davis Sr. of Piscataquis County.

Ordered, the House concurring, that when the House and Senate adjourn, they do so until Tuesday, February 28, 2017 at 10:00 in the morning.

**SENATOR DAVIS:** Good afternoon, everybody. I know that several of our colleagues in the Republican caucus know this, but Harper Elizabeth Jacobs was born yesterday in Eastern Maine General Hospital, weighed 9 pounds 1 ounce, and the grandfather is none other than the President of the Maine Senate.

**READ and PASSED.**

Ordered sent down forthwith for concurrence.

I get up early every morning. I have a yellow lab and she likes to go out about 4:30 every morning, and I think the biggest reason she wants to get me up is so she can eat. During that time I quite often read a little bit of scripture and a little bit of the Bible. I thought I'd share with you one of my favorite passages. It's in Ephesians, Ephesian 4, 29 through 32, and it goes: Let no corrupt word proceed out of your mouth, but what is good for necessary edification, that it may impart grace to the hearers, and do not grieve the Holy Spirit of God, for whom you were sealed for the day of redemption. Let all bitterness, wrath, anger, clamor, and evil speaking be put away from you, with all malice and be kind to one another, tenderhearted, forgiving one another, even as God in Christ has forgiven you.

Out of order and under suspension of the Rules, on motion by Senator **CUSHING** of Penobscot, the following Senate Order:  
S.O. 14

Ordered, that a message be sent to the House of Representatives proposing a Convention of the two branches of the Legislature be held at 4:45 this afternoon in the Hall of the House for the purpose of welcoming the Honorable Leigh Ingalls Saufley, Chief Justice of the Supreme Judicial Court, the Justices of the Supreme Judicial Court, and members of the Judiciary, and request the Chief Justice make such communication as pleases her.

Let us pray. O Lord, we come to You this day as Your children in awe of You. We thank You for the many blessings You have given us. We thank You, Father, for the great freedom that we have in this country, to be able to meet freely, as free men and women, without fear of retribution from our own government. As we go forward, have us keep that what will be remembered in just a few short years in our minds will not be remembered - I messed up. As we go forward, have us keep in our minds that what will be remembered in just a few short years will not be the issue that we are discussing but what will be remembered is how we treat each other. God, guide us in all the things we say and do as we do Maine's work. In Jesus' name. Amen.

**READ and PASSED.**

The Chair appointed the Senator from Penobscot, Senator **CUSHING**, to deliver the message to the House of Representatives. The Senator was escorted to the House of Representatives.

Subsequently, the Senator from Penobscot, Senator **CUSHING**, reported that he had delivered the message with which he was charged.

Pledge of Allegiance led by Senator Andre E. Cushing, III of Penobscot County.

The Chair noted the absence of the Senator from Cumberland, Senator **BREEN**, the Senator from York, Senator **HILL**, and the Senator from Sagadahoc, Senator **VITELLI**, and further excused the same Senators from today's Roll Call votes.

Reading of the Journal of Tuesday, February 14, 2017.

Doctor of the day, Patricia Hymanson, M.D. of York.

**PAPERS FROM THE HOUSE**

**Non-Concurrent Matter**

Bill "An Act To Amend the Exemption for Highway Contractors and Subcontractors under the Arborist Licensing Laws"  
H.P. 310 L.D. 430

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

In Senate, February 7, 2017, on motion by Senator **VOLK** of Cumberland, **REFERRED** to the Committee on **LABOR, COMMERCE, RESEARCH AND ECONOMIC DEVELOPMENT** in **NON-CONCURRENCE**.

Comes from the House, that Body having **INSISTED** on its former action whereby the Bill was **REFERRED** to the Committee on **AGRICULTURE, CONSERVATION AND FORESTRY**.

On motion by Senator **DAVIS** of Piscataquis, the Senate **RECEDED** and **CONCURRED**.

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**Non-Concurrent Matter**

Bill "An Act To Clarify Damages for the Willful or Negligent Injury or Death of a Dog"  
H.P. 299 L.D. 419

Committee on **AGRICULTURE, CONSERVATION AND FORESTRY** suggested and ordered printed.

In Senate, February 7, 2017, on motion by Senator **DAVIS** of Piscataquis, **REFERRED** to the Committee on **AGRICULTURE, CONSERVATION AND FORESTRY** in **NON-CONCURRENCE**.

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

On motion by Senator **KEIM** of Oxford, the Senate **RECEDED** and **CONCURRED**.

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Off Record Remarks

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**House Papers**

Bill "An Act To Allow a Public Safety Answering Point To Be Reimbursed for Training Costs"  
H.P. 337 L.D. 474

Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY** suggested and ordered printed.

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

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 Facilitate the Creation of the Maine Water Trust To Regulate and Protect Maine's Water Supply and To Ensure the Quantity and Quality of Maine's Drinking Water"  
H.P. 302 L.D. 422

Committee on **ENERGY, UTILITIES AND TECHNOLOGY** suggested and ordered printed.

Comes from the House, **REFERRED** to the Committee on **ENVIRONMENT AND NATURAL RESOURCES**.

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

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Bill "An Act To Require That a Person Who Has Been Treated by a Law Enforcement Officer with Naloxone Be Informed about Drug Addiction Treatment"  
H.P. 338 L.D. 475

Comes from the House, **REFERRED** to the Committee on **HEALTH AND HUMAN SERVICES** 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 Promote Workforce Participation" (EMERGENCY)  
H.P. 344 L.D. 481

Bill "An Act To Remove the Requirement That Child Care Facility Workers and Family Child Care Providers Submit to Criminal Background Checks"  
H.P. 403 L.D. 561

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 Authorize Vacating the Convictions of Members of the Houlton Band of Maliseet Indians Convicted under Prior Laws Governing the Possession and Use of Marijuana" (EMERGENCY)  
H.P. 349 L.D. 486

Committee on **JUDICIARY** suggested and ordered printed.

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

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

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Bill "An Act To Standardize the Law Concerning Property Transfers and To Protect Water Quality"  
H.P. 401 L.D. 559

Committee on **JUDICIARY** suggested and ordered printed.

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

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 Help Municipalities Prepare for Sea Level Rise"  
H.P. 384 L.D. 540

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

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

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Bill "An Act Regarding the Commercial Forestry Excise Tax"  
H.P. 385 L.D. 541

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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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

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

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

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

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**COMMUNICATIONS**

The Following Communication: S.C. 131

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

February 14, 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 Judiciar has had under consideration the nomination of the Honorable Robert W. Clifford of Lewiston, for reappointment as an Active Retired Justice of the Supreme Judicial Court.

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        | 3 | Keim of Oxford, Hill of York,<br>Whittemore of Somerset  |
|      | Representatives | 9 | Moonen of Portland,<br>Babbidge of Kennebunk,<br>Bailey of Saco, Bradstreet of<br>Vassalboro, Cardone of<br>Bangor, Galgay Reckitt of<br>South Portland, Guerin of<br>Glenburn, Johansen of<br>Monticello, McCreight of<br>Harpswell |

NAYS 0

ABSENT 1 Rep. Sherman of Hodgdon

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 the Honorable Robert W. Clifford of Lewiston, for reappointment as an Active Retired Justice of the Supreme Judicial Court be confirmed.

Signed,

S/Lisa Keim  
Senate Chair

S/Matthew W. Moonen  
House Chair

**READ and ORDERED PLACED ON FILE.**

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 (#23)**

YEAS: Senators: None

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

EXCUSED: Senators: BREEN, HILL, KATZ, SAVIELLO, VITELLI, VOLK

No Senator having voted in the affirmative and 29 Senators having voted in the negative, with 6 Senators 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 **Robert W. Clifford** of Lewiston for reappointment as an Active Retired Justice of the Supreme Judicial Court was **CONFIRMED**.

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

The Following Communication: S.C. 132

**STATE OF MAINE  
128<sup>TH</sup> LEGISLATURE  
HOUSE OF REPRESENTATIVES  
SPEAKER'S OFFICE**

February 14, 2017

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

Dear Secretary Priest,

Pursuant to my authority under Title 5, MRSA, Part 17, Ch. 371-A, §7030, I am pleased to appoint the following to the Permanent Commission on the Status of Women, effective February 14, 2017:

Meredith Strang Burgess of Cumberland Foreside to seat 13  
Ruth Kermish-Allen of Appleton to seat 15

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

Sincerely,

S/Sara Gideon  
Speaker of the House

**READ and ORDERED PLACED ON FILE.**

The Following Communication: S.C. 129

**STATE OF MAINE  
ONE HUNDRED AND TWENTY-EIGHTH LEGISLATURE  
COMMITTEE ON HEALTH AND HUMAN SERVICES**

February 10, 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 Health and Human Services has voted unanimously to report the following bill(s) out "Ought Not to Pass":

L.D. 19 An Act To Assist Residents of Nursing Homes To Return to Their Communities

This is notification of the Committee's action.

Sincerely,

S/Sen. Eric L. Brakey  
Senate Chair

S/Rep. Patricia Hymanson  
House Chair

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

The Following Communication: S.C. 130

**STATE OF MAINE  
ONE HUNDRED AND TWENTY- EIGHTH LEGISLATURE  
COMMITTEE ON INLAND FISHERIES AND WILDLIFE**

February 10, 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 Inland Fisheries and Wildlife has voted unanimously to report the following bill(s) out "Ought Not to Pass":

L.D. 110     An Act To Assist Island and Coastal  
                 Communities with Controlling Excess Deer  
                 Populations

This is notification of the Committee's action.

Sincerely,

S/Sen. Scott W. Cyrway                     S/Rep. Robert S. Duchesne  
Senate Chair                                     House Chair

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

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

Senate at Ease.

The Senate was called to order by the President.

At this point a message was received from the House of Representatives, borne by Representative GOLDEN of Lewiston, informing the Senate that the House concurred with the proposition for a Convention of the two branches of the Legislature to be held in the Hall of the House at 4:45 this afternoon for the purpose of welcoming the Honorable Leigh Ingalls Saufley, Chief Justice of the Supreme Judicial Court, the Justices of the Supreme Judicial Court, and members of the Judiciary, and request the Chief Justice make such communication as pleases her.

Off Record Remarks

**SENATE PAPERS**

Bill "An Act To Implement the Recommendations of the Commission To Study the Public Reserved Lands Management Fund"

S.P. 201 L.D. 586

Presented by Senator SAVIELLO of Franklin.

Bill "An Act To Modify the Definition of 'General Use Pesticide'"  
S.P. 209 L.D. 594

Presented by Senator SAVIELLO of Franklin.  
Cosponsored by Representative TIMBERLAKE of Turner.  
On motion by Senator **DAVIS** of Piscataquis, **REFERRED** to the Committee on **AGRICULTURE, CONSERVATION AND FORESTRY** and ordered printed.

Sent down for concurrence.

Bill "An Act To Authorize a General Fund Bond Issue To Invest in Maine's Rail Infrastructure"

S.P. 205 L.D. 590

Presented by Senator JACKSON of Aroostook.  
Cosponsored by Representative MARTIN of Eagle Lake and Senator: LIBBY of Androscoggin, Representatives: GATTINE of Westbrook, GOLDEN of Lewiston.

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 Amend the Provision of Law Requiring Disclosure of the Possession of a Firearm under Certain Circumstances"

S.P. 189 L.D. 574

Presented by Senator BRAKEY of Androscoggin.  
Cosponsored by Representative MARTIN of Eagle Lake and Representatives: CEBRA of Naples, FARRIN of Norridgewock, MAREAN of Hollis, STETKIS of Canaan.

Bill "An Act To Allow Law Enforcement Agencies and Associations To Engage Directly in Fund-raising under Certain Circumstances"

S.P. 203 L.D. 588

Presented by Senator DIAMOND of Cumberland.  
Cosponsored by Senator DAVIS of Piscataquis, Representative CAMPBELL of Orrington and Senators: CYRWAY of Kennebec, DILL of Penobscot, DION of Cumberland.

Resolve, To Establish a Working Group To Review the Function and Mission of Probation Officers and Establish a Licensing Procedure

S.P. 204 L.D. 589

Presented by Senator GRATWICK of Penobscot.  
Cosponsored by Representative GUERIN of Glenburn, Representative CARDONE of Bangor and Senators: DIAMOND of Cumberland, DILL of Penobscot, DION of Cumberland, MIRAMANT of Knox, ROSEN of Hancock, Representatives: FECTEAU of Biddeford, HAMANN of South Portland, McCREA of Fort Fairfield.

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 To Create the Maine Institute of Technology"  
S.P. 185 L.D. 570

Presented by Senator BELLOWS of Kennebec.  
Cosponsored by Representative ACKLEY of Monmouth and Senators: BREEN of Cumberland, CHENETTE of York, CHIPMAN of Cumberland, VITELLI of Sagadahoc, Representatives: CASÁS of Rockport, GINZLER of Bridgton, GROHMAN of Biddeford, HICKMAN of Winthrop.

Resolve, To Audit Standardized Testing in Maine's Schools  
S.P. 188 L.D. 573

Presented by Senator LIBBY of Androscoggin.  
Cosponsored by Representative SAMPSON of Alfred and Representatives: FARNSWORTH of Portland, FULLER of Lewiston.

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

Sent down for concurrence.

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Bill "An Act To Amend the Laws Governing Funding for Landfill Closure Costs"

S.P. 191 L.D. 576

Presented by Senator DILL of Penobscot.  
Cosponsored by Representative DUNPHY of Old Town and Senator: GRATWICK of Penobscot, Representatives: STANLEY of Medway, TUCKER of Brunswick, WHITE of Washburn.

Bill "An Act Regarding Zero-emissions Vehicles"  
S.P. 192 L.D. 577

Presented by Senator SAVIELLO of Franklin.

Bill "An Act To Modify the Mining Laws"  
S.P. 195 L.D. 580

Presented by Senator SAVIELLO of Franklin.

On motion by Senator **MASON** of Androscoggin, **REFERRED** to the Committee on **ENVIRONMENT AND NATURAL RESOURCES** and ordered printed.

Sent down for concurrence.

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Bill "An Act To Provide for the Comprehensive Medical, Dental, Educational and Behavioral Assessment of Children Entering State Custody"

S.P. 197 L.D. 582

Presented by Senator GRATWICK of Penobscot.  
Cosponsored by Representative TUCKER of Brunswick and Senators: BRAKEY of Androscoggin, CHIPMAN of Cumberland, CUSHING of Penobscot, DIAMOND of Cumberland, LIBBY of Androscoggin, Representatives: BERRY of Bowdoinham, HICKMAN of Winthrop, MALABY of Hancock.

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 Allow Fees To Be Charged for Wild Game Dinners"

S.P. 202 L.D. 587

Presented by Senator SAVIELLO of Franklin.  
Cosponsored by Senators: CARSON of Cumberland, DILL of Penobscot, LANGLEY of Hancock.

On motion by Senator **CYRWAY** of Kennebec, **REFERRED** to the Committee on **INLAND FISHERIES AND WILDLIFE** and ordered printed.

Sent down for concurrence.

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Bill "An Act To Enable the Maine Employers' Mutual Insurance Company To Better Serve Maine Employers by Eliminating the High-risk Program"

S.P. 207 L.D. 592

Presented by Senator WHITTEMORE of Somerset.  
Cosponsored by Representative FARRIN of Norridgewock and Senators: CUSHING of Penobscot, CYRWAY of Kennebec, KATZ of Kennebec, LANGLEY of Hancock, MASON of Androscoggin, SAVIELLO of Franklin, Representatives: STETKIS of Canaan, STROM of Pittsfield.

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 Modify the Divorce Laws Concerning Perpetrators of Domestic Violence"

S.P. 193 L.D. 578

Presented by Senator SAVIELLO of Franklin.

Bill "An Act To Require Notification When a Temporary Protection from Abuse Order Is Rescinded"

S.P. 196 L.D. 581

Presented by Senator JACKSON of Aroostook.  
Cosponsored by Senator: KEIM of Oxford, Representative: MOONEN of Portland.

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

Sent down for concurrence.

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Bill "An Act To Amend the Laws Governing the Practice of Pharmacy"

S.P. 187 L.D. 572

Presented by Senator VOLK of Cumberland.  
Cosponsored by Representative FECTEAU of Biddeford and Senators: BRAKEY of Androscoggin, KATZ of Kennebec, Representatives: CHACE of Durham, PERRY of Calais.

Bill "An Act To Update the Licensure Renewal Provision of the Board of Licensure in Medicine"

S.P. 208 L.D. 593

Presented by Senator BELLOWS of Kennebec.  
Cosponsored by Representative AUSTIN of Gray and Senators: CUSHING of Penobscot, GRATWICK of Penobscot, VOLK of Cumberland, Representatives: BROOKS of Lewiston, FECTEAU of Biddeford, HYMANSON of York, LOCKMAN of Amherst, MASTRACCIO of Sanford.  
Submitted by the Department of Professional and Financial Regulation pursuant to Joint Rule 204.

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

Sent down for concurrence.

Bill "An Act To Improve the Enforcement of Maine's Lobster Laws"

S.P. 190 L.D. 575

Presented by Senator LANGLEY of Hancock.  
Cosponsored by Representative TUELL of East Machias and Senators: BRAKEY of Androscoggin, COLLINS of York, MAKER of Washington, WHITTEMORE of Somerset.

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

Sent down for concurrence.

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Bill "An Act To Allow Municipalities To Adopt Bus Traffic Ordinances"

S.P. 206 L.D. 591

Presented by Senator CHIPMAN of Cumberland.  
Cosponsored by Senators: DAVIS of Piscataquis, DESCHAMBAULT of York, MIRAMANT of Knox, Representatives: BEEBE-CENTER of Rockland, CASÁS of Rockport, HARRINGTON of Sanford, HOGAN of Old Orchard Beach, MARTIN of Sinclair.

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

Sent down for concurrence.

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Bill "An Act To Eliminate the 3 Percent Surcharge on Certain Income and Provide an Alternative Funding Source for the Fund To Advance Public Kindergarten to Grade 12 Education"

S.P. 186 L.D. 571

Presented by Senator DOW of Lincoln.  
Cosponsored by Representative WARD of Dedham and Senators: CYRWAY of Kennebec, MASON of Androscoggin, President THIBODEAU of Waldo, WHITTEMORE of Somerset, Representatives: STETKIS of Canaan, TIMBERLAKE of Turner.

Bill "An Act To Improve the Tax Appeal Process for Maine Businesses and Consumers"

S.P. 198 L.D. 583

Presented by Senator LIBBY of Androscoggin.  
Cosponsored by Representative STANLEY of Medway.

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

Sent down for concurrence.

Bill "An Act To Create the Fund for Municipalities To Improve Pedestrian Safety"

S.P. 199 L.D. 584

Presented by Senator LIBBY of Androscoggin.

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

Sent down for concurrence.

Bill "An Act Regarding Transfers of Liquor between Licensed Manufacturers' Facilities"

S.P. 194 L.D. 579

Presented by Senator SAVIELLO of Franklin.  
Cosponsored by Senator: LANGLEY of Hancock.

Bill "An Act To Allow Cash Qualifying Contributions under the Maine Clean Election Act"

S.P. 200 L.D. 585

Presented by Senator MIRAMANT of Knox.  
Cosponsored by Representative SHEATS of Auburn and Senators: CARPENTER of Aroostook, CYRWAY of Kennebec, DILL of Penobscot, KEIM of Oxford, MILLETT of Cumberland, Representatives: CASAS of Rockport, HARRINGTON of Sanford, HICKMAN of Winthrop.

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

Sent down for concurrence.

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

**ORDERS**

**Joint Orders**

On motion by Senator JACKSON of Aroostook, the following Joint Order:

S.P. 210

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

**ORDERED**, the House concurring, that, notwithstanding Joint Rule 353, the Task Force To Address the Opioid Crisis in the State, referred to in this order as "the task force," is established as follows.

**1. Appointment; composition.** The task force consists of members appointed as follows:

- A. Four members of the Senate, appointed by the President of the Senate, including 2 members of the party holding the largest and 2 members of the party holding the 2nd-largest number of seats in the Senate;
  - B. Four members of the House of Representatives, appointed by the Speaker of the House, including 2 members of the party holding the largest and 2 members of the party holding the 2nd-largest number of seats in the House of Representatives;
  - C. One member who is an administrator at a hospital in the State, appointed by the President of the Senate;
  - D. One member representing the interests of law enforcement, appointed by the President of the Senate;
  - E. One member representing the interests of providers of services at opioid treatment facilities, appointed by the President of the Senate;
  - F. One member representing a statewide association of physicians in the State, appointed by the President of the Senate;
  - G. One member who is recovering from opioid addiction, appointed by the Speaker of the House;
  - H. One member representing the interests of providers of substance abuse and recovery services, appointed by the Speaker of the House;
  - I. One member who is a physician specializing in addiction treatment, appointed by the Speaker of the House; and
  - J. One member who is a behavioral health specialist, appointed by the Speaker of the House.
- The President of the Senate and the Speaker of the House shall invite to participate as members of the task force the Governor, or the Governor's designee; the Attorney General, or the Attorney General's designee; and a representative of the judicial branch.

**2. Chairs.** The first-named Senator is the Senate chair of the task force and the first-named member of the House of Representatives is the House chair of the task force.

**3. Appointments; convening.** All appointments must be made no later than 30 days following passage of this order. The appointing authorities shall notify the Executive Director of the Legislative Council once all appointments have been made. When the appointment of all members has been completed, the chairs of the task force shall call and convene the first meeting of the task force. If 30 days or more after the passage of this order a majority of but not all appointments have been made, the chairs may request authority and the Legislative Council may grant authority for the task force to meet and conduct its business.

**4. Duties.** The task force shall examine the current laws in the State addressing opiate abuse and heroin use, including but not limited to existing laws focused on law enforcement, prevention, treatment and recovery. As part of its study, the task force shall review the report and recommendations of the Maine Opiate Collaborative issued on May 6, 2016 as well as initiatives that have been successfully undertaken by other states, including but not limited to proposals for increased law enforcement personnel or funding; substance abuse prevention, treatment and peer recovery services; and substance abuse prevention and education in schools and communities, and shall develop recommendations to address the opioid crisis in the State.

**5. Compensation.** The legislative members of the task force are entitled to receive the legislative per diem, as defined in the Maine Revised Statutes, Title 3, section 2, and reimbursement for



travel and other necessary expenses related to their attendance at authorized meetings of the task force. Public members not otherwise compensated by their employers or other entities that they represent are entitled to receive reimbursement of necessary expenses and, upon a demonstration of financial hardship, a per diem equal to the legislative per diem for their attendance at authorized meetings of the task force.

**6. Quorum.** A quorum is a majority of the members of the task force, including those members invited to participate who have accepted the invitation to participate.

**7. Staffing.** The Legislative Council shall contract for necessary staff support for the task force during the legislative session and may contract for such staff support for a longer period to the extent needed and if sufficient funding is available. At the request of the task force, the Legislative Council may provide drafting assistance to the task force during the legislative session and other staffing support to the task force when the Legislature is not in session.

**8. Reports.** No later than April 30, 2017, the task force shall submit an initial report that includes its findings and recommendations, including suggested legislation, for introduction to the First Regular Session of the 128th Legislature. No later than December 6, 2017, the task force shall submit a final report that includes its findings and recommendations, including suggested legislation, for introduction to the Second Regular Session of the 128th Legislature.

**READ and PASSED.**

Sent down for 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 (1/31/17) matter:

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

H.P. 207 L.D. 274

Tabled - January 31, 2017, by Senator **MASON** of Androscoggin

Pending - **REFERENCE**

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

(In House, **REFERRED** to the Committee on **JUDICIARY**.)

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

Sent down for concurrence.

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The Chair laid before the Senate the following Tabled and Later Assigned (2/14/17) matter:

Bill "An Act Regarding Final Enactment of the State Budget" (EMERGENCY)

H.P. 366 L.D. 522

Tabled - February 14, 2017, by Senator **MASON** of Androscoggin

Pending - **REFERENCE**

(In House, **REFERRED** to the Committee on **APPROPRIATIONS AND FINANCIAL AFFAIRS** and ordered printed.)

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

Sent down for concurrence.

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

**COMMUNICATIONS**

The Following Communication: S.C. 140

**STATE OF MAINE  
ONE HUNDRED AND TWENTY EIGHTH LEGISLATURE  
COMMITTEE ON CRIMINAL JUSTICE AND PUBLIC SAFETY**

February 8, 2017

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

Dear President Thibodeau and Speaker Gideon:

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

L.D. 101 An Act Regarding the Transportation of Prisoners to County Jails

This is notification of the Committee's action.

Sincerely,

S/Sen. Kimberley C. Rosen  
Senate Chair

S/Rep. Charlotte May Warren  
House Chair

Sent down for concurrence.

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

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

The Following Communication: S.C. 141

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

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

**COMMUNICATIONS**

February 10, 2017

The Following Communication: S.C. 133

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

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

February 15, 2017

Dear President Thibodeau and Speaker Gideon:

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

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

Dear Mr. President:

L.D. 93 An Act To Reduce Fuel Costs to State and Local Government

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 Kelly A. Martin of Fort Kent, for appointment to the University of Maine System, Board of Trustees.

This is notification of the Committee's action.

Sincerely,

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:

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

S/Rep. Roland Danny Martin  
House Chair

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

YEAS Senators 2 Langley of Hancock, Millett of Cumberland

Representatives 8 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

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

**SENATE PAPERS**

Bill "An Act To Require the Department of Transportation To Use 3rd-party Certified Examiners for Lead Inspections"  
S.P. 211 L.D. 636

NAYS 0

Presented by Senator JACKSON of Aroostook.  
Cosponsored by Senators: BELLOWS of Kennebec, CHIPMAN of Cumberland, GRATWICK of Penobscot, MIRAMANT of Knox,  
Representative: McLEAN of Gorham.

ABSENT 3 Sen. Maker of Washington, Rep. Pierce of Falmouth, Rep. Turner of Burlington

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

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 Kelly A. Martin of Fort Kent, for appointment to the University of Maine System, Board of Trustees 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?"

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

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 (#24)**

YEAS: Senators: None

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

EXCUSED: Senators: BREEN, HILL, KATZ, SAVIELLO, VITELLI, VOLK

No Senator having voted in the affirmative and 29 Senators having voted in the negative, with 6 Senators 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 **Kelly A. Martin** of Fort Kent for appointment to the University of Maine System, Board of Trustees was **CONFIRMED**.

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

The Following Communication: S.C. 134

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

February 15, 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 Lisa Marchese Eames, Esq. of Cumberland, for appointment to the University of Maine System, Board of Trustees.

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 | 8 | 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 |
| NAYS   |                 | 0 |   |
| ABSENT |                 | 3 | Sen. Maker of Washington, Rep. Pierce of Falmouth, Rep. Turner of Burlington  |

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 Lisa Marchese Eames, Esq. of Cumberland, for appointment to the University of Maine System, Board of Trustees 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 (#25)**

YEAS: Senators: None

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

EXCUSED: Senators: BREEN, HILL, KATZ, SAVIELLO, VITELLI, VOLK

No Senator having voted in the affirmative and 29 Senators having voted in the negative, with 6 Senators 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 **Lisa Marchese Eames**, Esq. of Cumberland, for appointment to the University of Maine System, Board of Trustees was **CONFIRMED**.

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

The Following Communication: S.C. 135

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

February 15, 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 the Honorable Karl W. Turner of Cumberland Foreside, for reappointment to the University of Maine System, Board of Trustees.

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 | 8 | 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 |
| NAYS   |                 | 0 |   |
| ABSENT |                 | 3 | Sen. Maker of Washington, Rep. Pierce of Falmouth, Rep. Turner of Burlington  |

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 the Honorable Karl W. Turner of Cumberland Foreside, for reappointment to the University of Maine System, Board of Trustees 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 (#26)**

YEAS: Senators: None

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

EXCUSED: Senators: BREEN, HILL, KATZ, SAVIELLO, VITELLI, VOLK

No Senator having voted in the affirmative and 29 Senators having voted in the negative, with 6 Senators 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 **Karl W. Turner** of Cumberland Foreside for reappointment to the University of Maine System, Board of Trustees was **CONFIRMED**.

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

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The Following Communication: S.C. 136

**STATE OF MAINE  
OFFICE OF THE GOVERNOR**

February 15, 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 Thomas R. Davis of Winslow for appointment to the Workers' Compensation Board.

Pursuant to Title 39-A, MRSA §151, this appointment is contingent on the Maine Senate confirmation after review by the Joint Standing Committee on Labor, Commerce, Research and Economic Development.

Sincerely,

S/Paul R. LePage  
Governor

**READ and ORDERED PLACED ON FILE.**

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The Following Communication: S.C. 137

**STATE OF MAINE  
OFFICE OF THE GOVERNOR**

February 15, 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 Ronald P. Green Jr. of Plymouth for reappointment to the Workers' Compensation Board.

Pursuant to Title 39-A, MRSA §151, this reappointment is contingent on the Maine Senate confirmation after review by the Joint Standing Committee on Labor, Commerce, Research and Economic Development.

Sincerely,

S/Paul R. LePage  
Governor

**READ and ORDERED PLACED ON FILE.**

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The Following Communication: S.C. 138

**STATE OF MAINE  
OFFICE OF THE GOVERNOR**

February 15, 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 Richelle R. Wallace of Auburn for reappointment to the Workers' Compensation Board.

Pursuant to Title 39-A, MRSA §151, this reappointment is contingent on the Maine Senate confirmation after review by the Joint Standing Committee on Labor, Commerce, Research and Economic Development.

Sincerely,

S/Paul R. LePage  
Governor

**READ and ORDERED PLACED ON FILE.**

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The Following Communication: S.C. 139

**STATE OF MAINE  
OFFICE OF THE GOVERNOR**

February 15, 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 Julie A. Sheehan of Cape Elizabeth for appointment to the State Liquor and Lottery Commission.

Pursuant to Title 5, MRSA §283-A, this appointment is contingent on the Maine Senate confirmation after review by the Joint Standing Committee on Veterans and Legal Affairs.

Sincerely,

S/Paul R. LePage  
Governor

**READ and ORDERED PLACED ON FILE.**

\_\_\_\_\_

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

\_\_\_\_\_

Off Record Remarks

\_\_\_\_\_

At this point the Senate retired to the Hall of the House where a Joint Convention was formed.

Following the Joint Convention the Senate was called to order in the Senate Chamber by the President.

\_\_\_\_\_

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

**PAPERS FROM THE HOUSE**

**House Papers**

Bill "An Act Prohibiting a Law Enforcement Officer from Confiscating a Firearm under Certain Conditions"  
H.P. 411 L.D. 595

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.

\_\_\_\_\_

Bill "An Act To Promote Highway Safety by Restricting the Use of Marijuana and Possession of an Open Marijuana Container in a Motor Vehicle"

H.P. 412 L.D. 596

Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY** suggested and ordered printed.

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

Senator **ROSEN** of Hancock moved to **REFER** to the Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY**, in **NON-CONCURRENCE.**

Senator **ROSEN** of Hancock requested and received leave of the Senate to withdraw her motion to **REFER** to the Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY**, in **NON-CONCURRENCE.**

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

\_\_\_\_\_

Bill "An Act To Make the Reimbursement Rate for Transfers of Inmates from County Jails Equal to the Federal Reimbursement Rate"

H.P. 413 L.D. 597

Bill "An Act To Strengthen Maine Citizens' Right to Self Defense"  
H.P. 414 L.D. 598

Bill "An Act To Prevent Violence against Emergency Responders"  
H.P. 415 L.D. 599

Resolve, To Provide Grants to Law Enforcement Agencies To Acquire and Train Drug-detecting Dogs  
H.P. 416 L.D. 600

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.

\_\_\_\_\_

Bill "An Act To Return the Normal Cost of Teacher Retirement to the State"

H.P. 417 L.D. 601

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.**

\_\_\_\_\_

Bill "An Act To Amend the Laws Governing the Membership of the Advisory Committee on College Savings"

H.P. 418 L.D. 602

Bill "An Act To Provide Funding for Preschool Programs"  
H.P. 419 L.D. 603

Bill "An Act To Amend Teacher Evaluation Requirements"  
H.P. 449 L.D. 633

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 Ensure Timely Expenditure of Federal Funds in the Department of Health and Human Services"  
H.P. 407 L.D. 567

Bill "An Act To Support Evidence-based Treatment for Opioid Use Disorder"  
H.P. 421 L.D. 605

Bill "An Act To Ensure Access to All Prescription Drugs Containing Cannabidiol Approved by the Federal Food and Drug Administration"  
H.P. 422 L.D. 606

Bill "An Act To Enhance Maine's Coordinated Response to Mental Health Crises"  
H.P. 423 L.D. 607

Bill "An Act Regarding the Drug Epidemic in Maine"  
H.P. 450 L.D. 634

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

On motion by Senator **MASON** 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 Maine's Lakes by Prohibiting the Discharge of Waste from Watercraft"  
H.P. 420 L.D. 604

Committee on **INLAND FISHERIES AND WILDLIFE** suggested and ordered printed.

Comes from the House, **REFERRED** to the Committee on **ENVIRONMENT AND NATURAL RESOURCES**.

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

Bill "An Act To Expand Opportunities for Moose Permit Winners To Swap Their Permits"  
H.P. 446 L.D. 630

Bill "An Act To Require an Operator of an All-terrain Vehicle Driven on Certain Roads To Have a Driver's License and Liability Insurance"  
H.P. 447 L.D. 631

Resolve, To Recognize and Provide for the Right of Members of the Houlton Band of Maliseet Indians To Hunt Moose throughout Aroostook County  
H.P. 448 L.D. 632

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

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

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Bill "An Act Regulating Employee Benefit Excess Insurance"  
H.P. 424 L.D. 608

Bill "An Act To Prohibit Insurance Carriers That Are Not Health Insurance Carriers from Operating as Managed Care Organizations"  
H.P. 425 L.D. 609

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

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

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Bill "An Act To Prohibit Prescriptive Property Rights Claims of Property Owned by Nonprofit Organizations"  
H.P. 426 L.D. 610

Bill "An Act To Amend Certain Laws Affecting the Judicial Branch"  
H.P. 427 L.D. 611

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

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

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Bill "An Act To Improve Vocational Rehabilitation under the Maine Workers' Compensation Act of 1992"  
H.P. 428 L.D. 612

Bill "An Act To Protect Job Applicants from Identity Theft"  
H.P. 429 L.D. 613

Bill "An Act To Establish a Presumption of Heart Disease or Hypertension in the Line of Duty for Corrections Officers under the Workers' Compensation Laws"

H.P. 430 L.D. 614

Resolve, To Establish a Work Group To Update the Maine Pharmacy Act

H.P. 431 L.D. 615

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 Prohibit the Location of a Marijuana Facility within 2,000 Feet of a House of Public Worship or Property Associated with a House of Public Worship"

H.P. 441 L.D. 625

Bill "An Act To Provide Funding for County Jails from Sales Tax Collected on Retail Sales of Marijuana and Marijuana Products"

H.P. 442 L.D. 626

Bill "An Act To Establish a Data Collection Program To Monitor Effects of Marijuana Regulation" (EMERGENCY)

H.P. 443 L.D. 627

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

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

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Bill "An Act To Ensure Consistent Access to Limited-entry Lobster Zones"

H.P. 432 L.D. 616

Bill "An Act To Allow the Sale of Saltwater Smelt for Bait"

H.P. 433 L.D. 617

Bill "An Act To Ensure Appropriate Training for Harbor Masters"

H.P. 438 L.D. 622

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.

Resolve, Authorizing the Mount Hunger Area of the Town of Gray To Proceed with the Secession Process

H.P. 434 L.D. 618

Resolve, Authorizing the Area of the West Side of Little Sebago Lake of the Town of Gray To Proceed with the Secession Process

H.P. 435 L.D. 619

Bill "An Act To Incentivize Legislative Carpooling"

H.P. 451 L.D. 635

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 Restore the Tax Deduction for Contributions to College Savings Accounts"

H.P. 436 L.D. 620

Bill "An Act To Retain Professionals and Attract Professionals to Maine by Amending Maine's Income Tax Code"

H.P. 437 L.D. 621

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

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

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Bill "An Act To Require Biennial State Motor Vehicle Inspections"

H.P. 439 L.D. 623

Bill "An Act Concerning the Transporting of Dogs in Passenger Vehicles"

H.P. 440 L.D. 624

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 Require Candidates To Be Listed as Unenrolled If Not Registered with a Recognized Party"

H.P. 408 L.D. 568

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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**Pursuant to Statute  
Department of Defense, Veterans and Emergency  
Management, Maine Emergency Management Agency**

The **Department of Defense, Veterans and Emergency Management, Maine Emergency Management Agency**, pursuant to the Maine Revised Statutes, Title 5, section 8072 asked leave to report that the accompanying 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

Be **REFERRED** to the Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY** and ordered printed pursuant to Joint Rule 218.

Comes from the House with the Report **READ** and **ACCEPTED** and the Resolve **REFERRED** to the Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY** and ordered printed pursuant to Joint Rule 218.

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

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

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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 **MASON** of Androscoggin, **ADJOURNED**, pursuant to the Joint Order, until Tuesday, February 28, 2017 at 10:00 in the morning.