

# 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

pages 1 -

**Committee of Conference**

Report of the Second Committee of Conference on the disagreeing action of the two branches of the Legislature on Bill "An Act Making Unified Appropriations and Allocations for the Expenditures of State Government, General Fund and Other Funds and Changing Certain Provisions of the Law Necessary to the Proper Operations of State Government for the Fiscal Years Ending June 30, 2018 and June 30, 2019" (EMERGENCY)

(H.P. 281) (L.D. 390)

has had the same under consideration, and asks leave to report:

That the House **RECEDE; ACCEPT** Report "C" Ought to Pass as amended; **READ** Committee Amendment "C" (H-475); **READ** and **ADOPT** Committee of Conference Amendment "A" (H-555) to Committee Amendment "C" (H-475); **ADOPT** Committee Amendment "C" (H-475) as amended by Committee of Conference Amendment "A" (H-555) thereto; and **PASS** the **BILL TO BE ENGROSSED** as amended by Committee Amendment "C" (H-475) as amended by Committee of Conference Amendment "A" (H-555) thereto.

That the Senate **RECEDE** and **CONCUR** with the House.

Signed:

Representatives:

GIDEON of Freeport  
FREY of Bangor

Senators:

THIBODEAU of Waldo  
KATZ of Kennebec  
BREEN of Cumberland

The Committee of Conference Report was **READ** and **ACCEPTED**.

The House voted to **RECEDE**.

Report "C" **Ought to Pass as Amended** was **ACCEPTED**.

**Committee Amendment "C" (H-475)** was **READ** by the Clerk.

**Committee of Conference Amendment "A" (H-555)** to **Committee Amendment "C" (H-475)** was **READ** by the Clerk and **ADOPTED**.

**Committee Amendment "C" (H-475) as Amended by Committee of Conference Amendment "A" (H-555)** thereto was **ADOPTED**.

Representative FREDETTE of Newport **REQUESTED** a roll call on **PASSAGE TO BE ENGROSSED as Amended by Committee Amendment "C" (H-475) as Amended by Committee of Conference Amendment "A" (H-555)** thereto.

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 Turner, Representative Timberlake.

Representative **TIMBERLAKE**: Ladies and Gentlemen of the House, I stand in strong opposition to the pending motion for a number of reasons. When I campaigned, and spoke to my constituents, I promised them that I would vote for a smart, fiscally responsible policy. That is not this bill that's in front of us now. It's not just about how bad this budget is, it's about the process that brought us here to this point: a process where everyone was kicked out of the room and two people were left to decide how more than \$7 billion in taxpayer money is being spent. Once they decided how all that money was to be spent, the rest of us were left with less than three hours, a little more now, to read this document. The process, this process is not the way we build a two year state budget. This is not how you

build a document that I will support. A potential state shutdown will last a few days, maybe even a week. This budget will guide our state for the next two years. We must get this right, Ladies and Gentlemen of the House. The two people who rushed this document in front of us today did not get this right. We owe it to the people of the State of Maine to fix this flawed document and to pass a responsible budget. I ask you to defeat this motion so we can do just that. Thank you very much.

The **SPEAKER**: The Chair recognizes the Representative from Bangor, Representative Frey.

Representative **FREY**: Thank you, Madam Speaker. Madam Speaker, Ladies and Gentlemen of the House, I rise today, not only as a member of the Appropriations and Financial Affairs Committee, but also as a member of the Conference Committee, and as an individual whose responsibility it is as a member of this body to vote on the only thing that the Legislature has to do this session, and that is vote out a budget. Let me amend that. The two things we have to do, vote out two budgets: the Transportation budget, which we voted on earlier today, and the budget that's before us now. A substantial foundation has been laid over the course of many months to bring us to this point today. In Appropriations, we have had a large number of unanimous public votes by the Committee, that were taken over the course of weeks, with public notice. In fact, I appreciated that opportunity to work with the Representative from Turner to come to a conclusion, a unanimous conclusion, on many of these votes. I appreciated the work that we could all do, all 13 of us in that Committee. We also had a day's worth of public voting, again, voting that had been noticed to members of the public, that was basically a large number of votes that not only demonstrated where it was that we stood but that, for at least a month now, we've had an opportunity to review and discuss and engage in debate on, to determine where it is that we need to go. But again, I want to reiterate that most of the work that we had done, we did unanimously, and we did it in AFA, and that is what the basis was for the Committee of Conference Report Amendment that we have before us today. I'd also like to add that when a Committee of Conference met, we had public conversations about what it was that was going into the amendment. These public conversations included a presentation to the group on education policy changes. It included Part 6Z, Z as in zebra, that was basically a product of the chairs and leads of AFA, all four caucuses, Republicans and Democrats, coming to unanimous agreements on what it was that the Conference Committee should vote on. This was all a process that was engaged in by all four caucuses, that was available for the public for quite some time to take a look at and understand. And finally, the culmination was last night; there was a public presentation that had given us more than three hours to look at what it was that was presented and come to a conclusion about whether or not this was something that we could vote yes on or no on. In sum, there are really only about 30 items that took some time to resolve and that required leadership to come to a conclusion on. For the last couple of months, the Appropriations and Financial Affairs Committee room has been empty. There's been ample opportunity to meet, and it's not because of leadership that we couldn't meet. It's because of decisions outside of leadership's control that we didn't, and so, after exhaustive months, exhaustive efforts to reach a bottom line, final decisions were needed. And it's arguable that it was an act of leadership that the presiding officers, facing one of the most significant failures that this Legislature could come down to, which is not passing

a budget, made a handful of long-debated, agonizing decisions to allow this bill to come before us today. Being a Representative can be tough. It can be very tough, because it requires us to take a level of responsibility, so that when we push red or we push green, when we decide to do yes or no, that we've availed ourselves of opportunities to decide how it is we're going to vote; and these decisions that come before us, Madam Speaker, Ladies and Gentlemen of the House, are sometimes weighted issues. Sometimes leaders have a weighted input on how it is the issue became before us. Sometimes, it's the chairs and the leads that have weighted decisions on how it came before us. Sometimes, it's individual members who are so dogged at how to pursue an issue that they had more input in how it is that the issue comes before us. That's not a reason to abscond our responsibility to push yes or no today to the second of two things that this body has to do, and that is pass a budget. So, Ladies and Gentlemen of the House, it is my supposition that this body has had ample time to review what it is that was put before us today, in different forms; maybe not tied up in the pretty package that we have it before us now. We've had the chance to talk with our colleagues. We've had the chance to talk with those we trust to do this work on AFA, in our leadership. There were just 45 minutes, Madam Speaker, where it's my understanding that your door was open to come talk about concerns or interest in what this budget is going to do. That information has been before us, it's our job today to say yes or no, which is one of only two things that we have to do this session. Thank you, Madam Speaker.

The SPEAKER: The Chair recognizes the Representative from Monmouth, Representative Ackley.

Representative **ACKLEY**: Thank you, Madam Speaker, my friends here in the House. Like a lot of members today, I imagine, I find myself between a rock and a hard place. On the one hand, Madam Speaker, we had an election in November where voters told us to fund education at 55 percent, for the second time in twelve years, using a 3 percent surtax. On the other hand, Madam Speaker, a large portion of the Representatives that those very same voters sent to the People's House, do not agree. So be it. And so, after months of negotiation, we find ourselves here at the eleventh hour, in a dilemma; and that's an interesting word because this building is full of them, dilemmas. Often folks think that a dilemma is just a problem, and it is, but you know, it's a special kind of problem. It's a problem where two things seem to be true, *di* in Latin meaning two, *lemma* meaning truths. Two truths, that's what a dilemma is. And so, Madam Speaker, here we are preparing to vote on a budget that represents a path out of a dilemma. And let's be honest, it does not have a surtax; and it does not fund education at 55 percent, as the voters had told us they wanted. Madam Speaker, it does, however, jump-start our educational funding, to the extent that most property taxpayers in rural Maine will see some very significant relief in the next few years, and that's something they've been waiting long for. So, Madam Speaker, I have to admit that this budget is a disappointment, but it does represent a third way for us to find our way through this impasse. The people of Maine did not send us here to try and impose our will on each other, Madam Speaker. They sent us here to find our way between the horns of a dilemma, and for that reason, I'll be supporting today's measure.

The SPEAKER: The Chair recognizes the Representative from East Machias, Representative Tuell.

Representative **TUELL**: Thank you, Madam Speaker. It's a very important day, as we all know, and I'm rising in support

of the pending motion. I believe it's important for our state to have a budget, and I believe that what we have before us is a responsible budget. Is it what everyone wants? No; but I learned as a small child when I misbehaved, from my grandmother one afternoon, that I could scream and holler and rave and rant for hours on end and still not get what I want. And honestly, we can scream and rave and rant and holler for the next two weeks, two months, two years, and nobody is going to get everything they want. But for my friends over here, we're going to get rid of a ghastly tax, the 3 percent surcharge, which a local businessman who happens to be the head of one of our biggest companies, best places to work in the State of Maine, called me about several months ago; a gentleman who has helped fisherman and loggers and people that start up their own small businesses, and seeing good people that have lived in this state for generations leaving. And they are leaving. I know people don't want to hear it, but they are leaving, and this gentleman, a good friend of mine, a good family friend, said, "Whatever else you do, you have to get rid of this." An, it bears noting that Washington County voted against the 55 percent. Washington County... I know other areas did too. Every voter in this state is equal, and everybody has to represent the people they represent in their area. So I see that as a big win. I'm a firm believer in more education funding for our local schools, and for property tax relief, and I think this does that. I'm not really a big fan of some of the Baldacci era globalism that has been espoused over the years. But, honestly, you know, sometimes you got to take the good with the bad, and get to a point where education is more fully funded than it has been. I also believe that it is time to end the stalemate and support this budget. If we fail, we're never going to get rid of the three percent. We can wish, we can want, we can hope, we can pray, we can do whatever we will, but we're not going to get rid of it. But beyond the three percent, there are other things that need to be said. Those of us who supported public health nursing, that's in here. Those of us who come from Downeast and who supported the Downeast Correctional Facility, there's funding in here for Downeast Correctional Facility, and there's oversight so that it just can't close; and that may be a local issue, but it's also a statewide issue for the public safety of our state. Whether we have a shutdown or not, we still have public safety that we need to keep watch over. And for my friends who live up and down the coast, who believe in fishing and the fishermen who make up their communities, this budget takes away taxes that were originally proposed back in January on hardworking men and women who live and work on the water. And but, may I add, that that was done with the inclusion of the vast majority of Marine Resources Committee, with our Commissioner Keliher, who personally went to members of the Committee of Conference. This is no small thing folks. I'm sure you can pick little things out of this budget and say, oh this is wrong, and that is wrong, and I'm sure there are some big things and there are legitimate reasons why people may vote no. But at some point, you have to decide where you are and where you're going to finish up. And, I'm going to be voting for this. I'm not going to suggest you follow my light, but I will say you can follow my shirt. Thank you, Madam Speaker.

The SPEAKER: The Chair recognizes the Representative from Portland, Representative Sylvester.

Representative **SYLVESTER**: Thank you, Madam Speaker. Good colleagues and folks of the House, I rise today without the intention of changing a single vote in this chamber. If I've learned anything about this budget process, it is that there is a point at which words fail us. Of course, words

always fail us, they always have. In the end, we are left with two things; numbers and what lies in our hearts. Math is hard; hearts, as my *mémère* said, are best kept soft. So, I speak today to the people of Maine. I speak to those who are listening and to those who have not yet turned a deaf ear to us. I speak to those who have fought to have their voices heard and to those who have never had their voices heard, and I speak, especially, to them. I've spent most of my adult life fighting to amplify the voices of those who society deems should have no voice. Too poor, differently abled, differently oriented, on the wrong side of the tracks or the wrong side of the desk that signifies power. And I've never believed that the things that I have to say are all too terribly important, but I believe desperately that the things that everyday people have to say are of extreme value. I believe that hope is the thing that allows us to say yes to struggle, to say yes to one another, to say that together we will be heard. I've tried to live my life guided by that ethos, to raise my kids by that belief, and to try to help people gather their little pieces of power in a mighty and undeniable pile. I ran for office and I believe that I was elected under it, so what to do today with the question of this budget? To the literally thousands of Maine people who in various venues have asked me the question, "Does my voice matter? Is anyone listening? Is there hope?" I want to say a few brief words. The reality is this: you signed petitions, you knocked doors, you voted, you came to this building and testified, you emailed, you called, you spoke. And the reality of the results of Question 2, in the context of this budget before us today, is that without the strong leadership of the people, as represented in Section 18 of our Constitution which allows the people to vote and veto laws, we would just as likely be talking about not adding to education, or rather than talking about how much to add or how to pay for it. You, the people, are responsible for all the good things in this budget. So, in setting the context for this discussion, we have been working with the echo of your voice speaking for the children of Maine. You, like everyone who has helped a child and who knows that the richness of life ripples forever when you help a child, you've helped them, as you intended. This budget increases education, this budget helps kids, so I, for one, hear your voice, and I thank you. To the hungry people in my district, the people who live week to week or day to day, who rely on the things that this body decides, who participate in the system not out of choice, not to make some political point, but because they have to, to keep the lights on, to keep their children clothed, to get to work to their job, the people to whom a government shutdown, whether through this body's actions, will mean real pain, I say that there are things in this budget that will help you today, that will help you next week. Then the week however, or the month next will come. Is there a vision in this budget to lift you out of poverty? Is there a plan to move us all forward to better lives, a plan for 10 years or for our grandchildren? I'll leave that to you. In my humble opinion, there is not. So, when you lift your family out of poverty, as I believe everybody in this room wants you to do, there will probably be another to fill your spot. We will not end the vacancy of poverty today with a yes or a no on this budget, and we should not fool ourselves that we can. I hope that we will someday, yet where you sought to fundamentally change the game, we have come up with this budget through consensus and hard work and our best efforts, to try to help the people of Maine. So, how will I vote today? It's no secret that I have voted against every question that overturned the results of the referendums, but how will I vote today? It will not be based on the wishes of any lobbying group, friendly or oppositional, nor

will it be based on the votes of my colleagues. If I vote for the constituents who have reached out to me, I would be voting overwhelmingly for their anger, an anger I share. But I will not vote in anger, mine or theirs. When I vote, I will vote for the place in which I find the most hope, whether that is in the passage of this budget or the opposition of it, in the long arc that bends toward justice. Here is the thing about hope: it's like dryer lint, it gathers and you find it in the most unexpected places. I will vote for hope. I will vote for the young lady who emailed me less than an hour ago asking whether they would have food next week. I will vote what is the hope for this state, red or green. Madam Speaker, I guess we'll all find out together. Thank you.

The SPEAKER: The Chair recognizes the Representative from Scarborough, Representative Sirocki.

Representative **SIROCKI**: Thank you, Madam Speaker. I am frustrated. I rise in opposition to the pending motion. Yes, our job is to pass a budget. The Chief Executive did his job and provided the Appropriations and Financial Affairs Committee with a budget in January, and we have, for months, been looking at that budget, with some success; but then things fell apart. And a member of this body presented a bill that came before our Committee and we discovered something I didn't realize: that I believe in 1995 the Maine Legislature passed a statute that said, one month prior to statutory adjournment, a budget needs to be ready, and fully enacted by the first Friday in June, and here we are the day before the first of July, about four weeks late. We should not be here in this position now. The process broke down; we are in violation of Maine law. Speaking of laws, one of the first things that happens when we were all elected to office is that we take an oath to uphold and defend our Maine Constitution, and I would like to read three short little sections to remind everyone of some of the things we have been sworn to uphold. Article IV, Part Third, Section 10, page 20 of the Register, it reads, "...all bills for raising of revenue shall originate in the House of Representatives...." Did ballot question two originate in the House of Representatives? I think not. Article VIII, Part First, Section 1, page 32 of your Register reads, "...the Legislature are authorized, and it shall be their duty to require, the several towns to make suitable provision, at their own expense, for the support and maintenance of public schools...." Oh my, it sounds like the several towns are responsible for the support and maintenance of public schools, not the state. Page 36, Article IX, Section 9, Power of Taxation: "The Legislature shall never, in any manner, suspend or surrender the power of taxation." So, I question, was ballot question 2 properly before the voter? Was the original ballot question which committed the Legislature to 55 percent --

The SPEAKER: The Representative will defer. The subject before us is LD 390. To the extent to which the Representative would like to debate the merits of any lines of that budget, the Representative may proceed. However, if the Representative would like to talk about November 8<sup>th</sup> referendum questions specifically, outside of that budget process, that will not be part of this debate today. The Representative may proceed.

Representative **SIROCKI**: Thank you, Madam Speaker. I will conclude by saying, I know we can do better. I know that there are things that were moved into this budget without input from all four caucuses. I feel strongly, and have felt strongly for years, that we need to prioritize many aspects of our state budget, including, and especially including, the people that are still languishing on waitlists. Thank you.

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

Representative **FREDETTE**: Thank you, Madam Speaker. I will not be supporting the pending motion and I ask that you follow my light.

The **SPEAKER**: The Chair recognizes the Representative from Belfast, Representative Herbig.

Representative **HERBIG**: Thank you, Madam Speaker. Madam Speaker, Women and Men of the House, this is my fourth biennial budget vote. Like some of you in this chamber, I cast that vote as a member of the majority and I've also cast that as a member of the minority. Each and every time, I voted in support of a budget that had things in it that I was proud of and things that really stung. Today is no different. Like every budget, today's budget includes honestly held beliefs by every member of this chamber. There are also many honestly held beliefs that are not included for every single one of us. Whatever disappointments I may have personally right now, or that anyone in this chamber may have right now, there are things about this budget that are absolutely undeniable. First, this budget will mean increased education funding for every single public school in our state. This budget will fund critical services for Mainers with developmental disabilities and for our seniors, but we don't go beyond what we can afford. This budget rejects cuts to our rural hospitals, while at the same time investing in a better workforce and our Community College system. This budget honors our commitment to reducing property taxes, because that's what our constituents told us to do, and finally, pays critical infrastructure bills that we've neglected for years. So while this budget certainly doesn't reflect all of my values, or all of anyone's values really, it reflects the work that we have done over the past six months, each and every one of us. I will vote to support this budget today, because of the promises I've made to the people of my district and to all of the people of Maine when I ran for office. I'll support it because our job is to find a budget that reflects the principles of all Maine people, and not just the ones that agree with us. We've all worked hard. We don't always like it, and it hasn't always been easy, but we have done our jobs. So now it's go time. This is it. Despite our frustrations and our disappointments, it is time to put that aside. We are now in a position to pass a responsible budget. We can, and we have to. Let's show that Maine can be respected for our commitment to doing what others can't seem to do these days: compromise and move forward together. I've heard too many people talk about this budget in terms of winning and losing, but as we too often forget, governing is not a game, it's a responsibility. It is about doing our best to serve the people of our districts and of this state. This budget accomplishes that most important goal, and I ask that you join me in supporting it. Thank you.

The **SPEAKER**: The Chair recognizes the Representative from Chelsea, Representative Sanderson.

Representative **SANDERSON**: Thank you, Madam Speaker, Men and Women of the House. As I sit here listening to what the good Representative from Belfast had to say, I just have to draw a question about priorities. Yes, we funded extra into education, \$160 more million into education, and yes, education is a priority. But so are the people that we have stood up and fought for, for so many years, our people with cognitive, persistent cognitive and physical disabilities. You know, education is getting an extra \$160 million in this biennium budget. Yet the very people that we have been fighting for, our disabled, are getting a few crumbs. Nine million in the first year and we haven't even funded them in the

second year. These are for wages for direct service providers; the people who are caring for the most vulnerable citizens in our state; the people who cannot care for themselves; the people whose parents are getting older and you have a 50-year-old child whose behavior is very difficult to control; \$9 million? If we really funded these appropriately, it would be up around \$60 or \$80 million, but no, they are getting \$9 million in this budget, \$9 million in one year, one. No money in the second year. I've heard, "We have money set aside." Well good, then put it in the budget. If it's not in the budget, that means it's not there. And a promise of, "We'll get it in the supplemental budget next year," doesn't hold water with me because these people have been pushed to the back of the bus time after time after time again. Only, it seems like in this budget, not only are they getting shoved to the back of the bus, but in year two, we're going to open the door and push them out. There's nothing left there for them. With the passage of the minimum wage referendum last year, we are putting the very organizations, the very programs who serve the neediest of the neediest in our state in jeopardy. They are in crisis, absolute crisis. They need to be made a priority. At the very least, you need to make a promise to them, that not only will they get a little bit of crumbs in funding in one year, but where they might be able to carry it on into the second year too. I urge you to vote no on this pending motion. Vote no. Make sure that the people we are here to protect, those who cannot protect themselves, at least have a fighting chance. Thank you.

The **SPEAKER**: The Chair recognizes the Representative from Dover-Foxcroft, Representative Higgins.

Representative **HIGGINS**: Thank you, Madams Speaker and Ladies and Gentlemen of the House. There's no question there's a great deal of angst here about the process, the referendums, who's being funded, who isn't. I was thinking as I drove down this morning, I've been in... developed budgets, obviously much less than this, but at the school, municipal, hospital level, over 30 of them, and the one thing I can assure you is I'm still looking for the first perfect budget; and it will not be today. We do the best we can with the resources we have and the conditions in which we operate. We establish priorities, we allocate our resources, and we make our best judgments. I certainly never question one's position on the support of any critical issue, but we're faced here today with a very uncertain future. If this particular pending motion is defeated, I think we all live in a new world of uncertainty; one in which I'm not sure anyone can tell us where the light is in the tunnel to help us find our way out. But, with all of that said, I don't think that's the reason why we should be voting for a budget here today. As I've talked to many of you here in the last few days, I'm always struck by everyone can find a reason or people can find a reason because... to support the budget. and they give the examples, and those who oppose the budget, equally so identify their reasons as well. It is obvious that we have not been able to find a consensus, and so, here we are, not quite at the eleventh hour, but not too far away, for each of us to have to consider where our priorities are. It will not be a surprise to anyone here that knows me, after five decades in education, where my priorities are; but it's not just there. The priorities are also to the local taxpayers that live in my communities. I believe this budget accomplishes two major things. I'm sure it accomplishes others items of importance for many of you, or doesn't, but speaking strictly for myself, this budget provides an additional \$1,600,000 to three school districts in Piscataquis County, one of the two poorest counties in the State of Maine. For the school district that has 92

percent free and reduced lunch, those districts have very high percentages of students in free and reduced lunch that qualify for disadvantaged funds, and this budget, for once, this budget provides funds targeted to meet the needs of our most disadvantaged youths in our schools, while at the same time, providing property tax relief for our local taxpayers. For me, it doesn't matter if we got here because the debate is about 55 percent, or three percent, or pick your percent. To me, the debate is about, our schools have been facing a critical shortage. Now, I know the argument is, we're seeing declining enrollments. I always like to say it's like deciding to carpool, four of us. One of us decides we don't want to do it any longer. Guess what, the cost of carpooling did not go down because there were less riders; and I think we see that a lot in our schools. They're still faced with enormous challenges. So today, I stand in support for public education in the State of Maine, for funds for disadvantaged youth in rural Maine, and for property tax relief for citizens across the State of Maine. I will support this budget, not with a clothes pin on my nose, but I support this budget enthusiastically. Thank you, Madam Speaker.

The SPEAKER: The Chair recognizes the Representative from Eliot, Representative Lawrence.

Representative LAWRENCE: Thank you, Madam Speaker. I would like to pose a question to the Chair.

The SPEAKER: The Representative may proceed.

Representative LAWRENCE: Thank you, Madam Speaker. I've been here in the Legislature before. I think I've closed about 12 budgets. I see we're now after four o'clock in the afternoon. I understand the process very well and the timing of everything, and I'd like to know, in Madam Speaker's opinion, if we are indeed at the eleventh hour.

The SPEAKER: The Representative from Elliot has posed a question to the Chair. It is 4:15, the Biennial Budget expires at midnight tonight. You could call the eleventh hour of this day since morning seven hours away, but I would say we are at the eleventh hour.

The SPEAKER: A roll call has been ordered. The pending question before the House is Passage to be Engrossed as Amended by Committee Amendment "C" (H-475) as Amended by Committee of Conference Amendment "A" (H-555) thereto. All those in favor will vote yes, those opposed will vote no.

**ROLL CALL NO. 421**

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

NAY - Austin S, Black, Bradstreet, Campbell, Cebra, Chace, Craig, Dillingham, Espling, Farrin, Fredette, Gerrish, Ginzler, Grignon, Guerin, Haggan, Hanington, Hanley, Harrington, Harvell, Hawke, Head, Hilliard, Johansen, Kinney J, Kinney M, Lockman, Lyford, Malaby, Marean, Mason, McElwee, O'Connor, Ordway, Parry, Perkins, Pickett, Pierce J, Prescott, Reed, Sampson, Sanderson, Seavey, Sherman, Simmons, Sirocki, Skolfield, Stetkis, Stewart, Strom,

Sutton, Theriault, Timberlake, Turner, Vachon, Wadsworth, Wallace, White, Winsor, Wood.

ABSENT - Chapman, Foley, Ward.

Yes, 87; No, 60; Absent, 3; Excused, 1.

87 having voted in the affirmative and 60 voted in the negative, with 3 being absent and 1 excused, and accordingly the Bill was **PASSED TO BE ENGROSSED as Amended by Committee Amendment "C" (H-475) as Amended by Committee of Conference Amendment "A" (H-555)** thereto in **NON-CONCURRENCE** and sent for concurrence.

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

**CONSENT CALENDAR**

**First Day**

In accordance with House Rule 519, the following item appeared on the Consent Calendar for the First Day:

(H.P. 1112) (L.D. 1616) Bill "An Act To Correct Errors and Inconsistencies in the Laws of Maine" (EMERGENCY) Committee on **JUDICIARY** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-556)**

Under suspension of the rules, Second Day Consent Calendar notification was given.

There being no objection, the House Paper was **PASSED TO BE ENGROSSED as Amended** and sent for concurrence.

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

The SPEAKER: The Chair will remind the members to stay close by, chamber at ease.

**ENACTORS**

**Emergency Measure**

An Act Making Unified Appropriations and Allocations for the Expenditures of State Government, General Fund and Other Funds and Changing Certain Provisions of the Law Necessary to the Proper Operations of State Government for the Fiscal Years Ending June 30, 2018 and June 30, 2019

(H.P. 281) (L.D. 390)

(CC. "A" H-555 to C. "C" H-475)

Was reported by the Committee on **Engrossed Bills** as truly and strictly engrossed.

Representative HERBIG of Belfast **REQUESTED** a roll call on **PASSAGE TO BE ENACTED**.

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 Augusta, Representative Doore.

Representative **DOORE**: Thank you, Madam Speaker. Madam Speaker and Members of this House, 26 years ago today, at midnight, the State of Maine shut down. Trust me, we do not want to go there again. In 1991, there were state employees who could not make their mortgage payments, some who could not make their car payments, some who could not, did not have enough money to buy food; they lived paycheck to paycheck. I know, Madam Speaker, because I was there, and I helped prepare the food in Capital Park. We fed many of the same state employees every day. State