

# MAINE STATE LEGISLATURE

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**Legislative Record**  
**House of Representatives**  
**One Hundred and Twenty-Sixth Legislature**  
**State of Maine**

**Daily Edition**

**First Regular Session**

December 5, 2012 – July 10, 2013

pages H-1 – H-1282

Schneck, Stuckey, Tipping-Spitz, Welsh.

ABSENT - Beaudoin, Berry, Espling, Kent, Knight, Libby A, Malaby, Pease, Powers, Saxton, Shaw, Tyler, Werts.  
Yes, 96; No, 42; Absent, 13; Excused, 0.

96 having voted in the affirmative and 42 voted in the negative, with 13 being absent, and accordingly the motion to **RECEDE AND CONCUR FAILED**.

Subsequently, the House voted to **INSIST**.

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**SENATE PAPERS**

Bill "An Act To Fund Agreements with Certain State Employee Unions and Ensure Equitable Treatment for Other State Employees" (EMERGENCY)

(S.P. 617) (L.D. 1576)

Committee on **APPROPRIATIONS AND FINANCIAL AFFAIRS** suggested and ordered printed.

Came from the Senate, under suspension of the rules and **WITHOUT REFERENCE** to a Committee, the Bill **READ TWICE** and **PASSED TO BE ENGROSSED AS AMENDED BY SENATE AMENDMENT "A" (S-370)**.

Under suspension of the rules, the Bill was given its **FIRST READING WITHOUT REFERENCE** to a committee.

**Senate Amendment "A" (S-370)** was **READ** by the Clerk and **ADOPTED**.

Under further suspension of the rules, the Bill was given its **SECOND READING WITHOUT REFERENCE** to the Committee on **Bills in the Second Reading**.

The **SPEAKER**: The Chair recognizes the Representative from Lewiston, Representative Rotundo.

Representative **ROTUNDO**: Thank you, Mr. Speaker. Mr. Speaker, Men and Women of the House. I'm very pleased that the Executive Branch and our unions have been able to reach agreement which this amended bill represents. As we discussed this bill this afternoon in Appropriations, I felt that there was one aspect of the bill that needed clarification and I would like to share that clarification now. Under law, the Legislative Council has exclusive authority over compensation for legislative employees, including the establishment of benefit schedules. Our understanding is that as long as the Legislative Council, as the employer, can identify equivalent savings, it has authority but is not required to grant appropriate step increases to its employees, including those who are not represented by any collective bargaining agent. Thank you.

The **SPEAKER**: The Chair recognizes the Representative from Newport, Representative Fredette.

Representative **FREDETTE**: Thank you, Mr. Speaker. I just want to concur with the representation from the good Representative from Lewiston in regards to her representation with this, as I have spoken to members of the Executive Branch and they are in agreement with this. Thank you.

Representative **BERRY** of Bowdoinham **REQUESTED** a roll call on **PASSAGE TO BE ENGROSSED as Amended**.

More than one-fifth of the members present expressed a desire for a roll call which was ordered.

The **SPEAKER**: A roll call has been ordered. The pending question before the House is Passage to be Engrossed as Amended. All those in favor will vote yes, those opposed will vote no.

**ROLL CALL NO. 449**

YEA - Ayotte, Beaulieu, Beavers, Beck, Bennett, Berry, Black, Boland, Bolduc, Briggs, Brooks, Campbell J, Campbell R, Carey, Casavant, Cassidy, Chapman, Chase, Chenette, Chipman, Cooper, Cotta, Crafts, Cray, Crockett, Daughtry, Davis, DeChant,

Devin, Dickerson, Dill, Dion, Doak, Dorney, Dunphy, Duprey, Evangelos, Farnsworth, Fitzpatrick, Fowle, Fredette, Frey, Gattine, Gideon, Gifford, Gilbert, Gillway, Goode, Graham, Grant, Guerin, Hamann, Harlow, Harvell, Hayes, Herbig, Hickman, Hobbins, Hubbell, Jackson, Johnson D, Johnson P, Jones, Jorgensen, Kaenrath, Keschl, Kinney, Kornfield, Kruger, Kumiega, Kusiak, Lajoie, Libby N, Lockman, Long, Longstaff, Luchini, MacDonald S, MacDonald W, Maker, Marean, Marks, Mason, Mastraccio, McCabe, McClellan, McElwee, McGowan, McLean, Monaghan-Derrig, Moonen, Moriarty, Morrison, Nadeau A, Nadeau C, Nelson, Newendyke, Noon, Nutting, Parry, Peavey Haskell, Peoples, Peterson, Plante, Pouliot, Priest, Pringle, Rankin, Reed, Rochelo, Rotundo, Russell, Rykerson, Sanborn, Sanderson, Saucier, Schneck, Short, Sirocki, Stanley, Stuckey, Theriault, Timberlake, Tipping-Spitz, Treat, Turner, Verow, Villa, Volk, Weaver, Welsh, Willette, Wilson, Winchenbach, Winsor, Wood, Mr. Speaker.

NAY - Wallace.

ABSENT - Beaudoin, Clark, Espling, Kent, Knight, Libby A, Malaby, Pease, Powers, Saxton, Shaw, Tyler, Werts.

Yes, 137; No, 1; Absent, 13; Excused, 0.

137 having voted in the affirmative and 1 voted in the negative, with 13 being absent, and accordingly the Bill was **PASSED TO BE ENGROSSED as Amended by Senate Amendment "A" (S-370)** in concurrence.

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By unanimous consent, all matters having been acted upon were **ORDERED SENT FORTHWITH** with the exception of matters being held.

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**SENATE PAPERS**

**Non-Concurrent Matter**

Bill "An Act To Correct Errors and Inconsistencies in the Laws of Maine" (EMERGENCY)

(H.P. 1103) (L.D. 1536)

**PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-566) AS AMENDED BY HOUSE AMENDMENTS "A" (H-569), "B" (H-570), "C" (H-571), "D" (H-572), "E" (H-573), "F" (H-574), "G" (H-576), "H" (H-577) AND "I" (H-578)** thereto in the House on July 9, 2013.

Came from the Senate **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-566) AS AMENDED BY HOUSE AMENDMENTS "A" (H-569), "B" (H-570), "C" (H-571), "D" (H-572), "E" (H-573), "F" (H-574), "G" (H-576), "H" (H-577) AND "I" (H-578)** thereto **AND SENATE AMENDMENT "A" (S-369)** in **NON-CONCURRENCE**.

The **SPEAKER**: The Chair recognizes the Representative from Brunswick, Representative Priest.

Representative **PRIEST**: Thank you, Mr. Speaker. You may wonder why the other body put this amendment on. You will have the pleasure of knowing and voting on an error in the errors bill. It is being corrected. Basically, the emergency said that everything became effective as of a certain point. There are other parts of the bill that become effective at different times and all this Senate Amendment did was to recognize that fact. I request that you vote to Recede and Concur.

The **SPEAKER**: The Chair recognizes the Representative from Bethel, Representative Crockett.

Representative **CROCKETT**: Thank you, Mr. Speaker. As the minority lead on the committee, it's an innocuous bill. It's all technical. There are no issues from our side, so I would support the pending motion.

The House voted to **RECEDE AND CONCUR**.