

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
50th Legislative Day
Friday, June 7, 2019

The Speaker resumed the Chair.
The House met according to adjournment and was called to order by the Speaker.
Prayer by Pastor Travis Armstrong, Hope Baptist Church, Manchester.
National Anthem by Scott Cole, Skowhegan.
Pledge of Allegiance.
The Journal of yesterday was read and approved.

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

SENATE PAPERS
Non-Concurrent Matter

Bill "An Act To Restrict the Use of Mercury in Dental Fillings in State-funded Dental Procedures"

(S.P. 349) (L.D. 1161)

Majority (9) **OUGHT NOT TO PASS** Report of the Committee on **HEALTH AND HUMAN SERVICES READ** and **ACCEPTED** in the House on June 5, 2019.

Came from the Senate with that Body having **INSISTED** on its former action whereby the Minority (4) **OUGHT TO PASS AS AMENDED** Report of the Committee on **HEALTH AND HUMAN SERVICES** was **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-181)** in **NON-CONCURRENCE**.

The House voted to **INSIST**.

Non-Concurrent Matter

Resolve, Directing the Department of Education To Direct a Study of the Regional Adjustment for School Administrative Units (EMERGENCY)

(H.P. 233) (L.D. 309)

(C. "A" H-393)

FINALLY PASSED in the House on June 5, 2019.

Came from the Senate **FAILING** of **FINAL PASSAGE** in **NON-CONCURRENCE**.

The House voted to **INSIST**.

Non-Concurrent Matter

Bill "An Act To Bring Maine's Laws Concerning Implied Consent in Operating a Motor Vehicle into Compliance with Recent Opinions of the United States Supreme Court"

(H.P. 567) (L.D. 762)

PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-284) in the House on May 28, 2019.

Came from the Senate **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-284)** **AS AMENDED BY SENATE AMENDMENT "A" (S-198)** thereto in **NON-CONCURRENCE**.

On motion of Representative MOONEN of Portland, **TABLED** pending **FURTHER CONSIDERATION** and later today assigned.

COMMUNICATIONS

The Following Communication: (H.C. 196)

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

June 7, 2019

Honorable Robert B. Hunt
Clerk of the House
2 State House Station
Augusta, Maine 04333

Dear Clerk Hunt:

Please be advised that pursuant to her authority, Governor Janet T. Mills has nominated the following:

on June 5, 2019

Jefferson T. Ashby of Presque Isle for appointment to the Maine Human Rights Commission.

Pursuant to Title 5, MRSA §4561, this appointment is contingent on the Maine State Senate's confirmation after review by the Joint Standing Committee on Judiciary.

on June 6, 2019

Michael Wiers of St. Albans and Colon Durrell of Farmington for reappointment to the Maine Milk Commission.

Pursuant to Title 7, M.R.S.A § 2952, these reappointments are contingent on the Maine State Senate's confirmation after review by the Joint Standing Committee on Agriculture, Conservation and Forestry.

Sincerely,
S/Sara Gideon

Speaker of the House

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

The Following Communication: (S.C. 569)

MAINE SENATE
129TH LEGISLATURE
OFFICE OF THE SECRETARY

June 6, 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 Agriculture, Conservation and Forestry,

- Richard R. Shiers of Gorham for appointment, to the State Harness Racing Commission;
- Upon the recommendation of the Committee on Education and Cultural Affairs,
- David King of Limestone for reappointment, to the Maine School of Science and Mathematics, Board of Trustees;
- David R. Ferguson of Kennebunk for reappointment, to the Maine School of Science and Mathematics, Board of Trustees;
- Joel E. Pike of Jay for appointment, to the Maine School of Science and Mathematics, Board of Trustees;
- James E. Havu of Augusta for appointment, to the Maine School of Science and Mathematics, Board of Trustees;

- Kelly L. Brackett of Ellsworth for appointment, to the Maine School of Science and Mathematics, Board of Trustees;
- Upon the recommendation of the Committee on Labor and Housing,
- Mark A. Brunton of China for appointment, to the Maine Public Employees Retirement System Board of Trustees;
- John S. Beliveau of Falmouth for appointment, to the Maine Public Employees Retirement System Board of Trustees;
- Bonita J. Usher of Buxton for appointment, as a Commissioner of the Maine State Housing Authority.

Best Regards,
S/Darek M. Grant
Secretary of the Senate

READ and ORDERED PLACED ON FILE.

The following item was taken up out of order by unanimous consent:

PETITIONS, BILLS AND RESOLVES REQUIRING REFERENCE

Resolve, To Continue until August 3, 2019 Limited-period Positions Expiring in June 2019 (EMERGENCY)

(H.P. 1310) (L.D. 1840)

Sponsored by Representative MILLETT of Waterford. (GOVERNOR'S BILL)

Committee on **APPROPRIATIONS AND FINANCIAL AFFAIRS** suggested.

The **SPEAKER**: The Chair recognizes the Representative from Waterford, Representative Millett.

Representative **MILLETT**: Thank you, Madam Speaker and Ladies and Gentlemen of the House. I thought a brief message or explanation of this supplement and the bill that it relates to would be in order.

I learned earlier in the week that the end dates for employment of people who are known as limited period positions in state government will ripen for some of them tomorrow night. In other words, these are positions for which there is no head count, no budgeted authority, but departmentally-determined funding sources expiring within the period for which they have funding. Given that there will be some of the group that will be faced with immediate layoff at the close of the day tomorrow and some of them, not a lot, but some of them are included in the budget to be continued with permanent funding starting July 1. The problem, therefore, arises when people might have to be summarily laid off at the end of the day tomorrow only to be rehired three weeks down the road.

This language, as an emergency, authorizes the departments without additional funding to extend that period so that there be no unnecessary layoff involved. There's also an unintended consequence for those who will be not continued, and that is that we have already passed the 30-day notice of termination and this bill will address that issue, as well.

I apologize for the lateness, I just wanted you to know that it is a bill that does not have a budgetary impact in the next biennium and is necessary to treat those few employees appropriately given the timeframes that we're dealing with. I'm sure Representative Gattine will speak also to this at some point during the morning. If it passes here and is enacted in the Senate and the Chief Executive signs it before the day is out, we will need to exempt it from the Appropriations Table forthwith, so later in the morning or maybe by midday we may have to do that. Thank you, Madam Speaker.

Under suspension of the rules, the Resolve was given its **FIRST READING WITHOUT REFERENCE** to a committee.

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

Under further suspension of the rules, the Resolve was **PASSED TO BE ENGROSSED** and sent for concurrence. **ORDERED SENT FORTHWITH.**

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. 30)

ORDERED, that Representative Kristen Sarah Cloutier of Lewiston be excused May 23 for personal reasons.

AND BE IT FURTHER ORDERED, that Representative W. Edward Crockett of Portland be excused June 3 for personal reasons.

AND BE IT FURTHER ORDERED, that Representative Scott W. Cuddy of Winterport be excused May 9 and 23 for health reasons.

AND BE IT FURTHER ORDERED, that Representative Matthea Elisabeth Larsen Daughtry of Brunswick be excused May 8 for health reasons.

AND BE IT FURTHER ORDERED, that Representative Diane M. Denk of Kennebunk be excused May 16 for personal reasons.

AND BE IT FURTHER ORDERED, that Representative Kathleen R. J. Dillingham of Oxford be excused May 16 for legislative business.

AND BE IT FURTHER ORDERED, that Representative Donna R. Doore of Augusta be excused May 29 for health reasons.

AND BE IT FURTHER ORDERED, that Representative Abigail W. Griffin of Levant be excused May 30 for personal reasons.

AND BE IT FURTHER ORDERED, that Representative Sheldon Mark Hanington of Lincoln be excused May 14 for health reasons.

AND BE IT FURTHER ORDERED, that Representative Jeffery P. Hanley of Pittston be excused May 30 for personal reasons.

AND BE IT FURTHER ORDERED, that Representative Roland Danny Martin of Sinclair be excused May 28 for personal reasons.

AND BE IT FURTHER ORDERED, that Representative Thomas H. Martin, Jr. of Greene be excused May 29 for personal reasons and June 3 for health reasons.

AND BE IT FURTHER ORDERED, that Representative Genevieve McDonald of Stonington be excused June 4 for personal reasons.

AND BE IT FURTHER ORDERED, that Representative Andrew J. McLean of Gorham be excused May 23 and 29 for personal reasons.

AND BE IT FURTHER ORDERED, that Representative H. Sawin Millett, Jr. of Waterford be excused May 16 for personal reasons.

AND BE IT FURTHER ORDERED, that Representative Rena D. Newell of the Passamaquoddy Tribe be excused May 28 and 29 for personal reasons.

AND BE IT FURTHER ORDERED, that Representative Sean C. Paulhus of Bath be excused May 30 for personal reasons.

AND BE IT FURTHER ORDERED, that Representative Richard A. Pickett of Dixfield be excused May 23 for personal reasons.

AND BE IT FURTHER ORDERED, that Representative Roger E. Reed of Carmel be excused May 23 for personal reasons.

AND BE IT FURTHER ORDERED, that Representative Holly B. Stover of Boothbay be excused May 7 for personal reasons.

AND BE IT FURTHER ORDERED, that Representative Michael A. Sylvester of Portland be excused June 6 for personal reasons.

AND BE IT FURTHER ORDERED, that Representative Rachel Talbot Ross of Portland be excused April 30 and May 2, 7, 8, and 9 for personal reasons.

AND BE IT FURTHER ORDERED, that Representative Timothy S. Theriault of China be excused May 30 and June 4 for personal reasons.

READ and PASSED.

The SPEAKER: The Chair recognizes the Representative from Bangor, Representative Perry who wishes to address the House on the record.

Representative **PERRY**: Thank you, Madam Speaker, Ladies and Gentlemen of the House. I've only been here since March, this is my first chance to address you all today, although I have accidentally pushed my request to speak button half a dozen times.

I cannot think of a better reason to stand today than to welcome such a fine group of young men and women from Bangor High School here. We have the Class AA State Championship boys basketball team that defeated Bonny Eagle soundly in the championship game to take home the gold ball. Prior to that, they had beat Portland in the playoffs and the Mayor of Portland had the bad fortune of betting me a dinner of my choice in Portland. So, thank you, I have a dinner coming to me with you guys' hard work.

We have the swim team, we have Coach Brad Libby with the basketball team as well. First-year coach, state champs.

We have the girls swim team and their coach, Cindi Howard, here. Swimming does not go head to head so they smoked all the schools in the State to bring home the State Championship.

So, I am so pleased to have them here and to congratulate them on their great effort and, I might add, we have a legendary basketball coach here in the chamber who's brought home a gold ball or two for Bangor High. So, congratulations and thanks for being here today.

The SPEAKER: The Chair recognizes the Representative from Carmel, Representative Reed who wishes to address the House on the record.

Representative **REED**: Thank you, Madam Speaker, Ladies and Gentlemen of the House. I rise this morning to extend my congratulations to both of these Bangor High School championship teams.

I do so for two reasons. First, winning a State Championship is very hard to do. You start out the season with the hope that you will be able to be around at the end to compete in that final game to have a shot at winning the championship. To accomplish this, teams have to overcome injuries and difficult times throughout the season. To have won

these two championships required many hours on the court and many swim hours in the pool and in some occasions overcoming times of adversities throughout the season.

The second reason for rising is my love for Bangor, Maine's finest city, and for Bangor High School, certainly one of Maine's finest high schools. I've been a Bangor Ram fan since the early 1950s. I have also been fortunate to be a member of the faculty and a coach at Bangor High School for 27 years. This is a class high school in terms of its quest for academic excellence and for excellence in athletics, as well. One of the best things about coaching at Bangor High School is always the high number of highly academic kids you will always have on your teams. It's always good also when the Bangor Rams are winning when you are the only big school north of Portland.

Congratulations to the girls swim coach and swimmers, congratulations to Brad Libby and the boys basketball team. You all can be proud of what you accomplished for your school and the community this year. Thank you, Madam Speaker. Thank you, Ladies and Gentlemen of the House.

The SPEAKER: The Chair recognizes the Representative from Bangor, Representative Cardone who wishes to address the House on the record.

Representative **CARDONE**: Thank you, Madam Speaker. I rise and join my colleague from Carmel and my colleague from Bangor in welcoming Coach Libby, Coach Howard, and the Bangor girls swim team and the Bangor boys basketball team. I don't need to repeat what was said here earlier about how proud we are of these teams in the Bangor area, and I would just like to ask the teams not to leave before they receive the special sentiments that we have for them today. Thank you.

The SPEAKER: The Chair recognizes the Representative from Bangor, Representative Kornfield who wishes to address the House on the record.

Representative **KORNFIELD**: I, too, want to express my congratulations to the teams, both teams, and their coaches. As many of you know, I taught at Bangor High School for 37 years. It was 30 years, 37 years altogether, 30 years at Bangor High. It was a wonderful, wonderful school to teach at and it was just a wonderful career there, so I congratulate both teams.

The SPEAKER: The Chair recognizes the Representative from Standish, Representative Ordway who wishes to address the House on the record.

Representative **ORDWAY**: Thank you, Madam Speaker. As Bonny Eagle is in my district, I just wanted to extend our congratulations to the team and, maybe next year.

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

**ENACTORS
Acts**

An Act To Protect Schoolchildren by Providing Additional Enforcement and Prevention Options for Unlawful Passing of a School Bus

(S.P. 53) (L.D. 166)
(C. "A" S-207)

An Act To Impose on Mental Health Professionals a Duty To Warn and Protect

(H.P. 211) (L.D. 287)
(C. "A" H-450)

An Act To Promote Keeping Workers in Maine

(H.P. 538) (L.D. 733)
 (S. "A" S-208 to C. "A" H-280)
 An Act To Protect Search and Rescue Volunteers
 Certified by the Maine Association for Search and Rescue from
 Adverse Employment Actions
 (H.P. 660) (L.D. 886)
 (C. "A" H-447)
 An Act To Increase the Number of Franklin County
 Commissioners
 (H.P. 695) (L.D. 940)
 (C. "A" H-488)
 An Act To Address the Browntail Moth Infestation
 (H.P. 767) (L.D. 1037)
 (C. "A" H-449)
 An Act Regarding Short-term, Limited-duration Health
 Plans
 (H.P. 921) (L.D. 1260)
 (C. "A" H-476)
 An Act To Expand the 1998 Special Retirement Plan To
 Include Civilian Employees Who Work for the Department of
 Public Safety Crime Lab and Computer Crimes Unit
 (S.P. 423) (L.D. 1355)
 (C. "A" S-201)
 An Act To Improve Recruitment and Retention in State
 Law Enforcement by Offering Retirement Service Credit
 (H.P. 1015) (L.D. 1400)
 (C. "A" H-495)
 An Act To Increase the Portion of Retirement Benefits to
 Which the Cost-of-living Adjustment Applies
 (H.P. 1120) (L.D. 1537)
 (C. "A" H-446)
 An Act To Protect State Employees When Their
 Contracts Have Expired
 (S.P. 483) (L.D. 1546)
 (C. "A" S-202)
 An Act To Improve Highway Maintenance Safety
 (S.P. 490) (L.D. 1555)
 (C. "A" S-206)
 An Act To Exclude Collectively Bargained Salary and Job
 Promotion Increases from the Earnable Compensation
 Limitation for Retirement Purposes
 (S.P. 517) (L.D. 1620)
 (C. "A" S-199)
 An Act To Authorize the Use of Autocycles
 (H.P. 1170) (L.D. 1627)
 (C. "A" H-487)
 An Act To Clarify the Definition of "Public Works"
 (S.P. 535) (L.D. 1658)
 (C. "A" S-200)
 An Act Regarding the Timeliness of Payments to the
 State
 (H.P. 1212) (L.D. 1697)
 (C. "A" H-479)
 An Act To Clarify and Correct Maine's Fish and Wildlife
 Laws
 (H.P. 1228) (L.D. 1717)
 (C. "A" H-492)
 An Act To Clarify Inland Fisheries and Wildlife Laws
 Regarding Boating and Hunting Licensing
 (H.P. 1238) (L.D. 1740)
 (C. "A" H-491)
 An Act Amending the Charter of the Boothbay-Boothbay
 Harbor Community School District
 (H.P. 1248) (L.D. 1753)
 (C. "A" H-486)

An Act To Modernize the E-9-1-1 Laws To Include Text
 Messaging and Other Methods of Contacting E-9-1-1
 (H.P. 1281) (L.D. 1800)
 Reported by the Committee on **Engrossed Bills** as truly
 and strictly engrossed, **PASSED TO BE ENACTED**, signed by
 the Speaker and sent to the Senate.

Resolves

Resolve, Authorizing the Commissioner of Administrative
 and Financial Services To Convey the Interests in Certain Real
 Property Located in East Millinocket
 (H.P. 549) (L.D. 744)
 (C. "A" H-489)
 Resolve, To Change the Educational Requirements of
 Certain Behavioral Health Professionals
 (H.P. 749) (L.D. 1007)
 (C. "A" H-499)
 Resolve, To Study Transmission Grid Reliability and Rate
 Stability in Northern Maine
 (H.P. 1275) (L.D. 1796)
 (C. "A" H-480)
 Reported by the Committee on **Engrossed Bills** as truly
 and strictly engrossed, **FINALLY PASSED**, signed by the
 Speaker and sent to the Senate.

An Act Regarding the Determination of the Prevailing
 Wage Rate for Public Works Projects
 (S.P. 430) (L.D. 1386)
 (C. "A" S-204)

Was reported by the Committee on **Engrossed Bills** as
 truly and strictly engrossed.

On motion of Representative MOONEN of Portland, was
SET ASIDE.

The same Representative **REQUESTED** a roll call on
PASSAGE TO BE ENACTED.

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

The SPEAKER: A roll call has been ordered. The
 pending question before the House is Passage to be Enacted.
 All those in favor will vote yes, those opposed will vote no.

ROLL CALL NO. 205

YEA - Ackley, Alley, Austin B, Babbidge, Babine, Bailey,
 Beebe-Center, Berry, Blume, Brennan, Bryant, Caiazzo,
 Cardone, Carney, Cloutier, Collings, Cooper, Craven, Crockett,
 Cuddy, Denk, Dodge, Doore, Dunphy, Evangelos, Farnsworth,
 Fecteau R, Foley, Gattine, Gramlich, Grohoski, Handy,
 Harnett, Hepler, Hickman, Higgins, Hobbs, Hubbell,
 Hymanson, Ingwersen, Jorgensen, Kessler, Kornfield, Landry,
 Madigan C, Martin J, Martin R, Matlack, Maxmin, McCrea,
 McCreight, McDonald, Melaragno, Meyer, Moonen, Morales,
 Nadeau, O'Neil, Paulhus, Peoples, Perry A, Perry J, Pierce T,
 Pluecker, Reckitt, Riley, Riseman, Roberts-Lovell, Rykerson,
 Schneck, Sharpe, Sheats, Stanley, Sylvester, Talbot Ross,
 Tepler, Terry, Theriault, Tipping, Tucker, Warren, White B,
 Zeigler, Madam Speaker.

NAY - Andrews, Arata, Austin S, Bickford, Blier,
 Bradstreet, Campbell, Cebra, Corey, Costain, Curtis,
 Dillingham, Drinkwater, Faulkingham, Fay, Foster, Griffin,
 Haggan, Hall, Hanington, Hanley, Harrington, Head, Hutchins,
 Javner, Johansen, Keschl, Kinney, Kryzak, Lockman, Lyford,
 Marean, MartinT, Mason, Mastraccio, Morris, O'Connor,
 Ordway, Perkins, Pickett, Prescott, Reed, Rudnicki, Sampson,
 Skolfield, Stearns, Stewart, Strom, Swallow, Tuell, White D.

ABSENT - Daughtry, DeVeau, Dolloff, Doudera, Fecteau J, Grignon, McLean, Millett, Pebworth, Stetkis, Stover, Verow, Wadsworth.

Yes, 84; No, 51; Absent, 13; Excused, 2.

84 having voted in the affirmative and 51 voted in the negative, with 13 being absent and 2 excused, and accordingly the Bill was **PASSED TO BE ENACTED**, signed by the Speaker and sent to the Senate.

An Act To Prevent Wage Theft and Promote Employer Accountability

(S.P. 473) (L.D. 1524)
(C. "A" S-203)

Was reported by the Committee on **Engrossed Bills** as truly and strictly engrossed.

On motion of Representative MOONEN of Portland, was **SET ASIDE**.

The same Representative **REQUESTED** a roll call on **PASSAGE TO BE ENACTED**.

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

The SPEAKER: A roll call has been ordered. The pending question before the House is Passage to be Enacted. All those in favor will vote yes, those opposed will vote no.

ROLL CALL NO. 206

YEA - Ackley, Alley, Austin B, Babbidge, Babine, Bailey, Beebe-Center, Berry, Blume, Brennan, Bryant, Caiazzo, Cardone, Carney, Cloutier, Collings, Cooper, Craven, Crockett, Cuddy, Denk, Dodge, Doore, Drinkwater, Dunphy, Evangelos, Farnsworth, Fay, Fecteau R, Foley, Gattine, Gramlich, Grohoski, Handy, Harnett, Hepler, Hickman, Higgins, Hobbs, Hubbell, Hymanson, Ingwersen, Jorgensen, Kessler, Kornfield, Kryzak, Landry, Lyford, Madigan C, Martin J, Martin R, Mastraccio, Matlack, Maxmin, McCrema, McCreight, McDonald, Melaragno, Meyer, Millett, Moonen, Morales, Nadeau, O'Neil, Paulhus, Peoples, Perry A, Perry J, Pierce T, Pluecker, Reckitt, Riley, Riseman, Roberts-Lovell, Rykerson, Schneck, Sharpe, Sheats, Stanley, Sylvester, Talbot Ross, Tepler, Terry, Theriault, Tipping, Tucker, Warren, White B, Zeigler, Madam Speaker.

NAY - Andrews, Arata, Austin S, Bickford, Blier, Bradstreet, Cebra, Corey, Costain, Curtis, Dillingham, Faulkingham, Foster, Griffin, Haggan, Hall, Hanington, Hanley, Harrington, Head, Hutchins, Javner, Johansen, Keschl, Kinney, Kryzak, Lockman, Lyford, Marean, Martin T, Mason, Millett, Morris, O'Connor, Ordway, Perkins, Pickett, Prescott, Reed, Rudnicki, Sampson, Skolfield, Stearns, Stewart, Strom, Swallow, Tuell, White D.

ABSENT - Campbell, Daughtry, DeVeau, Dolloff, Doudera, Fecteau J, Grignon, McLean, Pebworth, Stetkis, Stover, Verow, Wadsworth.

Yes, 87; No, 48; Absent, 13; Excused, 2.

87 having voted in the affirmative and 48 voted in the negative, with 13 being absent and 2 excused, and accordingly the Bill was **PASSED TO BE ENACTED**, signed by the Speaker and sent to the Senate.

An Act To Create Affordable Workforce and Senior Housing and Preserve Affordable Rural Housing

(H.P. 1180) (L.D. 1645)
(C. "A" H-481)

Was reported by the Committee on **Engrossed Bills** as truly and strictly engrossed.

On motion of Representative MOONEN of Portland, was **SET ASIDE**.

The same Representative **REQUESTED** a roll call on **PASSAGE TO BE ENACTED**.

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

The SPEAKER: A roll call has been ordered. The pending question before the House is Passage to be Enacted. All those in favor will vote yes, those opposed will vote no.

ROLL CALL NO. 207

YEA - Ackley, Alley, Andrews, Austin B, Austin S, Babbidge, Babine, Bailey, Beebe-Center, Berry, Bickford, Blier, Blume, Brennan, Bryant, Caiazzo, Campbell, Cardone, Carney, Cebra, Cloutier, Collings, Cooper, Corey, Costain, Craven, Crockett, Cuddy, Curtis, Denk, Dillingham, Dodge, Doore, Drinkwater, Dunphy, Evangelos, Farnsworth, Faulkingham, Fay, Fecteau R, Foley, Foster, Gattine, Gramlich, Griffin, Grohoski, Haggan, Hall, Handy, Hanington, Hanley, Harnett, Harrington, Head, Hepler, Hickman, Higgins, Hobbs, Hubbell, Hutchins, Hymanson, Ingwersen, Javner, Jorgensen, Keschl, Kessler, Kinney, Kornfield, Kryzak, Landry, Lyford, Madigan C, Marean, Martin J, Martin R, Martin T, Mason, Mastraccio, Matlack, Maxmin, McCrema, McCreight, McDonald, Melaragno, Meyer, Millett, Moonen, Morales, Morris, Nadeau, O'Connor, O'Neil, Ordway, Paulhus, Peoples, Perkins, Perry A, Perry J, Pickett, Pierce T, Pluecker, Prescott, Reckitt, Reed, Riley, Riseman, Roberts-Lovell, Rudnicki, Rykerson, Sampson, Schneck, Sharpe, Sheats, Skolfield, Stanley, Stearns, Stewart, Strom, Swallow, Sylvester, Talbot Ross, Tepler, Terry, Theriault, Tipping, Tucker, Tuell, Warren, White B, White D, Zeigler, Madam Speaker.

NAY - Arata, Bradstreet, Johansen, Lockman.

ABSENT - Daughtry, DeVeau, Dolloff, Doudera, Fecteau J, Grignon, McLean, Pebworth, Stetkis, Stover, Verow, Wadsworth.

Yes, 132; No, 4; Absent, 12; Excused, 2.

132 having voted in the affirmative and 4 voted in the negative, with 12 being absent and 2 excused, and accordingly the Bill was **PASSED TO BE ENACTED**, signed by the Speaker and sent to the Senate.

An Act To Protect Sustenance Fishing

(H.P. 1262) (L.D. 1775)
(C. "A" H-490)

Was reported by the Committee on **Engrossed Bills** as truly and strictly engrossed.

On motion of Representative MOONEN of Portland, was **SET ASIDE**.

The same Representative **REQUESTED** a roll call on **PASSAGE TO BE ENACTED**.

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

The SPEAKER: A roll call has been ordered. The pending question before the House is Passage to be Enacted. All those in favor will vote yes, those opposed will vote no.

ROLL CALL NO. 208

YEA - Ackley, Alley, Andrews, Arata, Austin B, Austin S, Babbidge, Babine, Bailey, Beebe-Center, Berry, Bickford, Blier, Blume, Bradstreet, Brennan, Bryant, Caiazzo, Campbell, Cardone, Carney, Cebra, Cloutier, Collings, Cooper, Corey, Costain, Craven, Crockett, Cuddy, Denk, Dillingham, Dodge, Doore, Drinkwater, Dunphy, Evangelos, Farnsworth, Faulkingham, Fay, Fecteau R, Foley, Foster, Gattine, Gramlich, Griffin, Grohoski, Haggan, Hall, Handy, Hanington,

Hanley, Harnett, Harrington, Head, Hepler, Hickman, Higgins, Hobbs, Hubbell, Hutchins, Hymanson, Ingwersen, Javner, Johansen, Jorgensen, Keschl, Kessler, Kinney, Kornfield, Kryzak, Landry, Lyford, Madigan C, Marean, Martin J, Martin R, Martin T, Mason, Mastraccio, Matlack, Maxmin, McCrea, McCreight, McDonald, Melaragno, Meyer, Millett, Moonen, Morales, Morris, Nadeau, O'Connor, O'Neil, Ordway, Paulhus, Peoples, Perkins, Perry A, Perry J, Pickett, Pierce T, Pluecker, Prescott, Reckitt, Riley, Riseman, Roberts-Lovell, Rudnicki, Rykerson, Sampson, Schneck, Sharpe, Sheats, Skolfield, Stanley, Stearns, Stewart, Strom, Swallow, Sylvester, Talbot Ross, Tepler, Terry, Tipping, Tucker, Tuell, Warren, White B, White D, Zeigler, Madam Speaker.

NAY - Curtis, Lockman, Reed, Theriault.

ABSENT - Daughtry, DeVeau, Dolloff, Doudera, Fecteau J, Grignon, McLean, Pebworth, Stetkis, Stover, Verow, Wadsworth.

Yes, 132; No, 4; Absent, 12; Excused, 2.

132 having voted in the affirmative and 4 voted in the negative, with 12 being absent and 2 excused, and accordingly the Bill was **PASSED TO BE ENACTED**, signed by the Speaker and sent to the Senate.

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

Emergency Measure

An Act To Promote Clean Energy Jobs and To Establish the Maine Climate Council

(S.P. 550) (L.D. 1679)
(C. "A" S-221)

Was reported by the Committee on **Engrossed Bills** as truly and strictly engrossed.

Representative MOONEN of Portland **REQUESTED** a roll call on **PASSAGE TO BE ENACTED**.

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

The **SPEAKER**: A roll call has been ordered. The pending question before the House is Passage to be Enacted. All those in favor will vote yes, those opposed will vote no.

This being an emergency measure, a two-thirds vote of all the members elected to the House being necessary, a total was taken.

ROLL CALL NO. 209

YEA - Ackley, Alley, Arata, Austin B, Babbidge, Babine, Bailey, Beebe-Center, Berry, Bickford, Blier, Blume, Bradstreet, Brennan, Bryant, Caiazzo, Campbell, Cardone, Carney, Cloutier, Collings, Cooper, Corey, Costain, Craven, Crockett, Denk, Dillingham, Dodge, Doore, Dunphy, Evangelos, Farnsworth, Fay, Fecteau R, Foley, Gattine, Gramlich, Grohoski, Hall, Handy, Harnett, Harrington, Hepler, Hickman, Higgins, Hobbs, Hubbell, Hymanson, Ingwersen, Jorgensen, Keschl, Kessler, Kornfield, Kryzak, Landry, Madigan C, Marean, Martin J, Martin R, Mastraccio, Matlack, Maxmin, McCrea, McCreight, McDonald, Melaragno, Meyer, Millett, Moonen, Morales, Nadeau, O'Neil, Ordway, Paulhus, Peoples, Perkins, Perry A, Perry J, Pierce T, Pluecker, Prescott, Reckitt, Riley, Riseman, Roberts-Lovell, Rykerson, Sampson, Schneck, Sharpe, Sheats, Skolfield, Stanley, Stearns, Stewart, Strom, Sylvester, Talbot Ross, Tepler, Terry, Tipping, Tucker, Tuell, Warren, White B, Zeigler, Madam Speaker.

NAY - Andrews, Austin S, Cebra, Curtis, Drinkwater, Faulkingham, Foster, Griffin, Haggan, Hanington, Hanley, Head, Hutchins, Javner, Johansen, Kinney, Lockman, Lyford, Martin T, Mason, Morris, O'Connor, Pickett, Reed, Rudnicki, Swallow, Theriault, Wadsworth, White D.

ABSENT - Cuddy, Daughtry, DeVeau, Dolloff, Doudera, Fecteau J, Grignon, McLean, Pebworth, Stetkis, Stover, Verow.

Yes, 107; No, 29; Absent, 12; Excused, 2.

107 having voted in the affirmative and 29 voted in the negative, with 12 being absent and 2 excused, and accordingly the Bill was **PASSED TO BE ENACTED**, signed by the Speaker and sent to the Senate.

Emergency Measure

An Act To Clarify the Pathway for a Registered Dispensary under the Maine Medical Use of Marijuana Act To Become a For-profit Entity

(S.P. 577) (L.D. 1735)
(C. "A" S-214)

Reported by the Committee on **Engrossed Bills** as truly and strictly engrossed. This being an emergency measure, a two-thirds vote of all the members elected to the House being necessary, a total was taken. 115 voted in favor of the same and 3 against, and accordingly the Bill was **PASSED TO BE ENACTED**, signed by the Speaker and sent to the Senate.

Emergency Measure

Resolve, Establishing the Working Group on Mental Health

(S.P. 508) (L.D. 1602)
(C. "A" S-213)

Reported by the Committee on **Engrossed Bills** as truly and strictly engrossed. This being an emergency measure, a two-thirds vote of all the members elected to the House being necessary, a total was taken. 118 voted in favor of the same and 1 against, and accordingly the Resolve was **FINALLY PASSED**, signed by the Speaker and sent to the Senate.

Acts

An Act To Provide an Income Tax Deduction for Certain Student Loan Payments Made Directly to a Lender on Behalf of a Taxpayer

(S.P. 26) (L.D. 73)
(C. "A" S-219)

An Act To Create a Credit under the Commercial Forestry Excise Tax for Landowners Using Businesses Based in the United States

(S.P. 80) (L.D. 268)
(C. "A" S-218)

An Act To Provide Lung Cancer Counseling and Screening for MaineCare Recipients

(S.P. 158) (L.D. 493)
(C. "A" S-223)

An Act To Update the Laws Governing Child Safety Seats and Seat Belts

(S.P. 389) (L.D. 1269)
(C. "A" S-217)

An Act To Transform Maine's Heat Pump Market To Advance Economic Security and Climate Objectives

(S.P. 597) (L.D. 1766)
(C. "A" S-220)

An Act To Reduce the Membership of the Clean-up and Response Fund Review Board

(S.P. 600) (L.D. 1776)
(C. "A" S-210)

An Act To Restore the Authority of the Board of Environmental Protection

(S.P. 605) (L.D. 1789)

Reported by the Committee on **Engrossed Bills** as truly and strictly engrossed, **PASSED TO BE ENACTED**, signed by the Speaker and sent to the Senate.

Resolves

Resolve, To Designate a Bridge in Indian Purchase Township the Detective Benjamin Campbell Bridge

(S.P. 617) (L.D. 1827)

Reported by the Committee on **Engrossed Bills** as truly and strictly engrossed, **FINALLY PASSED**, signed by the Speaker and sent to the Senate.

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

Emergency Measure

Resolve, To Continue until August 3, 2019 Limited-period Positions Expiring in June 2019

(H.P. 1310) (L.D. 1840)

Reported by the Committee on **Engrossed Bills** as truly and strictly engrossed. This being an emergency measure, a two-thirds vote of all the members elected to the House being necessary, a total was taken. 113 voted in favor of the same and 0 against, and accordingly the Resolve was **FINALLY PASSED**, signed by the Speaker and sent to the Senate. **ORDERED SENT FORTHWITH**.

REPORTS OF COMMITTEE

Ought to Pass Pursuant to Joint Order

Representative HYMANSON for the **Joint Standing Committee on Health and Human Services** on Resolve, Requiring the Department of Health and Human Services To Examine Options for Upper Payment Limit Adjustments for MaineCare Services

(H.P. 1309) (L.D. 1838)

Reporting **Ought to Pass** pursuant to Joint Order 2019, H.P. 1266.

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

The Resolve was **READ ONCE**.

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

Under further suspension of the rules, the Resolve was **PASSED TO BE ENGROSSED** and sent for concurrence.

Divided Reports

Majority Report of the Committee on **EDUCATION AND CULTURAL AFFAIRS** reporting **Ought to Pass as Amended by Committee Amendment "A" (S-216)** on Bill "An Act To Increase the Supplement for Certain National Board for Professional Teaching Standards Certified Teachers in Maine"

(S.P. 486) (L.D. 1549)

Signed:

Senators:

MILLETT of Cumberland
CARSON of Cumberland
POULIOT of Kennebec

Representatives:

KORNFIELD of Bangor
BRENNAN of Portland
DODGE of Belfast
FARNSWORTH of Portland
INGWERSEN of Arundel
McCREA of Fort Fairfield

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

Signed:

Representatives:

DRINKWATER of Milford
FECTEAU of Augusta
RUDNICKI of Fairfield
SAMPSON of Alfred

Came from the Senate 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" (S-216)**.

READ.

On motion of Representative KORNFIELD of Bangor, the Majority **Ought to Pass as Amended** Report was **ACCEPTED**.

The Bill was **READ ONCE**. **Committee Amendment "A" (S-216)** was **READ** by the Clerk and **ADOPTED**.

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

Under further suspension of the rules the Bill was **PASSED TO BE ENGROSSED as Amended by Committee Amendment "A" (S-216)** in concurrence.

Majority Report of the Committee on **HEALTH AND HUMAN SERVICES** reporting **Ought to Pass as Amended by Committee Amendment "A" (S-215)** on Bill "An Act To Include Homelessness in the Laws Governing Emergency General Assistance"

(S.P. 137) (L.D. 459)

Signed:

Senators:

GRATWICK of Penobscot
CLAXTON of Androscoggin

Representatives:

HYMANSON of York
CRAVEN of Lewiston
MADIGAN of Waterville
MEYER of Eliot
PERRY of Calais
STOVER of Boothbay
TALBOT ROSS of Portland

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

Signed:
Senator: MOORE of Washington

Representatives:
GRIFFIN of Levant
JAVNER of Chester
O'CONNOR of Berwick

Came from the Senate 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" (S-215)**.
READ.

On motion of Representative HYMANSON of York, the Majority **Ought to Pass as Amended** Report was **ACCEPTED**.

The Bill was **READ ONCE**. **Committee Amendment "A" (S-215)** was **READ** by the Clerk and **ADOPTED**.

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

Under further suspension of the rules the Bill was **PASSED TO BE ENGROSSED as Amended by Committee Amendment "A" (S-215)** in concurrence.

Majority Report of the Committee on **HEALTH AND HUMAN SERVICES** reporting **Ought to Pass as Amended by Committee Amendment "A" (S-211)** on Bill "An Act To Provide Stable Funding and Support for Child Care Providers" (S.P. 291) (L.D. 1012)

Signed:
Senators: GRATWICK of Penobscot
CLAXTON of Androscoggin

Representatives:
HYMANSON of York
CRAVEN of Lewiston
MADIGAN of Waterville
MEYER of Eliot
PERRY of Calais
STOVER of Boothbay
TALBOT ROSS of Portland

Minority Report of the same Committee reporting **Ought to Pass as Amended by Committee Amendment "B" (S-212)** on same Bill.

Signed:
Senator: MOORE of Washington

Representatives:
GRIFFIN of Levant
JAVNER of Chester
O'CONNOR of Berwick

Came from the Senate 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" (S-211)**.
READ.

On motion of Representative HYMANSON of York, the Majority **Ought to Pass as Amended** Report was **ACCEPTED**.

The Bill was **READ ONCE**. **Committee Amendment "A" (S-211)** was **READ** by the Clerk and **ADOPTED**.

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

Under further suspension of the rules the Bill was **PASSED TO BE ENGROSSED as Amended by Committee Amendment "A" (S-211)** in concurrence.

Majority Report of the Committee on **INNOVATION, DEVELOPMENT, ECONOMIC ADVANCEMENT AND BUSINESS** reporting **Ought to Pass** on Bill "An Act Concerning the Establishment of Benefit Corporations" (S.P. 468) (L.D. 1519)

Signed:
Senators: HERBIG of Waldo
GUERIN of Penobscot
MILLETT of Cumberland

Representatives:
DAUGHTRY of Brunswick
AUSTIN of Gray
BABINE of Scarborough
CROCKETT of Portland
FECTEAU of Biddeford
HANDY of Lewiston
HIGGINS of Dover-Foxcroft
PERRY of Bangor

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

Signed:
Representative: STETKIS of Canaan

Came from the Senate with the Majority **OUGHT TO PASS** Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED**.
READ.

On motion of Representative MOONEN of Portland, the Majority **Ought to Pass as Amended** Report was **ACCEPTED**.

The Bill was **READ ONCE**.

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

Under further suspension of the rules the Bill was **PASSED TO BE ENGROSSED** in concurrence.

Majority Report of the Committee on **AGRICULTURE, CONSERVATION AND FORESTRY** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-516)** on Bill "An Act To Feed Maine's Residents by Allowing Dairy Dealers and Producers in the State To Donate Fresh Milk to Food Banks in the State"

(H.P. 216) (L.D. 292)

Signed:
Senators: DILL of Penobscot
BLACK of Franklin

Representatives:

HICKMAN of Winthrop
HALL of Wilton
KINNEY of Knox
KRYZAK of Acton
MAXMIN of Nobleboro
McCREA of Fort Fairfield
O'NEIL of Saco
ROBERTS-LOVELL of South Berwick
SKOLFIELD of Weld

Minority Report of the same Committee reporting **Ought to Pass as Amended by Committee Amendment "B" (H-517)** on same Bill.

Signed:

Representative:

PLUECKER of Warren

READ.

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

The **SPEAKER:** The Chair recognizes the Representative from Warren, Representative Pluecker.

Representative **PLUECKER:** Thank you, Madam Speaker. This amendment coming out of the committee just needs one small change but it has profound effects, this one small change does. We need to take out the word 'produced' and we do have a vehicle for doing that.

What is happening right now is that milk is coming into the State and is being processed in local facilities, and this milk when it's being processed has the cream taken off and we're left with a product of skim milk and some of the local processors want to donate this milk to our local food banks. And this current practice would be prohibited if we were to go ahead and pass this motion as offered. We heard a lot of what happened, the reason you're seeing this report come out of our committee is because the department came to us and said that this practice is not happening. But heard from local food banks, as well as some local processors that in recent years this has happened. And we don't want to pass this motion because of the fact that this would stop this practice. At the end of the day, this is about feeding hungry people and we have the milk to do so.

Excuse me, while I go through my notes. Simply, I've been through all this.

What I wanted to say is that our milk industry is suffering right now not because people who can't afford milk are going to the food pantry and picking up donations; our milk industry is suffering because of the modification of our agriculture that does not support small farmers. Our milk industry is also suffering from lack of federal regulation. Right now, what we need to do is we need to vote this down and allow food insecure people to have access to this food which is wanting to be offered. And I ask for a roll call.

The same Representative **REQUESTED** a roll call on the motion to **ACCEPT** the Majority **Ought to Pass as Amended** Report.

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

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

ROLL CALL NO. 210

YEA - Alley, Andrews, Arata, Austin B, Austin S, Babbidge, Babine, Bailey, Berry, Bickford, Blier, Blume, Bradstreet, Brennan, Bryant, Caiazzo, Campbell, Cardone, Carney, Cebra, Cooper, Corey, Costain, Craven, Crockett, Curtis, Denk, Dillingham, Doore, Drinkwater, Dunphy, Farnsworth, Faulkingham, Fay, Fecteau R, Foley, Foster, Gattine, Griffin, Haggan, Hall, Handy, Hanington, Hanley, Harrington, Head, Hickman, Hubbell, Hutchins, Hymanson, Ingwersen, Javner, Johansen, Jorgensen, Keschl, Kinney, Kornfield, Kryzak, Landry, Lockman, Lyford, Madigan C, Martin J, Martin R, Martin T, Mason, Mastraccio, McCreA, McCreight, McDonald, Melaragno, Meyer, Millett, Moonen, Morales, Morris, Nadeau, O'Connor, Ordway, Paulhus, Peoples, Perkins, Perry A, Pickett, Pierce T, Prescott, Reckitt, Reed, Riley, Roberts-Lovell, Rudnicki, Sampson, Schneck, Sharpe, Sheats, Skolfield, Stanley, Stearns, Stewart, Strom, Swallow, Sylvester, Talbot Ross, Tepler, Theriault, Tipping, Tucker, Tuell, Wadsworth, Warren, White B, White D.

NAY - Ackley, Beebe-Center, Cloutier, Collings, Dodge, Evangelos, Gramlich, Grohoski, Harnett, Hepler, Higgins, Hobbs, Kessler, Marean, Matlack, Maxmin, O'Neil, Perry J, Pluecker, Riseman, Rykerson, Terry, Zeigler, Madam Speaker.

ABSENT - Cuddy, Daughtry, DeVeau, Dolloff, Doudera, Fecteau J, Grignon, McLean, Pebworth, Stetkis, Stover, Verow.

Yes, 112; No, 24; Absent, 12; Excused, 2.

112 having voted in the affirmative and 24 voted in the negative, with 12 being absent and 2 excused, and accordingly the Majority **Ought to Pass as Amended** Report was **ACCEPTED**.

The Bill was **READ ONCE**. **Committee Amendment "A" (H-516)** was **READ** by the Clerk and **ADOPTED**.

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

Under further suspension of the rules, the Bill was **PASSED TO BE ENGROSSED as Amended by Committee Amendment "A" (H-516)** and sent for concurrence.

Majority Report of the Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY** reporting **Ought Not to Pass** on Bill "An Act To Eliminate the Statutory Duty To Retreat and Affirm the Right of Self-defense"

(H.P. 390) (L.D. 533)

Signed:

Senators:

DESCHAMBAULT of York
CARPENTER of Aroostook

Representatives:

WARREN of Hallowell
BEEBE-CENTER of Rockland
COOPER of Yarmouth
MORALES of South Portland
RECKITT of South Portland
SHARPE of Durham

Minority Report of the same Committee reporting **Ought to Pass as Amended by Committee Amendment "A" (H-501)** on same Bill.

Signed:

Senator:
ROSEN of Hancock

Representatives:
COREY of Windham
COSTAIN of Plymouth
JOHANSEN of Monticello
PICKETT of Dixfield

READ.

Representative WARREN of Hallowell moved that the House **ACCEPT** the Majority **Ought Not to Pass** Report.

Representative PICKETT of Dixfield **REQUESTED** a roll call on the motion to **ACCEPT** the Majority **Ought Not to Pass** Report.

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

The SPEAKER: The Chair recognizes the Representative from Paris, Representative Andrews.

Representative **ANDREWS**: Thank you, Madam Speaker. I stand in strong opposition to the pending motion and ask that we vote it down to move the Ought to Pass Minority Report.

Regardless of what they seem to think in Kittery, in the great State of Maine our natural rights are protected by our State Constitution. So much so that the first section of the Maine State Constitution is, in fact --

The SPEAKER: The Member will defer. The Chair recognizes the Representative from Kittery and inquires as to his Point of Order.

Representative **RYKERSON**: Point of Order. We should not be defaming other Members of this body.

The SPEAKER: The Chair will remind the Member who is speaking, I believe he was not speaking about a Member but about a town; however, the Chair will remind Members to please be careful of their language and make sure it was not misconstrued in any way or is not presented in a way that can be misconstrued.

The Chair recognizes the Member from Paris, and he may proceed.

Representative **ANDREWS**: Thank you, Madam Speaker. In the great State of Maine, our natural rights are protected by our State Constitution, so much so that the first section of the Maine State Constitution is, in fact, a declaration of rights, with our natural rights being the first to be mentioned. They are listed in Article 1, Section 1 of the Maine State Constitution.

All people are born equally free and independent, and have certain natural, inherent and unalienable rights, among which are those of enjoying and defending life and liberty, acquiring, possessing and protecting of property, and of pursuing and obtaining safety and happiness.

This bill seeks to correct state statute to get it in line with the protections of our natural rights, mainly to defend life and obtain safety, that are listed in Article 1, Section 1. This bill is necessary to protect everyday Mainers from harm if they face dangerous situations outside of their domicile in a place they legally have the right to be. Currently, Mainers who face danger outside their homes are required to retreat from the encounter, surrender their property to someone asserting a claim to it, and comply with a demand from an aggressor they are not obliged to perform. That is not a safe or rational standard, and it is in clear violation of our State Constitution. It must be corrected. Mainers have constitutional protections to

guarantee the right to meet force with force to defend their lives or the lives of others so that they can obtain safety.

I submitted this bill for everyone in Maine because everyone has the right to defend themselves in a place that they have a legal right to be if they face danger. Whether it is a single mom walking through a desolate parking lot late at night who meets an attacker or a young Marine home on leave who engages and takes down a mass shooter in a public park, this law, LD 533, is for every law-abiding citizen in our great state to protect themselves and others without having to worry about the current statute that violates their constitutional rights. This is especially true in rural Maine where the police or county sheriffs may be a long distance from being able to help people. Mainers have always been a self-sufficient people and they need to have their constitutional right to self-defense affirmed and protected by passing this bill.

I would ask you to please vote down the Majority Report, and move the Ought to Pass Minority Report, to bring current statute in line with our State Constitution and make Maine a safer place for everyone. Thank you, Madam Speaker.

The SPEAKER: The Chair recognizes the Representative from Winter Harbor, Representative Faulkingham.

Representative **FAULKINGHAM**: Thank you, Madam Speaker. I rise in opposition to the pending motion.

My brother, Herman Faulkingham, is a Marine veteran and very active in the firearms training community and he has imparted on me his knowledge of violent confrontation. I would say that he is an expert on the subject. I'd like to briefly speak in favor of LD 533.

Many people have an unrealistic understanding of how fights and lethal force engagements happen. They don't understand how the brain functions when dealing with a fight or flight response or how fast decisions made when confronted by someone intending to cause you harm. These misunderstandings can not only lead a good person involved in a justified use of lethal force to be charged or prosecuted but in an even worse case having confusion in the laws about use of force, such as when you are obligated to retreat, or defining exactly what is the duty to deescalate can lead that same good person to hesitate or make a wrong choice when their life is on the line.

Stand-your-ground laws can end these problems by simplifying it into if you fear for your life you have the right to defend yourself. A person being held at knifepoint or being chased by someone with a baseball bat shouldn't have to worry about if they will be criminally charged for defending themselves with overwhelming force. Most apprehension to stand-your-ground laws come from a misunderstanding that stand your ground is license to pick fights or allows a person to shoot someone. That is not what this law is. It is simply just brings the laws surrounding justifiable self-defense back to common-law principles; if you have a reasonable fear for your life, you have a fundamental right to self-preservation. Thank you.

The SPEAKER: The Chair recognizes the Representative from Hallowell, Representative Warren.

Representative **WARREN**: Thank you, Madam Speaker. I just want to clear up a little, it seems, confusion. I'm not sure what other states do in this realm but Maine's law currently recognizes very clearly a person's right to self-defense, and it does not include a duty to retreat in one's own home and when one is not the initial aggressor. So, this proposal is truly not needed because we already have it in Maine.

The SPEAKER: The Chair recognizes the Representative from Dixfield, Representative Pickett.

Representative PICKETT: Thank you, Madam Speaker, Ladies and Gentlemen of the House. Not too long ago, legislation was passed in our State for a bill that was deemed to cause hysteria and cause all kinds of problems. It was called the constitutional carry. That bill was passed and we still remain today the safest state in the union.

This particular bill here, the stand-your-ground bill, I believe is a good bill. I believe it's a public safety bill. It aligns with our constitutional rights and, most importantly, we heard references to a state last evening regarding another bill and that same state today, New Hampshire, has a stand-your-ground bill. Thank you very much, Madam Speaker.

The SPEAKER: A roll call has been ordered. The pending question before the House is Acceptance of the Majority Ought Not to Pass Report. All those in favor will vote yes, those opposed will vote no.

ROLL CALL NO. 211

YEA - Ackley, Alley, Austin B, Babbidge, Babine, Bailey, Beebe-Center, Berry, Blume, Brennan, Caiazzo, Cardone, Carney, Cloutier, Collings, Cooper, Craven, Crockett, Cuddy, Denk, Dodge, Doore, Dunphy, Evangelos, Farnsworth, Fay, Fecteau R, Foley, Gattine, Gramlich, Grohoski, Handy, Harnett, Hepler, Hickman, Hobbs, Hubbell, Hymanson, Ingwersen, Jorgensen, Kessler, Kornfield, Madigan C, Martin R, Mastraccio, Matlack, Maxmin, McCrea, McCreight, McDonald, Melaragno, Meyer, Moonen, Morales, Nadeau, O'Neil, Paulhus, Peoples, Perry A, Perry J, Pierce T, Pluecker, Reckitt, Riley, Roberts-Lovell, Rykerson, Schneck, Sharpe, Sheats, Sylvester, Talbot Ross, Tepler, Terry, Tipping, Tucker, Warren, Zeigler, Madam Speaker.

NAY - Andrews, Arata, Austin S, Blier, Bradstreet, Bryant, Campbell, Cebra, Corey, Costain, Curtis, Dillingham, Drinkwater, Faulkingham, Foster, Griffin, Haggan, Hall, Hanington, Hanley, Harrington, Head, Higgins, Hutchins, Javner, Johansen, Keschl, Kinney, Kryzak, Landry, Lockman, Lyford, Marean, Martin J, Martin T, Mason, Millett, Morris, O'Connor, Ordway, Perkins, Pickett, Prescott, Reed, Riseman, Rudnicki, Sampson, Skolfield, Stanley, Stearns, Stewart, Strom, Swallow, Theriault, Tuell, Wadsworth, White D.

ABSENT - Bickford, Daughtry, DeVeau, Dolloff, Doudera, Fecteau J, Grignon, McLean, Pebworth, Stetkis, Stover, Verow, White B.

Yes, 78; No, 57; Absent, 13; Excused, 2.

78 having voted in the affirmative and 57 voted in the negative, with 13 being absent and 2 excused, and accordingly the Majority **Ought Not to Pass** Report was **ACCEPTED** and sent for concurrence.

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

Majority Report of the Committee on **HEALTH AND HUMAN SERVICES** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-514)** on Bill "An Act To Amend the General Assistance Laws Governing Eligibility and Reimbursement"

(H.P. 1018) (L.D. 1403)

Signed:
Senators:

GRATWICK of Penobscot
CLAXTON of Androscoggin
MOORE of Washington

Representatives:

HYMANSON of York
CRAVEN of Lewiston
MADIGAN of Waterville
MEYER of Eliot
PERRY of Calais
STOVER of Boothbay
TALBOT ROSS of Portland

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

Signed:

Representatives:

GRIFFIN of Levant
JAVNER of Chester
O'CONNOR of Berwick

READ.

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

Representative STEWART of Presque Isle **REQUESTED** a roll call on the motion to **ACCEPT** the Majority **Ought to Pass as Amended** Report.

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

The SPEAKER: The Chair recognizes the Representative from Berwick, Representative O'Connor.

Representative **O'CONNOR**: Thank you, Madam Speaker, Ladies and Gentlemen of the House. I stand in objection to this motion for the reasons that this bill establishes presumptive eligibility for general assistance for persons who are provided shelter at emergency shelters for the homeless.

It also reestablishes the reimbursement rate from municipalities that incur net general assistance costs in any fiscal year in excess of .0003 of that municipality's most recent state evaluation, which was amended in public law, 2015, Chapter 267, Part SSS. It retains the 70% reimbursement rate for other municipalities in Indian tribes for costs below the .0003% of all state valuation amount.

This bill has a \$1,182,268 fiscal note, which will not in any way benefit the small municipalities or our little country towns nor the tribes. In fact, they will be the ones picking up the tab for the three service centers, or I know as the big cities and I know that my municipality and many of yours are already struggling and in good conscience I cannot place more burdens on them by rolling back positive policy that was crafted with their help. Furthermore, I have great concerns with the presumptive eligibility coupled with proposals that redefine the definitions of homelessness. Thank you, Madam Speaker.

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

ROLL CALL NO. 212

YEA - Ackley, Alley, Austin B, Babbidge, Babine, Bailey, Beebe-Center, Berry, Blume, Brennan, Bryant, Caiazzo, Cardone, Carney, Cloutier, Collings, Cooper, Craven, Crockett, Cuddy, Denk, Dodge, Doore, Dunphy, Evangelos, Farnsworth, Fay, Fecteau R, Foley, Gattine, Gramlich, Grohoski, Handy, Harnett, Hepler, Hickman, Hobbs, Hubbell, Hymanson, Ingwersen, Jorgensen, Kessler, Kornfield, Landry, Madigan C, Martin J, Martin R, Mastraccio, Matlack, Maxmin, McCrea, McCreight, McDonald, Melaragno, Meyer, Moonen, Morales,

Nadeau, O'Neil, Paulhus, Peoples, Perry A, Perry J, Pierce T, Pluecker, Reckitt, Riley, Riseman, Roberts-Lovell, Rykerson, Schneck, Sharpe, Sheats, Stanley, Sylvester, Talbot Ross, Tepler, Terry, Tipping, Tucker, Warren, White B, Zeigler, Madam Speaker.

NAY - Andrews, Arata, Austin S, Bickford, Blier, Bradstreet, Campbell, Cebra, Corey, Costain, Curtis, Dillingham, Drinkwater, Faulkingham, Foster, Griffin, Haggan, Hall, Hanington, Hanley, Harrington, Head, Higgins, Hutchins, Javner, Johansen, Keschl, Kinney, Kryzak, Lockman, Lyford, Marean, Martin T, Mason, Millett, Morris, O'Connor, Ordway, Perkins, Pickett, Prescott, Reed, Rudnicki, Sampson, Skolfield, Stearns, Stewart, Strom, Swallow, Theriault, Tuell, Wadsworth, White D.

ABSENT - Daughtry, DeVeau, Dolloff, Doudera, Fecteau J, Grignon, McLean, Pebworth, Stetkis, Stover, Verow.

Yes, 84; No, 53; Absent, 11; Excused, 2.

84 having voted in the affirmative and 53 voted in the negative, with 11 being absent and 2 excused, and accordingly the Majority **Ought to Pass as Amended** Report was **ACCEPTED**.

The Bill was **READ ONCE**. **Committee Amendment "A" (H-514)** was **READ** by the Clerk and **ADOPTED**.

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

Under further suspension of the rules, the Bill was **PASSED TO BE ENGROSSED as Amended by Committee Amendment "A" (H-514)** and sent for concurrence.

Majority Report of the Committee on **INNOVATION, DEVELOPMENT, ECONOMIC ADVANCEMENT AND BUSINESS** reporting **Ought Not to Pass** on Bill "An Act To Limit the Amount of Money That May Be Retained on Construction Contracts"

(H.P. 636) (L.D. 862)

Signed:

Senators:

HERBIG of Waldo
GUERIN of Penobscot

Representatives:

AUSTIN of Gray
BABINE of Scarborough
HARRINGTON of Sanford
HIGGINS of Dover-Foxcroft
STETKIS of Canaan

Minority Report of the same Committee reporting **Ought to Pass** on same Bill.

Signed:

Representatives:

DAUGHTRY of Brunswick
CROCKETT of Portland
HANDY of Lewiston

READ.

Representative HANDY of Lewiston moved that the House **ACCEPT** the Minority **Ought to Pass** Report.

Representative DILLINGHAM of Oxford **REQUESTED** a roll call on the motion to **ACCEPT** the Minority **Ought to Pass** Report.

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

The same Representative **REQUESTED** that the Clerk **READ** the Committee Report.

The Clerk **READ** the Committee Report in its entirety.

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

ROLL CALL NO. 213

YEA - Alley, Austin B, Babbidge, Bailey, Beebe-Center, Berry, Blume, Brennan, Bryant, Cardone, Carney, Cloutier, Collings, Cooper, Craven, Crockett, Cuddy, Denk, Dodge, Doore, Dunphy, Evangelos, Farnsworth, Fecteau R, Gattine, Gramlich, Grohoski, Handy, Harnett, Hepler, Hobbs, Hubbell, Hymanson, Ingwersen, Jorgensen, Kessler, Kornfield, Landry, Lyford, Madigan C, Martin J, Martin R, Matlack, Maxmin, McCrea, McCreight, McDonald, Melaragno, Meyer, Moonen, Morales, Nadeau, O'Neil, Paulhus, Peoples, Perry A, Perry J, Pierce T, Pluecker, Reckitt, Riseman, Roberts-Lovell, Rykerson, Schneck, Sharpe, Sheats, Stanley, Sylvester, Talbot Ross, Tepler, Terry, Tipping, Tucker, Warren, White B, Zeigler, Madam Speaker.

NAY - Andrews, Arata, Austin S, Babine, Bickford, Blier, Bradstreet, Caiazzo, Campbell, Cebra, Corey, Costain, Curtis, Dillingham, Drinkwater, Faulkingham, Fay, Foster, Griffin, Haggan, Hall, Hanington, Hanley, Harrington, Head, Higgins, Hutchins, Javner, Johansen, Keschl, Kinney, Kryzak, Lockman, Marean, Martin T, Mason, Mastraccio, Millett, Morris, O'Connor, Ordway, Perkins, Pickett, Prescott, Reed, Riley, Rudnicki, Sampson, Skolfield, Stearns, Stewart, Strom, Swallow, Theriault, Tuell, Wadsworth, White D.

ABSENT - Ackley, Daughtry, DeVeau, Dolloff, Doudera, Fecteau J, Foley, Grignon, Hickman, McLean, Pebworth, Stetkis, Stover, Verow.

Yes, 77; No, 57; Absent, 14; Excused, 2.

77 having voted in the affirmative and 57 voted in the negative, with 14 being absent and 2 excused, and accordingly the Minority **Ought to Pass** Report was **ACCEPTED**.

The Bill was **READ ONCE**.

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

Under further suspension of the rules, the Bill was **PASSED TO BE ENGROSSED** and sent for concurrence.

Majority Report of the Committee on **LABOR AND HOUSING** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-518)** on Bill "An Act To Allow Public Employers of Teachers to Negotiate Regarding Educational Policies"

(H.P. 203) (L.D. 240)

Signed:

Senator:

BELLOWS of Kennebec

Representatives:

SYLVESTER of Portland
CARNEY of Cape Elizabeth
CUDDY of Winterport
DOORE of Augusta
PEOPLES of Westbrook
RYKERSON of Kittery

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

Signed:
Senator: GUERIN of Penobscot

Representatives:
AUSTIN of Gray
BRADSTREET of Vassalboro
LOCKMAN of Bradley
MORRIS of Turner

READ.

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

On further motion of the same Representative, **TABLED** pending his motion to **ACCEPT** the Majority **Ought to Pass as Amended** Report and later today assigned.

Majority Report of the Committee on **LABOR AND HOUSING** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-493)** on Bill "An Act To Establish the Permanent Commission on the Status of Racial and Ethnic Populations"

(H.P. 582) (L.D. 777)

Signed:
Senator:

BELLOWS of Kennebec

Representatives:
SYLVESTER of Portland
CARNEY of Cape Elizabeth
CUDDY of Winterport
DOORE of Augusta
PEOPLES of Westbrook
RYKERSON of Kittery

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

Signed:
Senator:

GUERIN of Penobscot

Representatives:
AUSTIN of Gray
BRADSTREET of Vassalboro
LOCKMAN of Bradley
MORRIS of Turner

READ.

On motion of Representative SYLVESTER of Portland, the Majority **Ought to Pass as Amended** Report was **ACCEPTED**.

The Bill was **READ ONCE. Committee Amendment "A" (H-493)** was **READ** by the Clerk and **ADOPTED**.

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

Under further suspension of the rules the Bill was **PASSED TO BE ENGROSSED as Amended by Committee Amendment "A" (H-493)** and sent for concurrence.

Majority Report of the Committee on **LABOR AND HOUSING** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-496)** on Bill "An Act To Provide the Same Retirement Benefits for State Employees Working in Law Enforcement as Are Provided to Law Enforcement Officers"

(H.P. 607) (L.D. 833)

Signed:
Senator:

BELLOWS of Kennebec

Representatives:
SYLVESTER of Portland
CARNEY of Cape Elizabeth
DOORE of Augusta
PEOPLES of Westbrook
RYKERSON of Kittery

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

Signed:
Representatives:

AUSTIN of Gray
BRADSTREET of Vassalboro
LOCKMAN of Bradley
MORRIS of Turner

READ.

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

The **SPEAKER**: The Chair recognizes the Representative from Vassalboro, Representative Bradstreet.

Representative **BRADSTREET**: Thank you, Madam Speaker, Ladies and Gentlemen of the House. I'm not going to ask for a roll call. I would like to point out, though, why sometimes we vote the way we do on some of these things. This bill will eventually cost more because of an unfunded actuarial liability. There are several bills this morning. That's my concern. They're small. Even though we do appreciate all that the law enforcement people do for us, I'm concerned about the long-range effects that something like this might have. Thank you, Madam Speaker.

Subsequently, the Majority **Ought to Pass as Amended** Report was **ACCEPTED**.

The Bill was **READ ONCE. Committee Amendment "A" (H-496)** was **READ** by the Clerk and **ADOPTED**.

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

Under further suspension of the rules the Bill was **PASSED TO BE ENGROSSED as Amended by Committee Amendment "A" (H-496)** and sent for concurrence.

Majority Report of the Committee on **LABOR AND HOUSING** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-497)** on Bill "An Act To Expand the 1998 Special Retirement Plan To Include Detectives in the Office of Investigations within the Department of the Secretary of State, Bureau of Motor Vehicles"

(H.P. 871) (L.D. 1207)

Signed:
Senator:

BELLOWS of Kennebec

Representatives:

SYLVESTER of Portland
CARNEY of Cape Elizabeth
DOORE of Augusta
PEOPLES of Westbrook

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

Signed:

Representatives:

AUSTIN of Gray
BRADSTREET of Vassalboro
LOCKMAN of Bradley
MORRIS of Turner

READ.

On motion of Representative SYLVESTER of Portland, the Majority **Ought to Pass as Amended** Report was **ACCEPTED.**

The Bill was **READ ONCE. Committee Amendment "A" (H-497)** was **READ** by the Clerk and **ADOPTED.**

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

Under further suspension of the rules the Bill was **PASSED TO BE ENGROSSED as Amended by Committee Amendment "A" (H-497)** and sent for concurrence.

Majority Report of the Committee on **LABOR AND HOUSING** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-498)** on Bill "An Act To Expand the 1998 Special Retirement Plan To Include Detectives in the Office of the Attorney General"

(H.P. 872) (L.D. 1208)

Signed:

Senator:

BELLOWS of Kennebec

Representatives:

SYLVESTER of Portland
CARNEY of Cape Elizabeth
CUDDY of Winterport
DOORE of Augusta
PEOPLES of Westbrook

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

Signed:

Representatives:

AUSTIN of Gray
BRADSTREET of Vassalboro
MORRIS of Turner

READ.

On motion of Representative SYLVESTER of Portland, the Majority **Ought to Pass as Amended** Report was **ACCEPTED.**

The Bill was **READ ONCE. Committee Amendment "A" (H-498)** was **READ** by the Clerk and **ADOPTED.**

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

Under further suspension of the rules the Bill was **PASSED TO BE ENGROSSED as Amended by Committee Amendment "A" (H-498)** and sent for concurrence.

Majority Report of the Committee on **LABOR AND HOUSING** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-494)** on Bill "An Act To Amend the Laws Governing the Collective Bargaining Rights of Employees of School Management and Leadership Centers"

(H.P. 1025) (L.D. 1412)

Signed:

Senators:

BELLOWS of Kennebec
LAWRENCE of York

Representatives:

SYLVESTER of Portland
CARNEY of Cape Elizabeth
CUDDY of Winterport
DOORE of Augusta
RYKERSON of Kittery

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

Signed:

Senator:

GUERIN of Penobscot

Representatives:

AUSTIN of Gray
BRADSTREET of Vassalboro
MORRIS of Turner

READ.

On motion of Representative SYLVESTER of Portland, the Majority **Ought to Pass as Amended** Report was **ACCEPTED.**

The Bill was **READ ONCE. Committee Amendment "A" (H-494)** was **READ** by the Clerk and **ADOPTED.**

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

Under further suspension of the rules the Bill was **PASSED TO BE ENGROSSED as Amended by Committee Amendment "A" (H-494)** and sent for concurrence.

Majority Report of the Committee on **TRANSPORTATION** reporting **Ought Not to Pass** on Bill "An Act To Increase Railroad Freight Safety"

(H.P. 521) (L.D. 716)

Signed:

Senators:

DIAMOND of Cumberland
FARRIN of Somerset

Representatives:

McLEAN of Gorham
AUSTIN of Skowhegan
CEBRA of Naples
MARTIN of Greene

PERKINS of Oakland
SHEATS of Auburn
WHITE of Washburn

Minority Report of the same Committee reporting **Ought to Pass** on same Bill.

Signed:

Senator:

CHIPMAN of Cumberland

Representatives:

BRYANT of Windham
COLLINGS of Portland
WHITE of Waterville

READ.

On motion of Representative MOONEN of Portland, **TABLED** pending **ACCEPTANCE** of either Report and later today assigned.

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

**ENACTORS
Emergency Measure**

An Act To Clarify the Definitions of Consumer-owned Utilities

(H.P. 1207) (L.D. 1683)
(C. "A" H-478)

Reported by the Committee on **Engrossed Bills** as truly and strictly engrossed. This being an emergency measure, a two-thirds vote of all the members elected to the House being necessary, a total was taken. 114 voted in favor of the same and 1 against, and accordingly the Bill was **PASSED TO BE ENACTED**, signed by the Speaker and sent to the Senate.

Emergency Measure

An Act To Transfer Responsibility for Licensing of Land-based Aquaculture from the Department of Agriculture, Conservation and Forestry to the Department of Marine Resources

(S.P. 595) (L.D. 1763)

Was reported by the Committee on **Engrossed Bills** as truly and strictly engrossed.

The **SPEAKER**: The Chair recognizes the Representative from Auburn, Representative Bickford.

Representative **BICKFORD**: Madam Speaker, the board is not correct. Thank you.

Subsequently, this being an emergency measure, a two-thirds vote of all the members elected to the House being necessary, a total was taken. 121 voted in favor of the same and 2 against, and accordingly the Bill was **PASSED TO BE ENACTED**, signed by the Speaker and sent to the Senate.

Emergency Measure

An Act To Increase Land Permit by Rule Application Fees

(H.P. 1269) (L.D. 1784)
(C. "A" H-502)

Was reported by the Committee on **Engrossed Bills** as truly and strictly engrossed.

The **SPEAKER**: The Chair recognizes the Representative from Orrington, Representative Campbell.

Representative **CAMPBELL**: Thank you, Madam Speaker, Men and Women of the House. I'm not generally in favor of increased fees because sometimes they appear to be tax, but in this case the permit by rule which was enacted, I think, about 1989, has really been able to expedite the permitting process. So, it's very important, even though it is an increase, DEP needs extra people to be able to expedite these so I encourage you to approve this measure. Thank you.

Subsequently, this being an emergency measure, a two-thirds vote of all the members elected to the House being necessary, a total was taken. 119 voted in favor of the same and 1 against, and accordingly the Bill was **PASSED TO BE ENACTED**, signed by the Speaker and sent to the Senate.

Emergency Measure

Resolve, To Increase Funding for Evidence-based Therapies for Treating Emotional and Behavioral Problems in Children

(H.P. 1289) (L.D. 1809)
(C. "A" H-500)

Reported by the Committee on **Engrossed Bills** as truly and strictly engrossed. This being an emergency measure, a two-thirds vote of all the members elected to the House being necessary, a total was taken. 122 voted in favor of the same and 0 against, and accordingly the Resolve was **FINALLY PASSED**, signed by the Speaker and sent to the Senate.

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

CONSENT CALENDAR

First Day

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

(S.P. 608) (L.D. 1795) Bill "An Act To Clarify Requirements for Assisted Living Programs Regarding Fire Safety Inspections" Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY** reporting **Ought to Pass**

(S.P. 51) (L.D. 164) Bill "An Act To Reduce Property Taxes for Maine Residents" Committee on **TAXATION** reporting **Ought to Pass as Amended by Committee Amendment "A" (S-231)**

(S.P. 285) (L.D. 995) Bill "An Act To Establish a Student Loan Bill of Rights To License and Regulate Student Loan Servicers" Committee on **HEALTH COVERAGE, INSURANCE AND FINANCIAL SERVICES** reporting **Ought to Pass as Amended by Committee Amendment "A" (S-225)**

(S.P. 298) (L.D. 1019) Bill "An Act To Eliminate the Double Taxation of Out-of-state Pensions" Committee on **TAXATION** reporting **Ought to Pass as Amended by Committee Amendment "A" (S-230)**

(S.P. 505) (L.D. 1586) Bill "An Act To Promote Major Food Processing and Manufacturing Facility Expansion and To Create Jobs in Maine" Committee on **TAXATION** reporting **Ought to Pass as Amended by Committee Amendment "A" (S-228)**

(S.P. 538) (L.D. 1661) Bill "An Act To Create the Drug Donation and Redispensing Program" Committee on **HEALTH COVERAGE, INSURANCE AND FINANCIAL SERVICES** reporting **Ought to Pass as Amended by Committee Amendment "A" (S-227)**

(S.P. 559) (L.D. 1694) Bill "An Act To Amend the Mental Health Insurance Coverage Laws" Committee on **HEALTH COVERAGE, INSURANCE AND FINANCIAL SERVICES** reporting **Ought to Pass as Amended by Committee Amendment "A" (S-226)**

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

There being no objection, the Senate Papers were **PASSED TO BE ENGROSSED** or **PASSED TO BE ENGROSSED as Amended** in concurrence.

UNFINISHED BUSINESS

The following matter, in the consideration of which the House was engaged at the time of adjournment yesterday, had preference in the Orders of the Day and continued with such preference until disposed of as provided by House Rule 502.

Bill "An Act To Require Education about the Holocaust"
(S.P. 310) (L.D. 1050)

- In Senate, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-147)**.

TABLED - May 30, 2019 (Till Later Today) by Representative MOONEN of Portland.

PENDING - **ADOPTION OF COMMITTEE AMENDMENT "A" (S-147)**.

Representative TALBOT ROSS of Portland **PRESENTED House Amendment "B" (H-520) to Committee Amendment "A" (S-147)**, which was **READ** by the Clerk and **ADOPTED**.

Committee Amendment "A" (S-147) as Amended by House Amendment "B" (H-520) thereto was **ADOPTED**.

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

Under further suspension of the rules, the Bill was **PASSED TO BE ENGROSSED as Amended by Committee Amendment "A" (S-147) as Amended by House Amendment "B" (H-520)** thereto in **NON-CONCURRENCE** and sent for concurrence. **ORDERED SENT FORTHWITH**.

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

On motion of Representative DRINKWATER of Milford, the House adjourned at 12:01 p.m., until 10:00 a.m., Monday, June 10, 2019.