

MAINE STATE LEGISLATURE

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One Hundred and Twenty-Eighth Legislature
State of Maine

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beginning at page H-1739

nothing, what will the leaders, the future leaders of this state and of this nation, take with them as we move forward?

So, I simply ask you, Madam Speaker, to consider your vote on this, because if you were to vote down this particular compromise to something that should not even be objected to, we are making a statement that our word, your word and my word, is no good. And I do not want to tell that to you, I do not want to tell that to anyone listening, and I certainly do not want to tell that to our children. And, so, I will ask you, Madam Speaker, to join me in voting for this amendment because it is the right thing to do. Thank you, Madam Speaker.

The SPEAKER: The Chair recognizes the Representative from Turner, Representative Timberlake.

Representative **TIMBERLAKE**: Madam Speaker, Ladies and Gentlemen of the House, I appreciate the comments from the Good Representative from Winthrop, but we happen to disagree a little, that's all.

I think that the scrivener fault that he talks about might not be totally true, because when it was brought to our attention at about 2:30 in the morning when the committee of conference had come back to present the changes they had made to the budget, I said to our leader and to some of the members of the Appropriation Committee, don't worry about the Clean Elections money because they have an error in it, and we'll have to deal with that next year when we have to deal with all of the other errors that were in the budget that weren't funded, like the home healthcare workers, the nursing homes, the jails and many other issues.

So, to say that we're going back on our word or back on our; on something, I think is inaccurate. And everybody's entitled to their opinion, and I respect that, and I hope that you respect ours, but this is not something and maybe I should've brought it to the attention; but our caucus has never been a big proponent of Clean Elections and I don't think we're still a big proponent of Clean Elections. So, with that being said, I didn't bring it to the attention because I knew we would get another whack at it, and this is where we're at, and I can't believe we're holding this as our 11th hour, last of the stage. This is what we're here talking about. So, I don't agree with what the good Representative had to say, but everybody's entitled to their opinion, so please follow my light.

The SPEAKER: A roll call has been ordered. The pending question before the House is Adoption of House Amendment "A" (H-804). All those in favor will vote yes, those opposed will vote no.

ROLL CALL NO. 694

YEA - Ackley, Alley, Austin B, Babbidge, Bailey, Bates, Beebe-Center, Berry, Blume, Brooks, Bryant, Casas, Chapman, Collings, Corey, DeChant, Denno, Doore, Dunphy, Farnsworth, Fay, Fecteau, Frey, Fuller, Gattine, Golden, Grant, Handy, Harlow, Herbig, Hickman, Higgins, Hubbell, Hymanson, Jorgensen, Kornfield, Kumiega, Longstaff, Luchini, Madigan C, Madigan J, Martin J, Martin R, Mastraccio, McCrea, McCreight, McLean, Melaragno, Monaghan, Moonen, O'Neil, Parker, Perry, Pierce T, Riley, Sanborn, Sheats, Spear, Stanley, Talbot Ross, Tepler, Terry, Tipping, Tucker, Tuell, Warren, Zeigler, Madam Speaker.

NAY - Austin S, Black, Campbell, Cebra, Chace, Craig, Esping, Farrin, Fredette, Gerrish, Gillway, Guerin, Haggan, Hanington, Harvell, Hilliard, Johansen, Kinney J, Kinney M, Lockman, Lyford, Mason, McElwee, Ordway, Parry, Perkins, Picchiotti, Pickett, Pouliot, Prescott, Reed, Sampson, Sirocki, Skolfield, Stearns, Stetkis, Stewart, Strom, Sutton, Timberlake, Turner, Vachon, Wadsworth, Wallace, White, Winsor, Wood.

ABSENT - Battle, Bickford, Bradstreet, Cardone, Cooper, Daughtry, Devin, Dillingham, Duchesne, Foley, Ginzler, Grignon, Grohman, Hamann, Hanley, Harrington, Hawke, Head, Herrick, Hogan, Lawrence, Malaby, Marean, Nadeau, O'Connor, Pierce J, Reckitt, Rykerson, Sanderson, Schneck, Seavey, Sherman, Simmons, Sylvester, Theriault, Ward.

Yes, 68; No, 47; Absent, 36; Excused, 0.

68 having voted in the affirmative and 47 voted in the negative, with 36 being absent, and accordingly **House Amendment "A" (H-804) was ADOPTED.**

Subsequently, the Bill was **PASSED TO BE ENGROSSED as Amended by House Amendment "A" (H-804)** and sent for concurrence. **ORDERED SENT FORTHWITH.**

**SENATE PAPERS
Non-Concurrent Matter**

Bill "An Act To Amend Maine's Medical Marijuana Law"
(H.P. 1060) (L.D. 1539)
(C. "A" H-765)

PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-765) in the House on April 13, 2018.

Came from the Senate **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-765) AS AMENDED BY SENATE AMENDMENTS "D" (S-530), "G" (S-539) AND "H" (S-540)** thereto in **NON-CONCURRENCE.**

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

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

Non-Concurrent Matter

An Act To Establish the Total Cost of Education and the State and Local Contributions to Education for Fiscal Year 2018-19 and To Provide That Employees of School Management and Leadership Centers Are Eligible To Participate in the Maine Public Employees Retirement System (EMERGENCY)

(S.P. 712) (L.D. 1869)

(S. "B" S-491 and S. "C" S-495 to C. "B" S-469; S. "A" S-528)

PASSED TO BE ENACTED in the House on June 21, 2018.

Came from the Senate **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "B" (S-469) AS AMENDED BY SENATE AMENDMENT "D" (S-541)** thereto **AND SENATE AMENDMENT "A" (S-528)** in **NON-CONCURRENCE.**

On motion of Representative KORNFIELD of Bangor, the House voted to **RECEDE.**

The same Representative **PRESENTED House Amendment "A" (H-805) to Committee Amendment "B" (S-469)**, which was **READ.**

Representative FREDETTE of Newport **REQUESTED** a roll call on the motion to **ADOPT House Amendment "A" (H-805) to Committee Amendment "B" (S-469).**

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 Presque Isle, Representative Stewart.

Representative STEWART: Thank you, Madam Speaker, Ladies and Gentlemen of the House. I'll be very brief with my remarks this evening.

We certainly understand, on our side of the aisle, the significance of the bill that's before us this evening in terms of funding education for the second year of the biennium, for public education in the State of Maine. We do, however, take issue with one part of this amendment, as it relates to the ability of employees and the new management and leadership centers to be able to join the pension system for the State of Maine in terms of their retirement plans; and this amendment would, in effect, strip that out of the original bill. In the spirit of compromise, I think we're making good faith effort to come to an agreement with folks in this chamber and with this; in the Legislature in general, and I would just like to note that we certainly have objections to that change but we'll support the bill; but we do certainly see issue with the fact that it prevents these folks from being on par with other members of the education community in the State of Maine, and we feel like that is a disincentive for them, certainly. So, with that objection noted, I will be voting against this motion but will be supporting the bill in general. Thank you.

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

Representative FREDETTE: Thank you, Madam Speaker, Ladies and Gentlemen of the House. So, just to sort of synthesize this just a bit, I think what the good Representative from Presque Isle is indicating is, in regards to this particular vote on this amendment, I suspect that our folks on this side of the aisle will not support that, understanding that we are going to have to pass a bill to in fact have funding for education, which is something we anticipate doing at a later vote; and I'd like to have a caucus as we have time in between votes to do that. So, just to have folks sort of understand, we'll take a vote on this now, understanding that we need to pass a bill tonight in regards to the bigger picture on this.

The SPEAKER: A roll call has been ordered. The pending question before the House is Adoption of House Amendment "A" (H-805) to Committee Amendment "B" (S-469). All those in favor will vote yes, those opposed will vote no.

ROLL CALL NO. 695

YEA - Ackley, Alley, Austin B, Babbidge, Bailey, Bates, Berry, Blume, Brooks, Bryant, Casas, Chapman, Collings, DeChant, Denno, Doore, Dunphy, Farnsworth, Fay, Fecteau, Frey, Fuller, Gattine, Golden, Grant, Handy, Harlow, Herbig, Hickman, Hubbell, Hymanson, Jorgensen, Kornfield, Kumioga, Longstaff, Luchini, Madigan C, Madigan J, Martin J, Martin R, Mastraccio, McCrea, McCreight, McLean, Melaragno, Monaghan, Moonen, O'Neil, Parker, Perry, Pierce T, Riley, Sanborn, Sheats, Spear, Stanley, Talbot Ross, Tepler, Terry, Tipping, Tucker, Tuell, Warren, Zeigler, Madam Speaker.

NAY - Austin S, Black, Bradstreet, Campbell, Corey, Craig, Espling, Farrin, Fredette, Guerin, Haggan, Hanington, Hilliard, Johansen, Kinney J, Kinney M, Lockman, Lyford, Mason, McElwee, Ordway, Parry, Perkins, Picchiotti, Pickett, Pouliot, Prescott, Reed, Sirocki, Skolfield, Stearns, Stetkis, Stewart, Strom, Sutton, Timberlake, Turner, Vachon, Wadsworth, Wallace, White, Winsor, Wood.

ABSENT - Battle, Beebe-Center, Bickford, Cardone, Cebra, Chace, Cooper, Daughtry, Devin, Dillingham, Duchesne, Foley, Gerrish, Gillway, Ginzler, Grignon, Grohman, Hamann, Hanley, Harrington, Harvell, Hawke, Head, Herrick, Higgins, Hogan, Lawrence, Malaby, Marean, Nadeau, O'Connor,

Pierce J, Reckitt, Rykerson, Sampson, Sanderson, Schneck, Seavey, Sherman, Simmons, Sylvester, Theriault, Ward.

Yes, 65; No, 43; Absent, 43; Excused, 0.

65 having voted in the affirmative and 43 voted in the negative, with 43 being absent, and accordingly **House Amendment "A" (H-805) to Committee Amendment "B" (S-469) was ADOPTED.**

Senate Amendment "D" (S-541) to Committee Amendment "B" (S-469) was READ by the Clerk.

On motion of Representative KORNFIELD of Bangor, **Senate Amendment "D" (S-541) to Committee Amendment "B" (S-469) was INDEFINITELY POSTPONED.**

Committee Amendment "B" (S-469) as Amended by House Amendment "A" (H-805) thereto was ADOPTED.

Subsequently, the Bill was **PASSED TO BE ENGROSSED as Amended by Committee Amendment "B" (S-469) as Amended by House Amendment "A" (H-805) thereto and Senate Amendment "A" (S-528) in NON-CONCURRENCE** and sent for concurrence. **ORDERED SENT FORTHWITH.**

**ENACTORS
Acts**

An Act To Amend Maine's Medical Marijuana Law

(H.P. 1060) (L.D. 1539)

(S. "D" S-530, S. "G" S-539 and S. "H" S-540 to C. "A" H-765)

Reported by the Committee on **Engrossed Bills** as truly and strictly engrossed, **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.**

Emergency Measure

An Act To Establish the Total Cost of Education and the State and Local Contributions to Education for Fiscal Year 2018-19

(S.P. 712) (L.D. 1869)

(H. "A" H-805 to C. "B" S-469; S. "A" S-528)

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.**