

MAINE STATE LEGISLATURE

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Senate Legislative Record
One Hundred and Twenty-Eighth Legislature

State of Maine

Daily Edition

First Regular Session
beginning December 7, 2016

beginning at Page 1

STATE OF MAINE
ONE HUNDRED AND TWENTY-EIGHTH LEGISLATURE
FIRST REGULAR SESSION
JOURNAL OF THE SENATE

In Senate Chamber
Friday
June 9, 2017

Senate called to order by President Michael D. Thibodeau of
Waldo County.

Prayer by Pastor Robert Richards, Fellowship Baptist Church in
Augusta.

PASTOR RICHARDS: Let us pray. Father, God, we are grateful
to be able to gather here together. Lord, I thank You for all that
You have blessed us with. Lord, we thank You for the State of
Maine in which we reside, Lord, the people that live here, Lord,
and are represented here by our Senators. Father, we thank
You. I pray that as they come together this morning, as Your
word says, that we are to pray for our leaders. Lord, I ask that
You would help them this morning and throughout the day. Give
them the wisdom that they need as they make decisions, Father,
as they put forward bills, and vote. God, I ask that Your hand will
be upon each and every one of them, Lord, and the wisdom that's
there. Lord, I pray there will be no ego, Lord, that the heart of the
people of Maine would be foremost behind everything that they
do. Lord, God, I ask that You watch over every word, Lord, every
conversation, every action, every decision. Lord, may You be
glorified and may right be done today. Father, we thank You for
loving us and caring for us. We thank You for Your guidance. In
Christ's precious name we pray. Amen.

Pledge of Allegiance led by Senator Susan A. Deschambault of
York County.

Reading of the Journal of Thursday, June 8, 2017.

Doctor of the day, Minda Gold, M.D. of Damariscotta.

Off Record Remarks

Senate at Ease.

The Senate was called to order by the President.

PAPERS FROM THE HOUSE

Non-Concurrent Matter

HOUSE REPORTS - from the Committee on **ENERGY,
UTILITIES AND TECHNOLOGY** on Bill "An Act To Provide Maine
Landlords Advance Notice of Water Disconnection Postings"
H.P. 1038 L.D. 1514
(C "A" H-273)

Majority - **Ought Not to Pass** (7 members)

Minority - **Ought to Pass as Amended by Committee
Amendment "A" (H-273)** (5 members)

In Senate, June 7, 2017, on motion by Senator **WOODSOME** of
York, the Minority **OUGHT TO PASS AS AMENDED** Report
READ and **ACCEPTED** and the Bill **PASSED TO BE
ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT
"A" (H-273) in NON-CONCURRENCE.**

Comes from the House, that Body having **INSISTED** on its former
action whereby the Majority **OUGHT NOT TO PASS** Report was
READ and **ACCEPTED.**

On motion by Senator **WOODSOME** of York, the Senate
INSISTED.

Non-Concurrent Matter

HOUSE REPORTS - from the Committee on **TAXATION** on Bill
"An Act To Prevent Tax Haven Abuse"
H.P. 564 L.D. 784

Majority - **Ought to Pass as Amended by Committee
Amendment "A" (H-169)** (7 members)

Minority - **Ought Not to Pass** (6 members)

In Senate, June 7, 2017, on motion by Senator **DOW** of Lincoln,
the Minority **OUGHT NOT TO PASS** Report **READ** and
ACCEPTED in **NON-CONCURRENCE.**

Comes from the House, that Body having **INSISTED** on its former
action whereby the Majority **OUGHT TO PASS AS AMENDED**
Report was **READ** and **ACCEPTED** and the Bill **PASSED TO BE
ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT
"A" (H-169).**

On motion by Senator **DOW** of Lincoln, the Senate **INSISTED.**

Non-Concurrent Matter

HOUSE REPORTS - from the Committee on **VETERANS AND
LEGAL AFFAIRS** on Bill "An Act To Allow Municipalities To
Adjust Times of Operation for Establishments That Serve Alcohol"
H.P. 781 L.D. 1107

Majority - **Ought to Pass as Amended by Committee Amendment "A" (H-266)** (8 members)

Minority - **Ought Not to Pass** (5 members)

In Senate, June 7, 2017, the Minority **OUGHT NOT TO PASS** Report **READ** and **ACCEPTED** in **NON-CONCURRENCE**.

Comes from the House, that Body having **INSISTED** on its former action whereby the Majority **OUGHT TO PASS AS AMENDED** Report was **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-266)**.

On motion by Senator **MASON** of Androscoggin, the Senate **INSISTED**.

All matters thus acted upon were ordered sent down forthwith for concurrence.

Non-Concurrent Matter

HOUSE REPORT - from the Committee on **TRANSPORTATION** on Bill "An Act To Amend the Laws Governing Temporary Sign Usage"

H.P. 165 L.D. 209

In Senate, May 24, 2017, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-111) AS AMENDED BY SENATE AMENDMENT "A" (S-141)** thereto in **NON-CONCURRENCE**.

Comes from the House, that Body having **INSISTED** on its former action whereby the Bill was **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-111)**.

On motion by Senator **COLLINS** of York, **TABLED** until Later in Today's Session, pending **FURTHER CONSIDERATION**.

Non-Concurrent Matter

SENATE REPORTS - from the Committee on **VETERANS AND LEGAL AFFAIRS** on Bill "An Act To Eliminate the 24-hour Reporting Requirement under the Election Laws"

S.P. 340 L.D. 1033
(C "A" S-213)

Majority - **Ought Not to Pass** (8 members)

Minority - **Ought to Pass as Amended by Committee Amendment "A" (S-213)** (5 members)

In Senate, June 8, 2017, on motion by Senator **COLLINS** of York, the Minority **OUGHT TO PASS AS AMENDED** Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-213)**.

Comes from the House, the Majority **OUGHT NOT TO PASS** Report **READ** and **ACCEPTED** in **NON-CONCURRENCE**.

On motion by Senator **MASON** of Androscoggin, the Senate **INSISTED**.

Sent down for concurrence.

Senator **ROSEN** of Hancock requested and received leave of the Senate that members and staff be allowed to remove their jackets for the remainder of this Legislative Day.

COMMUNICATIONS

The Following Communication: S.C. 497

**STATE OF MAINE
ONE HUNDRED AND TWENTY-EIGHTH LEGISLATURE
COMMITTEE ON AGRICULTURE, CONSERVATION &
FORESTRY**

June 7, 2017

The Honorable Michael D. Thibodeau
President of the Senate of Maine
128th Maine State Legislature
State House
Augusta, Maine 04333-0003

Dear Mr. President:

In accordance with 3 M.R.S.A., Section 157, and with Joint Rule 505 of the Maine Legislature, the Joint Standing Committee on Agriculture, Conservation and Forestry has had under consideration the nomination of Donald A. Kleiner of Union, for appointment to the Land For Maine's Future Board.

After public hearing and discussion on this nomination, the Committee proceeded to vote on the motion to recommend to the Senate that this nomination be confirmed. The Committee Clerk called the roll with the following result:

YEAS	Senators	3	Davis of Piscataquis, Dill of Penobscot, Saviello of Franklin
	Representatives	10	Dunphy of Old Town, Ackley of Monmouth, Black of Wilton, Chapman of Brooksville, Higgins of Dover-Foxcroft, Kinney of Knox, Martin of Sinclair, McElwee of Caribou, O'Neil of Saco, Skolfield of Weld
NAYS		0	

ABSENT 0

Thirteen members of the Committee having voted in the affirmative and zero in the negative, it was the vote of the Committee that the nomination of Donald A. Kleiner of Union, for appointment to the Land For Maine's Future Board be confirmed.

Signed,

S/Paul T. Davis
Senate Chair

S/Michelle Ann Dunphy
House Chair

READ and ORDERED PLACED ON FILE.

The President laid before the Senate the following: "Shall the recommendation of the Committee on **AGRICULTURE, CONSERVATION AND FORESTRY** be overridden?"

In accordance with 3 M.R.S.A., Chapter 6, Section 158 and with Joint Rule 506 of the 128th Legislature, the vote was taken by the Yeas and Nays.

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#266)

YEAS: Senators: None

NAYS: Senators: BELLOWS, BRAKEY, BREEN, CARPENTER, CARSON, CHENETTE, CHIPMAN, COLLINS, CUSHING, CYRWAY, DAVIS, DESCHAMBAULT, DIAMOND, DILL, DION, DOW, GRATWICK, HAMPER, HILL, JACKSON, KATZ, KEIM, LANGLEY, LIBBY, MAKER, MASON, MILLETT, MIRAMANT, ROSEN, SAVIELLO, VITELLI, VOLK, WHITTEMORE, WOODSOME, PRESIDENT THIBODEAU

No Senator having voted in the affirmative and 35 Senators having voted in the negative, and none being less than two-thirds of the Membership present and voting, it was the vote of the Senate that the Committee's recommendation be **ACCEPTED** and the nomination of **Donald A. Kleiner** of Union for appointment to the Land For Maine's Future Board was **CONFIRMED**.

The Secretary has so informed the Speaker of the House of Representatives.

Senate at Ease.

The Senate was called to order by the President.

The Following Communication: H.C. 224

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

June 8, 2017

The Honorable Heather J.R. Priest
Secretary of the Senate
128th Maine Legislature
Augusta, Maine 04333

Dear Secretary Priest:

The House voted today to adhere to its former action whereby it accepted the Majority Ought to Pass as Amended Report of the Committee on State and Local Government on Bill "An Act To Provide Stability and Continuity in the Department of Education" (S.P. 120) (L.D. 379) and Passage to be Engrossed as Amended by Committee Amendment "A" (S-170).

The House voted today to insist on its former action whereby it accepted the Majority Ought Not to Pass Report of the Committee on Education and Cultural Affairs on Bill "An Act To Amend Education Statutes" (S.P. 537) (L.D. 1531).

Sincerely,

S/Robert B. Hunt
Clerk of the House

READ and with accompanying papers ORDERED PLACED ON FILE.

The Following Communication: H.C. 225

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

June 8, 2017

The Honorable Heather J.R. Priest
Secretary of the Senate
128th Maine Legislature
Augusta, Maine 04333
Dear Secretary Priest:

Senate Paper 278, Legislative Document 832, "An Act To Carry Out the Will of the People of the State of Maine by Ensuring the Issuance of Bonds To Support the Independence of Maine's Seniors," having been returned by the Governor, together with objections to the same, pursuant to Article IV, Part Third, Section 2 of the Constitution of the State of Maine, after reconsideration, the House proceeded to vote on the question: "Shall this Bill become a law notwithstanding the objections of the Governor?"

89 voted in favor and 58 against, with 1 being excused, and accordingly it was the vote of the House that the Bill not become a law and the veto was sustained.

Sincerely,

Robert B. Hunt
Clerk of the House

READ and with accompanying papers **ORDERED PLACED ON FILE.**

All matters thus acted upon were ordered sent down forthwith for concurrence.

ORDERS

Joint Order

Expression of Legislative Sentiment recognizing:

Mike Vail, of Cumberland, President of Hannaford Supermarkets, who along with Hannaford Supermarkets is the recipient of the JoAnn Pike Humanitarian Award from the Good Shepherd Food Bank, which is given to an individual or organization whose charitable efforts have not only helped to end hunger in Maine, but whose leadership and commitment to the nonprofit community have enriched the lives of the citizens of the State. We extend to Mr. Vail and the employees of Hannaford Supermarkets our congratulations and best wishes;

SLS 454

Sponsored by Senator VOLK of Cumberland.
Cosponsored by Senators: BREEN of Cumberland, CHIPMAN of Cumberland, DION of Cumberland, MILLETT of Cumberland, Representatives: COLLINGS of Portland, DENNO of Cumberland, FARNSWORTH of Portland, HARLOW of Portland, JORGENSEN of Portland, McLEAN of Gorham, MOONEN of Portland, SANBORN of Portland, SIROCKI of Scarborough, SYLVESTER of Portland, TALBOT ROSS of Portland, VACHON of Scarborough.

READ.

On motion by Senator **VOLK** of Cumberland, **TABLED** until Later in Today's Session, pending **PASSAGE.**

REPORTS OF COMMITTEES

House

Ought to Pass

The Committee on **HEALTH AND HUMAN SERVICES** on Bill "An Act To Ban the Purchase of Retail Marijuana and Retail Marijuana Products with Temporary Assistance for Needy Families Program Benefits"

H.P. 976 L.D. 1418

Reported that the same **Ought to Pass.**

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED.**

Report **READ** and **ACCEPTED**, in concurrence.

Under suspension of the Rules, Bill **READ TWICE** and **PASSED TO BE ENGROSSED**, in concurrence.

Ought to Pass As Amended

The Committee on **AGRICULTURE, CONSERVATION AND FORESTRY** on Bill "An Act To Reduce Costs to Businesses by Phasing Out the Pet Food Surcharge" (EMERGENCY)

H.P. 1104 L.D. 1601

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-447).**

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-447).**

Report **READ.**

On motion by Senator **DILL** of Penobscot, supported by a Division of one-fifth of the members present and voting, a Roll Call was ordered.

The Chair noted the absence of the Senator from Kennebec, Senator **BELLOWS**, and further excused the same Senator from today's Roll Call votes.

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#267)

YEAS: Senators: BRAKEY, BREEN, CARPENTER, CARSON, CHENETTE, CHIPMAN, COLLINS, CUSHING, CYRWAY, DAVIS, DESCHAMBAULT, DIAMOND, DILL, DION, DOW, GRATWICK, HAMPER, HILL, JACKSON, KATZ, KEIM, LANGLEY, LIBBY, MAKER, MASON, MILLETT, MIRAMANT, ROSEN, SAVIELLO, VITELLI, VOLK, WHITTEMORE, WOODSOME, PRESIDENT THIBODEAU

NAYS: Senators: None

EXCUSED: Senator: BELLOWS

34 Senators having voted in the affirmative and no Senator having voted in the negative, with 1 Senator being excused, the **OUGHT TO PASS AS AMENDED** Report **ACCEPTED**, in concurrence.

Bill **READ ONCE**.

Committee Amendment "A" (H-447) **READ** and **ADOPTED**, in concurrence.

Under suspension of the Rules, Bill **READ A SECOND TIME** and **PASSED TO BE ENGROSSED AS AMENDED**, in concurrence.

The Committee on **EDUCATION AND CULTURAL AFFAIRS** on Bill "An Act To Provide Funding for Upgrades of Learning Spaces and Other Projects Funded by the School Revolving Renovation Fund"

H.P. 101 L.D. 143

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-452)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-452)**.

Report **READ** and **ACCEPTED**, in concurrence.

Bill **READ ONCE**.

Committee Amendment "A" (H-452) **READ** and **ADOPTED**, in concurrence.

Under suspension of the Rules, Bill **READ A SECOND TIME** and **PASSED TO BE ENGROSSED AS AMENDED**, in concurrence.

The Committee on **EDUCATION AND CULTURAL AFFAIRS** on Resolve, Providing for the Official Observance of the 200th Anniversary of the Formation of the State of Maine

H.P. 806 L.D. 1143

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-453)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Resolve **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-453)**.

Report **READ** and **ACCEPTED**, in concurrence.

Resolve **READ ONCE**.

Committee Amendment "A" (H-453) **READ** and **ADOPTED**, in concurrence.

Under suspension of the Rules, Resolve **READ A SECOND TIME** and **PASSED TO BE ENGROSSED AS AMENDED**, in concurrence.

The Committee on **HEALTH AND HUMAN SERVICES** on Bill "An Act To Amend the Requirements of the Temporary Assistance for Needy Families Program"

H.P. 250 L.D. 336

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-298)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-298)**.

Report **READ** and **ACCEPTED**, in concurrence.

Bill **READ ONCE**.

Committee Amendment "A" (H-298) **READ** and **ADOPTED**, in concurrence.

Under suspension of the Rules, Bill **READ A SECOND TIME** and **PASSED TO BE ENGROSSED AS AMENDED**, in concurrence.

The Committee on **LABOR, COMMERCE, RESEARCH AND ECONOMIC DEVELOPMENT** on Bill "An Act To Support Law Enforcement Officers and First Responders Diagnosed with Post-traumatic Stress Disorder"

H.P. 597 L.D. 848

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-448)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-448)**.

Report **READ** and **ACCEPTED**, in concurrence.

Bill **READ ONCE**.

Committee Amendment "A" (H-448) **READ** and **ADOPTED**, in concurrence.

Under suspension of the Rules, Bill **READ A SECOND TIME** and **PASSED TO BE ENGROSSED AS AMENDED**, in concurrence.

The Committee on **LABOR, COMMERCE, RESEARCH AND ECONOMIC DEVELOPMENT** on Bill "An Act To Implement the Recommendations of the Government Oversight Committee To Improve the Efficiency and Effectiveness of Evaluations of the State's Investments in Economic Development"
H.P. 849 L.D. 1217

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-445)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-445)**.

Report **READ** and **ACCEPTED**, in concurrence.

Bill **READ ONCE**.

Committee Amendment "A" (H-445) **READ** and **ADOPTED**, in concurrence.

Under suspension of the Rules, Bill **READ A SECOND TIME** and **PASSED TO BE ENGROSSED AS AMENDED**, in concurrence.

Off Record Remarks

Divided Report

The Majority of the Committee on **AGRICULTURE, CONSERVATION AND FORESTRY** on Bill "An Act To Protect Maine's Forest Rangers"
H.P. 9 L.D. 8

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-451)**.

Signed:

Senators:

- DAVIS of Piscataquis
- DILL of Penobscot
- SAVIELLO of Franklin

Representatives:

- DUNPHY of Old Town
- BLACK of Wilton
- HIGGINS of Dover-Foxcroft
- KINNEY of Knox
- MARTIN of Sinclair
- McELWEE of Caribou
- O'NEIL of Saco

The Minority of the same Committee on the same subject reported that the same **Ought Not To Pass**.

Signed:

Representatives:

- ACKLEY of Monmouth
- CHAPMAN of Brooksville
- SKOLFIELD of Weld

Comes from the House with the Majority **OUGHT TO PASS AS AMENDED** Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-451)**.

Reports **READ**.

On motion by Senator **DAVIS** of Piscataquis, the Majority **OUGHT TO PASS AS AMENDED** Report **ACCEPTED**, in concurrence.

Bill **READ ONCE**.

Committee Amendment "A" (H-451) **READ** and **ADOPTED**, in concurrence.

Under suspension of the Rules, Bill **READ A SECOND TIME** and **PASSED TO BE ENGROSSED AS AMENDED**, in concurrence.

Divided Report

The Majority of the Committee on **AGRICULTURE, CONSERVATION AND FORESTRY** on Bill "An Act To Amend the Animal Welfare Laws To Add Provisions Relating to the Surrender of Animals"
H.P. 1097 L.D. 1593

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-446)**.

Signed:

Senators:

- DAVIS of Piscataquis
- SAVIELLO of Franklin

Representatives:

- BLACK of Wilton
- HIGGINS of Dover-Foxcroft
- KINNEY of Knox
- McELWEE of Caribou
- SKOLFIELD of Weld

The Minority of the same Committee on the same subject reported that the same **Ought Not To Pass**.

Signed:

Senator:

- DILL of Penobscot

Representatives:

DUNPHY of Old Town
ACKLEY of Monmouth
CHAPMAN of Brooksville
MARTIN of Sinclair
O'NEIL of Saco

Comes from the House with the Minority **OUGHT NOT TO PASS** Report **READ** and **ACCEPTED**.

Reports **READ**.

On motion by Senator **DAVIS** of Piscataquis, the Majority **OUGHT TO PASS AS AMENDED** Report **ACCEPTED**, in **NON-CONCURRENCE**.

Bill **READ ONCE**.

Committee Amendment "A" (H-446) **READ** and **ADOPTED**.

Under suspension of the Rules, Bill **READ A SECOND TIME** and **PASSED TO BE ENGROSSED AS AMENDED**, in **NON-CONCURRENCE**.

Sent down for concurrence.

Divided Report

The Majority of the Committee on **EDUCATION AND CULTURAL AFFAIRS** on Bill "An Act To Recognize Computer Science in the Path to Proficiency"

H.P. 289 L.D. 398

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-454)**.

Signed:

Senators:

LANGLEY of Hancock
MAKER of Washington
MILLETT of Cumberland

Representatives:

KORNFIELD of Bangor
DAUGHTRY of Brunswick
FARNSWORTH of Portland
FULLER of Lewiston
GINZLER of Bridgton
McCREA of Fort Fairfield
PIERCE of Falmouth
SAMPSON of Alfred
STEWART of Presque Isle

The Minority of the same Committee on the same subject reported that the same **Ought Not To Pass**.

Signed:

Representative:

TURNER of Burlington

Comes from the House with the Majority **OUGHT TO PASS AS AMENDED** Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-454)**.

Reports **READ**.

On motion by Senator **LANGLEY** of Hancock, the Majority **OUGHT TO PASS AS AMENDED** Report **ACCEPTED**, in concurrence.

Bill **READ ONCE**.

Committee Amendment "A" (H-454) **READ** and **ADOPTED**, in concurrence.

Under suspension of the Rules, Bill **READ A SECOND TIME** and **PASSED TO BE ENGROSSED AS AMENDED**, in concurrence.

Divided Report

The Majority of the Committee on **EDUCATION AND CULTURAL AFFAIRS** on Bill "An Act To Clarify That Involuntary Transfers of Teachers and Municipal Public Employees Are Subject to Collective Bargaining"

H.P. 767 L.D. 1093

Reported that the same **Ought Not to Pass**.

Signed:

Senators:

LANGLEY of Hancock
MAKER of Washington

Representatives:

KORNFIELD of Bangor
FARNSWORTH of Portland
FULLER of Lewiston
GINZLER of Bridgton
McCREA of Fort Fairfield
SAMPSON of Alfred
STEWART of Presque Isle
TURNER of Burlington

The Minority of the same Committee on the same subject reported that the same **Ought To Pass as Amended by Committee Amendment "A" (H-442)**.

Signed:

Senator:

MILLETT of Cumberland

Representatives:
DAUGHTRY of Brunswick
PIERCE of Falmouth

Comes from the House with the Majority **OUGHT NOT TO PASS**
Report **READ** and **ACCEPTED**.

Reports **READ**.

On motion by Senator **LANGLEY** of Hancock, the Majority
OUGHT NOT TO PASS Report **ACCEPTED**, in concurrence.

Divided Report

The Majority of the Committee on **EDUCATION AND CULTURAL AFFAIRS** on Bill "An Act To Set Standards in the System of Learning Results for Financial Literacy"
H.P. 894 L.D. 1297

Reported that the same **Ought Not to Pass**.

Signed:

Senators:
LANGLEY of Hancock
MAKER of Washington
MILLETT of Cumberland

Representatives:
KORNFIELD of Bangor
FARNSWORTH of Portland
FULLER of Lewiston
GINZLER of Bridgton
McCREA of Fort Fairfield
PIERCE of Falmouth
SAMPSON of Alfred
STEWART of Presque Isle
TURNER of Burlington

The Minority of the same Committee on the same subject reported that the same **Ought To Pass**.

Signed:

Representative:
DAUGHTRY of Brunswick

Comes from the House with the Majority **OUGHT NOT TO PASS**
Report **READ** and **ACCEPTED**.

Reports **READ**.

On motion by Senator **LANGLEY** of Hancock, the Majority
OUGHT NOT TO PASS Report **ACCEPTED**, in concurrence.

Divided Report

The Majority of the Committee on **EDUCATION AND CULTURAL AFFAIRS** on Bill "An Act To Amend High School Diploma Standards"

H.P. 974 L.D. 1416

Reported that the same **Ought Not to Pass**.

Signed:

Senators:
LANGLEY of Hancock
MAKER of Washington
MILLETT of Cumberland

Representatives:
KORNFIELD of Bangor
DAUGHTRY of Brunswick
FARNSWORTH of Portland
FULLER of Lewiston
GINZLER of Bridgton
McCREA of Fort Fairfield
PIERCE of Falmouth

The Minority of the same Committee on the same subject reported that the same **Ought To Pass as Amended by Committee Amendment "A" (H-444)**.

Signed:

Representatives:
SAMPSON of Alfred
STEWART of Presque Isle
TURNER of Burlington

Comes from the House with the Majority **OUGHT NOT TO PASS**
Report **READ** and **ACCEPTED**.

Reports **READ**.

On motion by Senator **LANGLEY** of Hancock, the Majority
OUGHT NOT TO PASS Report **ACCEPTED**, in concurrence.

Divided Report

The Majority of the Committee on **EDUCATION AND CULTURAL AFFAIRS** on Bill "An Act To Facilitate Voluntary Cooperation among School Systems"

H.P. 1009 L.D. 1470

Reported that the same **Ought Not to Pass**.

Signed:

Senator:
MILLETT of Cumberland

Representatives:

KORNFIELD of Bangor
DAUGHTRY of Brunswick
FARNSWORTH of Portland
FULLER of Lewiston
McCREA of Fort Fairfield
PIERCE of Falmouth

The Minority of the same Committee on the same subject reported that the same **Ought To Pass as Amended by Committee Amendment "A" (H-455)**.

Signed:

Senators:

LANGLEY of Hancock
MAKER of Washington

Representatives:

GINZLER of Bridgton
SAMPSON of Alfred
STEWART of Presque Isle
TURNER of Burlington

Comes from the House with the Majority **OUGHT NOT TO PASS** Report **READ** and **ACCEPTED**.

Reports **READ**.

Senator **LANGLEY** of Hancock moved the Senate **ACCEPT** the Minority **OUGHT TO PASS AS AMENDED** Report, in **NON-CONCURRENCE**.

On motion by Senator **MILLETT** of Cumberland, supported by a Division of one-fifth of the members present and voting, a Roll Call was ordered.

THE PRESIDENT: The Chair recognizes the Senator from Cumberland, Senator Millett.

Senator **MILLETT:** Thank you, Mr. President. Mr. President, ladies and gentlemen of the Senate, none of us are against voluntary cooperation. I think we all encourage that and recognize what can be gained. In fact, this Legislature, this Body, has, in the past, recognized that on numerous occasions. The State currently has, in law, three separate chapters that allow and encourage cooperation and collaboration. Chapter 113A, Regional Education Cooperatives; Chapter 114, Regional Collaboration; and Chapter 114A, The Fund for Efficient Delivery of Educational Services. Under these chapters our communities are already empowered to collaborate and cooperate and, indeed, I would encourage - indeed many are already doing that to a great extent and if they're not they may do so. Unfortunately, the bill that is before us this morning has a number of fatal flaws. It fails to appropriately identify the actual entity that is created and fails to name an employer for the potential employees. This failure to identify who these employees work for, who hires and hires, who supervises their work, who determines their compensation and working conditions, and many other issues is critical to basic labor law and, indeed, is a big concern. Additional concerns about the oversight and accountability of these voluntary arrangements. There is no mention of that in this bill.

This session the Education Committee was confronted on numerous occasions with communities that are struggling and breaking up their agreements and withdrawing from their unified organizations. It is complicated. It is painful and, unfortunately, this bill also does not address that. These cooperatives that this bill proposes may engage in school construction and bonding activities. So they could build something together only to find themselves at odds but with no way to deal with coming apart. So I will urge you all to please follow my light and oppose this motion. Thank you, Mr. President.

THE PRESIDENT: The Chair recognizes the Senator from Hancock, Senator Langley.

Senator **LANGLEY:** Thank you, Mr. President. Men and women of the Senate, this issue was brought forward by school systems that have tried to use those other mechanisms that the good Senator talked about. In one case, a regional application in the Bangor area, where the Superintendent told me that they needed this piece of legislation because the work they were trying to do was not really allowable for them to be able to complete their work without some changes. This legislation, this bill, we did - wasn't crafted out of thin air. It exists in Title 30A. Municipals, municipalities have had access to this, these inter local agreements, for quite a number of years. So often times, in the process of trying to work on legislation, we go looking into other areas of State statute in order to find some help, and we've done that in the past with withdrawal processes and now we're looking to have some help with this as well, and all of the items that are in an inter local agreement is made - all those items that are in that agreement have to be ratified by local town governments. So there isn't anything that's done without local approval. So I would ask you to support the motion on the Floor. Thank you.

THE PRESIDENT: The pending question before the Senate is Acceptance of the Minority Ought to Pass as Amended Report. If you are in favor of accepting that report you will be voting yes. If you are opposed you will be voting no. Is the Senate ready for the question?

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#268)

YEAS: Senators: BRAKEY, COLLINS, CUSHING, CYRWAY, DAVIS, DOW, HAMPER, KATZ, KEIM, LANGLEY, MAKER, MASON, ROSEN, SAVIELLO, VOLK, WHITTEMORE, WOODSOME, PRESIDENT THIBODEAU

NAYS: Senators: BELLOWS, BREEN, CARPENTER, CARSON, CHENETTE, CHIPMAN, DESCHAMBAULT, DIAMOND, DILL, DION, GRATWICK, HILL, JACKSON, LIBBY, MILLETT, MIRAMANT, VITELLI

18 Senators having voted in the affirmative and 17 Senators having voted in the negative, the motion by Senator **LANGLEY** of Hancock to **ACCEPT** the Minority **OUGHT TO PASS AS AMENDED** Report, in **NON-CONCURRENCE, PREVAILED**.

Bill **READ ONCE**.

Committee Amendment "A" (H-455) **READ** and **ADOPTED**.

Under suspension of the Rules, Bill **READ A SECOND TIME** and **PASSED TO BE ENGROSSED AS AMENDED**, in **NON-CONCURRENCE**.

Ordered sent down forthwith for concurrence.

On motion by Senator **LANGLEY** of Hancock, the Minority **OUGHT TO PASS AS AMENDED** Report **ACCEPTED**, in **NON-CONCURRENCE**.

Bill **READ ONCE**.

Committee Amendment "A" (H-456) **READ** and **ADOPTED**.

Under suspension of the Rules, Bill **READ A SECOND TIME** and **PASSED TO BE ENGROSSED AS AMENDED**, in **NON-CONCURRENCE**.

Ordered sent down forthwith for concurrence.

Divided Report

The Majority of the Committee on **EDUCATION AND CULTURAL AFFAIRS** on Bill "An Act To Safeguard Student Contact Information Provided to Schools"

H.P. 1022 L.D. 1483

Reported that the same **Ought Not to Pass**.

Signed:

Senator:

MILLETT of Cumberland

Representatives:

KORNFIELD of Bangor
DAUGHTRY of Brunswick
FARNSWORTH of Portland
FULLER of Lewiston
McCREA of Fort Fairfield
PIERCE of Falmouth

The Minority of the same Committee on the same subject reported that the same **Ought To Pass as Amended by Committee Amendment "A" (H-456)**.

Signed:

Senators:

LANGLEY of Hancock
MAKER of Washington

Representatives:

GINZLER of Bridgton
SAMPSON of Alfred
STEWART of Presque Isle
TURNER of Burlington

Comes from the House with the Majority **OUGHT NOT TO PASS** Report **READ** and **ACCEPTED**.

Reports **READ**.

Divided Report

The Majority of the Committee on **EDUCATION AND CULTURAL AFFAIRS** on Bill "An Act Regarding Educational Standards for Maine Students"

H.P. 1085 L.D. 1578

Reported that the same **Ought Not to Pass**.

Signed:

Senators:

LANGLEY of Hancock
MAKER of Washington
MILLETT of Cumberland

Representatives:

KORNFIELD of Bangor
DAUGHTRY of Brunswick
FARNSWORTH of Portland
FULLER of Lewiston
McCREA of Fort Fairfield
PIERCE of Falmouth

The Minority of the same Committee on the same subject reported that the same **Ought To Pass as Amended by Committee Amendment "A" (H-457)**.

Signed:

Representatives:

GINZLER of Bridgton
SAMPSON of Alfred
STEWART of Presque Isle
TURNER of Burlington

Comes from the House with the Majority **OUGHT NOT TO PASS** Report **READ** and **ACCEPTED**.

Reports **READ**.

On motion by Senator **LANGLEY** of Hancock, the Majority **OUGHT NOT TO PASS** Report **ACCEPTED**, in concurrence.

Divided Report

The Majority of the Committee on **HEALTH AND HUMAN SERVICES** on Bill "An Act To Build Greater Accountability into the General Assistance Program by Increasing the Penalty for Falsely Representing Information on an Application for General Assistance"

H.P. 11 L.D. 10

Reported that the same **Ought Not to Pass**.

Signed:

Senator:

CHIPMAN of Cumberland

Representatives:

HYMANSON of York
DENNO of Cumberland
HAMANN of South Portland
MADIGAN of Waterville
PARKER of South Berwick
PERRY of Calais

The Minority of the same Committee on the same subject reported that the same **Ought To Pass as Amended by Committee Amendment "A" (H-129)**.

Signed:

Senators:

BRAKEY of Androscoggin
HAMPER of Oxford

Representatives:

CHACE of Durham
HEAD of Bethel
MALABY of Hancock
SANDERSON of Chelsea

Comes from the House with the Majority **OUGHT NOT TO PASS** Report **READ** and **ACCEPTED**.

Reports **READ**.

On motion by Senator **BRAKEY** of Androscoggin, the Minority **OUGHT TO PASS AS AMENDED** Report **ACCEPTED**, in **NON-CONCURRENCE**.

Bill **READ ONCE**.

Committee Amendment "A" (H-129) **READ** and **ADOPTED**.

Under suspension of the Rules, Bill **READ A SECOND TIME** and **PASSED TO BE ENGROSSED AS AMENDED**, in **NON-CONCURRENCE**.

Ordered sent down forthwith for concurrence.

The Majority of the Committee on **HEALTH AND HUMAN SERVICES** on Bill "An Act To Prioritize Access by Maine's Most Vulnerable Citizens to Welfare Resources"

H.P. 343 L.D. 480

Reported that the same **Ought Not to Pass**.

Signed:

Senator:

CHIPMAN of Cumberland

Representatives:

HYMANSON of York
DENNO of Cumberland
HAMANN of South Portland
MADIGAN of Waterville
PARKER of South Berwick
PERRY of Calais

The Minority of the same Committee on the same subject reported that the same **Ought To Pass as Amended by Committee Amendment "A" (H-302)**.

Signed:

Senators:

BRAKEY of Androscoggin
HAMPER of Oxford

Representatives:

CHACE of Durham
HEAD of Bethel
MALABY of Hancock
SANDERSON of Chelsea

Comes from the House with the Majority **OUGHT NOT TO PASS** Report **READ** and **ACCEPTED**.

Reports **READ**.

Senator **BRAKEY** of Androscoggin moved the Senate **ACCEPT** the Minority **OUGHT TO PASS AS AMENDED** Report, in **NON-CONCURRENCE**.

Senate at Ease.

The Senate was called to order by the President.

On motion by Senator **MASON** of Androscoggin, supported by a Division of one-fifth of the members present and voting, a Roll Call was ordered.

THE PRESIDENT: The Chair recognizes the Senator from Cumberland, Senator Chipman.

Divided Report

Senator **CHIPMAN**: Thank you, Mr. President. Men and women of the Senate, this bill is very problematic and would do a lot of damage to our basic social safety net programs for immigrants who are here legally in the state. This bill would repeal provisions that provide basis assistance for food and housing for folks that are here legally, waiting for work permits and ready to contribute to our economy. So I hope that you will join me in opposing this motion. Thank you.

THE PRESIDENT: The Chair recognizes the Senator from Androscoggin, Senator Brakey.

Senator **BRAKEY**: Thank you, Mr. President. A few things about this bill. I'll say this bill does repeal certain welfare benefits for noncitizens for which we, here in the State of Maine, are an outlier among many other states. Most other states, many other states do not provide these types of benefits and, in this case, these benefits are provided and funded 100% without any federal funds. So this is something being paid completely by taxpayers here in Maine. But we don't just take the funds from these programs and put it back into the budget to be spent on other things. This bill would actually take those funds and put all of it into workforce development programs for legal immigrants, to provide English language classes, citizenship classes, financial literacy classes, and training and support for adults and children seeking employment. This bill would establish that Maine is not the place to come for welfare benefits, but, that if you come here to work and to contribute and looking for those kinds of opportunities, we are more than happy to help you towards those ends. Thank you, Mr. President.

THE PRESIDENT: The Chair recognizes the Senator from Cumberland, Senator Carson.

Senator **CARSON**: Thank you, Mr. President. Ladies and gentlemen of the Senate, most of us don't have to look back in our own families too many generations in order to find that our forebearers were immigrants, whether Franco-American or Scotch-Irish American, in my case in the era of the Civil War on my father's side. Most of us came to this country as immigrants at some level. This bill, unfortunately, takes away life sustaining assistance to our most vulnerable noncitizens. The first barrier to work is not being able to meet our basic needs. We need to help folks who are our new Mainers. Currently, benefits are available to immigrants who are lawfully present but who do not qualify for federal assistance and who meet one or more of the following hardship exceptions: elderly, disabled, victims of domestic abuse, or their waiting work authorization from the federal government. Providing a modest amount of assistance to people who have chosen to come, who want to work, who want to become new Mainers and contribute in a meaningful and significant way to our communities and to our society in Maine, is something that we should support and not reject. Thank you, Mr. President and ladies and gentlemen of the Senate.

THE PRESIDENT: The Chair recognizes the Senator from Penobscot, Senator Cushing.

Senator **CUSHING**: Thank you, Mr. President. I certainly respect that this issue is sensitive to many people. I respect the Senator from Cumberland has a lot of passion for this. I think we've got to remember we're talking here about using resources for individuals

who may or may not be American citizens, and I think we have to be sensitive to what that means. The committee has certainly looked at this item very carefully and I hope that, as we vote, we reflect on the message that we're sending here from Maine. Thank you, Mr. President.

THE PRESIDENT: The Chair recognizes the Senator from Cumberland, Senator Chipman.

Senator **CHIPMAN**: Thank you, Mr. President. In response to my good friend from Androscoggin, Senator Brakey, he's right. The amended bill does use, redirect, these funds that would otherwise be provided to basic assistance, to English language learning, to citizenship, financial literacy classes, and things like that, which are all good things that I also support. But by taking the money away from the basic social safety net programs and for basic things like food to pay for these other things, we're basically saying that noncitizens who are here legally can starve while they're trying to learn English. I'm not willing to go down that road and do that. You know, we had a report, I believe it was six months ago, from the Chamber of Commerce that outlined in detail the shortage of workers in this state and how immigration is the key to helping solve that problem. We have more deaths than births in 14 out of our 16 counties. We can't create enough new births fast enough to catch up to the shortage we're going to be facing in the next six to eight years. Charlie Cogan, for those of you who remember him, used to be the State Economist for the State of Maine, he's predicting that retail in the state in six or eight years from now will be having to pay \$25 or \$30 an hour to attract people to move here from Boston and New York to work at Renny's and Hannaford and in our retail sector. Imagine what that's going to do for the cost of goods, the cost of food, and things that we all pay for when we go to those businesses. So this is an investment, really, in our economies. An investment in our workforce that we know we so desperately need and will be very short on in a few years because of our aging population and because deaths are exceeding births in 14 out of 16 counties. So I hope, for that reason, you'll join me in opposing this motion. This is something we absolutely should support. Thank you.

THE PRESIDENT: The pending question before the Senate is Acceptance of the Minority Ought to Pass as Amended Report. If you are in favor of accepting that report you will be voting yes. If you are opposed you will be voting no. Is the Senate ready for the question?

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#269)

YEAS: Senators: BRAKEY, COLLINS, CUSHING, CYRWAY, DAVIS, HAMPER, KEIM, MASON, WHITTEMORE, PRESIDENT THIBODEAU

NAYS: Senators: BELLOWS, BREEN, CARPENTER, CARSON, CHENETTE, CHIPMAN, DESCHAMBAULT, DIAMOND, DILL, DION, DOW, GRATWICK, HILL, JACKSON, KATZ, LANGLEY, LIBBY, MAKER, MILLETT, MIRAMANT, ROSEN, SAVIELLO, VITELLI, VOLK, WOODSOME

10 Senators having voted in the affirmative and 25 Senators having voted in the negative, the motion by Senator BRAKEY of Androscoggin to ACCEPT the Minority OUGHT TO PASS AS AMENDED Report, in NON-CONCURRENCE, FAILED.

The Majority OUGHT NOT TO PASS Report ACCEPTED, in concurrence.

Divided Report

The Majority of the Committee on HEALTH AND HUMAN SERVICES on Bill "An Act To Promote Workforce Participation" (EMERGENCY)

H.P. 344 L.D. 481

Reported that the same Ought to Pass as Amended by Committee Amendment "A" (H-326).

Signed:

Senator: CHIPMAN of Cumberland

Representatives: HYMANSON of York, DENNO of Cumberland, HAMANN of South Portland, MADIGAN of Waterville, PARKER of South Berwick, PERRY of Calais

The Minority of the same Committee on the same subject reported that the same Ought To Pass as Amended by Committee Amendment "B" (H-327).

Signed:

Senators: BRAKEY of Androscoggin, HAMPER of Oxford

Representatives: CHACE of Durham, HEAD of Bethel, MALABY of Hancock, SANDERSON of Chelsea

Comes from the House with the Majority OUGHT TO PASS AS AMENDED BY COMMITTEE AMENDMENT "A" (H-326) Report READ and ACCEPTED and the Bill PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-326).

Reports READ.

Senator BRAKEY of Androscoggin moved the Senate ACCEPT the Minority OUGHT TO PASS AS AMENDED BY COMMITTEE AMENDMENT "B" (H-327) Report, in NON-CONCURRENCE.

On motion by Senator MASON of Androscoggin, supported by a Division of one-fifth of the members present and voting, a Roll Call was ordered.

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#270)

YEAS: Senators: BELLOWS, BRAKEY, BREEN, CARPENTER, CHENETTE, COLLINS, CUSHING, CYRWAY, DAVIS, DESCHAMBAULT, DIAMOND, DILL, DION, DOW, GRATWICK, HAMPER, HILL, JACKSON, KATZ, KEIM, LANGLEY, LIBBY, MAKER, MASON, MILLETT, MIRAMANT, ROSEN, SAVIELLO, VITELLI, VOLK, WHITTEMORE, WOODSOME, PRESIDENT THIBODEAU

NAYS: Senators: CARSON, CHIPMAN

33 Senators having voted in the affirmative and 2 Senators having voted in the negative, the motion by Senator BRAKEY of Androscoggin to ACCEPT the Minority OUGHT TO PASS AS AMENDED BY COMMITTEE AMENDMENT "B" (H-327) Report, in NON-CONCURRENCE, PREVAILED.

Bill READ ONCE.

Committee Amendment "B" (H-327) READ and ADOPTED.

Under suspension of the Rules, Bill READ A SECOND TIME and PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "B" (H-327), in NON-CONCURRENCE.

Ordered sent down forthwith for concurrence.

Divided Report

The Majority of the Committee on HEALTH AND HUMAN SERVICES on Bill "An Act To Increase Workforce Participation in the Temporary Assistance for Needy Families Program and Other Assistance Programs"

H.P. 899 L.D. 1302

Reported that the same Ought to Pass as Amended by Committee Amendment "A" (H-329).

Signed:

Senator:

CHIPMAN of Cumberland

Representatives:

HYMANSON of York
DENNO of Cumberland
HAMANN of South Portland
MADIGAN of Waterville
PARKER of South Berwick
PERRY of Calais

The Minority of the same Committee on the same subject reported that the same **Ought Not To Pass**.

Signed:

Senators:

BRAKEY of Androscoggin
HAMPER of Oxford

Representatives:

CHACE of Durham
HEAD of Bethel
MALABY of Hancock
SANDERSON of Chelsea

Comes from the House with the Majority **OUGHT TO PASS AS AMENDED** Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-329)**.

Reports **READ**.

Senator **BRAKEY** of Androscoggin moved the Senate **ACCEPT** the Minority **OUGHT NOT TO PASS** Report, in **NON-CONCURRENCE**.

On motion by Senator **MASON** of Androscoggin, supported by a Division of one-fifth of the members present and voting, a Roll Call was ordered.

THE PRESIDENT: The Chair recognizes the Senator from Cumberland, Senator Chipman.

Senator **CHIPMAN:** Thank you, Mr. President. This bill would allow DHHS to administer a program to provide assistance to families receiving TANF for basic motor vehicle repairs, registration, and inspection when the vehicle is needed for employment purposes. I should hope that we would all want folks to be able to get to work. Folks who live in rural areas, particularly, transportation is a huge barrier and there is little to no public transportation available outside of the metropolitan areas. Welfare studies have found that lack of adequate transportation is a significant barrier to work and this bill will go a long way towards helping remove that barrier. So I hope you will join me in opposing this motion.

THE PRESIDENT: The Chair recognizes the Senator from Androscoggin, Senator Brakey.

Senator **BRAKEY:** Thank you, Mr. President. I rise in support of the Ought Not to Pass motion. This bill would allow for program benefits for those under the TANF program and the food stamp program, benefits to be used for motor vehicle repairs, registration, and inspection. Now, I think it's very important on this bill to look at the fiscal note that we're talking about here. This is a \$42 million fiscal note from the Federal Block Grant, the TANF Federal Block Grant. As we will hear later on, on other legislation this session, there's going to be a lot of discussion about the TANF Block Grant and what those programs would be used for. This would be a huge commitment from our TANF Block Grant. It would cannibalize several other programs we're looking to use these funds for and also it is worth noting that under current existing programs we've heard from the testimony from the Department of Health and Human Services, I'll just quote them here, "We pay for car repairs up to \$1,000 per calendar year and we reimburse for mileage to cover regular car maintenance, including inspection and registration." So there are already some programs in place to help people, certain beneficiaries, when they apply with some of these costs and spending \$42 million from our TANF Federal Block Grant on this is not a sound move at this moment in time.

THE PRESIDENT: The pending question before the Senate is Acceptance of the Minority Ought Not to Pass Report. If you are in favor of accepting that report you will be voting yes. If you are opposed you will be voting no. Is the Senate ready for the question?

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#271)

YEAS: Senators: BELLOWS, BRAKEY, BREEN, CARPENTER, CARSON, CHENETTE, COLLINS, CUSHING, CYRWAY, DAVIS, DESCHAMBAULT, DIAMOND, DILL, DION, DOW, GRATWICK, HAMPER, HILL, JACKSON, KATZ, KEIM, LANGLEY, LIBBY, MAKER, MASON, MILLETT, MIRAMANT, ROSEN, SAVIELLO, VITELLI, VOLK, WHITTEMORE, WOODSOME, PRESIDENT THIBODEAU

NAYS: Senator: CHIPMAN

34 Senators having voted in the affirmative and 1 Senator having voted in the negative, the motion by Senator **BRAKEY** of Androscoggin to **ACCEPT** the Minority **OUGHT NOT TO PASS** Report, in **NON-CONCURRENCE, PREVAILED**.

Sent down for concurrence.

Divided Report

The Majority of the Committee on **JUDICIARY** on Bill "An Act Regarding Parental Rights"

H.P. 335 L.D. 472

Reported that the same **Ought Not to Pass.**

Signed:

Senator:
HILL of York

Representatives:
MOONEN of Portland
BABBIDGE of Kennebunk
BAILEY of Saco
CARDONE of Bangor
McCREIGHT of Harpswell
RECKITT of South Portland
SHERMAN of Hodgdon

The Minority of the same Committee on the same subject reported that the same **Ought To Pass as Amended by Committee Amendment "A" (H-441).**

Signed:

Senators:
KEIM of Oxford
WHITTEMORE of Somerset

Representatives:
BRADSTREET of Vassalboro
GUERIN of Glenburn
JOHANSEN of Monticello

Comes from the House with the Majority **OUGHT NOT TO PASS** Report **READ** and **ACCEPTED.**

Reports **READ.**

Senator **KEIM** of Oxford moved the Senate **ACCEPT** the Minority **OUGHT TO PASS AS AMENDED** Report, in **NON-CONCURRENCE.**

On further motion by same Senator, **TABLED** until Later in Today's Session, pending the motion by same Senator to **ACCEPT** the Minority **OUGHT TO PASS AS AMENDED** Report, in **NON-CONCURRENCE.**

Senate
Ought to Pass As Amended

Senator KEIM for the Committee on **JUDICIARY** on Bill "An Act To Require Mortgage Servicers To Act in Good Faith in Dealings with Homeowners"

S.P. 243 L.D. 731

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-229).**

Report **READ** and **ACCEPTED.**

Bill **READ ONCE.**

Committee Amendment "A" (S-229) **READ** and **ADOPTED.**

Under suspension of the Rules, Bill **READ A SECOND TIME** and **PASSED TO BE ENGROSSED AS AMENDED.**

Sent down for concurrence.

Senator KEIM for the Committee on **JUDICIARY** on Bill "An Act To Promote Impartiality in the Probate Court"
S.P. 345 L.D. 1043

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-230).**

Report **READ** and **ACCEPTED.**

Senator **MASON** of Androscoggin moved the Bill and accompanying papers be **TABLED** until Later in Today's Session, pending **FURTHER CONSIDERATION.**

Same Senator requested and received leave of the Senate to withdraw his motion to **TABLE** until Later in Today's Session.

On motion by same Senator, the Senate **RECONSIDERED** whereby it **ACCEPTED** the **OUGHT TO PASS AS AMENDED** Report.

On further motion by same Senator, **TABLED** until Later in Today's Session, pending **ACCEPTANCE** of the **OUGHT TO PASS AS AMENDED** Report.

Senator KEIM for the Committee on **JUDICIARY** on Resolve, To Establish the Commission To Create a Plan for the Establishment of a Probate Court System with Full-time Judges
S.P. 423 L.D. 1260

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-231).**

Report **READ.**

On motion by Senator **MASON** of Androscoggin, **TABLED** until Later in Today's Session, pending **ACCEPTANCE OF THE REPORT.**

Senator DOW for the Committee on **TAXATION** on Bill "An Act To Improve the Tax Appeal Process for Maine Businesses and Consumers"

S.P. 198 L.D. 583

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-227).**

Report **READ** and **ACCEPTED.**

Bill **READ ONCE**.

Committee Amendment "A" (S-227) **READ** and **ADOPTED**.

Under suspension of the Rules, Bill **READ A SECOND TIME** and **PASSED TO BE ENGROSSED AS AMENDED**.

Sent down for concurrence.

Divided Report

The Majority of the Committee on **ENERGY, UTILITIES AND TECHNOLOGY** on Bill "An Act To Encourage Broadband Coverage in Rural Maine"

S.P. 477 L.D. 1399

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-223)**.

Signed:

Senators:

WOODSOME of York
DION of Cumberland

Representatives:

BERRY of Bowdoinham
COOPER of Yarmouth
DeCHANT of Bath
HARVELL of Farmington
RILEY of Jay
RYKERSON of Kittery
SANBORN of Portland

The Minority of the same Committee on the same subject reported that the same **Ought Not To Pass**.

Signed:

Senator:

CUSHING of Penobscot

Representatives:

HANLEY of Pittston
O'CONNOR of Berwick
WADSWORTH of Hiram

Reports **READ**.

On motion by Senator **WOODSOME** of York, **TABLED** until Later in Today's Session, pending **ACCEPTANCE OF EITHER REPORT**.

Divided Report

The Majority of the Committee on **STATE AND LOCAL GOVERNMENT** on Bill "An Act To Minimize Hardship by Prohibiting the State from Reducing the Wages of a State Employee To Recoup Payments the State Made in Error"
S.P. 420 L.D. 1257

Reported that the same **Ought Not to Pass**.

Signed:

Senators:

DAVIS of Piscataquis
DESCHAMBAULT of York
KEIM of Oxford

Representatives:

MARTIN of Sinclair
BEEBE-CENTER of Rockland
HARRINGTON of Sanford
HOGAN of Old Orchard Beach
MADIGAN of Rumford
ORDWAY of Standish
PICKETT of Dixfield
SPEAR of South Thomaston

The Minority of the same Committee on the same subject reported that the same **Ought To Pass as Amended by Committee Amendment "A" (S-222)**.

Signed:

Representative:

BRYANT of Windham

Reports **READ**.

On motion by Senator **DAVIS** of Piscataquis, the Majority **OUGHT NOT TO PASS** Report **ACCEPTED**.

Sent down for concurrence.

Divided Report

The Majority of the Committee on **TAXATION** on Bill "An Act To Promote Workforce Development and Provide an Economic Stimulus for Maine-based Filmmakers and Supporting Businesses"

S.P. 501 L.D. 1450

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-228)**.

Signed:

Senators:

DOW of Lincoln
CHENETTE of York
CUSHING of Penobscot

Representatives:

BICKFORD of Auburn
COOPER of Yarmouth
HILLIARD of Belgrade
McCREIGHT of Harpswell
POULIOT of Augusta
STANLEY of Medway
TERRY of Gorham
WARD of Dedham

The Minority of the same Committee on the same subject reported that the same **Ought Not To Pass**.

Signed:

Representatives:

TIPPING of Orono
GRANT of Gardiner

Reports **READ**.

Senator **DOW** of Lincoln moved the Senate **ACCEPT** the Majority **OUGHT TO PASS AS AMENDED** Report.

On motion by Senator **CHENETTE** of York, supported by a Division of one-fifth of the members present and voting, a Roll Call was ordered.

THE PRESIDENT: The Chair recognizes the Senator from York, Senator Chenette.

Senator **CHENETTE:** Thank you, Mr. President. I rise in favor of the pending motion. I'd like to point out the great work of the Senator from York, Senator Deschambault. She picked up where my predecessor, Linda Valentino, really left off. Film incentive tax credits are really sort of a perennial bill in the legislature and I just would like to point out that the Taxation Committee had such a strong bi-partisan conversation and report. We really sort of delved into this topic. There were several other film bills that we heard, but because of Senator Deschambault bringing all the parties together, including the Film Office of one person, it was really great to see that collaboration between film producers, the Film Office, and State government really trying to find a way forward, to incentivize new films in the state. I'd like to point out that the report from the Maine Attraction Film Incentive Plan, from the 2016 Annual Report, findings said that the return on the investment for the Maine Attraction Film Incentive Plan just last year was \$44.72 for every \$1 of investment for film incentives. Now, I'm no economist, Mr. President, but those are great numbers. So that's fantastic. Also I'd like to point out that the Film Office has indicated they have already received phone calls from interested productions because of the introduction of this legislation. That should be a great sign there. I've also spoken with my local Chamber of Commerce. They've also indicated that conversations are currently taking place with interested film productions, but they need some tools at their disposal to try to incentivize these individuals to seal the deal to bring jobs to our state. As the title suggests, Mr. President, this is an economic stimulus. We talk a lot about supporting small businesses. We talk a lot about supporting our economy. Well this is a great bill to do that. We're not going to be bringing in *Pirates of the Caribbean* and *Wonder Woman* but we are going to be bringing in

a multitude of different multi-media related projects. Whether we're talking about web series, whether we're talking about small TV projects like HGTV and others, whether we're talking about million dollar film projects, this helps to promote the Maine brand, and I will tell you, as a board member of Saco's Downtown Development Organization, we have seen the economic impact, locally, for film projects like this. So I encourage us to follow my light and Senator Deschambault's light in supporting the pending motion. Thank you, Mr. President.

THE PRESIDENT: The Chair recognizes the Senator from York, Senator Deschambault.

Senator **DESCHAMBAULT:** Thank you. Thank you very much, Mr. President. Ladies and gentlemen of the Senate, first of all, I want to thank my colleague, Senator Chenette, from across the river, Biddeford and Saco. I want to explain to you what he touched upon, and that's collaboration. This bill came to my attention last year when I went to, in Biddeford, a wrap-up party because there was a film that had been filmed in the area, Southern Maine area I should say, where I met a lot of people from the area, workers, carpenters, and electricians, caterers, who were all excited, having worked on a film, and received income from it. If you would look again at the title, this is to promote workforce development and economic stimulus for Maine-based businesses. From that I got really energized that this is something that can be repeated in other communities. When I went to the three day tour of Northern Maine, and saw communities that had really closed up shop after their mills left, I was reminded how 50 years ago that's what Biddeford looked like and felt like. It took us a long time to get to where we are today, and we're still moving forward.

I investigated a little about the film industry and the producer, who since has moved and lived in the Biddeford/Saco area. We got together with the economic developer in the area and looked at the bills. I have to thank the people before me that have had similar bills that almost made it. I'd also like to thank the staff. I looked at those bills and wanted to see what was it that stopped it from going ahead. So the producer and I worked on a bill. It then went to the Film Office in this area, I should say in the state, who approached me and said that there were things on the bill that did not match up to what they thought could happen. So that's - Senator Chenette did mention we had three meetings. I had the hearing before Taxation, and after that there were some good questions, and we worked on it. I want to just tell you, from the things that we changed, this is going to not cost all that much more money, but it will bring in more interest to the film industry in Maine. For example, my original bill asked for \$50,000, or \$75,000, in eligible wages. That got reduced to \$50,000 because of the negotiations. We also said that we included in the bill that we would provide evidence of where we spent that money. This is a fair and a good faith bill in some of the things we've done. We've removed airfare and there are checks and balances in the bill. This is just not giving money away, but the Maine Film Department will have oversight and verification authority on everything that is done on a film or a TV episode. There's also a lot of accountability. One of them, which is unusual, it authorizes the Maine Revenue Service to disclose confidential tax info to the Department of Economic and Community Development just to check on the valuation and the effectiveness of every production. This, in itself, I think, would safeguard us from any - some of - the problems other states have had. I just want to conclude, an

economic development practitioner in Maine testified this bill offers five distinct benefits that support long-term sustainable economic growth in communities. One, it makes Maine competitive in the important film making industry. Two, ensures more films will be shot here while creating a niche market. Three, creates good jobs and job training for a new and growing industry, encourages new private and public partnerships, and builds and strengthens the existing tourism industry. I urge you to please support this bill and thank you very much.

THE PRESIDENT: The Chair recognizes the Senator from Penobscot, Senator Cushing.

Senator **CUSHING:** Having voted on the prevailing side, I support many of the comments made by the good Senator.

THE PRESIDENT: The Chair recognizes the Senator from Androscoggin, Senator Brakey.

Senator **BRAKEY:** Thank you. May I pose a question through the Chair?

THE PRESIDENT: The Senator may proceed.

Senator **BRAKEY:** Of course, as someone with a background in the performing arts and having done film work myself, that some folks may have seen or may not have seen, I'm certainly very interested in having more film industry here in Maine. But I guess my question is, on the fiscal note the \$1.2 million for increased visual production media expense reimbursements. I'm just trying to understand, to anyone who knows the answer, is this a tax credit in the sense that these companies would be paying a higher tax burden to the State and we're giving them a credit to lower their tax burden? Or are we using Maine taxpayer dollars to make payments to these companies in the form of renewable credit or refundable credit? That's the question I would hope to have answered if at all possible.

THE PRESIDENT: The Senator from Androscoggin, Senator Brakey, has posed a question through the Chair to anyone who may want to answer. The Chair recognizes the Senator from York, Senator Deschambault.

Senator **DESCHAMBAULT:** Thank you very much for the question. Thank you, Mr. President. Initially, it was still in the bill, along with asking for reimbursement. However, with the negotiations with the film department, it repeals the current income tax credit.

THE PRESIDENT: The pending question before the Senate is Acceptance of the Majority Ought to Pass as Amended by Committee Amendment "A" Report. If you are in favor that report you will be voting yes. If you are opposed you will be voting no. Is the Senate ready for the question?

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#272)

YEAS: Senators: BELLOWS, BREEN, CARSON, CHENETTE, CHIPMAN, COLLINS, CUSHING, CYRWAY, DAVIS, DESCHAMBAULT, DIAMOND, DILL, DION, DOW, GRATWICK, HAMPER, HILL, JACKSON, KATZ, KEIM, LANGLEY, LIBBY, MAKER, MASON, MILLETT, MIRAMANT, ROSEN, SAVIELLO, VITELLI, VOLK, WHITTEMORE, WOODSOME, PRESIDENT THIBODEAU

NAYS: Senators: BRAKEY, CARPENTER

33 Senators having voted in the affirmative and 2 Senators having voted in the negative, the motion by Senator **DOW** of Lincoln to **ACCEPT** the Majority **OUGHT TO PASS AS AMENDED** Report **PREVAILED**.

Bill READ ONCE.

Committee Amendment "A" (S-228) **READ** and **ADOPTED**.

Under suspension of the Rules, Bill **READ A SECOND TIME** and **PASSED TO BE ENGROSSED AS AMENDED**.

Sent down for concurrence.

All matters thus acted upon were ordered sent down forthwith for concurrence.

ORDERS OF THE DAY

The Chair laid before the Senate the following Tabled matter:

JOINT ORDER - Expression of Legislative Sentiment recognizing Mike Vail, of Cumberland, President of Hannaford Supermarkets, who along with Hannaford Supermarkets is the recipient of the JoAnn Pike Humanitarian Award from the Good Shepherd Food Bank, which is given to an individual or organization whose charitable efforts have not only helped to end hunger in Maine, but whose leadership and commitment to the nonprofit community have enriched the lives of the citizens of the State. We extend to Mr. Vail and the employees of Hannaford Supermarkets our congratulations and best wishes;

SLS 454

Tabled - June 9, 2017, by Senator **VOLK** of Cumberland

Pending - **PASSAGE**

(In Senate, **READ**.)

READ.

THE PRESIDENT: The Chair recognizes the Senator from Cumberland, Senator Volk.

Senator **VOLK**: Thank you, Mr. President. Ladies and gentlemen of the Senate, I rise this morning to speak to this sentiment recognizing Mr. Vail. Mike Vail became President of Hannaford Supermarket in 2015. He's responsible for all operations, including strategic direction, financial performance, product assortment, pricing, customer service, and marketing. Sounds like a big job to me. He also serves as a member of the Delhaize America Leadership Team. Mr. Vail has more than 30 years of experience working in the retail business. Prior to leading Hannaford, he served as Chief Merchant and Supply Chain Officer for Delhaize America. In this role he also served on the Delhaize America Leadership Team with the responsibilities of delivering best-in-class supply chain and merchandizing, developing private brand strategies, and managing national vendor relationships. Mr. Vail began his career with Hannaford as a retail management trainee, as so many of their executives have done. Later he became a store manager, direct operations manager, category manager, and director of deli merchandizing. In 2001, Mr. Vail transitioned from Maine to Florida and became Vice President of Merchandizing for a Tampa-based cash and carry, leading it's evolution to Hannaford supply chain systems. Mr. Vail, along with employees of Hannaford, was the recipient of the JoAnn Pike Humanitarian Award from the Good Shepherd Food Bank for their efforts to end hunger in Maine. Through his leadership, Hannaford Supermarkets worked to assist and better the lives of those in their surrounding communities, and how many of us live in a community that is not somehow impacted by Hannaford Supermarkets. It is my pleasure to welcome Mike Vail and Judy Knapp, Government Relations Manager for Hannaford Supermarkets, to the Chamber today and to thank them for their service to Maine communities, as well as all of the other Hannaford employees who are dedicated to ending hunger in Maine.

PASSED.

Sent down for concurrence.

THE PRESIDENT: The Chair is pleased to recognize in the rear of the Chamber Mike Vail of Cumberland Foreside and Judy Knapp of South Portland. Would they both please rise and accept the greetings of the State Senate.

ENACTORS

The Committee on **Engrossed Bills** reported as truly and strictly engrossed the following:

Emergency Measure

An Act To Provide Support for Sustainable Economic Development in Rural Maine
 H.P. 1017 L.D. 1478
 (C "A" H-391)

This being an Emergency Measure and having received the affirmative vote of 35 Members of the Senate, with no Senator having voted in the negative, and 35 being more than two-thirds of the entire elected Membership of the Senate, was **PASSED TO BE ENACTED** and, having been signed by the President, was presented by the Secretary to the Governor for his approval.

Ordered sent down forthwith.

Out of order and under suspension of the Rules, the Senate considered the following:

SENATE PAPERS

Bill "An Act To Promote Major Business Headquarters Expansions in Maine, Promote the Commercialization of Research and Development in Maine and Create Jobs"
 S.P. 591 L.D. 1639

Presented by Senator JACKSON of Aroostook. (GOVERNOR'S BILL)
 Cosponsored by Representative FREDETTE of Newport and Senators: BREEN of Cumberland, DOW of Lincoln, VOLK of Cumberland, Representatives: Speaker GIDEON of Freeport, HILLIARD of Belgrade.

On motion by Senator **DOW** of Lincoln, **REFERRED** to the Committee on **TAXATION** and ordered printed.

Ordered sent down forthwith for concurrence.

Acts

An Act To Prohibit the Creation of a Firearms Owner Registry
 H.P. 10 L.D. 9
 (C "A" H-87)

An Act To Amend the Law Regarding Joint Use of Certain Utility and Telecommunications Infrastructure
 S.P. 133 L.D. 406
 (C "A" S-177)

An Act To Protect Students from Identity Theft
 H.P. 469 L.D. 678
 (C "A" H-409)

An Act To Clarify the Laws Governing Hunting from a Vehicle
 H.P. 484 L.D. 693
 (C "A" H-349)

An Act To Improve Voter Access to Information Regarding Referendum Questions on the Ballot
 H.P. 575 L.D. 795
 (C "A" H-404)

An Act To Require Disclosures Relating to the Sale of Residential Property Accessible by a Public Way and Any Means Other than a Public Way

H.P. 620 L.D. 871
(C "A" H-414)

An Act To Maintain the Current Number of Appointees to the Maine Arts Commission

H.P. 697 L.D. 996

An Act To Clarify Laws Regarding Maine's Community Colleges

S.P. 355 L.D. 1073
(C "A" S-194)

An Act To Amend the Campaign Reports and Finances Law and the Maine Clean Election Act

H.P. 786 L.D. 1122
(C "A" H-367)

An Act To Create Veteran-friendly Workplaces

H.P. 996 L.D. 1441
(C "A" H-369)

An Act To Amend the Usage and Consumer Protections of Guaranteed Asset Protection Waivers

S.P. 531 L.D. 1506
(S "A" S-154 to C "A" S-142)

PASSED TO BE ENACTED and, having been signed by the President, were presented by the Secretary to the Governor for his approval.

Ordered sent down forthwith.

An Act To Protect Firefighters by Establishing a Prohibition on the Sale and Distribution of New Upholstered Furniture Containing Certain Flame-retardant Chemicals

H.P. 138 L.D. 182
(C "A" H-215)

On motion by Senator **HAMPER** of Oxford, placed on the **SPECIAL APPROPRIATIONS TABLE** pending **ENACTMENT** in concurrence.

An Act To Extend the Veteran Property Tax Exemption to Veterans Who Have Served on Active Duty

H.P. 222 L.D. 289
(C "A" H-232)

On motion by Senator **HAMPER** of Oxford, placed on the **SPECIAL APPROPRIATIONS TABLE** pending **ENACTMENT** in concurrence.

An Act To Provide MaineCare Coverage for Chiropractic Treatment

S.P. 94 L.D. 320
(C "A" S-199)

On motion by Senator **HAMPER** of Oxford, placed on the **SPECIAL APPROPRIATIONS TABLE** pending **ENACTMENT** in concurrence.

An Act To Protect Earned Pay

H.P. 405 L.D. 563
(C "A" H-72)

On motion by Senator **HAMPER** of Oxford, placed on the **SPECIAL APPROPRIATIONS TABLE** pending **ENACTMENT** in concurrence.

An Act To Support the Trades through a Tax Credit for Apprenticeship Programs

H.P. 561 L.D. 781
(C "A" H-416)

On motion by Senator **HAMPER** of Oxford, placed on the **SPECIAL APPROPRIATIONS TABLE** pending **ENACTMENT** in concurrence.

An Act To Reduce the License Fee for High-stakes Beano

H.P. 755 L.D. 1077
(C "A" H-366)

On motion by Senator **MASON** of Androscoggin, **TABLED** until Later in Today's Session, pending **ENACTMENT** in concurrence.

An Act Regarding the Maternal and Infant Death Review Panel

S.P. 366 L.D. 1112
(C "A" S-189)

On motion by Senator **MASON** of Androscoggin, **TABLED** until Later in Today's Session, pending **ENACTMENT** in concurrence.

An Act To Amend the Definition of "Eligible Business Equipment" for the Purposes of the Business Equipment Tax Exemption Program

S.P. 406 L.D. 1212
(C "A" S-180)

On motion by Senator **HAMPER** of Oxford, placed on the **SPECIAL APPROPRIATIONS TABLE** pending **ENACTMENT** in concurrence.

An Act To Encourage Family-friendly Businesses through a Tax Credit for Child Care

H.P. 914 L.D. 1317
(C "A" H-234)

On motion by Senator **HAMPER** of Oxford, placed on the **SPECIAL APPROPRIATIONS TABLE** pending **ENACTMENT** in concurrence.

An Act To Amend the Direct Initiative Signature Gathering Process

H.P. 917 L.D. 1323
(C "A" H-405)

On motion by Senator **MASON** of Androscoggin, **TABLED** until Later in Today's Session, pending **ENACTMENT** in concurrence.

An Act To Exempt from Sales Tax the Fee Associated with the Paint Stewardship Program

S.P. 561 L.D. 1597
(C "A" S-183)

On motion by Senator **HAMPER** of Oxford, placed on the **SPECIAL APPROPRIATIONS TABLE** pending **ENACTMENT** in concurrence.

Resolve

Resolve, To Direct Legislative Staff To Recodify and Revise Title 28-A of the Maine Revised Statutes

S.P. 313 L.D. 957
(C "A" S-192)

FINALLY PASSED and, having been signed by the President, was presented by the Secretary to the Governor for his approval.

Ordered sent down forthwith.

All matters thus acted upon were ordered sent down forthwith for concurrence.

RECALLED FROM GOVERNOR'S DESK

An Act To Provide a Definition of 'Primary Residence' for Purposes of Property Tax Abatements Based on Hardship or Poverty

S.P. 401 L.D. 1180

(In Senate, May 30, 2017, **PASSED TO BE ENACTED**, in concurrence.)

(**RECALLED** from the Governor's Desk, pursuant to Joint Order (S.P. 583), in concurrence.)

On motion by Senator **SAVIELLO** of Franklin, the Senate **SUSPENDED THE RULES**.

On further motion by same Senator, the Senate **RECONSIDERED** whereby the Bill was **PASSED TO BE ENACTED**, in concurrence.

On further motion by same Senator, **TABLED** until Later in Today's Session, pending **ENACTMENT**, in concurrence.

HELD MATTER

HOUSE REPORTS - from the Committee on **HEALTH AND HUMAN SERVICES** on Bill "An Act To Protect Substance-exposed Infants"

H.P. 746 L.D. 1063

Majority - **Ought to Pass as Amended by Committee Amendment "A" (H-383)** (7 members)

Minority - **Ought Not to Pass** (6 members)

(In House, the Majority **OUGHT TO PASS AS AMENDED** Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-383)**.)

(In Senate, June 8, 2017, on motion by Senator **BRAKEY** of Androscoggin, the Minority **OUGHT NOT TO PASS** Report **READ** and **ACCEPTED** in **NON-CONCURRENCE**.)

On motion by Senator **LIBBY** of Androscoggin, the Senate **RECONSIDERED** whereby it **ACCEPTED** the Minority **OUGHT NOT TO PASS** Report, in **NON-CONCURRENCE**.

On further motion by same Senator, **TABLED** until Later in Today's Session, pending **ACCEPTANCE** of the Minority **OUGHT NOT TO PASS** Report, in **NON-CONCURRENCE**.

ORDERS OF THE DAY

The Chair laid before the Senate the following Tabled and Later Assigned (5/31/17) matter:

HOUSE REPORT - from the Committee on **ENERGY, UTILITIES AND TECHNOLOGY** on Bill "An Act To Clarify the Authority of an Affiliate of a Utility To Own Power Generation outside of the Utility's Territory"

H.P. 536 L.D. 756

Report - **Ought to Pass as Amended by Committee Amendment "A" (H-314)**

Tabled - May 31, 2017, by Senator **CUSHING** of Penobscot

Pending - **ACCEPTANCE OF REPORT** in concurrence

WHITTEMORE, WOODSOME,
PRESIDENT THIBODEAU

(In House, Report **READ** and **ACCEPTED** and Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-314).**)

NAYS: Senators: BELLOWS, BREEN, CARPENTER, CARSON, CHENETTE, CHIPMAN, DESCHAMBAULT, DIAMOND, DION, GRATWICK, HILL, JACKSON, LIBBY, MILLETT, MIRAMANT, VITELLI

Report **ACCEPTED**, in concurrence.

Bill **READ ONCE**.

Committee Amendment "A" (H-314) **READ**.

On motion by Senator **WOODSOME** of York, Senate Amendment "A" (S-220) to Committee Amendment "A" (H-314) **READ** and **ADOPTED**.

19 Senators having voted in the affirmative and 16 Senators having voted in the negative, the motion by Senator **VOLK** of Cumberland to **ACCEPT** the Minority **OUGHT TO PASS AS AMENDED** Report **PREVAILED**.

Bill **READ ONCE**.

Committee Amendment "A" (H-314) as Amended by Senate Amendment "A" (S-220) thereto, **ADOPTED**, in **NON-CONCURRENCE**.

Committee Amendment "A" (S-165) **READ** and **ADOPTED**.

Under suspension of the Rules, Bill **READ A SECOND TIME** and **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-314) AS AMENDED BY SENATE AMENDMENT "A" (S-220)** thereto, in **NON-CONCURRENCE**.

Under suspension of the Rules, Bill **READ A SECOND TIME** and **PASSED TO BE ENGROSSED AS AMENDED**.

Ordered sent down forthwith for concurrence.

Sent down for concurrence.

The Chair laid before the Senate the following Tabled and Later Assigned (6/1/17) matter:

The Chair laid before the Senate the following Tabled and Later Assigned (6/5/17) matter:

SENATE REPORTS - from the Committee on **LABOR, COMMERCE, RESEARCH AND ECONOMIC DEVELOPMENT** on Bill "An Act To Clarify Eligibility for Unemployment Benefits during Labor Disputes"

Bill "An Act To Amend the Laws Governing the Practice of Pharmacy"

S.P. 187 L.D. 572

S.P. 455 L.D. 1341

Tabled - June 5, 2017, by Senator **MASON** of Androscoggin

Majority - **Ought Not to Pass** (8 members)

Pending - **FURTHER CONSIDERATION**

Minority - **Ought to Pass as Amended by Committee Amendment "A" (S-165)** (5 members)

(In Senate, May 30, 2017, on motion by Senator **VOLK** of Cumberland, the Minority **OUGHT TO PASS AS AMENDED** Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-124).**)

Tabled - June 1, 2017, by Senator **VOLK** of Cumberland

(In House, the Majority **OUGHT NOT TO PASS** Report **READ** and **ACCEPTED** in **NON-CONCURRENCE**.)

Pending - motion by same Senator to **ACCEPT** the Minority **OUGHT TO PASS AS AMENDED** Report

On motion by Senator **VOLK** of Cumberland, the Senate **INSISTED**.

On motion by Senator **BELLOWS** of Kennebec, supported by a Division of one-fifth of the members present and voting, a Roll Call was ordered.

Sent down for concurrence.

The Doorkeepers secured the Chamber.

All matters thus acted upon were ordered sent down forthwith for concurrence.

The Secretary opened the vote.

ROLL CALL (#273)

Off Record Remarks

YEAS: Senators: BRAKEY, COLLINS, CUSHING, CYRWAY, DAVIS, DILL, DOW, HAMPER, KATZ, KEIM, LANGLEY, MAKER, MASON, ROSEN, SAVIELLO, VOLK,

All matters thus acted upon were ordered sent down forthwith for concurrence.

On motion by Senator **MASON** of Androscoggin, **ADJOURNED** until Monday, June 12, 2017 at 10:00 in the morning.