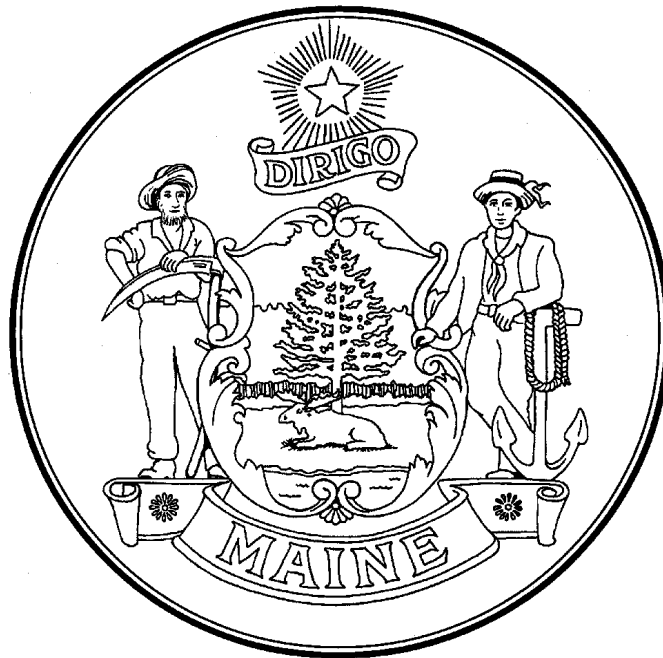


# MAINE STATE LEGISLATURE

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

**Daily Edition**

**First Regular Session**  
beginning December 7, 2016

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Under further suspension of the rules the Bill was **PASSED TO BE ENGROSSED as Amended by Committee Amendment "B" (H-385)** and sent for concurrence.

COOPER of Yarmouth  
GRANT of Gardiner  
McCREIGHT of Harpswell  
STANLEY of Medway  
TERRY of Gorham

Majority Report of the Committee on **TAXATION** reporting **Ought Not to Pass** on Bill "An Act To Provide an Income Tax Credit for Students Returning to College" (H.P. 674) (L.D. 946)

Signed:  
Senators:

DOW of Lincoln  
CUSHING of Penobscot

Representatives:

TIPPING of Orono  
BICKFORD of Auburn  
COOPER of Yarmouth  
GRANT of Gardiner  
HILLIARD of Belgrade  
McCREIGHT of Harpswell  
STANLEY of Medway  
TERRY of Gorham  
WARD of Dedham

Minority Report of the same Committee reporting **Ought to Pass as Amended by Committee Amendment "A" (H-386)** on same Bill.

Signed:  
Senator:

CHENETTE of York

Representative:

POULIOT of Augusta

**READ.**

On motion of Representative TIPPING of Orono, the Majority **Ought Not to Pass** Report was **ACCEPTED** and sent for concurrence.

Majority Report of the Committee on **TAXATION** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-387)** on RESOLUTION, Proposing an Amendment to the Constitution of Maine To Dedicate All Sales Taxes from All Vehicle Sales and Any Vehicle-related Sales to the Highway Fund for Roads and Bridge Capital Improvements (H.P. 780) (L.D. 1106)

Signed:  
Senators:

DOW of Lincoln  
CHENETTE of York  
CUSHING of Penobscot

Representatives:

BICKFORD of Auburn  
HILLIARD of Belgrade  
POULIOT of Augusta  
WARD of Dedham

Minority Report of the same Committee reporting **Ought Not to Pass** on same RESOLUTION.

Signed:  
Representatives:

TIPPING of Orono

**READ.**

Representative TIPPING of Orono moved that the House **ACCEPT** the Minority **Ought Not to Pass** Report.

The SPEAKER: The Chair recognizes the Representative from Arundel, Representative Parry.

Representative **PARRY**: Thank you, Madam Speaker, Ladies and Gentlemen of the House. I rise in opposition to the pending motion. This is a bill that I put in as somebody that's on my fourth term on the Transportation Committee. I know very well the issues with funding and transportation, as my fellow committee members also know, and many of us here in the chamber. I believe that we need to fix our funding problem and that's what this bill currently does. I would hope that currently we're about \$160 million short every year in the Highway Fund Budget. Approximately 100 million we do we try to cover in bonds. And an additional 60 million that we are short every year and the more we're short, the further behind we go. So I believe that moving the sales tax from vehicles and vehicle-related parts from the General Fund into the Highway Fund will fix the problem. And I realize that in the first budget year it would put a hole in the General Fund budget, but once we come together and fix that year's problem, your future funding issues with the Highway Fund and DOT would be fixed, and we'd also not have to continue to bond every single year anywhere from 100 or more million for Highway Fund bonding through the General Fund. So, what that's basically doing is eating up any possible other bonding that needs to be done in the state; so I think we should try to fix this problem and I believe this is the solution. Thank you very much.

Representative FREDETTE of Newport **REQUESTED** a roll call on the motion to **ACCEPT** the Minority **Ought Not to Pass** Report.

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

The SPEAKER: The Chair recognizes the Representative from Gardiner, Representative Grant.

Representative **GRANT**: Thank you, Madam Speaker, Ladies and Gentlemen of the House. I rise in support of the pending motion, with all due respect to my highly esteemed colleague from Arundel, Representative Parry. I thank him for bringing this bill. I actually signed on to this bill because I think it's important that we have a discussion and that we raise awareness about what he described as the structural gap between where we should be with our funding of our roads and bridges, and where we currently are. I didn't have this level of awareness before I served on the Transportation Committee, and I think it's important that we continue this conversation and I believe we will continue this conversation. And we need to look at all avenues of funding. With that being said, I also serve on the Taxation Committee and frankly this is just not good tax policy. It's an important discussion point, but it's not good tax policy. I'm also a former member of the Appropriations Committee and I was not surprised when that Committee unanimously moved Ought Not to Pass on the Chief Executive's proposal in the budget to move all of the expenses for the State Police into the General Fund budget, freeing up \$20 million a year for the Transportation budget. Though I supported this, I also understood that they have to

make the tough choices in a General Fund budget between things like funding medication and food for our elderly and vulnerable and funding our roads and bridges. And so, I really believe that this discussion must continue. We have a bill in Transportation, we're asking for some opportunity to study this issue, to put all of these issues on the table, including one that's proposed here by the good Representative from Arundel, and so, we can come back to this body with some better ideas about how to meet that structural gap. But again, I thank him for bringing this bill, for asking me to cosponsor it, and I respectfully ask you to support the Ought Not to Pass.

The SPEAKER: The Chair recognizes the Representative from Orono, Representative Tipping.

Representative **TIPPING**: Thank you, Madam Speaker. I too wanted to rise and thank the work from the Representative from Arundel, Representative Parry, for his work on this. I think he did bring to the Taxation Committee a problem that is not normally taken up by the Taxation Committee, and I think it is an interesting solution to try and make sure we're paying for what we spend rather than bonding. The reason I ended up voting against this in Committee, if you look online, the fiscal note, if passed by the people of Maine in the referendum, would be around a \$230 million a year hole in the General Fund. I don't think we're at a place right now where we can fill that. So, I'll be supporting the pending motion. Thank you, Madam Speaker.

The SPEAKER: A roll call has been ordered. The pending question before the House is Acceptance of the Minority Ought Not to Pass Report. All those in favor will vote yes, those opposed will vote no.

**ROLL CALL NO. 221**

YEA - Ackley, Austin B, Babbidge, Bailey, Bates, Battle, Beebe-Center, Berry, Bickford, Blume, Brooks, Bryant, Cardone, Chapman, Collings, Cooper, Daughtry, DeChant, Denno, Doore, Duchesne, Dunphy, Farnsworth, Fay, Fecteau, Frey, Fuller, Gattine, Golden, Grant, Grohman, Hamann, Handy, Harlow, Herbig, Herrick, Hickman, Hogan, Hubbell, Hymanson, Jorgensen, Kornfield, Kumiega, Lawrence, Longstaff, Luchini, Madigan C, Madigan J, Martin J, Martin R, Mastraccio, McCrea, McCreight, McLean, Melaragno, Monaghan, Moonen, Nadeau, O'Neil, Parker, Pierce T, Reckitt, Riley, Rykerson, Sanborn, Schneck, Spear, Stanley, Sylvester, Talbot Ross, Tepler, Terry, Tipping, Tucker, Tuell, Turner, Warren, Zeigler, Madam Speaker.

NAY - Alley, Austin S, Black, Bradstreet, Campbell, Casas, Cebra, Chace, Corey, Craig, Dillingham, Espling, Foley, Fredette, Gerrish, Gillway, Ginzler, Guerin, Haggan, Hanington, Hanley, Harrington, Harvell, Hawke, Head, Higgins, Hilliard, Johansen, Kinney J, Kinney M, Lyford, Malaby, Marean, Mason, McElwee, O'Connor, Ordway, Parry, Perkins, Picchiotti, Pickett, Pierce J, Pouliot, Prescott, Reed, Sampson, Sanderson, Seavey, Sheats, Sherman, Simmons, Sirocki, Skolfield, Stearns, Stetkis, Stewart, Strom, Sutton, Theriault, Timberlake, Vachon, Wadsworth, Wallace, Ward, White, Winsor, Wood.

ABSENT - Farrin, Grignon, Lockman, Perry.

Yes, 79; No, 67; Absent, 4; Excused, 1.

79 having voted in the affirmative and 67 voted in the negative, with 4 being absent and 1 excused, and accordingly the Minority **Ought Not to Pass** Report was **ACCEPTED** and sent for concurrence.

Majority Report of the Committee on **TAXATION** reporting **Ought Not to Pass** on Bill "An Act To Establish an Opioid Addiction Prevention and Rehabilitation Treatment Program Funded by a Tax Imposed upon the Sale of Opioids" (H.P. 1103) (L.D. 1600)

Signed:

Senators:

DOW of Lincoln  
CUSHING of Penobscot

Representatives:

COOPER of Yarmouth  
GRANT of Gardiner  
HILLIARD of Belgrade  
STANLEY of Medway  
WARD of Dedham

Minority Report of the same Committee reporting **Ought to Pass as Amended by Committee Amendment "A" (H-388)** on same Bill.

Signed:

Senator:

CHENETTE of York

Representatives:

TIPPING of Orono  
McCREIGHT of Harpswell  
POULIOT of Augusta  
TERRY of Gorham

**READ.**

On motion of Representative TIPPING of Orono, the Majority **Ought Not to Pass** Report was **ACCEPTED** and sent for concurrence.

Seven Members of the Committee on **HEALTH AND HUMAN SERVICES** report in Report "A" **Ought to Pass as Amended by Committee Amendment "A" (H-401)** on Bill "An Act To Reduce Child Poverty by Leveraging Investments in Families Today"

(H.P. 1014) (L.D. 1475)

Signed:

Senator:

CHIPMAN of Cumberland

Representatives:

HYMANSON of York  
DENNO of Cumberland  
HAMANN of South Portland  
MADIGAN of Waterville  
PARKER of South Berwick  
PERRY of Calais

Five Members of the same Committee report in Report "B" **Ought Not to Pass** on same Bill.

Signed:

Senators:

BRAKEY of Androscoggin  
HAMPER of Oxford

Representatives:

CHACE of Durham  
HEAD of Bethel  
SANDERSON of Chelsea