

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
53rd Legislative Day
Wednesday, June 12, 2019

CONSENT CALENDAR
First Day

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

(S.P. 350) (L.D. 1162) Bill "An Act To Further Expand Drug Price Transparency" Committee on **HEALTH COVERAGE, INSURANCE AND FINANCIAL SERVICES** reporting **Ought to Pass as Amended by Committee Amendment "A" (S-252)**

(S.P. 415) (L.D. 1327) Bill "An Act To Require Residential Mortgage Loan Servicers To Act in Good Faith in Dealings with Homeowners" Committee on **JUDICIARY** reporting **Ought to Pass as Amended by Committee Amendment "A" (S-258)**

(S.P. 418) (L.D. 1350) Bill "An Act To Improve Rural Health Care" Committee on **HEALTH AND HUMAN SERVICES** reporting **Ought to Pass as Amended by Committee Amendment "A" (S-259)**

(S.P. 606) (L.D. 1793) Bill "An Act To Update the Laws Governing Personal Vehicle Rental Coverage" Committee on **HEALTH COVERAGE, INSURANCE AND FINANCIAL SERVICES** reporting **Ought to Pass as Amended by Committee Amendment "A" (S-255)**

(H.P. 369) (L.D. 512) Resolve, To Create the Task Force To Study and Plan for the Implementation of Maine's Early Childhood Special Education Services (EMERGENCY) Committee on **EDUCATION AND CULTURAL AFFAIRS** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-561)**

(H.P. 700) (L.D. 945) Bill "An Act To Establish a Blue Ribbon Commission To Study and Recommend Funding Solutions for the State's Transportation Systems" Committee on **TRANSPORTATION** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-557)**

(H.P. 1009) (L.D. 1395) Bill "An Act To Create Fairness for Dispatchers in the Maine Public Employees Retirement System" Committee on **LABOR AND HOUSING** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-551)**

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

There being no objection, the Senate Papers were **PASSED TO BE ENGROSSED as Amended** in concurrence and the House Papers were **PASSED TO BE ENGROSSED as Amended** and sent for concurrence.

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

ENACTORS
Emergency Measure

An Act To Provide for the Merger of Hospital Administrative District No. 4 into MRH Corp., a Maine Nonprofit, Nonstock Private Corporation

(H.P. 1220) (L.D. 1708)
(C. "A" H-537)

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 1 against, and accordingly the Bill was **PASSED TO BE ENACTED**, signed by the Speaker and sent to the Senate.

The House met according to adjournment and was called to order by the Speaker.

Prayer by Honorable Roger E. Reed, Carmel.

National Anthem by Amie Giles, Shapleigh.

Pledge of Allegiance.

The Journal of yesterday was read and approved.

The SPEAKER: The Chair recognizes the Representative from Hollis, Representative Marean.

Representative **MAREAN**: Thank you, Madam Speaker, and good morning. I request unanimous consent to address the House on the record.

The SPEAKER: The Representative from Hollis has requested unanimous consent to address the House on the record. Hearing no objection, the Representative may address the House on the record.

Representative **MAREAN**: Thank you, Madam Speaker, Ladies and Gentlemen of the House. I rise this morning to inform you about a young gentleman that I met about a week ago in Buxton, at the Buxton Scout Troop 349. He was there to receive his Eagle Scout award.

I was there that evening to present a sentiment for another young gentleman who also had received his Scout award about a month before that. Keegan Delaney, who was the recipient of the Scout award that night, is from New Gloucester. He does not live in my district; he is a constituent of the Good Representative from New Gloucester. But his Scoutmaster and the other Scouts respect young Mr. Delaney at the highest regard and they asked if there was any way possible that he, too, could receive a sentiment like his fellow Scout-person in 349. I said I would take care of that; I would make sure that Keegan's name was submitted and that we present a sentiment to him today.

Becoming an Eagle Scout is a very, very high honor. These young people are the people that will lead our community in the future. Keegan has already shown his leadership skills by working at Camp Hinds and leading Scouts during the summertime. So, I will yield the rest of the accolades to Mr. Keegan Delaney to the Good Representative from New Gloucester. Thank you, Madam Speaker.

The SPEAKER: The Chair recognizes the Representative from New Gloucester, Representative Arata who wishes to address the House on the record.

Representative **ARATA**: Thank you, Madam Speaker, Ladies and Gentlemen of the House. I have known Keegan Delaney since he was just a little Tiger Scout and I've long admired his work ethic and tenacity, whether as a cross-country runner, lacrosse player or a Scout. And with the support of his loving family, he's earned the Eagle Scout status and I'd like to wish him my congratulations. Thank you.

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

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

Emergency Measure

An Act Regarding Medical Marijuana

(H.P. 1236) (L.D. 1738)
(C. "A" H-545)

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. 125 voted in favor of the same and 0 against, and accordingly the Bill was **PASSED TO BE ENACTED**, signed by the Speaker and sent to the Senate.

Emergency Measure

An Act To Clarify Certain Standards for the Efficiency Maine Trust's Triennial Plan

(H.P. 1251) (L.D. 1757)
(C. "A" H-539)

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. 123 voted in favor of the same and 0 against, and accordingly the Bill was **PASSED TO BE ENACTED**, signed by the Speaker and sent to the Senate.

Acts

An Act Regarding Consent by a Motor Vehicle Operator to a Blood Test

(H.P. 567) (L.D. 762)
(S. "A" S-198 to C. "A" H-284)

An Act To Ensure That Defendants in Foreclosure Proceedings Receive Proper Notification

(H.P. 671) (L.D. 907)
(C. "A" H-543)

An Act To Provide Ready Access to Defibrillators in Businesses and Pharmacies

(S.P. 355) (L.D. 1169)
(C. "A" S-233)

An Act To Prohibit Infringing on the Rights of Association of Dependent Adults

(H.P. 910) (L.D. 1249)
(C. "A" H-546)

An Act Regarding the Collection of the Sales and Use Tax by Marketplace Facilitators

(H.P. 1064) (L.D. 1452)
(H. "A" H-521 to C. "A" H-508)

An Act To Enhance the Long-term Stability of Certain At-risk Youth

(H.P. 1155) (L.D. 1596)
(C. "A" H-544)

An Act Regarding Criminal Procedure with Respect to Allowable Defenses

(H.P. 1175) (L.D. 1632)

An Act To Authorize the Commissioner of Corrections To Designate Additional Employees of the Department of Corrections To Collect Biological Samples

(H.P. 1202) (L.D. 1678)
(C. "A" H-547)

An Act To Amend the Charter of the Boothbay Harbor Sewer District

(H.P. 1247) (L.D. 1752)
(C. "A" H-528)

An Act To Expand and Clarify the Prohibition of Hazing at Elementary Schools, Secondary Schools and Postsecondary Institutions

(H.P. 1254) (L.D. 1765)
(C. "A" H-529)

An Act To Amend the Barbering and Cosmetology Licensing Laws

(H.P. 1255) (L.D. 1768)
(C. "A" H-533)

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 Save Lives by Establishing a Homeless Opioid Users Service Engagement Pilot Project within the Department of Health and Human Services

(H.P. 965) (L.D. 1337)
(C. "A" H-429)

Resolve, Directing the Department of Education To Study and Develop a State Plan for Computer Science Instruction and Professional Development

(H.P. 1003) (L.D. 1382)
(C. "A" H-522)

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**.

SENATE PAPERS

Non-Concurrent Matter

Bill "An Act To Implement the National Popular Vote for President of the United States"

(S.P. 252) (L.D. 816)

Majority (7) **OUGHT NOT TO PASS** Report of the Committee on **VETERANS AND LEGAL AFFAIRS READ and ACCEPTED** in the House on May 30, 2019.

Came from the Senate with that Body having **INSISTED** on its former action whereby the Minority (6) **OUGHT TO PASS AS AMENDED** Report of the Committee on **VETERANS AND LEGAL AFFAIRS** was **READ and ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-44)** in **NON-CONCURRENCE**.

Speaker GIDEON of Freeport moved that the House **RECEDE AND CONCUR**.

Representative DILLINGHAM of Oxford **REQUESTED** a roll call on the motion to **RECEDE AND CONCUR**.

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'd like to remind everyone that they pledged alliance to the republic this morning. Here we are again, holding the line of defense of our republic and our beloved Maine. We are facing a final desperate charge and rebel yell from the national popular vote. Fix bayonets and remain resolute.

LD 816, the national popular vote, would negatively and fundamentally change our nation and our State's future. This

is why it is the most dangerous bill offered this session. It would give away Maine's voice in presidential elections. We need to hold the line and protect our State's sovereignty. Maine has a brave history of holding the line against long odds, to defend our republic against those who would subvert our way of life. The 20th Maine famously held that line in 1863, the Battle of Gettysburg. Many brave Mainers gave their lives at Little Round Top to preserve our republic. They did not do so for you to give away their beloved Maine's voice to select the Commander in Chief of the United States of America.

No one in the House or Senate ran on a platform of abolishing the Electoral College. If they had run on subverting the Electoral College and giving away Maine's voice to large cities, they would've been laughed off the campaign trail. They most certainly would not have been elected. That's how radical and reckless LD 816 is. I applaud everyone in this chamber who supported the bipartisan votes regarding the national popular vote. Bipartisan votes of Ought Not to Pass from the VLA committee, bipartisan votes of Ought Not to Pass from the Maine House of Representatives. The message is clear in this chamber; the Electoral College needs to be protected and the national popular vote needs to be voted Ought Not to Pass today and right now. This is the people's House and we need to listen to our constituents; constituents who have tirelessly and repeatedly contacted us to save the Electoral College and to vote down the subversive national popular vote. They have put their trust in you; trust to represent them and their best interests. Saving the Electoral College is most certainly in their best interests. We can best serve them by not flip-flopping our Ought Not to Pass votes from last week. Be steadfast in your original vote of Ought Not to Pass. Be brave enough to vote that way again. Your constituents deserve it and they will thank you for staying true to your original Ought Not to Pass vote. Please follow my light, and thank you, Madam Speaker.

The SPEAKER: The Chair recognizes the Representative from Brunswick, Representative Daughtry.

Representative **DAUGHTRY**: Thank you, Madam Speaker, Ladies and Gentlemen of the House. I do want to reference the prior speaker. This is an important vote. But this vote isn't about political parties or lack thereof, this is about encouraging every Mainer and American to participate in our democracy.

We've all heard, I think, in every one of our campaigns or potentially at the polls oh, I don't vote, my vote doesn't matter, or I only vote on local issues or it won't really count, why should I bother? Our country, in the scheme of things, is fairly young. And what our needs were in 1776 are not the same as in 2019. Most importantly, our constitution isn't gospel. It's a living document that has changed over time to reflect our country. I mean, just think about in 1820, the beginning and the start of our State and our Legislature, I wouldn't've been allowed to be standing here addressing all of you and voting. I mean, heck, think about other things we've put in the Constitution. At one point, we thought prohibition was a great idea and, let me tell you, I have some very strong feelings on that.

I have believed in the national popular vote since I was 18 years old. When I registered to vote, and you better believe I was there on my birthday, making sure I was able to register, that it didn't seem right. You know, you're taught in math class, you know, what the greater of a whole is, what a majority of votes means, what the popular amount is. And then in high school, you know, studying and looking at the history of Electoral College and then seeing numerous elections in my

lifetime and the conversation that you hear from your neighbors and friends, and just hearing time and time again well, my vote doesn't matter, not going to vote today. So, I can tell you, having believed in this wholeheartedly since the age of 18, I am so glad to have a chance to move us one step closer.

I urge you to follow the recede and concur motion. Please follow my light and remember Dirigo. Let's lead on this, because as Maine goes, so goes the nation.

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

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

Maine and all other states, most of whom did not even exist when our system was established, will absolutely lose their voice in a French-style direct democracy system. We are a constitutional republic. We are not a direct democracy. The color of skin or the sexual preference of men or women, have absolutely nothing to do with the establishment of the Electoral College. Our very wise founding fathers two and a half centuries ago set up a House of Representatives apportioned by population. They set up a Senate based on geographic areas to keep rural areas represented. It was genius. They also set up an Electoral College based on geographic areas and apportioned members of that college based on populations within those geographic areas. Nothing in God's world could be fairer.

Maine and other tiny states would be long-forgotten in a direct democracy. No presidential candidate would give us the time of day or visit our State. Leave our system of government alone. It is the best system ever devised by men on earth. If one does not like the current President, work within our system to get your voice heard from another candidate. We are not a racist nation, we are not a bigoted state, we are good people making incredible historical strides within a culture that took centuries to evolve. America represents the best chance for equality ever. Stick with your vote, vote this motion down. Thank you.

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

Representative **DOLLOFF**: Good morning, Madam Speaker, and thank you. I guess I have to say that my vote counts and I believe everybody's vote counts. But if this bill passes, you put Maine against California, and I guess then I can be with all the others that think my vote doesn't count. Thank you.

The SPEAKER: The Chair recognizes the Representative from Hiram, Representative Wadsworth.

Representative **WADSWORTH**: Thank you, Madam Speaker. Prohibition came about by amending the Constitution with the 18th Amendment and ended with the 21st Amendment. So, if we want to amend the Electoral College, let's amend it through the Constitution, just like prohibition.

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

Representative **BERRY**: Thank you, Madam Speaker, Madam Speaker, Men and Women of the House, my grandfather when he fought in World War II did so because he believed that every vote should count equally and that democracy in America and around the world was worth fighting for. He believed to his dying day that every American was worthy of an equal vote and he felt even then, decades ago, that the Electoral College was problematic because it meant that a handful of swing states, not rural versus urban, but swing states versus everyone else held the balance of power

in our national elections and that that was fundamentally unhealthy for a democratic republic.

I think many of us here in this chamber have a fundamental disagreement about what our Constitution does and does not allow. The Constitution states clearly that the states shall decide the manner in which electoral votes are awarded. Fortunately, we do not need to decide fundamentally here today what our Constitution does or does not say. Resolving these differences and protecting the true meaning of our Constitution, which I think we can agree is the most sacred document of our democratic republic, is what the Supreme Court of the United States is for. If this bill goes forward, requiring every American vote to count equally, whether they live in a swing state or a red state or a blue state, it is the courts that will ultimately adjudicate its constitutionality.

Madam Speaker, Men and Women of the House, I hope that we will vote today in favor of the pending motion, in favor of every American vote counting equally, and in favor of rural and urban, and swing and red and blue votes counting the same. Thank you.

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 will remind you again when Benjamin Franklin was exiting the Constitutional Convention, he was asked by a group of individuals; what kind of government have you created for us? And he said; a republic, if you can keep it. We're arguing that right now. We are not a democracy; we are a constitutional republic governed by law. To change this now, takes away the voice of Maine people and will annex us into New York. I like our voice here. We are strong and we are good and I want to keep it that way. Thank you.

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

Representative **SYLVESTER**: Thank you, Madam Speaker. I believe in one person, one vote. I believe in your vote as much as my vote, even if it's different, and I will defend your vote to the last breath in my body. But the people who are in the Electoral College, if I didn't go to a special meeting, I didn't elect those people, my neighbors didn't elect those people, unenrolled voters didn't elect those people. They're interests most likely do not align with mine. Do they align with yours? It's a third party casting your vote. And here's how we ended up with this sort of representative government via the people's history of the United States.

John Adams went to a meeting of folks where he roused them all up with no taxation without representation, and they all agreed with him and they cheered him and he felt pretty good about it and he stopped off for a drink on the way home. And when he returned to his house, he saw that his neighbor and good friend, the tax collector, was being dragged out into the streets and tarred and feathered. And John Adams said these folks are crazy. These folks rabble-rouse and go and do whatever their emotions take them to do, we need to have some sort of layer between these folks and decisions that get made.

Now, the question has been asked; will people lose their votes? Well, we are a rural state. Many of the states that are a part of this compact, are rural states. And I am betting that rural people in Maine have more in common with rural people in other states collectively casting their votes one at a time than they do with ex-governors or party leaders. And that is why I support this and that is why I ask that you follow and support the motion. Thank you, Madam Speaker.

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

Representative **ANDREWS**: Thank you, Madam Speaker. I'd just like to point out every vote counts equally, one person, one vote, in 50 statewide simultaneous elections on Election Day. These are all managed by the Electoral College so that every state retains their voice. Thank you.

The SPEAKER: The pending question is will the House recede and concur and a roll call is in order.

The Chair recognizes the Representative from Winthrop, Representative Hickman.

Representative **HICKMAN**: Thank you, Madam Speaker. Madam Speaker, I just want to tell the chamber again that this bill does not abolish the Electoral College. It does not abolish the Electoral College. It would allow for us to decide how to apportion our electoral votes. Electors will still have to vote for the President and the Vice President of the United States of America at a Convention of Electors in the third week of December. This bill will not abolish the Electoral College. That is all. Thank you, Madam Speaker.

The SPEAKER: There are now four people in the queue.

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

Representative **FAULKINGHAM**: Thank you, Madam Speaker. The Constitution says that the states can decide how they apportion their votes but it says "their votes." These are our votes, the Maine peoples' votes. They're not the votes of California, they're not the votes of New York; they're our votes.

The SPEAKER: The Chair recognizes the Representative from Dexter, Representative Foster.

Representative **FOSTER**: Thank you, Madam Speaker, Ladies and Gentlemen of the House. I will speak as a representative actually from rural Maine and I will speak for my constituents when I say that I believe this motion results from what happened in the 2016 election as well as some before that, and I will say that we had our voice heard from Northern and Central Maine in that election and we want to keep that opportunity as it is now and not have all of our votes decided, the four votes of the state, by the popular vote. So, I am against this and stand to oppose it. Thank you.

The SPEAKER: The Chair recognizes the Representative from Friendship, Representative Evangelos.

Representative **EVANGELOS**: Thank you, Madam Speaker and Men and Women of the House. I just wanted to get a few historical facts cleared up.

James Madison, the father of the Constitution, made a stunning admission during the Constitutional Convention, and he was a slave holder. He admitted that the Electoral College was, what happened was the southern states were getting ready to walk out of the Constitutional Convention because they were very concerned that Philadelphia, New York, and Boston and the states where those cities were located, New York City, that is, were going to overwhelm the south on the basis of any popular representation and popular vote.

I want to get one thing clear; the Electoral College was a vestige of slavery. African-Americans that were in slavery were recognized as three-fifths of a human being. That was the compromise that allowed the convention to succeed and keep the southern states. We know what happened, 1860 came along and we ended up having a civil war because they did not get the African-American question resolved. So, any remarks that the Electoral College wasn't a vestige of racial discrimination and slavery, is incorrect. Madison admitted it.

The second piece I want to remind people of is that every time in our history where the candidate who won the majority

was not elected, resulted in a crisis in our nation. The first time, 1876, Rutherford B. Hayes was awarded the presidency over Samuel Tilden even though Tilden won the popular vote. They cut a deal and the deal was the Democrats, because of the heavy concentration, Democrats used to be in the south, not anymore, they told the Republicans we'll give you the presidency if you end reconstruction and send the federal troops home. That's a fact. And in 1876, Hayes becomes president, he orders the federal troops home from the south. They were making a lot of progress in the south prior to this. There were a variety of state legislators, state senators, and I believe two congressmen, federal congressmen, that were elected from the southern states. That all ended and we ended up with segregation and the Jim Crow laws. It cost our nation 90 years until we rectified it in the 1960s.

So, I just see this as a continuum of our history, where we still have to clean up these matters because when the majority is frustrated, bad things happen, and it's a lesson for our kids that they don't understand when somebody wins, they lose. So, I'm voting to support the motion because I never approved of what happened in 1787 and, no, I wasn't there, but that notwithstanding, our country suffered 200 years of racial animosity and racial discrimination. It's hard to believe that our Constitution has a three-fifths clause written in it regarding human beings. And that was the compromise that kept the southern states in the union until 1860 when they saw that, you know, all the other states wanted to get rid of slavery. So, this is a continuum to correct our history and allow the person who wins the most votes should win.

So, I just wanted to remind everybody what happened in 1876. We have had a couple of other more modern episodes in our lifetimes, I'm not going to get into it, we all know. But, anyways, that's why I'm supporting the motion. Thank you, Madam Speaker.

The SPEAKER: The Chair recognizes the Representative from Canaan, Representative Stetkis.

Representative **STETKIS**: Thank you, Madam Speaker. I wasn't intending on rising today but we heard just earlier that rural citizens of rural states would likely agree with each other probably more often than not, and that sort of forced me to look up exactly what states are involved in this process that we're talking about in this bill. And, currently, you have Washington D.C., Delaware, Hawaii, Rhode Island and Vermont. Outside of Vermont, I don't see any similarity with the people in my district or most of the Mainers that I know. And then outside of that you have Colorado, Connecticut, Maryland, Massachusetts, New Mexico and Washington State. Now, Washington State, I mean, I think we picture as being rural but there's almost 8 million people that live in Washington State, not 1.3 like here in Maine. So, again, no similarities, in my book. And then there's four other states that we would be basically giving our vote away or allowing them to vote for us, is Colorado, Illinois, New Jersey and New York. Absolutely no similarity there.

So, I would say let Mainers keep their vote in the electoral process and let's keep voting the way that we have in the last two times. Thank you.

The SPEAKER: The Chair recognizes the Representative from Caribou, Representative DeVeau.

Representative **DeVEAU**: Thank you, Madam Speaker and Fellow Members of the House. I rise today in opposition to this bill for the simple fact that I've sworn an oath, and I've mentioned this before, to uphold the Constitution. And, while the history stories that we've been receiving are valuable, I have to look at the 8,000-some constituents that I represent

and the majority of the emails that I've gotten from them tell me as a rural representative that they want me to oppose this, and that's why I will be.

The SPEAKER: The Chair recognizes the Representative from Belgrade, Representative Keschl.

Representative **KESCHL**: Yes, thank you, Madam Speaker, and Ladies and Gentlemen of the House. I wanted to rise in opposition to this pending motion and I want to just state a couple things.

First, I disagree with the Good Representative from Winthrop in that this does not change the Constitution. It effectively does so with the compact of 37 states. So, while there is no amendment here, I get that, it does, if 37 states come forward and approve such a national popular vote, it does effectively change the Constitution. And if people want to read a good defense of the Constitution, they should read Federalist Paper Number 68 in which Alexander Hamilton lays out the reasons for that compromise in the U.S. Constitution.

And, finally, I just want to read one more time what President Washington said in his farewell address. In it, he says if in the opinion of the People, the distribution or modification of constitutional powers be in any particular wrong, let it be corrected by an amendment in the way which the Constitution designates. But let there be no change by usurpation; for though this, in one instance, may be the instrument of good, it is the customary weapon by which free governments are destroyed. The precedent must always greatly overbalance in permanent evil any partial or transient benefit, which the use can at any time yield. And I urge my fellow legislators to vote against this pending motion.

The SPEAKER: The Chair recognizes the Representative from Penobscot, Representative Hutchins.

Representative **HUTCHINS**: Thank you, Madam Speaker, Ladies and Gentlemen of the House. One of the things that we hold most dear, I think, in this country is the right to vote and also the fact that we trust the vote. And one of the ways that we would lose that trust is by just making changes, even changes that many of us think might be the right thing to do is going to add suspicion to the vote. And so doing so is something that has to be thought of very, very carefully because if the rank and file people of the State of Maine, in our instance, don't trust the vote, then we've lost all possibility of having government for the people. Thank you very much.

The SPEAKER: The Chair recognizes the Representative from South Portland, Representative Kessler.

Representative **KESSLER**: Thank you, Madam Speaker, Men and Women of the House. I sure can't wait to vote on this bill. Thank you.

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

ROLL CALL NO. 228

YEA - Ackley, Babine, Bailey, Beebe-Center, Berry, Blume, Brennan, Brooks, Bryant, Cardone, Camey, Cloutier, Collings, Craven, Cuddy, Daughtry, Denk, Dodge, Doore, Doudera, Dunphy, Evangelos, Farnsworth, Fecteau R, Foley, Gattine, Gramlich, Grohoski, Handy, Harnett, Hickman, Hobbs, Hubbell, Hymanson, Ingwersen, Jorgensen, Kessler, Kornfield, Madigan C, Martin J, Martin R, Mastraccio, Matlack, Maxmin, McCrea, McCreight, McDonald, McLean, Melaragno, Meyer, Moonen, Morales, O'Neil, Paulhus, Pebworth, Perry A, Perry J, Pierce T, Reckitt, Roberts-Lovell, Rykerson, Schneck, Stanley, Stover, Sylvester, Talbot Ross, Tepler, Terry, Tipping, Tucker, Warren, Zeigler, Madam Speaker.

NAY - Alley, Andrews, Arata, Austin B, Austin S, Babbidge, Bickford, Blier, Bradstreet, Caiazzo, Campbell, Cebra, Cooper, Corey, Costain, Crockett, Curtis, DeVeau, Dillingham, Dolloff, Drinkwater, Faulkingham, Fay, Fecteau J, Foster, Griffin, Haggan, Hall, Hanington, Hanley, Harrington, Head, Hepler, Higgins, Hutchins, Javner, Johansen, Keschl, Kinney, Kryzak, Landry, Lockman, Lyford, Marean, Martin T, Mason, Millett, Morris, Nadeau, O'Connor, Ordway, Peoples, Perkins, Pickett, Pluecker, Prescott, Reed, Riley, Riseman, Rudnicki, Sampson, Sharpe, Sheats, Skolfield, Stearns, Stetkis, Stewart, Strom, Swallow, Tuell, Wadsworth, White B, White D.

ABSENT - Grignon, Moriarty, Theriault, Verow.

Yes, 73; No, 73; Absent, 4; Excused, 1.

73 having voted in the affirmative and 73 voted in the negative, with 4 being absent and 1 excused, and accordingly the motion to **RECEDE AND CONCUR FAILED**.

Subsequently, Representative STEWART of Presque Isle moved that the House **INSIST**.

Representative DAUGHTRY of Brunswick **REQUESTED** a roll call on the motion to **INSIST**.

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 to Insist. All those in favor will vote yes, those opposed will vote no.

ROLL CALL NO. 229

YEA - Alley, Andrews, Arata, Austin S, Babbidge, Bickford, Blier, Bradstreet, Caiazzo, Campbell, Cebra, Cooper, Corey, Costain, Crockett, Curtis, DeVeau, Dillingham, Dolloff, Drinkwater, Faulkingham, Fay, Fecteau J, Foster, Griffin, Haggan, Hall, Hanington, Hanley, Harrington, Head, Hepler, Higgins, Hutchins, Hymanson, Javner, Johansen, Keschl, Kinney, Kryzak, Landry, Lockman, Lyford, Marean, Martin T, Mason, Millett, Morris, Nadeau, O'Connor, Ordway, Perkins, Pickett, Prescott, Reed, Riley, Rudnicki, Sampson, Sharpe, Sheats, Skolfield, Stearns, Stetkis, Stewart, Strom, Swallow, Tuell, Wadsworth, White B, White D.

NAY - Ackley, Austin B, Babine, Bailey, Beebe-Center, Berry, Blume, Brennan, Brooks, Bryant, Cardone, Carney, Cloutier, Collings, Craven, Cuddy, Daughtry, Denk, Dodge, Doore, Doudera, Dunphy, Evangelos, Farnsworth, Fecteau R, Foley, Gattine, Gramlich, Grohoski, Handy, Harnett, Hickman, Hobbs, Hubbell, Ingwersen, Jorgensen, Kessler, Kornfield, Madigan C, Martin J, Martin R, Mastraccio, Matlack, Maxmin, McCrea, McCreight, McDonald, McLean, Melaragno, Meyer, Moonen, Morales, O'Neil, Paulhus, Pebworth, Peoples, Perry A, Perry J, Pierce T, Pluecker, Reckitt, Riseman, Roberts-Lovell, Rykerson, Schneck, Stanley, Stover, Sylvester, Talbot Ross, Tepler, Terry, Tipping, Tucker, Warren, Zeigler, Madam Speaker.

ABSENT - Grignon, Moriarty, Theriault, Verow.

Yes, 70; No, 76; Absent, 4; Excused, 1.

70 having voted in the affirmative and 76 voted in the negative, with 4 being absent and 1 excused, and accordingly the motion to **INSIST FAILED**.

The SPEAKER: The Chair recognizes the Representative from Kennebunk, Representative Babbidge.

Representative **BABBIDGE**: Would it be appropriate at this time, I don't know about given the current status, but to ask for a committee of conference?

The SPEAKER: The Chair would advise the Member that that motion would not be in order.

Representative MOONEN of Portland moved that the House **RECEDE AND CONCUR**.

Representative DILLINGHAM of Oxford **REQUESTED** a roll call on the motion to **RECEDE AND CONCUR**.

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 to Recede and Concur. All those in favor will vote yes, those opposed will vote no.

ROLL CALL NO. 230

YEA - Ackley, Austin B, Babine, Bailey, Beebe-Center, Berry, Blume, Brennan, Brooks, Bryant, Cardone, Carney, Cloutier, Collings, Craven, Cuddy, Daughtry, Denk, Dodge, Doore, Doudera, Dunphy, Evangelos, Farnsworth, Fecteau R, Foley, Gattine, Gramlich, Grohoski, Handy, Harnett, Hickman, Hobbs, Hubbell, Hymanson, Ingwersen, Jorgensen, Kessler, Kornfield, Madigan C, Martin J, Martin R, Mastraccio, Matlack, Maxmin, McCrea, McCreight, McDonald, McLean, Melaragno, Meyer, Moonen, Morales, O'Neil, Paulhus, Pebworth, Peoples, Perry A, Perry J, Pierce T, Reckitt, Riseman, Roberts-Lovell, Rykerson, Schneck, Stanley, Stewart, Stover, Sylvester, Talbot Ross, Tepler, Terry, Tipping, Tucker, Warren, Zeigler, Madam Speaker.

NAY - Alley, Andrews, Arata, Austin S, Babbidge, Bickford, Blier, Bradstreet, Caiazzo, Campbell, Cebra, Cooper, Corey, Costain, Crockett, Curtis, DeVeau, Dillingham, Dolloff, Drinkwater, Faulkingham, Fay, Fecteau J, Foster, Griffin, Haggan, Hall, Hanington, Hanley, Harrington, Head, Hepler, Higgins, Hutchins, Javner, Johansen, Keschl, Kinney, Kryzak, Landry, Lockman, Lyford, Marean, Martin T, Mason, Millett, Morris, Nadeau, O'Connor, Ordway, Perkins, Pickett, Pluecker, Prescott, Reed, Riley, Rudnicki, Sampson, Sharpe, Sheats, Skolfield, Stearns, Stetkis, Strom, Swallow, Tuell, Wadsworth, White B, White D.

ABSENT - Grignon, Moriarty, Theriault, Verow.

Yes, 77; No, 69; Absent, 4; Excused, 1.

77 having voted in the affirmative and 69 voted in the negative, with 4 being absent and 1 excused, and accordingly, the House voted to **RECEDE AND CONCUR**.

At this point, the Speaker announced the presence in the Hall of the House of Representative MORIARTY of Cumberland.

At this point, pursuant to her authority under House Rule 401.1, the Chair assigned Representative MORIARTY of Cumberland to Seat 142.

At this point, the Speaker recognized the Representative from Cumberland, Representative MORIARTY and he was added to the roll call of the First Regular Session of the 129th Legislature.

Non-Concurrent Matter

Bill "An Act To Revise the Laws Regarding the Public Trust in Intertidal Lands"

(S.P. 411) (L.D. 1323)

Majority (11) **OUGHT TO PASS AS AMENDED** Report of the Committee on **AGRICULTURE, CONSERVATION AND FORESTRY READ and ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-222)** in the House on June 10, 2019.

Came from the Senate with that Body having **INSISTED** on its former action whereby the Minority (1) **OUGHT NOT TO PASS** Report of the Committee on **AGRICULTURE, CONSERVATION AND FORESTRY** was **READ** and **ACCEPTED** in **NON-CONCURRENCE**.

Representative STEWART of Presque Isle moved that the House **RECEDE AND CONCUR**.

Representative MOONEN of Portland **REQUESTED** a roll call on the motion to **RECEDE AND CONCUR**.

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 Portland, Representative Moonen.

Representative **MOONEN**: Thank you, Madam Speaker. Madam Speaker, I realize now it's probably less of a speech and more of a question. I just want to confirm the motion before us is to recede and concur, which would be to agree with the other body on accepting the Ought Not to Pass motion. So, if a Member wants this bill not to pass, they should vote yes on recede and concur but if they like this bill, they should vote no. Is that correct?

The SPEAKER: The Chair would answer in the affirmative.

The Chair recognizes the Representative from Presque Isle, Representative Stewart.

Representative **STEWART**: Thank you, Madam Speaker. And, likewise, to the comments of the previous speaker, I would request that Members follow my light. Thank you.

The SPEAKER: The Chair recognizes the Representative from Friendship, Representative Evangelos.

Representative **EVANGELOS**: Thank you, Madam Speaker, Men and Women of the House. I'm not going to rehash the argument we had the other day, but very important bill for our working waterfront, for our tourism industry and for commonsense. And I just want to repeat one thing; under the current public trust doctrine, it's legal for me to take a shotgun out on the intertidal zone and blast away at will but it's illegal for a grandmother to take a walk with her grandchild, it's illegal to lay on a blanket in the sun. And, you know, up until the Moody Beach cases, the Bell cases in the late-1980s, it was understood that the intertidal zone belonged to the public and it's understood in all the other states except for Massachusetts and Maine. And I did reference the case in Indiana, the Indiana Supreme Court very recently voted five to nothing that the Lake Michigan shore belongs to Indiana's people.

There's really no downside to supporting this notion other than, you know, a few wealthy people have moved in and they don't want to share what belongs to the people of the State of Maine. So, I'm opposed to the motion. I hope everyone will think deeply about this because if we don't fix this, we're going to have a flood of lawsuits regarding access, and Justice Saufley in her opinions has been, you know, pleading for action, that this hasn't gotten resolved in the courts. The Attorney General's office has accepted that and said yes, this area belongs to the public and we are prepared to defend it for the people of the State of Maine. We all go through public hearings, we all get the Attorney General's opinion when the analyst comes in and says well, we got an opinion from the Attorney General, and nine times out of 10 we all say uh-oh, the bill's going to be in trouble, there's a problem. How often does it happen when the Attorney General steps forward and says we're ready for this fight, we're going to defend the interests of the people of the State of Maine? That's a big deal. And so any of you that went to law school for legislators

earlier in the session downstairs put on by Justice Mead and Justice Saufley, they said because the separation of powers, they can't interfere. But Justice Mead made a very interesting point. He said we send messages in our opinions. We send subtle messages. Not so subtle in this case because Justice Saufley said this is bad law, we need to fix it, that's as far as a justice can go, but clearly there's another body of power here called the Legislature. We're acting well within our rights and we have the biggest and best legal firm in the State that is going to defend the case without a fiscal note. So, please reject this motion. Thank you, Madam Speaker.

The SPEAKER: The Chair will note there are a couple of Members in the queue. It ranges between two and five. Peoples' lights keep going on and off. The Chair would just like to make sure that the body understands that the nonconcurrent matter before us was voted Ought Not to Pass in the Senate. So, our choices are to recede and concur and agree with their Ought Not to Pass or to insist and continue to be in nonconcurrence because the other body has sent us it an Ought Not to Pass motion. And, also, that we are on our second matter of business for the day.

The Chair recognizes the Representative from Knox, Representative Kinney.

Representative **KINNEY**: Thank you, Madam Speaker, Men and Women of the House. I'll be brief. I don't know of anyone who lays on blankets in the sun in the intertidal zone as this is the wet sand. So, by pushing this takings bill we will have lawsuits, as the Representative from Friendship said, because people will think the dry sand is what's free access, and that is not the case with this bill. Thank you.

The SPEAKER: The Chair recognizes the Representative from Weld, Representative Skolfield.

Representative **SKOLFIELD**: Thank you, Madam Speaker, Ladies and Gentlemen of the House. People will say well, why are you concerned about this, Representative Skolfield? You live a hundred miles from the ocean. Well, basically, it's because that intertidal zone belongs to me. It belongs to everybody in the State of Maine, not just the folks who are well-healed enough to be able to afford a four or five hundred-million-dollar home on it. The intertidal zone has historically always belonged to the people of this State dating back to precolonial times. And it's only been in the last three or so decades that we have been impacted by the ruling that was established.

So, for the majority, the vast majority of our time here in this State or in this colony of the Province of Maine, we have the right to traverse the intertidal zone, and I just would say please follow my light. Thank you.

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

ROLL CALL NO. 231

YEA - Alley, Andrews, Arata, Austin S, Bickford, Blier, Bradstreet, Campbell, Cardone, Carney, Cebra, Costain, Curtis, Daughtry, Dillingham, Dolloff, Doudera, Drinkwater, Fay, Foster, Griffin, Haggan, Hall, Hanington, Hanley, Harrington, Head, Higgins, Hobbs, Hutchins, Javner, Johansen, Keschl, Kinney, Kornfield, Kryzak, Landry, Lyford, Martin J, Martin R, Martin T, Mason, Mastraccio, McCreight, McLean, Meyer, Millett, Morris, O'Connor, Ordway, Pebworth, Perkins, Perry A, Perry J, Pickett, Pierce T, Prescott, Reed, Rudnicki, Sampson, Stanley, Stearns, Stetkis, Stewart, Strom, Swallow, Tepler, Tipping, Tucker, Tuell, Wadsworth, White B, White D, Zeigler.

NAY - Ackley, Austin B, Babbidge, Babine, Bailey, Beebe-Center, Berry, Blume, Brennan, Brooks, Bryant, Caiazzo, Cloutier, Collings, Cooper, Corey, Craven, Crockett, Cuddy, Denk, Dodge, Doore, Dunphy, Evangelos, Farnsworth, Faulkingham, Fecteau J, Fecteau R, Foley, Gattine, Gramlich, Grohoski, Handy, Harnett, Hepler, Hickman, Hubbell, Hymanson, Ingwersen, Jorgensen, Kessler, Lockman, Madigan C, Marean, Matlack, Maxmin, McCrea, McDonald, Melaragno, Moonen, Morales, Moriarty, Nadeau, O'Neil, Paulhus, Peoples, Pluecker, Reckitt, Riley, Riseman, Roberts-Lovell, Rykerson, Schneck, Sharpe, Sheats, Skolfield, Stover, Sylvester, Talbot Ross, Terry, Warren, Madam Speaker.

ABSENT - DeVeau, Grignon, Theriault, Verow.

Yes, 74; No, 72; Absent, 4; Excused, 1.

74 having voted in the affirmative and 72 voted in the negative, with 4 being absent and 1 excused, and accordingly the House voted to **RECEDE AND CONCUR**.

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

Non-Concurrent Matter

RESOLUTION, Proposing an Amendment to the Constitution of Maine To Specify the Qualifications of Electors (H.P. 149) (L.D. 186)

Majority (7) **OUGHT NOT TO PASS** Report of the Committee on **VETERANS AND LEGAL AFFAIRS READ** and **ACCEPTED** in the House on June 10, 2019.

Came from the Senate with the Minority (6) **OUGHT TO PASS AS AMENDED** Report of the Committee on **VETERANS AND LEGAL AFFAIRS READ** and **ACCEPTED** and the RESOLUTION **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-531)** in **NON-CONCURRENCE**.

Representative STEWART of Presque Isle moved that the House **RECEDE AND CONCUR**.

Representative MOONEN of Portland **REQUESTED** a roll call on the motion to **RECEDE AND CONCUR**.

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 Winter Harbor, Representative Faulkingham.

Representative **FAULKINGHAM**: Madam Speaker, I urge the Members to vote yes on Recede and Concur. The Senate has done the right thing and --

The SPEAKER: The member will defer. The member may not opine on the other body's actions. The Representative may proceed.

Representative **FAULKINGHAM**: Understood, Madam Speaker. The people of this State overwhelmingly support this bill. I urge the Members to vote yea.

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

ROLL CALL NO. 232

YEA - Alley, Andrews, Arata, Austin S, Bickford, Blier, Bradstreet, Campbell, Cebra, Corey, Costain, Curtis, DeVeau, Dillingham, Dolloff, Drinkwater, Faulkingham, Fay, Fecteau J, Foster, Griffin, Haggan, Hall, Hanington, Hanley, Harrington, Head, Higgins, Hutchins, Ingwersen, Javner, Johansen, Keschl, Kinney, Kryzak, Landry, Lockman, Lyford, Martin T,

Mason, Millett, Morris, O'Connor, Ordway, Perkins, Pickett, Prescott, Reed, Rudnicki, Sampson, Skolfield, Stearns, Stetkis, Stewart, Strom, Swallow, Tuell, Wadsworth, White B, White D.

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

ABSENT - Grignon, Hickman, Terry, Theriault, Verow.

Yes, 60; No, 85; Absent, 5; Excused, 1.

60 having voted in the affirmative and 85 voted in the negative, with 5 being absent and 1 excused, and accordingly the motion to **RECEDE AND CONCUR FAILED**.

Subsequently, the House voted to **INSIST**.

Non-Concurrent Matter

RESOLUTION, Proposing an Amendment to the Constitution of Maine To Ensure That Voting Rights Belong Only to Citizens in Municipal or Other Local Elections (H.P. 993) (L.D. 1372)

Majority (7) **OUGHT NOT TO PASS** Report of the Committee on **VETERANS AND LEGAL AFFAIRS READ** and **ACCEPTED** in the House on June 10, 2019.

Came from the Senate with the Minority (6) **OUGHT TO PASS AS AMENDED** Report of the Committee on **VETERANS AND LEGAL AFFAIRS READ** and **ACCEPTED** and the RESOLUTION **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-530)** in **NON-CONCURRENCE**.

Representative STEWART of Presque Isle moved that the House **RECEDE AND CONCUR**.

Representative MOONEN of Portland **REQUESTED** a roll call on the motion to **RECEDE AND CONCUR**.

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 to Recede and Concur. All those in favor will vote yes, those opposed will vote no.

ROLL CALL NO. 233

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

NAY - Ackley, Austin B, Babbidge, Babine, Bailey, Beebe-Center, Berry, Blume, Brennan, Brooks, Bryant, Caiazzo, Cardone, Carney, Cloutier, Collings, Cooper, Craven, Crockett, Cuddy, Daughtry, Denk, Dodge, Doore, Doudera, Dunphy, Evangelos, Farnsworth, Fecteau R, Foley, Gattine, Gramlich, Grohoski, Handy, Harnett, Hepler, Hobbs, Hubbell, Hymanson, Jorgensen, Kessler, Kornfield, Madigan C,

Marean, Martin J, Martin R, Mastraccio, Matlack, Maxmin, McCrea, McCreight, McDonald, McLean, Melaragno, Meyer, Moonen, Morales, Moriarty, Nadeau, O'Neil, Paulhus, Pebworth, Peoples, Perry A, Perry J, Pierce T, Pluecker, Reckitt, Riseman, Roberts-Lovell, Rykerson, Schneck, Sharpe, Sheats, Stanley, Stover, Sylvester, Talbot Ross, Tepler, Terry, Tipping, Tucker, Warren, White B, Zeigler, Madam Speaker.

ABSENT - Grignon, Hickman, Theriault, Verow.

Yes, 60; No, 86; Absent, 4; Excused, 1.

60 having voted in the affirmative and 86 voted in the negative, with 4 being absent and 1 excused, and accordingly the motion to **RECEDE AND CONCUR FAILED**.

Subsequently, the House voted to **INSIST**.

Non-Concurrent Matter

Bill "An Act Regarding Net Neutrality and Internet Policy"

(H.P. 986) (L.D. 1364)

PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-301) AS AMENDED BY HOUSE AMENDMENT "A" (H-342) thereto in the House on May 28, 2019.

Came from the Senate **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-301) AS AMENDED BY SENATE AMENDMENT "C" (S-257)** thereto in **NON-CONCURRENCE**.

The House voted to **RECEDE AND CONCUR**.

CONSENT CALENDAR

First Day

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

(S.P. 469) (L.D. 1520) Bill "An Act To Create and Sustain Jobs through Development of Cooperatives and Employee-owned Businesses" Committee on **TAXATION** reporting **Ought to Pass as Amended by Committee Amendment "A" (S-260)**

(S.P. 568) (L.D. 1719) Bill "An Act To Improve Geographic Information System Data Acquisition and Maintenance" Committee on **AGRICULTURE, CONSERVATION AND FORESTRY** reporting **Ought to Pass as Amended by Committee Amendment "A" (S-261)**

(S.P. 588) (L.D. 1758) Bill "An Act To Clarify and Amend MaineCare Reimbursement Provisions for Nursing and Residential Care Facilities" (EMERGENCY) Committee on **HEALTH AND HUMAN SERVICES** reporting **Ought to Pass as Amended by Committee Amendment "A" (S-265)**

(S.P. 619) (L.D. 1829) Bill "An Act Regarding Insurance Licensees" Committee on **HEALTH COVERAGE, INSURANCE AND FINANCIAL SERVICES** reporting **Ought to Pass as Amended by Committee Amendment "A" (S-264)**

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

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

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

COMMUNICATIONS

The Following Communication: (H.C. 201)

STATE OF MAINE

CLERK'S OFFICE

2 STATE HOUSE STATION

AUGUSTA, MAINE 04333-0002

June 12, 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 Committees have voted unanimously to report the following bills out "Ought Not to Pass:"

Criminal Justice and Public Safety

L.D. 1346

An Act To Revise the Good Time Laws To Improve Public Safety

Labor and Housing

L.D. 1211

An Act To Protect Farm Workers by Allowing Them To Organize for the Purpose of Collective Bargaining

L.D. 1339

An Act To Recalculate Retirement Benefits for Certain State Employees Adversely Affected by Merit Pay Freezes

Taxation

L.D. 518

An Act To Change the Exclusion Amount under the Estate Tax

Sincerely,

S/Robert B. Hunt

Clerk of House

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

The Following Communication: (S.C. 585)

MAINE SENATE

129TH LEGISLATURE

OFFICE OF THE SECRETARY

June 11, 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 Judiciary,

- The Honorable Joshua A. Tardy of Newport for appointment, to the Maine Commission on Indigent Legal Services;
- The Honorable Michael Carey of Lewiston for appointment, to the Maine Commission on Indigent Legal Services;
- Robert C. LeBrasseur of Sabattus for appointment, to the Maine Commission on Indigent Legal Services;
- Sarah A. Churchill of Windham for appointment, to the Maine Commission on Indigent Legal Services

Best Regards,

S/Darek M. Grant

Secretary of the Senate

READ and **ORDERED PLACED ON FILE**.

The Following Communication: (S.C. 588)

**MAINE SENATE
129TH LEGISLATURE
OFFICE OF THE SECRETARY**

June 11, 2019

Honorable Robert B. Hunt
Clerk of the House

2 State House Station
Augusta, Maine 04333

Dear Clerk Hunt:

Please be advised the Senate today insisted to its previous action whereby it accepted the Minority Ought Not to Pass Report from the Committee on Innovation, Development, Economic Advancement and Business on Bill "An Act To Provide for Municipalities To Allow Grocery Stores up to 10,000 Square Feet To Open on Thanksgiving, Easter and Christmas" (H.P. 16) (L.D. 15) in non-concurrence.

Best Regards,

S/Darek M. Grant

Secretary of the Senate

READ and ORDERED PLACED ON FILE.

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

ORDERS

On motion of Representative WHITE of Washburn, the following Joint Resolution: (H.P. 1312) (Cosponsored by President JACKSON of Aroostook and Representatives: ALLEY of Beals, ANDREWS of Paris, AUSTIN of Gray, BROOKS of Lewiston, BRYANT of Windham, CEBRA of Naples, DeVEAU of Caribou, DILLINGHAM of Oxford, EVANGELOS of Friendship, FECTEAU of Augusta, GRIFFIN of Levant, GRIGNON of Athens, GROHOSKI of Ellsworth, HAGGAN of Hampden, HALL of Wilton, HANINGTON of Lincoln, HARRINGTON of Sanford, HICKMAN of Winthrop, INGWERSEN of Arundel, KINNEY of Knox, LANDRY of Farmington, LOCKMAN of Bradley, MARTIN of Eagle Lake, MARTIN of Greene, McCREA of Fort Fairfield, NADEAU of Winslow, O'CONNOR of Berwick, ORDWAY of Standish, PEBWORTH of Blue Hill, PERKINS of Oakland, SCHNECK of Bangor, STETKIS of Canaan, STEWART of Presque Isle, STROM of Pittsfield, SWALLOW of Houlton, THERIAULT of China, Senators: BLACK of Franklin, CARPENTER of Aroostook, CYRWAY of Kennebec, DIAMOND of Cumberland, FARRIN of Somerset, FOLEY of York, LUCHINI of Hancock, POULIOT of Kennebec, TIMBERLAKE of Androscoggin)

**JOINT RESOLUTION DESIGNATING JUNE 27, 2019 AS
POST-TRAUMATIC STRESS INJURY AWARENESS DAY**

WHEREAS, all veterans of the United States Armed Forces possess the basic human right to the preservation of personal dignity and deserve the investment of every possible resource to ensure their lasting physical, mental and emotional well-being; and

WHEREAS, the diagnosis known as post-traumatic stress disorder, or PTSD, was initially formulated in 1980 by the American Psychiatric Association to more accurately assess and assist veterans who had endured severe combat stress in Vietnam; and

WHEREAS, combat stress is an invisible wound that has historically been unjustly portrayed as a mental illness caused by a preexisting flaw of character or ability, and the word

"disorder" carries a stigma that perpetuates this misconception; and

WHEREAS, it has been shown through electromagnetic imaging that these invisible wounds can cause physical changes to the brain that more accurately indicate an injury than a disorder; and

WHEREAS, referring to invisible wounds as a disorder may discourage the injured from seeking proper and timely medical treatment; and

WHEREAS, referring to invisible wounds as post-traumatic stress injury, or PTSI, is less stigmatizing and viewed as more honorable, and this designation can favorably influence those affected and encourage them to seek treatment without fear of retribution or shame; and

WHEREAS, post-traumatic stress injury can occur following exposure to extremely traumatic events other than combat such as, but not exclusive to, interpersonal violence, life-threatening accidents and natural disasters; and

WHEREAS, post-traumatic stress injury satisfying the criteria for a diagnosis of post-traumatic stress disorder in the Diagnostic and Statistical Manual of Mental Disorders deserves disability compensation equal to that allowed for PTSD under the law; and

WHEREAS, while all citizens suffering post-traumatic stress injuries deserve our compassion and consideration, those brave men and women of the United States Armed Forces who have received these wounds in operational action against an enemy of the United States further deserve our clear and obvious recognition; and

WHEREAS, timely and appropriate treatment of post-traumatic stress injury can diminish complications and avert suicides; now, therefore, be it

RESOLVED: That We, the Members of the One Hundred and Twenty-ninth Legislature now assembled in the First Regular Session, on behalf of the people we represent, take this opportunity to designate June 27, 2019 as Post-Traumatic Stress Injury Awareness Day and respectfully urge the Department of Health and Human Services and the Department of Defense, Veterans and Emergency Management to continue working to educate victims of interpersonal violence, combat, life-threatening accidents or natural disasters and their families, as well as the general public, about the causes, symptoms and treatment of post-traumatic stress injury.

READ.

The SPEAKER: The Chair recognizes the Representative from Washburn, Representative White.

Representative **WHITE**: Thank you, Madam Speaker. Madam Speaker and Ladies and Gentlemen of the House, roughly 22 veterans take their own life every day. We need to do more to support and encourage these individuals. I submitted this Resolution designating June 27, 2019, as Posttraumatic Stress Injury Awareness Day. For those of my colleagues that have asked me why stress injury awareness day, and not stress disorder, let me read an excerpt from the Resolution.

It has been shown through invisible wounds as the disorder may discourage the injured from seeking proper and timely medical treatment. Invisible wounds as posttraumatic stress injury or PTSI is less stigmatizing and viewed as more honorable and this designation can favorably influence those affected and encourage them to seek treatment without fear or retribution of shame. Thank you, Madam Speaker.

Subsequently, the Joint Resolution was **ADOPTED**.

Sent for concurrence.

On motion of Representative TEPLER of Topsham, the following Joint Resolution: (H.P. 1313) (Cosponsored by Senator FOLEY of York and Representatives: HUTCHINS of Penobscot, MAXMIN of Nobleboro, McCREIGHT of Harpswell, PEOPLES of Westbrook, SHEATS of Auburn, TUCKER of Brunswick, TUELL of East Machias, Senator: SANBORN, H. of Cumberland)

JOINT RESOLUTION RECOGNIZING SEPTEMBER 1-7, 2019 AS RESILIENCY WEEK IN MAINE

WHEREAS, natural hazard mitigation is the effort to reduce loss of life and property by lessening the impact of disasters. It is most effective when implemented under a comprehensive, long-term mitigation plan; and

WHEREAS, the Pre-Disaster Mitigation Grant Program, administered by the Federal Emergency Management Agency, or FEMA, is designed to assist states and local communities in implementing a sustained pre-disaster natural hazard mitigation program; and

WHEREAS, the recently enacted federal Disaster Recovery Reform Act of 2018 makes money available for states and communities to undertake pre-disaster mitigation measures and creates new incentives for states to implement measures to improve the disaster resilience of buildings; and

WHEREAS, since 1908, natural disasters have cost the country more than one trillion dollars; and

WHEREAS, climate change has increased the probability of extreme weather and thereby natural disasters; and

WHEREAS, disasters and increased disaster recovery times affect local and state economies in lost payrolls and lost sales and income tax; and

WHEREAS, according to a FEMA-commissioned study conducted by the National Institute of Building Sciences, every \$1 spent on natural hazard mitigation provides the nation with \$6 in future benefits; and

WHEREAS, 25% of small businesses that are impacted by a natural disaster never reopen their doors; and

WHEREAS, September is National Preparedness Month, an occasion to recognize the need for all Americans to prepare for a disaster and plan for recovery after a disaster; and

WHEREAS, natural hazard mitigation planning is a key process used to break the cycle of disaster damage, reconstruction and repeated damage; and

WHEREAS, effective pre-disaster mitigation reduces the demand for relief services on volunteer organizations, such as disaster rescue and recovery teams, along with food banks and homeless shelters that serve our communities by changing their operations to provide additional services to those affected by disaster; and

WHEREAS, the development of awareness throughout Maine of the need to improve building resiliency and develop long-range mitigation strategies for protecting people and property from future disasters is essential to the future of our economic growth, health and well-being; now, therefore, be it

RESOLVED: That We, the Members of the One Hundred and Twenty-ninth Legislature now assembled in the First Regular Session, on behalf of the people we represent, take this opportunity to declare the week of September 1-7, 2019 as Resiliency Week in Maine to raise public awareness about the continuing need to plan for future disasters by instituting a pre-disaster natural hazard mitigation strategy, and we honor the brave men and women who, as first responders, selflessly provide aid in a disaster to safeguard Maine citizens.

READ.

The SPEAKER: The Chair recognizes the Representative from Topsham, Representative Tepler.

Representative TEPLER: Thank you, Madam Speaker. Madam Speaker and Men and Women of the House, this Joint Resolution recognizes a Resiliency Week for the State of Maine in the month of September, which is the national month of resiliency. Resiliency is a very important concept for our State as we look at recovery from any kind of natural disaster, be it weather-related or otherwise, fire, any sort of concern like that, and it also recognizes the hard work that our first responders do in responding to such disasters.

So, I hope you'll take a quick look at the Resolution and remember in September that Resiliency Week is happening. Thank you.

Subsequently, the Joint Resolution was **ADOPTED**. Sent for concurrence.

**REPORTS OF COMMITTEE
Divided Report**

Majority Report of the Committee on **ENERGY, UTILITIES AND TECHNOLOGY** reporting **Ought to Pass as Amended by Committee Amendment "A" (S-245)** on Resolve, To Require the Approval by the Public Utilities Commission of a Proposal for a Long-term Contract for Deep-water Offshore Wind Energy (EMERGENCY) (S.P. 284) (L.D. 994)

Signed:

Senators:

LAWRENCE of York
MIRAMANT of Knox
WOODSOME of York

Representatives:

BERRY of Bowdoinham
CAIAZZO of Scarborough
DOUDERA of Camden
FOSTER of Dexter
GROHOSKI of Ellsworth
KESSLER of South Portland
RILEY of Jay
RYKERSON of Kittery

Minority Report of the same Committee reporting **Ought to Pass as Amended by Committee Amendment "B" (S-246)** on same Resolve.

Signed:

Representative:

HANLEY of Pittston

Came from the Senate with the Majority **OUGHT TO PASS AS AMENDED** Report **READ** and **ACCEPTED** and the Resolve **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-245)**.

READ.

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

Representative HANLEY of Pittston **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 Pittston.

Representative **HANLEY**: Thank you, Madam Speaker. Madam Speaker, Ladies and Gentlemen of the House, I am in opposition to this pending motion and I wish to read just the title. It says a Resolve, To Require the Approval by the Public Utilities Commission of a Proposed Long-term Contract for Deep-water Offshore Wind Energy.

Well, let's talk about what it does require. It will require the Public Utilities Commission to again saddle the electric ratepayers in this State with higher burdens on their electric bills. The rate of payback for the windmills generating electricity off the coast of Maine will be starting at 23 cents a kilowatt and accelerating at two and a quarter percent a year for 20 years. So, at the end of the contract, we'll be buying that energy at 40 cents a kilowatt, when, of course, today we can buy energy off the grid at anywhere from three to four cents a kilowatt, the difference in those costs, I asked the Chief Executives energy advisor why we had to pay such a difference for energy. His response was that the investors had to get their return. So, we're forcing the ratepayers of Maine to do the rate of return for investors on a project. If the project is so valuable and so good, why can't they use their own money? And then, also, think about this, this piece of legislation directs the approval, it doesn't say look into it; you must approve it. The PUC will have no choice. And once they approve it, what they're approving is two massive floating windmills off the most beautiful section of coast in this State, off the southern tip of Monhegan Island, there will be two 515-foot tall windmills and when you go to the beautiful Pemaquid Point to observe our ocean and the beautiful coastline, you will have to look up to look at these two windmills. Think about what that does to our tourist image as the most beautiful place in the nation to vacation and look at our grand coastline.

But, again and again, this body for some reason keeps putting the burden of higher rates on our citizens. And this is a massive cost. You're talking \$10 million a year starting the year these things go into operation and accelerating every year. The total cost will be somewhere just north of a quarter of a billion dollars in higher electric rates for our citizens, and our industries and small businesses, as well. I ask you to consider rejecting this proposal and following for the Minority Report which simply directs the PUC to negotiate a contract for market rate return instead of return of investment for the one-percenters. Thank you, Madam Speaker.

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

Representative **BERRY**: Thank you, Madam Speaker. Madam Speaker and Men and Women of the House, the bill before us is about Maine's massive clean energy potential. There are approximately 156 nuclear power plants' worth of energy blowing offshore in the Gulf of Maine. That resource is one of the three best resources for offshore wind in the entire world. Maine sits strategically at the northern edge of an immense and growing demand for clean electricity. We can translate that into experience for our students, into jobs for our workers and into a solution to the climate crisis that we together confront.

The costs that have been referred to are not costs for commercialization; they're cost for research and development. And any business, including the one I work for, understands the difference between the two and the fundamental importance of spending a little more on research and development. This is how we grow our economy. This is how we address the climate crisis together. This is how we create jobs at Cianbro and across the State. Putting Maine's maritime

traditions, our clean energy traditions and our fine institutes of higher learning in a position to help us all succeed.

I ask that we support the pending motion and we pass this bill today, and then for once we say yes to Maine's enormous energy potential. Thank you, Madam Speaker.

Representative **KESSLER** of South Portland **REQUESTED** that the Clerk **READ** the Committee Report.

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

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

Representative **FAULKINGHAM**: Thank you, Madam Speaker. I stand to oppose the pending motion.

Recently I joined many of my colleagues here to oppose offshore oil. I also stand to oppose offshore wind for the same reason, because our waters are for fishermen, aquaculture, recreation; they're not for energy companies and special interests.

The SPEAKER: The Chair recognizes the Representative from Canaan, Representative Stetkis.

Representative **STETKIS**: Thank you, Madam Speaker. I'd like to ask a question through the Chair.

The SPEAKER: The Representative may proceed.

Representative **STETKIS**: Thank you. So, I just heard there is a potential of, what, a hundred, a hundred and fifty nuclear power plants' worth of energy off the coast of Maine. It's my understanding that one nuclear powerplant, it takes about 433 wind turbines to replace one nuclear power plant. Are we actually talking about putting up 40,000 plus wind turbines off the Coast of Maine?

The SPEAKER: The Representative from Canaan has posed a question through the Chair. The Chair recognizes the Representative from Bowdoinham to answer that question.

Representative **BERRY**: Thank you, Madam Speaker. Technology is changing rapidly and I think the statistics that were cited are already somewhat out of date. They are certainly out of date with respect to offshore wind. The potential offshore is enormous. The reason that there are a 156 nuclear power plants' worth of energy, if theoretically we were to harness all of it, which we would certainly not, in the Gulf of Maine is that the wind blows harder at sea, as most sailors can tell us. Thank you.

The SPEAKER: The Chair recognizes the Representative from Caribou, Representative DeVeau.

Representative **DeVEAU**: Thank you, Madam Speaker. Request to pose a question.

The SPEAKER: The Representative may proceed with the question.

Representative **DeVEAU**: These new green technologies that we're talking about using, my question is, if somebody can tell me how they're produced and what material is used to produce it, and where does that material come from?

The SPEAKER: The Representative from Caribou, Representative DeVeau, has posed a question through the Chair if there is anyone who wishes to answer. The Chair recognizes the Representative from Bowdoinham, Representative Berry, to answer the question.

Representative **BERRY**: Thank you, Madam Speaker. It's a great question. The technology that is being developed at the University at Maine and it would be for the first time deployed on a grid-scale potential if this bill goes forward uses pre-stressed concrete. It is a very innovative technology. It is proven in a one-eighth scale model. I invite and encourage all Members to visit the University of Maine's composites laboratory to learn about that technology there. It is a resource

readily available here in our State and one that has the potential not only to serve our own needs and New England's, as I mentioned, but also to be exported to other parts of the world, much as the bridge-in-a-backpack technology, the innovative technology developed also at the University of Maine, was commercialized and used in other applications around the world. Thank you.

The SPEAKER: The Chair recognizes the Representative from Caribou, Representative DeVeau.

Representative **DeVEAU**: Thank you, Madam Speaker. Pose another question, please?

The SPEAKER: The Representative may proceed with the question.

Representative **DeVEAU**: How is this material gained, gathered, however you want to put it?

The SPEAKER: The Representative from Caribou, Representative DeVeau, has posed a question through the Chair if there is anyone who is able to answer.

The Chair recognizes the Representative from Weld, Representative Skolfield.

Representative **SKOLFIELD**: Thank you, Madam Speaker, Ladies and Gentlemen of the House. I have a question also, if I may?

The SPEAKER: The Representative may proceed.

Representative **SKOLFIELD**: The alternative or other alternatives that are being explored in this State, I'll say it, the corridor; will this have an impact on the corridor or will the corridor have an impact on this if that plan goes through? Will the project still be viable if there is a corridor presented, and will the energy that's derived from this be significantly less than the corridor? Thank you.

The SPEAKER: The Representative from Weld has posed a question through the Chair if there is anyone who is able to answer. The Chair recognizes, to answer the question, the Representative from Bowdoinham, Representative Berry.

Representative **BERRY**: Thank you, Madam Speaker. With respect to the question of the Good Representative from Weld, I think the answer is that it is a marginal impact one way or the other, whether the proposed CMP corridor is built or whether a similar corridor is built in Vermont, there would be a marginal impact on rates here and the relative cost of this proposal might be somewhat different but it is, in fact, marginal.

And with respect to concrete, it is my understanding that concrete is a composite material composed of fine and coarse aggregate bonded together with a fluid cement that hardens over time, most frequently in the past a lime-based cement binder, but sometimes with other hydraulic cements such as a calcium aluminate cement or Portland cement. I hope that's helpful.

The SPEAKER: The Chair recognizes the Representative from Penobscot, Representative Hutchins.

Representative **HUTCHINS**: Thank you, Madam Speaker, Ladies and Gentlemen of the House. I also speak against this motion but what I'm concerned about is the competition, I guess, perhaps, would be the way to put it with traditional uses of the bays and shores in Maine, lobster fishing and things of that nature, and this way of producing power which, of course, is going to have to be connected to the shores in some way or another. And we're quite concerned right now with the fishing industry being adversely affected by problems with right whales that have been struck by ships or the problem of possibly tangling with gear and fishing gear, which is going to mean possibly the reduction of end lines and the competition maybe that this could cause. If we try to use

wind power off the State of Maine and end up having lots of lines coming in, are we going to then affect the types of line? The whales aren't going to know one line from another, I'm assuming, as to how many traps might be able to be used as opposed to how many windmills might be able to be used.

So, I think we need to be cautious about adding something to the shores and waters of the bays of Maine and not, perhaps, know the effect that it might have on what traditional uses already are. Thank you very much.

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

Representative **HANLEY**: Thank you, Madam Speaker. In answer to the question about whether this project would be affected by the corridor, and the answer is yes. And I think part of what the Public Utilities Commission, one of the reasons they reopened the study, if you look at their report with the docket number of the 2010-00235, page four, you'll see that they looked into the different components that, over time, things have changed and so they were asked to look into these things, and whether the decline of energy market prices have undermined the long-term economic viability of offshore wind technology, whether this project will provide the same benefits as proposed, given the technological advances of the offshore wind industry in recent years, whether this project continues to have value as a renewable technology given Maine's achievement of its renewable energy goals, whether the in-state benefits originally proposed for this project continue to be realistic in light of the changed landscape of offshore wind and at the competitions from other states, whether the change in ownership structure of the project warrant reconsideration, how should the commission consider the absence of a planned interconnection location. That means right now there is no plan to get the power from these windmills to shore. No community along the coast of Maine realizes where this cable will have to come. How should the commission consider the local benefits package to be provided to Monhegan Island, which has been altered and expanded since the approval of this. Monhegan Island, by the way, got a \$6 million gift out of this. They were purchased to agree with this. Naturally, they were going to be horribly affected. By the way, Monhegan Island gets not one watt of energy from these towers; not one.

So, the fact that power from a HydroQuebec connection could come here at a very low rate, would naturally influence whether this is a viable project anymore, especially at 23 cents and counting. And I hope that answers some questions. Thank you, Madam Speaker.

The SPEAKER: The Chair recognizes the Representative from Caribou, Representative DeVeau.

Representative **DeVEAU**: Thank you, Madam Speaker and fellow members of the House. I rise in opposition to this bill because some of the things that I was asking earlier was to get to a point of, it's an aggregate and this aggregate is a mined substance which I don't know of any battery-powered or solar-powered heavy equipment currently used in the process to get this material needed for these windmills. So, I hope you follow my light. Thank you.

The SPEAKER: There are six people in the queue.

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

Representative **O'CONNOR**: Thank you, Madam Speaker, Ladies and Gentlemen of the House. I take exception with this. We did a project like this on Monhegan and I had pushed and pushed and pushed for information related to this and the answer that I got was this would actually cost the ratepayers over the contract about \$250 million and in

addition to that, I know that one of the lines that was run from the pilot project garnished only after one full year and a couple hundred thousand dollars' worth of investment, only brought us a little over \$200 worth of electricity. Thank you.

The SPEAKER: The Chair recognizes the Representative from Scarborough, Representative Caiazzo.

Representative **CAIAZZO**: Thank you, Madam Speaker, and I want to apologize to my fellow colleagues here for rising and dragging out this debate, but there are a couple things that have been mentioned that I would like to clarify a little bit.

In reference to the Good Representative from Pittston, I think it's important that we don't confuse transmission and distribution projects with generation projects. They are two separate things. The corridor is a highway or a pipeline from where the electricity is made to where the electricity is being supplied. What this project will do, Madam Speaker, is allow the State of Maine to develop floating offshore wind. This is much different than what you currently see out in the market right now with pylons in bays that you can see from the shore. This is cutting-edge technology. This bill allows a pilot program to be installed off Monhegan to study the very impact on marine resources, to balance the habitat needs with the technical needs. It inspires, as the Good Representative from Bowdoinham said, it allows Maine businesses to participate in a new industry where we have the opportunity to be world leaders in this.

So, please, Madam Speaker, let's not confuse the needs of a transmission corridor versus the needs of a generation asset. We need to diversify our electrical generation. The amount of wind and solar and hydro, needs to be balanced. This is a great opportunity for Maine to be a leader, it's a great opportunity for us to develop energy independence and achieve all of our environmental and energy goals. So, I please urge you follow our light, support this bill. Thank you.

The SPEAKER: The Chair recognizes the Representative from Weld, Representative Skolfield.

Representative **SKOLFIELD**: Thank you, Madam Speaker. I also would like to ask another question, if I may?

The SPEAKER: The Representative may proceed with the question.

Representative **SKOLFIELD**: Will this power generated off our coast stay in Maine or will it be part of the New England power pool and, if it is part of the New England power pool, will they help in paying that high per-kilowatt cost? Thank you.

The SPEAKER: The Representative from Weld has posed a question through the Chair and the Chair recognizes the Representative from Kittery, Representative Rykerson.

Representative **RYKERSON**: Thank you, Madam Speaker. No power produced in Maine stays in Maine. It's part of regional grid and it's sent all over ISO New England. Thank you.

The SPEAKER: The Chair recognizes the Representative from Kittery, Representative Rykerson, again.

Representative **RYKERSON**: Thank you, Madam Speaker. I rise in support of the bill.

First of all, there have been studies that show that floating offshore turbines actually encourage marine life, not discourage marine life.

Second, we have a world-class resource, one of the best in the world for offshore wind. To not ask the PUC for a long-term contract, would be like someone telling you that you have gold in your backyard and we refuse to buy the shovel to dig it up.

The SPEAKER: The pending question is acceptance of the Majority Ought to Pass as Amended Report.

The Chair recognizes the Representative from Belgrade, Representative Keschl.

Representative **KESCHL**: Yes, I've heard a lot in this debate, and thank you, Madam Speaker, for allowing me to speak. But I've heard a lot in this debate. You know, we established the PUC to look into these complex technical aspects surrounding utilities in the State of Maine and now we're saying we know better. So, that's one issue I'd like to point out.

The other thing is I've just heard that there have been studies that have shown that the impacts on aquatic life are beneficial, perhaps. Well, I'd like to know what the impacts of the low-frequency, subharmonic frequencies that are produced by these windmills are on the right whale population. There are impacts that aren't known. And I would urge the chamber to allow the PUC to go forward and do these reviews, and look at it within the framework we established for them to look at these projects and let's go with their technical advice and expertise. That's what we pay them for, that's what we established the PUC for, and that's what we should do, and we shouldn't assume that we know better in all cases.

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. 234

YEA - Ackley, Austin B, Babbidge, Babine, Bailey, Beebe-Center, Berry, Blume, Brennan, Brooks, Bryant, Caiazzo, Cardone, Carney, Cloutier, Collings, Cooper, Craven, Crockett, Cuddy, Daughtry, Denk, Dodge, Doore, Doudera, Dunphy, 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, McLean, Melaragno, Meyer, Moonen, Morales, Moriarty, O'Neil, Paulhus, Pebworth, Peoples, Perry A, Perry J, Pierce T, Reckitt, Riley, Roberts-Lovell, Rykerson, Schneck, Sharpe, Sheats, Stanley, Stover, Sylvester, Talbot Ross, Tepler, Terry, Tipping, Tucker, Warren, White B, Zeigler, Madam Speaker.

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

ABSENT - Grignon, Nadeau, Pickett, Theriault, Verow.

Yes, 85; No, 60; Absent, 5; Excused, 1.

85 having voted in the affirmative and 60 voted in the negative, with 5 being absent and 1 excused, and accordingly the Majority Ought to Pass as Amended Report was **ACCEPTED**.

The Resolve was **READ ONCE**. **Committee Amendment "A" (S-245)** was **READ** by the Clerk.

Subsequently, on motion of Representative MOONEN of Portland, **TABLED** pending **ADOPTION** of **Committee Amendment "A" (S-245)** and later today assigned.

On motion of Representative MOONEN of Portland, the House **RECONSIDERED** its action whereby Expression of Legislative Sentiment recognizing Bob Fowler, of Cumberland (HLS 540)

Was **PASSED**.

On further motion of the same Representative, **TABLED** pending **PASSAGE** and later today assigned.

REPORTS OF COMMITTEE
Divided Reports

Majority Report of the Committee on **HEALTH COVERAGE, INSURANCE AND FINANCIAL SERVICES** reporting **Ought to Pass as Amended by Committee Amendment "A" (S-250)** on Bill "An Act To Increase Access to Low-cost Prescription Drugs"

(S.P. 392) (L.D. 1272)

Signed:

Senators:

SANBORN, H. of Cumberland
FOLEY of York
GRATWICK of Penobscot

Representatives:

TEPLER of Topsham
BLIER of Buxton
BRENNAN of Portland
FOLEY of Biddeford
MASTRACCIO of Sanford
MELARAGNO of Auburn
PRESCOTT of Waterboro

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

Signed:

Representatives:

MORRIS of Turner
SWALLOW of Houlton

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-250)**.

READ.

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

The Bill was **READ ONCE. Committee Amendment "A" (S-250)** 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-250)** in concurrence.

Majority Report of the Committee on **HEALTH COVERAGE, INSURANCE AND FINANCIAL SERVICES** reporting **Ought to Pass as Amended by Committee Amendment "A" (S-251)** on Bill "An Act To Establish the Maine Prescription Drug Affordability Board"

(S.P. 461) (L.D. 1499)

Signed:

Senators:

SANBORN, H. of Cumberland
FOLEY of York
GRATWICK of Penobscot

Representatives:

TEPLER of Topsham
BLIER of Buxton
BRENNAN of Portland
FOLEY of Biddeford
MASTRACCIO of Sanford
MELARAGNO of Auburn
PRESCOTT of Waterboro

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

Signed:

Representatives:

MORRIS of Turner
SWALLOW of Houlton

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-251)**.

READ.

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

The Bill was **READ ONCE. Committee Amendment "A" (S-251)** 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-251)** in concurrence.

Majority Report of the Committee on **HEALTH COVERAGE, INSURANCE AND FINANCIAL SERVICES** reporting **Ought to Pass as Amended by Committee Amendment "A" (S-253)** on Bill "An Act To Protect Consumers from Unfair Practices Related to Pharmacy Benefits Management"

(S.P. 466) (L.D. 1504)

Signed:

Senators:

SANBORN, H. of Cumberland
FOLEY of York
GRATWICK of Penobscot

Representatives:

TEPLER of Topsham
BLIER of Buxton
BRENNAN of Portland
FOLEY of Biddeford
MASTRACCIO of Sanford

MELARAGNO of Auburn
PRESCOTT of Waterboro
SWALLOW of Houlton

Minority Report of the same Committee reporting **Ought to Pass as Amended by Committee Amendment "B" (S-254)** on same Bill.

Signed:
Representative:
MORRIS of Turner

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-253)**.

READ.

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

The Bill was **READ ONCE**. **Committee Amendment "A" (S-253)** 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-253)** in concurrence.

Majority Report of the Committee on **STATE AND LOCAL GOVERNMENT** reporting **Ought Not to Pass** on Bill "An Act To Allow the Prohibition of Weapons at Public Proceedings and Voting Places"

(S.P. 450) (L.D. 1470)

Signed:
Senators:

CLAXTON of Androscoggin
DAVIS of Piscataquis
DESCHAMBAULT of York

Representatives:

MARTIN of Sinclair
BRYANT of Windham
EVANGELOS of Friendship
HEAD of Bethel
KINNEY of Knox
TUELL of East Machias
VEROW of Brewer

Minority Report of the same Committee reporting **Ought to Pass as Amended by Committee Amendment "A" (S-249)** on same Bill.

Signed:
Representatives:

PEBORTH of Blue Hill
RISEMAN of Harrison

Came from the Senate with the Majority **OUGHT NOT TO PASS** Report **READ** and **ACCEPTED**.

READ.

Representative MARTIN of Sinclair moved that the House **ACCEPT** the Majority **Ought Not to Pass** Report.

The **SPEAKER**: The Chair recognizes the Representative from Blue Hill, Representative Pebworth.

Representative **PEBORTH**: Thank you, Madam Speaker, Representatives of the fine people of Maine. I rise today in support of this bill, so I ask you to vote against this motion.

LD 1470 could be titled An Act to Allow for Voting and Participating in Public Meetings Without Fear of Intimidation. Why do we need this? Because it is our civic duty to participate in elections and public proceedings, and it is paramount that we are free to express our opinions and concerns freely, without intimidation.

Madam Speaker, I would reassure us that this will not cause a patchwork of confusing gun laws. In order to vote in a municipality, we must live there. In order for weapons to be prohibited at voting places in that municipality, citizens will have to vote for this ordinance. We will learn if we can bring a weapon to vote or to town meeting or if we need to leave it at home or in the car, just as we learn if we vote at the school or in the town hall or at the church and if polls open at 7 a.m. or 8 a.m. or 9 a.m. or if the meeting starts at 10 or nine or at 2 p.m.

Because this bill only affects citizens in a specific municipality, let's let them, the citizens within that municipality, decide what makes the most sense. This bill will allow each municipality the ability to determine how to best provide for the safety of its community. The State of Maine allows itself this safety measure, allowed it years ago. Other than law enforcement officers, no guns are allowed here in the State House, none are allowed in courthouses, none are allowed on school grounds. This bill merely rights the wrong of prohibiting towns from enacting the same precautions.

Finally, this legislation does not create a one size fits all policy for the entire State. We understand that what works for Blue Hill or Surry may be different than what works for Portland or Fort Kent. We need to listen to what our constituents need. Let's let those we represent have their say. I urge you to vote this motion down.

The **SPEAKER**: The Chair recognizes the Representative from Portland, Representative Sylvester.

Representative **SYLVESTER**: Thank you, Madam Speaker. I stand in opposition to the motion because I like to be consistent. I've stood in this chamber again and again supporting home rule, and on this matter I'm no different. Towns and cities should decide what keeps their citizens safe. This is an anti-violence bill, in my mind, it's a pro-safety bill, this is a pro-safety officer bill, it's a pro-election bill, and it's a pro-democracy bill because nothing should stand in the way of people and their vote, and no one should stand in the way of a municipality and their decision of how to keep their voters safe. Thank you, Madam Speaker.

The **SPEAKER**: The Chair recognizes the Representative from South Portland, Representative Reckitt.

Representative **RECKITT**: Thank you, Madam Speaker, Members of the House. Every now and again I speak and some other strange part of my life comes forward.

I spent 30 years as the warden in my district. I've spent more hours in the polls than anybody I know and I am in coherence, I'm clearly not in coherence. Anyway, I'm in agreement with the Representative from Blue Hill and from Portland that this is a good idea. The town of South Portland has had over the years a wide variety of strange happenstances at its polls and when I worked there, we were always worried about it.

And the other thing, to me, is confusing about this, is I know that there are some places where voting occurs where you cannot already bring a gun. But my polling place has shifted five times in my tenure as a warden and election clerk

to places that where they could be prohibited, are prohibited, can't be prohibited, it's somebody else's business, it's just too darn confusing. I want the City Council to decide whether or not there is an overall policy for the City that can be enforced to provide for safety for the residence, for the workers in the polls, for those that followed me as warden, and for other places such as the City Council meetings.

So, I ask you to vote against the pending motion and to say to towns under home rule, you can do this if you want and you don't have to if you don't want to. So, I thank you to join me in voting against this motion. Thank you very much.

The SPEAKER: The Chair recognizes the Representative from Harrison, Representative Riseman.

Representative **RISEMAN**: Thank you, Madam Speaker. I address the chamber today in opposition of the pending motion.

And I want to say that, the volume of emails that I get are really a little one-sided about the Second Amendment right, which I support, I support the right to bear arms. But I want to just quote from our founding father, George Washington, who said firearms stand next in importance to the Constitution itself. Let me repeat that; firearms stand next in importance to the Constitution itself.

I think you will find that this bill addresses several important constitutional rights relating to all citizens, whether gun owners or not. Our Constitution intends to protect the rights of all of our citizens. How ironic that we consider this legislation today so close in proximity to election day and town meeting dates for so many communities. Aristotle once said if liberty and equality are chiefly to be found in democracy, they will be best attained when all persons alike share in government to the utmost. As legislators and policymakers, we are charged with the responsibility to assure all of our citizens have a safe and positive environment to conduct the business of democracy and be free of any actual or implied hindrances. This condition is guaranteed by Article 1, Section 1, of our Constitution.

With that said, one of the most sacred elements of any free democracy is our civic duty and responsibility to vote. This, along with the ability to openly participate in public proceedings to express our thoughts and opinions without fear or intimidation. I believe the Constitution was crafted with enough specificity to insist that all citizens should do their part to ensure our democracy will continue to exist in a clear and vibrant manner. Madam Speaker, as a governing body, we must do all that we can to preserve and promote those rights.

Additionally, another important component in our Constitution is the Home Rule Provision. During this session, we've experienced several examples of a positive nature of how home rule brings important decision-making down to the local level. This provision is also guaranteed by Article 8, Section 1, of the Maine Constitution. It allows communities within limits to control their own destinies, justifiably bringing self-government down to the local committee level. This begs the question if we adopt the Minority Report, what will this legislation accomplish. It blends two incredibly important doctrines of the Maine Constitution together and provides for a more powerful and dynamic democracy.

Again, to quote George Washington, our union is now complete, our Constitution composed, established and approved. We are now the guardians of our liberties. In other words, we want all citizens to feel that participation matters, and they can trust and freely involve themselves and additionally home rules give each municipality its own option to determine whether to allow weapons in a polling place.

Together, the ballot box and the Home Rule Provision are two key pieces of constitutional rights for a successful democracy.

So, now let's address the elephant in the room, the restrictive possession of guns and other weapons in certain public places. I want to make it clear that this legislation in no way infringes on the right to own and keep guns. We know that according to Article 1, Section 16 of the Maine Constitution, every citizen has the right to bear arms. The interpretation of that right is at the center of many a controversy, but it shouldn't be in this case. In a recent poll of Mainers, the results expressed that only 15% of the population believe that guns should be banned outright. However, at the same time, 85% believe that it is justified to limit the use of guns in some circumstances. Let me repeat that; 15% believe in banning all guns but 85% there should be some type of limitations. In line with reasonable limitations, current statute bans the presence of weapons in schools, courts, and the capital area by anyone except law enforcement officials.

This proposed legislation is a reasonable extension of that ban, extending it to the municipalities. I would argue that because of the sanctity of the voting process, the right of all voters should supersede the right to carry a weapon in these situations. It is supported by our Constitution. Article 1, Section 24 states the enumeration of certain rights shall not impair or deny rights retained by the people. Maine would not be unique in adopting this legislation. Many other states already have such laws on the books. While gun ownership is an important and rightful feature of the Constitution, it does not stand alone.

In conclusion, the Minority Report is supported by many groups including the Maine Municipal Association, Maine School Boards Association, Maine Education Association, Maine Chiefs of Police, and the list goes on and on. Please consider doing the right thing to support a healthy democracy. The right thing to do is to vote no on the current motion and yes to allow the Minority Report to pass. Let our communities have the right to decide to keep their voting and public proceedings places free of weapons. Thank you.

Representative MOONEN of Portland **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 Kennebunk, Representative Babbidge.

Representative **BABBIDGE**: Thank you, Madam Speaker. Madam Speaker, I just want to remind the chamber that in Congress in the 19th century, there were incidents where pistols were drawn on the Floor. We have our own Jonathan Cilley of Thomaston. His picture is right out here, around the corner, who because of a disagreement as a young congressman, a young person who was a Speaker of this chamber and then went to Congress in the 1830s because of a disagreement on slavery was challenged to a duel and lost his life, the last congressman to do so.

We don't allow guns in this chamber. Thirty years ago, this chamber determined that municipalities should not be allowed to prohibit guns from the voting place. It's time that we reversed that unwise decision and return it to local control. Thank you, Madam Speaker.

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

Representative **ANDREWS**: Thank you, Madam Speaker. This bill is an incremental attempt to strip away our right to keep and bear arms. Those rights are enshrined in the

Second Amendment and Article 1, Section 1 of the Maine State Constitution. Our State preemption firearms laws are imperative to keeping life the way it should be. We must do everything we can to protect them.

We must vote down LD 1470. This bill would potentially make random select boards, town councils, and county commissioners the arbiters of firearms policy in the great State of Maine. This is not how we were intended to live in our great State. Because of this bill, we would become a patchwork of varying stringent gun laws that differ from town to town and county to county. We would become exactly like Massachusetts for local firearms laws. You could not drive through certain towns or counties if you are exercising your right to keep and bear arms. That is most definitely not the way life should be.

Speaking as a selectman, this bill scares me. My largest town is so terrified of this bill that they felt the need to declare their town a sanctuary city for the Second Amendment. They did this with the full realization that LD 1470 would politicize select boards, town councils, and county commissioner offices and elections even more so than they are already. That was never the intent of their scope of work. They need to be focused on paving roads, keeping mill rates stable, and hiring county employees, not drafting and overseeing firearms policy. As a selectman, this is a power that I do not want, nor should I be given. If LD 1470 becomes law, you will see municipalities and eventually counties all over the state declaring themselves sanctuary cities for the Second Amendment. This is because Mainers will not give up their State preemption protections. Simply put, we will not comply with LD 1470. This is why this terrible bill must be voted down today. Please vote for the pending motion. Thank you.

The SPEAKER: The Chair recognizes the Representative from Windham, Representative Corey.

Representative COREY: Thank you, Madam Speaker, Men and Women of the House. This will create a patchwork of firearms laws across the State. We've had this preemption for some time to prevent this. This is just one more hurdle for law-abiding gun owners to follow. Please support the Ought Not to Pass pending motion.

Using firearms in inappropriate ways is against the law already, whether that's brandishing them or using them to hurt somebody, so all of this is already against the law. Can someone tell me if this has been a problem in Maine at elections or town council meetings? I haven't heard about it.

I'd like the Clerk to read the Committee Report. Thank you.

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

The Clerk READ the Committee Report in its entirety.

The SPEAKER: The Chair recognizes the Representative from Weld, Representative Skolfield.

Representative SKOLFIELD: Thank you, Madam Speaker, Ladies and Gentlemen of the House. I just have some concerns with this. The bill is titled to prohibit weapons in public proceedings. Well, weapons is a pretty broad characterization. A pocket knife can be considered a weapon and some folks I think a nail file might be considered a weapon. And I know in the bill it states firearms, but I'm just wondering why that wasn't the title of the bill if that's what its intent is.

And I'm just thinking about folks having to go through a pocket search, a bag search. We have folks in this State who feel very comfortable carrying concealed weapons for their personal safety. People who are in domestic disputes, people

who rely on the ability to carry a weapon in order to protect themselves. And now, when they go to vote, they're going to have to figure out a way to dispose of that weapon in a good way, to store it in a good way, because when they enter the polling place they might be asked to be patted down, I suspect, to see if they are, indeed, carrying a weapon. And I just find that a bit disenfranchising in order to be able to vote. Thank you, Madam Speaker.

The SPEAKER: The Chair recognizes the Representative from Belgrade, Representative Keschl.

Representative KESCHL: Yes, thank you, Madam Speaker. I'd like to pose a question.

The SPEAKER: The Representative may proceed.

Representative KESCHL: So, as town manager in Belgrade, I'm thinking about this bill and I'm thinking well, now, how will I enforce that? Do I bring in a magnetometer? I mean, really, how would one, an official responsible for ensuring that the polling places follow the law. How would I enforce that? And that is a question.

The SPEAKER: The Representative from Belgrade, Representative Keschl, has posed a question through the Chair if there is anyone who is able to answer.

The Chair recognizes the Representative from Knox, Representative Kinney.

Representative KINNEY: Thank you, Madam Speaker. I rise to answer the question presented by the Member from Belgrade.

You have to hire private security, probably, or public security at the cost to the taxpayers in the town, to have probably armed security at the polling place or put in metal detectors and other types of things, again at the cost of those taxpayers.

I live in a small town. We hunt during election season. It happens in November. More than once I've been in the polls where people are coming in with their camo or their blaze orange on. People have their guns during this time of year, they're with them, they're in their cars, so you're going to have to have security to make sure that those guns are not around and also I'm not quite sure how they're going to be able to stop the veteran whose fists are actually weapons because this doesn't clarify firearms, it just says weapons. Fists can be weapons, so I don't know what we're going to do. If we pass this, this will be terrible.

The SPEAKER: The Chair recognizes the Representative from Kennebunk.

Representative BABBIDGE: Madam Speaker, I rise only to respond to the question offered on the Floor.

I believe it would be handled similarly to the way it was handled for centuries prior to 1989, before this was prohibited. So, I would say that the intent, although I'm not on this committee, but the intent to me of this legislation would be to remove a potential danger but also to remove an intimidation factor.

So, there are law enforcement officers on the premises when you vote, at least they are in my community, or they're nearby, and should somebody be brandishing a weapon, they would be informed that it is improper because the municipality has prohibited it at the voting place. That's how it would be enforced. Thank you very much, Madam Speaker.

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

Representative ANDREWS: Thank you, Madam Speaker. I rise in response to my friend from Kennebunk.

To truly enforce this, we would have to implement what many of my Democratic friends are strongly against, the stop-

and-frisk measure that they use in New York City which violates --

The SPEAKER: The Representative will defer. The Representative should not in his speech reference what he believes other Members believe. The Representative may proceed.

Representative **ANDREWS**: Thank you, Madam Speaker. To fully implement this with constitutional carry, concealed carry, municipal bodies would need to implement stop-and-frisk measures to pat down people when they go to vote, which would implicitly violate their Fourth Amendment rights. That's why we should vote down this bill and support the measure. Thank you.

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. 235

YEA - Ackley, Alley, Andrews, Arata, Austin B, Austin S, Berry, Bickford, Blier, Bradstreet, Bryant, Campbell, Cebra, Corey, Costain, Curtis, DeVeau, Dillingham, Dolloff, Doore, Drinkwater, Dunphy, Evangelos, Faulkingham, Fay, Fecteau J, Foster, Griffin, Haggan, Hall, Hanington, Hanley, Harrington, Head, Hepler, Hickman, Higgins, Hutchins, Hymanson, Ingwersen, Javner, Johansen, Keschl, Kinney, Kryzak, Landry, Lockman, Lyford, Madigan C, Marean, Martin J, Martin R, Martin T, Mason, Maxmin, McCrea, McDonald, Millett, Morris, O'Connor, Ordway, Paulhus, Perkins, Perry J, Pluecker, Prescott, Reed, Rudnicki, Sampson, Sharpe, Skolfield, Stanley, Stearns, Stetkis, Stewart, Stover, Strom, Swallow, Talbot Ross, Tuell, Wadsworth, Warren, White B, White D, Zeigler.

NAY - Babbidge, Babine, Bailey, Beebe-Center, Blume, Brennan, Brooks, Caiazzo, Cardone, Carney, Cloutier, Collings, Cooper, Craven, Crockett, Cuddy, Daughtry, Denk, Dodge, Doudera, Farnsworth, Fecteau R, Foley, Gattine, Gramlich, Grohoski, Handy, Harnett, Hobbs, Hubbell, Jorgensen, Kessler, Kornfield, Mastraccio, Matlack, McCreight, McLean, Melaragno, Meyer, Moonen, Morales, Moriarty, Nadeau, O'Neil, Pebworth, Peoples, Perry A, Pierce T, Reckitt, Riley, Riseman, Roberts-Lovell, Rykerson, Schneck, Sheats, Sylvester, Tepler, Terry, Tipping, Tucker, Madam Speaker.

ABSENT - Grignon, Pickett, Theriault, Verow.

Yes, 85; No, 61; Absent, 4; Excused, 1.

85 having voted in the affirmative and 61 voted in the negative, with 4 being absent and 1 excused, and accordingly the Majority **Ought Not to Pass** Report was **ACCEPTED** in concurrence.

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

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:

(H.P. 1273) (L.D. 1791) Bill "An Act To Amend Licensure for Professional Engineers" Committee on **INNOVATION, DEVELOPMENT, ECONOMIC ADVANCEMENT AND BUSINESS** reporting **Ought to Pass**

(H.P. 1069) (L.D. 1457) Bill "An Act To Make References to the Governor and Supreme Judicial Court Justices Gender Neutral" Committee on **JUDICIARY** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-565)**

(H.P. 1201) (L.D. 1677) Bill "An Act To Allow Reentry Houses as Part of Supervised Community Confinement" Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-562)**

(H.P. 1215) (L.D. 1700) Resolve, To Promote the Inclusion of African-American History and Culture in the Curricular Offerings of School Administrative Units Committee on **EDUCATION AND CULTURAL AFFAIRS** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-563)**

(H.P. 1301) (L.D. 1830) Bill "An Act Establishing the Office of Policy Innovation and the Future" Committee on **STATE AND LOCAL GOVERNMENT** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-564)**

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

There being no objection, the House Papers were **PASSED TO BE ENGROSSED** or **PASSED TO BE ENGROSSED as Amended** and sent for concurrence.

COMMUNICATIONS

The Following Communication: (H.C. 202)

STATE OF MAINE

OFFICE OF THE SECRETARY OF STATE

June 12, 2019

To Robert B. Hunt, Clerk of the House, in the One Hundred and Twenty-ninth Legislature:

I, Matthew Dunlap, Secretary of State, pursuant to the provisions of Title 3 MRSA, Section 1, hereby certify that the following is the name and residence of the Representative-elect to the One Hundred and Twenty-ninth Legislature, in accordance with the tabulation submitted to the Governor on June 12, 2019:

DISTRICT 45 Stephen W. Moriarty, Cumberland In Testimony Whereof, I have caused the Great Seal of the State to be affixed, given under my hand at Augusta this twelfth day of June in the year Two Thousand and Nineteen.

S/Matthew Dunlap

Secretary of State

READ and ORDERED PLACED ON FILE.

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

The Following Communication: (H.C. 203)

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

June 12, 2019

The Honorable Robert Hunt

Clerk of the House

2 State House Station

Augusta, Maine 04333

Dear Clerk Hunt:

Pursuant to my authority under House Rule 201.1 (l) (a), I have appointed Representative Stephen W. Moriarty of Cumberland to the Joint Standing Committee on Innovation, Development, Economic Advancement and Business replacing Representative Ryan M. Fecteau of Biddeford, effective immediately.

Should you have any questions, please do not hesitate to contact me.

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** with the exception of matters being held.

CONSENT CALENDAR

First Day

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

(S.P. 611) (L.D. 1810) Bill "An Act To Amend the Jurisdiction of Certain Reviews Conducted Pursuant to the State Government Evaluation Act" Committee on **INNOVATION, DEVELOPMENT, ECONOMIC ADVANCEMENT AND BUSINESS** reporting **Ought to Pass**

(S.P. 615) (L.D. 1825) Bill "An Act To Authorize Limited Disclosure of Cigarette Sales Information To Ensure Continued Receipt of Tobacco Settlement Funds" Committee on **HEALTH AND HUMAN SERVICES** reporting **Ought to Pass as Amended by Committee Amendment "A" (S-268)**

(H.P. 1294) (L.D. 1817) Bill "An Act To Make Technical Changes to the Maine Tax Laws" Committee on **TAXATION** reporting **Ought to Pass**

(H.P. 279) (L.D. 353) Bill "An Act To Classify Recovery Residences as One-family Dwellings for the Purposes of the Fire Code" Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-577)**

(H.P. 815) (L.D. 1111) Bill "An Act Regarding Driver's License Suspensions for Criminal Negligence" Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-576)**

(H.P. 1219) (L.D. 1704) Bill "An Act To Establish the Securities Restitution Assistance Fund for Victims of Securities Violations" Committee on **HEALTH COVERAGE, INSURANCE AND FINANCIAL SERVICES** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-569)**

(H.P. 1296) (L.D. 1819) Bill "An Act To Harmonize State Income Tax Law and the Centralized Partnership Audit Rules of the Federal Internal Revenue Code of 1986" Committee on **TAXATION** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-570)**

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 and the House Papers were **PASSED TO BE ENGROSSED** or **PASSED TO BE ENGROSSED as Amended** and sent for concurrence.

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

The Chair laid before the House the following item which was **TABLED** earlier in today's session:

SENATE DIVIDED REPORT - Majority (11) **Ought to Pass as Amended by Committee Amendment "A" (S-245)** - Minority (1) **Ought to Pass as Amended by Committee Amendment "B" (S-246)** - Committee on **ENERGY, UTILITIES AND TECHNOLOGY** on Resolve, To Require the Approval by the Public Utilities Commission of a Proposal for a Long-term Contract for Deep-water Offshore Wind Energy (EMERGENCY)

(S.P. 284) (L.D. 994)

Which was **TABLED** by Representative MOONEN of Portland pending **ADOPTION of Committee Amendment "A" (S-245)**.

Subsequently, **Committee Amendment "A" (S-245)** was **ADOPTED**.

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 as Amended by Committee Amendment "A" (S-245)** in concurrence.

REPORTS OF COMMITTEE

Divided Reports

Majority Report of the Committee on **VETERANS AND LEGAL AFFAIRS** reporting **Ought to Pass as Amended by Committee Amendment "A" (S-247)** on Resolution, Proposing an Amendment to the Constitution of Maine To Require That Signatures on a Direct Initiative of Legislation Come from Each Congressional District

(S.P. 67) (L.D. 255)

Signed:

Senators:

LUCHINI of Hancock
CYRWAY of Kennebec
HERBIG of Waldo

Representatives:

ANDREWS of Paris
DOLLOFF of Rumford
HANINGTON of Lincoln
HICKMAN of Winthrop
HUBBELL of Bar Harbor
STROM of Pittsfield

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

Signed:

Representatives:

SCHNECK of Bangor
ACKLEY of Monmouth
COOPER of Yarmouth
McCREIGHT of Harpswell

Came from the Senate with the Majority **OUGHT TO PASS AS AMENDED** Report **READ** and **ACCEPTED** and the

RESOLUTION PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-247).

READ.

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

The Resolution was **READ ONCE**. **Committee Amendment "A" (S-247)** was **READ** by the Clerk and **ADOPTED**.

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

Under further suspension of the rules the Resolution was **PASSED TO BE ENGROSSED as Amended by Committee Amendment "A" (S-247)** in concurrence.

Majority Report of the Committee on **VETERANS AND LEGAL AFFAIRS** reporting **Ought to Pass as Amended by Committee Amendment "A" (S-248)** on Bill "An Act To Clarify the Laws Governing Taste Testing and Retail Sales of Liquor at Farmers' Markets"

(S.P. 240) (L.D. 805)

Signed:

Senators:

LUCHINI of Hancock
HERBIG of Waldo

Representatives:

SCHNECK of Bangor
ACKLEY of Monmouth
ANDREWS of Paris
COOPER of Yarmouth
DOLLOFF of Rumford
HANINGTON of Lincoln
HICKMAN of Winthrop
HUBBELL of Bar Harbor
McCREIGHT of Harpswell
STROM of Pittsfield

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

Signed:

Senator:

CYRWAY of Kennebec

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-248)**.

READ.

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

The Bill was **READ ONCE**. **Committee Amendment "A" (S-248)** 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-248)** in concurrence.

Majority Report of the Committee on **AGRICULTURE, CONSERVATION AND FORESTRY** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-554)** on Bill "An Act To Establish a Fund for Portions of the Operations and Outreach Activities of the University of Maine Cooperative Extension Diagnostic and Research Laboratory and To Increase Statewide Enforcement of Pesticide Use"

(H.P. 1111) (L.D. 1518)

Signed:

Senator:

DIAMOND of Cumberland

Representatives:

HICKMAN of Winthrop
MAXMIN of Nobleboro
McCREA of Fort Fairfield
O'NEIL of Saco
PLUECKER of Warren
ROBERTS-LOVELL of South Berwick
SKOLFIELD of Weld

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

Signed:

Representatives:

HALL of Wilton
KINNEY of Knox
KRYZAK of Acton

READ.

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

Representative KINNEY of Knox **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 Knox, Representative Kinney.

Representative **KINNEY**: Thank you, Madam Speaker. I just wanted to point out the fact that this bill is really about a new tax that is going to be placed on all pesticide containers. That includes things like your bleach, it's going to include paint, the list goes on and on and on and on. We had this bill in the 127th Legislature. It's 15 cents per container, whether it's a tiny little container or it's a big container. I believe agriculture is exempt and so are your professional sprayers and so forth, pesticide applicators. And, in addition to this, of the 15 cents, 3 cents from every container is collected and kept at the point of sale as a way to pay these stores for collecting the tax to the State of Maine. I don't know about other people that collect, but I do collect sales tax and I don't get paid to do that. This is collecting a tax for the State of Maine and being paid to do so. So, please follow my light and oppose the pending motion. Thank you.

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. 236

YEA - Ackley, Austin B, Babbidge, Bailey, Beebe-Center, Berry, Blume, Brooks, Bryant, Caiazzo, Cardone, Carney, Cloutier, Collings, Cooper, Craven, Cuddy, Daughtry, Denk, Dodge, Doore, Doudera, Dunphy, Evangelos, Farnsworth, Fay,

Fecteau R, Foley, Gattine, Gramlich, Grohoski, Handy, Harnett, Hepler, Hickman, Hobbs, Hubbell, Hymanson, Ingwersen, Jorgensen, Kessler, Kornfield, Landry, Madigan C, Marean, Martin J, Martin R, Mastraccio, Matlack, Maxmin, McCrea, McCreight, McDonald, McLean, Melaragno, Meyer, Moonen, Morales, Moriarty, Nadeau, O'Neil, Paulhus, Pebworth, Peoples, Perry A, Perry J, Pierce T, Pluecker, Reckitt, Riley, Roberts-Lovell, Rykerson, Schneck, Sharpe, Sheats, Stanley, Sylvester, Talbot Ross, Tepler, Terry, Tipping, Tucker, Warren, Zeigler, Madam Speaker.

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

ABSENT - Brennan, Cebra, Crockett, Grignon, Hutchins, Riseman, Skolfield, Stover, Theriault, Verow, White B.

Yes, 85; No, 54; Absent, 11; Excused, 1.

85 having voted in the affirmative and 54 voted in the negative, with 11 being absent and 1 excused, and accordingly the Majority **Ought to Pass as Amended** Report was **ACCEPTED**.

The Bill was **READ ONCE**. **Committee Amendment "A" (H-554)** 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-554)** and sent for concurrence.

Majority Report of the Committee on **INNOVATION, DEVELOPMENT, ECONOMIC ADVANCEMENT AND BUSINESS** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-556)** on Bill "An Act To Attract, Educate and Retain New State Residents To Strengthen the Workforce"

(H.P. 468) (L.D. 647)

Signed:

Senators:

HERBIG of Waldo
MILLETT of Cumberland

Representatives:

DAUGHTRY of Brunswick
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:

Senator:

GUERIN of Penobscot

Representatives:

HARRINGTON of Sanford
STETKIS of Canaan

READ.

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

The Bill was **READ ONCE**. **Committee Amendment "A" (H-556)** 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-556)** and sent for concurrence.

Majority Report of the Committee on **INNOVATION, DEVELOPMENT, ECONOMIC ADVANCEMENT AND BUSINESS** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-558)** on Bill "An Act To Increase Faculty in Nursing Education Programs"

(H.P. 587) (L.D. 799)

Signed:

Senators:

HERBIG of Waldo
MILLETT of Cumberland

Representatives:

DAUGHTRY of Brunswick
BABINE of Scarborough
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:

Senator:

GUERIN of Penobscot

Representatives:

AUSTIN of Gray
HARRINGTON of Sanford
STETKIS of Canaan

READ.

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

The Bill was **READ ONCE**. **Committee Amendment "A" (H-558)** 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-558)** 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 Require Postsecondary Institutions To Meet the Expected Family Contribution without Additional Loan Burdens for Students"

(H.P. 990) (L.D. 1368)

Signed:
Senators:

HERBIG of Waldo
GUERIN of Penobscot
MILLETT of Cumberland

Representatives:

DAUGHTRY of Brunswick
AUSTIN of Gray
FECTEAU of Biddeford
HIGGINS of Dover-Foxcroft
PERRY of Bangor
STETKIS of Canaan

Minority Report of the same Committee reporting **Ought to Pass as Amended by Committee Amendment "A" (H-559)** on same Bill.

Signed:

Representatives:

BABINE of Scarborough
CROCKETT of Portland
HANDY of Lewiston

READ.

On motion of Representative DAUGHTRY of Brunswick, the Majority **Ought Not to Pass** Report was **ACCEPTED** and sent for concurrence.

Majority Report of the Committee on **LABOR AND HOUSING** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-550)** on Bill "An Act To Amend the Eligibility Criteria for Creditable Service in the Armed Forces of the United States under the State Retirement System"

(H.P. 351) (L.D. 467)

Signed:

Senator:

BELLOWS of Kennebec

Representatives:

SYLVESTER of Portland
AUSTIN of Gray
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:

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-550)** 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-550)** and sent for concurrence.

Majority Report of the Committee on **TAXATION** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-552)** on Bill "An Act To Create Jobs and Slow Climate Change by Promoting the Production of Natural Resources Bioproducts"

(H.P. 1213) (L.D. 1698)

Signed:

Senators:

CHIPMAN of Cumberland
SANBORN, H. of Cumberland

Representatives:

TIPPING of Orono
BICKFORD of Auburn
CLOUTIER of Lewiston
DENK of Kennebunk
MATLACK of St. George
STANLEY of Medway
STEWART of Presque Isle
TERRY of Gorham

Minority Report of the same Committee reporting **Ought to Pass as Amended by Committee Amendment "B" (H-553)** on same Bill.

Signed:

Senator:

POULIOT of Kennebec

Representatives:

KRYZAK of Acton
MAREAN of Hollis

READ.

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

The Bill was **READ ONCE. Committee Amendment "A" (H-552)** 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-552)** and sent for concurrence.

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

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

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.

RESOLUTION, Proposing an Amendment to the Constitution of Maine To Establish a Right to Food

(H.P. 583) (L.D. 795)

(C. "A" H-430)

TABLED - June 6, 2019 (Till Later Today) by Representative FECTEAU of Biddeford.

PENDING - **FINAL PASSAGE.**

On motion of Representative HICKMAN of Winthrop, the rules were **SUSPENDED** for the purpose of **RECONSIDERATION.**

On further motion of the same Representative, the House **RECONSIDERED** its action whereby the Resolution was **PASSED TO BE ENGROSSED as Amended by Committee Amendment "A" (H-430).**

The same Representative **PRESENTED House Amendment "A" (H-541)** which was **READ** by the Clerk and **ADOPTED.**

Subsequently, the Resolution was **PASSED TO BE ENGROSSED as Amended by Committee Amendment "A" (H-430)** and **House Amendment "A" (H-541)** in **NON-CONCURRENCE** and sent for concurrence. **ORDERED SENT FORTHWITH.**

REPORTS OF COMMITTEE

Divided Reports

Majority Report of the Committee on **LABOR AND HOUSING** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-566)** on Bill "An Act To Remove Certain Restrictions Imposed on Retired State Employees Who Return to Work as Educators"

(H.P. 880) (L.D. 1220)

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 to Pass as Amended by Committee Amendment "B" (H-567)** 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-566)** 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-566)** and sent for concurrence.

Majority Report of the Committee on **LABOR AND HOUSING** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-568)** on Bill "An Act To Modify Retirement Plans for Fire Investigators and Sergeants"

(H.P. 1082) (L.D. 1480)

Signed:

Senator:

BELLOWS of Kennebec

Representatives:

SYLVESTER of Portland
CARNEY of Cape Elizabeth
CUDDY of Winterport
DOORE of Augusta
MORRIS of Turner
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

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-568)** 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-568)** and sent for concurrence.

Ought to Pass Pursuant to Joint Order

Report of the **Joint Standing Committee on Innovation, Development, Economic Advancement and Business** on Resolve, Directing the Commissioner of Professional and Financial Regulation To Create a Working Group To Study Barriers to Credentialing

(S.P. 625) (L.D. 1841)

Reporting **Ought to Pass** pursuant to Joint Order 2019, S.P. 435.

Came from the Senate with the Report **READ** and **ACCEPTED** and the Resolve **PASSED TO BE ENGROSSED.**

The 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** in concurrence.

Divided Reports

Majority Report of the Committee on **HEALTH AND HUMAN SERVICES** reporting **Ought Not to Pass** on Bill "An Act To Prevent Overdose Deaths"

(H.P. 704) (L.D. 949)

Signed:

Senators:

GRATWICK of Penobscot
CLAXTON of Androscoggin
MOORE of Washington

Representatives:

HYMANSON of York
CRAVEN of Lewiston
GRIFFIN of Levant
JAVNER of Chester
MADIGAN of Waterville
MEYER of Eliot
O'CONNOR of Berwick
PERRY of Calais
STOVER of Boothbay

Minority Report of the same Committee reporting **Ought to Pass as Amended by Committee Amendment "A" (H-571)** on same Bill.

Signed:

Representative:

TALBOT ROSS of Portland

READ.

Representative HYMANSON of York moved that the House **ACCEPT** the Majority **Ought Not to Pass** Report.

Representative TALBOT ROSS of Portland **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: 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. 237

YEA - Alley, Andrews, Arata, Austin B, Austin S, Babbidge, Babine, Bickford, Blier, Bradstreet, Bryant, Caiazzo, Campbell, Cloutier, Corey, Costain, Craven, Cuddy, Curtis, Denk, DeVeau, Dillingham, Dolloff, Doore, Doudera, Drinkwater, Faulkingham, Fay, Fecteau J, Foster, Griffin, Haggan, Hall, Hanington, Hanley, Harrington, Head, Hepler, Higgins, Hobbs, Hubbell, Hymanson, Ingwersen, Javner, Johansen, Keschl, Kinney, Kornfield, Kryzak, Landry, Lockman, Lyford, Madigan C, Marean, Martin J, Martin R, Martin T, Mason, Mastraccio, Matlack, Meyer, Millett, Moriarty, Morris, Nadeau, O'Connor, Ordway, Pebworth, Peoples, Perkins, Perry A, Perry J, Pickett, Pierce T, Prescott, Reed, Riley, Rudnicki, Sampson, Schneck, Sharpe, Stanley, Stearns, Stetkis, Stewart, Strom, Swallow, Tucker, Tuell, Wadsworth, White D, Zeigler, Madam Speaker.

NAY - Ackley, Bailey, Beebe-Center, Berry, Blume, Brennan, Brooks, Cardone, Carney, Collings, Cooper, Daughtry, Dodge, Dunphy, Evangelos, Farnsworth, Fecteau R, Foley, Gattine, Gramlich, Grohoski, Handy, Harnett, Hickman,

Jorgensen, Kessler, Maxmin, McCrea, McCreight, McDonald, McLean, Melaragno, Moonen, Morales, O'Neil, Paulhus, Pluecker, Reckitt, Roberts-Lovell, Rykerson, Sheats, Sylvester, Talbot Ross, Tepler, Terry, Tipping, Warren.

ABSENT - Cebra, Crockett, Grignon, Hutchins, Riseman, Skolfield, Stover, Theriault, Verow, White B.

Yes, 93; No, 47; Absent, 10; Excused, 1.

93 having voted in the affirmative and 47 voted in the negative, with 10 being absent and 1 excused, and accordingly the Majority **Ought Not to Pass** Report was **ACCEPTED** and sent for concurrence.

Majority Report of the Committee on **JUDICIARY** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-572)** on Bill "An Act To Require Recording of Interviews of Suspects"

(H.P. 588) (L.D. 800)

Signed:

Senators:

CARPENTER of Aroostook
BELLOWS of Kennebec

Representatives:

BAILEY of Saco
BABBIDGE of Kennebunk
CARDONE of Bangor
EVANGELOS of Friendship
HARNETT of Gardiner
TALBOT ROSS of Portland

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

Signed:

Senator:

KEIM of Oxford

Representatives:

CURTIS of Madison
DeVEAU of Caribou
HAGGAN of Hampden
RECKITT of South Portland

READ.

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

The Bill was **READ ONCE**. **Committee Amendment "A" (H-572)** 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-572)** and sent for concurrence.

Majority Report of the Committee on **JUDICIARY** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-573)** on Bill "An Act To Increase Efficiency in Enforcement of the Maine Human Rights Act"

(H.P. 564) (L.D. 759)

Signed:

Senators:

CARPENTER of Aroostook
BELLOWS of Kennebec

Representatives:

BAILEY of Saco
BABBIDGE of Kennebunk
CARDONE of Bangor
EVANGELOS of Friendship
HARNETT of Gardiner
RECKITT of South Portland
TALBOT ROSS of Portland

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

Signed:

Senator:

KEIM of Oxford

Representatives:

CURTIS of Madison
DeVEAU of Caribou
HAGGAN of Hampden

READ.

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

The Bill was **READ ONCE**. **Committee Amendment "A" (H-573)** 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-573)** and sent for concurrence.

Majority Report of the Committee on **JUDICIARY** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-574)** on Bill "An Act To Provide for Court-appointed Advocates for Justice in Animal Cruelty Cases"

(H.P. 1054) (L.D. 1442)

Signed:

Senators:

CARPENTER of Aroostook
BELLOWS of Kennebec

Representatives:

BAILEY of Saco
BABBIDGE of Kennebunk
CARDONE of Bangor
EVANGELOS of Friendship
HARNETT of Gardiner
RECKITT of South Portland
TALBOT ROSS of Portland

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

Signed:

Senator:

KEIM of Oxford

Representatives:

CURTIS of Madison
DeVEAU of Caribou
HAGGAN of Hampden

READ.

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

Representative DILLINGHAM of Oxford **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 Hampden, Representative Haggan.

Representative **HAGGAN**: Thank you, Madam Speaker. I didn't even know I hit the button. I would just like to say that I am opposed to this bill. I think in animal abuse cases, to appoint an advocate to me is overreaching. Thank you.

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. 238

YEA - Ackley, Alley, Austin B, Babbidge, Babine, Bailey, Beebe-Center, Berry, Blume, Brennan, Brooks, Bryant, Caiazza, Cardone, Carney, Cloutier, Collings, Craven, Cuddy, Daughtry, Denk, Dodge, Doore, Doudera, Dunphy, Evangelos, Farnsworth, Faulkingham, Fay, 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, Mastraccio, Matlack, Maxmin, McCrea, McCreight, McDonald, McLean, Melaragno, Meyer, Moonen, Morales, Moriarty, Nadeau, O'Neil, Paulhus, Pebworth, Peoples, Perry A, Perry J, Pierce T, Pluecker, Reckitt, Riley, Roberts-Lovell, Rykerson, Schneck, Sharpe, Sheats, Stanley, Sylvester, Talbot Ross, Tepler, Terry, Tipping, Tucker, Warren, Zeigler, Madam Speaker.

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

ABSENT - Cebra, Crockett, Grignon, Hutchins, Riseman, Skolfield, Stover, Theriault, Verow, White B.

Yes, 88; No, 52; Absent, 10; Excused, 1.

88 having voted in the affirmative and 52 voted in the negative, with 10 being absent and 1 excused, and accordingly the Majority **Ought to Pass as Amended** Report was **ACCEPTED**.

The Bill was **READ ONCE**. **Committee Amendment "A" (H-574)** 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-574)** and sent for concurrence.

Ten Members of the Committee on **JUDICIARY** report in Report "A" **Ought to Pass as Amended by Committee Amendment "A" (H-575)** on Bill "An Act To Clarify the Disposition of Funds Presumed Abandoned in a Lawyer's Trust Account"

(H.P. 1085) (L.D. 1483)

Signed:
Senators:

CARPENTER of Aroostook
BELLOWS of Kennebec

Representatives:

BAILEY of Saco
BABBIDGE of Kennebunk
CARDONE of Bangor
EVANGELOS of Friendship
HAGGAN of Hampden
HARNETT of Gardiner
RECKITT of South Portland
TALBOT ROSS of Portland

Two Members of the same Committee report in Report "B" **Ought to Pass** on same Bill.

Signed:

Senator:
KEIM of Oxford

Representative:

CURTIS of Madison

One Member of the same Committee reports in Report "C" **Ought Not to Pass** on same Bill.

Signed:

Representative:
DeVEAU of Caribou

READ.

On motion of Representative BAILEY of Saco, Report "A" **Ought to Pass as Amended** was **ACCEPTED**.

The Bill was **READ ONCE**. **Committee Amendment "A" (H-575)** 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-575)** and sent for concurrence.

SENATE PAPERS

Non-Concurrent Matter

An Act To Create an Additional Pathway To Certify Industrial Arts Teachers To Foster Career and Technical Subjects in Maine Schools

(H.P. 991) (L.D. 1369)

(C. "A" H-473)

FAILED of **PASSAGE TO BE ENACTED** in the House on June 11, 2019.

Came from the Senate **PASSED TO BE ENACTED** in **NON-CONCURRENCE**.

Representative STEWART of Presque Isle moved that the House **RECEDE AND CONCUR**.

Representative MOONEN of Portland **REQUESTED** a roll call on the motion to **RECEDE AND CONCUR**.

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 Augusta, Representative Fecteau.

Representative **FECTEAU**: Hi, it's me again. Earlier this session, I sent out a poll asking should all students complete some sort of vocational skills course before graduating high

school. Ninety-two percent approved of this. And that question right there is a near-mandate. It's hard to find 92% of people agreeing on almost anything. This bill isn't even close to going that far.

What we're talking about is opening the front door so we can recruit for such a thing to incur. Reality has that there is no Maine university path for Industrial Arts but this does respect they need a higher degree and all other requirements to be a professionally certified teacher. Some say this waters down and weakens the profession. That is simply not true, because you still need all of the professional requirements everyone else has in order to be a professionally certified teacher. These teachers have the opportunity to serve 100% of our students and give them skills that more than 90% of parents and students want. These are unbelievable Vegas odds.

Yesterday, I spoke about how Industrial Arts can and do help students with disabilities. I didn't say this to score some points. I said it because I've seen it with my own two eyes. I've seen those students glowing with pride, knocking on my door during a free period so I can look at what they made. When talking about our low-expectancy students and chronically absent students, I can't tell you how many times I've heard that students just came into school that day to go to Industrial Arts. They couldn't just let their partner down, and they had to finish their table or whatever it was that they were making.

Industrial Arts clearly serves all of our students and is one of the most popular programs in my school, probably only second behind the music program. Please help send these aging teachers the reinforcements they need and help continue and expand the skills students desire. Thank you.

The SPEAKER: The Chair recognizes the Representative from Alfred, Representative Sampson.

Representative **SAMPSON**: Thank you, Madam Speaker, Ladies and Gentlemen of the House. So, I would like us to really think about this. This isn't about politics; this is about students. This is about our youth in schools where they would like to be able to provide Industrial Arts. This is opening up an opportunity for potential teachers to even just come into the door. The principals are the ones that are going to vet these individuals, they're the ones who ultimately hire them. There is no current pathway for this to happen. That's why these superintendents have come to folks like myself and other Representatives in this room, asking us to please help us create something for our students so that we can get teachers, so we can replace these individuals who are retiring.

Not all schools have Industrial Arts programs, but the ones who do, need this pathway. We worked with the Department of Education, we worked with the certification division to create this. They're the ones that have to certify. They're the ones that have to credential these individuals. So, we worked with them, we created something that they said this is doable, let's do this, and I am asking folks to stop for a minute and think about the fact that we need to be able to have opportunities for our kids to put their eyes on something and their hands on something that they've never been able to do before that may be an epiphany of wow, I would really love to do this someday. If we don't have these opportunities, we're not going to expand their thinking in this area. So, I urge you all to please support this measure. Thank you.

The SPEAKER: The Chair recognizes the Representative from Jay, Representative Riley.

Representative **RILEY**: Thank you, Madam Speaker. I just want to point out I'm a tradesperson and I would qualify as

an Industrial Arts teacher under this legislation. The Maine Department of Education testified on this and said; am I allowed to quote the testimony?

The SPEAKER: The Chair would answer in the affirmative.

Representative **RILEY**: Thank you. This would establish a pathway for teaching Industrial Arts for individuals who have completed one of the following: an apprenticeship, registered with a state or national training organization, a two-year degree or certificate from an accredited technical institution, completed a minimum unspecified number of hours of paid employment and completion of a minimum number of hours learning the trade in which the endorsement is sought. The department does not support awarding any teaching endorsement without having the candidate complete basic certification requirements as outlined in chapter 115.

I'm an electrician, I'm a construction worker. I don't think that qualifies me to teach Industrial Arts to high schoolers.

The SPEAKER: The Chair recognizes the Representative from Standish, Representative Ordway.

Representative **ORDWAY**: Thank you, Madam Speaker, my Colleagues in the House. In the interests of brevity, I will just say; everything I said yesterday.

The SPEAKER: The Chair recognizes the Representative from Auburn, Representative Sheats.

Representative **SHEATS**: Thank you, Madam Speaker. I, too, work in construction and I would not care to step into a classroom, thank you very much.

My father was a mechanic during World War II and he went on to become an automotive shop teacher in a high school. He hated being a teacher until he learned some management skills and he always said that teaching was the hardest part of his job. It sounded funny to me and I didn't quite get it as a kid why being a teacher was the hardest part of being a teacher, but I understood later on that it was the classroom dynamic, the putting together a schedule, putting together a lesson plan, things like that that what he was referring to. His least patient students were my sister, brother and I, but we all worked and learned to use tools and I now work in construction, as I said, and I was very, very glad that I had that hands-on experience and I think all of our children should have that opportunity and I very much support it. But my question is; my father could go from being an auto mechanic in the war to being a teacher because there was a pathway, and I understood the Representative from Standish said yesterday that he has benefited from this, as well. He started teaching before he had his credentials and he worked his way through it and the name of this bill is actually An Act to Create an Additional Pathway. There already is an existing pathway for someone who is skilled in their trade who wants to be brave enough to face these kids to go into a classroom and begin to teach while they are getting their accreditation. I don't see a need to lessen the standard when we already have a way to do that. Thank you, Madam Speaker.

The SPEAKER: The Chair recognizes the Representative from Hiram, Representative Wadsworth.

Representative **WADSWORTH**: Thank you, Madam Speaker. I believe the Good Representative from Jay would make a wonderful Industrial Arts teacher myself. This is the bill that Sacopee Valley High School and Bonny Eagle High School approached myself and Bill Diamond to sponsor, so please help us and the kids get this passed.

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

Representative **BICKFORD**: Thank you, Madam Speaker. Madam Speaker, Ladies and Gentlemen of the House, on Roll Call 192, the motion Ought Not to Pass failed 76 to 65. I'm just here for a little bit of education because most of us went to school and had vocabulary. We learned what words mean. The word "flip-flop" means to make a sudden or unexpected reversal of direction. Thank you, Madam Speaker.

The SPEAKER: The Chair understands that everyone is tired and there are long debates and many debates even on the same items, but the Chair will advise the Member that really that was questioning other Members' integrity and I would ask you and others not to do that.

The Chair reminded Representative **BICKFORD** of Auburn that it was inappropriate to question the motives of other members of the House.

The SPEAKER: The Chair recognizes the Representative from Bangor, Representative Kornfield.

Representative **KORNFIELD**: Thank you, Madam Speaker. First, I'd like to say that the board says middle schools and that's incorrect. The bill says Maine schools. I don't want to be picky, but I was an English teacher.

And the second thing I want to say, I don't want to re-debate this for the third time, but I just want to say if there was not an alternate pathway already, then CTE teachers, career and technical education teachers, would have a very hard time being certified. They can get certified, so, so can Industrial Arts teachers. This is a runaround the certification process.

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

Representative **BRADSTREET**: Thank you, Madam Speaker and Ladies and Gentlemen of the House. I didn't plan on speaking on this, but I guess I am. There is a gap right now in the availability of Industrial Arts teachers. This is a commonsense approach to filling that gap. Let's not let the desire for the ideal become the enemy of the good. This is a good bill. Thank you.

The SPEAKER: The Chair recognizes the Representative from Belgrade, Representative Keschl.

Representative **KESCHL**: Thank you, Madam Speaker, and I'm rising to pose a question.

The SPEAKER: The Representative may proceed.
Representative **KESCHL**: Thank you. In this bill, my understanding is that these people could qualify but the institution would interview them first to make sure that they were going to have the experience needed to fulfill the requirements of that teaching position. Is that not correct?

The SPEAKER: The Representative has posed a question through the Chair if there is anyone who wishes to answer.

The Chair recognizes the Representative from Standish, Representative Ordway.

Representative **ORDWAY**: I don't rise to answer the question, I've been asked to clarify that I am not a high school teacher, I teach at the college level.

The SPEAKER: The Chair recognizes the Representative from Augusta, Representative Fecteau.

Representative **FECTEAU**: Hello. I rise to answer the question. Naturally, this teacher, this hopefully soon-to-be educator would go through the interview process and the school would find that that person was the right fit. Every school is outfitted differently, everyone is bringing a different set of skills, so perhaps someone with a different set of experience within that shop that they had might not be a good fit and so the person would definitely go through the same

interview process. Allow the schools to make that decision. Thank you.

The SPEAKER: The Chair recognizes the Representative from Oxford, Representative Dillingham.

Representative **DILLINGHAM**: Thank you. I'd like to add some further clarification. In reference to the Good Representative from Auburn referring to the Good Representative from Standish and his ability to teach, it's a difference for the pathway from college versus high school. We're talking about high school pathway, not college, and the Good Representative from Standish teaches in college.

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

ROLL CALL NO. 239

YEA - Alley, Andrews, Arata, Austin S, Bickford, Blier, Bradstreet, Campbell, Collings, Corey, Costain, Cuddy, Curtis, DeVeau, Dillingham, Dolloff, Drinkwater, Evangelos, Faulkingham, Fecteau J, Foster, Griffin, Haggan, Hall, Hanington, Hanley, Harrington, Head, Hickman, Javner, Johansen, Keschl, Kinney, Kryzak, Landry, Lockman, Lyford, Marean, Martin R, Martin T, Mason, McDonald, Millett, Moriarty, Morris, O'Connor, Ordway, Peoples, Perkins, Perry J, Pickett, Pluecker, Prescott, Reed, Rudnicki, Sampson, Stanley, Stearns, Stetkis, Stewart, Strom, Swallow, Tuell, Wadsworth, White D.

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

ABSENT - Bryant, Cebra, Crockett, Grignon, Hubbell, Hutchins, Riseman, Skolfield, Theriault, Verow, White B.

Yes, 65; No, 74; Absent, 11; Excused, 1.

65 having voted in the affirmative and 74 voted in the negative, with 11 being absent and 1 excused, and accordingly the motion to **RECEDE AND CONCUR FAILED**.

Subsequently, the House voted to **INSIST**.

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

Non-Concurrent Matter

Resolve, Directing the Department of Agriculture, Conservation and Forestry To Convey Certain Lands to Roosevelt Conference Center Doing Business as Eagle Lake Sporting Camps (PUBLIC LAND)

(H.P. 107) (L.D. 125)
(C. "A" H-303)

FAILED of **FINAL PASSAGE** in the House on June 5, 2019.

Came from the Senate **FINALLY PASSED** in **NON-CONCURRENCE**.

Speaker GIDEON of Freeport moved that the House **RECEDE AND CONCUR**.

The SPEAKER: The Chair recognizes the Representative from Sinclair, Representative Martin.

Representative **MARTIN**: Thank you, Madam Speaker. Madam Speaker, Ladies and Gentlemen of the House, we have now taken close to 240 roll call votes in this current session and I'm sure before we adjourn, we'll be taking a lot more. I say this because when we vote, we should vote based on certain facts and information given us, sometimes based on information given us by our constituents. Unfortunately, we are not always given correct information and at times we are provided with false and incorrect information. When we last debated LD 125, we were told that the Maine Guides Association opposed this legislation. However, on June 9th, just a couple days ago, of this year, the Maine Guides Association said the following, and I quote from the executive director. The board meeting just concluded and they feel as though we were asked to stay out of this issue and we will continue to do that. Maine Guides Association is not opposing this legislation. I end-quote.

A recent email sent to this body by the opposition states that LD 125 would direct the Bureau of Parks and Lands to sell 28 acres. This, too, is incorrect. The fact is, it's 12 acres, not 28 acres. This email further states that if Maine sells the land through LD 125, there would be no guarantee that Maine people will ever again be able to enjoy the land for its intended purpose. This also is incorrect. The deed comes with a covenant that specifically states that if ever this property no longer is used as a commercial sporting camps, it would reverse back to the State of Maine.

Madam Speaker, when we last debated this legislation, I stated that rural Maine, Aroostook County, needed your help to provide continued economic development. This evening, I am again asking my colleagues to support the economic development for rural Maine. Aroostook County needs your help. I ask that you please support the pending motion and send this bill to the second floor. Thank you, Madam Speaker.

Representative **ROBERTS-LOVELL** of South Berwick **REQUESTED** a roll call on the motion to **RECEDE AND CONCUR**.

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 South Berwick, Representative Roberts-Lovell.

Representative **ROBERTS-LOVELL**: Thank you, Madam Speaker. Sorry, son. Men and Women of the House, I rise today to oppose the pending motion.

LD 125 would direct the Bureau of Parks and Lands to sell roughly a 12-acre parcel of land to the Eagle Lake public reserve land to a private commercial sporting camp. The owners lease public reserve land to operate a hunting camp on Eagle Lake. Private sporting camps that existed prior to the consolidation of Maine's public reserve lands have historically leased land from the State. Local businesses are part of the lifeblood of Maine's economy. As a small local business owner myself, the importance of supporting local businesses is not lost on me. I recognize that the success of this business is good for a rural area like the region it's in, so I support their business venture in general.

I would argue that operating on leased land this business has done quite well, and has increased tourism in the area as well as promoted the sporting culture that is part of Maine's identity. Here are just a few excerpts from the camp's website; enjoy birdwatching, nature tours, boating, salmon and trout fishing, and moose and bear hunts in legendary comfort.

Experience the world-class May salmon fishing, late-summer trophy bear hunting, fall moose, grouse, goose and duck hunting. Seven year-round log cabins accommodate from two to 10 persons, up to 40 guests. The cabins have gas, lights and heat, and each have a private bathroom. All of the cabins are on frontage facing the lake and each has a broad veranda, Wi-Fi, voice over internet phone and satellite phone service. For fine dining, the legendary Roosevelt Dining Room seats 30. The Rough-Rider Tavern has a large fieldstone fireplace, regulation pool table and game room. Our guests may arrive by four-wheel drive, boat, snowmobile, and floatplane and we can arrange charter flights from eastern cities to get you here in a matter of hours. They are a featured location on glamping.com. OMM Outfitters, a world-class guiding service, touts the business as one of the fine companies we recommend. This, to me, is not a description of a failing business in need of saving, as the owners have testified.

This is a perennial bill, this being the third time it has come before this body. The owners have come to the Legislature over multiple sessions to try to buy the public reserve land parcel from the State, despite choosing this location and signing a lease knowing what the limitations were. We have already given the landowners a great deal of say in the creation of their lease. We have also allowed the camp owners a number of privileges, including applying for moose permits for their guests and the right to a longer lease. These landowners have been given wide latitude by the State and they have been given a fair shake. Many organizations agree this legislation this year alone has been opposed by a wide coalition of public and private groups including, I would argue the most important, the Department of Agriculture and Forestry, the Bureau of Parks and Lands who oppose this for many reasons, the Appalachian Mountain Club, the Natural Resource Council of Maine and Maine Audubon. Finally, it's important that we take into consideration the unintended consequences of approving a deal like this. If we approve this sale, are we saying that public land is available for purchase if someone has the resources to lobby the Legislature for long enough? Is this a precedent that we want to set?

Even with the proposed deed restrictions, what would keep them from coming back to the Legislature, as before, and ask for changes to the deed? This is something the ACF has done for other deeds, so it's not unheard of. And there are currently at least four other sporting camp leases and campgrounds on parks and public reserve lands who would most likely follow suit and demand to purchase the land that they are on, as well. Will we provide this to all of them? Would it be at the same deal, without a competitive bidding process this land is proposed to be conveyed? Public reserve land is special. It has a history. There isn't a lot of it. Maine has the lowest percentage of publicly owned land of any east coast state at 6.5%. To contextualize that data, in the neighboring State of New Hampshire, 17% of land is publicly owned and over a quarter of the State of Florida is public land. This land is special and it belongs to the people of Maine. It is not for sale just because an interested party would like it to be for sale and/or has the resources to lobby the Legislature. This land belongs to the people of Maine. It is a historic parcel and it would create an inholding that would be situated inside the Eagle Lake public reserve parcel.

For 200 years, Maine's public reserve land have been held in public trust and managed for public use. They protect wildlife habitat, provide timber for forestry activities, and offer diverse recreation opportunities. This bill makes public lands

vulnerable to privatization. For these reasons, I ask you that you join me in opposing the pending motion. Thank you.

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 feel kind of odd standing on this, being a resident from Southern Maine. However, the people from Aroostook County have asked for our help with this.

This will provide economic development in Northern Maine, in Aroostook County. The people of Aroostook County have supported this, they want this, and I also know, for years I worked in finance, and when you need to do improvements on property and you need money to do that, you must go to the bank. I know that it is very difficult to get bank loans, if not impossible, if you do not own the land. The Theriault family who has come forth multiple times, who have been great stewards of this land and great people who have supported our tax base and tax revenues in this State, have asked for our help so they can make this a better business, a more expanded business to bring more revenue to the State of Maine. This is a very good proposal and without owning this, they will not be able to have the financing they need to make this a better business for Aroostook County. Again, a business that the people of Aroostook County support.

As an individual from Southern Maine, I think that I should support the will of the Aroostook County people. Thank you, Madam Speaker.

The SPEAKER: The Chair recognizes the Representative from Winthrop, Representative Hickman.

Representative **HICKMAN**: Thank you, Madam Speaker, Madam Speaker, Women and Men of the House, I strongly support the pending motion.

As current chair of the committee, this was a 10-2 report. It began as a unanimous committee report. We talk often in this place about supporting the will of the committee. Despite all of the groups that oppose this bill, the committee saw fit to vote this bill out with a very strong majority. And so I humbly request that we respect the committee's work and pass this bill with a recede and concur motion. I will also say that public reserve lands are very special and the highest and best use of this particular parcel of land, it's exactly what it is being used for. It won't change if we convey this title.

The Constitution of the State of Maine has allowed for public reserve lands to be sold if they pass the high threshold of a two-thirds vote. If we did not want that to be the case, we would say they could never be sold. There is no precedent here. We have done this before, we will do this again. We have conveyed public reserve lands to private entities. That is the truth, that is our past, that is our history, and I'm asking for this body to allow for this economic development opportunity to go forward, to allow for this sporting camp to be upgraded so that it can be a class A culinary destination for the people who come here and to bring more tax revenue into this State, which we desperately need. And so I humbly request that we respect the committee's work and vote on this motion. One hundred and one votes are needed. That is what the Constitution requires, and I ask that we give it that today. Thank you, Madam Speaker.

The SPEAKER: The Chair recognizes the Representative from Monmouth, Representative Ackley.

Representative **ACKLEY**: Thank you, Madam Speaker. I'm confused and I request permission to ask a question through the Chair.

The SPEAKER: The Representative may proceed.

Representative **ACKLEY**: Thank you, Madam Speaker. Madam Speaker, last session we offered the owners of this property a lease extension that essentially doubled their lease term to 30 years. And my question through the Chair for any experts in the chamber today, would be if I had a 30-year lease agreement could I then go to the bank and get financed whatever financing I would need on an existing business that's been running for many decades?

The **SPEAKER**: The Representative from Monmouth has posed a question through the Chair if there is anyone who is able to answer.

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

Representative **O'CONNOR**: It is unlikely and if it was done at all it would certainly increase the interest rates.

The **SPEAKER**: The Chair recognizes the Representative from Winthrop, Representative Hickman.

Representative **HICKMAN**: Thank you, Madam Speaker. I apologize for rising a second time, but I forgot to make another point that our Constitution requires with a land sale. The proceeds from this land sale must be used to acquire more public reserve lands in the same county. And so the State of Maine will not be losing, we will be gaining something somewhere else for the opportunity cost of allowing this economic development project to proceed. Thank you, Madam Speaker.

The **SPEAKER**: The Chair recognizes the Representative from Scarborough, Representative Babine.

Representative **BABINE**: Madam Speaker, thank you. I would like to answer the question.

Also, with 30 years of experience in banking, it's really a very complex situation when financing any type of commercial project. It depends on the collateral, it depends, obviously in this situation, there is none, it's a leasehold type of loan, it depends on the strength of the guarantor and the liquidity of that person. So just to be able to definitely answer the question, you would have to see more information regarding this particular transaction. It is not unheard of in commercial banking for someone to receive a leasehold loan in this manner, as well as to have a low interest depending upon the full portfolio of the commercial borrower. So, it is possible.

The **SPEAKER**: The Chair recognizes the Representative from Eagle Lake, Representative Martin.

Representative **MARTIN**: Thank you, Madam Speaker, Members of the House. There's been a great deal of confusion and, some of it intended, perhaps, by both sides, but I want to make a couple things clear. The public reserve land is owned by the people of Maine. This has nothing to do with the deeds that are presently held by the State in trust for towns or plantations. So, you need to discontinue and not confuse the two because that's been brought up in the last debate on this issue. So, the issue here is the public reserve lands over the issue that I discussed back a couple weeks ago.

Secondly, it is clear that you can borrow money basically on land that is leased. I have a \$350,000 mortgage, or had, it's gone down a great deal, on land that is leased. If you go to Aroostook County on Long Lake, Square Lake you know, in those areas, there are homes that cost well over half million that sit on leased land and they've been there from the time that International Paper Company owned the land to today, now presently owned by Irving Woodlands. So, that's the second issue that's been raised as a possibility of being a problem. This issue has been one over which the town has dealt with for any number of years. It's been pointed out that this is the fourth time that this issue has come before us. It is

clear, and that is my concern and has been, that we grant this today that we then see it come back for greater area because the rumor in the town is that what is wanted here is a reserve, which clearly is opposed by Aroostook County citizens, to my knowledge. I have been assured by the owner that is not his intention, but I do think, and speaking now as the Representative from Eagle Lake who municipality has taken positions against this document, I do think that I will urge Members of the House to vote today to recede and concur because the issue has got to come to an end. I will take their word at it that they do not intend to come back to get more land, they do not intend to close access to the public lots, they will have access to the road under present law, and that's the lease they are acquiring. And I do so for this reason. I've been involved in the issue of public lots since the very beginning. In the Supreme Court decision and so I understand that issue fluently, and I explained it the other day. I also said at that time, and some of you may have forgotten or weren't listening, or both, that I said if there was evidence in which we had done this in another situation that I would reverse my position. And I went back and did research, which is always dangerous from time to time. But in 1980, I'm sorry, in the year 2000, when we acquired the land in Northern Maine we found that we had a business on that land and in the year 2000, Chesuncook, some of you may know where it is, House was at that point we decided to give them a deed. It is the only instance in which we have done that.

In this instance, this particular business goes way back, formerly owned by people from New York, subsequently sold to a family from Eagle Lake, the Michaud family. And they ran that business for close to 50 years. That business was there prior to the acquiring of that land, so it has the same conditions as what was laid out in Northern Maine, I should say a little west of Eagle Lake. But I will, at this point, feel that the issue has come where it needs to come to an end because it causes a conflict in my hometown, it's caused a conflict here, and it shouldn't. And so, I will take ownership of the fact that here have been problems, and I know that, there have been problems in my hometown as a result of things that have happened, but the issue here is was there a precedent and the answer is yes, once. And I do not want people to confuse the sale or the transfer of lands that has occurred elsewhere in Maine because that is not the case. Because those transfers that were made as a result of when the public lots were acquired and the town took over, or plantations, never got their public lots. And so if you read the record, you will find that I put in a bill to give land from the State in Winterville, in Eagle Lake, in Allagash, and you can go through, those were on the old school blocks, as we call them.

So, I want to set the record so that there is no question in the future. And I hope that clears up the confusion as to where we are on that issue. But I really at this point feel the time has come for us to vote yes on this bill.

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

ROLL CALL NO. 240

YEA - Alley, Andrews, Arata, Austin B, Austin S, Bickford, Blier, Blume, Bradstreet, Brennan, Bryant, Caiazzo, Campbell, Cardone, Collings, Cooper, Corey, Costain, Craven, Curtis, DeVeau, Dillingham, Dolloff, Doore, Drinkwater, Evangelos, Faulkingham, Fay, Fecteau J, Fecteau R, Foster, Gattine, Gramlich, Griffin, Haggan, Hall, Hanington, Hanley, Harrington, Head, Hickman, Hobbs, Hubbell, Hymanson, Ingwersen, Javner, Johansen, Keschl, Kinney, Kornfield, Kryzak, Landry,

Lockman, Lyford, Madigan C, Martin J, Martin R, Martin T, Mason, Maxmin, McCrea, McLean, Millett, Moonen, Moriarty, Morris, Nadeau, O'Connor, Ordway, Peoples, Perkins, Perry A, Perry J, Pickett, Pluecker, Prescott, Reckitt, Reed, Riley, Rudnicki, Rykerson, Sampson, Schneck, Sheats, Stanley, Stearns, Stetkis, Stewart, Stover, Strom, Swallow, Talbot Ross, Terry, Tuell, Wadsworth, White D, Zeigler, Madam Speaker.

NAY - Ackley, Babbidge, Babine, Bailey, Beebe-Center, Berry, Brooks, Carney, Cloutier, Cuddy, Daughtry, Denk, Dodge, Doudera, Dunphy, Farnsworth, Foley, Grohoski, Handy, Harnett, Hepler, Higgins, Jorgensen, Kessler, Marean, Mastraccio, Matlack, McCreight, McDonald, Melaragno, Meyer, Morales, O'Neil, Paulhus, Pebworth, Pierce T, Roberts-Lovell, Sharpe, Sylvester, Tepler, Tipping, Tucker, Warren.

ABSENT - Cebra, Crockett, Grignon, Hutchins, Riseman, Skolfield, Theriault, Verow, White B.

Yes, 98; No, 43; Absent, 9; Excused, 1.

98 having voted in the affirmative and 43 voted in the negative, with 9 being absent and 1 excused, and accordingly the motion to **RECEDE AND CONCUR FAILED**.

Subsequently, the House voted to **INSIST**.

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

Non-Concurrent Matter

An Act To Prevent Discrimination in Public and Private Insurance Coverage for Pregnant Women in Maine

(H.P. 594) (L.D. 820)

PASSED TO BE ENACTED in the House on May 16, 2019. (Having previously been **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-210)**)

Came from the Senate **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-210) AS AMENDED BY SENATE AMENDMENT "A" (S-275)** thereto in **NON-CONCURRENCE**.

Speaker GIDEON of Freeport moved that the House **RECEDE AND CONCUR**.

Representative DILLINGHAM of Oxford **REQUESTED** a roll call on the motion to **RECEDE AND CONCUR**.

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 to Recede and Concur. All those in favor will vote yes, those opposed will vote no.

ROLL CALL NO. 241

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

NAY - Alley, Andrews, Arata, Austin S, Bickford, Blier, Bradstreet, Campbell, Corey, Costain, Curtis, DeVeau, Dillingham, Dolloff, Drinkwater, Faulkingham, Fecteau J, Foster, Griffin, Haggan, Hall, Hanington, Hanley, Harrington, Head, Javner, Johansen, Keschl, Kinney, Kryzak, Landry, Lockman, Lyford, Marean, Martin J, Martin R, Martin T, Mason, Millett, Morris, Nadeau, O'Connor, Ordway, Perkins, Perry J, Pickett, Prescott, Reed, Rudnicki, Sampson, Stanley, Stearns, Stetkis, Stewart, Strom, Swallow, Tuell, Wadsworth, White D.

ABSENT - Cebra, Crockett, Grignon, Hutchins, Riseman, Skolfield, Theriault, Verow, White B.

Yes, 82; No, 59; Absent, 9; Excused, 1.

82 having voted in the affirmative and 59 voted in the negative, with 9 being absent and 1 excused, and accordingly the House voted to **RECEDE AND CONCUR**.

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

ENACTORS Emergency Measure

An Act To Clarify and Amend MaineCare Reimbursement Provisions for Nursing and Residential Care Facilities

(S.P. 588) (L.D. 1758)

(C. "A" S-265)

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. 123 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 Clarify and Enhance Certain Maine Wildlife Laws

(H.P. 1295) (L.D. 1818)

(H. "A" H-560 to C. "A" H-538)

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 0 against, and accordingly the Bill was **PASSED TO BE ENACTED**, signed by the Speaker and sent to the Senate.

Emergency Measure

Resolve, To Authorize the Legislature To Contract for an Independent Review To Evaluate and Plan for the Implementation of Maine's Early Childhood Special Education Services

(H.P. 369) (L.D. 512)

(C. "A" H-561)

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. 128 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.

Emergency Measure

Resolve, To Establish the Blue Ribbon Commission To Study and Recommend Funding Solutions for the State's Transportation Systems

(H.P. 700) (L.D. 945)
(C. "A" H-557)

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 2 against, and accordingly the Resolve was **FINALLY PASSED**, signed by the Speaker and sent to the Senate.

Acts

An Act To Ensure Accuracy in the Labeling of Maine Meat and Poultry

(H.P. 277) (L.D. 351)
(C. "A" H-423)

An Act To Establish Wage and Employment Parity between Adult and Child Protective Services Caseworkers in the Department of Health and Human Services

(H.P. 337) (L.D. 428)
(H. "A" H-549 to C. "A" H-139)

An Act To Require Residential Mortgage Loan Servicers To Act in Good Faith in Dealings with Homeowners

(S.P. 415) (L.D. 1327)
(C. "A" S-258)

An Act To Improve Rural Health Care

(S.P. 418) (L.D. 1350)
(C. "A" S-259)

An Act Regarding Net Neutrality and Internet Policy

(H.P. 986) (L.D. 1364)
(S. "C" S-257 to C. "A" H-301)

An Act To Create Fairness for Dispatchers in the Maine Public Employees Retirement System

(H.P. 1009) (L.D. 1395)
(C. "A" H-551)

An Act To Create and Sustain Jobs and Encourage Affordable Housing through Development of Cooperatives and Employee-owned Businesses

(S.P. 469) (L.D. 1520)
(C. "A" S-260)

An Act To Improve Geographic Information System Data Acquisition and Maintenance

(S.P. 568) (L.D. 1719)
(C. "A" S-261)

An Act To Amend the Laws Governing Elections

(H.P. 1232) (L.D. 1730)
(H. "A" H-525 and H. "C" H-555 to C. "A" H-459; H. "A" H-526)

An Act To Increase Land Permit by Rule Application Fees

(H.P. 1269) (L.D. 1784)
(H. "A" H-542 to C. "A" H-502)

An Act To Update the Laws Governing Personal Vehicle Rental Coverage

(S.P. 606) (L.D. 1793)
(C. "A" S-255)

An Act Regarding Insurance Licensees

(S.P. 619) (L.D. 1829)
(C. "A" S-264)

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.

An Act To Further Expand Drug Price Transparency

(S.P. 350) (L.D. 1162)
(C. "A" S-252)

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. 242

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

NAY - DeVeau.

ABSENT - Cebra, Crockett, Grignon, Hutchins, Riseman, Skolfield, Theriault, Verow, White B.

Yes, 140; No, 1; Absent, 9; Excused, 1.

140 having voted in the affirmative and 1 voted in the negative, with 9 being absent and 1 excused, and accordingly the Bill was **PASSED TO BE ENACTED**, signed by the Speaker and sent to the Senate.

An Act To Increase Access to Low-cost Prescription Drugs

(S.P. 392) (L.D. 1272)
(C. "A" S-250)

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. 243

YEA - Ackley, Alley, Andrews, Arata, Austin B, Austin S, Babbidge, Babine, Bailey, Beebe-Center, Berry, Bickford, Blier,

Blume, Bradstreet, Brennan, Brooks, Bryant, Caiazzo, Campbell, Cardone, Carney, Cloutier, Collings, Cooper, Corey, Costain, Craven, Cuddy, Curtis, Daughtry, Denk, Dillingham, Dodge, Dolloff, Doore, Doudera, Drinkwater, Dunphy, Evangelos, Farnsworth, Faulkingham, Fay, Fecteau J, Fecteau R, Foley, Foster, Gattine, Gramlich, Griffin, Grohoski, Haggan, Hall, Handy, Hanington, Hanley, Harnett, Harrington, Head, Hepler, Hickman, Higgins, Hobbs, Hubbell, Hymanson, Ingwersen, Javner, Jorgensen, Keschl, Kessler, Kinney, Kornfield, Kryzak, Landry, Lockman, Lyford, Madigan C, Marean, Martin J, Martin R, Martin T, Mason, Mastraccio, Matlack, Maxmin, McCrea, McCreight, McDonald, McLean, Melaragno, Meyer, Millett, Moonen, Morales, Moriarty, Morris, Nadeau, O'Connor, O'Neil, Ordway, Paulhus, Pebworth, Peoples, Perkins, Perry A, Perry J, Pickett, Pierce T, Pluecker, Prescott, Reckitt, Reed, Riley, Roberts-Lovell, Rudnicki, Rykerson, Sampson, Schneck, Sharpe, Sheats, Stanley, Stearns, Stetkis, Stewart, Stover, Strom, Sylvester, Talbot Ross, Tepler, Terry, Tipping, Tucker, Tuell, Wadsworth, Warren, White D, Zeigler, Madam Speaker.

NAY - DeVeau, Johansen, Swallow.

ABSENT - Cebra, Crockett, Grignon, Hutchins, Riseman, Skolfield, Theriault, Verow, White B.

Yes, 138; No, 3; Absent, 9; Excused, 1.

138 having voted in the affirmative and 3 voted in the negative, with 9 being absent and 1 excused, and accordingly the Bill was **PASSED TO BE ENACTED**, signed by the Speaker and sent to the Senate.

An Act To Establish the Maine Prescription Drug Affordability Board

(S.P. 461) (L.D. 1499)

(C. "A" S-251)

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. 244

YEA - Ackley, Alley, Arata, Austin B, Austin S, Babbidge, Babine, Bailey, Beebe-Center, Berry, Bickford, Blier, Blume, Bradstreet, Brennan, Brooks, Bryant, Caiazzo, Campbell, Cardone, Carney, Cloutier, Collings, Cooper, Corey, Costain, Craven, Cuddy, Curtis, Daughtry, Denk, Dodge, Dolloff, Doore, Doudera, Drinkwater, Dunphy, Evangelos, Farnsworth, Faulkingham, Fay, Fecteau J, Fecteau R, Foley, Gattine, Gramlich, Griffin, Grohoski, Haggan, Hall, Handy, Hanington, Harnett, Harrington, Head, Hepler, Hickman, Higgins, Hobbs, Hubbell, Hymanson, Ingwersen, Javner, Jorgensen, Keschl, Kessler, Kornfield, Kryzak, Landry, Madigan C, Marean, Martin J, Martin R, Martin T, Mason, Mastraccio, Matlack, Maxmin, McCrea, McCreight, McDonald, McLean, Melaragno, Meyer, Millett, Moonen, Morales, Moriarty, Nadeau, O'Connor, O'Neil, Ordway, Paulhus, Pebworth, Peoples, Perkins, Perry A, Perry J, Pierce T, Pluecker, Prescott, Reckitt, Riley, Roberts-Lovell, Rudnicki, Rykerson, Sampson, Schneck, Sharpe, Sheats, Stanley, Stearns, Stewart, Stover, Strom, Sylvester, Talbot

Ross, Tepler, Terry, Tipping, Tucker, Tuell, Wadsworth, Warren, Zeigler, Madam Speaker.

NAY - Andrews, DeVeau, Dillingham, Foster, Hanley, Johansen, Kinney, Lockman, Lyford, Morris, Pickett, Reed, Stetkis, Swallow, White D.

ABSENT - Cebra, Crockett, Grignon, Hutchins, Riseman, Skolfield, Theriault, Verow, White B.

Yes, 126; No, 15; Absent, 9; Excused, 1.

126 having voted in the affirmative and 15 voted in the negative, with 9 being absent and 1 excused, and accordingly the Bill was **PASSED TO BE ENACTED**, signed by the Speaker and sent to the Senate.

An Act To Protect Consumers from Unfair Practices Related to Pharmacy Benefits Management

(S.P. 466) (L.D. 1504)

(C. "A" S-253)

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. 245

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

NAY - None.

ABSENT - Cebra, Crockett, Grignon, Hutchins, Riseman, Skolfield, Theriault, Tucker, Verow, White B.

Yes, 140; No, 0; Absent, 10; Excused, 1.

140 having voted in the affirmative and 0 voted in the negative, with 10 being absent and 1 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** with the exception of matters being held.

An Act To Prevent Discrimination in Public and Private Insurance Coverage for Pregnant Women in Maine

(H.P. 594) (L.D. 820)
(S. "A" S-275 to C. "A" H-210)

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

On motion of Representative STEWART of Presque Isle, 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**: The Chair recognizes the Representative from Winter Harbor, Representative Faulkingham.

Representative **FAULKINGHAM**: Thank you, Madam Speaker. I rise in opposition to the pending motion, probably for the final time this session.

Sixty-two percent of Mainers oppose taxpayer-funded abortions. The fiscal note on this bill is \$1.3 million. The people of our districts most likely are heavily opposed to this use of taxpayer funds, and no one in this chamber represents the two people in that corner or the two people in that corner or the one behind that podium. We represent the people from our towns and municipalities and they overwhelmingly oppose this. I urge the Members to vote against the pending motion. Thank you.

The **SPEAKER**: The Chair recognizes the Representative from Topsham, Representative Tepler.

Representative **TEPLER**: Thank you, Madam Speaker. Madam Speaker, I rise in support of this motion. As chair of the Health Coverage, Insurance and Financial Services Committee, I heard the stories of dozens of women who came forward to talk about their decisions to have an abortion and the hardships that they faced when their coverage was denied. They were honest and their stories were heartbreaking.

We heard about women dealing with addiction, women in violent relationships, women desperate to find the money to pay for an abortion, women who were struggling to raise a family and knew they could not afford another child, and women who received tragic news about their health or the health of their pregnancies that meant that abortion was the safest option. We also heard about women who experienced miscarriage and were denied coverage because of the similarities in the procedures and medications used in miscarriage and abortion.

All these women knew that their decision to have an abortion was the right one for them, for their families and for their future. The decision about whether to have an abortion is a deeply personal one. It involves a complex weighing of a woman's unique circumstances, her medical needs, her private morality and her own body. That is why it is a decision that must be made by a woman and her healthcare provider.

LD 820 will allow women regardless of their income level to make decisions about their pregnancies in consultation with their medical providers without the fear of being denied coverage. Fifteen states already provide comprehensive coverage within their Medicaid program and eight others provide expanded coverage. More than half the country's Medicaid-insured population are afforded broader coverage or

abortion than women living in Maine. Maine women deserve the same basic healthcare that others receive across the country. This body has already voted in favor of this legislation twice and I hope we will again. If we don't, women and families will bear the consequences. Also, I might add, I have the bill open, I am looking at the fiscal note, and it is \$227,000 in FY 19/20 and \$375,000 some-odd dollars in FY 20/20, 20/21. Thank you, Madam Speaker.

The **SPEAKER**: The Chair recognizes the Representative from New Gloucester, Representative Arata.

Representative **ARATA**: Thank you, Madam Speaker and Ladies and Gentlemen of the House. We have \$847 million worth of good bills on the table. It is absolutely absurd to consider funding elective abortions when people are suffering, when there's not enough funds to pay enough direct care workers, you have people biting themselves, smearing feces on the walls, nobody's taking care of them, I just can't believe we're even considering funding this in light of the other really good bills that need to be funded. Thank you.

The **SPEAKER**: The Chair recognizes the Representative from Caribou, Representative DeVeau.

Representative **DeVEAU**: Thank you, Madam Speaker, and I'm sure that everybody is wondering what I'm going to say about this, especially after the normal shock and awe that I give. What I did want to mention is that we have roughly 33 minutes before the game and we're debating something that we're going to ask taxpayers to pay for. Let me ask you this; how many of you are willing to pay for veterans who are homeless or going into a transitional facility? Because that is something that we're not funding. That bill is sitting on the table right now, waiting for some kind of a funding source to take care of it, and yet we're going to be told here shortly, as probably the third time and final time, that we're going to pay the taxes for somebody to have an elective surgery, operation, procedure. It's ridiculous. We can't even take care of our veterans but we're going to pay for this with our tax dollars.

Big applause for those that vote for this, and keep that in your mind while you're doing it.

The **SPEAKER**: The Chair recognizes the Representative from Knox, Representative Kinney.

Representative **KINNEY**: Thank you, Madam Speaker, Men and Women of the House. I rise because I've heard this more than once here that a woman can't get services for a miscarriage because it's just like an abortion. I'm a woman who's had a miscarriage. After my miscarriage, I was severely hemorrhaging, I almost died, I had a D&C, and it was covered. It's a false premise that it is not covered and taxpayers don't want to be funding this. Even those who are pro-choice don't agree that we should be using their dollars to pay for someone else's choice to murder a baby. Thank you.

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

Representative **PICKETT**: Thank you, Madam Speaker, Ladies and Gentlemen of the House. I'll be brief. As I said in the original debate, I believe that life begins at conception. I stand here to vote as a voice for the baby in the womb. I cannot and will not support taxpayer-funded abortions, which is simply killing of babies. Thank you.

The **SPEAKER**: The Chair recognizes the Representative from Harpswell, Representative McCreight.

Representative **McCREIGHT**: Thank you, Madam Speaker, Women and Men of the House. I rise in support of LD 820.

This bill provides fair and equitable healthcare for all women, regardless of their income or their type of insurance.

This bill requires that any insurer, public or private, that covers prenatal care must also cover complete pregnancy care including abortion. It gets politicians and insurance companies out of the way of peoples' right to make their own medical decisions by ending an unfair and arbitrary policy. A person's insurance coverage or level of income should never be used as a barrier to restrict anyone's access to complete pregnancy coverage. Unless we remove these barriers, we are continuing policies that have created systemic injustice. This bill puts women's health first, and we should not stand in the way. Thank you, Madam Speaker.

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. 246

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

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

ABSENT - Cebra, Crockett, Grignon, Hutchins, Riseman, Skolfield, Theriault, Verow, White B.

Yes, 82; No, 59; Absent, 9; Excused, 1.

82 having voted in the affirmative and 59 voted in the negative, with 9 being absent and 1 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** with the exception of matters being held.

COMMUNICATIONS

The Following Communication: (H.C. 204)

STATE OF MAINE

DEPARTMENT OF THE SECRETARY OF STATE

I, the Secretary of State of Maine, certify that according to the provisions of the Constitution and Laws of the State of Maine, the Department of the Secretary of State is the legal custodian of the Great Seal of the State of Maine which is hereunto affixed and that the document to which this is attached is a true copy from the records of this Department.

In Testimony Whereof, I have caused the Great Seal of the State of Maine to be hereunto affixed. Given under my hand at

Augusta, Maine, on the twelfth of June in the year two thousand and nineteen.

S/Matthew Dunlap
Secretary of State

STATE OF MAINE

OFFICE OF THE SECRETARY OF STATE

June 12, 2019

I, Matthew Dunlap, Secretary of State, in accordance with the provisions of the proclamation issued by the Governor on March 28, 2019, calling for a Special Election to be held on June 11, 2019, to elect a State Representative in District 45 and having tabulated the returns of the votes cast;

REPORT AS FOLLOWS: In accordance with Title 21-A MRSA Section 711, having tabulated the total number of State ballots cast, the number of voters participating in this election is 2,097; and that Stephen W. Moriarty of Cumberland, having received a plurality of the votes cast, appears to have been elected a State Representative in the 129th Legislature in District 45:

| | |
|----------------------|-------|
| Hughes, Kevin C. | 804 |
| Moriarty, Stephen W. | 1,289 |

I, Matthew Dunlap, Secretary of State, hereby certify that the foregoing report is a true tabulation of the votes cast at the Special Election, as reported to me on the returns from the municipalities of Cumberland and Gray.

S/Matthew Dunlap
Secretary of State

READ and ORDERED PLACED ON FILE.

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

On motion of Representative DILLINGHAM of Oxford, the House adjourned at 7:35 p.m., until 10:00 a.m., Thursday, June 13, 2019.