

**STATE OF MAINE
ONE HUNDRED AND TWENTY-SIXTH LEGISLATURE
SECOND REGULAR SESSION
JOURNAL OF THE SENATE**

In Senate Chamber
Wednesday
April 16, 2014

Senate called to order by President Justin L. Alfond of Cumberland County.

Prayer by Doctor Keith Moore, First Baptist Church in Portland.

DOCTOR MOORE: Men and women of the Senate, I consider it to be a great honor to be in your presence today. Thank you so much for all that you do for the state. I also want to send my love from the people of the First Baptist Church of Portland. They want to thank you for your service. Thank you so very much. Let us pray together.

Our Father in Heaven, Almighty God, Creator of the Universe, we bow before You in humble reverence this morning. Thank You that through Your divine will You allowed us to live in the greatest country in the world. Thank You for the freedoms we enjoy. This morning I ask Your tremendous blessings upon the men and women of this great Senate. May they experience wisdom as they deliberate. May they make decisions which will result in peace, abundance, and justice in the state of Maine. Please give them understanding beyond their years and experiences. I pray Your great blessings upon their families. Protect them. Keep them healthy and safe. I pray that in the most difficult and delicate issues this Senate faces You would give them agreement and unity. When agreement cannot be achieved, may their relationships remain strong. Make them true friends. Give them the ability to see issues from the perspective of others in the Senate. I ask all of these things in Jesus' name. Amen.

Pledge of Allegiance led by Senator Brian D. Langley of Hancock County.

Reading of the Journal of Tuesday, April 15, 2014.

Doctor of the day, Joel Kase, DO of North Yarmouth.

Off Record Remarks

COMMUNICATIONS

The Following Communication: S.C. 924

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

April 14, 2014

Honorable Justin L. Alfond
President of the Senate
Honorable Mark W. Eves
Speaker of the House
126th Legislature
State House
Augusta, Maine 04333

Dear President Alfond and Speaker Eves:

Pursuant to Title 3 Maine Revised Statutes, chapter 35, we are pleased to submit the findings of the Joint Standing Committee on Education and Cultural Affairs from the review and evaluation of the Department of Education under the State Government Evaluation Act. In its review, the Committee found that the Department of Education is operating within its statutory authority.

Sincerely,

S/Senator Rebecca J. Millett
Senate Chair

S/Representative W. Bruce MacDonald
House Chair

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

The Following Communication: S.C. 925

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

April 14, 2014

Honorable Justin L. Alfond
President of the Senate
Honorable Mark W. Eves
Speaker of the House
126th Legislature
State House
Augusta, Maine 04333

Dear President Alfond and Speaker Eves:

Pursuant to Title 3 Maine Revised Statutes, chapter 35, we are pleased to submit the findings of the Joint Standing Committee on Education and Cultural Affairs from the review and evaluation of the State Board of Education under the State Government Evaluation Act. In its review, the Committee found that the State Board of Education is operating within its statutory authority.

Sincerely,

S/Senator Rebecca J. Millett
Senate Chair

S/Representative W. Bruce MacDonald
House Chair

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

ORDERS

Joint Resolution

Joint Resolution in Memoriam:

WHEREAS, the Legislature has learned with deep regret of the death of:

Patrick A. Connors, of Brunswick and of Zephyrhills, Florida. Mr. Connors was born in Brunswick and was a 1955 graduate of Brunswick High School. He graduated from Portland University, worked for his father's trucking company, Grover Connors Trucking, and was employed by the telephone company for 35 years, retiring from NYNEX in 1996. Mr. Connors was a 50-year member of the United Lodge No. 8 and served as Past High Priest of Royal Masonry. He was an Explorer Scout Troop Leader, the president of the Brunswick Area Snow Jammers Snowmobile Club and a board member of the Maine Snowmobile Association. Mr. Connors is survived by his wife, Lillian Foster Connors; his 2 daughters, Kristen Fenimore and her husband James and Leta Valerie Campbell and her husband Stephen; his sister Cynthia Sairio; and his 4 grandchildren, Ryan Patrick Campbell, Jami Campbell Bellefleur, Dylan James Fenimore and Emily McKenzie Mae Fenimore. Mr. Connors will be greatly missed and long remembered by his loving family and his many friends;

SLS 950

Sponsored by Senator GERZOFKY of Cumberland.
Cosponsored by Representatives: DAUGHTRY of Brunswick,
KENT of Woolwich, PRIEST of Brunswick.

READ.

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

Senator **GERZOFKY:** Thank you Mr. President. Ladies and gentlemen of the Senate, I rise today to honor a friend, a constituent, and a pillar of my community, the everyday guy. The people that we meet along our campaign trails when we first go out to run for office sometimes you meet somebody that hits you in a special way. We all have the honor of meeting these people along the way. Just really average citizens that make a big impression, that make a big dent where you live. You can see on this Joint Resolution that Pat Connors was such a man. His family is sitting behind me. What I'd like to say about him is not written down. I want to tell you about my first experience of

learning how to be a politician, walking down the street and trying to knock on doors and meet people. We all go through this, especially on our first day. I saw a man sitting in his garage. He had a big RV. He had a big motorcycle. He had all those motorhead kind of toys that I appreciate. I thought, "Ah, this is going to be easy. I'm going to find somebody here that knows what I'm talking about." I went over and started talking to him. After he explained to me that he rode a very comfortable motorcycle that could go thousands of miles and he had done it: that he was driving a big RV and going around the country in it and enjoying himself: and that he was a Republican, not a Democrat, and he was enjoying himself. I stood there, trying to find the conversation with a fellow motorhead, that we could agree on things. Well, his RV was registered in Vermont because it was much cheaper than Maine. His motorcycle was about as opposite of my motorcycle as you can possibly get and he let me know that mine wasn't really American made because it had British tires on it. He explained to me that his wife was in the house and she was the Democrat of the family and that maybe that's where I should go and talk and try and sell my wares to. I did. I went inside and found the real saint of the family. Lillian was inside the house. Pat was outside doing what he liked to do best. His wife was inside doing what she liked to do best. I found that her and I really had a lot in common. Over the years, and over the different campaigns, and over all the many times that I'd come over and sit on the porch, Pat and I learned a lot from each other. He was never as much of an anti-Democrat, as he swore more than once, that he pictured himself to be. He used to say, "You guys up in Augusta," and I'd make sure he really meant us up in Augusta and not us in Washington or the town council, because I never did anything about the potholes in front of his house. He was really the kind of person that's just your average nice man that worked very hard at raising a good family. He worked very hard at being a good member of his community and his extended community. I think that we don't recognize maybe enough sometimes those people that live in our communities and go to work every day, pay their taxes, and try their best to be good citizens and good people and good family people. I wanted to stand up today and recognize that Pat and his family, who are sitting behind me, have really contributed a lot to my communities, done it the right way, and, whether they are Democrats or Republicans, we can always find something in the middle to talk about and get the partisan out and the fun in. Mr. President, I want to thank you so much for allowing me the opportunity to stand and talk about my friend Pat because someday on the other side he'll be riding his snowmobile and I'll be riding my motorcycle in those clouds up above and having a good time doing it and complaining about everything else that goes on that we don't have any control over. Thank you, Mr. President.

ADOPTED.

Sent down for concurrence.

THE PRESIDENT: The Chair is pleased to recognize in the rear of the chamber Lillian Connors, the wife of Mr. Connors; Valerie Campbell and Kristen Fenimore, Kristen is the daughter; Ryan Campbell, the grandson; and Cynthia Field, the sister-in-law. They are here from Brunswick, Topsham, and Bowdoinham. They are here as the guests today of the Senator Cumberland, Senator Gerzofsky. Would they all please rise and accept the warm greetings of the Maine State Senate.

Off Record Remarks

REPORTS OF COMMITTEES

House

Ought to Pass As Amended

The Committee on **APPROPRIATIONS AND FINANCIAL AFFAIRS** on Bill "An Act To Change Compensation for Career and Technical Education Region Cooperative Board Meeting Attendance"

H.P. 314 L.D. 464

Reported that the same **Ought to Pass as Amended by Committee Amendment "B" (H-836)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "B" (H-836)**. Report **READ** and **ACCEPTED**, in concurrence.

READ ONCE.

Committee Amendment "B" (H-836) **READ** and **ADOPTED**, in concurrence.

Under suspension of the Rules, **READ A SECOND TIME** and **PASSED TO BE ENGROSSED AS AMENDED**, in concurrence.

The Committee on **APPROPRIATIONS AND FINANCIAL AFFAIRS** on Bill "An Act To Align Costs Recognized for Transfer of Nursing Facilities and Residential Care Facilities with Ordinary Commercial and Government Contracting Standards"

H.P. 357 L.D. 538

Reported that the same **Ought to Pass as Amended by Committee Amendment "B" (H-837)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "B" (H-837)**.

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

READ ONCE.

Committee Amendment "B" (H-837) **READ** and **ADOPTED**, in concurrence.

Under suspension of the Rules, **READ A SECOND TIME** and **PASSED TO BE ENGROSSED AS AMENDED**, in concurrence.

The Committee on **APPROPRIATIONS AND FINANCIAL AFFAIRS** on Bill "An Act To Permit a School Administrative Unit Discretion Concerning Participation of Students from Charter Schools in School Extracurricular and Interscholastic Activities"

H.P. 630 L.D. 906

Reported that the same **Ought to Pass as Amended by Committee Amendment "B" (H-838)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "B" (H-838)**.

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

READ ONCE.

Committee Amendment "B" (H-838) **READ** and **ADOPTED**, in concurrence.

Under suspension of the Rules, **READ A SECOND TIME** and **PASSED TO BE ENGROSSED AS AMENDED**, in concurrence.

The Committee on **APPROPRIATIONS AND FINANCIAL AFFAIRS** on Bill "An Act To Enhance Efforts To Use Locally Produced Food in Schools"

H.P. 829 L.D. 1185

Reported that the same **Ought to Pass as Amended by Committee Amendment "B" (H-839)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "B" (H-839)**.

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

READ ONCE.

Committee Amendment "B" (H-839) **READ** and **ADOPTED**, in concurrence.

Under suspension of the Rules, **READ A SECOND TIME** and **PASSED TO BE ENGROSSED AS AMENDED**, in concurrence.

Senate
Committee of Conference

The Committee of Conference on the disagreeing action of the two branches of the Legislature, on Bill "An Act To Clarify When Bonds May Be Issued"

H.P. 628 L.D. 904

Had the same under consideration and asked leave to report:

That they are **Unable To Agree**.

On the Part of the Senate:

Senator CAIN of Penobscot
Senator JACKSON of Aroostook
Senator CLEVELAND of Androscoggin

On the Part of the House:

Representative PRIEST of Brunswick
Representative FREY of Bangor
Representative DION of Portland

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

Sent down for concurrence.

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

ENACTORS

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

Emergency Measure

An Act To Establish a Moratorium on the Approval and Operation of Virtual Public Charter Schools

S.P. 340 L.D. 995
(S "B" S-514)

Comes From the House, **FAILED ENACTMENT**.

On motion by Senator **JACKSON** of Aroostook, **TABLED** until Later in Today's Session, pending **ENACTMENT**, in **NON-CONCURRENCE**.

Senate at Ease.

Senate called to order by the President.

ORDERS OF THE DAY

Unfinished Business

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

The Chair laid before the Senate the following Tabled and Later Assigned (4/15/14) matter:

SENATE REPORTS - from the Committee on **VETERANS AND LEGAL AFFAIRS** on Bill "An Act To Provide Former Employees of the Maine Military Authority the Ability To Sue for Severance Pay"

S.P. 740 L.D. 1837

Majority - **Ought to Pass as Amended by Committee Amendment "A" (S-524)** (7 members)

Minority - **Ought Not to Pass** (4 members)

Tabled - April 15, 2014, by Senator **TUTTLE** of York

Pending - motion by same Senator to **ACCEPT** the Majority **OUGHT TO PASS AS AMENDED** Report

(In Senate, April 15, 2014, Reports **READ**.)

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

THE PRESIDENT: The Chair recognizes the Senator from York, Senator Tuttle.

Senator **TUTTLE:** Thank you Mr. President. Members of the Senate, I would encourage you to support the adoption of the Majority Ought to Pass Report. This bill was originally referred to the Joint Standing Committee on Labor, Commerce, Research and Economic Development and then was re-referred to the Joint Standing Committee on Veterans and Legal Affairs, of which I serve as Chair. The bill prohibits the State of Maine Military Authority, an Executive Branch entity, from raising the defense of sovereign immunity in a civil action brought to collect severance pay. The bill applies, retroactively, to December 26, 2013 and is in effect until one year from that date of enactment. The Maine State Employees Union has brought suit against the State of Maine Military Authority on behalf of laid-off employees of the Maine Military Authority for unpaid severance pay under 26 MRSA Section 625B, Subsection 4. The Committee Amendment is the Majority Report of the committee. The amendment replaces the bill and clarifies that this waiver of immunity granted in this bill applies to a specific civil action for unpaid severance pay for one time only. This business was, as most of us know, retrofitting Humvees and other types of equipment and almost 200 people were laid-off. They were told that they would receive severance pay, then the Administration and the Authority refused to pay them, citing immunity from the suit. I think the law is very clear that the law would apply to the situation. I'm concerned that we are not only laying off good people but not giving them the severance pay they are entitled to under state law. This legislation seeks to hold the State of Maine to the same standard that we hold other employers when it engages in industrial production and implements a mass lay-off as a result of

substantial cessation of business. The Maine Military Authority, last October, as many of you know, essentially shut down its industrial operations in Limestone and laid-off 147 production workers. This was a great loss to Aroostook County and the surrounding areas. Any other industrial employer in our state of this size would be required by law to pay severance pay. In a law suit to enforce severance pay, the Attorney General raised the defense of sovereign immunity. That's why this bill is before us today. While we disagree on the question of immunity, these men and women cannot wait for us to litigate obscure legal questions. They need help now. We are not asking to open the floodgates, but set new precedence. As amended, the bill would not apply to any other State entity. It is for that reason that I would ask for this Body's support of the Majority Report. Thank you, Mr. President.

THE PRESIDENT: The pending question before the Senate is the motion by the Senator from York, Senator Tuttle to Accept the Majority Ought to Pass as Amended Report. A Roll Call has been ordered. Is the Senate ready for the question?

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#584)

YEAS: Senators: BOYLE, CAIN, CLEVELAND, CRAVEN, DUTREMBLE, GERZOFKY, GRATWICK, HASKELL, HILL, JACKSON, JOHNSON, KATZ, LACHOWICZ, MAZUREK, MILLETT, PATRICK, SAVIELLO, SHERMAN, TUTTLE, VALENTINO, VITELLI, THE PRESIDENT - JUSTIN L. ALFOND

NAYS: Senators: BURNS, COLLINS, CUSHING, FLOOD, HAMPER, LANGLEY, MASON, PLUMMER, THIBODEAU, THOMAS, WHITTEMORE, WOODBURY, YOUNGBLOOD

22 Senators having voted in the affirmative and 13 Senators having voted in the negative, the motion by Senator **TUTTLE** of York to **ACCEPT** the Majority **OUGHT TO PASS AS AMENDED** Report, in concurrence, **PREVAILED**.

READ ONCE.

Committee Amendment "A" (S-524) **READ** and **ADOPTED**.

Under suspension of the Rules, **READ A SECOND TIME** and **PASSED TO BE ENGROSSED AS AMENDED**.

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

Off Record Remarks

The Chair laid before the Senate the following Tabled and Later Assigned (4/15/14) matter:

HOUSE REPORTS - from the Committee on **HEALTH AND HUMAN SERVICES** on Bill "An Act To Address Preventable Deaths from Drug Overdose" (EMERGENCY)
H.P. 1209 L.D. 1686

Majority - **Ought to Pass as Amended by Committee Amendment "A" (H-711)** (8 members)

Minority - **Ought to Pass as Amended by Committee Amendment "B" (H-712)** (5 members)

Tabled - April 15, 2014, by Senator **CRAVEN** of Androscoggin

Pending - **ACCEPTANCE OF EITHER REPORT**

(In House, April 14, 2014, the Minority **OUGHT TO PASS AS AMENDED BY COMMITTEE AMENDMENT "B" (H-712)** Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "B" (H-712) AS AMENDED BY HOUSE AMENDMENT "A" (H-831)** thereto.)

(In Senate, April 15, 2014, Reports **READ**.)

On motion by Senator **CRAVEN** of Androscoggin, the Minority **OUGHT TO PASS AS AMENDED BY COMMITTEE AMENDMENT "B" (H-712)** Report **ACCEPTED**, in concurrence.

READ ONCE.

Committee Amendment "B" (H-712) **READ**.

House Amendment "A" (H-831) to Committee Amendment "B" (H-712) **READ**.

On motion by Senator **JACKSON** of Aroostook, House Amendment "A" (H-831) to Committee Amendment "B" (H-712) **INDEFINITELY POSTPONED**, in **NON-CONCURRENCE**.

On motion by Senator **HAMPER** of Oxford, Senate Amendment "A" (S-527) to Committee Amendment "B" (H-712) **READ**.

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

Senator **HAMPER:** Thank you Mr. President. Ladies and gentlemen of the Senate, the amendment that I'm offering today retains the whole section of the original which has to do with the family members possessing intranasal naloxone, but the difference lies in number 3 and 4 in the bill, which in the third portion deals with law enforcement and municipal firefighters. I've added in a piece that offers them training, or requires training, and the protocols are to be made up by the Medical Directions and Practice Board. Yes, the emergency medical personnel was taken out of the bill because, quite honestly, why do we need to put into statute something that is already covered by the Medical Directions and Practice Board? Emergency medical personnel are already covered under the auspicious of the board, so why

have it in statute? Therefore, my amendment will get some training in on top of this. Thank you, Mr. President.

THE PRESIDENT: The Chair recognizes the Senator from York, Senator Tuttle.

Senator **TUTTLE:** Thank you Mr. President. I would pose a question through the Chair.

THE PRESIDENT: The Senator may pose his question.

Senator **TUTTLE:** Thank you Mr. President. My question is, being an EMT myself and having administered this before, would this prevent me from doing that in the future?

THE PRESIDENT: The Senator from York, Senator Tuttle poses a question through the Chair to anyone who may wish to answer. The Chair recognizes the Senator from Oxford, Senator Hamper.

Senator **HAMPER:** Thank you Mr. President. To answer the question, EMTs or emergency medical personnel are covered under the Medical Directions and Practice Board and they are the ones who set up the protocols and the conditions under which some form of emergency medical care is to be given by that type of personnel. They are already covered under that board. The answer would be no. Thank you.

On motion by Senator **HAMPER** of Oxford, Senate Amendment "A" (S-527) to Committee Amendment "B" (H-712) **ADOPTED.**

Committee Amendment "B" (H-712) as Amended by Senate Amendment "A" (S-527) thereto, **ADOPTED**, in **NON-CONCURRENCE.**

Under suspension of the Rules, **READ A SECOND TIME** and **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "B" (H-712) AS AMENDED BY SENATE AMENDMENT "A" (S-527)** thereto, in **NON-CONCURRENCE.**

Sent down for concurrence.

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

The Chair laid before the Senate the following Tabled and Later Assigned (4/15/14) matter:

An Act To Establish Submission Requirements for Wind Energy through Rulemaking

S.P. 692 L.D. 1750
(C "A" S-483)

Tabled - April 15, 2014, by Senator **HASKELL** of Cumberland

Pending - **ENACTMENT**, in concurrence

(In Senate, April 7, 2014, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-483).**)

(In House, April 14, 2014, **PASSED TO BE ENACTED.**)

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

The Chair laid before the Senate the following Tabled and Later Assigned (4/15/14) matter:

Bill "An Act To Improve Maine's Economy and Energy Security with Cost-effective Technologies"

H.P. 886 L.D. 1252
(H "C" H-744 to C "A" H-650)

Tabled - April 15, 2014, by Senator **JACKSON** of Aroostook

Pending - **CONSIDERATION**

(In Senate, March 31, 2014, **PASSED TO BE ENACTED**, in concurrence.)

(In House, April 15, 2014, **VETO OVERRIDDEN** and the Bill **PASSED TO BE ENACTED**, notwithstanding the objections of the Governor.)

(In Senate, April 15, 2014, Veto Communication (H.C. 417) **READ** and **ORDERED PLACED ON FILE.**)

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

Senator **CLEVELAND:** Thank you Mr. President. Women and men of the Senate, I'd like to take just a few minutes to urge you to consider why we should Override the veto on this small, but important, bill. The bill really does three important things. First of all, it provides a means for some economic development and business growth within the state of Maine, specifically directed to small businesses. It provides critical support for low income individuals in reducing their heating costs in the winter. We all know what a burden that has been, particularly this year, going forward. Secondly, it moves forward on an important policy, that we should have a diverse energy portfolio to hedge our energy costs as we move forward, going forward in this state.

Let me talk first a little bit about the economic development. I think, as you remember, this bill raises \$1 million for 2 years and then sunsets in 2016. For that \$1 million it will raise \$10 million in private investment for the balance of the cost of the installation of the solar equipment only. That's a 10 to 1 benefit in that particular investment. For \$1 we get \$10 more of investment in solar, but also thermo heating for hot water heating would be included within that investment as well. It helps a very important and growing young business enterprise in this state, the solar industry. They are local industries. They're diversified across the state of Maine in various locations. They are important in the energy diversity supply chain because they do the installation, maintenance, and service. Without having that industry here it will be more and more difficult to continue to support that sector of the energy diversity within our state. For a small investment we can really help that sector grow and this is common policy. Many

kinds of industries that are going through what's known as market transformation, that is new industry coming into its birth and growing. As they grow and get more popular and are more used, the industry grows, but in the early states they're going through a transformational stage.

The second part of what the bill does is critically important as well because it provides \$1 million for additional heat pumps specifically directed to low income families. This will help those low income families save approximately three-quarters to \$1 million a year in heating costs, which will go back into our economy because the money they save, that they don't spend on foreign oil and shipped out-of-state, will be spent here, in the local economies and the local businesses as well. Further, the electricity saved from the solar energy, as well as used for the hot water heaters, will save probably three quarters of a million dollars in electricity costs, which will, ultimately, then go back into the local economy as well, to local businesses.

Thirdly, what's important is, and I've learned this over my ten years of being on the committee, it's critically important that we diversify our portfolio in energy. None of us knows for sure what the energy costs or mix will be in the years going ahead. Clearly, solar energy is one those components we should have in our mix so that perhaps, as energy costs increase, solar energy becomes a good hedge against increasing foreign oil and it's a domestic source of energy. One of the other things that I like about this particular small business economic development, unlike other proposals that were made earlier this week, it does not ask anything more from the State of Maine. It doesn't ask us to forgive or forego taxes. They are perfectly willing to pay their corporate taxes. In fact, they are not asking to have sales tax returned. They will add \$1 million in sales tax through the sale of the products going forward for the next 2 years. They are not asking to have any of their employee income taxes returned to them. They are happy to have those taxes go to the state treasury. They produce jobs throughout the state of Maine in many small, rural communities within Maine.

Let me speak for just a minute about the cost, because it's one of the items addressed in the Executive Officer's veto. We all know that the cost of this for an average residential user is 5¢ a month, 60¢ a year. To suggest that a reason that you would veto this bill is because it adds cost to the local residential customer is really hard to take credibly, particularly when we take a look at what is really driving the cost: \$2 million a year because we have natural gas constraint pipeline. That's real money, not 5¢ a month on your bill. One point four billion dollars in transmission costs that are being charged off to ratepayers for the new transmission lines. That's real costs, not 5¢. In fact, local residents can completely control that residential cost of 5¢. All you need to do is shut off one light bulb for two hours a month, that you shouldn't have on anyways, and then you don't have the 5¢, it goes away, completely in your control. To suggest that somehow this program is not worthy of our support because it adds 5¢ cannot be taken seriously as a real argument to be opposed to this particular bill.

It has also been suggested that under the current Efficiency Maine program that this bill, this project, could be done without this. That's actually not correct. It can't be done without this and the reason it can't be is that this is a particular policy discretion, or policy decision. In the past, before the program was inadvertently terminated, as a policy, it directed Efficiency Maine to invest funds, and provided funds, for solar energy production. Because that particular policy direction would not exist, funds can't be

redirected from the current program to meet this particular objective under their programs that they are currently running. Even though we've been very good at increasing the budget because we know that investment in conservation and energy efficiency is a very smart thing to do for the state, those funds are dedicated, or structured, to serve specific kinds of programs and, therefore, they are not available for this particular kind of use without the initiation of this particular policy.

I think for all of these reasons, for a form of economic development and small business support, helping those in the lowest incomes save 50% of the cost on their home energy, and diversifying our energy portfolio, it makes all kind of sense that we adopt this policy. I urge you to vote to Override the veto.

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

Senator **YOUNGBLOOD:** Thank you Mr. President. Ladies and gentlemen of the Senate, there are some wonderful statements in the speech we just heard from the good Senator from Androscoggin that are so absolutely true. We do need diversification of our portfolio. We need to expand this beginning, growing operation of more solar companies in this state, but you can't overlook the fact that Maine has some of the highest electrical rates in the country and we have done nothing to substantially, even in a small way, change that this past year. It's awfully easy to say, "God, it's only 5¢, or estimated to be that, on a monthly basis." We can't overlook the fact that we are taking \$1 million out of the pockets of the aged, the poor, and the people whose pennies really, really make a difference to in this state. If this is good for state policy, and it's wonderful to say, "Gee, we're getting this done without costing the State anything." If that's not passing the buck. If you believe this is what we ought to do, and there is some real merit to doing that, and there was an attempt to try to do that in committee, then we should be saying a rebate is absolutely essential to our long-term survival, then the state ought to be saying, "We'll come up with \$1 million to pay for it," not passing the buck to the elderly. We're one of the oldest states, as we all know, in the nation. People living on a fixed income, pennies make a difference. I would urge you to Sustain this veto.

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

Senator **JOHNSON:** Thank you Mr. President. Ladies and gentlemen of the Senate, I certainly agree that this is a bill that's smart in terms of economic development. It's investing in small businesses all over Maine. I have to also say that when it comes to the welfare of those older individuals having a hard time getting by that, too, is something that this bill addresses. We can't forever keep spending state dollars on LIHEAP and other assistance for heating for individuals that have difficulty heating their homes. This bill actually implements a much smarter approach to keep the cost of energy down in two ways. Some of them are targeted at those low income people. One way is that it will reduce, through investment in solar energy, the amount of transmission and distribution investment in this state over time, which is a significant cost driver. That's a much more significant cost driver on rates than this program. Secondly, in addition to that return on investment that will be seen in rates as avoided costs, the investment in helping low income individuals install the heat pump technology that will significantly reduce their energy

needs means that's money that they no longer have to shell out every single year for heat. This is a wise investment in reducing those cost of living expenses for our elderly that are barely getting by and others that are having a difficult time with energy costs and I think that's it's a smart thing to do and I urge your support. Thank you.

THE PRESIDENT: The Chair recognizes the Senator from Somerset, Senator Thomas.

Senator **THOMAS:** Thank you Mr. President. Ladies and gentlemen of the Senate, how many times have we heard, "If only we had a few more pennies of your money, look at all the good we could do." How many times have we said, "Yes, it's only a little more and look at all of the good things that will come from this." We've said yes and yes and yes again until our taxes are too high, until they're too big a burden for many people to bear and I think it's time that we say no to any and all new taxes. Thank you.

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

Senator **JACKSON:** Thank you Mr. President. Ladies and gentlemen of the Senate, certainly a lot's been said by a couple of different people that said it well, but I certainly think that this is something that actually provides Maine jobs. It's a market here in Maine that is emerging. There's a lot of people that are actually out there doing that and it's, I think, good for the state. For the people that we're talking about, as far as the elderly, we just came off one of the longest winters. It actually snowed this morning. People struggling with their heating bills all year. This is a way that some of these people could actually benefit by getting a system that would be cheaper for them than to pay oil. It would be easier for them than having to deal with firewood. A lot of people try to continue to run their woodstoves as they get older. It gets increasingly harder. The oil prices are not coming down and this technology for heat pumps, this bill really was a compromise, whenever the House put this heat pump amendment on. That technology is just becoming unbelievable and what it costs to heat a home and how nicely it heats the home. I think for constituents that actually have been screaming that the cost of heating their homes this past winter is gotten out of reach for a lot of them, this type of program actually could help people in the future, especially for those elderly ones that we're so concerned about. This is technology that is easy to operate. It certainly is proven. This type of incentive program could allow a lot of these lower income people to actually apply to get this where they'll have no other ability to get it. I'm certainly in favor. I ask you to Override this veto.

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

Senator **CLEVELAND:** Thank you Mr. President. Thank you for the opportunity to speak for a second time. I think I would like to clarify a few things because these statements keep being made over and over again. It appears to me that it'll be useful if they were based on some factual information. It's very curious to me to see that members would suggest we ought to take this out of the General Fund. The taxes paid into the General Fund are the same people, essentially, that pay the electric rates. We're not

taking it from a different source of money to do that. I just heard in a previous speaker they don't want to raise taxes on anything. It seems to me that if you don't want to do that, then why would you want to take the money from the General Fund, particularly when there's not necessarily a one-to-one relationship between the money that you're asking for and how you're going to use the money in regards to your energy policy? It's rather inconsistent. Further, if we took it out of the General Fund that means businesses would pay into it as well because they pay into the General Fund. Under the current proposal, we have we've specifically excluded large industrial users so that they wouldn't have the burden of any additional increase on their rates as they're trying to continue to create jobs here. That's in reflection to what the Chief Executive has said over and over again: not to put additional costs on, particularly, our largest industries. That's why we structured the bill that way.

We always talk about the cost of energy. Well, let's be factual when we talk about the cost of energy. In fact, Maine has the lowest electric rates in New England. It's not in the country, but it's important to know that within our economic region we have the lowest electric rates. Furthermore, when you want to compare electric rates, shouldn't we compare it on an apples-to-apples basis? Some of the comparisons that are being made are against states that use cheap, dirty, polluting coal to produce their electricity. Is that the policy we're proposing, that we move into that direction to use that kind of a fuel to lower our electric rates? If not, what are specifically the choices that are going to reduce the rates? I'd like to hear them because I'd like to implement them if they are available to us, but I don't hear them. You can't just wish it away. You've got to have factual, logical, thoughtful programs that you can actually implement going forward.

I would take exception to the fact that we haven't done anything. That's not the case. I remember being here on the last day of the last session, trying to pass an energy bill, getting a little heartburn over it. We did pass that energy bill, and I might remind the folks in this Chamber that we did it over a veto, that reduced energy costs, or will be reducing energy costs, by \$200 million a year. To say we haven't done anything, I think, is not accurate. To say we haven't put forth policies that are focused right where the largest expenses are is not correct. This isn't a sense that one proposal here is simply to continue to drive costs up for electric users. That's not the case. It's an effort to be thoughtful in diversifying our portfolio and doing it at an absolute minimal cost to do so and passing other measures that actually are functionally going to reduce energy costs by hundreds of millions of dollars a year. There may be other ideological reasons why people don't like solar energy for particular reasons, but I haven't heard the rational economic basis on which solar energy isn't a reasonable alternative choice to diversify our portfolio.

The President laid before the Senate the following: "Shall this Bill become law notwithstanding the objections of the Governor?"

In accordance with Article 4, Part 3, Section 2, of the Constitution, the vote was taken by the Yeas and Nays.

A vote of yes was in favor of the Bill.

A vote of no was in favor of sustaining the veto of the Governor.

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#585)

YEAS: Senators: BOYLE, CAIN, CLEVELAND, CRAVEN, DUTREMBLE, GERZOFKY, GRATWICK, HASKELL, HILL, JACKSON, JOHNSON, LACHOWICZ, LANGLEY, MAZUREK, MILLETT, PATRICK, SAVIELLO, TUTTLE, VALENTINO, VITELLI, WOODBURY, THE PRESIDENT - JUSTIN L. ALFOND

NAYS: Senators: BURNS, COLLINS, CUSHING, FLOOD, HAMPER, KATZ, MASON, PLUMMER, SHERMAN, THIBODEAU, THOMAS, WHITTEMORE, YOUNGBLOOD

22 Senators having voted in the affirmative and 13 Senators having voted in the negative, and 22 being less than two-thirds of the members present and voting, it was the vote of the Senate that the veto of the Governor be **SUSTAINED**.

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

Off Record Remarks

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

Senate at Ease.

Senate called to order by the President.

Senator **HASKELL** of Cumberland was granted unanimous consent to address the Senate off the Record.

Senator **TUTTLE** of York was granted unanimous consent to address the Senate off the Record.

Senator **KATZ** of Kennebec was granted unanimous consent to address the Senate off the Record.

RECESSED until the sound of the bell.

After Recess

Senate called to order by the President.

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

PAPERS FROM THE HOUSE

Non-Concurrent Matter

Resolve, To Conduct a Market Analysis Regarding the Feasibility of Expanded Gaming in Maine (EMERGENCY)

H.P. 1343 L.D. 1856
(S "C" S-522)

In House, April 9, 2014, **PASSED TO BE ENGROSSED**.

In Senate, April 15, 2014, **PASSED TO BE ENGROSSED AS AMENDED BY SENATE AMENDMENT "C" (S-522)**, in **NON-CONCURRENCE**.

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

Senator **TUTTLE** of York moved the Senate **RECEDE** and **CONCUR**.

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

THE PRESIDENT: The Chair recognizes the Senator from York, Senator Valentino.

Senator **VALENTINO:** Thank you Mr. President. Men and women of the Senate, first of all I rise today to say thank you. Thank you for your overwhelming support on your last vote on this. It was wonderful to see the amendment go through. I'm not rising today to try and persuade anybody to vote with me. I think the die has been cast on that one. I do want to say thank you for your support last time. This bill is back here today because the other Body Insisted and they did not accept the amendment that we had put on. It was not an overwhelming vote in the other Body. In fact it was a tie vote, 71-71, which we all know on a tie vote it loses. It was unfortunate that one person could not switch their vote and let it get through. When I left the other Body after the vote I did see a lot of disappointed faces in the hallway. Those were especially among the tribes and the horsemen. There were two glowing faces and those were people who represented the existing casinos. For the love of me I don't know what makes that amendment so threatening that they could not vote for both a fiscal analysis and suggestions for a comprehensive plan but they didn't. I think I know how this vote's going to go, but I'm not going to vote for it even if it's 34-1. I don't feel that we should be spending \$150,000 on a study that basically stops at the word "if" and does not address the comprehensive plan. I think it's too much for a market analysis to spend and it's not what this Body had wanted with some type of a suggestion for a comprehensive plan. So again thank you for your support the other day. I truly appreciate it and it is unfortunate that the other Body didn't agree with us. Thank you.

THE PRESIDENT: The Chair recognizes the Senator from York, Senator Tuttle.

Senator **TUTTLE:** Thank you Mr. President. Members of the Senate, I can agree with the good Senator. She's done an awful lot of work and, as most of us did last time, I did support her in her efforts, but we sort of are at a precipice here. We have been talking about this for the last 20 years. We have never had a market study and I think that we're behind the eight ball by not doing that and I do thank the good Senator for her efforts, but I think that at times we have to face the reality of the moment and the reality of the moment is I do not want to see this thing go down. I think one good thing about what we will be doing is that the whole committee on Veterans and Legal Affairs will be doing this study, reporting back to the next Legislature, and, as a former horseman, my family, other areas, I can assure you those issues will be addressed in the upcoming study. Thank you, Mr. President.

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

Senator **CLEVELAND:** Thank you Mr. President. Women and men of the Senate, I think what we need in this state is a comprehensive, clear, structural path on what the role of gaming should be in the state of Maine, what gambling should be in the state of Maine. When we were going through all these votes, I remember receiving market analysis done by private entities telling us what the consequences of any additional casinos would be. I understand they were done by a particular point of view or interest, but I think that they had some validity to them. I, personally, don't think we need to spend another \$150,000 to know what we know. I think that ship has already left and is gone. What we have left to do is decide where do we go forward with gambling in the state of Maine and what will be a comprehensive plan that makes sense going forward. Receding and concurring will not achieve that, in my estimate, and it's \$150,000 which I think will not move us forward very much. I will not be supporting the Recede and Concur.

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

Senator **MASON:** Thank you Mr. President. Men and women of the Senate, I stand in support of the pending motion. I believe that the study that passed out of the Veterans and Legal Affairs Committee truly does put us on a firm footing going forward. It will give us the study that we need and will make the considerations that need to be made. The study, itself, does say in there places where pari mutuel betting is done need to be considered. So all of the parties that were interested in the amendment will be interested and will be considered in the feasibility study. I think that this is 20 years overdue. The Senator from York, Senator Tuttle, mentioned that. I completely agree with him. I think this is the right way forward. I would appreciate your support and thank you, Mr. President.

THE PRESIDENT: The pending question before the Senate is the motion by the Senator from York, Senator Tuttle to Recede and Concur. A Roll Call has been ordered. Is the Senate ready for the question?

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#586)

YEAS: Senators: BOYLE, BURNS, CAIN, COLLINS, CUSHING, FLOOD, GERZOFKY, GRATWICK, HAMPER, HASKELL, HILL, JOHNSON, KATZ, LACHOWICZ, LANGLEY, MASON, MAZUREK, MILLETT, PATRICK, PLUMMER, SHERMAN, THIBODEAU, THOMAS, TUTTLE, VITELLI, WHITTEMORE, WOODBURY, YOUNGBLOOD, THE PRESIDENT - JUSTIN L. ALFOND

NAYS: Senators: CLEVELAND, CRAVEN, DUTREMBLE, JACKSON, SAVIELLO, VALENTINO

29 Senators having voted in the affirmative and 6 Senators having voted in the negative, the motion by Senator **TUTTLE** of York to **RECEDE** and **CONCUR**, **PREVAILED**.

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

ENACTORS

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

Emergency Measure

An Act To Implement the Recommendations of the Commission To Study Long-term Care Facilities

S.P. 704 L.D. 1776
(S "A" S-521 to C "A" S-497)

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

Resolve

Resolve, To Eliminate Financial Inequality in MaineCare Reimbursement for Community-based Behavioral Health Services
H.P. 1164 L.D. 1593
(C "A" H-829)

FINALLY PASSED and having been signed by the President was presented by the Secretary to the Governor for his approval.

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

REPORTS OF COMMITTEES

House

Ought to Pass As Amended

The Committee on **JUDICIARY** on Bill "An Act To Correct Errors and Inconsistencies in the Laws of Maine" (EMERGENCY)
H.P. 1323 L.D. 1841

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-841)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-841)**.

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

READ ONCE.

Committee Amendment "A" (H-841) **READ** and **ADOPTED**, in concurrence.

Under suspension of the Rules, **READ A SECOND TIME** and **PASSED TO BE ENGROSSED AS AMENDED**, in concurrence.

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

ENACTORS

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

Mandate

An Act To Permit a School Administrative Unit Discretion Concerning Participation of Students from Charter Schools in School Extracurricular and Interscholastic Activities
H.P. 630 L.D. 906
(C "B" H-838)

This being a Mandate, in accordance with the provisions of Section 21 of Article IX of the Constitution, having received the affirmative vote of 35 Members of the Senate, with no Senators having voted in the negative, and 35 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.

Mandate

An Act To Enhance Efforts To Use Locally Produced Food in Schools
H.P. 829 L.D. 1185
(C "B" H-839)

This being a Mandate, in accordance with the provisions of Section 21 of Article IX of the Constitution, having received the affirmative vote of 34 Members of the Senate, with 1 Senator having voted in the negative, and 34 being more than two-thirds of the entire elected Membership of the Senate, was **PASSED TO BE ENACTED** and having been signed by the President, was presented by the Secretary to the Governor for his approval.

Acts

An Act To Change Compensation for Career and Technical Education Region Cooperative Board Meeting Attendance
H.P. 314 L.D. 464
(C "B" H-836)

An Act To Align Costs Recognized for Transfer of Nursing Facilities and Residential Care Facilities with Ordinary Commercial and Government Contracting Standards
H.P. 357 L.D. 538
(C "B" H-837)

An Act Regarding Compensation for the Panel of Mediators
S.P. 752 L.D. 1854
(S "A" S-525)

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

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

PAPERS FROM THE HOUSE

House Papers

Bill "An Act To Amend the Laws Governing Poultry Processing"
H.P. 1353 L.D. 1859

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

Comes from the House, under suspension of the Rules, **READ TWICE** and **PASSED TO BE ENGROSSED**, without reference to a Committee.

Under suspension of the Rules, **READ TWICE** and **PASSED TO BE ENGROSSED**, without reference to a Committee, in concurrence.

Ordered sent forthwith to the Engrossing Division.

Bill "An Act To Provide for Temporary Commissioners at the Public Utilities Commission" (EMERGENCY)
H.P. 1354 L.D. 1860

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

Comes from the House, under suspension of the Rules, **READ TWICE** and **PASSED TO BE ENGROSSED**, without reference to a Committee.

Under suspension of the Rules, **READ TWICE** and **PASSED TO BE ENGROSSED**, without reference to a Committee, in concurrence.

Ordered sent forthwith to the Engrossing Division.

Senator **HASKELL** of Cumberland was granted unanimous consent to address the Senate off the Record.

Senator **KATZ** of Kennebec was granted unanimous consent to address the Senate off the Record.

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

On motion by Senator **JACKSON** of Aroostook, **RECESSED** until 3:00 in the afternoon.

After Recess

Senate called to order by the President.

Senator **SAVIELLO** of Franklin requested and received leave of the Senate that members and staff be allowed to remove their jackets for the remainder of this Session.

ORDERS OF THE DAY

The Chair removed from the **SPECIAL STUDY TABLE** the following:

Emergency Measure

Resolve, To Establish the Blue Ribbon Commission on Independent Living and Disability

H.P. 1261 L.D. 1757
(C "A" H-705)

Tabled - March 26, 2014, by Senator **JACKSON** of Aroostook

Pending - **FINAL PASSAGE**, in concurrence

(In Senate, March 24, 2014, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-705)**, in concurrence.)

(In House, March 26, 2014, **FINALLY PASSED**.)

This being an Emergency Measure and having received the affirmative vote of 33 Members of the Senate, with 1 Senator having voted in the negative, and 33 being more than two-thirds of the entire elected Membership of the Senate, was **PASSED TO BE ENACTED** and having been signed by the President, was presented by the Secretary to the Governor for his approval.

Ordered sent down forthwith.

The Chair removed from the **SPECIAL STUDY TABLE** the following:

Emergency Measure

Resolve, Establishing the Commission To Study the Effects of Coastal and Ocean Acidification and Its Existing and Potential Effects on Species That Are Commercially Harvested and Grown along the Maine Coast

H.P. 1174 L.D. 1602
(C "A" H-725)

Tabled - March 27, 2014, by Senator **JACKSON** of Aroostook

Pending - **FINAL PASSAGE**, in concurrence

(In Senate, March 24, 2014, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-725)**, in concurrence.)

(In House, March 27, 2014, **FINALLY PASSED**.)

On motion by Senator **HASKELL** of Cumberland, the Senate **SUSPENDED THE RULES**.

On further motion by same Senator, the Senate **RECONSIDERED** whereby the Bill was **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-725)**, in concurrence.

On further motion by same Senator, the Senate **SUSPENDED THE RULES**.

On further motion by same Senator, the Senate **RECONSIDERED** whereby it **ADOPTED** Committee Amendment "A" (H-725), in concurrence.

On further motion by same Senator, Senate Amendment "A" (S-529) to Committee Amendment "A" (H-725) **READ** and **ADOPTED**.

Committee Amendment "A" (H-725) as Amended by Senate Amendment "A" (S-529) thereto, **ADOPTED**, in **NON-CONCURRENCE**.

PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-725) AS AMENDED BY SENATE AMENDMENT "A" (S-529) thereto, in NON-CONCURRENCE.

Ordered sent down forthwith for concurrence.

The Chair removed from the **SPECIAL STUDY TABLE** the following:

Emergency Measure

Resolve, Directing a Study of Social Media Privacy in School and in the Workplace

H.P. 838 L.D. 1194
(S "A" S-447 to C "A" H-640)

Tabled - March 31, 2014, by Senator **HASKELL** of Cumberland

Pending - **FINAL PASSAGE**, in concurrence

(In Senate, March 26, 2014, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-640) AS AMENDED BY SENATE AMENDMENT "A" (S-447)**, thereto, in **NON-CONCURRENCE**.)

(In House, March 26, 2014, **RECEDED** and **CONCURRED**.)

(In House, March 31, 2014, **FINALLY PASSED**.)

This being an Emergency Measure and having received the affirmative vote of 35 Members of the Senate, with no Senators having voted in the negative, and 35 being more than two-thirds of the entire elected Membership of the Senate, was **PASSED TO BE ENACTED** and having been signed by the President, was presented by the Secretary to the Governor for his approval.

Ordered sent down forthwith.

The Chair removed from the **SPECIAL STUDY TABLE** the following:

Emergency Measure

Resolve, To Establish the Commission To Study College Affordability and College Completion

S.P. 748 L.D. 1849
(S "A" S-468)

Tabled - April 2, 2014, by Senator **JACKSON** of Aroostook

Pending - **FINAL PASSAGE**, in concurrence

(In Senate, March 28, 2014, **PASSED TO BE ENGROSSED AS AMENDED BY SENATE AMENDMENT "A" (S-468)**.)

(In House, April 2, 2014, **FINALLY PASSED**.)

This being an Emergency Measure and having received the affirmative vote of 35 Members of the Senate, with no Senators having voted in the negative, and 35 being more than two-thirds of the entire elected Membership of the Senate, was **PASSED TO BE ENACTED** and having been signed by the President, was presented by the Secretary to the Governor for his approval.

Ordered sent down forthwith.

The Chair removed from the **SPECIAL STUDY TABLE** the following:

Resolve, To Study the Design and Implementation of Options for a Universal Health Care Plan in the State That Is in Compliance with the Federal Patient Protection and Affordable Care Act
H.P. 962 L.D. 1345
(C "A" H-771)

Tabled - April 7, 2014, by Senator **JACKSON** of Aroostook

Pending - **FINAL PASSAGE**, in concurrence

(In Senate, April 2, 2014, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-771)**, in concurrence.)

(In House, April 4, 2014, **FINALLY PASSED**.)

FINALLY PASSED and having been signed by the President, was presented by the Secretary to the Governor for his approval.

Ordered sent down forthwith.

The Chair removed from the **SPECIAL STUDY TABLE** the following:

Resolve, To Require a Study of the Payment of Motor Vehicle Excise Tax by Public Utilities
H.P. 1259 L.D. 1754
(C "A" H-774)

Tabled - April 7, 2014, by Senator **JACKSON** of Aroostook

Pending - **FINAL PASSAGE**, in concurrence

(In Senate, April 3, 2014, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-774)**, in concurrence.)

(In House, April 7, 2014, **FINALLY PASSED**.)

On motion by Senator **HASKELL** of Cumberland, Resolve **INDEFINITELY POSTPONED**, in **NON-CONCURRENCE**.

Sent down for concurrence.

The Chair removed from the **SPECIAL STUDY TABLE** the following:

Emergency Measure

Resolve, Directing the Workers' Compensation Board To Further Study Improving Protections for Injured Workers Whose Employers Have Wrongfully Not Secured Workers' Compensation Insurance

S.P. 736 L.D. 1833
(C "A" S-491)

Tabled - April 9, 2014, by Senator **HASKELL** of Cumberland

Pending - **FINAL PASSAGE**, in concurrence

(In Senate, April 3, 2014 **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-491).**)

(In House, April 9, 2014 **FINALLY PASSED.**)

This being an Emergency Measure and having received the affirmative vote of 23 Members of the Senate, with 12 Senators having voted in the negative, and 23 being less than two-thirds of the entire elected Membership of the Senate, **FAILED FINAL PASSAGE**, in **NON-CONCURRENCE**.

Sent down for concurrence.

The Chair removed from the **SPECIAL STUDY TABLE** the following:

Resolve, To Establish the Commission To Study Business Format Franchising

H.P. 1043 L.D. 1458
(C "A" H-669)

Tabled - April 10, 2014, by Senator **HASKELL** of Cumberland

Pending - **FINAL PASSAGE**, in concurrence

(In Senate, April 2, 2014 **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE "A" (H-669)**, in **NON-CONCURRENCE**.)

(In House, April 10, 2014 **FINALLY PASSED.**)

On motion by Senator **HASKELL** of Cumberland, Bill and accompanying papers **INDEFINITELY POSTPONED**, in **NON-CONCURRENCE**.

Sent down for concurrence.

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

Senate at Ease.

Senate called to order by the President.

Senator **KATZ** of Kennebec was granted unanimous consent to address the Senate off the Record.

Senator **HASKELL** of Cumberland was granted unanimous consent to address the Senate off the Record.

RECESSED until the sound of the bell.

After Recess

Senate called to order by the President.

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

REPORTS OF COMMITTEES

House

Divided Report

The Majority of the Committee on **APPROPRIATIONS AND FINANCIAL AFFAIRS** on Bill "An Act To Restore MaineCare Coverage for Ambulatory Surgical Center Services" (EMERGENCY)

H.P. 265 L.D. 390

Reported that the same **Ought to Pass as Amended by Committee Amendment "B" (H-840).**

Signed:

Senators:

HILL of York
CAIN of Penobscot
FLOOD of Kennebec

Representatives:

ROTUNDO of Lewiston
CAREY of Lewiston
CHASE of Wells
CLARK of Easton
FREY of Bangor
JORGENSEN of Portland
KESCHL of Belgrade
ROCHELO of Biddeford
SANBORN of Gorham

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

Signed:

Representative:
WINSOR of Norway

Comes from the House with the Majority **OUGHT TO PASS AS AMENDED** Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "B" (H-840)**.

Reports **READ**.

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

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

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

Senator **CRAVEN:** Thank you Mr. President. Men and women of the Senate, I would just like to explain what this actually does. Last year there were some measures in the biennial budget, MaineCare items, this was part of them, that were taken out of the budget and this bit was inadvertently left in the budget. However, it really doesn't make any sense by itself and the department, you know, acknowledges that, that ambulatory surgical care is definitely more affordable when you have it done in the community as opposed to having to go to the hospital to have that done. However, they were unable to calculate numbers to support this and Maine Health definitely agrees that it is much more affordable to have your surgery done in the community and I would recommend that everybody, it just makes common sense actually. I would really appreciate everybody voting in favor of this measure to save MaineCare dollars. Thank you, Mr. President.

THE PRESIDENT: The pending question before the Senate is the motion by the Senator from York, Senator Hill to Accept the Majority Ought to Pass as Amended Report, in concurrence. A Roll Call has been ordered. Is the Senate ready for the question?

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#587)

YEAS: Senators: BOYLE, BURNS, CAIN, CLEVELAND, COLLINS, CRAVEN, CUSHING, DUTREMBLE, FLOOD, GERZOFOSKY, GRATWICK, HAMPER, HASKELL, HILL, JACKSON, JOHNSON, KATZ, LACHOWICZ, LANGLEY, MASON, MAZUREK, MILLETT, PATRICK, PLUMMER, SAVIELLO, SHERMAN, THIBODEAU, THOMAS, TUTTLE, VALENTINO, VITELLI, WHITTEMORE, WOODBURY, YOUNGBLOOD, THE PRESIDENT - JUSTIN L. ALFOND

NAYS: Senators: None

35 Senators having voted in the affirmative and no Senator having voted in the negative, the motion by Senator **HILL** of York to **ACCEPT** the Majority **OUGHT TO PASS AS AMENDED** Report, in concurrence, **PREVAILED**.

READ ONCE.

Committee Amendment "B" (H-840) **READ** and **ADOPTED**, in concurrence.

Under suspension of the Rules, **READ A SECOND TIME** and **PASSED TO BE ENGROSSED AS AMENDED**, in concurrence.

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

ENACTORS

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

Emergency Measure

An Act To Address Preventable Deaths from Drug Overdose
H.P. 1209 L.D. 1686
(S "A" S-527 to C "B" H-712)

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

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#588)

YEAS: Senators: BOYLE, BURNS, CAIN, CLEVELAND, COLLINS, CRAVEN, CUSHING, DUTREMBLE, FLOOD, GERZOFOSKY, GRATWICK, HAMPER, HASKELL, HILL, JACKSON, JOHNSON, KATZ, LACHOWICZ, LANGLEY, MASON, MAZUREK, MILLETT, PATRICK, PLUMMER, SAVIELLO, SHERMAN, THIBODEAU, THOMAS, TUTTLE, VALENTINO, VITELLI, WHITTEMORE, WOODBURY, YOUNGBLOOD, THE PRESIDENT - JUSTIN L. ALFOND

NAYS: Senators: None

This being an Emergency Measure and having received the affirmative vote of 35 Members of the Senate, with no Senators having voted in the negative, and 35 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.

Emergency Measure

An Act To Provide for Temporary Commissioners at the Public Utilities Commission

H.P. 1354 L.D. 1860

This being an Emergency Measure and having received the affirmative vote of 35 Members of the Senate, with no Senators having voted in the negative, and 35 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.

Emergency Resolve

Resolve, To Conduct a Market Analysis Regarding the Feasibility of Expanded Gaming in Maine

H.P. 1343 L.D. 1856

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

Acts

An Act To Amend the Laws Governing Poultry Processing

H.P. 1353 L.D. 1859

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

An Act To Expand MaineCare for Veterans and Low-income Residents

S.P. 631 L.D. 1640
(C "A" S-464)

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

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

REPORTS OF COMMITTEES

House

Ought to Pass As Amended

The Committee on **APPROPRIATIONS AND FINANCIAL AFFAIRS** on Bill "An Act To Establish a Separate Regulatory Board for Dental Hygienists"

H.P. 657 L.D. 933

Reported that the same **Ought to Pass as Amended by Committee Amendment "B" (H-845)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "B" (H-845)**.

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

READ ONCE.

Committee Amendment "B" (H-845) **READ** and **ADOPTED**, in concurrence.

Under suspension of the Rules, **READ A SECOND TIME** and **PASSED TO BE ENGROSSED AS AMENDED**, in concurrence.

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

PAPERS FROM THE HOUSE

Non-Concurrent Matter

Bill "An Act To Make Supplemental Allocations from the Highway Fund and Other Funds for the Expenditures of State Government and To Change Certain Provisions of the Law Necessary to the Proper Operations of State Government for the Fiscal Years Ending June 30, 2014 and June 30, 2015" (EMERGENCY)

H.P. 1280 L.D. 1788
(C "A" H-830)

In Senate, April 15, 2014, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-830)**, in concurrence.

Comes from the House, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-830) AS AMENDED BY HOUSE AMENDMENT "B" (H-847)** thereto, in **NON-CONCURRENCE**.

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

House Paper

Bill "An Act To Authorize a General Fund Bond Issue To Create an Animal and Plant Disease and Insect Control Facility Administered by the University of Maine Cooperative Extension Service"

H.P. 1355 L.D. 1861

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

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

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

COMMUNICATIONS

The Following Communication: S.C. 927

**STATE OF MAINE
ONE HUNDRED AND TWENTY-SIXTH LEGISLATURE
COMMITTEE ON APPROPRIATIONS AND FINANCIAL
AFFAIRS**

April 16, 2014

Honorable Justin L. Alford, President of the Senate
Honorable Mark W. Eves, Speaker of the House
126th Legislature
State House
Augusta, Maine 04333

Dear President Alford and Speaker Eves:

Pursuant to Joint Rule 310, we are writing to notify you that the Joint Standing Committee on Appropriations and Financial Affairs has voted unanimously to report the following bills out "Ought Not to Pass":

- | | |
|-----------|---|
| L.D. 25 | An Act To Exclude Certain State-funded Costs from the State Share of the Total Cost of Funding Public Education (EMERGENCY) |
| L.D. 359 | An Act To Authorize a General Fund Bond Issue To Implement the Riverfront Island Master Plan |
| L.D. 715 | An Act To Improve Access to Career and Technical Schools |
| L.D. 1853 | An Act Requiring a Dynamic Fiscal Analysis of Changes to Visual Media Production Tax Credits and Reimbursements (EMERGENCY) |

We have also notified the sponsors and cosponsors of each bill listed of the Committee's action.

Sincerely,

S/Sen. Dawn Hill
Senate Chair

S/Rep. Margaret R. Rotundo
House Chair

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

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

REPORTS OF COMMITTEES

Senate

Ought to Pass

Senator HILL for the Committee on **APPROPRIATIONS AND FINANCIAL AFFAIRS** on Bill "An Act To Validate Certain Proceedings Authorizing the Issuance of Bonds and Notes of the Town of Old Orchard Beach" (EMERGENCY)
S.P. 753 L.D. 1855

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

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

Under suspension of the Rules, **READ TWICE** and **PASSED TO BE ENGROSSED.**

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

REPORTS OF COMMITTEES

Senate

Ought to Pass As Amended

Senator HILL for the Committee on **APPROPRIATIONS AND FINANCIAL AFFAIRS** on Bill "An Act To Support Community Health Centers through Tax Credits for Dentists and Primary Care Professionals Practicing in Underserved Areas"
S.P. 172 L.D. 440

Reported that the same **Ought to Pass as Amended by Committee Amendment "B" (S-548).**

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

READ ONCE.

Committee Amendment "B" (S-548) **READ** and **ADOPTED.**

Under suspension of the Rules, **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.

ORDERS OF THE DAY

On motion by Senator **HILL** of York, the Senate removed from the **SPECIAL APPROPRIATIONS TABLE** the following:

An Act Regarding the Issuance of a Permit To Carry a Concealed Handgun

H.P. 183 L.D. 222
(H "A" H-739 to C "A" H-730)

Tabled - April 2, 2014, by Senator **HILL** of York

Pending - **ENACTMENT**, in concurrence

(In Senate, March 28, 2014, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-730) AS AMENDED BY HOUSE AMENDMENT "A" (H-739)** thereto, in concurrence.)

(In House, April 1, 2014, **PASSED TO BE ENACTED.**)

On further motion by same Senator, the Senate **SUSPENDED THE RULES.**

On further motion by same Senator, the Senate **RECONSIDERED** whereby the Bill was **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-730) AS AMENDED BY HOUSE AMENDMENT "A" (H-739)** thereto, in concurrence.

On further motion by same Senator, the Senate **SUSPENDED THE RULES.**

On further motion by same Senator, the Senate **RECONSIDERED** whereby it **ADOPTED** Committee Amendment "A" (H-730) as Amended by House Amendment "A" (H-739) thereto, in concurrence.

On further motion by same Senator, Senate Amendment "B" (S-547) to Committee Amendment "A" (H-730) **READ.**

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

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#589)

YEAS: Senators: **BOYLE, CAIN, CLEVELAND, COLLINS, CRAVEN, DUTREMBLE, GERZOFISKY, GRATWICK, HASKELL, HILL, JACKSON, JOHNSON, LACHOWICZ, MAZUREK, MILLETT, PATRICK, PLUMMER, SHERMAN, TUTTLE, VALENTINO, VITELLI, WOODBURY, THE PRESIDENT - JUSTIN L. ALFOND**

NAYS: Senators: **BURNS, CUSHING, FLOOD, HAMPER, KATZ, LANGLEY, MASON, SAVIELLO, THIBODEAU, THOMAS, WHITTEMORE, YOUNGBLOOD**

23 Senators having voted in the affirmative and 12 Senators having voted in the negative, the motion by Senator **HILL** of York to **ADOPT** Senate Amendment "B" (S-547) to Committee Amendment "A" (H-730), **PREVAILED.**

Committee Amendment "A" (H-730) as Amended by House Amendment "A" (H-739) and Senate Amendment "B" (S-547) thereto, **ADOPTED**, in **NON-CONCURRENCE.**

PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-730) AS AMENDED BY HOUSE AMENDMENT "A" (H-739) AND SENATE AMENDMENT "B" (S-547) thereto, in **NON-CONCURRENCE.**

Sent down for concurrence.

On motion by Senator **HILL** of York, the Senate removed from the **SPECIAL APPROPRIATIONS TABLE** the following:

An Act To Require Forest Rangers To Be Trained in Order To Allow Them To Carry Firearms

H.P. 206 L.D. 297
(C "A" H-608)

Tabled - March 21, 2014, by Senator **CAIN** of Penobscot

Pending - **ENACTMENT**, in concurrence

(In Senate, March 18, 2014, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-608)**, in concurrence.)

(In House, March 20, 2014, **PASSED TO BE ENACTED.**)

On further motion by same Senator, the Senate **SUSPENDED THE RULES.**

On further motion by same Senator, the Senate **RECONSIDERED** whereby the Bill was **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-608)**, in concurrence.

On further motion by same Senator, the Senate **SUSPENDED THE RULES.**

On further motion by same Senator, the Senate **RECONSIDERED** whereby it **ADOPTED** Committee Amendment "A" (H-608), in concurrence.

On further motion by same Senator, Senate Amendment "B" (S-546) to Committee Amendment "A" (H-608) **READ** and **ADOPTED.**

Committee Amendment "A" (H-608) as Amended by Senate Amendment "B" (S-546) thereto, **ADOPTED**, in **NON-CONCURRENCE**.

PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-608) AS AMENDED BY SENATE AMENDMENT "B" (S-546) thereto, in **NON-CONCURRENCE**.

Sent down for concurrence.

On motion by Senator **HILL** of York, the Senate removed from the **SPECIAL APPROPRIATIONS TABLE** the following:

An Act To Establish the Maine Length of Service Award Program
H.P. 819 L.D. 1154
(C "B" H-644)

Tabled - March 21, 2014, by Senator **CAIN** of Penobscot

Pending - **ENACTMENT**, in concurrence

(In Senate, March 18, 2014, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "B" (H-644)**, in concurrence.)

(In House, March 20, 2014, **PASSED TO BE ENACTED**.)

On further motion by same Senator, the Senate **SUSPENDED THE RULES**.

On further motion by same Senator, the Senate **RECONSIDERED** whereby the Bill was **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "B" (H-644)**, in concurrence.

On further motion by same Senator, the Senate **SUSPENDED THE RULES**.

On further motion by same Senator, the Senate **RECONSIDERED** whereby it **ADOPTED** Committee Amendment "B" (H-644), in concurrence.

On further motion by same Senator, Senate Amendment "A" (S-545) to Committee Amendment "B" (H-644) **READ** and **ADOPTED**.

Committee Amendment "B" (H-644) as Amended by Senate Amendment "A" (S-545) thereto, **ADOPTED**, in **NON-CONCURRENCE**.

PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "B" (H-644) AS AMENDED BY SENATE AMENDMENT "A" (S-545) thereto, in **NON-CONCURRENCE**.

Sent down for concurrence.

On motion by Senator **HILL** of York, the Senate removed from the **SPECIAL APPROPRIATIONS TABLE** the following:

An Act To Amend the Laws Governing Retirement Benefits for Capitol Police Officers

S.P. 412 L.D. 1175
(C "A" S-413)

Tabled - March 21, 2014, by Senator **CAIN** of Penobscot

Pending - **ENACTMENT**, in concurrence

(In Senate, March 11, 2014, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-413)**.)

(In House, March 21, 2014, **PASSED TO BE ENACTED**.)

On further motion by same Senator, the Senate **SUSPENDED THE RULES**.

On further motion by same Senator, the Senate **RECONSIDERED** whereby the Bill was **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-413)**.

On further motion by same Senator, the Senate **SUSPENDED THE RULES**.

On further motion by same Senator, the Senate **RECONSIDERED** whereby it **ADOPTED** Committee Amendment "A" (S-413).

On further motion by same Senator, Senate Amendment "A" (S-544) to Committee Amendment "A" (S-413) **READ** and **ADOPTED**.

Committee Amendment "A" (S-413) as Amended by Senate Amendment "A" (S-544) thereto, **ADOPTED**, in **NON-CONCURRENCE**.

PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-413) AS AMENDED BY SENATE AMENDMENT "A" (S-544) thereto, in **NON-CONCURRENCE**.

Sent down for concurrence.

On motion by Senator **HILL** of York, the Senate removed from the **SPECIAL APPROPRIATIONS TABLE** the following:

An Act To Amend the Veterans' Services Laws
H.P. 1184 L.D. 1612
(C "A" H-694)

Tabled - March 21, 2014, by Senator **CAIN** of Penobscot

Pending - **ENACTMENT**, in concurrence

(In Senate, March 19, 2014, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-694)**, in concurrence.)

(In House, March 21, 2014, **PASSED TO BE ENACTED**.)

On further motion by same Senator, the Senate **SUSPENDED THE RULES.**

On further motion by same Senator, the Senate **RECONSIDERED** whereby the Bill was **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-694)**, in concurrence.

On further motion by same Senator, the Senate **SUSPENDED THE RULES.**

On further motion by same Senator, the Senate **RECONSIDERED** whereby it **ADOPTED** Committee Amendment "A" (H-694), in concurrence.

On further motion by same Senator, Senate Amendment "A" (S-543) to Committee Amendment "A" (H-694) **READ** and **ADOPTED.**

Committee Amendment "A" (H-694) as Amended by Senate Amendment "A" (S-543) thereto, **ADOPTED**, in **NON-CONCURRENCE.**

PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-694) AS AMENDED BY SENATE AMENDMENT "A" (S-543) thereto, in **NON-CONCURRENCE.**

Sent down for concurrence.

On motion by Senator **HILL** of York, the Senate removed from the **SPECIAL APPROPRIATIONS TABLE** the following:

An Act To Encourage Charitable Contributions to Nonprofit Organizations

S.P. 659 L.D. 1664
(C "A" S-492)

Tabled - April 9, 2014, by Senator **CAIN** of Penobscot

Pending - **ENACTMENT**, in concurrence

(In Senate, April 3, 2014, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-492).**)

(In House, April 8, 2014, **PASSED TO BE ENACTED.**)

On further motion by same Senator, the Senate **SUSPENDED THE RULES.**

On further motion by same Senator, the Senate **RECONSIDERED** whereby the Bill was **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-492).**

On further motion by same Senator, the Senate **SUSPENDED THE RULES.**

On further motion by same Senator, the Senate **RECONSIDERED** whereby it **ADOPTED** Committee Amendment "A" (S-492).

On further motion by same Senator, Senate Amendment "A" (S-542) to Committee Amendment "A" (S-492) **READ** and **ADOPTED.**

Committee Amendment "A" (S-492) as Amended by Senate Amendment "A" (S-542) thereto, **ADOPTED**, in **NON-CONCURRENCE.**

PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-492) AS AMENDED BY SENATE AMENDMENT "A" (S-542) thereto, in **NON-CONCURRENCE.**

Sent down for concurrence.

On motion by Senator **HILL** of York, the Senate removed from the **SPECIAL APPROPRIATIONS TABLE** the following:

An Act To Further Delegate Permit-granting Authority to the Bureau of Forestry

S.P. 657 L.D. 1673
(C "A" S-428)

Tabled - March 27, 2014, by Senator **HILL** of York

Pending - **ENACTMENT**, in concurrence

(In Senate, March 18, 2014, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-428).**)

(In House, March 26, 2014, **PASSED TO BE ENACTED.**)

On further motion by same Senator, the Senate **SUSPENDED THE RULES.**

On further motion by same Senator, the Senate **RECONSIDERED** whereby the Bill was **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-428).**

On further motion by same Senator, the Senate **SUSPENDED THE RULES.**

On further motion by same Senator, the Senate **RECONSIDERED** whereby it **ADOPTED** Committee Amendment "A" (S-428).

On further motion by same Senator, Senate Amendment "A" (S-541) to Committee Amendment "A" (S-428) **READ** and **ADOPTED.**

Committee Amendment "A" (S-428) as Amended by Senate Amendment "A" (S-541) thereto, **ADOPTED**, in **NON-CONCURRENCE.**

PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-428) AS AMENDED BY SENATE AMENDMENT "A" (S-541) thereto, in **NON-CONCURRENCE.**

Sent down for concurrence.

ROLL CALL (#590)

On motion by Senator **HILL** of York, the Senate removed from the **SPECIAL APPROPRIATIONS TABLE** the following:

An Act To Appropriate Funds for the Ongoing Operation of the Maine Criminal Justice Academy

H.P. 1202 L.D. 1679
(C "A" H-617)

Tabled - March 5, 2014, by Senator **HILL** of York

Pending - **ENACTMENT**, in concurrence

(In Senate, February 26, 2014, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-617)**, in concurrence.)

(In House, March 4, 2014, **PASSED TO BE ENACTED**.)

On further motion by same Senator, the Senate **SUSPENDED THE RULES**.

On further motion by same Senator, the Senate **RECONSIDERED** whereby the Bill was **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-617)**, in concurrence.

On further motion by same Senator, the Senate **SUSPENDED THE RULES**.

On further motion by same Senator, the Senate **RECONSIDERED** whereby it **ADOPTED** Committee Amendment "A" (H-617), in concurrence.

On further motion by same Senator, Senate Amendment "A" (S-540) to Committee Amendment "A" (H-617) **READ** and **ADOPTED**.

Committee Amendment "A" (H-617) as Amended by Senate Amendment "A" (S-540) thereto, **ADOPTED**, in **NON-CONCURRENCE**.

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

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

YEAS: Senators: BOYLE, BURNS, CAIN, CLEVELAND, COLLINS, CRAVEN, CUSHING, DUTREMBLE, FLOOD, GERZOFSKY, GRATWICK, HAMPER, HASKELL, HILL, JACKSON, JOHNSON, KATZ, LACHOWICZ, LANGLEY, MASON, MAZUREK, MILLETT, PATRICK, PLUMMER, SAVIELLO, SHERMAN, THIBODEAU, THOMAS, TUTTLE, VALENTINO, VITELLI, WHITTEMORE, WOODBURY, YOUNGBLOOD, THE PRESIDENT - JUSTIN L. ALFOND

NAYS: Senators: None

35 Senators having voted in the affirmative and No Senator having voted in the negative, was **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-617) AS AMENDED BY SENATE AMENDMENT "A" (S-540)** thereto, in **NON-CONCURRENCE**.

Sent down for concurrence.

Senate at Ease.

Senate called to order by the President.

On motion by Senator **CAIN** of Penobscot, the Senate removed from the **SPECIAL APPROPRIATIONS TABLE** the following:

Resolve

Resolve, To Improve Degree and Career Attainment for Former Foster Children

H.P. 1206 L.D. 1683
(C "A" H-753)

Tabled - April 2, 2014, by Senator **HILL** of York

Pending - **FINAL PASSAGE**, in concurrence

(In Senate, March 28, 2014, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-753)**, in concurrence.)

(In House, April 1, 2014, **FINALLY PASSED**.)

On further motion by same Senator, the Senate **SUSPENDED THE RULES**.

On further motion by same Senator, the Senate **RECONSIDERED** whereby the Bill was **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-753)**, in concurrence.

On further motion by same Senator, the Senate **SUSPENDED THE RULES.**

On further motion by same Senator, the Senate **RECONSIDERED** whereby it **ADOPTED** Committee Amendment "A" (H-753) and **INDEFINITELY POSTPONED** same.

On further motion by same Senator, under unanimous consent on behalf of Senator **HILL** of York, Senate Amendment "A" (S-539) **READ** and **ADOPTED.**

PASSED TO BE ENGROSSED AS AMENDED BY SENATE AMENDMENT "A" (S-539), in NON-CONCURRENCE.

Sent down for concurrence.

On motion by Senator **CAIN** of Penobscot, the Senate removed from the **SPECIAL APPROPRIATIONS TABLE** the following:

An Act To Provide Funding for the Veterans Treatment Courts
H.P. 1221 L.D. 1697
(C "A" H-649)

Tabled - March 12, 2014, by Senator **HILL** of York

Pending - **ENACTMENT**, in concurrence

(In Senate, March 6, 2014, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-649)**, in concurrence.)

(In House, March 11, 2014, **PASSED TO BE ENACTED.**)

On further motion by same Senator, the Senate **SUSPENDED THE RULES.**

On further motion by same Senator, the Senate **RECONSIDERED** whereby the Bill was **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-649)**, in concurrence.

On further motion by same Senator, the Senate **SUSPENDED THE RULES.**

On further motion by same Senator, the Senate **RECONSIDERED** whereby it **ADOPTED** Committee Amendment "A" (H-649), in concurrence.

On further motion by same Senator, under unanimous consent on behalf of Senator **HILL** of York, Senate Amendment "A" (S-538) to Committee Amendment "A" (H-649) **READ** and **ADOPTED.**

Committee Amendment "A" (H-649) as Amended by Senate Amendment "A" (S-538) thereto, **ADOPTED**, in **NON-CONCURRENCE.**

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

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#591)

YEAS: Senators: BOYLE, BURNS, CAIN, CLEVELAND, COLLINS, CRAVEN, CUSHING, DUTREMBLE, FLOOD, GERZOFKY, GRATWICK, HAMPER, HASKELL, HILL, JACKSON, JOHNSON, KATZ, LACHOWICZ, LANGLEY, MASON, MAZUREK, MILLETT, PATRICK, PLUMMER, SAVIELLO, SHERMAN, THIBODEAU, THOMAS, TUTTLE, VALENTINO, VITELLI, WHITTEMORE, WOODBURY, YOUNGBLOOD, THE PRESIDENT - JUSTIN L. ALFOND

NAYS: Senators: None

35 Senators having voted in the affirmative and no Senator having voted in the negative, was **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-649) AS AMENDED BY SENATE AMENDMENT "A" (S-538)** thereto, in **NON-CONCURRENCE.**

Sent down for concurrence.

On motion by Senator **CAIN** of Penobscot, the Senate removed from the **SPECIAL APPROPRIATIONS TABLE** the following:

Emergency Measure

An Act To Exempt from Sales and Use Tax Sales of Publications To Be Distributed without Charge and Printed Materials Included in Publications

H.P. 1232 L.D. 1722
(C "A" H-609)

Tabled - February 25, 2014, by Senator **HILL** of York

Pending - **ENACTMENT**, in concurrence

(In Senate, February 18, 2014, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-609)**, in concurrence.)

(In House, February 20, 2014, **PASSED TO BE ENACTED.**)

On further motion by same Senator, the Senate **SUSPENDED THE RULES.**

On further motion by same Senator, the Senate **RECONSIDERED** whereby the Bill was **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-609)**, in concurrence.

On further motion by same Senator, the Senate **SUSPENDED THE RULES.**

On further motion by same Senator, the Senate **RECONSIDERED** whereby it **ADOPTED** Committee Amendment "A" (H-609), in concurrence.

On further motion by same Senator, under unanimous consent on behalf of Senator **HILL** of York, Senate Amendment "A" (S-536) to Committee Amendment "A" (H-609) **READ** and **ADOPTED**.

Committee Amendment "A" (H-609) as Amended by Senate Amendment "A" (S-536) thereto, **ADOPTED**, in **NON-CONCURRENCE**.

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

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#592)

YEAS: Senators: BOYLE, BURNS, CAIN, CLEVELAND, COLLINS, CRAVEN, CUSHING, DUTREMBLE, FLOOD, GERZOFISKY, GRATWICK, HAMPER, HASKELL, HILL, JACKSON, JOHNSON, KATZ, LACHOWICZ, LANGLEY, MASON, MAZUREK, MILLETT, PATRICK, PLUMMER, SAVIELLO, SHERMAN, THIBODEAU, THOMAS, TUTTLE, VALENTINO, VITELLI, WHITTEMORE, WOODBURY, YOUNGBLOOD, THE PRESIDENT - JUSTIN L. ALFOND

NAYS: Senators: None

35 Senators having voted in the affirmative and no Senator having voted in the negative, was **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-609) AS AMENDED BY SENATE AMENDMENT "A" (S-536)** thereto, in **NON-CONCURRENCE**.

Sent down for concurrence.

On motion by Senator **CAIN** of Penobscot, the Senate removed from the **SPECIAL APPROPRIATIONS TABLE** the following:

An Act To Create a Cold Case Homicide Unit in the Department of the Attorney General

H.P. 1242 L.D. 1734
(C "A" H-708)

Tabled - March 24, 2014, by Senator **HILL** of York

Pending - **ENACTMENT**, in concurrence

(In Senate, March 20, 2014, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-708)**, in concurrence.)

(In House, March 24, 2014, **PASSED TO BE ENACTED**.)

On further motion by same Senator, the Senate **SUSPENDED THE RULES**.

On further motion by same Senator, the Senate **RECONSIDERED** whereby the Bill was **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-708)**, in concurrence.

On further motion by same Senator, the Senate **SUSPENDED THE RULES**.

On further motion by same Senator, the Senate **RECONSIDERED** whereby it **ADOPTED** Committee Amendment "A" (H-708), in concurrence.

On further motion by same Senator, under unanimous consent on behalf of Senator **HILL** of York, Senate Amendment "A" (S-535) to Committee Amendment "A" (H-708) **READ** and **ADOPTED**.

Committee Amendment "A" (H-708) as Amended by Senate Amendment "A" (S-535) thereto, **ADOPTED**, in **NON-CONCURRENCE**.

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

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#593)

YEAS: Senators: BOYLE, BURNS, CAIN, CLEVELAND, COLLINS, CRAVEN, CUSHING, DUTREMBLE, FLOOD, GERZOFISKY, GRATWICK, HAMPER, HASKELL, HILL, JACKSON, JOHNSON, KATZ, LACHOWICZ, LANGLEY, MASON, MAZUREK, MILLETT, PATRICK, PLUMMER, SAVIELLO, SHERMAN, THIBODEAU, THOMAS, TUTTLE, VALENTINO, VITELLI, WHITTEMORE, WOODBURY, YOUNGBLOOD, THE PRESIDENT - JUSTIN L. ALFOND

NAYS: Senators: None

35 Senators having voted in the affirmative and no Senator having voted in the negative, was **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-708) AS AMENDED BY SENATE AMENDMENT "A" (S-535)** thereto, in **NON-CONCURRENCE**.

Sent down for concurrence.

On motion by Senator **CAIN** of Penobscot, the Senate removed from the **SPECIAL APPROPRIATIONS TABLE** the following:

Emergency Measure

An Act To Protect Maine Lakes

H.P. 1250 L.D. 1744
(H "A" H-797 to C "A" H-781)

Tabled - April 9, 2014, by Senator **CAIN** of Penobscot

Pending - **ENACTMENT**, in concurrence

(In Senate, April 7, 2014, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-781) AS AMENDED BY HOUSE AMENDMENT "A" (H-797)** thereto, in concurrence.)

(In House, April 8, 2014, **PASSED TO BE ENACTED.**)

Senate at Ease.

Senate called to order by the President.

On motion by Senator **JACKSON** of Aroostook, **TABLED** until Later in Today's Session, pending **ENACTMENT**, in concurrence

On motion by Senator **CAIN** of Penobscot, the Senate removed from the **SPECIAL APPROPRIATIONS TABLE** the following:

An Act To Facilitate Informed Planning for Higher Education and Careers

H.P. 1253 L.D. 1746
(C "A" H-743)

Tabled - March 31, 2014, by Senator **FLOOD** of Kennebec

Pending - **ENACTMENT**, in concurrence

(In Senate, March 27, 2014, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-743)**, in concurrence.)

(In House, March 31, 2014, **PASSED TO BE ENACTED.**)

On further motion by same Senator, the Senate **SUSPENDED THE RULES.**

On further motion by same Senator, the Senate **RECONSIDERED** whereby the Bill was **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-743)**, in concurrence.

On further motion by same Senator, the Senate **SUSPENDED THE RULES.**

On further motion by same Senator, the Senate **RECONSIDERED** whereby it **ADOPTED** Committee Amendment "A" (H-743), in concurrence.

On further motion by same Senator, under unanimous consent on behalf of Senator **HILL** of York, Senate Amendment "A" (S-537) to Committee Amendment "A" (H-743) **READ** and **ADOPTED.**

Committee Amendment "A" (H-743) as Amended by Senate Amendment "A" (S-537) thereto, **ADOPTED**, in **NON-CONCURRENCE.**

PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-743) AS AMENDED BY SENATE AMENDMENT "A" (S-537) thereto, in **NON-CONCURRENCE.**

Sent down for concurrence.

On motion by Senator **CAIN** of Penobscot, the Senate removed from the **SPECIAL APPROPRIATIONS TABLE** the following:

Emergency Measure

An Act To Provide Additional Authority to the State Board of Corrections

S.P. 730 L.D. 1824
(C "A" S-511)

Tabled - April 15, 2014, by Senator **HILL** of York

Pending - **ENACTMENT**, in concurrence

(In Senate, April 11, 2014, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-511).**)

(In House, April 14, 2014, **PASSED TO BE ENACTED.**)

On further motion by same Senator, the Senate **SUSPENDED THE RULES.**

On further motion by same Senator, the Senate **RECONSIDERED** whereby the Bill was **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-511).**

On further motion by same Senator, the Senate **SUSPENDED THE RULES.**

On further motion by same Senator, the Senate **RECONSIDERED** whereby it **ADOPTED** Committee Amendment "A" (S-511).

On further motion by same Senator, under unanimous consent on behalf of Senator **HILL** of York, Senate Amendment "A" (S-533) to Committee Amendment "A" (S-511) **READ** and **ADOPTED.**

Committee Amendment "A" (S-511) as Amended by Senate Amendment "A" (S-533) thereto, **ADOPTED**, in **NON-CONCURRENCE.**

PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-511) AS AMENDED BY SENATE AMENDMENT "A" (S-533) thereto, in **NON-CONCURRENCE.**

Ordered sent down forthwith for concurrence.

On motion by Senator **CAIN** of Penobscot, the Senate removed from the **SPECIAL APPROPRIATIONS TABLE** the following:

An Act To Increase Employment Opportunities for Veterans
S.P. 735 L.D. 1832
(C "A" S-477)

Tabled - April 3, 2014, by Senator **HILL** of York

Pending - **ENACTMENT**, in concurrence

(In Senate, April 1, 2014, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-477).**)

(In House, April 3, 2014, **PASSED TO BE ENACTED.**)

On further motion by same Senator, the Senate **SUSPENDED THE RULES.**

On further motion by same Senator, the Senate **RECONSIDERED** whereby the Bill was **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-477).**

On further motion by same Senator, the Senate **SUSPENDED THE RULES.**

On further motion by same Senator, the Senate **RECONSIDERED** whereby it **ADOPTED** Committee Amendment "A" (S-477).

On further motion by same Senator, under unanimous consent on behalf of Senator **HILL** of York, Senate Amendment "A" (S-532) to Committee Amendment "A" (S-477) **READ** and **ADOPTED.**

Committee Amendment "A" (S-477) as Amended by Senate Amendment "A" (S-532) thereto, **ADOPTED**, in **NON-CONCURRENCE.**

PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-477) AS AMENDED BY SENATE AMENDMENT "A" (S-532) thereto, in NON-CONCURRENCE.

Sent down for concurrence.

On motion by Senator **CAIN** of Penobscot, the Senate removed from the **SPECIAL APPROPRIATIONS TABLE** the following:

Emergency Measure

An Act To Implement the Recommendations of the Substance Abuse Services Commission with Regard to the Controlled Substances Prescription Monitoring Program
S.P. 743 L.D. 1840

Tabled - March 26, 2014, by Senator **HILL** of York

Pending - **ENACTMENT**, in concurrence

(In Senate, March 21, 2014, **PASSED TO BE ENGROSSED.**)

(In House, March 26, 2014, **PASSED TO BE ENACTED.**)

On further motion by same Senator, the Senate **SUSPENDED THE RULES.**

On further motion by same Senator, the Senate **RECONSIDERED** whereby the Bill was **PASSED TO BE ENGROSSED.**

On further motion by same Senator, under unanimous consent on behalf of Senator **HILL** of York, Senate Amendment "A" (S-532) **READ** and **ADOPTED.**

PASSED TO BE ENGROSSED AS AMENDED BY SENATE AMENDMENT "A" (S-532), in NON-CONCURRENCE.

Sent down for concurrence.

On motion by Senator **CAIN** of Penobscot, the Senate removed from the **SPECIAL APPROPRIATIONS TABLE** the following:

Emergency Resolve

Resolve, To Establish the Commission To Strengthen the Adequacy and Equity of Certain Cost Components of the School Funding Formula

H.P. 1335 L.D. 1850
(S "B" S-504)

Tabled - April 10, 2014, by Senator **CAIN** of Penobscot

Pending - **FINAL PASSAGE**, in concurrence

(In Senate, April 7, 2014, **PASSED TO BE ENGROSSED AS AMENDED BY SENATE AMENDMENT "B" (S-504).**)

(In House, April 9, 2014, **FINALLY PASSED.**)

On further motion by same Senator, the Senate **SUSPENDED THE RULES.**

On further motion by same Senator, the Senate **RECONSIDERED** whereby the Bill was **PASSED TO BE ENGROSSED AS AMENDED BY SENATE AMENDMENT "B" (S-504).**

On further motion by same Senator, under unanimous consent on behalf of Senator **HILL** of York, Senate Amendment "C" (S-530) **READ** and **ADOPTED.**

PASSED TO BE ENGROSSED AS AMENDED BY SENATE AMENDMENT "B" (S-504) AND SENATE AMENDMENT "C" (S-530), in NON-CONCURRENCE.

Sent down for concurrence.

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

On motion by Senator **HILL** of York, the Senate removed from the **SPECIAL APPROPRIATIONS TABLE** the following:

Emergency Measure

An Act To Increase the Base for the Cost-of-living Increase for Retired State Employees and Teachers

S.P. 68 L.D. 232
(C "A" S-375)

Tabled - February 13, 2014, by Senator **HILL** of York

Pending - **ENACTMENT**, in concurrence

(In Senate, February 4, 2014, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-375).**)

(In House, February 11, 2014, **PASSED TO BE ENACTED.**)

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

On motion by Senator **HILL** of York, the Senate removed from the **SPECIAL APPROPRIATIONS TABLE** the following:

An Act To Amend Insurance Coverage for Diagnosis of Autism Spectrum Disorders

S.P. 127 L.D. 347
(C "A" S-412)

Tabled - March 24, 2014, by Senator **HILL** of York

Pending - **ENACTMENT**, in concurrence

(In Senate, March 18, 2014, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-412).**)

(In House, March 24, 2014, **PASSED TO BE ENACTED.**)

PASSED TO BE ENACTED and signed by the President.

(See action later today.)

On motion by Senator **HILL** of York, the Senate removed from the **SPECIAL APPROPRIATIONS TABLE** the following:

An Act To Improve Maine's Tax Laws

H.P. 792 L.D. 1120
(C "A" H-749)

Tabled - April 7, 2014, by Senator **HILL** of York

Pending - **ENACTMENT**, in concurrence

(In Senate, April 2, 2014, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-749)**, in concurrence.)

(In House, April 4, 2014, **PASSED TO BE ENACTED.**)

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

On motion by Senator **HILL** of York, the Senate removed from the **SPECIAL APPROPRIATIONS TABLE** the following:

An Act To Improve Access to Oral Health Care

H.P. 870 L.D. 1230
(H "B" H-658 to C "C" H-589)

Tabled - March 27, 2014, by Senator **HILL** of York

Pending - **ENACTMENT**, in concurrence

(In Senate, March 26, 2014, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "C" (H-589) AS AMENDED BY HOUSE AMENDMENT "B" (H-658)** thereto, in concurrence.)

(In House, March 27, 2014, **PASSED TO BE ENACTED.**)

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

On motion by Senator **HILL** of York, the Senate removed from the **SPECIAL APPROPRIATIONS TABLE** the following:

An Act To Expand Coverage of Family Planning Services

H.P. 881 L.D. 1247
(C "A" H-655)

Tabled - March 31, 2014, by Senator **FLOOD** of Kennebec

Pending - **ENACTMENT**, in concurrence

(In Senate, March 27, 2014, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-655)**, in concurrence.)

(In House, March 31, 2014, **PASSED TO BE ENACTED.**)

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

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#594)

YEAS: Senators: BOYLE, CAIN, CLEVELAND, COLLINS, CRAVEN, DUTREMBLE, FLOOD, GERZOFISKY, GRATWICK, HASKELL, HILL, JACKSON, JOHNSON, KATZ, LACHOWICZ, LANGLEY, MAZUREK, MILLETT, PATRICK, SAVIELLO, SHERMAN, TUTTLE, VALENTINO, VITELLI, WOODBURY, THE PRESIDENT - JUSTIN L. ALFOND

NAYS: Senators: BURNS, CUSHING, HAMPER, MASON, PLUMMER, THOMAS, WHITTEMORE, YOUNGBLOOD

ABSENT: Senator: THIBODEAU

26 Senators having voted in the affirmative and 8 Senators having voted in the negative, with 1 Senator being absent, was **PASSED TO BE ENACTED** and having been signed by the President, was presented by the Secretary to the Governor for his approval.

Senate at Ease.

Senate called to order by the President.

On motion by Senator **HILL** of York, the Senate removed from the **SPECIAL APPROPRIATIONS TABLE** the following:

Resolve

Resolve, To Develop a Process for Tax Expenditure Review
H.P. 1048 L.D. 1463
(C "A" H-800)

Tabled - April 9, 2014, by Senator **CAIN** of Penobscot

Pending - **FINAL PASSAGE**, in concurrence

(In Senate, April 7, 2014, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-800)**, in concurrence.)

(In House, April 8, 2014, **FINALLY PASSED**.)

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

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#595)

YEAS: Senators: BOYLE, CAIN, CLEVELAND, COLLINS, CRAVEN, CUSHING, DUTREMBLE, FLOOD, GERZOFISKY, GRATWICK, HAMPER, HASKELL, HILL, JACKSON, JOHNSON, KATZ, LACHOWICZ, LANGLEY, MASON, MAZUREK, MILLETT, PATRICK, PLUMMER, SHERMAN, TUTTLE, VALENTINO, VITELLI, WHITTEMORE, WOODBURY, YOUNGBLOOD, THE PRESIDENT - JUSTIN L. ALFOND

NAYS: Senators: BURNS, SAVIELLO, THOMAS

ABSENT: Senator: THIBODEAU

31 Senators having voted in the affirmative and 3 Senators having voted in the negative, with 1 Senator being absent, was **FINALLY PASSED** and having been signed by the President, was presented by the Secretary to the Governor for his approval.

On motion by Senator **JACKSON** of Aroostook, the Senate **RECONSIDERED** whereby it **ENACTED** the following:

An Act To Amend Insurance Coverage for Diagnosis of Autism Spectrum Disorders

S.P. 127 L.D. 347
(C "A" S-412)

(In House, March 24, 2014, **PASSED TO BE ENACTED**.)

(In Senate, April 16, 2014, **PASSED TO BE ENACTED**, in concurrence.)

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

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#596)

YEAS: Senators: BOYLE, CAIN, CLEVELAND, COLLINS, CRAVEN, CUSHING, DUTREMBLE, FLOOD, GERZOFISKY, GRATWICK, HASKELL, HILL, JACKSON, JOHNSON, KATZ, LACHOWICZ, LANGLEY, MASON, MAZUREK, MILLETT, PATRICK, PLUMMER, SAVIELLO, SHERMAN, TUTTLE, VALENTINO, VITELLI, WOODBURY, THE PRESIDENT - JUSTIN L. ALFOND

NAYS: Senators: BURNS, HAMPER, THOMAS, WHITTEMORE, YOUNGBLOOD

ABSENT: Senator: THIBODEAU

29 Senators having voted in the affirmative and 5 Senators having voted in the negative, with 1 Senator being absent, was **PASSED TO BE ENACTED** and having been signed by the President was presented by the Secretary to the Governor for his approval.

ORDERS OF THE DAY

On motion by Senator **HILL** of York, the Senate removed from the **SPECIAL APPROPRIATIONS TABLE** the following:

An Act To Establish a Process for the Implementation of Universal Voluntary Public Preschool Programs for Children 4 Years of Age

S.P. 577 L.D. 1530
(S "A" S-518 to C "A" S-508)

Tabled - April 15, 2014, by Senator **HILL** of York

Pending - **ENACTMENT**, in concurrence

(In Senate, April 10, 2014, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-508) AS AMENDED BY SENATE AMENDMENT "A" (S-518)** thereto.)

(In House, April 15, 2014, **PASSED TO BE ENACTED**.)

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

On motion by Senator **HILL** of York, the Senate removed from the **SPECIAL APPROPRIATIONS TABLE** the following:

An Act To Require Health Insurers To Provide Coverage for Human Leukocyte Antigen Testing To Establish Bone Marrow Donor Transplantation Suitability

H.P. 1172 L.D. 1600
(C "A" H-755)

Tabled - April 2, 2014, by Senator **HILL** of York

Pending - **ENACTMENT**, in concurrence

(In Senate, March 31, 2014, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-755)**, in concurrence.)

(In House, April 2, 2014, **PASSED TO BE ENACTED**.)

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

On motion by Senator **HILL** of York, the Senate removed from the **SPECIAL APPROPRIATIONS TABLE** the following:

An Act To Increase the Amount of Funds Available to Counties for Witness Fees, Extradition Expenses and Prosecution Costs
H.P. 1173 L.D. 1601
(C "A" H-648)

Tabled - March 12, 2014, by Senator **HILL** of York

Pending - **ENACTMENT**, in concurrence

(In Senate, March 6, 2014, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-648)**, in concurrence.)

(In House, March 11, 2014, **PASSED TO BE ENACTED**.)

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

On motion by Senator **HILL** of York, the Senate removed from the **SPECIAL APPROPRIATIONS TABLE** the following:

Emergency Measure

An Act To Fund Invasive Species Prevention and Control
H.P. 1198 L.D. 1626
(H "C" H-750 to C "A" H-692)

Tabled - March 21, 2014, by Senator **FLOOD** of Kennebec

Pending - **ENACTMENT**, in concurrence

(In Senate, March 27, 2014, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-692) AS AMENDED BY HOUSE AMENDMENT "C" (H-750)** thereto, in concurrence.)

(In House, March 31, 2014, **PASSED TO BE ENACTED**.)

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

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#597)

YEAS: Senators: BOYLE, BURNS, CAIN, CLEVELAND, COLLINS, CRAVEN, CUSHING, DUTREMBLE, FLOOD, GERZOFKY, GRATWICK, HAMPER, HASKELL, HILL, JACKSON, JOHNSON, KATZ, LACHOWICZ, LANGLEY, MASON, MAZUREK, MILLETT, PATRICK, PLUMMER, SAVIELLO, SHERMAN, THOMAS, TUTTLE, VALENTINO, VITELLI, WHITTEMORE, WOODBURY, YOUNGBLOOD, THE PRESIDENT - JUSTIN L. ALFOND

NAYS: Senators: None

ABSENT: Senator: THIBODEAU

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

On motion by Senator **HILL** of York, the Senate removed from the **SPECIAL APPROPRIATIONS TABLE** the following:

An Act To Amend the Workers' Compensation Laws as They Pertain to Employee Representation

S.P. 632 L.D. 1641
(C "A" S-433)

Tabled - March 31, 2014, by Senator **FLOOD** of Kennebec

Pending - **ENACTMENT**, in concurrence

(In Senate, March 26, 2014, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-433).**)

(In House, March 31, 2014, **PASSED TO BE ENACTED.**)

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

On motion by Senator **HILL** of York, the Senate removed from the **SPECIAL APPROPRIATIONS TABLE** the following:

An Act To Clarify the Provisions of a Historic Preservation Tax Credit

S.P. 655 L.D. 1661
(C "A" S-493)

Tabled - April 9, 2014, by Senator **CAIN** of Penobscot

Pending - **ENACTMENT**, in concurrence

(In Senate, April 3, 2014, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-493).**)

(In House, April 8, 2014, **PASSED TO BE ENACTED.**)

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

On motion by Senator **HILL** of York, the Senate removed from the **SPECIAL APPROPRIATIONS TABLE** the following:

An Act To Increase the Period of Time for the Calculation of a Prior Conviction for Operating under the Influence
H.P. 1237 L.D. 1729
(C "A" H-729)

Tabled - March 27, 2014, by Senator **HILL** of York

Pending - **ENACTMENT**, in concurrence

(In Senate, March 25, 2014, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-729)**, in concurrence.)

(In House, March 27, 2014, **PASSED TO BE ENACTED.**)

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

On motion by Senator **HILL** of York, the Senate removed from the **SPECIAL APPROPRIATIONS TABLE** the following:

Resolve

Resolve, Directing the Director of the Bureau of Parks and Lands To Convey the Chesuncook Community Church Building in Chesuncook Township to the Greenville Union Evangelical Church

H.P. 1240 L.D. 1732
(C "A" H-660)

Tabled - March 20, 2014, by Senator **HILL** of York

Pending - **FINAL PASSAGE**, in concurrence

(In Senate, March 12, 2014, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-660)**, in concurrence.)

(In House, March 19, 2014, **FINALLY PASSED.**)

FINALLY PASSED and having been signed by the President, was presented by the Secretary to the Governor for his approval.

On motion by Senator **HILL** of York, the Senate removed from the **SPECIAL APPROPRIATIONS TABLE** the following:

An Act To Provide Property Tax Relief to Maine Residents
H.P. 1257 L.D. 1751
(C "A" H-785)

Tabled - April 9, 2014, by Senator **CAIN** of Penobscot

Pending - **ENACTMENT**, in concurrence

(In Senate, April 4, 2014, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-785)**, in concurrence.)

(In House, April 8, 2014, **PASSED TO BE ENACTED.**)

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

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#598)

YEAS: Senators: BOYLE, BURNS, CAIN, CLEVELAND, COLLINS, CRAVEN, CUSHING, DUTREMBLE, FLOOD, GERZOFKY, GRATWICK, HAMPER, HASKELL, HILL, JACKSON, JOHNSON, KATZ, LACHOWICZ, LANGLEY, MASON, MAZUREK, MILLETT, PATRICK, PLUMMER, SAVIELLO, SHERMAN, THOMAS, TUTTLE, VALENTINO, VITELLI, WHITTEMORE, WOODBURY, YOUNGBLOOD, THE PRESIDENT - JUSTIN L. ALFOND

NAYS: Senators: None

ABSENT: Senator: THIBODEAU

34 Senators having voted in the affirmative and No Senator having voted in the negative, with 1 Senator being absent, was **PASSED TO BE ENACTED** and having been signed by the President, was presented by the Secretary to the Governor for his approval.

On motion by Senator **HILL** of York, the Senate removed from the **SPECIAL APPROPRIATIONS TABLE** the following:

An Act To Implement the Recommendations of the Report Defining Cost Responsibility for Deaf and Hard-of-hearing Students Receiving Services from the Maine Educational Center for the Deaf and Hard of Hearing and the Governor Baxter School for the Deaf

S.P. 703 L.D. 1769
(C "A" S-479)

Tabled - April 7, 2014, by Senator **CAIN** of Penobscot

Pending - **ENACTMENT**, in concurrence

(In Senate, April 2, 2014, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-479).**)

(In House, April 7, 2014, **PASSED TO BE ENACTED.**)

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

On motion by Senator **HILL** of York, the Senate removed from the **SPECIAL APPROPRIATIONS TABLE** the following:

Resolve

Resolve, Regarding Metallic Mineral Exploration, Advanced Exploration and Mining

H.P. 1270 L.D. 1772
(H "A" H-776 to C "A" H-769)

Tabled - April 10, 2014, by Senator **CAIN** of Penobscot

Pending - **FINAL PASSAGE**, in concurrence

(In Senate, April 7, 2014, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-769) AS AMENDED BY HOUSE AMENDMENT "A" (H-776)** thereto, in concurrence.)

(In House, April 9, 2014, **FINALLY PASSED.**)

FINALLY PASSED and having been signed by the President, was presented by the Secretary to the Governor for his approval.

On motion by Senator **HILL** of York, the Senate removed from the **SPECIAL APPROPRIATIONS TABLE** the following:

An Act To Modernize and Improve the Efficiency of Maine's Courts

H.P. 1281 L.D. 1789
(C "A" H-765)

Tabled - April 2, 2014, by Senator **HILL** of York

Pending - **ENACTMENT**, in concurrence

(In Senate, March 31, 2014, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-765)**, in concurrence.)

(In House, April 2, 2014, **PASSED TO BE ENACTED.**)

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

On motion by Senator **HILL** of York, the Senate removed from the **SPECIAL APPROPRIATIONS TABLE** the following:

An Act To Cancel the No-bid Alexander Group Contract To Produce Savings in Fiscal Year 2013-14

H.P. 1286 L.D. 1794
(C "A" H-684; H "A" H-760)

Tabled - April 3, 2014, by Senator **HILL** of York

Pending - **ENACTMENT**, in concurrence

(In Senate, April 1, 2014, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-684) AND HOUSE AMENDMENT "A" (H-760)**, in concurrence.)

(In House, April 3, 2014, **PASSED TO BE ENACTED.**)

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.

Senate at Ease.

Senate called to order by the President.

Off Record Remarks

Senator **HASKELL** of Cumberland was granted unanimous consent to address the Senate off the Record.

Senator **KATZ** of Kennebec was granted unanimous consent to address the Senate off the Record.

On motion by Senator **JACKSON** of Aroostook, **ADJOURNED** to Thursday, April 17, 2014, at 11:00 in the morning.