

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

In Senate Chamber
Thursday
March 26, 2015

The Chair noted the absence of the Senator from Hancock, Senator **LANGLEY**, the Senator from Piscataquis, Senator **DAVIS**, the Senator from Aroostook, Senator **WILLETTE**, the Senator from Kennebec, Senator **CYRWAY**, and the Senator from Androscoggin, Senator **BRAKEY**, and further excused the same Senators from today's Roll Call votes.

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

Prayer by Senator Amy F. Volk of Cumberland County.

SENATOR VOLK: Thank you, Mr. President. I saw this scripture on, of all places, Twitter. That's the world we live in today. Put on all of God's armor, so that you will be able to stand firm against the strategies of the Devil. It's from Ephesians 6:11. Let us be in the spirit of prayer.

Lord God, we acknowledge that You are in control of the earth and all that happens here, but we also acknowledge that we were given free will there in the garden and, God, we just ask that today we would remember that we are all here for the same purpose, that we are all here to do our best for the people of the state that we all care so much about. Lord, I would ask that we would put the needs of the people of the State of Maine ahead of all else, ahead of politics, ahead of personal differences, and that we would move forward with the spirit of cooperation. In Your name we pray. Amen.

Posting of the Colors by Loring Job Corps Honor Guard.

Pledge of Allegiance led by Senator Roger J. Katz of Kennebec County.

Reading of the Journal of Wednesday, March 25, 2015.

Doctor of the day, Kenneth Christian, MD of Holden.

Off Record Remarks

Members and staff were allowed to remove their jackets for the remainder of this Legislative Day.

Out of order and under suspension of the Rules, on motion by Senator **MASON** of Androscoggin, the following Joint Order:
S.P. 396

Ordered, the House concurring, that when the Senate and House adjourn, they do so until Tuesday, March 31, 2015 at 10:00 in the morning.

READ and PASSED.

Ordered sent down forthwith for concurrence.

PAPERS FROM THE HOUSE

Non-Concurrent Matter

HOUSE REPORT - from the Committee on **TRANSPORTATION** on Bill "An Act To Amend the Law Regarding Juvenile Provisional Licenses To Foster Military Service"

H.P. 190 L.D. 272

Report - **REFER** to the Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY**

In House, March 19, 2015, Report **READ** and **ACCEPTED** and Bill **REFERRED** to the Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY**.

In Senate, March 24, 2015, Report **READ** and **REJECTED**. On motion by Senator **COLLINS** of York, Bill and accompanying papers **COMMITTED** to the Committee on **TRANSPORTATION**, in **NON-CONCURRENCE**.

Comes from the House, that Body **INSISTED**.

On motion by Senator **COLLINS** of York, **TABLED** until Later in Today's Session, pending **FURTHER CONSIDERATION**.

House Papers

Bill "An Act To Amend the Laws Governing Agriculture by Expanding the Powers of the Commissioner of Agriculture, Conservation and Forestry"

H.P. 750 L.D. 1089

Bill "An Act To Protect Children from Exposure to Pesticides"

H.P. 758 L.D. 1098

Bill "An Act To Establish a Fund for the Operations and Outreach Activities of the University of Maine Cooperative Extension Animal and Plant Disease and Insect Control Laboratory"
H.P. 759 L.D. 1099

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

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

Bill "An Act To Expand Options for the Prevention of Domestic Violence"

H.P. 760 L.D. 1100

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 Change the Individualized Education Program Notice Requirements"

H.P. 742 L.D. 1081

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

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

Resolve, To Establish a Pilot Project for Medicaid Reimbursement for Acupuncture Treatment of Substance Abuse Disorders
H.P. 751 L.D. 1090

Comes 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.

Resolve, Establishing the Commission To Study the Needs, Opportunities and Efficiency Associated with the Production of Salmonid Sport Fish in Maine

H.P. 762 L.D. 1102

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

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

Bill "An Act To Improve Tribal-state Relations"
H.P. 755 L.D. 1094

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

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

Bill "An Act To Allow Youth Who Referee Sports To Be Paid Stipends"

H.P. 752 L.D. 1091

Bill "An Act To Adopt a Retail Workers' Bill of Rights"
H.P. 761 L.D. 1101

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.

Bill "An Act To Prevent Abusive Debt Collection Practices"
H.P. 753 L.D. 1092

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

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

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

Resolve, To Study Understaffing in State Agencies
H.P. 763 L.D. 1103

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

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

Bill "An Act Regarding the Municipalities to Which the Maine Uniform Building and Energy Code Applies"
H.P. 754 L.D. 1093

Committee on **STATE AND LOCAL GOVERNMENT** suggested and ordered printed.

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

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

Bill "An Act To Enhance the Property Tax Fairness Credit for Maine's Low-income Seniors and Other Low-income Residents"
H.P. 756 L.D. 1095

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

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

Resolve, To Exempt Local Fuel Delivery Vehicles from Hours-of-service Restrictions during Winter Months
H.P. 764 L.D. 1104

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

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

Bill "An Act To Facilitate the Use of Half-gallon Containers for Malt Liquor at Maine Brew Pubs"
H.P. 744 L.D. 1083

RESOLUTION, Proposing an Amendment to the Constitution of Maine To Exclude Wildlife Issues from Citizen Initiatives
H.P. 745 L.D. 1084

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

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

Senate at Ease.

Senate called to order by the President.

Off Record Remarks

Joint Resolution

The following Joint Resolution:

H.P. 765

JOINT RESOLUTION RECOGNIZING THE 50TH ANNIVERSARY OF THE MARCH FROM SELMA TO MONTGOMERY

WHEREAS, March 25, 2015 marks the 50th anniversary of the end of the 3rd of 3 marches from Selma, Alabama to Montgomery, Alabama in support of the voting rights movement, which in turn contributed to passage of the federal Voting Rights Act of 1965, a landmark achievement of the civil rights movement in the 1960s; and

WHEREAS, on March 7, 1965 approximately 600 civil rights marchers, led by John Lewis of the Student Nonviolent Coordinating Committee, who is now a member of the United States House of Representatives, and Reverend Hosea Williams of the Southern Christian Leadership Conference, headed east out of Selma, Alabama to the State Capitol in Montgomery, Alabama; and

WHEREAS, the civil rights activists sought to nonviolently protest discriminatory voter registration practices and the shooting of Jimmie Lee Jackson, who was shot after protecting his mother and grandfather in a civil rights demonstration on February 18, 1965 in a restaurant in Marion, Alabama and who died 8 days later on February 26, 1965; and

WHEREAS, the nonviolent marchers were met and attacked with clubs, whips, police dogs and tear gas by state troopers, local law enforcement officers and townspeople at the Edmund Pettus Bridge as they were leaving Selma; and

WHEREAS, dozens of peaceful marchers were injured by state troopers, local law enforcement officers and townspeople in the forced retreat; and

WHEREAS, images of innocent protestors brutally beaten and severely injured on March 7, 1965, remembered as "Bloody Sunday," were depicted on television screens and in newspaper articles across the country; and

WHEREAS, Bloody Sunday galvanized a generation of nonviolent civil rights activists and heightened support and awareness for the civil rights movement; and

WHEREAS, on March 9, 1965, 2 days later, Reverend Martin Luther King, Jr., led a nonviolent protest of reportedly as many as 2,500 people before turning around after crossing the Edmund Pettus Bridge due to a barricade of state troopers; and

WHEREAS, on March 15, 1965, despite pressure from political figures, United States District Court Judge Frank M. Johnson, Jr., issued an injunction allowing the voting rights march from Selma to Montgomery to proceed, overturning Governor George Wallace's prohibition of the protest; and

WHEREAS, on March 21, 1965, with the protection of United States Army troops, the Alabama National Guard under federal command, the FBI and federal marshals, more than 3,000 people, led by Reverend Martin Luther King, Jr., set out from Selma to Montgomery, a 54-mile journey, marching an average of 10 miles a day along Route 80 and sleeping in fields; and

WHEREAS, the nonviolent protestors safely reached the steps of the State Capitol building on March 25, 1965, at which point their numbers had grown to 25,000, including many religious and community leaders of all denominations, races and backgrounds; and

WHEREAS, on March 17, 1965, with the Selma protestors at the forefront of the news, President Lyndon B. Johnson addressed a joint session of Congress, calling for federal voting rights legislation to dismantle the barriers that prevented African Americans from voting; and

WHEREAS, with the country captivated by the courage and conviction displayed by the civil rights marchers and activists, the United States Congress passed and President Lyndon B. Johnson enacted into law the landmark Voting Rights Act of 1965 on August 6, 1965; and

WHEREAS, many people from Maine, of all races and religions, were involved in not only the march from Selma to Montgomery, but the civil rights struggle as well; now, therefore, be it

RESOLVED: That We, the Members of the One Hundred and Twenty-seventh Legislature now assembled in the First Regular Session, on behalf of the people we represent, take this opportunity to commemorate the 50th anniversary of the historic civil rights marches from Selma to Montgomery and to honor all those who struggled in search of equality and the freedom to participate in our democracy.

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

READ.

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

Senator **ALFOND:** Thank you, Mr. President. Ladies and gentlemen of the Senate, today I rise to talk about the significance of the march from Selma to Montgomery. Today we remember the march from Selma to Montgomery mostly for its conclusion, the passage of the federal Voting Rights Act of 1965 which changed the landscape of America forever. It's important

to remember just how much courage and hope it took for those 25,000 people to march those 55 miles. They were a diverse group. Every color, age, and religion was represented. They faced violence and hatred and bigotry, but they were united in their commitment to America and their commitment to nonviolence. It took courage. It took faith. These marchers had faith in America, in our people, and in our institutions. They believed that America could be and should be a better place, a place where the color of your skin does not dictate where you can eat, where you can go to school, and whether or not you can vote. We have made great progress in the last 50 years and we owe a great debt of gratitude to the Selma marchers and their leaders like John Lewis and Martin Luther King, Jr. They and so many others have brought so many changes to our country. Let's hope, too, that we have the courage and faith to stand up for equality, to reject racism in all its forms, and to continue to change and shape America and Maine so that everyone can live the American Dream. Thank you, Mr. President.

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

Senator **VOLK:** Thank you, Mr. President. I just want to take a moment to speak about the significance of Martin Luther King in my own life and in all of our lives. When I was a little girl my parents rarely traveled together but one year my Mom did go with my father to Atlanta and left the three of us kids home with my grandmother. This is a woman who grew up in the tiny town of Lee, Maine and probably never had met a black person in her life until she was at least 18 years old. She went to Atlanta and while my Dad was busy with business she went and visited Martin Luther King's museum there and was very, very impressed and brought home this little book. I always loved to read. As a child I was so fascinated by this story. I can remember the pages now. I wish that, it somehow had gotten lost, I had a copy of it and I have, in fact, looked for it for my own children because it had a lot of nice black and white photographs from Martin Luther King's life. It was a biography of all of his accomplishments. Even as a child, I was probably 9 or 10 years old at the time, it really, really struck me about how sad it was that this wonderful man, who was so filled with courage and conviction and who led the people, particularly in the South, against the laws of Jim Crowe and the laws that had kept his people down. He never hesitated to put himself right out in front of these marches. How tragic it was that he was struck down in the prime of life. I just want to say that I, for one, really, really regret that piece of our history and I really, really regret that we don't know what this country would look like had that never occurred. I firmly believe that we wouldn't have a different country right now had that tragedy not occurred. Selma was extraordinarily important historically. This was a very, very significant point in time where President Johnson finally recognized the need for action. I, for one, am just glad that we get to honor the march from Selma to Montgomery and, again, we get to honor Martin Luther King, Jr.

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

Senator **KATZ:** Thank you very much, Mr. President. Men and women of the Senate, I remember back to the day in Selma. I was here in Augusta. I remember watching those images on our little black and white television set. I was a junior in high school

and the events seemed a world away. It seemed like it was a foreign country almost. Conflict between the races was something that someone from Maine had a difficult time even understanding. We had one Black in our school at that time. Of course than he was a Negro. He wasn't a Black, he was a Negro at Cony High School. His name was Bill Burney. Bill Burney went on to become the Mayor of the City of Augusta. I thought we wouldn't do that here in Maine because we are pure of heart here and would never discriminate against whole peoples. It was only after I went away to college, and looked back on Augusta, Maine, that I realized that I had grown up in a community that had a ghetto as well. It wasn't Blacks, it was Franco-Americans. They lived in one part of town. They couldn't get the good jobs. They couldn't get elected to political office in Augusta or in Maine. As I watched that struggle, I often related it back to the struggle of Afro-Americans. When there is such a struggle, Mr. President, I think it's easy to stay home. What those people showed us was that it's hard to go out and face the dogs, it's hard to go out and face the firehoses, it's hard to go out and face the Billy clubs. We certainly could use more examples of statesmen like Dr. Martin Luther King in our society today. I think we can only hope, Mr. President, that having seen that example, that when our time comes, when the time comes to stand up, that we each, individually, will have the courage to do so. Thank you, Mr. President.

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

Senator **DIAMOND:** Thank you, Mr. President. Ladies and gentlemen of the Senate, I, too, am glad to see this item on our calendar today. It takes me back to 1973, when I was fortunate enough to be on a year's Ford Fellowship and I could travel around this country and others. I chose one of the places to go as McClain, Mississippi. McClain, Mississippi was very attractive to me because the school I worked in was totally integrated. It was an elementary school. When the kids left to go home they went to a racially divided community. The reason that that school, and a few others, were able to gain that kind of progress was because we were told, and I believe it to be true, that it was because of the work of Martin Luther King and other things that had happened, other people who played such a key role there. This whole idea of honoring the march, I think, is wonderful. I think it brings many of us back to a different day and I am pleased to see it on our calendar. Thank you, Mr. President.

THE PRESIDENT: The Chair recognizes the Senator from Lincoln, Senator Johnson.

Senator **JOHNSON:** Thank you, Mr. President. Ladies and gentlemen, I rise as well in support of this Resolution. I think back on those times in our history and I think of the Civil Rights that our Constitution holds, that belongs to all of us, that we are all created equal. If only all people received equal rights, equal opportunity, then our job, respecting what began in this time of turmoil, would be over, but it's not. I think it's very important that we recognize just how hard that struggle has been, that we have yet to complete. Today we're recognizing the high road taken in the march from Selma to Montgomery, the bravery shown. Something that strikes me about this historic event is the human dignity that was worn as a mantle by the participants, not as a weapon but shining their importance as people, as equals, in that

simple action. I think we should remember that and remember that we carry the mantle now to continue that work. Thank you.

ADOPTED, in concurrence.

COMMUNICATIONS

The Following Communication: S.C. 164

**STATE OF MAINE
127TH LEGISLATURE
OFFICE OF THE PRESIDENT**

March 25, 2015

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

Dear Secretary Priest:

Pursuant to my authority under Senate Rule 201.3, I have rescinded my December 23, 2014 appointments to the Joint Standing Committee on State and Local Government and appoint the following Senators:

Senator Rodney L. Whittemore of Somerset, Chair
Senator Michael J. Willette of Aroostook
Senator Nathan L. Libby of Androscoggin

Sincerely,

S/Michael D. Thibodeau
President of the Senate

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 163

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

March 23, 2015

Honorable Michael D. Thibodeau, Senate President
Honorable Mark W. Eves, Speaker of the House
127th Maine State Legislature
State House
Augusta, Maine 04333

Dear President Thibodeau and Speaker Eves,

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

L.D. 1011 An Act To Address Drug Testing in the Workplace and the Effect of Approved Substances on Current Drug Policy

Sincerely,

S/Sen. Amy F. Volk
Senate Chair

S/Rep. Erin D. Herbig
House Chair

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

Senate at Ease.

Senate called to order by the President.

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

SENATE PAPERS

Bill "An Act To Replace the Bail Code with a System of Validated Risk Assessment Tools"

S.P. 385 L.D. 1113

Presented by Senator BRAKEY of Androscoggin.
Cosponsored by Representative DION of Portland and Senators: KATZ of Kennebec, LIBBY of Androscoggin, MASON of Androscoggin, SAVIELLO of Franklin.

Bill "An Act To Protect Maine's Children from Sexual Abuse and Exploitation"

S.P. 386 L.D. 1114

Presented by Senator DIAMOND of Cumberland.
Cosponsored by Representative LONG of Sherman and Senators: BURNS of Washington, CUSHING of Penobscot, HASKELL of Cumberland, ROSEN of Hancock, Representatives: DION of Portland, GUERIN of Glenburn.
Submitted by the Department of Public Safety 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.

Bill "An Act To Authorize the Development of Thorium Energy"
S.P. 388 L.D. 1116

Presented by Senator BRAKEY of Androscoggin.
Cosponsored by Representative O'CONNOR of Berwick and Senators: MASON of Androscoggin, WOODSOME of York, Representatives: DUNPHY of Embden, GROHMAN of Biddeford, HIGGINS of Dover-Foxcroft, WADSWORTH of Hiram.

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

Sent down for concurrence.

Bill "An Act To Make the State's Standard for Lead Exposure in Children Consistent with the Federal Standard"
S.P. 387 L.D. 1115

Presented by Senator VOLK of Cumberland.
Cosponsored by Representative STUCKEY of Portland and Senators: KATZ of Kennebec, LIBBY of Androscoggin, Representatives: BECK of Waterville, GATTINE of Westbrook, GOLDEN of Lewiston, HERBIG of Belfast, MALABY of Hancock, ROTUNDO of Lewiston.

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

Sent down for concurrence.

Resolve, To Establish the Study Commission on the Social Emotional Learning and Development of Maine's Young Children (EMERGENCY)

S.P. 390 L.D. 1118

Presented by Senator BREEN of Cumberland.
Cosponsored by Representative MALABY of Hancock and Senators: ALFOND of Cumberland, GRATWICK of Penobscot, HASKELL of Cumberland, MILLETT of Cumberland, Representatives: GATTINE of Westbrook, HUBBELL of Bar Harbor, PIERCE of Falmouth, SANBORN of Gorham.

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

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

Bill "An Act To Clarify the Policy for Withdrawal of Life Support from Minors"

S.P. 389 L.D. 1117

Presented by Senator CUSHING of Penobscot.
Cosponsored by Representative HILLIARD of Belgrade and Senators: EDGECOMB of Aroostook, HASKELL of Cumberland, VOLK of Cumberland, Representatives: HANLEY of Pittston, MAKER of Calais, PICCHIOTTI of Fairfield, TIMBERLAKE of Turner, VEROW of Brewer.

Bill "An Act To Fund the Cold Case Homicide Unit in the Department of the Attorney General"

S.P. 393 L.D. 1121

Presented by Senator VALENTINO of York.
Cosponsored by Representatives: STANLEY of Medway, WARD of Dedham, Representative HOBBS of Saco and Senators: BURNS of Washington, DIAMOND of Cumberland, JOHNSON of Lincoln, LIBBY of Androscoggin, ROSEN of Hancock, Representatives: CHENETTE of Saco, JORGENSEN of Portland, SANBORN of Gorham.

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

Sent down for concurrence.

Bill "An Act To Amend the Laws Governing the Filing of Wage Statements by Employers and To Clarify the Statute of Limitations under the Maine Workers' Compensation Act of 1992"

S.P. 391 L.D. 1119

Presented by Senator CUSHING of Penobscot.
Cosponsored by Representative WARD of Dedham and Senators: LANGLEY of Hancock, VOLK of Cumberland, Representatives: AUSTIN of Gray, GUERIN of Glenburn, O'CONNOR of Berwick, STETKIS of Canaan.

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 Repeal the Maine Uniform Building and Energy Code"

S.P. 392 L.D. 1120

Presented by Senator DAVIS of Piscataquis.
Cosponsored by Representative STANLEY of Medway and Senators: BRAKEY of Androscoggin, DILL of Penobscot, GERZOFKY of Cumberland, President THIBODEAU of Waldo, WHITTEMORE of Somerset, Representatives: BICKFORD of Auburn, BLACK of Wilton, MALABY of Hancock.

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

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

Bill "An Act Regarding the Use of Vehicles on Monhegan Island"
S.P. 394 L.D. 1122

Presented by Senator JOHNSON of Lincoln.
Cosponsored by Representative DEVIN of Newcastle and Senator: MIRAMANT of Knox, Representative: EVANGELOS of Friendship.

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

Sent down for concurrence.

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

Senator CYRWAY for the **Commission on Governmental Ethics and Election Practices**, pursuant to the Maine Revised Statutes, Title 1, section 1009 asked leave to report that the accompanying Bill "An Act To Amend the Campaign Reports and Finances Laws and the Maine Clean Election Act"
S.P. 395 L.D. 1123

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

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

On motion by Senator **COLLINS** of York, **REFERRED** to the Committee on **VETERANS AND LEGAL AFFAIRS** and ordered printed pursuant to Joint Rule 218.

Sent down for concurrence.

REPORTS OF COMMITTEES

House

Pursuant to Statute

The Committee on **JUDICIARY** on Bill "An Act To Implement the Recommendations of the Right To Know Advisory Committee Concerning Receipt of a Request for Public Records"
H.P. 746 L.D. 1085

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

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

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

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

Pursuant to Statute

The Committee on **JUDICIARY** on Bill "An Act To Implement the Recommendations of the Right To Know Advisory Committee To Create a Remedy for Unduly Burdensome and Oppressive Requests"

H.P. 747 L.D. 1086

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

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

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

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

Pursuant to Statute

The Committee on **JUDICIARY** on Bill "An Act To Implement the Recommendations of the Right To Know Advisory Committee Concerning Response Deadlines and Appeals"

H.P. 748 L.D. 1087

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

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

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

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

Pursuant to Statute

The Committee on **JUDICIARY** on Bill "An Act To Implement Recommendations of the Right To Know Advisory Committee"

H.P. 749 L.D. 1088

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

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

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

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

Ought to Pass

The Committee on **STATE AND LOCAL GOVERNMENT** on Bill "An Act To Establish Native American Heritage and Culture Day"

H.P. 13 L.D. 10

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.

READ ONCE.

ASSIGNED FOR SECOND READING NEXT LEGISLATIVE DAY.

The Committee on **STATE AND LOCAL GOVERNMENT** on Bill "An Act To Rename B Stream in Houlton as Captain Ambrose Bear Stream"

H.P. 177 L.D. 245

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.

READ ONCE.

ASSIGNED FOR SECOND READING NEXT LEGISLATIVE DAY.

Ought to Pass As Amended

The Committee on **EDUCATION AND CULTURAL AFFAIRS** on Bill "An Act To Ensure Maine Companies Have Access to Skilled Labor"

H.P. 81 L.D. 109

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-20)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-20)**.

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

READ ONCE.

Committee Amendment "A" (H-20) **READ** and **ADOPTED**, in concurrence.

ASSIGNED FOR SECOND READING NEXT LEGISLATIVE DAY.

Divided Report

The Majority of the Committee on **STATE AND LOCAL GOVERNMENT** on Bill "An Act To Designate the Friendship Sloop as the Official State Maritime Symbol"
H.P. 95 L.D. 137

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

Signed:

Senators:
WILLETTE of Aroostook
WOODSOME of York

Representatives:
GREENWOOD of Wales
NADEAU of Winslow
PICKETT of Dixfield
TUELL of East Machias
TURNER of Burlington

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

Signed:

Senator:
LIBBY of Androscoggin

Representatives:
MARTIN of Sinclair
BABBIDGE of Kennebunk
BRYANT of Windham
DOORE of Augusta
EVANGELOS of Friendship

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

Reports **READ.**

Senator **WOODSOME** of York moved the Senate **ACCEPT** the Majority **OUGHT NOT TO PASS** Report, in concurrence.

On further motion by same Senator, **TABLED** until Later in Today's Session, pending the motion by same Senator to **ACCEPT** the Majority **OUGHT NOT TO PASS** Report, in concurrence.

SECOND READERS

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

House As Amended

Resolve, Regarding Legislative Review of Portions of Chapter 895: Underground Facility Damage Prevention Requirements, a Major Substantive Rule of the Public Utilities Commission (EMERGENCY)

H.P. 143 L.D. 200
(C "A" H-17)

Bill "An Act Making Supplemental Allocations from the Highway Fund and Other Funds for the Expenditures of State Government Necessary to the Proper Operations of State Government for the Fiscal Year Ending June 30, 2015" (EMERGENCY)

H.P. 204 L.D. 286
(C "A" H-19)

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

Senate

Bill "An Act To Limit the Liability of Landowners Who Allow Recreational Climbing on Their Land"

S.P. 13 L.D. 12

Bill "An Act To Allow the Resale of Electricity by Electric Vehicle Charging Stations"

S.P. 209 L.D. 593

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

Sent down for concurrence.

Senate As Amended

Bill "An Act To Amend the Charter of the Hampden Water District" (EMERGENCY)

S.P. 85 L.D. 216
(C "A" S-9)

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

Sent down for concurrence.

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

Off Record Remarks

ENACTORS

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

Emergency Measure

An Act To Extend the Period of Time for Persons Who Purchase Special Fuel and Gasoline for Off-highway Use To Apply for the Special Fuel and Gasoline Tax Refunds

H.P. 170 L.D. 238
(C "A" H-12)

This being an Emergency Measure and having received the affirmative vote of 29 Members of the Senate, with no Senators having voted in the negative, and 29 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.

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

Off Record Remarks

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

The President retired from the Chamber.

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

Acts

An Act To Require Notice to Municipalities of Certain Licensing and Registration Actions Taken by the Emergency Medical Services' Board

H.P. 56 L.D. 62
(C "A" H-13)

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

An Act To Exempt the Sale of the United States Flag from the Sales Tax

H.P. 14 L.D. 11
(C "A" H-11)

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

An Act To Appropriate Funds To Help Restore the Historic Wood Island Life Saving Station in Kittery

S.P. 115 L.D. 300
(C "A" S-2)

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

Resolve

Resolve, To Study the Use of Social Impact Bonds as a Funding Mechanism for Public Education Programs in Maine

H.P. 285 L.D. 418
(C "A" H-10)

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

ORDERS OF THE DAY

Unfinished Business

The following matter 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 (3/17/15) matter:

Bill "An Act To Expand Access to Affordable Higher Education and To Strengthen Workforce Development"

S.P. 340 L.D. 968

Tabled - March 17, 2015, by Senator **LANGLEY** of Hancock

Pending - **REFERENCE**

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

On motion by Senator **GERZOFSKY** of Cumberland, Bill and accompanying papers **INDEFINITELY POSTPONED**.

Sent down for concurrence.

Off Record Remarks

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

On motion by Senator **CUSHING** of Penobscot, **ADJOURNED**, pursuant to the Joint Order, to Tuesday, March 31, 2015, at 10:00 in the morning.