

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)

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

Daily Edition

Second Regular Session

January 4, 2012 – May 31, 2012

pages 1084 - 1604

The SPEAKER: The Chair recognizes the Representative from Kittery, Representative Beliveau.

Representative **BELIVEAU**: Thank you, Mr. Speaker. I'll be brief. I rise to oppose the current motion. As Representative Hinck mentioned earlier, Maine is one of the most, if not the most, oil dependent state in the country, and I think this bond is a great opportunity to help our state get rid of this dubious and embarrassing distinction. Thank you, Mr. Speaker.

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

ROLL CALL NO. 352

YEA - Ayotte, Beaulieu, Bickford, Black, Burns DC, Casavant, Cebra, Chase, Clark T, Cotta, Crafts, Cray, Crockett, Curtis, Cushing, Damon, Davis, Dow, Dunphy, Edgecomb, Espling, Fitts, Fitzpatrick, Flood, Fossil, Foster, Frédette, Gifford, Gillway, Guerin, Hamper, Harmon, Harvell, Johnson D, Johnson P, Keschl, Knight, Long, Maker, Malaby, McClellan, McFadden, Morissette, Moulton, Nass, Newendyke, O'Connor, Olsen, Parker, Parry, Picchiotti, Plummer, Prescott, Richardson D, Richardson W, Rioux, Rosen, Sanderson, Sarty, Sirocki, Strang Burgess, Tilton, Timberlake, Turner, Volk, Wallace, Waterhouse, Weaver, Willette A, Willette M, Winsor, Wood, Mr. Speaker.

NAY - Beaudoin, Beavers, Beck, Beliveau, Berry, Blodgett, Bolduc, Briggs, Bryant, Cain, Carey, Chapman, Chipman, Clark H, Clarke, Dill J, Dion, Driscoll, Duchesne, Eberle, Eves, Flemings, Gilbert, Goode, Graham, Hanley, Harlow, Haskell, Hayes, Herbig, Hinck, Innes Walsh, Kaenrath, Knapp, Kruger, Kumiega, Lajoie, Longstaff, Lovejoy, Luchini, MacDonald, Maloney, Martin, Mazurek, McCabe, Monaghan-Derrig, Morrison, Nelson, Peoples, Peterson, Pilon, Priest, Rankin, Rochelo, Rotundo, Russell, Sanborn, Shaw, Stevens, Stuckey, Theriault, Treat, Tuttle, Valentino, Wagner R, Welsh.

ABSENT - Bennett, Boland, Celli, Cornell du Houx, Hogan, Hunt, Kent, Libby, McKane, O'Brien, Webster.

Yes, 73; No, 66; Absent, 11; Vacant, 1; Excused, 0.

73 having voted in the affirmative and 66 voted in the negative, 1 vacancy with 11 being absent, and accordingly the Majority **Ought Not to Pass** Report was **ACCEPTED** and sent for concurrence.

By unanimous consent, all matters having been acted upon were **ORDERED SENT FORTHWITH**.

ENACTORS

Emergency Measure

An Act To Correct Errors and Inconsistencies in the Laws of Maine

(H.P. 1383) (L.D. 1868)

(S. "B" S-566, S. "D" S-585 and S. "E" S-586 to C. "A" H-928)

Reported by the Committee on **Engrossed Bills** as truly and strictly engrossed. This being an emergency measure, a two-thirds vote of all the members elected to the House being necessary, a total was taken. 106 voted in favor of the same and 0 against, and accordingly the Bill was **PASSED TO BE ENACTED**, signed by the Speaker and sent to the Senate.

By unanimous consent, all matters having been acted upon were **ORDERED SENT FORTHWITH**.

UNFINISHED BUSINESS

The following matters, in the consideration of which the House was engaged at the time of adjournment yesterday, had preference in the Orders of the Day and continued with such preference until disposed of as provided by House Rule 502.

Communication Governor's line-item vetoes on An Act To Make Additional Supplemental Appropriations and Allocations and To Change Certain Provisions of the Law for the Fiscal Years Ending June 30, 2012 and June 30, 2013 (H.P. 1405) (L.D. 1903)

(H.C. 364)

- In House, Communication **READ** on May 15, 2012.

TABLED - May 15, 2012 (Till Later Today) by Representative CAIN of Orono.

PENDING - PLACEMENT ON FILE.

The SPEAKER: The Chair recognizes the Representative from Eagle Lake, Representative Martin.

Representative **MARTIN**: When we came in on Tuesday, as a result of previous rulings, House Rule 521 was suspended by implication. As a result of the action that we took last night where we dealt with the vetoes, the matter has been taken care of and I have now moved that the matter be placed on file.

Subsequently, on motion of Representative **MARTIN** of Eagle Lake the Communication was **ORDERED PLACED ON FILE**.

An Act To Improve and Ensure Adequate Funding for E-9-1-1 Services (EMERGENCY)

(H.P. 1296) (L.D. 1761)

(C. "A" H-826)

TABLED - May 15, 2012 (Till Later Today) by Representative CURTIS of Madison.

PENDING - RECONSIDERATION (Returned by the Governor without his approval).

The SPEAKER: The Chair recognizes the Representative from Pittsfield, Representative Fitts.

Representative **FITTS**: Thank you, Mr. Speaker. Mr. Speaker, Ladies and Gentlemen of the House. This bill, as a result of our actions last night on the budget, has been made unnecessary. But I think it's important for us to understand why the bill was brought forward and how it was resolved in the way it was and why. For those of you who don't have yesterday's calendar that includes the letter that came with the veto from the Executive, the third paragraph explains how we arrived at funding the issue of next generation 9-1-1 in the budget rather than through the mechanism that came from the Energy, Utilities and Technology Committee.

Essentially, the EUT Committee has been dealing for years with shortfalls that have accumulated as a result of sweeps of the E-9-1-1 funding from previous administrations and previous Legislatures. In fact, as much as \$7.5 million has been taken from those funds over the years. And with the advent of next generation E-9-1-1 and the new equipment that is necessary to implement and replace what is obsolete equipment today, those costs no longer had a funding source. The EUT Committee had decided, because we don't have access to the budget process as much as some committees but yet have the ability to place assessments on telephone bills to pay for the various costs that go along with running those services, that an increase was necessary in the assessment in order to pay for those upgrades.

The Executive, I think, properly recognized that previous sweeps were the reason that those assessments needed to be increased and I think properly raised objection to the idea that we needed to raise the assessment in order to pay for it, so instead