

MAINE STATE LEGISLATURE

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

Daily Edition

Second Regular Session

beginning January 6, 2016

beginning at page H-1188

TABLED - April 16, 2016 (Till Later Today) by Representative FREDETTE of Newport.
PENDING - Motion of Representative McCABE of Skowhegan to RECEDE and CONCUR.

Subsequently, the House voted to **RECEDE AND CONCUR**.

By unanimous consent, all matters having been acted upon were **ORDERED SENT FORTHWITH** with the exception of matters being held.

COMMUNICATIONS

The Following Communication: (H.C. 555)

**STATE OF MAINE
CLERK'S OFFICE
2 STATE HOUSE STATION
AUGUSTA, MAINE 04333-0002**

April 29, 2016
Honorable Mark W. Eves
Speaker of the House
2 State House Station
Augusta, Maine 04333

Dear Speaker Eves:
On April 13, 2016 Governor Paul R. LePage returned Resolve, To Provide Funding for the County Jail Operations Fund (EMERGENCY) (S.P. 652) (L.D. 1614) to the Senate with 14 line item vetoes pursuant to Article IV, Part Third, Section 2-A of the Constitution of the State of Maine.

President Michael D. Thibodeau ruled that the following 4 line item vetoes were not properly before the body:

**HEALTH AND HUMAN SERVICES, DEPARTMENT OF (FORMERLY DHS)
Medical Care - Payments to Providers 0147**

Initiative: Adjusts funding as a result of the increase in the Federal Medical Assistance Percentage for federal fiscal year 2017.

**GENERAL FUND
All Other 2016-17 (\$2,465,896) Changed to \$0
HEALTH AND HUMAN SERVICES, DEPARTMENT OF (FORMERLY DHS)**

Medical Care - Payments to Providers 0147
Initiative: Adjusts funding as a result of the increase in the Federal Medical Assistance Percentage for federal fiscal year 2017.

**GENERAL FUND
GENERAL FUND TOTAL 2016-17 (\$2,465,896) Changed to \$0
HEALTH AND HUMAN SERVICES, DEPARTMENT OF (FORMERLY DHS)**

Medical Care - Payments to Providers 0147
Initiative: Adjusts funding as a result of the increase in the Federal Medical Assistance Percentage for federal fiscal year 2017.

**HEALTH AND HUMAN SERVICES, DEPARTMENT OF (FORMERLY DHS)
DEPARTMENT TOTALS**

**GENERAL FUND 2016-17 (\$2,465,896) Changed to \$0
HEALTH AND HUMAN SERVICES, DEPARTMENT OF (FORMERLY DHS)**

Medical Care - Payments to Providers 0147
Initiative: Adjusts funding as a result of the increase in the Federal Medical Assistance Percentage for federal fiscal year 2017.

**SECTION TOTALS
GENERAL FUND 2016-17 (\$2,465,896) Changed to \$0**

Sincerely,
S/Robert B. Hunt
Clerk of the House
READ and ORDERED PLACED ON FILE.

The Following Communication: (H.C. 556)

**STATE OF MAINE
OFFICE OF THE GOVERNOR
1 STATE HOUSE STATION
AUGUSTA, MAINE 04333-0001
Presentment Statement**

LD 1643, An Act to Correct Errors and Inconsistencies in the Laws of Maine

April 22, 2016
The 127th Legislature of the State of Maine
State House
Augusta, Maine

Dear Honorable Members of the 127th Legislature:
I have returned LD 1643, "An Act to Correct Errors and Inconsistencies in the Laws of Maine," unsigned and with the intention that it become law without my signature. This bill may result in some helpful corrections of Maine's laws. I am, however, concerned that the language of this bill directing various agencies to notify the Legislature of certain contingencies is inconsistent with Maine's constitution.

Sections C-1, C-2, C-3, C-5, C-6, C-7 and C-8 all purport to require Executive Branch or independent agencies to report to the Secretary of State and other arms of the Legislature when certain contingencies have occurred, in order to trigger the effectiveness or repeal of various statutes. These sections, however, are inconsistent with the Governor's constitutional authority to direct Executive Branch employees as contemplated by Article V, Part First, Section 1 and the Governor's authority to recommend for consideration such measures as the Governor may judge expedient pursuant to Article V, Part First, Section 9. To the extent that this bill purports to direct these agencies to report to various arms of the Legislature, the Executive Branch shall construe this language in a manner consistent with the Governor's constitutional authority.

Sincerely,
S/Paul R. LePage
Governor
READ and ORDERED PLACED ON FILE.

The Following Communication: (H.C. 557)

**STATE OF MAINE
OFFICE OF THE GOVERNOR
1 STATE HOUSE STATION
AUGUSTA, MAINE 04333-0001
Presentment Statement**

LD 1671, Resolve, Compensating Susan Cloutier for Claims against the State

April 27, 2016
The 127th Legislature of the State of Maine
State House
Augusta, Maine

Dear Honorable Members of the 127th Legislature:
I have returned LD 1671, "Resolve, Compensating Susan Cloutier for Claims against the State," unsigned and with the intention that it become law without my signature. I support the goal of this bill and will provide Susan Cloutier and her family with additional compensation for the loss of her husband and son as the result of an automobile accident with a State employee.