

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)

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

Daily Edition

First Regular Session
beginning December 5, 2018

pages 1 -

ONE HUNDRED TWENTY-NINTH LEGISLATURE
FIRST REGULAR SESSION
11th Legislative Day
Thursday, February 7, 2019

Representative MOONEN of Portland assumed the Chair.
The House met according to adjournment and was called to order by the Speaker Pro Tem.

Prayer by Pastor Michael Lynn, West Hampden Baptist Church, Hampden.

Colors presented by Maine Forest Service Honor Guard.

National Anthem by Jordyn Fellman, Farmington.

Pledge of Allegiance.

Doctor of the day, Ryan Best, M.D., Westbrook.

The Journal of Tuesday, February 5, 2019 was read and approved.

COMMUNICATIONS

The Following Communication: (H.C. 73)

**STATE OF MAINE
129TH MAINE LEGISLATURE**

January 30, 2019

Honorable Janet T. Mills

Governor

1 State House Station

Augusta, Maine 04333

Dear Governor Mills:

On behalf of the 129th Maine Legislature, we would like to invite you to deliver your State of the Budget Address. At your direction, we will call for a Joint Convention of the Legislature on Monday, February 11th at 7:00 p.m.

We look forward to coordinating any details necessary to see that your Address is received by the Legislature.

Sincerely,

S/Troy D. Jackson

President of the Senate

S/Sara Gideon

Speaker of the House

READ and ORDERED PLACED ON FILE.

The Following Communication: (H.C. 74)

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

January 31, 2019

Honorable Troy D. Jackson

President of the Senate

Augusta, Maine 04330

Honorable Sara Gideon

Speaker of the House

Augusta, Maine 04330

Dear President Jackson and Speaker Gideon:

I am pleased to accept your invitation to deliver the State of the Budget Address at a Joint Session of the 129th Maine Legislature on Monday, February 11th, 2019, at 7:00 PM.

I look forward to seeing you then!

Sincerely,

S/Janet T. Mills

Governor

READ and ORDERED PLACED ON FILE.

The Following Communication: (H.C. 75)

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

February 7, 2019

Honorable Sara Gideon

Speaker of the House

2 State House Station

Augusta, Maine 04333

Dear Speaker Gideon:

Pursuant to Joint Rule 310, the following Joint Standing Committee has voted unanimously to report the following bill out "Ought Not to Pass:"

Health Coverage, Insurance and Financial Services

L.D. 2

An Act To Increase from \$25,000 to \$50,000 the Minimum Amount Motor Vehicle Liability Insurance Policies Must Cover for Damage to Property

Sincerely,

S/Robert B. Hunt

Clerk of House

READ and with accompanying papers ORDERED PLACED ON FILE.

The Following Communication: (H.C. 76)

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

February 7, 2019

Honorable Sara Gideon

Speaker of the House

2 State House Station

Augusta, Maine 04333

Dear Speaker Gideon:

Pursuant to Joint Rule 310, the Joint Select Committee on Health and Human Services has approved the requests for "Leave to Withdraw" by the following sponsor:

Representative Reckitt of South Portland

L.D. 20

An Act To Provide Coverage for Abortion Services for MaineCare Members

L.D. 21

An Act To Prohibit the Use of Electroconvulsive Therapy for Certain Populations

Sincerely,

S/Robert B. Hunt

Clerk of the House

READ and with accompanying papers ORDERED PLACED ON FILE.

The Following Communication: (H.C. 77)

**SUNRISE COUNTY ECONOMIC COUNCIL
7 AMES WAY
MACHIAS, MAINE 04654**

February 1, 2019

Honorable Troy D. Jackson

President of the Senate

3 State House Station

Augusta, Maine 04333

Honorable Sara Gideon

Speaker of the House

2 State House Station

Augusta, Maine 04333

Dear President Jackson and Speaker Gideon:
Pursuant to MRSA Title 5, section 12023, the Sunrise County Economic Council (SCEC) is pleased to submit the Quasi-independent State Entity Report to the Legislature on behalf of the Washington County Development Authority (WCDA).

SCEC is a private, nonprofit, federally recognized economic development organization which works to create jobs and wealth in Washington County. We provide staff support for the WCDA and are partnering with the Authority in its effort to redevelop the former U.S. Navy base in Cutler.

As indicated in the enclosed report, the WCDA did not make any significant procurements, contributions or changes to policies and procedures in the past year. In March 2015, the Authority was given the commercial side of the former base by Cutler North, LLC, a private developer that had failed in its redevelopment effort. The WCDA now owns roughly 20 acres and five commercial buildings comprising 75,000 square feet. The Authority is working to bring these facilities back into productive use.

Please contact me with any questions or concerns. Thank you.

Sincerely,
S/Charles J. Rudelitch, Esq.
Executive Director

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

The Following Communication: (H.C. 78)
**UNIVERSITY OF MAINE SYSTEM
OFFICE OF THE CHANCELLOR
15 ESTABROOKE DRIVE
ORONO, MAINE 04469**

February 1, 2019
Honorable Troy D. Jackson
President of the Senate
3 State House Station
Augusta, Maine 04333
Honorable Sara Gideon
Speaker of the House
2 State House Station
Augusta, Maine 04333

Dear President Jackson and Speaker Gideon:
Pursuant to 5 MRSA, Section 12023, please accept this letter of transmittal for the required Quasi-Independent State Entity Review Report from the University of Maine System due February 1, 2019.

The University has an estimated \$1.5 billion annual total statewide economic impact, including direct and indirect payroll, student and visitor spending and, increasingly, purchasing of goods and services from Maine-based businesses which in FY18 totaled \$54.3 million.

While competitive procurement is the University's standard, as provided in State law and corresponding University policy, there are legitimate reasons for waiving competitive procurement in some circumstances. For example, within the report of FY18 sole source purchasing that follows, a majority of the expenses for which waivers from our competitive procurement process were granted involve the purchase of goods and services that were specifically named in a grant. In an effort to increase transparency and public accountability, new to this year's report is a description of each transaction as well as a review of this report by the UMS Board of Trustees prior to this submission.

Please contact me if you have any questions or need additional information.

Thank you.
Sincerely,
S/James H. Page, Chancellor
University of Maine System

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

The Following Communication: (H.C. 79)
**NORTHERN NEW ENGLAND PASSENGER RAIL
AUTHORITY
75 W. COMMERCIAL STREET, SUITE 104
PORTLAND, MAINE 04101**

January 29, 2019
Honorable Sara Gideon
Speaker of the House
2 State House Station
Augusta, Maine 04333

RE: Statutory Citation P.L. 2011 c. 616: An Act to Implement the Recommendations of the Office of Program Evaluation and Government Accountability and the Government Oversight Committee Regarding Quasi-Independent State Entities

Dear Speaker Gideon:

Please find enclosed the Northern New England Passenger Rail Authority's annual report as required under section 12023 (2) "Ongoing Reports" of the Statutory Citation referenced above for NNEPRA's Fiscal Year 2018.

Required Reports:

- 2A. A list of all procurements exceeding \$10,000 in the preceding year (NNEPRA Fiscal Year 2018) for which competitive procurement was waived under the policies adopted pursuant to section 12022, subsection 3 - Attached.
- 2B. A list of all persons to which the entity made contributions greater than \$1,000 in the preceding year (NNEPRA Fiscal Year 2018) and the total amount contributed to each - Attached.
- 2C. There were changes made to NNEPRA's written Procurement Policy required by Section 12022 - Attached. There were no changes to the procedures used by the governing body to monitor compliance with those policies and procedures.

Sincerely,
S/Mr. John Melrose
Chairman
Northern New England Passenger Rail Authority
S/Ms. Patricia Quinn
Executive Director
Northern New England Passenger Rail Authority

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

The Following Communication: (S.C. 117)
**MAINE SENATE
129th LEGISLATURE
OFFICE OF THE SECRETARY OF THE SENATE**

February 5, 2019
Honorable Sara Gideon
Speaker of the House
2 State House Station
Augusta, Maine 04333

Dear Speaker Gideon:

In accordance with 3 MRSA §158 and Joint Rule 506 of the 129th Maine Legislature, please be advised that the Senate today confirmed the following nominations:

Upon the recommendation of the Committee on Criminal Justice and Public Safety,

Randall A. Liberty of Clinton for appointment, as the Commissioner of the Department of Corrections;

Michael J. Sauschuck of Windham for appointment, as the Commissioner of the Department of Public Safety;

Upon the recommendation of the Committee on Health and Human Services, Jeanne M. Lambrew of Augusta for appointment, as the Commissioner of the Department of Health and Human Services;

Upon the recommendation of the Committee on Education and Cultural Affairs, A. Pender Makin of Scarborough for appointment, as the Commissioner of the Department of Education;

Upon the recommendation of the Committee on Health Coverage, Insurance and Financial Services, Anne L. Head of Yarmouth for appointment, as the Commissioner of the Department of Professional and Financial Regulation.

Best Regards,

S/Darek M. Grant

Secretary of the Senate

READ and ORDERED PLACED ON FILE.

PETITIONS, BILLS AND RESOLVES REQUIRING REFERENCE

Bill "An Act To Provide Funding to Municipalities Severely Affected by Pest Infestations"

(H.P. 464) (L.D. 643)

Sponsored by Representative TEPLER of Topsham.

Cosponsored by Senator BREEN of Cumberland and Representatives: BERRY of Bowdoinham, DAUGHTRY of Brunswick, HEPLER of Woolwich, McCREIGHT of Harpswell, O'NEIL of Saco, PIERCE of Falmouth, TUCKER of Brunswick.

Committee on **AGRICULTURE, CONSERVATION AND FORESTRY** suggested and ordered printed.

REFERRED to the Committee on **AGRICULTURE, CONSERVATION AND FORESTRY** and ordered printed.

Sent for concurrence.

Bill "An Act To Improve Reporting of Operating Under the Influence Offenses"

(H.P. 469) (L.D. 648)

Sponsored by Representative COREY of Windham.

Cosponsored by Senator DIAMOND of Cumberland and Representatives: COOPER of Yarmouth, COSTAIN of Plymouth, NADEAU of Winslow, PERKINS of Oakland, RECKITT of South Portland, WARREN of Hallowell, Senators: CARPENTER of Aroostook, DESCHAMBAULT of York.

Bill "An Act Regarding the Use of Seizure and Forfeitures by Law Enforcement"

(H.P. 498) (L.D. 677)

Sponsored by Representative FAULKINGHAM of Winter Harbor.

Cosponsored by Senator MIRAMANT of Knox and Representatives: ANDREWS of Paris, BABINE of Scarborough, COLLINGS of Portland, FECTEAU of Augusta, HICKMAN of Winthrop, McCREIGHT of Harpswell, MOONEN of Portland, STROM of Pittsfield.

Bill "An Act Requiring the State To Fund 20.25 Percent of the Cost of County Jails"

(H.P. 499) (L.D. 678)

Sponsored by Representative STANLEY of Medway.

Cosponsored by Representatives: HICKMAN of Winthrop, NADEAU of Winslow, TUCKER of Brunswick, TUELL of East Machias.

Bill "An Act Regarding County Jail Funding"

(H.P. 511) (L.D. 691)

Sponsored by Representative RILEY of Jay.

Cosponsored by Representatives: COREY of Windham, GATTINE of Westbrook, HALL of Wilton, HEAD of Bethel, SKOLFIELD of Weld.

Bill "An Act To Create a Regional Prerelease Center"

(H.P. 513) (L.D. 693)

Sponsored by Representative WARREN of Hallowell.

Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY** suggested and ordered printed.

REFERRED to the Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY** and ordered printed.

Sent for concurrence.

Bill "An Act To Promote Free, Appropriate Public Education"

(H.P. 461) (L.D. 632)

Sponsored by Representative WARREN of Hallowell.

Cosponsored by Senator LIBBY of Androscoggin and Representatives: BRENNAN of Portland, FARNSWORTH of Portland, HANDY of Lewiston, MADIGAN of Waterville.

Bill "An Act To Facilitate School Access to Federal Title I Funds and Improve the Delivery of Special Education Services"

(H.P. 472) (L.D. 651)

Sponsored by Representative FARNSWORTH of Portland.

Cosponsored by Senator BELLOWS of Kennebec and Representatives: BABINE of Scarborough, FAY of Raymond, HANDY of Lewiston, HIGGINS of Dover-Foxcroft, McCREA of Fort Fairfield, RECKITT of South Portland, SAMPSON of Alfred, STEARNS of Guilford.

Bill "An Act Regarding Instruction in Civics in Secondary Schools"

(H.P. 475) (L.D. 654)

Sponsored by Representative ORDDWAY of Standish.

Cosponsored by Senator DAVIS of Piscataquis and Representatives: ANDREWS of Paris, BRADSTREET of Vassalboro, FAY of Raymond, GRIGNON of Athens, NADEAU of Winslow, SAMPSON of Alfred, STEARNS of Guilford, STETKIS of Canaan.

Bill "An Act To Count Study Abroad toward Secondary School Credit"

(H.P. 483) (L.D. 662)

Sponsored by Representative FECTEAU of Augusta.

Cosponsored by Senator POULIOT of Kennebec and Representatives: DODGE of Belfast, DRINKWATER of Milford, FECTEAU of Biddeford, INGWERSEN of Arundel, KORNFIELD of Bangor, MASON of Lisbon, McCREA of Fort Fairfield, SAMPSON of Alfred.

Bill "An Act To Organize Biannual County Meetings for Local School Boards"

(H.P. 485) (L.D. 664)

Sponsored by Representative SAMPSON of Alfred.

Cosponsored by Representatives: DeVEAU of Caribou, DOLLOFF of Rumford, GRIGNON of Athens, ORDDWAY of

Standish, PERKINS of Oakland, PRESCOTT of Waterboro, RUDNICKI of Fairfield, Senator: WOODSOME of York.

Bill "An Act To Enact the Campus Free Expression Act"
(H.P. 486) (L.D. 665)

Sponsored by Representative ANDREWS of Paris.

Cosponsored by Senator FARRIN of Somerset and Representatives: AUSTIN of Gray, DeVEAU of Caribou, FAULKINGHAM of Winter Harbor, FECTION of Augusta, MORRIS of Turner, O'CONNOR of Berwick, ORDWAY of Standish, RUDNICKI of Fairfield.

Bill "An Act To Allow Local Flexibility in Teacher Assignment To Enhance Student Achievement"
(H.P. 493) (L.D. 672)

Sponsored by Representative STEARNS of Guilford.

Cosponsored by Representatives: ACKLEY of Monmouth, COREY of Windham, FARNSWORTH of Portland, FOSTER of Dexter, HIGGINS of Dover-Foxcroft, KRYZAK of Acton, MILLETT of Waterford, SWALLOW of Houlton.

Bill "An Act To Amend the Laws Governing the Maine School for Marine Science, Technology, Transportation and Engineering"
(H.P. 506) (L.D. 685)

Sponsored by Representative CUDDY of Winterport.

Cosponsored by Senator HERBIG of Waldo.

Committee on **EDUCATION AND CULTURAL AFFAIRS** suggested and ordered printed.

REFERRED to the Committee on **EDUCATION AND CULTURAL AFFAIRS** and ordered printed.

Sent for concurrence.

Bill "An Act To Attract, Educate and Retain New State Residents To Strengthen the Workforce"
(H.P. 468) (L.D. 647)

Sponsored by Representative CLOUTIER of Lewiston.

Cosponsored by Senator LIBBY of Androscoggin and Representatives: BICKFORD of Auburn, BRENNAN of Portland, COOPER of Yarmouth, CRAVEN of Lewiston, DODGE of Belfast, INGWERSEN of Arundel, KORNFIELD of Bangor, Senator: POULIOT of Kennebec.

Committee on **EDUCATION AND CULTURAL AFFAIRS** suggested.

On motion of Representative KORNFIELD of Bangor, **TABLED** pending **REFERENCE** and later today assigned.

Resolve, To Direct a Plan for Energy Independence for Maine
(H.P. 479) (L.D. 658)

Sponsored by Representative HUBBELL of Bar Harbor.

Cosponsored by Senator DOW of Lincoln and Representatives: BERRY of Bowdoinham, HANLEY of Pittston, RILEY of Jay, STEWART of Presque Isle, Senators: President JACKSON of Aroostook, LAWRENCE of York, POULIOT of Kennebec, WOODSOME of York.

Bill "An Act To Improve the E-9-1-1 System"
(H.P. 495) (L.D. 674)

Sponsored by Representative RILEY of Jay.

Cosponsored by Senator WOODSOME of York and Representatives: BERRY of Bowdoinham, RYKERSON of Kittery.

Committee on **ENERGY, UTILITIES AND TECHNOLOGY** suggested and ordered printed.

REFERRED to the Committee on **ENERGY, UTILITIES AND TECHNOLOGY** and ordered printed.

Sent for concurrence.

Bill "An Act To Create a Permanent Navigator Position within the Department of Health and Human Services"
(H.P. 462) (L.D. 633)

Sponsored by Representative WARREN of Hallowell.

Cosponsored by Senator BELLOWS of Kennebec and Representatives: COREY of Windham, KESCHL of Belgrade, MADIGAN of Waterville, STOVER of Boothbay, TALBOT ROSS of Portland.

Bill "An Act To Improve Trust with Regard to Home Visitation by the Department of Health and Human Services by Requiring That Certain Visits Be Videotaped"
(H.P. 467) (L.D. 646)

Sponsored by Representative DOUDERA of Camden.

Bill "An Act To Provide Social Workers to Persons with Mental Illness to Help Them Avoid Incarceration"
(H.P. 504) (L.D. 683)

Sponsored by Representative CRAVEN of Lewiston.

Cosponsored by Representatives: BRENNAN of Portland, CLOUTIER of Lewiston, FAY of Raymond, GRAMLICH of Old Orchard Beach, HANDY of Lewiston, MADIGAN of Waterville, PERRY of Calais.

Resolve, Relating to the Prevention and Management of Neonatal Abstinence Syndrome
(H.P. 505) (L.D. 684)

Sponsored by Representative NADEAU of Winslow.

Cosponsored by Senator FARRIN of Somerset and Representatives: COREY of Windham, FARNSWORTH of Portland, FAY of Raymond, HYMANSON of York, INGWERSEN of Arundel, MAREAN of Hollis, PERRY of Calais, PIERCE of Falmouth.

Resolve, To Address Reimbursement Rates for Licensed Clinical Social Workers under MaineCare
(H.P. 512) (L.D. 692)

Sponsored by Representative GRAMLICH of Old Orchard Beach.

Cosponsored by Senator BELLOWS of Kennebec and Representatives: BRENNAN of Portland, CRAVEN of Lewiston, FECTION of Biddeford, GATTINE of Westbrook, MADIGAN of Waterville, McCREIGHT of Harpswell, WARREN of Hallowell, Senator: MOORE of Washington.

Committee on **HEALTH AND HUMAN SERVICES** suggested and ordered printed.

REFERRED to the Committee on **HEALTH AND HUMAN SERVICES** and ordered printed.

Sent for concurrence.

Resolve, To Establish the Task Force To Study Opportunities for Improving Home and Community-based Services
(H.P. 474) (L.D. 653)

Sponsored by Representative COOPER of Yarmouth.

Cosponsored by Senator SANBORN, H. of Cumberland and Representatives: DENNO of Cumberland, PEOPLES of Westbrook, STANLEY of Medway, VEROW of Brewer.

Committee on **HEALTH AND HUMAN SERVICES** suggested.

On motion of Representative HYMANSON of York, the Resolve was **REFERRED** to the Committee on **HEALTH COVERAGE, INSURANCE AND FINANCIAL SERVICES**, ordered printed and sent for concurrence.

Bill "An Act Regarding the Use of Interchangeable Biological Products"

(H.P. 480) (L.D. 659)

Sponsored by Representative PERRY of Calais.
Cosponsored by Senator GRATWICK of Penobscot and Representatives: ARATA of New Gloucester, CRAVEN of Lewiston, O'CONNOR of Berwick, Senator: MOORE of Washington.

Bill "An Act To Set Maine Dental Provider Licensing Fees"

(H.P. 509) (L.D. 688)

Sponsored by Representative MASTRACCIO of Sanford.
Cosponsored by Representatives: DENNO of Cumberland, KORNFIELD of Bangor, SCHNECK of Bangor.

Committee on **HEALTH COVERAGE, INSURANCE AND FINANCIAL SERVICES** suggested and ordered printed.

REFERRED to the Committee on **HEALTH COVERAGE, INSURANCE AND FINANCIAL SERVICES** and ordered printed.

Sent for concurrence.

Bill "An Act To Enhance Collaboration among State Agencies To Improve Landowner Relations"

(H.P. 470) (L.D. 649)

Sponsored by Representative COREY of Windham.
Cosponsored by Senator BREEN of Cumberland and Representatives: BRYANT of Windham, FAY of Raymond, KESCHL of Belgrade, MAREAN of Hollis, NADEAU of Winslow, STEARNS of Guilford, Senators: DIAMOND of Cumberland, DILL of Penobscot.

Bill "An Act To Strengthen Maine's Landowner Relations Program"

(H.P. 471) (L.D. 650)

Sponsored by Representative COREY of Windham.
Cosponsored by Senator BREEN of Cumberland and Representatives: BLIER of Buxton, KESCHL of Belgrade, MAREAN of Hollis, MARTIN of Sinclair, NADEAU of Winslow, STEARNS of Guilford, Senators: DIAMOND of Cumberland, DILL of Penobscot.

Bill "An Act To Modify Maine's Ice Fishing Laws with Respect to Cusk Fishing"

(H.P. 473) (L.D. 652)

Sponsored by Representative GRIGNON of Athens.
Cosponsored by Senator FARRIN of Somerset and Representatives: DRINKWATER of Milford, MARTIN of Eagle Lake, MASON of Lisbon, ORDWAY of Standish, PICKETT of Dixfield, STETKIS of Canaan, WADSWORTH of Hiram, Senator: DAVIS of Piscataquis.

Committee on **INLAND FISHERIES AND WILDLIFE** suggested and ordered printed.

REFERRED to the Committee on **INLAND FISHERIES AND WILDLIFE** and ordered printed.

Sent for concurrence.

Bill "An Act To Allow Holders of Gold Star Family Registration Plates To Be Issued Complimentary Licenses To Hunt, Trap and Fish and To Exempt Them from Vehicle Registration Fees"

(H.P. 484) (L.D. 663)

Sponsored by Representative FECTEAU of Augusta.
Cosponsored by Representatives: ANDREWS of Paris, FAULKINGHAM of Winter Harbor, FECTEAU of Biddeford, MARTIN of Sinclair, STROM of Pittsfield.

Committee on **INLAND FISHERIES AND WILDLIFE** suggested.

On motion of Representative NADEAU of Winslow, the Bill was **REFERRED** to the Committee on **TRANSPORTATION**, ordered printed and sent for concurrence.

Bill "An Act To Require Professional Licensure for Property Inspectors"

(H.P. 492) (L.D. 671)

Sponsored by Representative KESSLER of South Portland.
Cosponsored by Senator CHIPMAN of Cumberland and Representatives: BABINE of Scarborough, DOUDERA of Camden, HOBBS of Wells, HUBBELL of Bar Harbor, INGWERSEN of Arundel.

Bill "An Act Regarding the Licensing of Funeral Practitioners"

(H.P. 500) (L.D. 679)

Sponsored by Representative STANLEY of Medway.
Cosponsored by Representatives: HICKMAN of Winthrop, NADEAU of Winslow, TUCKER of Brunswick, TUELL of East Machias, VEROW of Brewer.

Bill "An Act To Amend the Maine Dental Education Loan Program"

(H.P. 502) (L.D. 681)

Sponsored by Representative MASTRACCIO of Sanford.
Submitted by the Finance Authority of Maine pursuant to Joint Rule 204.

Bill "An Act To Ease Record-keeping Requirements for Auctioneers"

(H.P. 507) (L.D. 686)

Sponsored by Representative CUDDY of Winterport.
Cosponsored by Senator HERBIG of Waldo.

Committee on **INNOVATION, DEVELOPMENT, ECONOMIC ADVANCEMENT AND BUSINESS** suggested and ordered printed.

REFERRED to the Committee on **INNOVATION, DEVELOPMENT, ECONOMIC ADVANCEMENT AND BUSINESS** and ordered printed.

Sent for concurrence.

Bill "An Act Regarding Implementation of Differentiated Case Management in the Judicial Branch"

(H.P. 463) (L.D. 634)

Sponsored by Representative WARREN of Hallowell.

Bill "An Act To Improve Safety at State Courthouses"

(H.P. 465) (L.D. 644)

Sponsored by Representative DOORE of Augusta.
Cosponsored by Senator DESCHAMBAULT of York and Representatives: BABBIDGE of Kennebunk, BAILEY of Saco, BRYANT of Windham, COLLINGS of Portland, CUDDY of Winterport, HARNETT of Gardiner, RECKITT of South Portland, SYLVESTER of Portland.

Bill "An Act To Reorganize the Probate Courts"

(H.P. 478) (L.D. 657)

Sponsored by Representative CARDONE of Bangor.
Cosponsored by Senator CARPENTER of Aroostook and Representatives: BAILEY of Saco, BRADSTREET of Vassalboro, DENNO of Cumberland, DeVEAU of Caribou, HARNETT of Gardiner, MOONEN of Portland, Senator: KEIM of Oxford.

Bill "An Act To Amend the Laws Governing the Circumstances of Death That Must Be Reported to the Office of Chief Medical Examiner"

(H.P. 494) (L.D. 673)

Sponsored by Representative MOONEN of Portland.

Cosponsored by Representative: BAILEY of Saco.

Bill "An Act To Clarify the Intent of the Federal Maine Indian Claims Settlement Act of 1980 To Ensure the Federal Principle of Inherent Tribal Sovereignty"

(H.P. 501) (L.D. 680)

Sponsored by Representative EVANGELOS of Friendship.

Cosponsored by Senator CHIPMAN of Cumberland and Representatives: COOPER of Yarmouth, DAUGHTRY of Brunswick, HICKMAN of Winthrop, NEWELL of the Passamaquoddy Tribe, TALBOT ROSS of Portland, WARREN of Hallowell, Senators: BELLOWS of Kennebec, MIRAMANT of Knox.

Bill "An Act To Amend the Maine Uniform Probate Code Regarding Claims for Personal Injury" (EMERGENCY)

(H.P. 510) (L.D. 690)

Sponsored by Representative BAILEY of Saco.

Cosponsored by Senator: CARPENTER of Aroostook.

Committee on **JUDICIARY** suggested and ordered printed.

REFERRED to the Committee on **JUDICIARY** and ordered printed.

Sent for concurrence.

Bill "An Act To Increase the Minimum Wage for Large Employers"

(H.P. 491) (L.D. 670)

Sponsored by Representative COLLINGS of Portland.

Cosponsored by Senator CHENETTE of York and Representatives: BABINE of Scarborough, BRYANT of Windham, CROCKETT of Portland, DUNPHY of Old Town, HANDY of Lewiston, SYLVESTER of Portland, TERRY of Gorham, Senator: LAWRENCE of York.

Committee on **LABOR AND HOUSING** suggested and ordered printed.

REFERRED to the Committee on **LABOR AND HOUSING** and ordered printed.

Sent for concurrence.

Bill "An Act To Protect Pregnant Workers"

(H.P. 487) (L.D. 666)

Sponsored by Representative CARNEY of Cape Elizabeth.

Cosponsored by Senator SANBORN, H. of Cumberland and Representatives: CROCKETT of Portland, DAUGHTRY of Brunswick, MILLETT of Waterford, RECKITT of South Portland, Senators: BREEN of Cumberland, DOW of Lincoln, MOORE of Washington.

Committee on **LABOR AND HOUSING** suggested.

On motion of Representative SYLVESTER of Portland, the Bill was **REFERRED** to the Committee on **JUDICIARY**, ordered printed and sent for concurrence.

Bill "An Act To Provide Equity in the Lobster Promotion License Surcharge"

(H.P. 496) (L.D. 675)

Sponsored by Representative FAULKINGHAM of Winter Harbor.

Cosponsored by Representatives: ALLEY of Beals, McDONALD of Stonington, TUELL of East Machias.

Bill "An Act To Simplify Maine's Lobster Licensing System"

(H.P. 497) (L.D. 676)

Sponsored by Representative FAULKINGHAM of Winter Harbor.

Cosponsored by Representatives: ALLEY of Beals, McDONALD of Stonington.

Committee on **MARINE RESOURCES** suggested and ordered printed.

REFERRED to the Committee on **MARINE RESOURCES** and ordered printed.

Sent for concurrence.

Bill "An Act To Restore the Former State of Maine Flag"

(H.P. 508) (L.D. 687)

Sponsored by Representative COOPER of Yarmouth.

Cosponsored by Representative ACKLEY of Monmouth, Senator FARRIN of Somerset and Representatives: AUSTIN of Skowhegan, DOORE of Augusta, RYKERSON of Kittery, SKOLFIELD of Weld.

Committee on **STATE AND LOCAL GOVERNMENT** suggested and ordered printed.

REFERRED to the Committee on **STATE AND LOCAL GOVERNMENT** and ordered printed.

Sent for concurrence.

RESOLUTION, Proposing an Amendment to the Constitution of Maine To Cap the Property Tax on the Primary Residence of Certain Residents Who Are 65 Years of Age or Older

(H.P. 466) (L.D. 645)

Sponsored by Representative CRAVEN of Lewiston.

Cosponsored by Representatives: BRYANT of Windham, CLOUTIER of Lewiston, FAY of Raymond, HANDY of Lewiston, MAREAN of Hollis, PERRY of Calais.

Bill "An Act To Exempt Sales to Parent-Teacher Organizations from the Sales Tax"

(H.P. 481) (L.D. 660)

Sponsored by Representative MASTRACCIO of Sanford.

Cosponsored by Representatives: DUNPHY of Old Town, FAY of Raymond, KORNFIELD of Bangor, MAXMIN of Nobleboro, PERRY of Calais, RILEY of Jay, SCHNECK of Bangor, SHARPE of Durham.

Bill "An Act To Provide Housing Relief for Maine Families and Seniors"

(H.P. 490) (L.D. 669)

Sponsored by Representative MORALES of South Portland.

Cosponsored by Representatives: BABBIDGE of Kennebunk, GRAMLICH of Old Orchard Beach, RECKITT of South Portland, TEPLER of Topsham.

Bill "An Act To Provide Seniors and Certain Persons with Disabilities Assistance with Property Taxes through the Deferral of Those Taxes"

(H.P. 503) (L.D. 682)

Sponsored by Representative BAILEY of Saco.

Cosponsored by Representatives: COOPER of Yarmouth, DENNO of Cumberland, FAY of Raymond.

Committee on **TAXATION** suggested and ordered printed.

REFERRED to the Committee on **TAXATION** and ordered printed.

Sent for concurrence.

Bill "An Act To Allow Municipalities To Send Separate Tax Bills for Municipal and County and School Taxes"

(H.P. 476) (L.D. 655)

Sponsored by Representative ORDWAY of Standish.

Cosponsored by Senator FARRIN of Somerset and Representatives: ANDREWS of Paris, BRADSTREET of Vassalboro, GRIGNON of Athens, O'CONNOR of Berwick, STETKIS of Canaan, WHITE of Washburn.

Committee on **TAXATION** suggested.

On motion of Representative TIPPING of Orono, the Bill was **REFERRED** to the Committee on **STATE AND LOCAL GOVERNMENT**, ordered printed and sent for concurrence.

Bill "An Act To Increase the Penalty for Passing a School Bus with Its Red Lights Flashing"

(H.P. 477) (L.D. 656)

Sponsored by Representative CEBRA of Naples.

Resolve, Directing the Department of Transportation To Convene a Work Group To Study Improving Traffic Safety for Color-blind Drivers

(H.P. 489) (L.D. 668)

Sponsored by Representative ARATA of New Gloucester.

Cosponsored by Representatives: GATTINE of Westbrook, KESCHL of Belgrade.

Committee on **TRANSPORTATION** suggested and ordered printed.

REFERRED to the Committee on **TRANSPORTATION** and ordered printed.

Sent for concurrence.

Bill "An Act To Fund the Operations of the Tick Identification Laboratory in the University of Maine Cooperative Extension Diagnostic and Research Laboratory"

(H.P. 460) (L.D. 631)

Sponsored by Representative DUNPHY of Old Town.

Bill "An Act To Increase Gaming Opportunities for Charitable Veterans' Organizations"

(H.P. 482) (L.D. 661)

Sponsored by Representative MASTRACCIO of Sanford.

Cosponsored by Senator HERBIG of Waldo and Representatives: BRYANT of Windham, EVANGELOS of Friendship, NADEAU of Winslow, SHARPE of Durham, SKOLFIELD of Weld.

RESOLUTION, Proposing an Amendment to the Constitution of Maine To Require That the Governor Be Elected by a Majority Vote

(H.P. 488) (L.D. 667)

Sponsored by Representative KESCHL of Belgrade.

Cosponsored by Senator BLACK of Franklin and Representatives: BRADSTREET of Vassalboro, COREY of Windham, MARTIN of Greene, MILLETT of Waterford, TUELL of East Machias, Senators: DAVIS of Piscataquis, HAMPER of Oxford.

Committee on **VETERANS AND LEGAL AFFAIRS** suggested and ordered printed.

REFERRED to the Committee on **VETERANS AND LEGAL AFFAIRS** and ordered printed.

Sent for concurrence.

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

ORDERS

On motion of Representative FARNSWORTH of Portland, the following House Order: (H.O. 13)

ORDERED, that Representative Dale J. Denno of Cumberland be excused January 29 and 31 for health reasons.

AND BE IT FURTHER ORDERED, that Representative Theodore Joseph Kryzak, Jr. of Acton be excused January 9 for personal reasons.

AND BE IT FURTHER ORDERED, that Representative Lester S. Ordway of Standish be excused January 24 for health reasons.

AND BE IT FURTHER ORDERED, that Representative Michael D. Perkins of Oakland be excused January 24 for health reasons.

AND BE IT FURTHER ORDERED, that Representative Roger E. Reed of Carmel be excused January 29 and 31 for health reasons.

AND BE IT FURTHER ORDERED, that Representative Deane Rykerson of Kittery be excused January 31 for personal reasons.

AND BE IT FURTHER ORDERED, that Representative Paul A. Stearns of Guilford be excused January 29 and 31 for health reasons.

AND BE IT FURTHER ORDERED, that Representative Ryan D. Tipping of Orono be excused January 31 for personal reasons.

READ and PASSED.

SPECIAL SENTIMENT CALENDAR

In accordance with House Rule 519 and Joint Rule 213, the following items:

Recognizing:

the Waterville Senior High School Girls Soccer Team, of Waterville, which received the Platinum Award for Ethics and Sportsmanship for the Fall 2018 Season from United Soccer Coaches, the world's largest soccer coaches' organization. We extend our congratulations and best wishes;

(HLS 59)

Presented by Representative WHITE of Waterville.

Cosponsored by Senator CYRWAY of Kennebec, Representative MADIGAN of Waterville.

On **OBJECTION** of Representative WHITE of Waterville, was **REMOVED** from the Special Sentiment Calendar.

READ.

The SPEAKER PRO TEM: The Chair recognizes the Representative from Waterville, Representative White.

Representative **WHITE**: Mr. Speaker, Ladies and Gentlemen of the House, as someone who has long been interested in sports, first as an athlete, then as a coach, athletic director and a basketball official, I value the importance of good sportsmanship. As a graduate of Waterville High School, I am honored to congratulate the players and the coaches of the Waterville High School Girls Soccer team on being awarded the United Soccer Coaches Platinum Award for Ethics and Sportsmanship for the 2018 season.

Waterville was one of only 12 teams in the nation to be recognized and the only team in Maine. The school, the players, their coaches, and the parents should be proud of this wonderful accomplishment.

The SPEAKER PRO TEM: The Chair recognizes the Representative from Waterville, Representative Madigan.

Representative **MADIGAN**: Thank you, Mr. Speaker Pro Tem. Ladies and Gentlemen of the House and my colleagues,

I just want to echo Representative White's congratulations to the young women's soccer team in Waterville. Sportsmanship is very important and I also think they're fine examples for young women and men around the state and congratulations, ladies.

Subsequently, this Expression of Legislative Sentiment was **PASSED** and sent for concurrence.

In Memory of:

Gregory George Viger, of Rumford. Mr. Viger was well-known for his love of photography and for the many photos he shared with his community. Mr. Viger will be long remembered and sadly missed by his family and friends and all those whose lives he touched;

(HLS 60)

Presented by Representative DOLLOFF of Rumford.

Cosponsored by Senator KEIM of Oxford.

On **OBJECTION** of Representative DOLLOFF of Rumford, was **REMOVED** from the Special Sentiment Calendar.

READ.

The SPEAKER PRO TEM: The Chair recognizes the Representative from Rumford, Representative Dolloff.

Representative **DOLLOFF**: Thank you, Mister Speaker, Ladies and Gentlemen of the House. I rise today on behalf of the River Valley community to honor the passing of Greg Viger, of Rumford.

Greg was widely known as an all-around good person, who left a great impression on everyone he met. Greg was best known for his passion for photography and was always promoting our River Valley community. He; excuse me. His work inspired others to get involved, stay connected and to take pride in what our community has to offer. Personally, I was blessed to call him a friend and I will always be thankful for having the opportunity to know Greg. Thank you.

Subsequently, this Expression of Legislative Sentiment was **ADOPTED** and sent for concurrence.

CONSENT CALENDAR

First Day

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

(H.P. 32) (L.D. 31) Bill "An Act Regarding Rules Adopted by the ConnectME Authority" Committee on **ENERGY, UTILITIES AND TECHNOLOGY** reporting **Ought to Pass**

On motion of Representative DILLINGHAM of Oxford, was **REMOVED** from the First Day Consent Calendar.

The Committee Report was **READ**.

The same Representative **REQUESTED** a roll call on **ACCEPTANCE** of the **Unanimous Ought to Pass Report**.

More than one-fifth of the members present expressed a desire for a roll call which was ordered.

The SPEAKER PRO TEM: The Chair recognizes the Representative from Pittston, Representative Hanley.

Representative **HANLEY**: Thank you, Mr. Speaker. Mr. Speaker, Ladies and Gentlemen of the House, I rise in opposition to this pending motion.

The committee that I serve on, I was not there that day for personal reasons so I'm at fault for that, but the; my objection to this is that the ConnectME Authority is going to probably; like all state agencies, it needs oversight and this bill takes away that oversight.

It's important that this body and the committees that this body appoints have that opportunity always to overlook these agencies and because the future being what it is, this ConnectME Authority is bound to gain a tremendous amount of money that it is going to be responsible for allocating all over the State of Maine. So, for it to simply; to make rules within the routine technical category without the real close oversight of the committee, I think is a mistake. There's a reason why these rules were substantial in the first place and it is my opinion, had I been in the committee room, I would've voted against this and I am speaking against it now, for the reason that we should keep oversight of our agencies. It is our job and I think we should not dilute it with this type of legislation. Thank you, Mr. Speaker.

The SPEAKER PRO TEM: The Chair recognizes the Representative from Bowdoinham, Representative Berry.

Representative **BERRY**: Thank you, Mr. Speaker. Mr. Speaker, Men and Women of the House, I rise in reluctant opposition to the prior comments. I have enormous respect for the Representative from Pittston and regret that he was unable to be there for the hearing and to hear the testimony and also I just want to say that the vote was taken at that time. We did discuss at length whether to proceed with a vote and ultimately the unanimous agreement was to go forward but, you know, it's important to me that the Representative from Pittston have this opportunity today to voice his own concerns.

At the hearing, there was testimony delivered from a number of stakeholders, all of which was in support of the bill, LD 31, and the concern that was raised by everyone that did come forward was around the reduction of red tape and the reduction of unnecessary and burdensome regulation which unintentionally prevents us from deploying broadband in our rural areas.

The ConnectME Authority has a proven track record, they've been around for over 10 years, and the requirement that every single one of their rules be reviewed by the Legislature in what is a two-year process at minimum is really the epitome of red tape and unnecessary regulation, which all of us should be concerned about, especially when it comes to something so fundamental to our economy as high-speed internet. The rules that were recently developed because of a small technical glitch took not two years, which is again the minimum, but four years at this point, it will be four years before they can actually come online. That is a very big red flag about the amount of red tape that we have with respect to rural broadband at this time. So, the bill would fix that. The public would still be involved, as they always are in rulemaking, and the Legislature can still direct the ConnectME Authority to review rules and change rules at any time should it see fit.

So, for all those reasons, Mr. Speaker, Men and Women of the House, I hope that we will. go forward with the original unanimous report of the committee today. Thank you.

The SPEAKER PRO TEM: A roll call has been ordered. The pending question before the House is Acceptance of the Unanimous Ought to Pass Report. All those in favor will vote yes, those opposed will vote no.

ROLL CALL NO. 2

YEA - Ackley, Alley, AustinB, Babbidge, Babine, Bailey, Beebe-Center, Berry, Blume, Brennan, Brooks, Bryant, Caiazza, Cardone, Carney, Cloutier, Collings, Cooper, Craven, Crockett, Daughtry, Denk, Denno, Dodge, Doudera, Dunphy, Evangelos, Farnsworth, Fay, FecteauR, Foley, Gattine, Gramlich, Grohoski, Handy, Harnett, Harrington, Hepler, Hickman, Higgins, Hobbs, Hubbell, Hymanson, Ingwersen, Jorgensen, Kornfield, Landry, MadiganC, MartinJ, MartinR,

Mastraccio, Matlack, Maxmin, McCrea, McCreight, McLean, Melaragno, Meyer, Moonen, Morales, Nadeau, O'Neil, Peberworth, Peoples, Perry, PierceT, Pluecker, Riseman, Rykerson, Schneck, Sharpe, Sheats, Stanley, Stover, Sylvester, Talbot Ross, Tepler, Terry, Tipping, Tucker, Tuell, Verow, Warren, Zeigler, Madam Speaker.

NAY - Andrews, Arata, AustinS, Bickford, Blier, Bradstreet, Campbell, Cebra, Corey, Costain, Curtis, DeVeau, Dillingham, Dolloff, Drinkwater, FecteauJ, Foster, Griffin, Hall, Hanington, Hanley, Head, Hutchins, Javner, Johansen, Keschl, Kinney, Kryzak, Lyford, Marean, MartinT, Mason, Millett, Morris, O'Connor, Ordway, Perkins, Prescott, Reed, Rudnicki, Sampson, Skolfield, Stearns, Stetkis, Stewart, Strom, Swallow, WhiteD.

Total 48

ABSENT - Cuddy, Doore, Faulkingham, Grignon, Haggan, Kessler, Lockman, McDonald, Pickett, Reckitt, Riley, Roberts-Lovell, Theriault, Wadsworth, WhiteB.

Yes, 85; No, 48; Absent, 15; Excused, 0.

85 having voted in the affirmative and 48 voted in the negative, with 15 being absent, and accordingly the **Unanimous Ought to Pass Report** was **ACCEPTED**.

The Bill was **READ ONCE** and was assigned for **SECOND READING** Monday, February 11, 2019.

The following items were taken up out of order by unanimous consent:

SENATE PAPERS

The following Joint Order: (S.P. 206)

ORDERED, the House concurring, that when the Senate and House adjourn, they do so until Monday, February 11, 2019 at 6:15 in the evening.

Came from the Senate, **READ** and **PASSED**.

READ and **PASSED** in concurrence.

Bill "An Act Related to Community Repairs Boards"

(S.P. 197) (L.D. 635)

Bill "An Act To Require Law Enforcement Officers To Wear Body Cameras"

(S.P. 198) (L.D. 636)

Bill "An Act Regarding Motor Vehicle Operation and Drug Use"

(S.P. 199) (L.D. 637)

Came from the Senate, **REFERRED** to the Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY** and ordered printed.

REFERRED to the Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY** in concurrence.

Bill "An Act Regarding Kindergarten Readiness for Children Who Are Deaf and Hard of Hearing"

(S.P. 204) (L.D. 642)

Came from the Senate, **REFERRED** to the Committee on **EDUCATION AND CULTURAL AFFAIRS** and ordered printed.

REFERRED to the Committee on **EDUCATION AND CULTURAL AFFAIRS** in concurrence.

Resolve, To Require a Study of Greenhouse Gas Emissions Reductions from the Proposed Central Maine Power Company Transmission Corridor (EMERGENCY)

(S.P. 202) (L.D. 640)

Committee on **ENERGY, UTILITIES AND TECHNOLOGY** suggested and ordered printed.

Came from the Senate, **REFERRED** to the Committee on **ENVIRONMENT AND NATURAL RESOURCES** and ordered printed.

REFERRED to the Committee on **ENVIRONMENT AND NATURAL RESOURCES** in concurrence.

Bill "An Act To Amend the Charter of the Town of Madison's Department of Electric Works"

(S.P. 207) (L.D. 694)

Came from the Senate, **REFERRED** to the Committee on **ENERGY, UTILITIES AND TECHNOLOGY** and ordered printed.

REFERRED to the Committee on **ENERGY, UTILITIES AND TECHNOLOGY** in concurrence.

Bill "An Act To Save Lives through Epinephrine Autoinjector Accessibility"

(S.P. 203) (L.D. 641)

Came from the Senate, **REFERRED** to the Committee on **HEALTH COVERAGE, INSURANCE AND FINANCIAL SERVICES** and ordered printed.

REFERRED to the Committee on **HEALTH COVERAGE, INSURANCE AND FINANCIAL SERVICES** in concurrence.

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

Bill "An Act To Legalize the Use of Supplemental Minerals To Assist with Wildlife Nutrition"

(S.P. 200) (L.D. 638)

Bill "An Act To Require Biodegradable Hooks and Lures for Freshwater Fishing"

(S.P. 208) (L.D. 695)

Came from the Senate, **REFERRED** to the Committee on **INLAND FISHERIES AND WILDLIFE** and ordered printed.

REFERRED to the Committee on **INLAND FISHERIES AND WILDLIFE** in concurrence.

Bill "An Act To Protect Student Privacy"

(S.P. 201) (L.D. 639)

Came from the Senate, **REFERRED** to the Committee on **JUDICIARY** and ordered printed.

REFERRED to the Committee on **JUDICIARY** in concurrence.

Bill "An Act Regarding Temporary Signs Related to an Event That Are Placed in the Public Right-of-way"

(S.P. 205) (L.D. 689)

Came from the Senate, **REFERRED** to the Committee on **TRANSPORTATION** and ordered printed.

REFERRED to the Committee on **TRANSPORTATION** in concurrence.

COMMUNICATIONS

The Following Communication: (H.C. 80)

**STATE OF MAINE
HOUSE OF REPRESENTATIVES
SPEAKER'S OFFICE
AUGUSTA, MAINE 04333-0002**

February 7, 2019

Honorable Robert B. Hunt

Clerk of the House

2 State House Station

Augusta, Maine 04333

Dear Clerk Hunt:

Pursuant to my authority under House Rule 201.1 (H), I appoint Representative Matthew W. Moonen of Portland to serve as Speaker Pro Tem to convene the House on February 7, 2019.

Sincerely,

S/Sara Gideon

Speaker of the House

READ and ORDERED PLACED ON FILE.

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

On motion of Representative BRYANT of Windham, the House adjourned at 11:16 a.m., until 6:15 p.m., Monday, February 11, 2019, pursuant to the Joint Order (S.P. 206) and in honor and lasting tribute to Norma J. (Daigle) Shaw, of Caribou, Gregory S. Simmons, of Andover, and Gregory George Viger, of Rumford.