

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 electronic originals
(may include minor formatting differences from printed original)

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

Daily Edition

First Regular Session

beginning December 3, 2014

beginning at page H-1

HYMANSON of York
MALABY of Hancock
SANDERSON of Chelsea
VACHON of Scarborough

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

Signed:

Representatives:

GATTINE of Westbrook
PETERSON of Rumford
STUCKEY of Portland

READ.

Representative GATTINE of Westbrook moved that the House **ACCEPT** the Majority **Ought to Pass as Amended** Report.

Representative ESPLING of New Gloucester **REQUESTED** a roll call on the motion to **ACCEPT** the Majority **Ought to Pass as Amended** Report.

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 Acceptance of the Majority Ought to Pass as Amended Report. All those in favor will vote yes, those opposed will vote no.

ROLL CALL NO. 282

YEA - Austin, Bates, Beavers, Beck, Beebe-Center, Blume, Brooks, Buckland, Burstein, Chapman, Chipman, Daughtry, Davitt, Devin, Dion, Duchesne, Dunphy L, Dunphy M, Evangelos, Farrin, Fecteau, Gideon, Gilbert, Golden, Greenwood, Grohman, Hamann, Hanington, Harlow, Hawke, Head, Hickman, Higgins, Hubbell, Hymanson, Kruger, Kumiega, Lajoie, Longstaff, Malaby, Martin R, McCabe, McCreight, McElwee, Melaragno, Monaghan, Moonen, Noon, O'Connor, Pierce J, Pierce T, Powers, Reed, Russell, Rykerson, Sanderson, Saucier, Sawicki, Schneck, Seavey, Shaw, Sirocki, Stanley, Stearns, Stetkis, Sukeforth, Tipping-Spitz, Vachon, Verow, Warren, Welsh, Wood, Mr. Speaker.

NAY - Alley, Babbidge, Battle, Bickford, Black, Bryant, Campbell J, Campbell R, Chace, Chenette, Cooper, Corey, Crafts, Dillingham, Doore, Edgecomb, Espling, Farnsworth, Foley, Fowle, Frey, Gattine, Gerrish, Gillway, Ginzler, Goode, Grant, Guerin, Hanley, Herbig, Herrick, Hobart, Hobbins, Hogan, Jorgensen, Kinney J, Kinney M, Kornfield, Lockman, Long, Luchini, Lyford, Maker, Martin J, Mastraccio, McClellan, McLean, Morrison, Nadeau, Nutting, Parry, Peterson, Picchiotti, Pickett, Prescott, Rotundo, Sanborn, Sherman, Short, Skolfield, Tepler, Theriault, Timberlake, Timmons, Tucker, Tuell, Turner, Wadsworth, Wallace, Ward, White, Winsor.

ABSENT - DeChant, Fredette, Hilliard, Marean, Pouliot, Stuckey.

Yes, 73; No, 72; Absent, 6; Excused, 0.

73 having voted in the affirmative and 72 voted in the negative, with 6 being absent, and accordingly the Majority **Ought to Pass as Amended** Report was **ACCEPTED**.

The Bill was **READ ONCE**. **Committee Amendment "A" (H-456)** was **READ** by the Clerk and **ADOPTED**.

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

Under further suspension of the rules, the Bill was **PASSED TO BE ENGROSSED as Amended by Committee Amendment "A" (H-456)** and sent for concurrence.

Majority Report of the Committee on **HEALTH AND HUMAN SERVICES** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-454)** on Bill "An Act To Amend the Maine Medical Use of Marijuana Act"

(H.P. 942) (L.D. 1392)

Signed:

Senators:

BRAKEY of Androscoggin
HASKELL of Cumberland

Representatives:

HEAD of Bethel
HYMANSON of York
MALABY of Hancock
SANDERSON of Chelsea
VACHON of Scarborough

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

Signed:

Representatives:

GATTINE of Westbrook
BURSTEIN of Lincolnville
HAMANN of South Portland
PETERSON of Rumford
STUCKEY of Portland

READ.

Representative GATTINE of Westbrook moved that the House **ACCEPT** the Minority **Ought Not to Pass** Report.

Representative ESPLING of New Gloucester **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 Chelsea, Representative Sanderson.

Representative **SANDERSON**: Thank you, Mr. Speaker, Ladies and Women of the House, Maine has been touted as having the best medical marijuana law, or program, in the country. I think that's something that we can be incredibly, incredibly proud of.

The **SPEAKER**: Will the Representative defer? The Chair would just remind folks to keep the chatter down. Members are having a hard time hearing, so, not just for this bill, but all the bills that we're going to be debating throughout the day. Thank you. The Representative may proceed.

Representative **SANDERSON**: Thank you, Mr. Speaker. This is a program that we can all be very proud of. It's very progressive and it's recognized across the nation as a model in how we treat our patients, how we have our patients have this product available. But, what we need to do now is make sure that the Department has the tools that they need to make sure that our program is filled with integrity and making sure it continues to be the best it can be.

This bill was brought forward by the Department to have a little bit more oversight, a few more tools, in order to conduct this program and keep it in a manner that we can all be proud of. It adds some tools for the Department for inspections—excuse me, not inspections, that part was stripped out—clarifying language. It adds tools for the Department for fines and penalties for those that are acting as bad actors and giving this program a bad name. The vast majority, vast majority, of the individuals who operate as caregivers, patients, dispensary owners in this

program, are doing so legally and responsibly. However, we do have some who are not and unfortunately, due to the stigma attached with marijuana, it gives the entire program a bad name.

Most of you who are in here and are not the first year know that I have worked extensively on this program helping to craft and mold it and get it to where it is today. I want it to continue to be the best program we have in the nation. I want us to continue to be a model for the rest of the country. I want us to continue to have a strong, vital medical marijuana program that has both dispensaries and a strong, vibrant caregiver model for years to come.

I urge you to support this bill. It gives the Department tools it needs. It also gives the caregivers, law enforcement, assurity of what's expected. I hope you will vote against the pending motion and pass the Ought to Pass as Amended. Thank you.

The SPEAKER: The Chair recognizes the Representative from Newfield, Representative Campbell.

Representative **CAMPBELL**: Thank you, Mr. Speaker. Mr. Speaker, Ladies and Gentlemen of the House, I didn't speak at all yesterday, so I'm raring to go. I support this bill wholeheartedly because it does what it should do and for people who do not obey the law, it takes care of them, too.

As we all know, as adults, no matter whether you call it medical marijuana or what you call it, as far as the federal government is concerned, it's illegal. Talk about Colorado making it legal. Colorado didn't make it legal; they made it legal for themselves. And I've been listening to some of the candidates that's running for President of the United States and they said they won't sit back. If they get in, they'll go right after Colorado and Washington.

Some of the surrounding states are already bringing lawsuits against them, the problem it's causing them. I've talked to many of doctors, asking them questions and they said to me, "There is no such a thing as medical marijuana." They thought that when it was going to be made legal, it would be controlled like any other drug; that the federal government would have the drug companies produce it at the right amount of contents and if your doctor recommended you get the marijuana, you'd go to the drug store the prescription like you do with anything else. And until then, I think the best that we can do is this bill, right here, Representative Sanderson's bill, 1392, and I support her wholeheartedly. Thank you.

Under suspension of the rules, members were allowed to remove their jackets.

The SPEAKER: The Chair recognizes the Representative from York, Representative Hymanson.

Representative **HYMANSON**: Thank you, Mr. Speaker, Men and Women of the House, I rise in support of the act of support of LD 1392 and against the Ought Not to Pass motion. We worked hard in Health and Human Services on this. The public hearings were extensive. There were many caregivers and dispensary people who came to the room. There were many negotiations and I really have to give my hat off to the Representative from Chelsea, Representative Sanderson, for her time and her work on this. And I think it does walk the walk of maintaining the integrity of the program that we have here in Maine that I also have heard many times is the model for the nation. So, I hope that you will support the bill and vote against the Ought Not to Pass. Thank you.

The SPEAKER: The Chair recognizes the Representative from Lewiston, Representative Brooks.

Representative **BROOKS**: Thank you, Mr. Speaker, Women and Men of the House, I rise in support of the pending motion, Ought Not to Pass on LD 1392. I'm afraid that this bill adds to the criminalization of caregiving and I'm afraid that it perpetuates more of a problem. There is a doctor/patient confidentiality component, and a caregiver, it interferes, I believe with compassionate care in this area.

I took, when I was practicing I did take the Hippocratic Oath very seriously and that doctor/patient confidentiality seriously and the HIPAA laws very seriously and I'm just afraid, right now, we have a criminalization culture and that there are people that are in prison right now that are not being treated for appropriately in this. Although it's perhaps well intended, it will have a lot of unintended consequences, I'm afraid.

I do have a friend that has pancreatic cancer and she's suffered with that. She did have an operation for the pancreatic cancer, but she's suffered with chemotherapy side effects of nausea, vomiting, cachexia, which means that she's losing a lot of weight and suffering from the effects of that. And she was prescribed Marinol. However, there are natural medicines that can help. And we do have natural remedies that can help and I think it's important that we don't criminalize this treatment that we've decided to make lawful in the State of Maine because people with seizures, HIV, Crohn's Disease, there are multiple medical conditions that do benefit and I think the evidence is there that they do benefit from medical marijuana. And to criminalize a medical treatment is just a dangerous path. Thank you, Mr. Speaker.

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

Representative **DION**: Good morning, Mr. Speaker, Ladies and Gentlemen of the House, I rise to oppose the Majority Report. For me, it's a balance between the preservation of the integrity of the household or family unit versus the integrity of the medicinal marijuana program. As long as the medicinal marijuana program's been in effect, we have drawn a distinction between those who assume the responsibility of being a caregiver for someone in their home versus caregivers who exist in the market on a fee-for-service relationship with other patients.

Where the state has a legitimate interest in regulating those in the latter category, I reject the idea that the state should intrude on the privacy of service and care between family members or those who share the same household. I'm also concerned that we decided, essentially, to backdoor medicinal marijuana into a status that would once again subject it to criminal sanction.

God, we have enough crimes. Can we not regulate an activity without turning it into a criminal event? If we have issues in terms of licensed behavior, then it should be dealt with administratively. And actually, that would be an event much easier to prove to a review board, an administrative hearing officer, or a judge if necessary. I think we should move with a light and reasonable touch in terms of regulating a market, which my esteemed colleague from Chelsea correctly characterizes, as overwhelmingly law-abiding. So, I will vote "no" to ensure the government cannot enter and trespass into what I believe to be the private conduct of family or household members. Thank you very much.

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

Representative **RUSSELL**: Thank you, Mr. Speaker. Mr. Speaker, Men and Women of the House, I rise, sort of begrudgingly, but in favor of the pending motion. I want to give the good Representative from Chelsea, who works very hard on these issues, a lot of credit for this. And I completely concur with her that there are some bad actors in the medical marijuana

community that we need to hold accountable, and I would like to see that happen. This final version of this bill, however, has some things in it that I disagree with and have deep concern over, so let me just go through those.

This makes it a crime for a person to grow medical marijuana for a household member, or more than two family members without registering with the state. Even if that person is not selling marijuana for profit. One of the things that we've worked on through the years is to make sure that patients are not put on a registry. And by requiring the folks who are growing medical marijuana for their family members in the home to register, it sort of a back door to the registry. We passed another bill recently through this body that actually protects against a patient registry and I think my big concern with this bill is that we're actually requiring family members who are growing it, for not a purpose of selling it, but for a purpose of providing it for their family. Requiring them to register causes me some concern.

The other piece is that the current version of the bill, the licensing violations are a Class D crime, so if you fail to register, let's just say you have a child and that child has grand mal seizures and you're growing it to create a concentrate to stop those seizures. If you don't realize the law has changed and you've been all along able to grow medical marijuana and you don't register with the state, it's now a Class D crime. That, I have real concerns over.

Since 2002, Maine law has allowed a patient to designate a family member as a caregiver. That's really important. If someone is unable to grow for themselves, having a family member be able to do it for them means that you don't have to go through all the licensing stuff. They are authorized to care for the plants and the law has not required a household member/caregiver to register with the Department ever before. This is new. The other part is caregiver registration. This is another piece. Caregiver registration costs \$240 per year per patient. There is a cost of a background check and there is the cost of a pesticide applicator's license even if you're not using pesticides. Those are new and additional costs for families who are growing for themselves. And the thing to keep in mind about that is not everybody can afford to go to a caregiver. Not everybody can afford to go to a dispensary. It is expensive to grow this. And so the cost of the medicine is also expensive. Being able to grow it on your own at home for your family member means that you can do it at a much more affordable rate, so charging family members \$240 a year, plus all the other stuff, is really problematic.

We talked about patient privacy. The big thing that I have with this is that I think there's a difference, and we need to think about this. There's a difference between growing for yourself or your family member at home and growing for sale. When you get to that place where you are growing it to sell to another person, that's when the state should step in. But if you are growing it for your family and you're not charging them. It's literally you're growing it for your family so that they can have the medicine that they need, that is an area where we don't need to put those people on a registry. We shouldn't have to charge those people money.

So, those are the specific concerns I have with this and it gives me great heartburn to vote against this, to be honest with you, because we do need to strengthen the regulations in the caregiver community, we do need to be able to have an honest conversation about the fact that there are bad actors in the market, and that jeopardizes the entire market. More importantly, it jeopardizes patient access. It makes it so that everybody here thinks that this is a bunk program, when in fact, it's the best program in the country and it is having very real positive

outcomes for people all across this state. So, I would begrudgingly ask that you support the pending motion, that you oppose LD 1392, but not because I don't understand the intent of it, not because I don't agree with the intent of it, but because there are very specific things in the bill—technical details—that I think have real problems for families in this state. Thank you.

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

Representative SANDERSON: Thank you, Mr. Speaker, Ladies and Women of the House, I apologize for rising twice. I'd like to answer a few of the questions. In regard to the good Representative from Portland's concerns regarding the family caregivers: Unfortunate, yes we do, we do have the opportunity for anybody who is cultivating for an immediate family member or household member in their home, they do not have to register.

Unfortunately, what has developed is all of a sudden folks have a whole lot of aunts, uncles, and cousins that may not necessarily be family members. This is creating a problem and here was the reason why the original intent in the bill was to have all family caregivers register. We amended that bill. Right now, you do not have to register if you are cultivating for up to two immediate family members. Anybody above and beyond that, yes, you would have to register. However, there are going to be no fees assessed; the fees will be waived for immediate family members. That was a good compromise that came within that bill.

The other good Representative from Portland, Representative Dion, mentioned license behavior should be addressed with administrative methods. And that's what this bill seeks to do. Right now, there is no opportunity for the Department to be able to have any kind of a finding, any kind of a corrective action plan on caregivers, or any kind of a time period for which caregivers to come into compliance. And we specifically wrote that into the bill, that there would be the Department would, would have a finding. Very much like we have in many of our facilities across the state, there would be time to have a corrective action plan and there would be time for these caregivers to come into compliance before any, any fees or penalties or perhaps crimes, were assessed.

I do have an amendment that is not here that I hope we will be able to address at a future time, but we need to address this bill at this time before we can even get there. The good Representative from Lewiston or Auburn, I'm not sure which, Lewiston, spoke to the adding the criminalization and Marinol versus natural. Marinol is a synthetic and it certainly is not as effective for most people as the natural form of medical marijuana in any form that they use, be it a topical tincture, edible, vapor, or smoked method. And that is certainly what we want to do is make sure that we are keeping it non-criminalized in the medical marijuana program.

But what she's talking about—making sure that the cancer patients are served, making sure that the folks with high needs are served, as well as the folks with low needs are served—is exactly, exactly what this bill seeks to do. We do have the best law in the nation. We do have the best model in the nation. But again, unfortunately, a few bad actors. A few bad actors. And there are some. There are some. There are some things happening in this state—people impersonating themselves as registered caregivers, yet they have not registered. And meanwhile, if they haven't registered, what does that mean for the integrity of the program, the quality of the product, that they are illegally selling under the guise of being a caregiver. You know, what's going on there?

We need to make sure that we're keeping this in line. I want our program to remain strong. I want our program to remain

without question when it comes to potential federal interference. And this is a good step toward doing that. Many of the caregiver concerns were addressed in this bill. I urge you to vote down the pending motion, move it forward, and then hopefully we can put on an amendment to address some of the level of crime concerns that you have heard about today which I do have coming. Thank you.

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

Representative **TUELL**: Thank you, Mr. Speaker, sitting here listening to the debate, I have noticed an irony emerge. On one hand, we have had previous marijuana-related bills go through with little or no discussion that generally make the medical marijuana more accessible. This bill, from my understanding, is going to make it more stringent, and yet here we are debating, hashing it over. And I find that ironic because it almost seems as though, it almost seems as though the move is to make it easier to get instead of harder to get; to deregulate instead of regulate; to be less responsible instead of more responsible.

And I, truthfully, don't know how I'm going to go here. I'm still listening. But I have to tell you, some of the things I've heard, I am definitely not for medical marijuana. Definitely not for it. And I'm troubled by the fact that we're having all of this debate over making it harder to get medical marijuana when we don't have it, over making it easier to get. Thank you, Mr. Speaker.

Representative McCABE of Skowhegan assumed the Chair.
The House was called to order by the Speaker Pro Tem.

The SPEAKER PRO TEM: The Chair recognizes the Representative from Newfield, Representative Campbell.

Representative **CAMPBELL**: Thank you, Mr. Speaker, sorry to rise for the second time, but when I look here at what we just voted on, LD 5, there's nothing but one line and a quick summary—two lines. We get to Representative Sanderson's bill; there's 12 pages. And it protects people. It doesn't hurt them.

Let me tell you a little story. I sent my son to high school to a private boys' school. And he became friends with a couple of other boys from well-to-do families and then he started, I got a call from the brothers when he was a sophomore that he was failing, and he was almost an honor student in his freshman year. He started with smoking marijuana. And then drinking beer and everything else, and I thought I had a good kid turning bad. Took him out of the private school and put him in a public high school.

I came home one day and he talked to me about buying him a Corvette. And I helped him get the Corvette. That didn't do much good. I came home another day and the Corvette's parked on the lawn, not in the driveway or the street. And my wife is out of state. And I went in the house and my brother was there and I said to him, "Where's Jimmy?" He said, "I don't know, I think he must be tired. He's in bed." And I said, "His car's on the lawn."

And I went into the bedroom to check on him and said, "Why is your car on the lawn?" And his head went back and his eyes rolled back and he didn't respond to me. I called my friend down the street who was also the family doctor and he came and looked him over and said, "We have to get him to the hospital immediately. What did he take?" I said, "I don't have a clue."

But he was in the hospital two or three days in a coma and the doctors got my wife and I together and said, "He might never come out of the coma." But thank God, one Sunday, I was standing beside his bed in the hospital, sitting there, and his eyes rolled back and he looked at me. He said, "Dad, where the heck am I?" I said, "You're in a hospital."

But he grew up and he's in his 50's today and he's spent his life working with mentally challenged adults and he volunteers all his other time to counseling young people and young men and women about what drugs do to you. I'm very proud of him today and all I want to say is about Representative Sanderson's bill: it protects people that violate the law. Those people pay. I hope you vote down this Ought Not to Pass and support the Ought to Pass of Representative Sanderson's bill. Thank you very much, Mr. Speaker.

The SPEAKER PRO TEM: The Chair recognizes the Representative from South Portland, Representative Hamann.

Representative **HAMANN**: Thank you, Mr. Speaker. Mr. Speaker, Men and Women of the House, I'm rising in strong support of the Ought Not to Pass motion on this bill. I want to thank the Representative from Chelsea for her leadership on this and the director of CDC for bringing this bill forward.

Although Maine has one of the best medical marijuana programs in the country, there is still room for improvement. And I think there are areas for us to improve the program. But LD 1392, unfortunately, vastly misdiagnoses the problem and creates a Class D crime when one really is not necessary. Licensing violations should not be Class D crimes. It's already a crime to sell medical marijuana without a caregiver or a dispensary license. It's called drug trafficking. I'm not a caregiver. I don't have a dispensary license. If I grow marijuana and I sell it, I can go to jail for drug trafficking. So, law enforcement already has the tools they need to crack down on people who abuse the medical marijuana program. Creating new crimes is not necessary for the Department of Health and Human Services to take action and work with law enforcement if it's necessary to shut down someone who is illegally growing and selling marijuana.

My concerns with any of the medical marijuana laws are to improve access for patients, appropriate access for patients. And also, to improve patient privacy, and this bill does neither of those. So, access to life-changing medicine and that the patient's privacy is protected are two of the key components, I think, of any medical marijuana laws.

And to clear up one of the misconceptions that I'm hearing: to be clear, medical marijuana is not recreational marijuana. These are two very, very different things for people. And medical marijuana patients, they're not abusing marijuana. And I understand that some people might have an anecdotal story about somebody they know or somebody who knows someone who knows someone who used marijuana to an extreme level and it became part of an overall picture that may have led to certain circumstances in their lives, but that's recreational marijuana. We're talking about medical marijuana, which, in fact, improves lives and improves the quality of life for many Maine people. This bill would create an unnecessary Class D crime for a licensing violation. Again, it's unnecessary and I urge everybody to support the Ought Not to Pass motion. Thank you, Mr. Speaker.

The SPEAKER PRO TEM: The Chair recognizes the Representative from Scarborough, Representative Vachon.

Representative **VACHON**: Mr. Speaker, may I pose a question through the Chair?

The SPEAKER PRO TEM: The Representative may pose her question.

Representative **VACHON**: Thank you, Mr. Speaker, I would like to ask a question of the Representative of Chelsea if the amendment addresses the level of crime.

The SPEAKER PRO TEM: The Chair will remind all Members that what we are discussing at this time is the Minority

Ought Not to Pass Report. It is improper for the body to discuss things that are not before us.

The Chair reminded Representative VACHON of Scarborough to confine her debate to the question before the House.

The SPEAKER PRO TEM: The Chair recognizes the Representative from South Berwick, Representative Beavers.

Representative **BEAVERS**: Thank you, Mr. Speaker. Mr. Speaker, Ladies and Gentlemen of the House, I rise in support of the motion on the floor. This morning I received an email from a South Berwick resident who was a young mother of a daughter who has epilepsy. Before being able to have access to medical marijuana, her daughter was having up to 200 horrible convulsions a day, and that is very much more under control with the access to medical marijuana. And she feels very strongly she should not have to be registered in the public, so to speak, as a user. She feels that that should be private and she doesn't want the potential of being declared a criminal because she doesn't want to have to register. Therefore, and because of this citizen, I support this motion. Thank you.

The SPEAKER PRO TEM: The Chair recognizes the Representative from York, Representative Hymanson.

Representative **HYMANSON**: Thank you, Mr. Speaker Pro Tem, Men and Women of the House, thank you for letting me rise again. I just wanted to qualify that a primary caregiver can treat up to two qualifying patients and they are not required to register if the patients are members of the family. So I believe, in the Representative from Eliot's, Representative Beaver's case, that mother could grow for her child at home, because the child is a member of the family of that primary caregiver. And there can be two members of the family. I wanted to make that qualification. Thank you.

The SPEAKER PRO TEM: The Chair recognizes the Representative from Portland, Representative Dion.

Representative **DION**: Thank you, Mr. Speaker, and I apologize to the Members of the body for rising a second time, but it appears that I may have been confused in my expressions earlier in the testimony here. But I just want to clarify that I will be supporting in favor of the pending motion. Thank you.

The SPEAKER PRO TEM: 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. 283

YEA - Alley, Babbidge, Bates, Beavers, Beck, Beebe-Center, Black, Brooks, Bryant, Burstein, Chapman, Chenette, Chipman, Daughtry, Davitt, DeChant, Devin, Dion, Doore, Duchesne, Dunphy L, Dunphy M, Evangelos, Farnsworth, Fecteau, Fowle, Frey, Gattine, Gideon, Gilbert, Golden, Goode, Grohman, Hamann, Harlow, Herbig, Hickman, Hobbins, Hogan, Jorgensen, Kornfield, Kruger, Kumiega, Lajoie, Longstaff, Luchini, Martin J, Martin R, McCabe, McCreight, McLean, Melaragno, Monaghan, Moonen, Morrison, Nadeau, Noon, O'Connor, Peterson, Pierce J, Pierce T, Powers, Rotundo, Russell, Rykerson, Sanborn, Saucier, Schneck, Shaw, Sherman, Short, Stanley, Stuckey, Tepler, Tipping-Spitz, Tucker, Warren, Welsh, Mr. Speaker.

NAY - Austin, Battle, Bickford, Blume, Buckland, Campbell J, Campbell R, Chace, Cooper, Corey, Crafts, Dillingham, Edgecomb, Espling, Farrin, Foley, Fredette, Gerrish, Gillway, Ginzler, Grant, Greenwood, Guerin, Hanington, Hanley, Hawke, Head, Herrick, Higgins, Hilliard, Hobart, Hubbell, Hymanson, Kinney J, Kinney M, Lockman, Long, Lyford, Maker, Malaby, Mastraccio, McClellan, McElwee, Nutting, Parry, Picchiotti, Pickett, Pouliot, Prescott, Reed, Sanderson, Sawicki, Seavey, Sirocki, Skolfield, Stearns, Stetkis, Sukeforth, Theriault,

Timberlake, Timmons, Tuell, Turner, Vachon, Verow, Wallace, Ward, White, Winsor, Wood.

ABSENT - Marean, Wadsworth.

Yes, 79; No, 70; Absent, 2; Excused, 0.

79 having voted in the affirmative and 70 voted in the negative, with 2 being absent, and accordingly the Minority **Ought Not to Pass** Report was **ACCEPTED** and sent for concurrence.

Majority Report of the Committee on **LABOR, COMMERCE, RESEARCH AND ECONOMIC DEVELOPMENT** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-442)** on Bill "An Act To Create the Put ME To Work Program" (H.P. 932) (L.D. 1373)

Signed:

Senator:

PATRICK of Oxford

Representatives:

HERBIG of Belfast

BATES of Westbrook

CAMPBELL of Newfield

PECTEAU of Biddeford

GILBERT of Jay

MASTRACCIO of Sanford

Minority Report of the same Committee reporting **Ought to Pass as Amended by Committee Amendment "B" (H-443)** on same Bill.

Signed:

Senators:

VOLK of Cumberland

CUSHING of Penobscot

Representatives:

AUSTIN of Gray

LOCKMAN of Amherst

STETKIS of Canaan

WARD of Dedham

READ.

On motion of Representative HERBIG of Belfast, the Bill and all accompanying papers were **INDEFINITELY POSTPONED** 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 items appeared on the Consent Calendar for the First Day:

(H.P. 740) (L.D. 1080) Bill "An Act Making Unified Appropriations and Allocations for the Expenditures of State Government, Highway 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, 2016 and June 30, 2017" Committee on **TRANSPORTATION** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-457)**

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