

MAINE STATE LEGISLATURE

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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

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ONE HUNDRED TWENTY-NINTH LEGISLATURE
FIRST REGULAR SESSION
58th Legislative Day
Wednesday, June 19, 2019

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

Prayer by Ellenore Tarr, Brooklin.
National Anthem by Ellenore Tarr, Brooklin.
Pledge of Allegiance.

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

The Journal of yesterday was read and approved.

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

ENACTORS
Emergency Measure

An Act Making Unified Appropriations and Allocations for the Expenditures of State Government, Highway Fund and Other Funds, and Changing Certain Provisions of the Law Necessary to the Proper Operations of State Government for the Fiscal Years Ending June 30, 2019, June 30, 2020 and June 30, 2021

(H.P. 744) (L.D. 1002)
(C. "A" H-624)

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

The SPEAKER: The Chair recognizes the Representative from Gorham, Representative McLean.

Representative **McLEAN**: Thank you, Madam Speaker, Ladies and Gentlemen of the House. What you have here in front of you today is what we call the Highway Fund budget. And every two years, we deal with two different budgets; one is the General Fund budget and the other one is the Highway Fund budget. And this budget is a \$1.3 billion document that funds every single transportation project in the State of Maine for two years. And it doesn't get as much attention as the General Fund but it is equally as important because our transportation infrastructure is critical to the development of our economy.

I want to thank the Members of the committee for their hard work on this bill, members on both sides of the aisle. We have an incredible committee that works really well together and I'm proud to say we only had one divided report this year and it's a testament to the working relationship that we all have.

This particular budget, as I mentioned, is worth \$1.3 billion and it includes over \$600 million of State funding and the rest are federal funds and bonding. The projects or the funding for the projects in this budget include every road and bridge project, all our rail and air and seaport projects and all of our winter maintenance. Every single transportation-related item is funded through this particular budget. Some of the specifics in the budget include \$43 million for our local road assistance program, which is pretty much the revenue sharing program of the Highway Fund budget. It includes 600 miles of light capital paving, which is a low-cost treatment applied every several years to keep our worst roads in serviceable condition. It also includes a 50% operating subsidy for the Maine State Ferry

Service, a lifeline for our island communities. This budget also funds a substantial number of reclassifications and recruitment and retention stipends to allow Maine DOT to compete for employees including engineers, snowplow drivers, and project managers.

This budget also includes a \$50 million GARVEE bond as well as an assumption of a \$100 million General Fund bond. And, while this budget is a really great document, and the \$1.3 billion seems like a lot of money, it is spread over two years and it goes very quickly. We have in the State of Maine 8,000 lane miles that we take care of every year and over 2,700 bridges. And, as the committee knows, we are not keeping up with the basic maintenance and we need to reinvest in our transportation infrastructure. Every single year, the DOT has an unmet need of over \$100 million. That is not a number that politicians put together, it's a number that the engineers have put together. That is unmet need, it is deferred maintenance every single year. And our disinvestment in our infrastructure costs us money and challenges the growth of our economy. I think we have all felt the disinvestment on our roads and bridges this year. The potholes seem to be getting bigger and bigger. This budget, however, represents all that is good about our State; our people, our environment, and our connections between people and community that are so important in our small State. The investments made in our infrastructure through this budget are good ones. They are done through a competitive process through the DOT, one that is based on need and condition of the road. And, so, with that in mind, and looking to the future, we need to find a solution for our transportation funding challenge. In the meantime, I'm proud to support this unanimous budget out of the Transportation Committee. Thank you very much, and I request a roll call.

Representative McLEAN of Gorham **REQUESTED** a roll call on **PASSAGE TO BE ENACTED**.

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

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

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

ROLL CALL NO. 302

YEA - Ackley, Alley, Andrews, Arata, Austin B, Austin S, Babbidge, Babine, Bailey, Beebe-Center, Berry, Bickford, Blier, Blume, Bradstreet, Brennan, Bryant, Caiazzo, Campbell, Cardone, Carney, Cloutier, Collings, Cooper, Corey, Costain, Crockett, 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, Head, Hepler, Hickman, Higgins, Hobbs, Hubbell, Hutchins, 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, Millett, Moonen, Morales, Moriarty, Morris, Nadeau, O'Connor, O'Neil, Ordway, Paulhus, Pebworth, Peoples, Perkins, Perry A, Pickett, Pierce T, Pluecker, Prescott, Reckitt, Reed, Riley, Riseman, Roberts-Lovell, Rudnicki, Rykerson, Sampson, Schneck, Sharpe, Sheats, Skolfield, Stanley, Stearns, Stetkis, Stewart, Stover, Strom, Swallow, Sylvester, Talbot Ross, Tepler, Terry, Theriault,

Tipping, Tucker, Tuell, Verow, Wadsworth, White B, White D, Zeigler, Madam Speaker.

NAY - None.

ABSENT - Brooks, Cebra, Craven, Grignon, Harrington, Hymanson, Meyer, Perry J, Warren.

Yes, 141; No, 0; Absent, 9; Excused, 1.

141 having voted in the affirmative and 0 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.

Emergency Measure

An Act To Correct Errors and Inconsistencies Related to the Maine Uniform Probate Code and To Make Other Substantive Changes

(H.P. 1118) (L.D. 1535)

(C. "A" H-632)

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. 130 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 Fund Collective Bargaining Agreements with Executive Branch Employees

(H.P. 1316) (L.D. 1845)

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. 130 voted in favor of the same and 6 against, and accordingly the Bill was **PASSED TO BE ENACTED**, signed by the Speaker and sent to the Senate.

Emergency Measure

Resolve, Directing the Public Utilities Commission To Evaluate the Ownership of Maine's Power Delivery Systems

(H.P. 1315) (L.D. 1844)

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. 105 voted in favor of the same and 23 against, and accordingly the Resolve was **FINALLY PASSED**, signed by the Speaker and sent to the Senate.

Acts

An Act To Establish and Promote a System of Safe Disposal of Expired Marine Flares

(H.P. 339) (L.D. 430)

(C. "A" H-627)

An Act To Ensure Proper Oversight of Sports Betting in the State

(S.P. 175) (L.D. 553)

(C. "A" S-318)

An Act Regarding Portable Electronic Device Content, Location Information and Tracking Devices

(H.P. 455) (L.D. 627)

(C. "A" H-634)

An Act To Authorize Maine Courts To Award Attorney's Fees and Costs to Citizens Who Prevail in Civil Litigation against the Executive Branch

(S.P. 211) (L.D. 698)

(C. "A" S-312)

An Act To Establish an Independent Panel To Review the Use of Deadly Force by Law Enforcement Officers

(H.P. 879) (L.D. 1219)

(C. "A" H-644)

An Act Regarding Representation of the Department of Marine Resources in Libel Proceedings

(H.P. 1233) (L.D. 1731)

(C. "A" H-633)

An Act To Amend the Law To Protect the Confidentiality of State and Local Government Employees' Private Information

(H.P. 1272) (L.D. 1790)

(C. "A" H-638)

An Act To Provide Funding for Two Positions in the Department of Agriculture, Conservation and Forestry

(H.P. 1314) (L.D. 1843)

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 Fund Opioid Treatment by Establishing an Excise Tax on Manufacturers of Opioids

(H.P. 984) (L.D. 1362)

(H. "A" H-629 to C. "A" H-608)

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

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

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

COMMUNICATIONS

The Following Communication: (S.C. 617)

MAINE SENATE 129TH LEGISLATURE OFFICE OF THE SECRETARY

June 18, 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,

- John Cashwell of Bangor for appointment, to the Maine Indian Tribal-State Commission;
- Honorable Michael Pearson of Enfield for appointment, to the Maine Indian Tribal-State Commission;
- Kevin Hancock of Casco for appointment, to the Maine Indian Tribal-State Commission.

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**.

ORDERS

On motion of Representative TALBOT ROSS of Portland, the following Joint Resolution: (H.P. 1317) (Cosponsored by Representative: HICKMAN of Winthrop)

JOINT RESOLUTION TO RECOGNIZE THE OBSERVANCE OF JUNETEENTH ON JUNE 19, 2019

WHEREAS, for 154 years, Juneteenth National Freedom Day, also known as Emancipation Day, Emancipation Celebration, Freedom Day, Juneteenth Independence Day and Juneteenth, has been one of the most recognized African-American holiday observances in the United States; and

WHEREAS, Juneteenth commemorates the day freedom was proclaimed to all slaves in the South by Union General Gordon Granger, on June 19, 1865 in Galveston, Texas, more than 2 1/2 years after the signing of the Emancipation Proclamation by President Abraham Lincoln; and

WHEREAS, Juneteenth commemorates the determination of the first people from Africa, approximately 11,500,000 of whom survived the awful voyages across the Atlantic and who were brought to this country and enslaved in chattel slavery and whose descendants served as slaves for 200 years before the horrific institution of chattel slavery was abolished; and

WHEREAS, Juneteenth is the oldest known celebration commemorating the end of chattel slavery in the United States; and

WHEREAS, over 130 years after the Emancipation Proclamation and after years of informal annual celebration, Juneteenth was finally officially recognized in 1997 as Juneteenth Independence Day in America by the President of the United States and the United States Congress in the first session of the 105th Congress with bipartisan cooperation in Senate Joint Resolution 11 and House Joint Resolution 56; and

WHEREAS, "Until All are Free, None are Free" is an oft-repeated maxim that can be used to highlight the significance of the end of the era of chattel slavery in the United States; and

WHEREAS, the National Juneteenth Observance Foundation is working to make Juneteenth, what many people consider to be America's 2nd Independence Day Observance, a national holiday and to recognize this country's movement towards a "One America"; and

WHEREAS, it is important to recognize the historical significance of Juneteenth in order to advance racial equity, human dignity and justice; 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, recognize the observance of Juneteenth on June 19, 2019, support the National Juneteenth Holiday Campaign and encourage people in our State to participate in Juneteenth observances.

READ.

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, on this day 150 years ago, more than two years after President Lincoln signed the Emancipation Proclamation, the slaves of Galveston, Texas, finally received word that the Civil War was over, they were free at last.

A century and a half later, Americans still recognize this occasion, Juneteenth Day, as a symbolic milestone on our journey toward a more perfect union. At churches and in parks, lined up for parades and gathered around the barbecue pits, communities come together and celebrate the enduring promise of our country; that all of us are created equal before the law, that our God-given rights to life, liberty and the pursuit of happiness, belong to all of us.

Now, Madam Speaker, unfortunately we don't have to look too far at all to see that racism and bigotry, hate and intolerance are still all too alive in our world today. But just as the slaves of Galveston knew that emancipation is only the first step toward true freedom and progress, just as those who crossed the Edmond Pettus Bridge 54 years ago knew their march was far from finished, our work remains undone. For as long as people still hate each other for nothing more than the color of their skin, we cannot honestly say that our country is living up to its highest ideals.

But Juneteenth has never been a celebration of victory or an acceptance of the way things are. Instead, today is a celebration of progress and affirmation that despite the most painful parts of our history, things do get better, America can and does change, especially when all of us lead with love.

Madam Speaker, so, no matter our color or our creed, no matter where we come from, no matter who we love or how we walk or talk, today is a day to find joy in the face of sorrow, to take care of our blessings, and to hold the ones we love a little bit closer. And tomorrow is the day to keep on marching towards freedom and justice for all. Thank you, Madam Speaker.

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

On motion of Representative HARNETT of Gardiner, the following Joint Order: (H.P. 1319)

ORDERED, the Senate concurring, that Bill, "An Act Concerning Nondisclosure Agreements in Employment," H.P. 1112, L.D. 1529, and all its accompanying papers, be recalled from the Governor's desk to the House.

READ and PASSED.
Sent for concurrence.

On motion of Representative FARNSWORTH of Portland, the following House Order: (H.O. 32)

ORDERED, that Representative Donna Bailey of Saco be excused June 13 and 14 for personal reasons.

AND BE IT FURTHER ORDERED, that Representative Jessica L. Fay of Raymond be excused June 17 for health reasons.

AND BE IT FURTHER ORDERED, that Representative Peter A. Lyford of Eddington be excused June 14 for personal reasons.

AND BE IT FURTHER ORDERED, that Representative Sarah Peabworth of Blue Hill be excused June 7 for personal reasons.

AND BE IT FURTHER ORDERED, that Representative Arthur C. Verow of Brewer be excused June 6, 7, 10, 11, and 12 for personal reasons.

AND BE IT FURTHER ORDERED, that Representative Charlotte Warren of Hallowell be excused April 16 for health reasons.

READ and PASSED.

SPECIAL SENTIMENT CALENDAR

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

Recognizing:

the Brewer High School Girls Track Team, which won the Class B State Track and Field Championship. We extend our congratulations and best wishes;

(HLS 570)

Presented by Representative VEROW of Brewer.

Cosponsored by Senator ROSEN of Hancock, Representative LYFORD of Eddington.

On **OBJECTION** of Representative VEROW of Brewer, was **REMOVED** from the Special Sentiment Calendar.

READ.

The **SPEAKER:** The Chair recognizes the Representative from Brewer, Representative Verow.

Representative **VEROW:** Thank you, Madam Speaker, Ladies and Gentlemen of the House. I am pleased that members of the Brewer High School girls track and field team are here today. The team won the State B Class Championships June 1st of this year.

I'd like to boast that we have the finest public water in the State of Maine in the City of Brewer. Maybe that's why our girls run faster, jump higher and throw longer than the competition. That may be true, but I think it is something more. The girls under the guidance of Coach Glendon Rand and his assistants set their minds to work tirelessly and steadfastly to return to the State finals to once again capture the Class B title. I am pleased that members of the team are here today to accept the congratulations and wishes of this Legislature. Thank you, Madam Speaker.

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

Recognizing:

Susan F. Feiner, of Yarmouth, Emeritus Professor of Economics and Women and Gender Studies at the University of Southern Maine. Dr. Feiner has received from the University of Maine Women's, Gender, and Sexuality Studies Program and Rising Tide Center a 2019 Maryann Hartman Award, which recognizes Maine women whose achievements provide inspiration to women and honors the legacy of the late associate professor of speech communication who was a distinguished educator, feminist scholar and humanitarian. We extend our congratulations and best wishes;

(HLS 575)

Presented by Representative TALBOT ROSS of Portland.

Cosponsored by Senator BREEN of Cumberland, Representative COOPER of Yarmouth.

On **OBJECTION** of Representative COOPER of Yarmouth, was **REMOVED** from the Special Sentiment Calendar.

READ.

The **SPEAKER:** The Chair recognizes the Representative from Yarmouth, Representative Cooper.

Representative **COOPER:** Thank you, Madam Speaker, Ladies and Gentlemen of the House. I have known Susan Feiner for well over 20 years, when we both walked our dogs in the local park. Our talk soon turned from our dogs' bad habits to political issues and as fellow political junkies we had much to discuss. Later, we would work on a number of campaigns, presidential, local, and so forth, including my own campaign in which she was a volunteer.

I would say that Susan is absolutely indefatigable. She is an inspired teacher, she thinks out of the box, she is utterly fearless. And, for those reasons, I think she is most worthy of this distinction that she has been granted. It is said that well-behaved women seldom make history. Well, Susan is making history.

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

Representative **TALBOT ROSS:** Thank you, Madam Speaker. Teacher, scholar, advocate, friend, mother, a woman of courage and vitality; that was Maryann Hartman. Teacher, scholar, advocate, friend, mother, a woman of courage and vitality, trusted and respected colleague, community worker, labor leader, global public intellectual, and a fierce defendant of equal rights; Dr. Susan Feiner.

Quite simply, Susan is a courageous, fearless social and economic justice warrior with a big heart. My relationship with Susan Feiner dates back 20 years, when we started to address the racial wealth gaps and ways in which economic and community development should always incorporate the voices and leadership of marginalized communities. I got to know her well during this time and what struck me then and has continued to impress me is how she can take such sophisticated, scholarly, and economic arguments and make them accessible to the most diverse audiences without shutting down people or making folks feel inferior in any way.

It was Susan who I turned to when thinking about the first steps to take and she led us to a participatory research model that became known as GROWW, Generating Real Opportunities for Wealth and Work. With Susan's help, we received some funding and, to this day, the effects of that work have produced a number of organizations that remain effective in many communities.

Susan's distinguished career began long before she received tenure at the University of Southern Maine in 1998 through her pioneering work uncovering the racism and sexism embedded in the textbooks populating economics curriculum. She continued and expanded that work as an innovative curricular designer, a valued rigorous teacher, and an internationally recognized scholar of feminist economy, an extremely successful grant writer, and a faculty leader at the University of Southern Maine in both Women and Gender Studies and across the University.

This award makes it clear that Professor Feiner's extraordinary contributions to Women and Gender Studies program and all of the programs at the University of Southern Maine, makes her one of the Maine's most accomplished faculty members and an extraordinary educational and community leader. She is one our State's treasures. Thank you.

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

Representative **COLLINGS:** Thank you, Madam Speaker. I just rise briefly to say that Susan Feiner is, I believe, perhaps one of the best economic minds we have in this State and is well-regarded around the nation in her work for economic justice is a great treasure for the State of Maine and we're very lucky to have her here. Thank you

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

Recognizing:

Fran Kessler, of Kennebunk, who is retiring as the Kennebunk High School Licensed Clinical Social Worker after 26 years of service providing advice, counsel and support to all of the school's students. We extend our congratulations and best wishes;

(HLS 578)

Presented by Representative DENK of Kennebunk.
Cosponsored by Senator FOLEY of York, Representative BABBIDGE of Kennebunk.

On **OBJECTION** of Representative DENK of Kennebunk, was **REMOVED** from the Special Sentiment Calendar.

READ.

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

Representative **DENK**: Thank you, Madam Speaker. As a Special Education teacher, I dealt with Fran Kessler on so many days in so many ways; some that I wish that I hadn't. Her discretion, her discipline and, above all, her sense of hope always launched children from such a variety of home lives. Each one who interacted with her always believed there would be a better day. Some children came in walking a golden path and some came in struggling, and many actually came in from group home and shelter environments.

It was such a privilege and an honor to have worked with her and, above all, to know that she touched so many lives. I'm sorry she is not here in person to receive our acknowledgements, but I know that we will make her aware of this and that the children that she touched are now living adult lives that are much better than what they would have.

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

Representative **BABBIDGE**: Thank you, Madam Speaker. I want to congratulate Fran Kessler for being such a dedicated professional.

Madam Speaker, if Fran ever listens or watches this, I would like to say three things; congratulations, know that your retirement is well-earned and enjoy. Thank you, Madam Speaker.

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

Recognizing:

Catherine Morrill Day Nursery, of Portland, which is celebrating its 100th Anniversary. The nursery, Maine's oldest licensed child care facility, which received reaccreditation from the National Association for the Education of Young Children in 2017, continues its mission to provide quality care for Portland's children. We extend our congratulations and best wishes;

(HLS 585)

Presented by Representative FARNSWORTH of Portland.
Cosponsored by Senator CHIPMAN of Cumberland, Senator SANBORN, H. of Cumberland, Representative BRENNAN of Portland, Representative MOONEN of Portland, Representative SYLVESTER of Portland, Representative TALBOT ROSS of Portland, Representative JORGENSEN of Portland, Representative COLLINGS of Portland, Representative CROCKETT of Portland.

On **OBJECTION** of Representative FARNSWORTH of Portland, was **REMOVED** from the Special Sentiment Calendar.

READ.

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

Representative **FARNSWORTH**: New name for the city, I believe, right? Thank you, Madam Speaker.

I just want to point out that childcare is not a new issue. It is something that has been with us for a long time and while we have developed varying ways within extended families or some other things, nonetheless the fact that Catherine Morrill Childcare, or Day Nursery, has been in existence for 100 years is an indication of just how important this need has been in our population. A hundred years of providing quality childcare I think is a very important point and to be able to continue accreditation, to maintain that level of quality, is extremely important not only for the people to know that they are doing a good job, but also for families to be aware that when they send their child there, they're getting the best possible support.

So, I just think that Catherine Morrill is an example of what we should be doing for childcare across the State. Thank you very much.

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

Representative **JORGENSEN**: Thank you, Madam Speaker. I just wanted to add my congratulations to Catherine Morrill on this anniversary.

My son had the privilege of being a student at Catherine Morrill many years ago and I remember thinking that I really hoped that this wasn't the highest level of quality in terms of his education that he would ever receive, it was that good. The place is a wonderful organization. It's like an extraordinary, diverse, accessible, friendly, curious place and I'm so glad that it's being honored today. Thank you very much.

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

Recognizing:

the Brewer High School Girls Softball Team, which won the Class B State Championship. This is the team's second State title in two years. We extend to all the members of the team our congratulations and best wishes;

(HLS 586)

Presented by Representative VEROW of Brewer.
Cosponsored by Senator ROSEN of Hancock, Representative LYFORD of Eddington.

On **OBJECTION** of Representative VEROW of Brewer, was **REMOVED** from the Special Sentiment Calendar.

READ.

The SPEAKER: The Chair recognizes the Representative from Brewer, Representative Verow.

Representative **VEROW**: Thank you, Madam Speaker, Ladies and Gentlemen of the House. It gives me great pleasure to recognize and congratulate the Brewer High School softball team for winning the Class B State Championship this year. Unlike Casey at the Bat and the famous tale, Casey, the mighty Casey, struck out. Our Casey, in this case, Kenzie, stood up in the fourth inning and didn't strike out. No, she just swung her bat and hit a three-run homer. That sparked the team to an eventual seven to one victory, it's second straight State Championship.

The team had a great pitching performance from Libby Hewes and played flawless defense and timely hitting to earn the State Class B title. Coach Skip Estes and the team demonstrated great poise and championship form to stave off a strong challenge from an excellent York High School team.

I am pleased that members of the team are here today to accept the congratulations and wishes of the Legislature. Thank you, Madam Speaker.

The SPEAKER: The Chair recognizes the Representative from Carmel, Representative Reed.

Representative REED: Thank you, Madam Speaker. I would like to offer my congratulations to the Brewer Witches, as well. They beat the Herman Hawks and we felt that whoever got through that game was going to have a shot at the State Championship and they proved us right. They were a very worthy opponent every single year. Congratulations to them.

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

In Memory of:

Sheila Crowley, of Jonesport. Ms. Crowley worked in several area banks and retired after working for many years at Church's True Value. Ms. Crowley will be long remembered and sadly missed by her family and friends;

(HLS 592)

Presented by Representative ALLEY of Beals.

Cosponsored by Senator MOORE of Washington.

On **OBJECTION** of Representative ALLEY of Beals, was **REMOVED** from the Special Sentiment Calendar.

READ and ADOPTED.

Sent for concurrence.

In Memory of:

Hulda "Huddy" Hinkley Peterson, of Harrington. In 1972, Mrs. Peterson and her husband, Charlie, purchased and settled into her grandparents' former home in Harrington, "The Triple H Ranch," which was home to the Christmas wreath business she operated for over thirty years. She also co-owned a marine worm business with her husband, was a driver for WHCA, was a property manager and raked blueberries. Mrs. Peterson will be long remembered and sadly missed by her family and friends;

(HLS 593)

Presented by Representative ALLEY of Beals.

Cosponsored by Senator MOORE of Washington.

On **OBJECTION** of Representative ALLEY of Beals, was **REMOVED** from the Special Sentiment Calendar.

READ and ADOPTED.

Sent for concurrence.

In Memory of:

Alverna Leona Williams, of Jonesport. Mrs. Williams will be long remembered and sadly missed by her family and friends;

(HLS 594)

Presented by Representative ALLEY of Beals.

Cosponsored by Senator MOORE of Washington.

On **OBJECTION** of Representative ALLEY of Beals, was **REMOVED** from the Special Sentiment Calendar.

READ and ADOPTED.

Sent for concurrence.

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

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

ENACTORS

Emergency Measure

An Act To Fund Collective Bargaining Agreements with Certain Judicial Department Employees

(H.P. 1318) (L.D. 1846)

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. 119 voted in favor of the same and 18 against, and accordingly the Bill was **PASSED TO BE ENACTED**, signed by the Speaker and sent to the Senate.

Emergency Measure

Resolve, To Reestablish the Commission To Improve the Sentencing, Supervision, Management and Incarceration of Prisoners

(H.P. 603) (L.D. 829)

(C. "A" H-320; S. "A" S-309)

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. 127 voted in favor of the same and 3 against, and accordingly the Resolve was **FINALLY PASSED**, signed by the Speaker and sent to the Senate.

Emergency Measure

Resolve, Establishing a Task Force To Study the Creation of a Comprehensive Career and Technical Education System and Increased Crosswalks for Academic Credit between Secondary Schools and Career and Technical Education Programs

(H.P. 766) (L.D. 1036)

(S. "A" S-311 to C. "A" H-506)

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. 121 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.

Emergency Measure

Resolve, Establishing the Working Group on Mental Health

(S.P. 508) (L.D. 1602)

(S. "A" S-310 to C. "A" S-213)

Reported by the Committee on **Engrossed Bills** as truly and strictly engrossed. This being an emergency measure, a two-thirds vote of all the members elected to the House being necessary, a total was taken. 119 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.

Acts

An Act To Prohibit the Furnishing of Tobacco Products to Minors

(S.P. 364) (L.D. 1190)

(C. "A" S-238)

An Act To Amend the Licensing Laws of Certain Professions and Occupations

(S.P. 580) (L.D. 1746)
(C. "A" S-303; S. "A" S-316)

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, Regarding Legislative Review of Portions of Chapter 115: The Credentialing of Education Personnel, a Late-filed Major Substantive Rule of the Department of Education

(H.P. 1080) (L.D. 1478)
(C. "A" H-597; H. "A" H-625)

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

CONSENT CALENDAR
First Day

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

(H.P. 1302) (L.D. 1831) Bill "An Act To Correct Inconsistencies, Conflicts and Errors in the Laws of Maine" (EMERGENCY) Committee on **JUDICIARY** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-647)**

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

There being no objection, the House Paper was **PASSED TO BE ENGROSSED as Amended** and sent for concurrence.

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

REPORTS OF COMMITTEE
Divided Reports

Seven Members of the Committee on **VETERANS AND LEGAL AFFAIRS** report in Report "A" **Ought to Pass as Amended by Committee Amendment "A" (S-313)** on Bill "An Act To Implement Ranked-choice Voting for Presidential Primary and General Elections in Maine"

(S.P. 315) (L.D. 1083)

Signed:

Senator:

HERBIG of Waldo

Representatives:

SCHNECK of Bangor
ACKLEY of Monmouth
COOPER of Yarmouth
HICKMAN of Winthrop
HUBBELL of Bar Harbor
McCREIGHT of Harpswell

Five Members of the same Committee report in Report "B" **Ought Not to Pass** on same Bill.

Signed:

Senator:

CYRWAY of Kennebec

Representatives:

ANDREWS of Paris
DOLLOFF of Rumford
HANINGTON of Lincoln
STROM of Pittsfield

One Member of the same Committee reports in Report "C" **Ought to Pass as Amended by Committee Amendment "B" (S-314)** on same Bill.

Signed:

Senator:

LUCHINI of Hancock

Came from the Senate with Report "A" **OUGHT TO PASS AS AMENDED READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-313)**.

READ.

Representative SCHNECK of Bangor moved that the House **ACCEPT** Report "A" **Ought to Pass as Amended**.

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

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 Pittsfield, Representative Strom.

Representative **STROM**: Thank you, Madam Speaker, and I rise in opposition to the pending motion. And I do so because unlike the other races where we use ranked-choice voting currently, there is a big difference here. As I'm sure everyone in this room knows, we send our Electoral College votes out by not just who wins the majority of the votes in the State of Maine but also by Congressional Districts. So, Madam Speaker, I'd like to pose a question through the Chair to anybody in the body that could answer.

The SPEAKER: The Representative may proceed.

Representative **STROM**: Am I to believe, then, that we will have to tabulate multiple ranked-choice vote tabulations depending on if a candidate doesn't win majority of the State and also if candidates don't win a majority of the votes in a Congressional District? Thank you.

The SPEAKER: The Representative has posed a question to anybody in the body who may answer.

The Chair recognizes the Representative from Ellsworth, Representative Grohoski.

Representative **GROHOSKI**: Thank you, Madam Speaker and Colleagues in the House. I'll start by first trying to answer that question.

In the case of a ranked-choice voting tabulation, the Secretary of State's office receives either scanned copies of ballots or the actual hardcopy ballots to scan. At the point in which all ballots are digitally available, it takes but minutes to run any combination of additions, essentially, through a computer system. So, if we needed to calculate CD-1 and CD-2 separately, it would really not be a big deal, and I'm sure the Secretary of State would make adequate rules to accommodate the very unique situation that we have here in Maine in terms of our Electoral College votes.

I also am happy to speak more generally about LD 1083, "An Act to Implement Ranked-Choice Voting for Presidential Primary and General Elections in Maine". I believe that this legislation is the next step for Mainers to exercise more choice

and more voice in the election of our leaders. LD 1083 contains two main provisions. First, to implement ranked-choice voting, or RCV, for the Presidential General Election and, secondly, to implement RCV for any new Presidential Primary that the Legislature creates and funds, which I will note we have done, in my understanding from the Appropriations and Financial Affairs Committee. It is then up to the party to determine their own rules for using the ranking provided to them by the Secretary of State in their primary.

You are probably familiar with the Citizen's Initiative Referendum in 2016 and the ensuing people's veto in 2018. Twice in two years, Maine voters have rejected the old pick one, first past the post voting system and replaced it with ranked-choice voting. In November of 2016, Maine voters adopted ranked-choice voting by the second largest initiative vote of the people in Maine's history. In June 2018, Maine voters protected ranked-choice voting by a widening 8-point margin. And, in 2018, voters used RCV in both the primary and general elections without very much ado regarding the actual mechanics of the voting and tabulation process. On election day in 2018, a poll conducted by *The Bangor Daily News* and Edison Research found that a majority of voters favor expansion of ranked-choice voting in Maine. Sixty-two percent of Maine voters also reported that they believe it is important for candidates to win with majority support.

Ranked-choice voting is the most cost-effective and efficient voting system to conduct a runoff that is needed to ensure winners are supported by a majority of voters. Additionally, under current election law, ranked-choice voting is used in every federal primary and general election in Maine except for the presidential election. LD 1083 would create consistency across all federal elections in Maine.

Now, I know that many of us in this chamber have followed ranked-choice voting in the media and in our own work in this building. I would like to share my own experience of talking to strangers on the street about ranked-choice voting.

My parents, Jackie and Ed Grohoski, and I petitioned voters in the winter of 2017/2018 to see if there was enough public interest to bring a people's veto to that June's ballot. We talked to voters from all over the State while volunteering in Hancock, Penobscot, Waldo, and Cumberland Counties, and collected 1,300 signatures in often subzero temperatures. I remember in particular one below-zero Saturday morning petitioning in downtown Bangor. I was wearing three pairs of pants under my snow pants, four layers under my down jacket, and had hand and foot warmers, as well. My dad and I were taking turns standing on the sunny side of the street to talk to voters. A car pulled up and a man rolled down the window and insisted on both signing the petition and buying us hot coffee, which was a nice treat that morning. There were very many people that day who stopped; below-zero temperatures, willing to remove their gloves, patiently waiting for frozen pens to thaw or listening to a short explanation of ranked-choice voting. I found that day that Mainers are eager to participate in their government and they will not be deterred by the weather.

Beyond the specific memories, a few general observations stood out to me in this process. First, many people who were not initially aware of or interested in ranked-choice voting took a minute for me to explain the sample ballot that I carried. Nearly all of those people immediately understood the concept, agreed that it was a good idea and then signed the petition. Many people thanked us for being there and allowing them to have their voices heard through the petition process, especially people who lived in rural

communities with very limited access to public places for petitioning.

Finally, there was a strong sentiment of frustration with state government for not honoring the 2016 vote for ranked-choice voting as well as the State could have. The final law passed by the people at the ballot box last June meets all Maine and U.S. Constitutional tests according to the Maine Supreme Judicial Court, the First District Court for the State of Maine and the First Circuit Court of Appeals.

With my experience talking to so many people about ranked-choice voting, with the two affirmative votes for this voting method by the citizens at the ballot box and with the results of rigorous public polling, I am certain that the majority of Maine people support ranked-choice voting for President. I hope you will agree and support LD 1083 to continue to give Maine voters more choice and more voice in the upcoming presidential elections.

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

ROLL CALL NO. 303

YEA - Ackley, Austin B, Babbidge, Babine, Bailey, Beebe-Center, Berry, Blume, Brennan, Bryant, Caiazzo, Cardone, Carney, Cloutier, Collings, Cooper, Craven, Crockett, 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, Martin J, Martin R, Mastraccio, Matlack, Maxmin, McCreia, McCreight, McDonald, McLean, Melaragno, Meyer, Moonen, Morales, Moriarty, Nadeau, O'Neil, Paulhus, Pebworth, Peoples, Perry A, Perry J, Pierce T, Reckitt, Riley, Riseman, 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, DeVeau, Dillingham, Dolloff, Drinkwater, Faulkingham, Fecteau J, Foster, Griffin, Haggan, Hall, Hanington, Hanley, Harrington, Head, Higgins, Hutchins, Javner, Johansen, Keschl, Kinney, Kryzak, Lockman, Lyford, Marean, Martin T, Mason, Millett, Morris, O'Connor, Ordway, Perkins, Pickett, Pluecker, Prescott, Reed, Rudnicki, Sampson, Skolfield, Stanley, Stearns, Stetkis, Stewart, Strom, Swallow, Theriault, Tuell, Wadsworth, White B, White D.

ABSENT - Brooks, Cebra, Curtis, Grignon, Verow.

Yes, 86; No, 59; Absent, 5; Excused, 1.

86 having voted in the affirmative and 59 voted in the negative, with 5 being absent and 1 excused, and accordingly Report "A" **Ought to Pass as Amended** was **ACCEPTED**.

The Bill was **READ ONCE**. **Committee Amendment "A" (S-313)** 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-313)** in concurrence.

Majority Report of the Committee on **JUDICIARY** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-640)** on Bill "An Act To Ensure Persons with Disabilities Have Access to Public Rest Rooms" (H.P. 621) (L.D. 847)

Signed:
Senators:

CARPENTER of Aroostook
BELLOWS of Kennebec

Representatives:

BAILEY of Saco
BABBIDGE of Kennebunk
CARDONE of Bangor
CURTIS of Madison
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

Representative:

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-640)** 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-640)** and sent for concurrence.

Majority Report of the Committee on **JUDICIARY** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-641)** on Bill "An Act To Implement the Recommendations of the Right To Know Advisory Committee Concerning Public Records Exceptions" (H.P. 1103) (L.D. 1511)

Signed:
Senators:

CARPENTER of Aroostook
BELLOWS of Kennebec
KEIM of Oxford

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:

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 MOONEN of Portland **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 Portland, Representative Moonen.

Representative **MOONEN**: Thank you, Madam Speaker. Madam Speaker, Women and Men of the House, it is not an easy thing for me to rise in opposition to this motion, but I have great concerns about this bill and feel like I have to.

My concerns are in three parts; one is on process, one is on the underlying policy of the bill and one is on the actual wording of the bill. In terms of process, this is a bill that came from the Right to Know Advisory Committee. It originally dealt with confidentiality of Social Security Numbers, confidentiality of information about minors and various other sort of clean-up changes to some of our laws. The Committee Amendment adds in a statewide policy affecting virtually every public entity in the State on remote participation. My concern about the process is that this Committee Amendment has nothing to with what was in the original bill. It is true that there was another bill dealing with remote participation that proposed to study this issue. My concern is that all of the public entities affected by this amendment may not have cared to testify about a study on remote participation, but they may care about what is in this policy that affects them and they never got the chance to testify for or against it. So, that's my process concern.

My, you know, overarching policy concern here is this is about elected officials participating remotely in our government and I do understand that modern technology exists and it is available to us, and when it comes to private business or nonprofits or anything that isn't government, of course business should be able to use these things to make their decisions and if people want to participate via conference calls or video conferences, I understand that. But I think government is different, and it should be held to a different standard. When we run for office, we understand that we have to show up and do the job that we were sent here to do. And I think that should be true not just for the Legislature but for all government offices. It may be convenient for us to want to participate remotely, but it is not what the people of Maine deserve. The people of Maine deserve the right and the ability to confront their government and to be heard when they have concerns about what we are doing or what their local government is doing. Setting aside what might be convenient for us, thinking of myself as a constituent, if I showed up to my town council or my schoolboard and they weren't there because they were participating via conference call or via video conference, I would be pretty upset if I had something to say, if I was unhappy about something that they were proposing to do. I think it is the obligation of elected officials to be present, to hear their constituents, not necessarily to agree with everything that they hear, but to at least hear it. You

know, constituents bring documents to prove why they feel a certain way about something and if they show up to a public hearing and they bring those documents and elected officials aren't here to get those documents, how are they going to make the most-informed decision that they possibly can?

This bill certainly does exempt the Legislature, which I appreciate. I think it would be really terrible for us to allow people to vote remotely in this body, but it allows virtually any other public entity to engage in remote participation; schoolboards, town councils, water districts, sewer districts, you name it, all of them. And, you know, maybe we exempted the Legislature in this bill because we do big sweeping policy that affects a lot of people and we should show up to do that job, but I would argue that is equally true for our local governments as well. There's nothing that gets people riled up like their kids and like their property taxes and those are the issues that local governments deal with the most and I cannot go back to my hometown and say that I allowed my council or my schoolboard to vote on property taxes, on school positions and policies affecting our children without actually having to show up and vote in person.

The other thing I would say about the overarching policy is I think this is a good government thing. You know, the former Representative from Glenburn and I have worked on this issue a lot over the last seven years and we are very different people who; the former Representative from Glenburn who is now in the other body. We disagree on a lot, almost everything. But because we served together on committee for six years and spent hours and hours and hours together, we did find common ground. And I worry that if we allow our government officials to do everything remotely and not have to show up and not have to spend time together, it will be harder and harder and harder for us to find common ground.

So, our constituents deserve to know that we actually show up to do our jobs, but I also think we get a better product when we show up and talk to each other, no matter how long it takes.

So, that's my overarching concern about why I think remote participation probably isn't something that we should be authorizing for all of these entities across the State. But if I haven't convinced you that it's a bad idea, I'd like to convince you that the wording of this bill is highly problematic. The first thing I would point out is that it says for public bodies with three members, only one member has to be present. So, we're not even requiring a quorum to be present if we pass this bill. I think that is highly problematic. It says for any member that is participating remotely, they need to notify everyone who is listening or watching every single time a person enters or leaves the location that they are participating remotely from. That seems burdensome or tedious or one of those words. It says that anyone participating remotely has to have the documents that people bring. Well, how is that going to happen? If the public hearing is at 7 o'clock and I'm sitting at home on my couch listening and getting ready to vote and there's people at the public hearing bringing documents, how am I going to get them before the vote? That hasn't been resolved in this bill.

This says that elected bodies can do this only if they voted to adopt a particular plan. It says nothing about appointed bodies so, it looks to me as though appointed bodies have a free-for-all to do whatever they want on this. And there's a lot of government bodies that are appointed, government bodies that make huge decisions; the Public Utilities Commission, the Human Rights Commission. I can't imagine if you were someone who felt that you had been

discriminated against in violation of our nondiscrimination laws that you would want your case to be decided by people who aren't present to listen to you. Conversely, if you're an employer or a business and you've been accused of discrimination under our discrimination laws, I can't imagine you'd want your case to be voted on by people who aren't even present to hear you.

Finally, a couple more problems. This bill has a long list of exceptions of public entities that are not required to follow all of the rules that are set out in this bill. If we want the rules to apply to all of these public entities across the State, they should be consistent, it should apply to all public bodies. So, I don't understand that. Finally, Part C of the bill strikes me as unnecessary because it says whenever a legislative measure containing a new remote participation authorization comes forward that the Joint Standing Committee on Judiciary has to review it. Well, this bill authorizes all public entities to do this. So, I don't know why we would need additional review, because there would be no additional request for remote participation because everybody would already be able to do it.

So, I'm concerned about the process and the people who didn't get the chance to testify on this policy that will affect them, all those public entities. I don't think it's a good idea, but even if you do think it's a good idea, I think the wording of this is pretty bad and I oppose this motion and ask you to do the same. Thank you, Madam Speaker.

The SPEAKER: The Chair recognizes the Representative from Stonington, Representative McDonald.

Representative **McDONALD**: Thank you, Madam Speaker. So, I represent seven unbridged island communities. We are currently participating remotely. Our schoolboard meets, our water board meets. It is imperative for communities like mine that we are able to have remote participation. And, additionally, the Maine Lobster Zone Councils, there are seven zone councils in the State, we bring in our voting members from the offshore islands through ITV and we also need to be able to continue to participate remotely. It is imperative to our industry and our communities. Thank you.

The SPEAKER: The Chair recognizes the Representative from Cumberland, Representative Moriarty.

Representative **MORIARTY**: Thank you, Madam Speaker, Men and Women of the House. I join in the comments made by the Representative from Portland regarding remote participation.

I speak as one who has served for a number of years as a member of the town council and the planning board in my community. Uniformly, in both instances, all members of either board have been present for all public meetings in which they have participated. If they are not there, their absence is excused and the meeting continues without their presence.

Even if remote participation were to begin as an exception to the rule, my concern is that it would rapidly grow to become common practice and standard operating procedure. My further concern is that the absence of public officials at meetings of boards to which they were either elected or appointed radically undermines public confidence in government. There is no substitute whatsoever if you are a member of the board to your being present to personally hear and receive input from the public and from your colleagues, as well. Conversely, if you are a member of the public attending a meeting, there is no substitute for your ability to observe your representatives or the other members of the body participate in the discussion, react to the ideas that have been voiced and expressed, and to otherwise observe the manner in which the meeting is conducted. Public participation is vitally important

for the integrity of public proceedings and I join in my colleague's comment.

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 rise to support the comments from the Good Representative from Portland.

As a town manager in Belgrade, I can attest to the fact that it's absolutely important for the select board members to be present at those meetings. I've seen situations where it would've been good if more members had shown up from the community to see what the select board, in fact, is doing. So, I rise in opposition to the pending motion, in support of the Good Representative from Portland.

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

Representative **BABBIDGE**: Thank you, Madam Speaker. I'd like to clarify why this is before you.

The Right to Know Advisory Committee is a large group of stakeholders. It's the press, it's the State Police, it's public advocacy, you know, public access advocates, and one legislator from the House, one legislator from the Senate, and their job is to protect the public's access to documents and public proceedings while protecting the privacy that is necessary for public safety, more than anything else, I think. So, the Right to Know Advisory Committee has dealt with this remote issue for many terms of the Legislature and they have tried to apply a 21st century solution to a 20th century decision by the Attorney General 50 years ago this year when the telephone was about the only way remote could take place. The Attorney General did have an opinion that remote participation in public meetings, I don't know the strength of her words, but it was not appropriate.

So, the Right to Know Advisory Committee came up with four recommendations to the Judiciary Committee. And what we did is we combined bills. One of the bills was to set up a study in order to study this issue, with many legislators on it. It was going to have a large fiscal note. This item has been studied to death. Last term we had public hearings on this, in Judiciary as well as in the Right to Know Committee, and we felt that was a waste of money, so, we decided to put this proposal before you so that the Legislature itself would have an opportunity to know and decide the issue.

The reason it's before us is because it's been described as the wild west out there. And what I mean by that is remote participation is happening. And it is happening without any permission. Just because a board decides that it's going to allow remote, what about the people that the board serves? Should they have a say, in whether remote participation is appropriate or not? I think everybody in this body would want to discourage remote participation except in incidences where it may serve the public interest. And if we're talking about the geography of island communities, when the seas are rough, if we're talking about a storm but a decision has to be made, then we have provided in this bill a provision for legal decisions to be made that are not extralegal because of silence and lack of accountability.

So, I want to share with you that this is an important topic because of the improvements in electronic communication over the last 50 years, the challenges of Maine's geography. Participation in public proceedings is neither prescribed nor prohibited in statute but the issue is the alleged ongoing use of remote participation in certain communities. So, the only directive we have is the Attorney General's, actually, I have a

quote here that remote participation is not allowed because members of the public body must be present and subject to the public's eye. And I do think that right to petition your government, Madam Speaker, the right to petition and confront your government, is central here. So, we want to discourage remote but some of us want to permit it when it serves the public interest. So, if we don't address remote participation, absent statutory guidance, remote participation is being practiced without definitive protections and standards of conduct that ensure the public's rights are paramount. And failing to permit restricted use of remote participation affects municipalities unequally. Rural communities are much more disadvantaged by us not addressing this than if we should, to the detriment of communities that face certain challenges should self-governing municipalities exercise local control to fit their needs.

The two concerns I had, and that we remedied in this bill, was that if a board of elected officials vote to allow remote participation that includes the power of voting remotely, adoption is predicated on approval by a vote of citizens representing those elected officials. And the other concern that many of us had was remote participation, people participating remotely should not be able to participate in executive sessions nor vote on the public decision that would immediately take place after an executive session. So, the most important words to me in this bill are, except as provided here, a public body subject to this subchapter may not allow a member of the public body to participate remotely in any of its public proceedings unless, and we have outlined the restrictions that must be met in order for a body to adopt such a policy. They must have notice and then a public hearing and then they would adopt a written policy or rule that authorizes a member of the public body who is not physically present to participate in a manner that allows all members to simultaneously hear and speak to each other.

It is true, the Majority Leader did mention, about a quorum. We have in the law that a quorum must be present with two exceptions. One is an emergency, a natural emergency, a big storm or something like that, and then if a meeting is held remotely in that case, they can only decide on something that needs to be met because of emergency timing and that reason must be put in the record for the public to understand. And then the other one would be if a community is so small that it has three members, it might be from three remote islands, that one of those members must be there to run the meeting and confront the public but, of course, the reality is the public is very, very seldom there. That doesn't mean that we don't need to have somebody that can be there to be accountable to any public input.

So, I just want to have you understand that those of us on the Judiciary Committee, on the Right to Know Committee, overwhelmingly, who feel that remote participation in this day and age can be done in such a way as to not inhibit that sacred trust of an elected body. I will mention that if it's not an elected body, we have many commissions that participate remotely. There's no restrictions or rules regarding that today. If they should decide to adopt a plan to continue that remote participation if this should pass then it would go before the Committee of Jurisdiction as a major substantive rule, just like all the other major substantive rules, for review.

So, that's where we're at. Nobody is jumping in, we do not want; one last thing I'll mention, we felt that, you know, disabled people should be able to participate as leaders of their community and sometimes that physical presence is a difficulty. So, we actually do have in the law a bar that should

somebody be bedridden or in a wheelchair or whatever, whatever the disability is, that there is a minimum requirement no matter what that they must attend a meeting once a year in order to be confronted by the public, but that is really not what is intended here, that would be an unusual circumstance. We did put in the law that municipalities may adopt stricter requirements of attendance. So, this is permissive, it's not mandatory, and I put it before you. Thank you very much, Madam Speaker.

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

Representative **MORALES**: Thank you, Madam Speaker. Thank you, Friends and Colleagues in the House. I think this is a really important discussion for us to have because it's around access to our democracy. And I think the people of Maine, through our local governments, should be able to decide for themselves how technology and democracy can work together to provide greater access to more Maine people to participate in government.

And I think we all know that remote participation doesn't mean that you're not present. Court hearings, in fact, here in the State of Maine, are conducted through remote participation. I attended one on the Criminal Justice and Public Safety Committee here in the Kennebec County Courthouse. We know that doctors use telehealth, businesses are using remote participation for meetings. I believe that representation matters and technology is just one tool that our local governments, the true innovators in our democracy, should be able to use to increase participation in the public process. Thank you.

The SPEAKER: The Chair recognizes the Representative from East Machias, Representative Tuell.

Representative **TUELL**: Thank you, Madam Speaker. I rise to oppose the motion before us and I do so for several reasons.

First, I would appreciate the comments of the Representative from Portland. I think he did a very good job. It was mentioned earlier about folks with disabilities and how hard it is for those of us with disabilities to get to meetings. I can honestly say, I can't drive, you wouldn't want me to drive your vehicle, and but yet I've somehow managed to get to every meeting that I've needed to get to for public service over the past 10 years. So, I see, that as you making a choice to do it, to be able to attend. So, as a public official, I think that's something we ought to be encouraging people being there in person. I do wish to pose a question, though, Madam Speaker.

The SPEAKER: The Representative may continue.

Representative **TUELL**: And that is the Representative from Kennebunk was talking about some of the requirements that would have to be met if we were to proceed with this bill. Would that not, in fact, make this a mandate?

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

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. 304

YEA - Ackley, Andrews, Babbidge, Bailey, Beebe-Center, Berry, Blume, Cardone, Collings, Cuddy, Denk, Evangelos, Fecteau R, Grohoski, Harnett, Hepler, Hickman, Hubbell, Kessler, Matlack, McDonald, McLean, Morales, Pebworth,

Perry A, Pluecker, Reckitt, Roberts-Lovell, Schneck, Sheats, Sylvester, Talbot Ross, Zeigler.

NAY - Alley, Arata, Austin B, Babine, Bickford, Blier, Bradstreet, Brennan, Bryant, Caiazzo, Campbell, Carney, Cloutier, Cooper, Corey, Costain, Craven, Crockett, Curtis, Daughtry, DeVeau, Dillingham, Dodge, Dolloff, Doore, Doudera, Drinkwater, Dunphy, Farnsworth, Faulkingham, Fay, Fecteau J, Foley, Foster, Gattine, Griffin, Haggan, Hall, Handy, Hanington, Hanley, Harrington, Head, Higgins, Hobbs, Hutchins, Hymanson, Ingwersen, Javner, Johansen, Jorgensen, Keschl, Kinney, Kornfield, Kryzak, Landry, Lockman, Lyford, Madigan C, Marean, Martin J, Martin R, Martin T, Mason, Mastraccio, Maxmin, McCrea, McCreight, Melaragno, Meyer, Millett, Moonen, Moriarty, Morris, Nadeau, O'Connor, O'Neil, Ordway, Paulhus, Peoples, Perkins, Perry J, Pickett, Pierce T, Prescott, Reed, Riley, Riseman, Rudnicki, Rykerson, Sampson, Sharpe, Skolfield, Stanley, Stearns, Stetkis, Stewart, Stover, Strom, Swallow, Tepler, Terry, Theriault, Tipping, Tucker, Tuell, Verow, Wadsworth, Warren, White B, White D, Madam Speaker.

ABSENT - Brooks, Cebra, Gramlich, Grignon.

Yes, 33; No, 113; Absent, 4; Excused, 1.

33 having voted in the affirmative and 113 voted in the negative, with 4 being absent and 1 excused, and accordingly the Majority **Ought to Pass as Amended** Report was **NOT ACCEPTED**.

Subsequently, on Motion of Representative BAILEY of Saco the Minority **Ought Not to Pass** Report was **ACCEPTED** and sent for concurrence.

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

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

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

REPORTS OF COMMITTEE
Divided Reports

Majority Report of the Committee on **JUDICIARY** reporting **Ought to Pass as Amended by Committee Amendment "A" (S-320)** on Bill "An Act To Improve Accountability of Opioid Manufacturers"

(S.P. 237) (L.D. 793)

Signed:

Senators:

CARPENTER of Aroostook
BELLOWS of Kennebec

Representatives:

BAILEY of Saco
BABBIDGE of Kennebec
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

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-320) AS AMENDED BY SENATE AMENDMENT "A" (S-321)** thereto.

READ.

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

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

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

The SPEAKER PRO TEM: The Chair recognizes the Representative from Hampden, Representative Haggan.

Representative **HAGGAN**: Thank you, Mr. Speaker. I'd like to just briefly say a few words about this.

People who sell a dose of opioids, or manufacture a dose of opioids under this bill will have to purchase a \$55,000 license. Those who sell over 200, excuse me, 2 million doses will have to pay a \$250,000 license. The money will be put into a fund to help people who are stricken by opioid abuse. While I feel that that is a well-intentioned and good idea, it seems like an excessive amount of money. It almost sounds more like a tax. So, I'll be voting in opposition to this bill.

The SPEAKER PRO TEM: The Chair recognizes the Representative from Presque Isle, Representative Stewart.

Representative **STEWART**: Thank you, Mr. Speaker. I would concur with the remarks just made from the Representative from Hampden, although I would take it a step further and say that this is definitely a tax.

This is a tax increase that we are imposing on providers and is something that's going to increase the cost of both generic and name-brand drugs in the State of Maine and is something that I don't think we should be supporting in this chamber. There are other avenues we could go down and explore, particularly as we map out a plan to address the opioid crisis in Maine, but, once again, I want to reiterate that a tax on opioids was never a part of the work product that was created in the statewide opioid taskforce that was in the 128th Legislature. So, with that, I hope that you follow my light. Thank you.

The SPEAKER PRO TEM: 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. 305

YEA - Ackley, Austin B, Babbidge, Babine, Bailey, Beebe-Center, Berry, Blume, Brennan, Bryant, Caiazzo, Cardone, Carney, Cloutier, Collings, Cooper, Craven, Crockett, 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, 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, Riseman, Roberts-Lovell, Rykerson, Schneck, Sharpe, Sheats, Stanley, Stover, Sylvester, Talbot Ross, Tepler, Terry, Tipping, Tucker, Verow, Warren, White B, 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, Hutchins, Javner, Johansen, Keschl, Kinney, Kryzak, Lockman, Lyford, Marean, Martin T, Mason, Millett, Morris, O'Connor, Ordway, Perkins, Pickett, Prescott, Reed, Rudnicki, Sampson, Skolfield, Stearns, Stetkis, Stewart, Strom, Swallow, Theriault, Tuell, Wadsworth, White D.

ABSENT - Brooks, Cebra, Grignon.

Yes, 91; No, 56; Absent, 3; Excused, 1.

91 having voted in the affirmative and 56 voted in the negative, with 3 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" (S-320)** was **READ** by the Clerk.

Senate Amendment "A" (S-231) to **Committee Amendment "A" (S-320)** was **READ** by the Clerk and **ADOPTED**.

Committee Amendment "A" (S-320) as Amended by Senate Amendment "A" (S-231) thereto was **ADOPTED**.

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

Under further suspension of the rules, the Bill was **PASSED TO BE ENGROSSED as Amended by Committee Amendment "A" (S-320) as Amended by Senate Amendment "A" (S-231)** thereto in concurrence.

Majority Report of the Committee on **LABOR AND HOUSING** reporting **Ought to Pass as Amended by Committee Amendment "A" (S-308)** on Bill "An Act To Improve Public Sector Labor Relations"

(S.P. 363) (L.D. 1177)

Signed:
Senator:

BELLOWS of Kennebec

Representatives:

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

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

Signed:
Senator:

GUERIN of Penobscot

Representatives:

AUSTIN of Gray
BRADSTREET of Vassalboro
MORRIS of Turner

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-308).

READ.

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

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

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

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

Representative **BRADSTREET**: Thank you, Mr. Speaker. Mr. Speaker, Ladies and Gentlemen of the House, binding arbitration is a very bad idea and so, this motion should really be defeated.

Just a quick look at some of the groups that testified in opposition to the bill; Maine School boards Association, Maine School Superintendents Association, Maine Municipal Association, Maine Water Utilities Association, University of Maine System, plus there were a myriad of individuals who serve on schoolboards throughout the State who testified in opposition. Their testimonies all had a common theme; why should the responsibilities of duly elected and constituted officials be seated to one individual who has absolutely no accountability to anyone or anybody? Why should important items such as salary, insurance, and other many means of contractual matters be decided behind closed doors with no opportunity for the public to see what is being discussed and what is being decided by a person from Boston or New York or Philadelphia or wherever, who until this time may have never heard of the town in question or perhaps didn't even know how to pronounce it? Yet this bill says that he or she will make decisions that may cost the taxpayers or ratepayers hundreds of thousands or even millions of dollars. This will cause a huge disincentive to reach an agreement between two parties who already have all means accessible to reach their own agreement; not one forced on them by an outsider.

The ultimate victims here will be the Maine taxpayers, ratepayers and tuition payers. We've heard it said here many, many times that every vote should count, and it should. But what about the votes that we cast for such positions as our local school boards? Are they going to now be negated? That's what will happen with the enactment of this bill. Decisions on vital matters such as that this bill covers must remain with the duly-constituted individuals we have chosen, not behind closed doors by individuals who have no real interest or concerns for the well-being of Maine people.

We heard a truism just a little bit earlier today, and I paraphrase; nothing gets people as riled up as their property taxes. I agree. With the passage of this bill, we will have a ton of riled-up property taxpayers. So, please join me in voting no on this motion. Thank you.

The **SPEAKER PRO TEM**: The Chair recognizes the Representative from Fairfield, Representative Rudnicki.

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

Outside arbitrators would be given the power to determine salaries and benefits when local negotiations fail. This could cause some to act in bad faith. These costs have been excluded from arbitration for more than 40 years to protect local voice through locally elected boards and representatives. Since salaries and benefits make up the bulk

of public employee budgets, this will lead to higher property and State taxes. Unelected arbitrators would, in essence, determine property tax rates devoted to the school budget since salaries, pension and insurance costs make up the majority of education costs locally. I am sure that if you ask the taxpayers in your district if this would be a fair deal, you would get a resounding no. People do not want their tax rates decided by outsiders. Please follow my light and vote no. Thank you, Mr. Speaker.

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

Representative **MILLETT**: Thank you, Mr. Speaker, and Ladies and Gentlemen of the House. Last week I spoke about the history of the Maine Public Employee Labor Relations Act 50 years ago, and I spoke about the three pillars that were in place in that very delicate negotiation of that first mandatory collective bargaining law, namely the right to strike, binding arbitration on salaries, pensions and insurance and the educational policy component for local schools.

I'd like to step back from there again and just talk today on what happened since that 1969 act, because it was just a couple of years later that state government was also required to negotiate with similar prohibitions on those three pillars. And within a very short time thereafter, Maine's three public higher education systems were equally assigned mandatory responsibility to bargain. In each case, the issue of binding arbitration was restricted and actually prevented arbitrators, either an individual from away or panel, to actually impose final binding determinations on salaries, pensions and insurance. And that is the subject here today, for this bill is sweeping in its breadth and its depth and its potential consequences on the fiduciary side of our governance system. Because if you think about it, we as a body, here and on the other end of the hall and down on the second floor, really provide guidance to all four of those entities, all three of the entities that are part of the collective bargaining mandate because we in Title 30-A pretty much dictate how the towns manage their affairs, in Title 20-A we tell the schools how to deal with their affairs. We actually prescribe the methodology for the higher education institutions to present their budgets, actually approve the process for their policymaking bodies and the choice of their chief executive.

So, it seems to me we're really saying we set the plate for all of the governance decisions for all of these entities and we have the final authority on many of those roles. Not all, but on executive leadership, for example, we empower local select boards to select a town manager or a mayor or a council. We actually do the same for the superintendent. Here, the Governor is our Chief Executive and at the higher ed level, we empower the policy-making bodies to select their chancellor or president. So, we have established a methodology for an executive leadership structure that is very similar across all three collective bargaining structures. At the policy level, the boards are mostly elected at the local level and appointed or confirmed here at the State level, with one exception. We are the policy-making body for State employee contracts. We did one yesterday for the Executive Branch employees and one today for the Judicial Branch employees. So, we become the policy-making body for collective bargaining at the State employee level. Then we create a managerial structure and we leave it to the local boards to appoint and oversee those people who actually manage the day-to-day process of the collectively bargained employee units that they have under their jurisdiction.

Now comes the final role, the fiduciary role, and who plays that role and who would be impacted directly by this

legislation today. At the local level, it's the town meeting or the council that approves the budget. Same thing with the school systems, it's usually a district meeting, and the taxpayers are the decision-makers in most of those instances. Here at this level, we have approved a General Fund budget last Friday night and a Highway Fund budget today. Included in there are the funding levels for the three higher ed structures, and we expect them to live within that, and we expect their chief executives and their policy-making boards to be accountable for that.

This bill would take away that responsibility at the level of the biggest part of their budgets. We may set the parameters for what the higher ed systems would do, the same things for State employees as we have done this week. We also expect that they would live within their means and comply with the State statutes. There was a reason for exempting pensions. I'd like to just read from the Constitution adopted in the late 90s because of the unfunded actuarial liability problem that we are now trying to finally amortize by 2028. It says beginning with the fiscal year July 1; this is Section 16-A of Article 9. Funding of retirement benefits under the Maine State Retirement System beginning with the fiscal year starting July 1, 1997, the normal cost of all retirement and ancillary benefits provided to participants under the Maine State Retirement System must be funded annually on an actuarially sound basis. Unfunded liabilities may not be created except those resulting from experienced losses. To me, that says very clearly, hands off arbitrators, this is our retirement system. And it touches most of the employees in these structures with the partial exception of higher education.

So, I think we are at a pivotal point today. You've agreed in the Majority to take away some of the policy-making roles of the local school boards and I think you've agreed in the Labor and Housing Committee to carry forward the right to strike. But this is a pivotal moment today, make no mistake about it. You are actually throwing away the checkbook that local chief executives and policy-making boards have fiduciary responsibility for, and investing a large part of that financial accountability to an outside arbitration panel. I hope you would think long and hard before making this assignment and destroying, really, a very delicately-structured governance systems for our public systems of state and local employees and higher education.

One group that we didn't talk about last week that I think we should keep in mind today, when we focused last week on teachers and taxpayers, we forgot to talk about students. Higher education is all about students. The tuition rate for students, many of them we want to go to higher ed and stay in Maine as employees, will be directly impacted by binding arbitration on these three large cost centers.

Mr. Speaker and Members of the House, I think this is one of the more pivotal moments in our history as the 129th Legislature. I hope you'll think long and hard about the decision you are about to make and I encourage you to oppose this pending motion.

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

Representative **SYLVESTER**: Thank you, Mr. Speaker. Mr. Speaker, this bill fixes an imbalance of power that currently exists at the negotiating table between public employees and management. It doesn't shift the power to one side or the other, it puts it where it belongs, squarely in the middle.

When public employees and management do not agree on the terms of a contract, there's an established process of fact-finding, mediation and arbitration. And, for almost every

item of negotiation right now, there is binding arbitration that exists within the law to allow those disputes to be resolved. There are three places where those disputes do not go to binding arbitration and that is salary, retirement and insurance. And those items go to nonbinding arbitration. And, so, what that means, in other words, is that management, if they bring forward the arbitration, or if it's brought forward by the union, can simply ignore the results of the negotiation or, furthermore, if management brings forward the arbitration that the union can ignore them. And it's a process that really has no sense of balance within it, or no sense of common sense to our constituents when we're spending money for a decision that doesn't have any binding nature to it.

Now, our first responders, our police officers, our firefighters, our EMTs, our dispatchers, our snowplow drivers and other public safety workers have been most negatively affected by this because these are workers who have very few means through which to negotiate besides the ability to sit at the table and either prolong the negotiations and let the lawyers' tills ring up, or to provide public pressure, which public safety employees are loath to do.

Now, what does this mean? Well, there have been a number of points that have been raised about arbitrators from out of state, but the way that the process actually works is there's a list of arbitrators that are brought forward, each side gets to put forward a name, and if a party wants to have an arbitrator from Maine, there are plenty that are usually on the list that they can use, that they can select and put forward in order to do that. If they are worried about this being in private, well, the good news is that negotiations can be public simply by both sides agreeing, as well as arbitrations, they can also be a public process. So, that should be good news to the folks of this chamber. Lastly, the idea that the arbitrators would not have any knowledge of the towns that they are looking at or the bodies that they are looking at, there will also be good news because in this bill we added the language which is included in the other binding arbitration pieces which take in factors such as; in order to make everything align, can the town or body afford the proposals that are being brought forward? What are the wages and all the benefits provided as a package to employees, not just one particular item in isolation? And then; what do the other towns around them do and what other entities who have the same positions do in terms of their benefits, salaries and retirement?

So, the good news is that the law takes all of these points into consideration and tries to balance these things so that a fair decision can be made, but in my experience at 20 years in negotiating in the private sector where they have binding arbitration on every item, I've never even come close to reaching binding arbitration because it forces both sides to really dig in. And this will stop the prolonged negotiations that we've seen in the public sector and allow both sides to negotiate in good faith. Thank you, Mr. Speaker.

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

Representative **FOSTER**: Thank you, Mr. Speaker, Ladies and Gentlemen of the House. There is a reason that public sector employees have in the past not had the ability to strike and also have not had the privilege of binding arbitration in regards to their negotiations, and some of that is because they serve critical needs for the public good. And this, I would say, includes our teachers, which I am more familiar with the negotiations and with arbitration, having been involved in a few situations with that in my time on school board.

Those public sector employees do have the opportunity to seek employment elsewhere if they find that their needs are not met in the public sector. The citizens of the State need those employees to be in those positions and we need to be able to afford to have those employees in those positions. Now, in my area, in rural school districts, which are, generally speaking, in Central Maine, anyway, a poorer school district, it's a challenge to attract good teachers and employees. And the school boards work hard to try to maintain the balance between taxpayer needs and the needs of the school system and the students to have good teachers. And, quite often, we would lose teachers because they can go to Southern Maine or other areas where school districts have more affluence and they can have better pay and benefits. However, we also were able to replace some of those at times with more, what I will call, local grown teachers who want to stay where they grew up and we have been successful in having those folks teach our students and do very well at it, even though we couldn't afford to pay the wages that, for instance, my son and daughter-in-law are able to make in Southern Maine.

I am very concerned for the students as we look at this issue. And, again, I'm talking about the teaching profession here. As we, the Legislature, pass a budget and as the towns look at their tax burden, property tax burden, and how they will support the schools depending on what they receive from the State. In my area, the superintendent is always burdened with deciding how best to keep the budget where it will be supported by the taxpayers and still provide for the students, and if the budget is in an up year, they may be able to fund hiring of more teachers or increasing their benefits through negotiations. And if it's in a down year, which happens quite often, the superintendent, as he has had to do this year looking ahead to next year because of cuts in the local funding, State funding, has to make cuts in personnel. And, unfortunately, I foresee, if this goes forward, that happening much more often in rural Maine because the facts are the public can only support a certain amount for their school systems. Like it or not, that's the way it is, and nine times out of 10 if faced with binding arbitration which leads to higher wages than can be supported, positions will be cut and students will suffer. Thank you, Mr. Speaker.

The SPEAKER PRO TEM: The Chair recognizes the Representative from Turner, Representative Morris.

Representative **MORRIS**: Thank you, Mr. Speaker. I also rise today in opposition to the pending motion.

I would concur with everything that has been said in opposition to the current motion. I served on a school board a few years back, around the time that we had the concerns over TABOR and some of the other tax cap initiatives that were coming out, and one of the things that the Legislature at the time put in place was the idea that the people would have a final say through referendum in school budgets. And I know in my district it's a secret ballot and they ask the question, you know, if the reason you're voting against the budget is that because it's too low or too high and I think you would find in many districts that nobody is voting against the budget because it's too low. I think that I would worry if we had binding arbitration with an outside arbitrator settling a contract, the unintended consequences would be that the school boards would end up making cuts in places such as personnel that might not be to the advantage of our students.

There's also the concern, we've seen some of the issues over the last few years with some municipalities deciding to privatize some of their public works and so forth, particularly as it relates to plowing during the winter months, and what that

might do, some of the issues that that has raised in some of these municipalities, and what that could do, because now I think more communities might be put in that position of having to make that choice rather than having the unpredictability of a contract process going to binding arbitration. So, for all these reasons, I would encourage everybody to reject the pending motion. Thank you.

The SPEAKER PRO TEM: The Chair recognizes the Representative from Fort Fairfield, Representative McCrea.

Representative **MCCREA**: Thank you, Mr. Speaker, Ladies and Gentlemen of the House. As all of you know, I'm sure, I've mentioned it several times, I've taught school for a number of years and I represented at the negotiations table the teachers' side of negotiations.

Basically, what this bill is aimed at is exactly a services versus paying for those services issue. These negotiations come down, I don't care if we're talking ambulance workers or firemen, police, safety or teaching and stuff like that, there is labor which is needed to run schools, to run fire departments and all of that. That's a labor issue. That is what those management groups wish to obtain. And in order to get that, they have to pay for that, okay? So, if the payment and the services balance off, we have a contract. I negotiated numerous years, never even approached binding arbitration on any issue, okay? It is a thing that is very rarely used, would be less necessary when this bill comes in than ever. What basically would happen is if, you know, the two sides would negotiate in good faith, we would hope, they would come to an agreement. If they can't come to an agreement on such things as salary, benefits and/or retirement, and it goes to arbitration, the whole package, there are many articles that would be settled by an arbiter, okay? And binding. But, not as it stands right now, not those salary, benefits and retirement issues because they are of a financial issue. So, what that leaves is the management sector of a deal can just say we don't want to do that, we don't have to do that, we will withhold our side of the thing, we will withhold those monetary rewards, if you will, but those emergency services or teachers or what have you, don't have the ability to withhold those services. That's a big imbalance, okay? We buy services with money, the schools, the departments need these services, and that's why it's negotiated. So, when this comes in, if this bill should pass, what will happen is they will do their very best. Arbitrators would not come in and force a decision without studying the thing, looking at what both sides have brought to the table, analyzing them, looking at what the region is doing for the very same services and payments. Many, many safeguards are there, so, it isn't somebody coming in from Boston and saying well, we like the management side or we like the employee side. They look at everything and issue a decision. If this bill passes, that decision would be binding and the negotiations would be settled. Thank you, Mr. Speaker.

The SPEAKER PRO TEM: The Chair recognizes the Representative from Carmel, Representative Reed.

Representative **REED**: Thank you, Mr. Speaker. All of the people that have contacted me have strongly indicated that we should vote against this. It's opposed to local control, local school boards, which are essential to the well-being of our students and our schools. And after teaching for 47 years, I can't even imagine any of us who have ever been a teacher would even consider striking against the students under our care. So, I'd suggest that we oppose the present motion and leave the power in the hands of the people of Maine.

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

Representative **BABBIDGE**: Mr. Speaker, pardon me. I just, you know, we can imagine two siblings getting on each other and then a parent enters the room and, all of a sudden, they start to play nice. Well, when there's a sibling that's older than the other one, they usually get their way and sometimes the intervention of a third party does restore civility.

You know, as a teacher, I always felt the amount of money I was paid was not too important until I got to be a little bit older and had college debt and things of that sort. And so, I think people who are dedicated to the profession are kind of at a disadvantage here. And then, in addition to that, we have given school boards on behalf of the taxpayers the upper hand and I think legitimately so, in the general picture. But I think we want negotiations to take place in a meaningful way.

I respect greatly the Representative from Waterford, but I do think some of the arguments that he made could have been made in the 1930s when people were afraid of the legalization of collective bargaining, and I think that collective bargaining is a wonderful thing. It provides the opportunity for communication and, I would say as a teacher, I've always been a little bit uncomfortable with the right to strike for public employees. But binding arbitration, that merely means that what you are communicating to your person across the table could survive the light of sharing that with a third party. Remember, negotiations can be public but that takes mutual agreement and oftentimes school boards are not willing to make those negotiations public.

Negotiations in the State of Maine has changed a lot over the last few decades. Many school boards now hire a lawyer to do their negotiating. When you have a mercenary that is doing your bidding in negotiations, then the object becomes winning. And what we're asking here is that binding arbitration merely be permitted and its effect will not be its use, its effect will be more meaningful negotiation and communication so that that ultimate end need not be used. I'll be voting in support of the motion. Thank you, Mr. Speaker.

The SPEAKER PRO TEM: The Chair recognizes the Representative from Dover-Foxcroft, Representative Higgins.

Representative **HIGGINS**: Thank you for the opportunity to speak briefly this morning.

Having been a former superintendent of schools, I'd like to put it a little bit in some practical sense for everyone. So, as the superintendent of schools, I don't get to control the budget. I don't get to control how much money my district spends. That is the school board's responsibility and that budget will go through a process, public meetings, it goes through referendum, it's a set amount of money. So, if we have binding arbitration and the arbitration award comes in at whatever the particular level of funding is, I have to figure out how I'm going to make the staffing and operational decisions of that school board given that particular amount of money. What I do know, and most superintendents will tell you, that the budget is comprised of two-thirds to three-quarters of the expenditures are labor or labor-related costs. So, the arbitration award comes in at X, my school board says I'm sorry, we only have Y, then unfortunately I get the job of telling people we're going to have to reduce the workforce because there is no other way to find the money.

My concern is the negative impact that it has when we reduce our workforce and that impact that it has on students and our schools. I think our school boards, which are publicly elected, publicly elected officials given the responsibility to look out for the welfare of our teachers and our students is where the final responsibility should lie. So, I ask you to not accept the Ought to Pass motion here today. Thank you.

The SPEAKER PRO TEM: 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. 306

YEA - Ackley, Alley, Austin B, Babbidge, Babine, Bailey, Beebe-Center, Berry, Blume, Bryant, Caiazzo, Cardone, Carney, Collings, Cooper, Craven, Crockett, Cuddy, Daughtry, Denk, Dodge, Doore, Doudera, Dunphy, Evangelos, Farnsworth, Fay, Fecteau R, Foley, Gattine, Gramlich, Grohoski, Handy, Harnett, Hepler, Hickman, Ingwersen, Jorgensen, Kessler, Landry, Madigan C, Maxmin, McCrea, McCreight, McDonald, McLean, Melaragno, Meyer, Moonen, Morales, Moriarty, O'Neil, Paulhus, Pebworth, Peoples, Perry A, Perry J, Pluecker, Reckitt, Riley, Riseman, Roberts-Lovell, Rykerson, Schneck, Sharpe, Sheats, Stanley, Stewart, Stover, Sylvester, Talbot Ross, Tepler, Terry, Tipping, Tucker, Verow, Warren, White B, Zeigler, Madam Speaker.

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

ABSENT - Brooks, Cebra, Grignon.

Yes, 80; No, 67; Absent, 3; Excused, 1.

80 having voted in the affirmative and 67 voted in the negative, with 3 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" (S-308)** 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-308)** in concurrence.

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

The Speaker resumed the Chair.

The House was called to order by the Speaker.

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.

HOUSE DIVIDED REPORT - Majority (9) **Ought to Pass as Amended by Committee Amendment "A" (H-248)** - Minority (4) **Ought Not to Pass** - Committee on **HEALTH AND HUMAN SERVICES** on Bill "An Act To Restore Services To Help Certain Noncitizens Meet Their Basic Needs"

(H.P. 952) (L.D. 1317)

TABLED - May 16, 2019 (Till Later Today) by Representative HYMANSON of York.

PENDING - ACCEPTANCE OF EITHER REPORT.

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

Representative O'CONNOR of Berwick **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 Levant, Representative Griffin.

Representative **GRIFFIN**: Thank you, Madam Speaker, and Ladies and Gentlemen of the House. I oppose the motion to pass LD 1317, "An Act To Restore Services To Help Certain Noncitizens Meet Their Basic Needs."

It is important to take care of our own vulnerable citizens first; our elderly, our children, our veterans, and our adults with intellectual disabilities are counting on us. Maine nursing homes have been struggling to survive since 2012. In 2018, six nursing homes closed. The waiting list for Section 21 waivers for adults with intellectual disabilities or autism has 1,590 individuals waiting for services. On the Section 29 waiting list for the same group of people there are 183 individuals. There are 1,900 children in the foster care system. These are just some statistics. The citizens of Maine are depending on us to provide services they deserve. Thank you.

The **SPEAKER**: The Chair recognizes the Representative from Bradley, Representative Lockman.

Representative **LOCKMAN**: Thank you, Madam Speaker. Madam Speaker, Ladies and Gentlemen of the House, the bill before us has a \$14 million price tag, at least for the time being. If enacted, it would give noncitizens, including illegal aliens, free medical care paid for by state and federal taxpayers. The newcomers would also be eligible for food supplement benefits, commonly known as food stamps, and EBT cards loaded with cash benefits. Foreigners wouldn't even have to show that they're in the country legally, as long as they claim they're taking reasonable steps to apply for legal status, presumably as asylum seekers.

Portland is already teeming with so-called new Mainers who illegally crossed the Mexican border and immediately surrendered to border patrol officers. The border crashers are well aware that U.S. government policy at the border is catch and release. And it's also well-known on both sides of the border that Portland has a uniquely generous package of welfare benefits for noncitizens. Shelters in Texas have been sending their overflow to Maine in such large numbers that currently 90% of Portland's homeless shelter residents are so-called asylum seekers. Upwards of 60% of asylum applications are ultimately denied, but that takes several years, by which time the now-deportable illegal immigrants have blended into the larger immigrant community. Does anyone seriously think they're going to turn themselves in or self-deport?

Welfare for noncitizens has already busted the budget in the City of Portland, which has the distinction of being Maine's premiere sanctuary city, a harboring haven where city employees aren't allowed to ask anyone about their immigration status. The city manager recently proposed budget cuts that would reduce services and benefits for Portland's swelling population of noncitizens. If this bill is enacted, Portland will unload those costs on taxpayers across the State, at a time when nursing homes in Patten, Jonesport,

Bar Harbor, Bridgton, West Paris, Freeport, Fryeburg, and Greenville have closed their doors due to inadequate State funding.

So, let's talk a little bit more about what's going on in Portland. In fact, there was a story in *The Portland Press Herald* last December that actually described the origins of the bill that's before us today. The headline on the article was *Asylum Seekers Travel to Portland in Drove, Overwhelming City Services*. Now, bear in mind, that headline wasn't from last week, that was from December of last year. Here's a brief excerpt; one thing is clear; word has gotten out about Portland. Portland has a history of promoting itself as a compassionate and welcoming community for immigrants. It fought successfully to make some noncitizens eligible for state and local assistance, set up an unusual municipal fund to help those who do not qualify, and created a special city office to help integrate new Mainers into the workforce and community. City leaders are also considering a proposal to allow noncitizen residents to vote in municipal elections. Quote, I'm very comfortable and proud of the rules we have in the City of Portland, which state very clearly we're a welcoming community, closed quote, Mayor Ethan Strimling said. Our issue isn't that too many people are coming here, it's that we don't have enough housing to put them in, close quote. City officials and some immigrant advocates believe that Maine is the only state to pass a law making noncitizens such as asylum seekers eligible for state and local aid. They also believe that Portland is the only city in the country to establish its own publicly-financed and administered fund to provide food, clothing, and shelter to noncitizens who are not eligible for the State's general assistance program, primarily those whose visas have expired and have not yet filed their asylum applications.

So, the most interesting part of the article is where they actually describe the origin of the bill before us, Madam Speaker. Here's the excerpt; Portland city officials, now, bear in mind, this is December of last year, Portland city officials recently met with State legislators from the city to ask them to get help from the State, a request that is likely to end up in legislative proposals in the new year. Prospects for increased state aid may be higher with Democrats about to take over state government, but it's unclear how soon relief may come. The strain on public resources also is leading to questions about the city's policies and whether it should bear the burden alone. City Councilor Kimberly Cook is hoping the city will review its social service policies, especially given that Portland is providing a regional, national, and in some cases international service. And here's the pull quote; With Maine being the oldest and one of the whitest states in the nation, Cook supports immigration as a way to solve the State's demographic and workforce challenges. Now, I'm going to read that again and let everybody let that sink in; With Maine being the oldest and one of the whitest states in the nation, Cook supports immigration as a way to solve the State's demographic and workforce challenges. On its face, this statement by a Portland city councilor is a call for racial profiling, which I assume we're all opposed to. In fact, City Councilor Cook is advocating for racial profiling --

The **SPEAKER**: The Representative will defer. The Chair understands that the Representative is using a newspaper article having to do with the bill at hand and has listened to that. At this point, it appears that the Representative is veering off of the subject matter of the bill to talk about a city councilor from Portland. The Chair will ask the Member to please direct his comments back to the bill at hand.

The Chair reminded Representative LOCKMAN of Bradley to stay as close as possible to the pending question.

The SPEAKER: The Representative may proceed.

Representative **LOCKMAN**: As I said, Madam Speaker, the origin of the bill as described in the article was the result of a meeting between Portland city councilors and Members of this body from the City of Portland, Portland begging to be bailed out by State taxpayers. That's what's before us today, Madam Speaker.

If this bill passes, Portland's problem, which Portland has brought on itself by broadcasting far and wide from the rooftops that we welcome noncitizens, including people who are illegal immigrants, we welcome them here; Portland is about to unload those costs on taxpayers across the State, and for that reason I urge a no vote on the pending motion. Thank you, Madam Speaker.

The SPEAKER: The Chair recognizes the Representative from Lewiston, Representative Craven.

Representative **CRAVEN**: Thank you, Madam Speaker. Madam Speaker, Men and Women of the House, Maine is the oldest state in the nation. The median age is 44.5 years old. By 2036, over one-fourth of Maine residents will be 65 years or older. Besides global warming, I think the labor shortage in Maine is one of the most pressing issues that we have here today.

Recent immigrants to Maine are young, well-educated and motivated. More than 65% of immigrants who arrived in Maine hold some college education, many have Master's degrees, Doctoral degrees, law degrees and they do add tremendously to our labor force. This bill would give people arriving in Maine a way to be safe while waiting for their work permit and learning English. Immigrants can also grow Maine's economy through Maine's tax base, increasing demands for goods and business creation. In Lewiston, there are many, many new businesses, people working in nonprofits, people working as interpreters, people working in group homes, nursing homes, and filling all sorts of labor crises that we are not able to fill with local-born people. And, so, I ask you to please vote in favor of this motion. Thank you, Madam Speaker.

The SPEAKER: The Chair recognizes the Representative from Lincoln, Representative Hanington.

Representative **HANINGTON**: Thank you, Madam Speaker, Ladies and Gentlemen of the House. I stand up in opposition of the pending motion.

I do agree that we have a labor shortage but, Men and Women of the House, think of the problem at hand that has arose in the last 40 years. We have caused this problem. I'm not racist, I'm not biased, I'm not prejudiced. If they want to, you know, if we want to embrace the immigrants and the asylum seekers, let's do it the legal way, let's oppose some of the regulations that have created this problem. I don't want to stand on my high horse, but I have seen in the last 40 years policy that has got us to this point today. I'm not going to blame one party or the other. But let's think this over; we cannot afford to do this. We need to oppose this.

As a combat veteran of two wars, I fought for our freedoms. I know firsthand what it's like to run a business, I know firsthand what it's like to give out benefits, to treat people fairly. But if we continue down this path, Madam Speaker, Ladies and Gentlemen of the House, my children and my grandchildren are going to continue and our families are going to continue to go to states that we can make a difference. I mean, I have seen just in Lincoln alone since I've lived there for 13 years, I have seen the population, the outmigration by

1,200 people, roughly. The town that I grew up in, the outmigration. So, by allowing noncitizens to come in, do it legal, do it legally.

I oppose this pending motion and please think about the future because if we continue down this path, the State of Maine that we grew up with, is no longer going to be. Thank you.

The SPEAKER: The Chair recognizes the Representative from Lewiston, Representative Cloutier.

Representative **CLOUTIER**: Thank you, Madam Speaker. Madam Speaker and Women and Men of the House, beginning in 2011, many immigrants were denied access to anti-poverty programs in the State of Maine. As a result, many people, including asylum seekers, remain unable to access health coverage through MaineCare, and it has become much harder to access food assistance through SNAP or help with basic needs for children through TANF. These services are crucial to new asylum seekers who don't have permission to work while they are waiting for determination of their status by overloaded immigration courts. These are families who are working hard to start new lives here. They are families like mine and like many of yours, who need help after fleeing conflict-torn countries where they lived in constant fear for their lives. In short, those who most need the help, those who require a safety net, continue to be denied it.

The City of Lewiston was disproportionately affected by this policy shift, because of its sizeable population of people seeking asylum from persecution in their home countries and who are prohibited from even applying for federal work permits for months after they file for asylum. Despite numerous adversities, our asylum-seeking population has overcome the odds and are the epitome of strength, resiliency and determination. Once they have been granted the ability to work, they are eager to enter the workforce and play a key role in our city and our State's revitalization efforts.

As the City Council President and now as Mayor, I have witnessed firsthand how the continued denial of access to these programs for these populations has put a strain on many of the social service agencies, small businesses, and entrepreneurs in the downtown residential neighborhood of Lewiston, including rental property owners and landlords, our homeless shelters and our soup kitchens. As a woman, as a mother, and as an elected official, I find it unconscionable for so many Maine residents, many of them women and children, many of them members of our own community, to be threatened with hunger and homelessness. Instead of turning our backs on families in need, we should be supporting policy based on compassion and ethics.

LD 1317 would direct DHHS to make administrative adjustments under current law using available funds to help more low-income, legally present immigrants afford food and housing and restore a more equitable safety net that does not discriminate against people based on race, ethnicity, religion or country of origin. Please join me in supporting the pending motion. Thank you.

The SPEAKER: The Chair recognizes the Representative from Fairfield, Representative Rudnicki.

Representative **RUDNICKI**: Thank you, Madam Speaker. By giving noncitizens help to meet their basic needs, we are ignoring the thousands of autistic and developmentally disabled who are children and adult children of Maine citizens and taxpayers. They have been on waitlists since Baldacci was in office. Every Lepage budget fully funded the waitlist and the Democrats always took the funding out and used it elsewhere. Now, this is --

The SPEAKER: The Representative will defer. I think the Representative knows better than to accuse other Members in the body.

The Chair reminded Representative RUDNICKI of Fairfield that it was inappropriate to question the motives of other members of the House.

The SPEAKER: The Representative may proceed.

Representative RUDNICKI: Now this is shoving back; now this is shoving them to the back of the line again to take care of illegals. Madam Speaker, I oppose this bill.

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

Representative ACKLEY: Thank you, Madam Speaker. Madam Speaker, request permission to ask a question through the Chair?

The SPEAKER: The Representative may proceed with his question.

Representative ACKLEY: Thank you, Madam Speaker. I'm wondering if someone could answer for me the services that are being offered as part of this bill, am I correct in understanding that they are available only to those who are legally present here?

The SPEAKER: The Representative from Monmouth has posed a question through the Chair if there is a Member in the body that wishes to answer.

The Chair recognizes the Representative from Westbrook, Representative Gattine.

Representative GATTINE: Madam Speaker, I'd answer that question in the affirmative. So, the people who would be eligible for services under this bill are people here under a number of immigration categories. It includes people who are seeking asylum or pursuing a process for seeking asylum which, again, as we know, is very, very lengthy and takes a lot of time. So, this bill is crafted in a way to only provide services to people who are here in the United States legally.

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

Representative MORALES: Thank you, Madam Speaker, Friends and Colleagues in the House. This bill removes a few of the many burdens facing families in the process of pursuing legal immigration status, which can take many years. Lawfully present new Mainers seeking asylum cannot be granted a work permit pursuant to federal immigration law for 180 days after the filing of an asylum application. When families are not able to work for this period of time, the people who are harmed the most are the children and the societal burdens are left to our cities and our towns and our hospitals and our homeless shelters and, ultimately, Maine's economy.

I want you all to know that for eight years between 2007 and 2015, I served on the pro bono panel of the Immigration Legal Advocacy Project's attorney panel and I represented a number of people in Maine in federal immigration court. And I'll tell you just about a few of them. They all came from the Great Lakes region on the African continent from different countries, all war-torn by dictators, military forces seeking power and control of the country's resources. Sara, and I'm not using their real names, Sara was a 60-year-old mother. She was assaulted and raped due to her son's perceived political beliefs. Her husband, Edmond, also in his 60s, was beaten almost to death for the same reasons. Sara and Edmond's son was a nurse practitioner who was a member of the political party different from the president's party, and his party sought to provide aid to victims of genocide. Sara and Edmond's son was beaten almost to death by the government forces due to

his political beliefs. According to the U.S. Secretary of State's reports, it is customary in Sara and Edmond's country to attack and torture all family members of those they deem political opponents. Unfortunately, Sara and Edmond suffered greatly because of this.

Grace, another client, was a graduate student studying political science. She attended a conference on improving democracy and was raped and tortured by government forces for her attendance at the conference and she was threatened with death if she continued her studies.

Frank was a high school student whose entire family was killed in a government raid on his town and genocide of his people. He saw his father die right in front of him before escaping alone into the forest. At only 16, he made his way to this country to Maine, speaking five different languages, and a dedication to study and succeed, and he has.

Peter, and this is the final example, and is a friend of mine, was a magistrate judge and a law professor. When he reported to the news that government officials shot and killed students on the college campus for their political beliefs, he was beaten almost to death by the government and forced to flee the country. He was not able to say goodbye to his wife and five children before hiding and fleeing the country, narrowly escaping. And he didn't see them again for six years, until after we won his case.

I tell you this because preparing each of these cases for asylum takes a lot of time and a lot of energy and it is some of the most rewarding work I have ever done. I spent a lot of time in courtrooms throughout my career, and the only time I shed a tear in a courtroom, however, was in the most recent case with Peter just a few years ago, when the court ruled from the bench after a four-hour trial to grant my client's asylum case.

Applications for asylum, legal permission to stay in this country, must meet an extremely high standard. They must prove that they have an objective and a subjective fear of persecution in their home country due to abuse and credible threats of government for their political beliefs, their religious beliefs, their race, their nationality and gender. This persecution includes abuse and credible threats of death from other forces with no protection offered from their government. The objective standard means reports from reputable sources, eyewitnesses, journalists, and the reports of the U.S. Secretary of State Department on human rights abuses of each country. The subjective standard means the fear of the applicant based on the specific facts of their case.

All of my asylum clients experienced near death and trauma to a degree most of us could never imagine. They were forced to flee in the dark of night, without much time to say goodbye to their families, and often did not have all of the documents that are crucial to presenting to the U.S. Immigration Court. Also, because of the trauma they faced, talking about their torture is very difficult. In one of my cases, Peter's case, we waited two years for trial in immigration court. During this time, Peter was living in a homeless shelter, working three jobs, and doing everything he could to improve his English and prepare for trial and always, always missing his family and his children, particularly the baby he had never met because his wife was pregnant when he was forced to flee. The day before trial in Boston, we received a notice that the judge could not make it that next day and that the case would have to be rescheduled, and the next available trial date was one and a half years later.

All of my clients have been granted asylum. In fact, 97% of the cases that come through Maine and are represented by counsel through the Immigration Legal Advocacy Project are

approved, and in the past three years every single case has been approved for asylum through ILAP.

I want to close by just saying that my asylum clients have taught me so much about life, about struggle, about hard work, about our shared faith and family, and they are truly the most resilient and hardworking and wonderful people I have ever met. Like many who fall on hard times due to no fault of their own, including members of my own family, they do not want to rely upon the assistance of others; no one does. Just like all of us would, they work hard and do everything they can to get back on their feet, to be able to support their families and work successfully in our communities. Thank you, Madam Speaker.

The SPEAKER: There are nine people in the queue.

The Chair recognizes the Representative from Bradley, Representative Lockman.

Representative **LOCKMAN**: Thank you, Madam Speaker. I haven't heard from a single constituent who thinks this is a good idea. Quite the contrary, what I'm hearing from constituents is they are not willing to bail Portland out of the self-inflicted budget crisis the City of Portland has brought on itself. They're telling me that as long as we have a single homeless veteran in Maine, we can't afford this, as long as we have a single elderly disabled Mainer who has lived here and worked here and paid taxes here all their lives, languishing on the notorious Medicaid waitlists, we can't afford this, as long as we have a single nursing home on the verge of shutting down and dislocating those residents, we can't afford to offer welfare benefits to people who are not citizens. That's what I'm hearing from constituents. They're telling me they don't believe politicians in Augusta have any business enacting legislation aimed at achieving some progressive notion of what the proper racial balance in Maine ought to be. They believe it's none of our business. And I hope we can all agree that our decision-making here in this building should be colorblind and race neutral. Thank you, Madam Speaker.

The SPEAKER: The Chair recognizes the Representative from Yarmouth, Representative Cooper.

Representative **COOPER**: Thank you, Madam Speaker. In March, I joined a group of people from my town in Yarmouth, of Yarmouth, on a church mission to San Antonio, where we worked with charities and asylum seekers who were going through the process of trying to obtain status as asylum seekers. March is an eternity ago. They were then members of the hundreds of immigrants who were coming into southern border towns of Texas, now there are thousands, if not tens of thousands. But I want to tell you what we found because I think you cannot assess this situation without knowing who these people are, without meeting them, and I urge this body to take the time to go to Portland, to go to an organization and to actually meet these people.

These are people who are coming from two main areas of the world; the northern triangle of Central America, Guatemala, Honduras, and Guatemala, which are rampant with corruption, brutality, roving gangs which come into people's homes and kill and maim the people there. And Central Africa, which is so war-torn and so corrupt, that anyone who dares to speak out puts their life in danger. Indeed, it is the activists that are the ones that are forced to flee. And it is the activists who are the best-educated of these nations and, if anything, we should recognize that these are not people who are coming for economic betterment, although that may be part of their hope, but they're really coming for political freedom and to avoid the fear of being killed at a moment's notice, and their families. These are doctors, these are lawyers, these are physicians,

these are teachers, these are people who are well-trained, who would be an asset to our nation, to our city, to our State.

So, I ask you to remember that asylum recognition is an international standard. If, at our border or some point subsequent, a person establishes a credible fear that if they are returned home, they will be put in physical danger, they are entitled under international and U.S. law to be given asylum status. That is the law of the world. You may not like it, but that is the law. We have an obligation, both legal and moral, to let these people in. When our ancestors came, we didn't have to have papers, most of us, we came so long ago. There was no such thing. We just came. I know my family came because of persecution, but they didn't have to get affidavits to prove it. It was an open society then and I urge you to remember that this is the law now, that asylum seekers who can prove this fear are entitled to come here and deserve our support. Thank you.

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

Representative **COLLINGS**: Thank you, Madam Speaker, Ladies and Gentlemen of the House. We're talking about a bill here for assisting noncitizens and I just wanted to clarify a few points that are reoccurring, just so we're sticking to the topic relevant to this bill.

First, we're talking about asylum seekers who are here legally, there's a legal process. I've heard that these people are here illegally, they are not, they are here legally. Second, I've heard Portland being referred to as a sanctuary city. That also, by definition, is not true because the City of Portland will work with federal officials. So, I wanted to clarify those things.

I also wanted to speak further, away from the letter of this law, to the spirit of this law here is that in our history in the State, many people from around the world came at a time like today where we had to grow our population, where we needed more people in the workforce. We had French, Irish, Italian, people from all around the world come to Maine, help grow the factories and the mills, had children, and helped our State become the great State that it is today. Now we have more people coming to Maine today and they are going to do the same thing. Their skin may be different, they may speak different languages, but they want to be in Maine and I commend them for coming here, I welcome them here, and they need help now.

Someday, after they go through the legal process that the federal government has in place, they can become citizens here, they can participate, at that point when they're working, they're very entrepreneurial, they'll have businesses, they will not need assistance. They need assistance now and we can do two things at the same time here in the State of Maine. We can walk and chew gum. There's these false dichotomies that if you do this, then you can't do that, if you're taking care of these people then you must be forgetting about these people, and I reject those false dichotomies. When there's a will, we can do great things in this State to help all people that are in need. These people will be later in the future doing what needs to be done, paying into Social Security, which has to happen for the future of solvency, paying into Medicare. They will be paying taxes in this State, in this country. They are very entrepreneurial. People that have come as asylum seekers and now are citizens are on that path to being so, have created businesses at a very fast rate. They are integrating into society and becoming productive members of this country faster than other groups have in the past. So, when someone comes here and needs help, when they've escaped some of

the worst conditions that most of us can't fathom, now is the time to help them.

Some people argue once they become a citizen, then we'll help them; well, they're not going to need that help then, they need it now. This is the right thing to do and I hope you all can support this. Thank you.

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

Representative **KINNEY**: Thank you, Madam Speaker. May I pose a question through the Chair?

The SPEAKER: The Representative may proceed.

Representative **KINNEY**: Thank you. While I appreciate the sentiment of this legislation, I truly don't believe anyone should have to suffer as we are hearing about what these noncitizens have been going through. The \$14.4 million biennial fiscal note worries me and has me wondering if the basic needs of every Maine citizen have been met, have all the waitlist for Maine citizens miraculously been funded, and what about veteran services? I think I know the answer, but I was wondering if anyone else could verify that for me.

The SPEAKER: The Representative from Knox, Representative Kinney, has posed a question through the Chair. If there is anyone who wants to answer, please rise.

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

Representative **O'CONNOR**: Unfortunately, no; all of the needs of the citizens who are on waitlists for many services have not been met. In fact, over the past few weeks, I have gotten dozens of letters from families who are so distraught because they have been waiting for services. One gentleman has been waiting six years for surgery and has not been able to get it.

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

Representative **DOLLOFF**: Good afternoon, Madam Speaker, and thank you. Maine is not a rich state. I wish we were. I'm not a selfish person, but they're asking us to meet the basic needs of noncitizens, but let's ask ourselves, are we meeting the basic needs of our own Maine citizens? The elderly have to choose if they can eat or buy prescriptions. We have homeless people, including veterans. These people don't have transportation to get to their doctor's appointments or even get to the grocery store.

We have an obligation, somebody mentioned, a rep mentioned that we have an obligation to these people; no, we have an obligation to our own people, our own needs first. That's why I wish we were a rich state, but we're not. And I feel like if we do this, we are turning our backs on our own people. When I volunteered in the school system, you don't know how many children don't even own a toothbrush and toothpaste, or a brush or a comb for their own hair. That's sad. But this is Maine, and that goes on. There are homes that still have dirt floors and we're not going to help these people? Our people? And you said go meet these people, find out what they're about, start walking in some of these towns in the State of Maine and see what your own people are like and what they need. Thank you, Madam Speaker.

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

Representative **BRENNAN**: Thank you, Madam Speaker, Men and Women of the House. We have no choice but to support the pending motion because if we don't support the pending motion, we are turning our back on the heritage of this State and on the very DNA that makes this State the great State that it is. In 1909, my grandmother came over from

Ireland and settled in Portland at the age of 14. Unfortunately, at the age of 28, she was a widow with four children. Yet, all four of her children went to college, two graduated from the University of Maine at Farmington and I'm very proud to say in 1968 one of my aunts was selected as the Maine Teacher of the Year.

What this bill and this motion that is before us today is creating the next generation of my aunts, the next generation of Maine people that are to work in our schools, work in our cities, work in our businesses. How could I possibly turn my back on people that are coming to the State of Maine now asking for help? I would not be here today if when my grandmother came over from Ireland the people of Portland turned their back on her. When she became a widow with four children, if the City of Portland had turned their back on her, I would not be here today.

So, I think we have no choice because it's part of our heritage, because of who we are as a State, because who the City of Portland has been, that this bill is before us and is asking us to live up to our heritage, live up to the best of the State of Maine, and to allow the next generation of Mainers to continue to carry forward with the values of helping and instilling hope in those people that have no hope. Thank you, Madam Speaker.

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

Representative **HUTCHINS**: Thank you, Madam Speaker, Ladies and Gentlemen of the House. I think what we're hearing here this afternoon, the one thing that seems to be missing is money to do these things that need to be done. In one way or another, we're going to ignore one group of people or another.

Because of Portland's generosity and policies, they had a tendency to attract a number of people that they can't afford to take care of. It seems to me that one of the things that ought to be done would be to get around this waiver that means people can't work when they're here waiting on their asylum. Maybe the way to get around that is a work for welfare program where if you do receive something from the City of Portland you have to work for the City of Portland, and that might be something that would be able to be pushed through by someone like our Senator Collins or Senator King in Washington, I don't know. I know we did that in the Town of Penobscot when I was a selectman there, we put in a work for welfare program in a time when we were having a lot of people asking for help and it worked very well. We were able to get some things done that we didn't have to pay for while we supported some people that needed support.

I have two grandchildren that come from Central Africa four years ago. They came legally. It cost my son-in-law and daughter a year's pay to bring them here legally. They will never be a burden to the United States, no more than these people that are here now, once they get their feet under them. My granddaughters are as bright and articulate as any 5-year-olds there are around. I don't question that a bit. But, again, we come back to the money. We have a commitment to the people of Maine and these new people that are coming, we certainly can't starve them to death, but we also need to make sure we don't become a magnet so that the two or three hundred become two or three thousand and the seven or eight million becomes 30 or 40 million, which we aren't going to be able to afford. So, perhaps the emphasis needs to be put back on Portland to get their act together and make this work and one of the ways to make it work, I believe, would be to institute a work for welfare program. Thank you very much.

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

Representative **KESCHL**: Thank you, Madam Speaker, Ladies and Gentlemen of the House. These people, legal or illegal, are not the problem. They're symbolic of the inaction by our U.S. Congress to fix our immigration laws. This is where the true problem lies. People will continue to come to Maine to seek assistance until the immigration laws are fixed. If we are to do anything, we need to demand action by the U.S. Congress to reform our immigration laws to allow people to come here legally through a wider gate. Thank you.

The **SPEAKER**: The Chair recognizes the Representative from Carmel, Representative Reed.

Representative **REED**: Thank you, Madam Speaker, Ladies and Gentlemen of the House. All who came to our shores previously did not stay. You had to have some means to take care of yourself. If you had the means to take care of yourself, you could stay. You couldn't be sick or have any type of disease, or you had to have a family member living in the country that could help you, take you in or find you a job or help in any way.

My grandparents came through Ellis Island. Ellis Island was known as the Isle of Tears; tears for those that were shed because they were able to stay, tears of joy, and those tears of sadness because many were rejected and could not stay for various reasons. Our country, America, helps more people around the world than any other. No matter where there's a disaster, anything that happens to countries all around the world, we're there and we always provide. We accept more than a million people into this country every year. And included in that, and above that, we also include many of those people beyond legal quotas that have special talents; doctors, teachers, all kinds of others. So, we're always helping around the world. I'm not opposed to these people. My grandparents came from the Azores and Portugal. I never, our home was always known for its broken English and some English here, many times, my grandparents got excited, they'd go over into Portuguese and some of it I could understand, some of it I couldn't. Some of it probably was good and some of it not so good.

So, I want people to be able to come, I think we all have that kind of a heart, I just want people to come in legally. I don't want people to be encouraged to break the laws to get in, and I don't know who bankrolls a lot of this and I kind of wonder sometimes if, as in many cases, some people are taking advantage of people who are the unfortunate of the world, to make money at their expense. So, I'd encourage us not to pass this bill and let's continue to work to bring the people in in a legal means, and thank you.

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.

Maine is a welcoming state, but I've heard people on both sides of this issue make the discussion about people and even skin color, when that is not the issue at hand. The issue at hand is resources. And over the time that we've spent on this debate, I've put my money where my mouth is and donated to support asylum seekers. That's something we could all do. But the federal government has a program and it's called the Refugee Cash Assistance Program. People who are eligible for this program are refugees and asylum seekers, and people that may not be eligible for that program may also be eligible for TANF or SSI. This bill has a \$14 million fiscal note and

Portland has gone well beyond its resources. The United States is a vast country and Maine is a generous state but we must remain within our resources and we've just passed the budget Friday that increased 11% over the previous budget. I believe we should prioritize and remember that we don't need to depend on the government for everything. Perhaps people could do as I have and text the word "expo" to 91999 and donate to help these asylum seekers. I urge the Members to vote no on the motion. Thank you.

The **SPEAKER**: The Chair recognizes the Representative from Pittsfield, Representative Strom.

Representative **STROM**: Thank you, Madam Speaker, and I rise in opposition to the pending motion but I do so probably for a lot of the same reasons the previous speaker just mentioned. While sitting here listening to the debate, I decided, just like he did, to go on to the Portland website and make a donation myself. Why did I do that? Because I'm at a point in my life where I could make that donation, it didn't bother me to do so, but when we're using people's hard-earned tax dollars, we don't always know if they can afford that at that time. I remember a point in my life when I'd go get my taxes done and I would leave feeling like I was sucker punched in the gut. And it's, we can't always fund everything through taxpayer money, sometimes it has to be charitable donations, and I encourage everyone here, like a lot of my seatmates sitting around me have done during this debate and gone on the Portland, Maine website and made a public donation themselves because it's not that I don't want refugees and asylum seekers to come to the United States or come to Maine, because I personally do.

I've heard a lot of people here mention military and veterans today but I'd just like to point out when I was in Iraq, a lot of the locals were on our side and I really hope, and that put them in danger. And I really hope if they wanted to come to the United States, they were able to because they really put their lives and their family's lives in danger by supporting us. And that's why I put my money where my mouth is and I donated to them, because I want them to come but at some point it bothers me to keep using taxpayers' money for more than just the basic minimum of what is required to run our State government because just because we can have the ability to take somebody's tax money does not mean they can afford to have it taken. Thank you.

The **SPEAKER**: The Chair recognizes the Representative from Buxton, Representative Blier.

Representative **BLIER**: Thank you, Madam Speaker, Ladies and Gentlemen of the House. I disagree with the Good Representative from Portland because we are not turning our backs away from these people. They are fed, they are housed and they have healthcare.

What this bill will do, was invite more people to come to our area. The only way that we'll be able to pay for that is through raising our taxes. In my general life, I have three families that are moving from the State of Maine because they work through the internet and they're better off in other states where their income tax won't be as large as it is here in the State of Maine, including housing taxes. Is this what we want for the future of the State of Maine?

I'm a landlord. This weekend, I had an apartment in Old Orchard Beach that I put up for rent. I had 75 phone calls in two days. I showed it ten times and I rented it to a great prospective tenant. The people that I didn't rent it to, were crying, calling me and crying in tears because the lack of housing. We have 300 more asylum seekers coming here to the State; where are we going to house these people? We're

creating a crisis for the people already living here in the State of Maine. I say great, let's take care of the ones that have already come, but to pass this bill and open the door to keep inviting more people in, we're just hurting the people that are already living here in Maine, including the services of the people here in Maine that they're not receiving that already live here. So, I vote that the motion to not to pass on this bill. Please follow my light.

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. 307

YEA - Ackley, Austin B, Babbidge, Babine, Bailey, Beebe-Center, Berry, Blume, Brennan, Bryant, Caiazzo, Cardone, Carney, Cloutier, Collings, Cooper, Craven, Crockett, 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, 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, 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, Hutchins, Javner, Johansen, Keschl, Kinney, Kryzak, Lockman, Lyford, Marean, Martin T, Mason, Millett, Morris, O'Connor, Ordway, Perkins, Pickett, Prescott, Reed, Rudnicki, Sampson, Skolfield, Stearns, Stetkis, Stewart, Strom, Swallow, Theriault, Tuell, Verow, Wadsworth, White B, White D.

ABSENT - Brooks, Cebra, Grignon.

Yes, 88; No, 59; Absent, 3; Excused, 1.

88 having voted in the affirmative and 59 voted in the negative, with 3 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-248)** was **READ** by the Clerk.

Representative GATTINE of Westbrook **PRESENTED House Amendment "B" (H-645) to Committee Amendment "A" (H-248)**, which was **READ** by the Clerk.

The SPEAKER: The Representative from Westbrook may proceed.

Representative **GATTINE**: Thank you, Madam Speaker, Women and Men of the House. Mainers have a long tradition of looking after our neighbors and supporting people as they try to get their bearings and get ahead in life. I think it's in our nature. We do it because as a people we value strong communities, we do it because we know our common success depends upon the success of each individual, and we do it because Mainers are fundamentally good people with a strong sense of justice who are not willing to allow others to fail or suffer without trying to lend a helping hand.

And I learned all this firsthand 28 years ago when my wife, Elizabeth and I came to Maine to start our family. We came here from a faraway place and we came to settle in Westbrook, a small city centered around a papermill that was

built by the hard work of immigrants who came there generations before we did. And the legacy and heritage of those immigrants are woven into the history of my community and my community is proud of that heritage and the lasting impact that those immigrants have had on our city. But, like the rest of Maine, Westbrook is not a stagnant place. We're fortunate that we still have our papermill that provides good jobs in our city, but we're not really a mill town anymore, we're a city that is transforming itself and continues to reinvent itself in the 21st century. But one thing that is just like it was in the past, is that immigrants are at the center of our growth, just like immigrants were at the center of our growth 150 years ago. And one of the reasons why I was so happy and frankly so proud to be asked to sponsor this bill is because I live in a city that has been enriched and improved by the new immigrants that have come to call Maine their home in recent years. And when I talk to immigrants in my community, I hear not just stories of their struggles and the tremendous strength and courage it took for them to get here, in my community I see people who have gained tremendous success and people who are making a huge contribution to my city and to my state. And a lot of time when they tell me their stories, I hear that a little bit of support and help that they received from the community or the State when they first got here is what made all the difference in the world and put them on the pathway to that success, and these people are proud of the work that they are doing, of the contribution that they are making in our city, in our schools, and that the role that they play and will continue to play in building the Maine of the future.

And this bill is designed to make sure in a very limited and modest way, that these families get the support they need while they get on their feet. And, Madam Speaker, the amendment that's in front of the body now replaces the original bill, has a new title, a "Resolve Directing the Department of Health and Human Services to Implement Administrative Changes to Ensure Within Existing Law and Resources Access to Assistance by Certain Noncitizens". And what this amendment does is it directs the Department of Health and Human Services within its existing resources to do whatever it can through administrative rulemaking to give people food and housing support and access to general assistance. I do think that there are things that we can do that don't involve the extensive programming and cost of the original bill so, I think this is an incredibly important first step that also, though, defines that we need to work within the current resources that we have.

So, we all know the challenges that face Maine with respect to our workforce and our aging population. In order to overcome those challenges, we need to make an investment in people, whether or not they were born here or born 60 miles away or born 600 miles away or born 6,000 miles away. We cannot afford to allow anyone to fail because the success of each of us is critical to the success of all of us. And it shouldn't really matter where someone was born or how they got here, we need to put people in a position to be able to contribute individually to our collective future and this bill is an important piece of that puzzle, and I hope it will continue to get support in this body. Thank you, Madam Speaker.

Representative DILLINGHAM of Oxford **REQUESTED** a roll call on the motion to **ADOPT House Amendment "B" (H-645) to Committee Amendment "A" (H-248)**.

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

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

Representative **O'CONNOR**: Thank you, Madam Speaker, Ladies and Gentlemen of the House. Much has been said today and I won't repeat any of that that has been said.

I look at this amendment and, frankly, I think this is worse than the bill. The reason that I say that is because, once again, the individuals who have been waiting for services will fall to the back of the bus. Any existing resources that are available at any time should be used on those individuals who are currently here and who have been waiting. This Resolve directs in Section 1, Part 2, lines 33, 34, 35, the Department of Health and Human Services shall implement administrative rule changes consistent with current law to be funded within existing resources as soon as those resources are available or anticipated, but no later than November 1, 2019. That means that poor young man who has been waiting for services for six years that has not been able to obtain them, still will not. In addition, it also says the department on Section 2, 15, 16, 17, February 1, 2020, the department shall submit its report and any recommendations to the second session of the 129th Legislature. Once again, not prioritizing the individuals already waiting, but prioritizing people from afar.

Now, I want every one of those people here, I truly do. But as we sit here in this body today, we have equally good causes that cannot be financed. There's \$100 million worth of them sitting on the Appropriations Table. Those are for nursing homes, for Cub Care, for all kinds of absolutely wonderful ideas that we cannot finance. I have opened my home personally to, I have lost count, how many people. I have taken them in, I have fed them, I have clothed them, I have housed them. I did that voluntarily because I could afford to do that. I cannot determine what someone else can or cannot afford.

Doing this will once again raise taxes on the poorest of poor in this State. They will pay. And these individuals, as much as I want them here; I have successful friends here from Guatemala, from Honduras, from Columbia, from Jamaica; they live here and they prosper here and they do well, and they followed every rule to get here. Every single rule, Madam Speaker. And they and their family members would like others to come and they want them to come legally. Our immigration system is broken. Our H-2B visas are broken. We cannot get these people here and get the services that they need. It is, once again, offering false hope and we put the pressures on the people that are already here and waiting. This, I find to be morally reprehensible to make them go to the back of the bus again. Thank you, Madam Speaker.

The SPEAKER: There are eight people in the queue.

The Chair recognizes the Representative from Monmouth, Representative Ackley.

Representative **ACKLEY**: Thank you, Madam Speaker. Madam Speaker, I would like to express the same concerns as the Good Representative from Belgrade about our long wait for the federal government to make progress on what is a national policy that affects every state, including the State of Maine. While we are waiting, Madam Speaker, we have an urgent issue with our State to take some action.

The Good Representative on Westbrook's amendment makes a lot of sense to me. I'll be supporting it. It's a commonsense proposal that helps within our existing resources those immigrants who are here and legally present. And it makes sense to me that we should be welcoming to anyone who wants to call Maine home. If we are not welcoming, Madam Speaker, it seems to me that we should get used to the notion of a state economy that will eventually be based on empty homes, funeral homes and cemeteries.

The SPEAKER: The Chair recognizes the Representative from Lincoln, Representative Hanington.

Representative **HANINGTON**: Madam Speaker, Ladies and Gentlemen, I probably won't change too many minds, but as a veteran, I am very appalled how this State uses us. It's bad enough that we have people on the waiting list, it's bad enough that we have disabled, but we kind of wrap our self in the flag just enough to get a little bit of PR in the press.

The SPEAKER: The Representative will defer. The Representative is truly impugning the character of other Members in this body.

The Chair reminded Representative HANINGTON of Lincoln that it was inappropriate to question the motives of other members of the House.

The SPEAKER: A roll call has been ordered. The pending question before the House is Adoption of House Amendment "B" (H-645) to Committee Amendment "A" (H-248). All those in favor will vote yes, those opposed will vote no.

ROLL CALL NO. 308

YEA - Ackley, Austin B, Babbidge, Babine, Bailey, Beebe-Center, Berry, Blume, Brennan, Bryant, Caiazza, Cardone, Carney, Cloutier, Collings, Cooper, Craven, Crockett, Cuddy, Daughtry, Denk, Dodge, 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, Martin J, Martin R, Mastraccio, Matlack, Maxmin, McCrea, McCreight, McDonald, McLean, Melaragno, Meyer, Moonen, Morales, Moriarty, 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, Terry, Tipping, Tucker, Verow, Warren, White B, Zeigler, Madam Speaker.

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

ABSENT - Bradstreet, Brooks, Cebra, Curtis, DeVeau, Doore, Grignon, Hanington, Johansen, Kinney, Nadeau.

Yes, 88; No, 51; Absent, 11; Excused, 1.

88 having voted in the affirmative and 51 voted in the negative, with 11 being absent and 1 excused, and accordingly **House Amendment "B" (H-645) to Committee Amendment "A" (H-248) was ADOPTED.**

Committee Amendment "A" (H-248) as Amended by House Amendment "B" (H-645) thereto was ADOPTED.

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

Under further suspension of the rules, the Bill was **PASSED TO BE ENGROSSED as Amended by Committee Amendment "A" (H-248) as Amended by House Amendment "B" (H-645) thereto 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:

An Act To Fund Opioid Treatment by Establishing an Excise Tax on Manufacturers of Opioids

(H.P. 984) (L.D. 1362)
(H. "A" H-629 to C. "A" H-608)

Which was **TABLED** by Representative MOONEN of Portland pending **PASSAGE TO BE ENACTED**.

On motion of Representative O'NEIL of Saco, the House **RECONSIDERED** its action whereby the Bill was **PASSED TO BE ENGROSSED as Amended by Committee Amendment "A" (H-608)**.

On further motion of the same Representative, the House **RECONSIDERED** its action whereby **Committee Amendment "A" (H-608)** was **ADOPTED**.

The same Representative **PRESENTED House Amendment "B" (H-650) to Committee Amendment "A" (H-608)** which was **READ** by the Clerk.

The SPEAKER: The Representative may proceed.

Representative **O'NEIL**: Thank you, Madam Speaker. Madam Speaker, it's that time of year; our nonpartisan staff has been working around-the-clock and this amendment comes from the reviser to correct a simple drafting error.

Representative STEWART of Presque Isle **REQUESTED** a roll call on the motion to **ADOPT House Amendment "B" (H-650) to Committee Amendment "A" (H-608)**.

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 Adoption of House Amendment "B" (H-650) to Committee Amendment "A" (H-608). All those in favor will vote yes, those opposed will vote no.

ROLL CALL NO. 309

YEA - Ackley, Alley, Austin B, Babbidge, Babine, Bailey, Beebe-Center, Berry, Blume, Brennan, Bryant, Caiazzo, Cardone, Carney, Cloutier, Collings, Cooper, Craven, Crockett, Cuddy, Daughtry, Denk, Dodge, Doudera, Dunphy, Evangelos, Farnsworth, 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, Riseman, Roberts-Lovell, Rykerson, Schneck, Sharpe, Sheats, Stanley, Stover, Sylvester, Talbot Ross, Tepler, Terry, Tipping, Tucker, Tuell, Verow, Warren, White B, Zeigler, Madam Speaker.

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

ABSENT - Bradstreet, Brooks, Cebra, Curtis, DeVeau, Doore, Grignon, Hanington, Johansen, Kinney, Riley, Strom.

Yes, 91; No, 47; Absent, 12; Excused, 1.

91 having voted in the affirmative and 47 voted in the negative, with 12 being absent and 1 excused, and accordingly **House Amendment "B" (H-650) to Committee Amendment "A" (H-608)** was **ADOPTED**.

On motion of Representative O'NEIL of Saco, **House Amendment "A" (H-629) to Committee Amendment "A" (H-608)** was **INDEFINITELY POSTPONED**.

Subsequently, **Committee Amendment "A" (H-608) as Amended by House Amendment "B" (H-650)** thereto was **ADOPTED**.

Subsequently, the Bill was **PASSED TO BE ENGROSSED as Amended by Committee Amendment "A" (H-608) as Amended by House Amendment "B" (H-650)** thereto in **NON-CONCURRENCE** and sent for concurrence.

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

SENATE PAPERS

Non-Concurrent Matter

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

(S.P. 252) (L.D. 816)
(C. "A" S-44)

FAILED of PASSAGE TO BE ENACTED in the House on June 17, 2019.

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

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

Representative ANDREWS of Paris **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'm beginning to feel a lot like Bill Murray in *Groundhog Day*.

The House has spoken. I think everybody should stick to their votes because that's how their constituents want them to vote and I would ask everyone to 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. 310

YEA - Ackley, Babbidge, Babine, Bailey, Beebe-Center, Berry, Blume, Brennan, Bryant, Cardone, Carney, Cloutier, Collings, Cooper, Craven, Cuddy, Daughtry, Denk, Dodge, Doudera, Dunphy, Evangelos, Farnsworth, Foley, Gattine, Gramlich, Grohoski, Handy, Harnett, Hickman, Hubbell, Hymanson, Jorgensen, Kessler, Kornfield, 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, Bickford, Blier, Bradstreet, Caiazzo, Campbell, Corey, Costain, Crockett, Curtis, DeVeau, Dillingham, Dolloff, Drinkwater, Faulkingham, Fay, Fecteau J, Fecteau R, Foster, Griffin, Haggan, Hall, Hanley, Harrington, Head, Hepler, Higgins, Hobbs, Hutchins, Ingwersen, Javner, Keschl, Kinney, Kryzak, Landry, Lockman, Lyford, Madigan C, Marean, Martin T, Mason, Millett, Moriarty,

Morris, Nadeau, O'Connor, Ordway, Peoples, Perkins, Pickett, Pluecker, Prescott, Reed, Riseman, Rudnicki, Sampson, Sharpe, Sheats, Skolfield, Stearns, Stetkis, Stewart, Strom, Swallow, Theriault, Tuell, Verow, Wadsworth, White B, White D.

ABSENT - Brooks, Cebra, Doore, Grignon, Hanington, Johansen, Riley.

Yes, 69; No, 74; Absent, 7; Excused, 1.

69 having voted in the affirmative and 74 voted in the negative, with 7 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.

REPORTS OF COMMITTEE

Divided Report

Majority Report of the Committee on **JUDICIARY** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-648)** on Bill "An Act Regarding the Penobscot Nation's and Passamaquoddy Tribe's Authority To Exercise Jurisdiction under the Federal Tribal Law and Order Act of 2010 and the Federal Violence Against Women Reauthorization Act of 2013"

(H.P. 571) (L.D. 766)

Signed:

Senators:

CARPENTER of Aroostook
BELLOWS of Kennebec

Representatives:

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

Minority Report of the same Committee reporting **Ought to Pass as Amended by Committee Amendment "B" (H-649)** on same Bill.

Signed:

Senator:

KEIM of Oxford

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-648)** 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-648)** and sent for concurrence.

SENATE PAPERS

The following Joint Order: (S.P. 628)

ORDERED, the House concurring, that Bill, "An Act To Provide Ready Access to Defibrillators in Businesses and Pharmacies," S.P. 355, L.D. 1169, and all its accompanying papers, be recalled from the Governor's desk to the Senate.

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

READ and **PASSED** in concurrence.

REPORTS OF COMMITTEE

Divided Report

Majority Report of the Committee on **JUDICIARY** reporting **Ought to Pass as Amended by Committee Amendment "A" (S-351)** on Bill "An Act To Enact the Maine Revised Unclaimed Property Act"

(S.P. 481) (L.D. 1544)

Signed:

Senators:

CARPENTER of Aroostook
BELLOWS of Kennebec
KEIM of Oxford

Representatives:

BAILEY of Saco
CARDONE of Bangor
CURTIS of Madison
DeVEAU of Caribou
EVANGELOS of Friendship
HAGGAN of Hampden
HARNETT of Gardiner
RECKITT of South Portland
TALBOT ROSS of Portland

Minority Report of the same Committee reporting **Ought to Pass as Amended by Committee Amendment "B" (S-352)** on same Bill.

Signed:

Representative:

BABBIDGE of Kennebunk

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-351)**.

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" (S-351)** 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-351)** in concurrence.

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

SENATE PAPERS
Non-Concurrent Matter

Bill "An Act To Implement the Recommendations of the Right To Know Advisory Committee Concerning Public Records Exceptions"

(H.P. 1103) (L.D. 1511)

Minority (3) **OUGHT NOT TO PASS** Report of the Committee on **JUDICIARY READ** and **ACCEPTED** in the House on June 19, 2019.

Came from the Senate with the Majority (10) **OUGHT TO PASS AS AMENDED** Report of the Committee on **JUDICIARY READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-641)** in **NON-CONCURRENCE**.

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

On motion of Representative MOONEN of Portland, the House **RECONSIDERED** its action whereby the House voted to **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 Kittery, Representative Rykerson, and inquires as to why he rises.

Representative **RYKERSON**: Thank you, Madam Speaker. The back row caucus would like to know if the motion is Reconsideration.

The **SPEAKER**: The Chair would answer in the negative. The motion before the House now is Recede and Concur, which was the previous motion. The difference is, is there is a roll call on the Recede and Concur motion now.

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. 311

YEA - Ackley, Babbidge, Bailey, Beebe-Center, Berry, Blume, Cardone, Cuddy, Denk, Evangelos, Fecteau R, Gramlich, Grohoski, Harnett, Hepler, Hickman, Hubbell, Kessler, Matlack, McDonald, Morales, Pebworth, Perry A, Pluecker, Reckitt, Roberts-Lovell, Sheats, Sylvester, Talbot Ross.

NAY - Alley, Andrews, Arata, Austin B, Austin S, Babine, Bickford, Blier, Bradstreet, Brennan, Bryant, Caiazza, Campbell, Carney, Cloutier, Collings, Cooper, Corey, Costain, Craven, Crockett, Curtis, Daughtry, Dillingham, Dodge, Dolloff, Doudera, Drinkwater, Dunphy, Farnsworth, Faulkingham, Fay, Fecteau J, Foley, Foster, Griffin, Haggan, Hall, Handy, Hanley, Harrington, Head, Higgins, Hobbs, Hutchins, Hymanson, Ingwersen, Javner, Jorgensen, Keschl, Kinney, Kornfield, Kryzak, Landry, Lockman, Lyford, Madigan C, Marean, Martin J, Martin R, Martin T, Mason, Mastraccio, Maxmin, McCrea, McCreight, McLean, Melaragno, Meyer, Millett, Moonen, Moriarty, Morris, Nadeau, O'Connor, O'Neil, Ordway, Paulhus, Peoples, Perkins, Perry J, Pickett, Pierce T, Prescott, Reed, Rudnicki, Rykerson, Sampson, Schneck, Sharpe, Skolfield, Stanley, Stearns, Stetkis, Stewart, Stover, Strom, Swallow, Tepler, Terry, Theriault, Tipping, Tucker, Tuell, Verow, Wadsworth, Warren, White B, White D, Zeigler, Madam Speaker.

ABSENT - Brooks, Cebra, DeVeau, Doore, Gattine, Grignon, Hanington, Johansen, Riley, Riseman.

Yes, 29; No, 111; Absent, 10; Excused, 1.

29 having voted in the affirmative and 111 voted in the negative, with 10 being absent and 1 excused, and accordingly the motion to **RECEDE AND CONCUR FAILED**.

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

ENACTORS
Emergency Measure

An Act To Correct Inconsistencies, Conflicts and Errors in the Laws of Maine

(H.P. 1302) (L.D. 1831)

(C. "A" H-647)

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

Acts

An Act To Protect Pregnant Workers

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

(C. "A" H-639)

An Act To Improve Accountability of Opioid Manufacturers

(S.P. 237) (L.D. 793)

(S. "A" S-321 to C. "A" S-320)

An Act To Implement Ranked-choice Voting for Presidential Primary and General Elections in Maine

(S.P. 315) (L.D. 1083)

(C. "A" S-313)

An Act To Protect Licensing Information of Medical Professionals

(H.P. 1142) (L.D. 1580)

(C. "A" H-631)

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 Clarify Various Provisions of the Maine Human Rights Act

(H.P. 1216) (L.D. 1701)

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

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

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

An Act To Enhance the Administration of the Maine Human Rights Act

(H.P. 1217) (L.D. 1702)

(C. "A" H-642)

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

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

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

The **SPEAKER**: The Chair recognizes the Representative from Lincoln, Representative Hanington who wishes to address the House on the record.

Representative **HANINGTON**: Thank you, Madam Speaker, Ladies and Gentlemen of the House. I rise this evening to truly apologize to this body for my actions earlier.

Decorum is the most fundamental thing to maintaining order in this body. I respect you, Madam Speaker, and each Member in this body, as my colleagues. I hope you are able to accept my apology, and ask you, Madam Speaker, and all my colleagues for forgiveness. Thank you.

SENATE PAPERS

Non-Concurrent Matter

Resolve, Directing the Department of Health and Human Services To Allow Spouses To Provide Home and Community-based Services to Eligible MaineCare Members

(H.P. 70) (L.D. 84)

FINALLY PASSED in the House on May 2, 2019. (Having previously been **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-135)**)

Came from the Senate **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-135) AS AMENDED BY SENATE AMENDMENT "A" (S-322)** thereto in **NON-CONCURRENCE**.

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

Non-Concurrent Matter

An Act To Provide Funding for the Maine Coworking Development Fund

(H.P. 120) (L.D. 138)

PASSED TO BE ENACTED in the House on May 2, 2019. (Having previously been **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-146)**)

Came from the Senate **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-146) AS AMENDED BY SENATE AMENDMENT "A" (S-323)** thereto in **NON-CONCURRENCE**.

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

Non-Concurrent Matter

An Act To Align State Law with Current Practice Regarding Required School Attendance

(S.P. 38) (L.D. 151)

PASSED TO BE ENACTED in the House on April 16, 2019. (Having previously been **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-30)**)

Came from the Senate **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-30) AS AMENDED BY SENATE AMENDMENT "A" (S-324)** thereto in **NON-CONCURRENCE**.

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

Non-Concurrent Matter

An Act To Amend the Veterans' Homelessness Prevention Coordination Program (EMERGENCY)

(H.P. 147) (L.D. 184)

PASSED TO BE ENACTED in the House on April 30, 2019. (Having previously been **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-117)**)

Came from the Senate **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-117) AS AMENDED BY SENATE AMENDMENT "A" (S-325)** thereto in **NON-CONCURRENCE**.

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

Non-Concurrent Matter

An Act To Continue the Doctors for Maine's Future Scholarship Program

(S.P. 118) (L.D. 440)

PASSED TO BE ENACTED in the House on May 14, 2019. (Having previously been **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-61)**)

Came from the Senate **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-61) AND SENATE AMENDMENT "A" (S-326)** in **NON-CONCURRENCE**.

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

Non-Concurrent Matter

An Act To Encourage the Purchase of Local Produce for Public Schools

(S.P. 132) (L.D. 454)

PASSED TO BE ENACTED in the House on May 28, 2019. (Having previously been **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-108)**)

Came from the Senate **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-108) AS AMENDED BY SENATE AMENDMENT "A" (S-327)** thereto in **NON-CONCURRENCE**.

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

Non-Concurrent Matter

Resolve, To Provide for Outreach Programs To Assist Women at Risk of Giving Birth to Substance-exposed Infants

(S.P. 212) (L.D. 699)

FINALLY PASSED in the House on May 28, 2019. (Having previously been **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-121)**)

Came from the Senate **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-121) AND SENATE AMENDMENT "A" (S-328)** in **NON-CONCURRENCE**.

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

Non-Concurrent Matter

An Act To Modernize the National School Lunch Program and the School Breakfast Program (EMERGENCY)

(S.P. 214) (L.D. 701)

PASSED TO BE ENACTED in the House on May 30, 2019. (Having previously been **PASSED TO BE**

ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-139)

Came from the Senate **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-139) AS AMENDED BY SENATE AMENDMENT "A" (S-329)** thereto in **NON-CONCURRENCE**.

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

Non-Concurrent Matter

An Act To Promote Keeping Workers in Maine
(H.P. 538) (L.D. 733)

PASSED TO BE ENACTED in the House on June 7, 2019. (Having previously been **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-280) AS AMENDED BY SENATE AMENDMENT "A" (S-208)** thereto)

Came from the Senate **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-280) AS AMENDED BY SENATE AMENDMENTS "A" (S-208) AND "B" (S-330)** thereto in **NON-CONCURRENCE**.

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

Non-Concurrent Matter

An Act To Reduce Hunger and Promote Maine Agriculture

(S.P. 230) (L.D. 786)

PASSED TO BE ENACTED in the House on May 14, 2019. (Having previously been **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-81)**)

Came from the Senate **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-81) AS AMENDED BY SENATE AMENDMENT "A" (S-331)** thereto in **NON-CONCURRENCE**.

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

Non-Concurrent Matter

An Act To Provide for a Professional Wage and Support for New Educators

(S.P. 264) (L.D. 898)

PASSED TO BE ENACTED in the House on May 9, 2019. (Having previously been **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-59)**)

Came from the Senate **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-59) AS AMENDED BY SENATE AMENDMENT "A" (S-332)** thereto in **NON-CONCURRENCE**.

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

Non-Concurrent Matter

An Act To Increase Funding for the Maine Lakes Society "LakeSmart" Program and the Lake Stewards of Maine Volunteer Lake Monitoring Program

(H.P. 714) (L.D. 959)

PASSED TO BE ENACTED in the House on April 25, 2019. (Having previously been **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-102)**)

Came from the Senate **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-102)**

AS AMENDED BY SENATE AMENDMENT "A" (S-333) thereto in **NON-CONCURRENCE**.

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

Non-Concurrent Matter

An Act To Promote Social and Emotional Learning and Development for Young Children

(S.P. 287) (L.D. 997)

PASSED TO BE ENACTED in the House on June 6, 2019. (Having previously been **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-191)**)

Came from the Senate **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-191) AS AMENDED BY SENATE AMENDMENT "A" (S-334)** thereto in **NON-CONCURRENCE**.

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

Non-Concurrent Matter

Resolve, To Require the Construction of a New District Headquarters Building for the Bureau of Forestry in Fort Kent

(S.P. 295) (L.D. 1016)

FINALLY PASSED in the House on May 21, 2019. (Having previously been **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-94)**)

Came from the Senate **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-94) AS AMENDED BY SENATE AMENDMENT "A" (S-335)** thereto in **NON-CONCURRENCE**.

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

Non-Concurrent Matter

An Act To Increase Funding for Staffing and for Office Space for the Child Welfare Services Ombudsman Program

(S.P. 326) (L.D. 1094)

PASSED TO BE ENACTED in the House on June 5, 2019. (Having previously been **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-180)**)

Came from the Senate **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-180) AS AMENDED BY SENATE AMENDMENT "A" (S-336)** thereto in **NON-CONCURRENCE**.

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

SENATE PAPERS

Non-Concurrent Matter

An Act To Strengthen the Lead Poisoning Control Act (EMERGENCY)

(S.P. 336) (L.D. 1116)

PASSED TO BE ENACTED in the House on May 28, 2019. (Having previously been **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-122)**)

Came from the Senate **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-122) AS AMENDED BY SENATE AMENDMENT "A" (S-337)** thereto in **NON-CONCURRENCE**.

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

Non-Concurrent Matter

An Act To Enact the Health Insurance Consumer Assistance Program

(S.P. 394) (L.D. 1274)

PASSED TO BE ENACTED in the House on May 28, 2019. (Having previously been **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-110)**)

Came from the Senate **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-110) AS AMENDED BY SENATE AMENDMENT "A" (S-338)** thereto in **NON-CONCURRENCE**.

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

Non-Concurrent Matter

An Act To Require the Director of the Maine Center for Disease Control and Prevention To Be Credentialed

(S.P. 397) (L.D. 1277)

PASSED TO BE ENACTED in the House on May 23, 2019. (Having previously been **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-101)**)

Came from the Senate **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-101) AS AMENDED BY SENATE AMENDMENT "A" (S-339)** thereto in **NON-CONCURRENCE**.

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

Non-Concurrent Matter

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)

FINALLY PASSED in the House on June 12, 2019. (Having previously been **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-429)**)

Came from the Senate **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-429) AS AMENDED BY SENATE AMENDMENT "A" (S-340)** thereto in **NON-CONCURRENCE**.

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

Non-Concurrent Matter

An Act To Establish the Maine Workforce, Research, Development and Student Achievement Institute

(H.P. 970) (L.D. 1342)

PASSED TO BE ENACTED in the House on June 10, 2019. (Having previously been **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-467)**)

Came from the Senate **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-467) AS AMENDED BY SENATE AMENDMENT "A" (S-341)** thereto in **NON-CONCURRENCE**.

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

Non-Concurrent Matter

An Act Regarding the Determination of the Prevailing Wage Rate for Public Works Projects

(S.P. 430) (L.D. 1386)

PASSED TO BE ENACTED in the House on June 7, 2019. (Having previously been **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-204)**)

Came from the Senate **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-204) AS AMENDED BY SENATE AMENDMENT "A" (S-342)** thereto in **NON-CONCURRENCE**.

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

Non-Concurrent Matter

An Act To Improve Oral Health and Access to Dental Care for Maine Children

(H.P. 1014) (L.D. 1399)

PASSED TO BE ENACTED in the House on May 23, 2019. (Having previously been **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-249)**)

Came from the Senate **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-249) AS AMENDED BY SENATE AMENDMENT "A" (S-343)** thereto in **NON-CONCURRENCE**.

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

Non-Concurrent Matter

An Act To Improve Efficiency in Communication in the Court System

(H.P. 1109) (L.D. 1516)

PASSED TO BE ENACTED in the House on May 28, 2019. (Having previously been **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-270)**)

Came from the Senate **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-270) AS AMENDED BY SENATE AMENDMENT "A" (S-344)** thereto in **NON-CONCURRENCE**.

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

Non-Concurrent Matter

An Act To Ensure the Quality of and Increase Access to Recovery Residences

(S.P. 472) (L.D. 1523)

PASSED TO BE ENACTED in the House on June 11, 2019. (Having previously been **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-240)**)

Came from the Senate **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-240) AS AMENDED BY SENATE AMENDMENT "A" (S-345)** thereto in **NON-CONCURRENCE**.

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

Non-Concurrent Matter

Resolve, To Promote Quality and Transparency in the Provision of Services by Assisted Housing Programs That Provide Memory Care

(S.P. 485) (L.D. 1548)

FINALLY PASSED in the House on May 30, 2019. (Having previously been **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-142)**)

Came from the Senate **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-142) AS AMENDED BY SENATE AMENDMENT "A" (S-346)** thereto in **NON-CONCURRENCE**.

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

Non-Concurrent Matter

An Act To Implement Recommendations of the Department of Environmental Protection Regarding the State's Container Redemption Laws

(H.P. 1171) (L.D. 1628)

PASSED TO BE ENACTED in the House on June 6, 2019. (Having previously been **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-461)**)

Came from the Senate **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-461) AS AMENDED BY SENATE AMENDMENT "A" (S-347)** thereto in **NON-CONCURRENCE**.

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

Non-Concurrent Matter

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

(H.P. 1289) (L.D. 1809)

FINALLY PASSED in the House on June 7, 2019. (Having previously been **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-500)**)

Came from the Senate **PASSED TO BE ENGROSSED IN NON-CONCURRENCE**.

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

Acts

An Act To Enact the Maine Revised Unclaimed Property Act

(S.P. 481) (L.D. 1544)

(C. "A" S-351)

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.

COMMUNICATIONS

The Following Communication: (S.C. 621)

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

June 19, 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, Jefferson T. Ashby, Esq. of Presque Isle for appointment, to the Maine Human Rights Commission; James M. Cote of Farmington for appointment, to the Maine Indian Tribal-State Commission.

Best Regards,

S/Darek M. Grant

Secretary of the Senate

READ and ORDERED PLACED ON FILE.

The Following Communication: (S.C. 622)

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

June 19, 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 Finally Passed Bill "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) 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**.

CONSENT CALENDAR

First Day

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

(H.P. 1135) (L.D. 1573) Bill "An Act To Clarify Provisions of the Maine Juvenile Code Regarding Inspection, Disclosure and Dissemination of Juvenile Case Records and To Change Gender-specific Terms" Committee on **JUDICIARY** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-651)**

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

There being no objection, the House Paper was **PASSED TO BE ENGROSSED as Amended** and sent for concurrence.

BILLS RECALLED FROM GOVERNOR

(Pursuant to Joint Order - House Paper 1319)

An Act Concerning Nondisclosure Agreements in
Employment

(H.P. 1112) (L.D. 1529)
(C. "A" H-448)

- In House, **PASSED TO BE ENACTED** on June 11, 2019.
- In Senate, **PASSED TO BE ENACTED** on June 11, 2019.

On motion of Representative HARNETT of Gardiner, the
rules were **SUSPENDED** for the purpose of
RECONSIDERATION.

On further motion of the same Representative, the House
RECONSIDERED its action whereby the Bill was **PASSED TO
BE ENACTED**.

On further motion of the same Representative, the Bill
and all accompanying papers were **COMMITTED** to the
Committee on **LABOR AND HOUSING** in **NON-
CONCURRENCE** and sent for concurrence.
ORDERED SENT FORTHWITH.

COMMUNICATIONS

The Following Communication: (H.C. 218)

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

June 19, 2019

The 129th Legislature of the State of Maine
State House
Augusta, Maine

Dear Honorable Members of the 129th Legislature:

Under the authority vested in me by Article IV, Part Third,
Section 2 of the Constitution of the State of Maine, I am hereby
vetoing LD 801, An Act Regarding Recording of Witness
Interviews.

LD 801 assumes that law enforcement can automatically
identify someone as a witness in some particular matter. This
is not the case. A law enforcement officer does not know
initially if the person is a "witness" in the sense that they can
testify in court to first-hand knowledge of an event they
perceived, or if they just heard something second or third-hand
that would not be admissible in court- or, for that matter,
whether what they perceived was a "serious crime" or not a
crime at all.

I am also concerned that requiring witnesses to submit to
recorded statements will make people reluctant to cooperate
with law enforcement. When an officer is speaking with the
victim in a sensitive case, such as a sexual assault or domestic
violence incident, placing a video camera or audio recorder in
front of that person can be very intimidating and an invasion of
privacy, especially as such interviews are often conducted in a
hospital or home or shelter.

For these reasons I return LD 801 unsigned and vetoed.

Sincerely,
S/Janet T. Mills
Governor
State of Maine

READ and ORDERED PLACED ON FILE. Sent for
concurrence.

The accompanying item An Act Regarding Recording of
Witness Interviews

(H.P. 589) (L.D. 801)

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

Representative **WARREN**: Thank you, Madam Speaker.
Madam Speaker, Women and Men of the House, as we as a
body consider over 2,000 bills, sometimes things get a little
confused. We in the Judiciary Committee and the Criminal
Justice Committee rely very heavily on the Criminal Law
Advisory Commission and they review every bill that comes
before both of those committees.

On the same day, two bills were heard; one, LD 800, one
LD 801. It seems the Criminal Law Advisory Commission
made a mistake and mixed up the two bills. One bill, LD 800,
does require the recording of interviews with suspects. That's
LD 800. Another bill, LD 801, simply requires that law
enforcement agencies have a written policy on recording
witnesses in addition to suspects. The only law enforcement
group that testified that day was the Chiefs of Police in favor of
the proposal and they said the Maine Chiefs of Police
Association has no objection to the requirement that law
enforcement agencies adopt a written policy regarding the
recording of witness statements. Policies and procedures are
critical to a well-run agency by providing consistency and
holding personnel accountable for their policies.

The Criminal Law Advisory Commission testified in the
same document on two bills and they simply made a mistake.
It's obvious, and when I've talked to other folks, other folks
obviously took the word of the Criminal Law Advisory
Commission, as we do in my committee in the Criminal Justice
and Public Safety Committee. They took them at their word
and they do a great job and they simply made a mistake here.

If my bill did what the Criminal Law Advisory Commission
says it did, I might agree with the veto letter. But the veto
letter depends on that testimony of CLAC and it's simply a mistake.
And, so, it does not speak at all to what my bill does. My bill
is simply about a policy, a written policy, it is not about the actual
recording. So, I hope that makes sense. I ask that you'll follow
my light. Mistakes happen. I'd like you to follow my light to
override this veto. Thank you.

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

Representative **STEWART**: Thank you very much,
Madam Speaker. I rise to concur with the remarks from the
Representative from Hallowell.

I've reviewed the Chief Executive's veto letter, I have also
reviewed the testimony from CLAC, and I've read the bill, and I
would concur that it seems that there was an error made here
in this veto message as things are not quite making sense
here. So, with that, I would request that you follow my light to
override this veto. Thank you.

After reconsideration, the House proceeded to vote on
the question, 'Shall this Bill become a law notwithstanding the
objections of the Governor?' A roll call was taken.

Subsequently, after reconsideration, the House
proceeded to vote on the question, 'Shall this Bill become a law
notwithstanding the Objections of the Governor?' A roll call was
taken.

The SPEAKER: The pending question before the House
is 'Shall this Bill become a law notwithstanding the objections
of the Governor?' All those in favor will vote yes, those
opposed will vote no.

ROLL CALL NO. 312V

YEA - Ackley, Alley, Andrews, Arata, Austin B, Austin S,
Babbidge, Bailey, Beebe-Center, Berry, Bickford, Blier, Blume,
Bradstreet, Brennan, Bryant, Caiazzo, Campbell, Cardone,
Carney, Cloutier, Collings, Cooper, Corey, Costain, Craven,

Crockett, 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, Hutchins, 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, Riley, Riseman, Roberts-Lovell, Rudnicki, Rykerson, Sampson, Schneck, Sharpe, Sheats, Stanley, Stearns, Stetkis, Stewart, Stover, Strom, Swallow, Sylvester, Talbot Ross, Tepler, Terry, Theriault, Tipping, Tucker, Tuell, Verow, Wadsworth, Warren, White B, White D, Zeigler, Madam Speaker.

NAY - None.

ABSENT - Babine, Brooks, Cebra, Grignon, Reed, Skolfield.

Yes, 144; No, 0; Absent, 6; Excused, 1.

144 having voted in the affirmative and 0 voted in the negative, with 6 being absent and 1 excused, and accordingly the Veto was **NOT SUSTAINED**. Sent for concurrence.

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

REPORTS OF COMMITTEE
Divided Report

Majority Report of the Committee on **JUDICIARY** reporting **Ought to Pass as Amended by Committee Amendment "A" (S-357)** on Bill "An Act To Enhance Personal and Public Safety by Requiring Evaluations of and Judicial Hearings for Persons in Protective Custody Regarding Risk of Harm and Restricting Access to Dangerous Weapons"

(S.P. 612) (L.D. 1811)

Signed:

Senators:

CARPENTER of Aroostook
BELLOWS of Kennebec
KEIM of Oxford

Representatives:

BABBIDGE of Kennebunk
CURTIS of Madison
DeVEAU of Caribou
EVANGELOS of Friendship
HAGGAN of Hampden
HARNETT of Gardiner
RECKITT of South Portland
TALBOT ROSS of Portland

Minority Report of the same Committee reporting **Ought to Pass as Amended by Committee Amendment "B" (S-358)** on same Bill.

Signed:

Representatives:

BAILEY of Saco
CARDONE of Bangor

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-357)**.

READ.

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

Representative DILLINGHAM of Oxford **REQUESTED** a roll call on the motion to **ACCEPT** the Minority **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. This amendment to the Constitution, excuse me, to the, oh, I found my speech. I have my speech. I'm pretty excited about it.

Anyway, not an amendment to the Constitution; this amendment to this bill changes the whole of the law on protective custody. Nobody wants that; not the police, not the hospitals, not the mental health advocates. If you adopt that amendment, this carefully negotiated bill may lose the support necessary to pass legislation in this difficult area. This is a very comprehensive bill which seeks to, in a constitutionally sound way, assist people who are in extreme crisis and are a harm to others or themselves. This bill satisfies many questions I have had as this process played out.

After a person in crisis has been evaluated by law enforcement and a medical practitioner, they are brought before a qualified member of the judiciary. Dangerous weapons are then transported by law enforcement from their home to a safe location for up to 14 days. After the 14 days, their dangerous weapons can be returned after a hearing by a judge or safely taken for up to a year as decided in court. I am satisfied that these items and the many more found in this yellow papering process honors all of the individual and legal rights we possess as citizens. Even I, as a gun guy, can recognize that this is a good bill that can make a difference. This bill was negotiated by the Chief Executive's office with 26 stakeholders that included law enforcement, medical professionals, the courts, district attorneys and Legislatures from both chambers and both sides of the aisle. All of that is in addition to meetings with advocates of gun control and gun rights.

The Majority Report reflects a very careful compromise. The Minority Report would threaten to break that compromise apart. Our committee worked very hard on this. I urge you to respect the committee process and oppose the Minority Report and support the Majority Report. Thank you, Madam Speaker.

Representative HANDY of Lewiston moved that the Bill and all accompanying papers be **INDEFINITELY POSTPONED**.

Representative STEWART of Presque Isle **REQUESTED** a roll call on the motion to **INDEFINITELY POSTPONE** the Bill and all accompanying papers.

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 Indefinite Postponement of the Bill and all accompanying papers. All those in favor will vote yes, those opposed will vote no.

ROLL CALL NO. 313

YEA - Bailey, Beebe-Center, Blume, Cardone, Crockett, Gramlich, Handy, Hymanson, Meyer, Reckitt, Rykerson, Sylvester, White D.

NAY - Ackley, Alley, Austin B, Austin S, Babbidge, Berry, Bickford, Blier, Bradstreet, Brennan, Bryant, Caiazzo, Campbell, Carney, Cloutier, Collings, Cooper, Corey, Costain, Craven, Cuddy, Curtis, Daughtry, Denk, DeVeau, Dillingham, Dodge, Dolloff, Doore, Doudera, Drinkwater, Evangelos, Farnsworth, Faulkingham, Fay, Fecteau J, Fecteau R, Foley, Foster, Griffin, Grohoski, Haggan, Hall, Hanington, Hanley, Harnett, Harrington, Head, Hepler, Hickman, Higgins, Hobbs, Hutchins, Ingwersen, Javner, Johansen, Kessler, Kinney, Kornfield, Kryzak, Landry, Lockman, Lyford, Madigan C, Marean, Martin R, Martin T, Mason, Mastraccio, Matlack, Maxmin, McCrea, McCreight, McDonald, McLean, Melaragno, Moonen, Morales, Moriarty, Morris, Nadeau, O'Connor, O'Neil, Ordway, Paulhus, Pebworth, Peoples, Perkins, Perry A, Perry J, Pickett, Pluecker, Prescott, Riley, Riseman, Roberts-Lovell, Rudnicki, Schneck, Sharpe, Sheats, Stanley, Stearns, Stetkis, Stewart, Stover, Strom, Swallow, Talbot Ross, Tepler, Terry, Theriault, Tipping, Tucker, Tuell, Verow, Warren, White B, Zeigler, Madam Speaker.

ABSENT - Andrews, Arata, Babine, Brooks, Cebra, Dunphy, Gattine, Grignon, Hubbell, Jorgensen, Keschl, Martin J, Millett, Pierce T, Reed, Sampson, Skolfield, Wadsworth.

Yes, 13; No, 119; Absent, 18; Excused, 1.

13 having voted in the affirmative and 119 voted in the negative, with 18 being absent and 1 excused, and accordingly the motion to **INDEFINITELY POSTPONE** the Bill and all accompanying papers **FAILED**.

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

ROLL CALL NO. 314

YEA - Bailey, Beebe-Center, Berry, Blume, Brennan, Caiazzo, Cardone, Carney, Cloutier, Craven, Daughtry, Denk, Dodge, Doudera, Farnsworth, Fecteau R, Foley, Gattine, Gramlich, Grohoski, Harnett, Hubbell, Ingwersen, Jorgensen, Matlack, McCreight, McLean, Melaragno, Meyer, Moonen, Morales, Moriarty, O'Neil, Paulhus, Pierce T, Reckitt, Roberts-Lovell, Rykerson, Sylvester, Tepler, Terry, Tipping, Tucker, Zeigler, Madam Speaker.

NAY - Ackley, Alley, Andrews, Arata, Austin B, Austin S, Babbidge, Bickford, Blier, Bradstreet, Bryant, Campbell, Collings, Cooper, Corey, Costain, Crockett, Cuddy, Curtis, DeVeau, Dillingham, Dolloff, Doore, Drinkwater, Dunphy, Evangelos, Faulkingham, Fay, Fecteau J, Foster, Griffin, Haggan, Hall, Handy, Hanington, Hanley, Harrington, Head, Hepler, Hickman, Higgins, Hobbs, Hutchins, Hymanson, Javner, Johansen, Keschl, Kessler, Kinney, Kornfield, Kryzak, Landry, Lockman, Lyford, Madigan C, Marean, Martin J, Martin R, Martin T, Mason, Mastraccio, Maxmin, McCrea, McDonald, Millett, Morris, Nadeau, O'Connor, Ordway, Pebworth, Peoples, Perkins, Perry A, Perry J, Pickett, Pluecker, Prescott, Riley, Riseman, Rudnicki, Sampson, Schneck, Sharpe, Sheats, Stanley, Stearns, Stetkis, Stewart, Stover, Strom, Swallow, Talbot Ross, Theriault, Tuell, Verow, Wadsworth, Warren, White B, White D.

ABSENT - Babine, Brooks, Cebra, Grignon, Reed, Skolfield.

Yes, 45; No, 99; Absent, 6; Excused, 1.

45 having voted in the affirmative and 99 voted in the negative, with 6 being absent and 1 excused, and accordingly the Minority **Ought to Pass as Amended** Report was **NOT ACCEPTED**.

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

Representative MOONEN of Portland **REQUESTED** a roll call on the motion to **ACCEPT** the Majority **Ought to Pass as Amended** Report.

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

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

ROLL CALL NO. 315

YEA - Ackley, Alley, Andrews, Arata, Austin B, Austin S, Babbidge, Bailey, Beebe-Center, Berry, Bickford, Blier, Blume, Bradstreet, Bryant, Caiazzo, Campbell, Cardone, Carney, Cloutier, Collings, Cooper, Corey, Costain, Craven, Crockett, Cuddy, Curtis, Daughtry, Denk, DeVeau, Dillingham, Dodge, Dolloff, Doore, Doudera, Drinkwater, Dunphy, Evangelos, Farnsworth, Fay, Fecteau R, Foley, Foster, Gattine, Griffin, Grohoski, Haggan, Hall, Hanington, Hanley, Harnett, Harrington, Head, Hepler, Hickman, Higgins, Hobbs, Hubbell, Hutchins, 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, Riley, Riseman, Roberts-Lovell, Rudnicki, Rykerson, Sampson, Schneck, Sharpe, Sheats, Stanley, Stearns, Stetkis, Stewart, Stover, Strom, Swallow, Sylvester, Talbot Ross, Tepler, Terry, Tipping, Tucker, Tuell, Verow, Wadsworth, Warren, White B, Zeigler, Madam Speaker.

NAY - Brennan, Faulkingham, Fecteau J, Gramlich, Handy, Hymanson, Johansen, Theriault, White D.

ABSENT - Babine, Brooks, Cebra, Grignon, Reed, Skolfield.

Yes, 135; No, 9; Absent, 6; Excused, 1.

135 having voted in the affirmative and 9 voted in the negative, with 6 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" (S-357)** 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-357)** in concurrence.

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

ORDERS

On motion of Representative FARNSWORTH of Portland, the following House Order: (H.O. 33)

ORDERED, that Representative Matthea Elisabeth Larsen Daughtry of Brunswick be excused June 7 for personal reasons.

READ and PASSED.

SENATE PAPERS
Non-Concurrent Matter

Bill "An Act To Improve Consistency within the Maine Human Rights Act"

(H.P. 1218) (L.D. 1703)

PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-643) in the House on June 18, 2019.

Came from the Senate **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-643) AND SENATE AMENDMENT "A" (S-349)** in **NON-CONCURRENCE**.

The House voted to **RECEDE**.

Representative BAILEY of Saco **PRESENTED House Amendment "A" (H-654)** which was **READ** by the Clerk and **ADOPTED**.

Subsequently, **Senate Amendment "A" (S-349)** was **READ** by the Clerk and **ADOPTED**.

Subsequently, the Bill was **PASSED TO BE ENGROSSED as Amended by Committee Amendment "A" (H-643), Senate Amendment "A" (S-349), and House Amendment "A" (H-654)** in **NON-CONCURRENCE** and sent for concurrence.

ORDERED SENT FORTHWITH.

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

An Act To Clarify Various Provisions of the Maine Human Rights Act

(H.P. 1216) (L.D. 1701)

Which was **TABLED** by Representative MOONEN of Portland pending **PASSAGE TO BE ENACTED**.

On motion of Representative BAILEY of Saco, the House **RECONSIDERED** its action whereby the Bill was **PASSED TO BE ENGROSSED**.

On further motion of the same Representative, **House Amendment "A" (H-652)** was **READ** by the Clerk and **ADOPTED**.

The Bill was **PASSED TO BE ENGROSSED as Amended by House Amendment "A" (H-652)** in **NON-CONCURRENCE** and sent for concurrence.
ORDERED SENT FORTHWITH.

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

Which was **TABLED** by Representative MOONEN of Portland pending **PASSAGE TO BE ENACTED**.

An Act To Enhance the Administration of the Maine Human Rights Act

(H.P. 1217) (L.D. 1702)

(C. "A" H-642)

On motion of Representative BAILEY of Saco, the House **RECONSIDERED** its action whereby the Bill was **PASSED TO**

BE ENGROSSED as Amended by Committee Amendment "A" (H-642).

On further motion of the same Representative, **House Amendment "A" (H-653)** was **READ** by the Clerk and **ADOPTED**.

Subsequently, the Bill was **PASSED TO BE ENGROSSED as Amended by Committee Amendment "A" (H-642) and House Amendment "A" (H-653)** in **NON-CONCURRENCE** and sent for concurrence.
ORDERED SENT FORTHWITH.

SENATE PAPERS

The following Joint Order: (S.P. 630)

ORDERED, the House concurring, that Bill, "An Act To Establish the Wood Energy Investment Program," S.P. 266, L.D. 912, and all its accompanying papers, be recalled from the Governor's desk to the Senate.

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

ORDERS

On motion of Representative MOONEN of Portland, the following Joint Order: (H.P. 1320)

ORDERED, the Senate concurring, that, in accordance with emergency authority granted under the Maine Revised Statutes, Title 3, section 2, the First Regular Session of the 129th Legislature is extended for one legislative day.

READ.

The SPEAKER: The Chair will inquire as to the Representative's Point of Order.

Representative **DILLINGHAM**: It's actually I'd just rather ask a question, but if you want me to do a Point of Order, I can.

The SPEAKER: The Representative may proceed with the question.

Representative **DILLINGHAM**: Okay. Would the Speaker go ahead and please explain the intent of our Joint Order moving forward for what our schedule is going to be?

The SPEAKER: The Chair will answer in the affirmative and recognize that we talked about me explaining this before I brought this up for a vote and I will admit that I was moving on remote control a little bit.

The order before us is an extension order. In order for us to work; it's about 10:30 now. In order for us to work past midnight into Thursday, we would need to pass this extension order. Right now, it appears that with the work that's left before us and the time estimated from the production offices, the nonpartisan offices, it appears that in approximately an hour or so, the other body will be able to begin voting on the bills that AFA has been working on and that we will be able to continue working through items in these two bodies. The question still before us is just how late that would push us into the early hours of the morning and we'll have to make a decision together if we want to continue deep into those early hours of the morning and complete our work, or close down our work and come back a little bit later in the morning than usual tomorrow. But this is an order that allows us to extend into Thursday and just into Thursday, so, it's a one-day extension.

Pursuant to 3 M.R.S.A., Section 2, this Joint Order required the affirmative vote of two-thirds of those present for **PASSAGE**. 124 having voted in the affirmative and 15 in the negative, 124 being more than two-thirds of the membership present, the Joint Order was **PASSED** and sent for concurrence.

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

ENACTORS

Emergency Measure

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

(H.P. 1289) (L.D. 1809)

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

Acts

An Act To Fund Opioid Treatment by Establishing an Excise Tax on Manufacturers of Opioids

(H.P. 984) (L.D. 1362)

(H. "B" H-650 to C. "A" H-608)

An Act To Clarify Provisions of the Maine Juvenile Code Regarding Inspection, Disclosure and Dissemination of Juvenile Case Records and To Change Gender-specific Terms

(H.P. 1135) (L.D. 1573)

(C. "A" H-651)

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.

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

COMMUNICATIONS

The Following Communication: (H.C. 219)

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

June 19, 2019

The 129th Legislature of the State of Maine

State House

Augusta, Maine

Dear Honorable Members of the 129th Legislature:

By the authority conferred by Article IV, Part Third, Section 2 of the Constitution of the State of Maine, I am hereby vetoing L.D. 240, An Act to Allow Public Employers of Teachers to Negotiate Regarding Educational Policies.

I have been pleased to champion some important education initiatives this session that support our teachers, including significant funding for teacher salaries, GPA and educational bonds. As the daughter of a long-time public school teacher, I hold all educators in high regard. But this bill presents a different question.

L.D. 240 states that teacher "planning and preparation" are not issues of "educational policy" and therefore must be subjects of collective bargaining. But the bill does not define "planning," "preparation" or "educational policy." The bill was not referred to the Education Committee, but instead to the Labor

Committee, though the express purpose of L.D. 240 is to declare what constitutes "educational policy" for our schools.

Although this bill declares that issues of teacher "planning and preparation" are not issues of "educational policy," the Maine Labor Relations Board has repeatedly recognized that the issue of teacher planning and preparation during school hours is a matter of educational policy. See *Sanford Federation of Teachers v. Sanford School Committee*, MLRB No. 84-13 (Mar. 20, 1984); *M.S.A.D. No. 43 Board of Directors v. M.S.A.D. No. 43 Teachers Association et al.*, MLRB Nos. 79-36 et al. (Aug. 24, 1979); and *Caribou School Dept. v. Caribou Teachers Association*, MLRB No. 76-15 (Jan. 19, 1977). The Board reasoned in *Sanford Federation of Teachers* that:

since preparation and planning time proposals could affect the length of the teachers' working day, require the use of various types of substitutes for the presence of teachers, and infringe on the ability of the school administration to schedule classes and student activities, such proposals must be considered matters of educational policy. Although such proposals also obviously affect teacher working conditions, this fact is overridden by the 'foundational educational value judgments' inherent in the proposals....

The Maine Supreme Judicial Court in *City of Biddeford v. Biddeford Teachers Association*, 304 A.2d 387 (Me. 1973) agreed, finding that:

the length of the teacher's working day is closely and heavily interwoven with judgments bearing upon the welfare of the students, as reflected in the ultimate quality of their education and the extent to which it may be improved or weakened by use of various types of substitutes, technological or otherwise, for the living presence and active participation of teachers. Such foundational educational value judgements cannot reasonably be subordinated to the overlay of teacher 'working conditions' and, for this reason, the length of the teacher's working day must be held, fundamentally, ... 'educational policies'....

L.D. 240 is contrary to these long-standing and well-reasoned opinions of our state's Labor Board and Supreme Court. The bill attempts to change in text that which does not and cannot align with fact and practice.

For these reasons, I return L.D. 240 unsigned and urge the Legislature to sustain this veto.

Sincerely,
S/Janet T. Mills
Governor
State of Maine

READ and ORDERED PLACED ON FILE.

The accompanying item An Act To Allow Public Employers of Teachers to Negotiate Regarding Planning and Preparation Periods

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

(C. "A" H-518)

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

Representative SYLVESTER: Thank you, Madam Speaker. The court case in which these policies, which LD 240 deals with basically says, and I'm summarizing, that if you don't, this is the law and if you don't like the law, you should go to the Legislature and change it, but until that happens, this is the law. Well, you may have agreed with it or not agreed with it, but it seemed like the teachers who asked that this law put in that we did just that, we went to the Legislature and we changed the law. The veto letter is based on the law that we just changed and the cases that were inspired by the law that we just changed and so, I would ask that if you believe in the

general tenor of the court cases that directed us to do the thing that we just did, that you would overturn this veto. And I thank you, Madam Speaker.

The SPEAKER: According to the Constitution of the State of Maine, a two-thirds vote of Members present and voting is necessary to override the objections of the Governor.

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

Representative **STEWART**: Thank you, Madam Speaker. I would concur with the remarks in the Chief Executive's veto message on this bill and would request that you follow my light. Thank you.

The SPEAKER: According to the Constitution, the vote will be taken by the yeas and nays. A vote of yes will be in favor of the bill, a vote of no will be in favor of sustaining the veto of the Governor.

The Chair recognizes the Representative from Fort Fairfield, Representative McCrea.

Representative **McCREA**: Thank you, Madam Speaker, Ladies and Gentlemen of the House. I am speaking in support of LD 240.

Current educational laws allows for teaching planning time to be discussed with the school board by the teachers but there is no requirement for the school board to negotiate over planning time. In many districts, planning time is adequate and, therefore, it has no reason to be brought forth. It is not a burning issue in some districts. But in some districts, however, it is a major issue, especially at the elementary level.

LD 240 is simply a bargaining bill. Bargaining basically is a process whereby one party gives up something in return for something else. If passed, LD 240 would require planning time to be a subject of bargaining if it is brought to the negotiations table as a contract proposal. Like any other subject, if LD 240 is passed, there would be give and take on the issue along with other subjects being negotiated.

Ladies and Gentlemen of the House, please be mindful that should teachers improve their conditions by gaining on the planning time issue, they will have given up something or given up something on some other issue to have more planning time to create better lessons for our students.

I urge your support of LD 240 and I urge you to override the Chief Executive's veto. Thank you.

After reconsideration, the House proceeded to vote on the question, 'Shall this Bill become a law notwithstanding the objections of the Governor?' A roll call was taken.

The SPEAKER: The pending question before the House is 'Shall this Bill become a law notwithstanding the objections of the Governor?' All those in favor will vote yes, those opposed will vote no.

ROLL CALL NO. 316V

YEA - Ackley, Alley, Austin B, Babbidge, Babine, Bailey, Beebe-Center, Berry, Blume, Bryant, Caiazzo, Cardone, Carney, Collings, Cooper, Craven, Crockett, Cuddy, Daughtry, Denk, Dodge, Doudera, Dunphy, Farnsworth, Fay, Fecteau J, Fecteau R, Gattine, Gramlich, Grohoski, Handy, Harnett, Hepler, Hickman, Hobbs, Ingwersen, Jorgensen, Kessler, Madigan C, Martin R, Matlack, Maxmin, McCrea, McCreight, McLean, Melaragno, Meyer, Moonen, Morales, Moriarty, Nadeau, O'Neil, Paulhus, Pebworth, Peoples, Perry A, Reckitt, Riley, Riseman, Roberts-Lovell, Rykerson, Sharpe, Sheats, Stanley, Stover, Sylvester, Talbot Ross, Tepler, Terry, Tipping, Tucker, Verow, Warren, White B, Zeigler, Madam Speaker.

NAY - Arata, Austin S, Bickford, Blier, Bradstreet, Brennan, Campbell, Cloutier, Corey, Costain, Curtis, DeVeau, Dillingham, Dolloff, Drinkwater, Evangelos, Faulkingham,

Foley, Foster, Griffin, Haggan, Hall, Hanington, Hanley, Harrington, Head, Higgins, Hubbell, Hutchins, Hymanson, Javner, Johansen, Keschl, Kinney, Kornfield, Kryzak, Landry, Lockman, Lyford, Marean, Martin J, Martin T, Mason, Mastraccio, McDonald, Millett, Morris, O'Connor, Ordway, Perkins, Pickett, Pierce T, Pluecker, Prescott, Reed, Rudnicki, Sampson, Schneck, Skolfield, Stearns, Stetkis, Stewart, Strom, Swallow, Theriault, Tuell, Wadsworth, White D.

ABSENT - Andrews, Brooks, Cebra, Doore, Grignon, Perry J.

Yes, 76; No, 68; Absent, 6; Excused, 1.

76 having voted in the affirmative and 68 voted in the negative, with 6 being absent and 1 excused, and accordingly Veto was **SUSTAINED**.

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

ENACTORS

Acts

An Act To Ensure Persons with Disabilities Have Access to Public Rest Rooms

(H.P. 621) (L.D. 847)
(C. "A" H-640)

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 Regarding the Penobscot Nation's and Passamaquoddy Tribe's Authority To Exercise Jurisdiction under the Federal Tribal Law and Order Act of 2010 and the Federal Violence Against Women Reauthorization Act of 2013

(H.P. 571) (L.D. 766)
(C. "A" H-648)

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

On motion of Representative TALBOT ROSS of Portland, was **SET ASIDE**.

On further motion of the same Representative, the House **RECONSIDERED** its action whereby the Bill was **PASSED TO BE ENGROSSED as Amended by Committee Amendment "A" (H-648)**.

On further motion of the same Representative, the House **RECONSIDERED** its action whereby **Committee Amendment "A" (H-648)** was **ADOPTED**.

The same Representative **PRESENTED House Amendment "A" (H-655) to Committee Amendment "A" (H-648)**, which was **READ** by the Clerk.

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

Representative **DILLINGHAM**: Thank you. Could someone explain the House Amendment to us, please?

The SPEAKER: The Representative from Oxford, Representative Dillingham, has requested an explanation of the House Amendment in front of us.

The Chair recognizes the Representative from Portland, Representative Talbot Ross.

Representative **TALBOT ROSS**: Thank you. What this amendment does is respect VAWA, the "Violence Against Women Act", restrictions on tribal courts to not be able to bring charges of nontribal members on tribal land for acts of domestic violence that would've been perpetrated by nontribal

members. So, it limits the jurisdiction, the tribal jurisdiction, to only include nontribal members on tribal land. I can say it again if, one more time? You got it?

The SPEAKER: The Chair will remind the Representatives that there is not a back and forth between Representatives on the Floor of the House. I believe the Representative has answered the question sufficiently.

Subsequently, **House Amendment "A" (H-655)** to **Committee Amendment "A" (H-648)** was **ADOPTED**.

Committee Amendment "A" (H-648) as Amended by **House Amendment "A" (H-655)** thereto was **ADOPTED**.

Subsequently, the Bill was **PASSED TO BE ENGROSSED** as Amended by **Committee Amendment "A" (H-648)** as Amended by **House Amendment "A" (H-655)** thereto in **NON-CONCURRENCE** and sent for concurrence. **ORDERED SENT FORTHWITH.**

ENACTORS

Emergency Measure

An Act To Amend the Veterans' Homelessness Prevention Coordination Program

(H.P. 147) (L.D. 184)
(S. "A" S-325 to C. "A" H-117)

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 Strengthen the Lead Poisoning Control Act

(S.P. 336) (L.D. 1116)
(S. "A" S-337 to C. "A" S-122)

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

Acts

An Act Regarding the Maine Coworking Development Fund

(H.P. 120) (L.D. 138)
(S. "A" S-323 to C. "A" H-146)

An Act To Align State Law with Current Practice Regarding Required School Attendance

(S.P. 38) (L.D. 151)
(S. "A" S-324 to C. "A" S-30)

An Act To Continue the Doctors for Maine's Future Scholarship Program

(S.P. 118) (L.D. 440)
(C. "A" S-61; S. "A" S-326)

An Act To Encourage the Purchase of Local Produce for Public Schools

(S.P. 132) (L.D. 454)
(S. "A" S-327 to C. "A" S-108)

An Act To Modernize the National School Lunch Program and the School Breakfast Program

(S.P. 214) (L.D. 701)
(S. "A" S-329 to C. "A" S-139)

An Act To Promote Keeping Workers in Maine

(H.P. 538) (L.D. 733)
(S. "A" S-208 and S. "B" S-330 to C. "A" H-280)

An Act To Provide for Support for New Educators

(S.P. 264) (L.D. 898)
(S. "A" S-332 to C. "A" S-59)

An Act To Increase Funding for the Maine Lakes Society "LakeSmart" Program and the Lake Stewards of Maine Volunteer Lake Monitoring Program

(H.P. 714) (L.D. 959)
(S. "A" S-333 to C. "A" H-102)

An Act To Promote Social and Emotional Learning and Development for Young Children

(S.P. 287) (L.D. 997)
(S. "A" S-334 to C. "A" S-191)

An Act To Increase Funding for the Child Welfare Services Ombudsman Program

(S.P. 326) (L.D. 1094)
(S. "A" S-336 to C. "A" S-180)

An Act To Improve Public Sector Labor Relations

(S.P. 363) (L.D. 1177)
(C. "A" S-308)

An Act To Enact the Health Insurance Consumer Assistance Program

(S.P. 394) (L.D. 1274)
(S. "A" S-338 to C. "A" S-110)

An Act To Require the Director of the Maine Center for Disease Control and Prevention To Be Credentialed

(S.P. 397) (L.D. 1277)
(S. "A" S-339 to C. "A" S-101)

An Act To Establish the Maine Workforce, Research, Development and Student Achievement Institute

(H.P. 970) (L.D. 1342)
(S. "A" S-341 to C. "A" H-467)

An Act Regarding the Determination of the Prevailing Wage Rate for Public Works Projects

(S.P. 430) (L.D. 1386)
(S. "A" S-342 to C. "A" S-204)

An Act To Improve Oral Health and Access to Dental Care for Maine Children

(H.P. 1014) (L.D. 1399)
(S. "A" S-343 to C. "A" H-249)

An Act To Improve Efficiency in Communication in the Court System

(H.P. 1109) (L.D. 1516)
(S. "A" S-344 to C. "A" H-270)

An Act To Ensure the Quality of and Increase Access to Recovery Residences

(S.P. 472) (L.D. 1523)
(S. "A" S-345 to C. "A" S-240)

An Act To Implement Recommendations of the Department of Environmental Protection Regarding the State's Container Redemption Laws

(H.P. 1171) (L.D. 1628)
(S. "A" S-347 to C. "A" H-461)

An Act To Enhance Personal and Public Safety by Requiring Evaluations of and Judicial Hearings for Persons in Protective Custody Regarding Risk of Harm and Restricting Access to Dangerous Weapons

(S.P. 612) (L.D. 1811)
(C. "A" S-357)

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, Directing the Department of Health and Human Services To Allow Spouses To Provide Home and Community-based Services to Eligible MaineCare Members

(H.P. 70) (L.D. 84)

(S. "A" S-322 to C. "A" H-135)

Resolve, To Provide for Outreach Programs To Assist Women at Risk of Giving Birth to Substance-exposed Infants

(S.P. 212) (L.D. 699)

(C. "A" S-121; S. "A" S-328)

Resolve, To Require the Construction of a New District Headquarters Building for the Bureau of Forestry in Fort Kent

(S.P. 295) (L.D. 1016)

(S. "A" S-335 to C. "A" S-94)

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)

(S. "A" S-340 to C. "A" H-429)

Resolve, To Promote Quality and Transparency in the Provision of Services by Assisted Housing Programs That Provide Memory Care

(S.P. 485) (L.D. 1548)

(S. "A" S-346 to C. "A" S-142)

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

An Act To Reduce Hunger and Promote Maine Agriculture

(S.P. 230) (L.D. 786)

(S. "A" S-331 to C. "A" S-81)

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

On motion of Representative HICKMAN of Winthrop, 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. 317

YEA - Ackley, Alley, Arata, Austin B, Austin S, Babbidge, Babine, Bailey, Beebe-Center, Berry, Bickford, Blier, Blume, Bradstreet, Brennan, Bryant, Caiazzo, Campbell, Cardone, Carney, Cloutier, Collings, Cooper, Corey, Costain, Craven, Crockett, Cuddy, Curtis, Daughtry, Denk, Dillingham, Dodge, Doudera, 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, Hutchins, Hymanson, Ingwersen, Javner, Jorgensen, Keschl, Kessler, Kinney, Kornfield, Kryzak, Landry, Lyford, Madigan C, Marean, Martin J, Martin R, Martin T, Mason, Mastraccio, Matlack, Maxmin, McCrea, McCreight, McDonald, McLean, Melaragno, Meyer, Millett, Moonen, Morales, Moriarty, Morris, Nadeau, O'Connor, O'Neil, Ordway, Paulhus, Peabworth,

Peoples, Perkins, Perry A, Pickett, Pierce T, Pluecker, Reckitt, Reed, Riseman, Roberts-Lovell, Rykerson, Schneck, Sharpe, Sheats, Skolfield, Stanley, Stearns, Stewart, Stover, Strom, Swallow, Sylvester, Talbot Ross, Tepler, Terry, Theriault, Tipping, Tucker, Tuell, Verow, Wadsworth, Warren, White B, Zeigler, Madam Speaker.

NAY - DeVeau, Dolloff, Drinkwater, Johansen, Lockman, Prescott, Rudnicki, Sampson, Stetkis, White D.

ABSENT - Andrews, Brooks, Cebra, Doore, Grignon, Perry J, Riley.

Yes, 133; No, 10; Absent, 7; Excused, 1.

133 having voted in the affirmative and 10 voted in the negative, with 7 being absent and 1 excused, and accordingly the Bill was **PASSED TO BE ENACTED**, signed by the Speaker and sent to the Senate.

SENATE PAPERS

Non-Concurrent Matter

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

(S.P. 355) (L.D. 1169)

(C. "A" S-233)

- In House, **PASSED TO BE ENACTED** on June 12, 2019.

- In Senate, **PASSED TO BE ENACTED** on June 12, 2019, in concurrence.

- **RECALLED** from the Governor's Desk pursuant to Joint Order, S.P. 355.

Came from the Senate with the Bill and accompanying papers **COMMITTED** to the Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY** in **NON-CONCURRENCE**.

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

Non-Concurrent Matter

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

(H.P. 700) (L.D. 945)

FINALLY PASSED in the House on June 12, 2019. (Having previously been **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-557)**)

Came from the Senate **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-557) AS AMENDED BY SENATE AMENDMENT "A" (S-353)** thereto in **NON-CONCURRENCE**.

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

The following Joint Order: (S.P. 629)

ORDERED, the House concurring, that Bill, "An Act Regarding the Definition of "Serious Bodily Injury" in the Maine Criminal Code," S.P. 302, L.D. 1023, and all its accompanying papers, be recalled from the Governor's desk to the Senate.

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

READ and **PASSED** in concurrence.

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

Non-Concurrent Matter

An Act To Create a Victims' Compensation Fund for Victims of Property Crimes

(S.P. 487) (L.D. 1550)
(C. "A" S-305)

PASSED TO BE ENACTED in the House on June 18, 2019.

Came from the Senate **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-305) AS AMENDED BY SENATE AMENDMENT "A" (S-356)** thereto in **NON-CONCURRENCE**.

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

COMMUNICATIONS

The Following Communication: (S.C. 623)

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

June 19, 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 Enacted Bill "An Act To Implement the National Popular Vote for President of the United States" (S.P. 252) (L.D. 816) in non-concurrence.

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

READ and ORDERED PLACED ON FILE.

SENATE PAPERS

Non-Concurrent Matter

An Act Authorizing the Issuance on Request of Acquired Brain Injury Identification Cards

(H.P. 50) (L.D. 49)

PASSED TO BE ENACTED in the House on June 11, 2019. (Having previously been **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-519)**)

Came from the Senate **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-519) AS AMENDED BY SENATE AMENDMENT "A" (S-360)** thereto in **NON-CONCURRENCE**.

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

REPORTS OF COMMITTEE

Divided Report

Nine Members of the Committee on **VETERANS AND LEGAL AFFAIRS** report in Report "A" **Ought to Pass as Amended by Committee Amendment "A" (H-657)** on Bill "An Act To Amend the Adult Use Marijuana Law"

(H.P. 524) (L.D. 719)

Signed:

Senators:

LUCHINI of Hancock
HERBIG of Waldo

Representatives:

SCHNECK of Bangor
ACKLEY of Monmouth
COOPER of Yarmouth
HICKMAN of Winthrop
HUBBELL of Bar Harbor
McCREIGHT of Harpswell
STROM of Pittsfield

Three Members of the same Committee report in Report "B" **Ought to Pass as Amended by Committee Amendment "B" (H-658)** on same Bill.

Signed:

Senator:

CYRWAY of Kennebec

Representatives:

DOLLOFF of Rumford
HANINGTON of Lincoln

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

Signed:

Representative:

ANDREWS of Paris

READ.

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

The Bill was **READ ONCE**. **Committee Amendment "A" (H-657)** 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-657)** and sent for concurrence.

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

SENATE PAPERS

Non-Concurrent Matter

Bill "An Act To Amend the Advance Deposit Wagering Laws"

(H.P. 1276) (L.D. 1797)

Majority (11) **OUGHT TO PASS AS AMENDED** Report of the Committee on **VETERANS AND LEGAL AFFAIRS** **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-635)** in the House on June 18, 2019.

Came from the Senate **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-635) AS AMENDED BY SENATE AMENDMENT "A" (S-361)** thereto in **NON-CONCURRENCE**.

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

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

Non-Concurrent Matter

Resolve, To Reestablish the Commission To Improve the Sentencing, Supervision, Management and Incarceration of Prisoners (EMERGENCY)

(H.P. 603) (L.D. 829)
(C. "A" H-320; S. "A" S-309)

FINALLY PASSED in the House on June 19, 2019.

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

On motion of Representative TALBOT ROSS of Portland, the House voted to **RECEDE**.

The same Representative **PRESENTED** House **Amendment "A" (H-659)** which was **READ** by the Clerk and **ADOPTED**.

Subsequently, the Resolve was **PASSED TO BE ENGROSSED as Amended by Committee Amendment "A" (H-320), Senate Amendment "A" (S-309), and House Amendment "A" (H-659) in NON-CONCURRENCE** and sent for concurrence. **ORDERED SENT FORTHWITH**.

REPORTS OF COMMITTEE

Divided Report

Majority Report of the Committee on **TAXATION** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-622)** on Bill "An Act To Prevent and Reduce Tobacco Use with Adequate Funding and by Raising the Tax on Tobacco Products"

(H.P. 758) (L.D. 1028)

Signed:

Senators:

CHIPMAN of Cumberland
SANBORN, H. of Cumberland

Representatives:

TIPPING of Orono
CLOUTIER of Lewiston
DENK of Kennebunk
MATLACK of St. George
TERRY of Gorham

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

Signed:

Senator:

POULIOT of Kennebec

Representatives:

BICKFORD of Auburn
KRYZAK of Acton
MAREAN of Hollis
STANLEY of Medway
STEWART of Presque Isle

READ.

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

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

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

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

Representative **McCREIGHT:** Madam Speaker, Colleagues in the House, I stand to speak in favor of LD 1028.

This bill will eliminate inequities in our tax policy for tobacco products. It will set the State tax rate for all tobacco products at the same level as the excise tax on combustible cigarettes. By equalizing the tax on all tobacco products, including e-cigarettes, we will take a major step in closing a loophole that hurts, stop it. Perhaps I should start over.

Because of their developing brains, our young people are especially sensitive to the effects of the addictive drugs in tobacco products and we should be doing all we can to prevent youth from starting. These lower-priced tobacco products like e-cigarettes and little cigars are being heavily marketed to young people specifically to entice new customers and continued tobacco use. This is why the industry uses fruit and candy-like flavorings, bright-colored packaging and youth-oriented themes. Any school administrator or teacher, in fact, any student, can describe the explosion of e-cigarette use among youth.

At 20% of wholesale price, Maine has the lowest tax rate on most of the non-cigarette tobacco products of any other state in New England. This bill raises it to a rate of 43% of the wholesale price, compared to New Hampshire's rate of 65%. Tobacco use is the number one risk factor for four of the top five leading causes of death in Maine; cancer, heart disease, stroke and lung disease. By establishing tax parity for all tobacco products, we will close loopholes, prevent and reduce use of tobacco products, especially among kids, and decrease the health-related and productivity-related costs of tobacco use. Through the funding provided in this bill, we'll be able to provide proven tobacco prevention and cessation efforts statewide to the benefit of us all. Thank you, Madam Speaker.

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, this is a 115% tax increase on all tobacco products except cigarettes. According to *The Bangor Daily News* article on January 24, 2019, I'll quote the headline, Maine once led the nation in tobacco prevention, now the State spends a fraction of the money used to; I'm sorry. It went further to say that now Maine ranks number 16 in the nation. From number one to number 16.

Madam Speaker, Ladies and Gentlemen of the House, I would like to point out that with the new budget we just enacted, Maine has added another \$29 million out of Fund for Healthy Maine, not to tobacco cessation or prevention, but to Medicaid expansion. That is not what Fund for Healthy Maine was set up for and the tobacco settlement money was not planned for that use.

Medicaid expenditures out of Fund for Health Maine from 1999 until 2017 grew by 400%. As of this new budget, it will have grown by 1,000%. Can you just imagine funding for tobacco cessation increasing by a thousand percent in 19 years?

The 128th Legislature enacted an age restriction for tobacco products. We moved it to 21 years of age. That age restriction has not even been in effect for a year. It's going to take two more years before that's fully implemented and no one person under the age of 21 will be able to buy any tobacco products in the State of Maine. We need to let the process play out. We need to watch and learn and see that that was the right move that we made.

According to the American Heart Association, nicotine is as addictive and it's harder to quit than heroin. In 2019, out of

\$74 million in the Fund for Healthy Maine, it dedicated \$9.3 million to tobacco use and prevention; 9.3 million out of 74 million. How important is tobacco cessation to this State? I see this addiction every week. I work part-time at a liquor store that sells tobacco products. I see the less fortunate come in. I see them come in with a baggie that has dimes and nickels in it and they scrape to make sure they have \$1.99 to buy a one-ounce bag of pipe tobacco that they can go home and roll their own. Madam Speaker, these people, I know them. I know them by name, and I know that the tobacco products they buy, they are going to buy before they put food in their children's mouths. I know this for a fact, Madam Speaker.

Please remember the facts I shared well, actually, I'm going to share, from the CDC. These are the socioeconomic facts; the rate of smoking among adults with less than a high school education is three times higher than adults who are college graduates. People with low socioeconomic status tend to smoke cigarettes more heavily. People living in poverty smoke cigarettes for a duration of nearly twice as many years as people with a family income of three times the poverty rate. People with a high school education smoke cigarettes for a duration of more than twice as many years as people with at least a Bachelor's degree. Blue-collar workers are more likely to start smoking cigarettes at a younger age and to smoke more heavily than white-collar workers. Adults who live below the poverty level have less success in quitting, 34.5%, than those who live at or above the poverty level, 57.5%. Adults with less than a high school education, nine to 12 years, without a diploma, have less success in quitting, 43.5%, than those with a college education or greater, 73.9%.

This is a socioeconomic problem. This is not solved by attacking the low income, by making the children suffer and go without food, Madam Speaker. This is not the way to address the problem. We addressed the problem last year when we raised the smoking age to 21. We need to give that time. Thank you, Madam Speaker.

After Midnight

The SPEAKER: The Chair recognizes the Representative from Winslow, Representative Nadeau.

Representative **NADEAU**: Thank you, Madam Speaker. I'm going to speak for the rest of the story for Jake tonight.

Jake is from Winslow, he's 19 years old. As you can, I'm not going to say the same speech as last night, so, calm down. As you consider how you're going to vote on a bill to tax all tobacco products at the same level as cigarettes, including the tax on e-cigs and Juul products, I'd like to share my story. E-cigs and Juuls were part of the social scene throughout my high school career. I also had an e-cig product throughout high school. We are the consumers for this product and it is geared toward us, the new consumer. Once I got to college, where I was playing an intense D2 soccer program, I bought my first Juul. I didn't think it would become a problem for me since I was a driven college athlete, but by the middle of the fall season I was buying two packs per week at Cumberland Farms, which is eight pods, which eight pods equals, if you think about it, one pod equals a pack of cigarettes, so, he was buying eight pods, which is eight packs of cigarettes. It had completely taken over my life. I was spending much more than my budget on the week for this product. I started to rely on my Juul for my daily tasks and I couldn't go without it because it would affect my mood, my attitude, and much to be productive at the level I needed to be at. I was anxious, irritable, angry, and this in addition to physical effects, not feeling healthy, and coughing. There is nothing out there educating me on the dangers of e-cigarettes and Juul and the tobacco industry took advantage of that. There is nothing telling me and my peers that nicotine is a highly addictive drug and we could be setting our self up for a life of addiction. We all knew because of the marketing that cigarettes were bad and I would never have smoked a cigarette. We did not view e-cigarettes as tobacco product and I was wrong. Taxing e-cigarettes at the same rate as cigarettes will not only make them more expensive, making it harder for high schoolers and college students to afford, but using this revenue to increase funding for the tobacco prevention and cessation efforts means more will be done to fight back against the tobacco industry. Campaigns will be run to tell kids, their parents, and adults who work with kids the truth about these products. More attention can be focused on efforts to help kids quit, schools can be educated on what to look out for, youth can be trained to share their stories, efforts can be carried out to shut down underground markets, and more. You have a chance to do something right now, to take a step in the right direction. Believe me, this cannot wait. This is addiction. I am that person. I am addicted. We need to stop this problem before it gets worse or a whole generation will be paying the price. Thank you.

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

Representative **FAULKINGHAM**: Thank you, Madam Speaker. Has a roll call been asked for?

The SPEAKER: The Chair would answer in the affirmative.

Representative **FAULKINGHAM**: I would just like to speak briefly, then.

I know several people that have quit smoking cigarettes because of e-cigarettes and smoking devices such as Juuls and whatnot. And these devices are smoking cessation tools. These help people stop smoking. We shouldn't be taxing something that's helping people stop smoking and get healthier, so, I would urge the Members to vote no on this motion.

The SPEAKER: The Chair recognizes the Representative from Orono, Representative Tipping.

Representative **TIPPING**: Thank you, Madam Speaker. Madam Speaker and Ladies and Gentlemen of the House, I will be brief.

We are seeing an epidemic in youth tobacco use largely driven by the increase in the use of electronic cigarettes by our youth in the State. This tax loophole is costing Maine about \$11 million per year and that loophole is allowing the industry to attract new users, our children. Raising the price of tobacco products through taxes is a proven strategy to reduce tobacco use and prevent kids from ever using. I agree with a lot of the sentiment delivered today from the Representative from Auburn. I think we have an opportunity to increase the funding for cessation and prevention, and try and stop people from entering this cycle before it starts.

And, just quickly, in response to the previous speaker, the FDA actually disagrees that this is a proven tool for smoking cessation. If the data ever gets to the point where it is a proven tool, we can reevaluate our laws at that point. Thank you, Madam Speaker.

The SPEAKER: The Chair recognizes the Representative from Medway, Representative Stanley.

Representative **STANLEY**: Thank you, Madam Speaker, Ladies and Gentlemen of the House. You know, we just passed an \$8 billion budget. It was an almost \$800 increase from the previous budget. And we did it without raising taxes. There's no need of us now to start raising a bunch of taxes here. I think the people of Maine would appreciate it if we didn't raise a bunch of taxes and, like the Good Representative from Auburn said, we're hurting the people, the poor people. I'm not saying smoking is good, don't get me wrong there, but I think that we ought to do like the Representative from Auburn said, let the 21-year-old system work and do this in a matter of way that; let's do good for the people of Maine.

We're 46th overall in taxes, I mean, number five overall in taxes and 47% of that is caused by the property tax and we addressed that in a good manner here this session. So, I think we ought to keep going in that same direction. We're not raising a bunch of taxes, we've done a good job here, I think the people of Maine will appreciate what we have done and by raising taxes, it just puts a negative face on the whole Legislature. Thank you.

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

Representative **CAMPBELL**: Thank you, Madam Speaker, Men and Women of the House. It's interesting we talk about the tobacco settlement of 1999. I happened to be in the room as a member of leadership the day that we all stood at the rostrum with the TV cameras and the Attorney General, so proud to be part of the class action suit that brought us \$54 million every year from the tobacco settlement. We're hearing the same thing. We were all so excited about cessation, we were all so excited about prevention, reducing the consumption, the children, yet we get that annually and I don't see that the use of tobacco has gone down much. Unfortunately, these bodies that we're members of find other

uses for those dollars that tend to stream in for a particular use.

So, I just think it's unfortunate that we be looking at these new taxes pretty much assuming that the dollars won't be going for what we all expect them to. Thank you, Madam Speaker.

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

ROLL CALL NO. 318

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

NAY - Andrews, Arata, Austin S, Blier, Bradstreet, Campbell, Corey, Costain, Cuddy, Curtis, Dillingham, Dolloff, Drinkwater, Evangelos, Faulkingham, Fecteau J, Foster, Griffin, Haggan, Hall, Hanington, Hanley, Harrington, Head, Hickman, Hobbs, Hutchins, Javner, Kinney, Kryzak, Lockman, Marean, Martin T, Mason, Maxmin, Millett, Morris, O'Connor, Ordway, Perkins, Pickett, Pluecker, Prescott, Reed, Rudnicki, Sampson, Stanley, Stearns, Stetkis, Stewart, Strom, Swallow, Theriault, Tuell, Verow, Wadsworth, White D.

ABSENT - Brooks, Cebra, DeVeau, Doore, Grignon, Johansen, PerryJ, Riley.

Yes, 85; No, 57; Absent, 8; Excused, 1.

85 having voted in the affirmative and 57 voted in the negative, with 8 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-622) was **READ** by the Clerk.

Representative TIPPING of Orono **PRESENTED** House Amendment "A" (H-656) to Committee Amendment "A" (H-622), which was **READ** by the Clerk.

The SPEAKER: The Representative may proceed.

Representative TIPPING: Thank you, Madam Speaker. Just a quick clarification of what this amendment is. It makes two technical changes; it clarifies the exclusion of marijuana products from this tax and it adjusts the prevention and cessation allocations to reflect the implementation date change included in the committee amendment to start a little bit later than the original bill. It also makes several nontechnical changes. It brings in language from other unanimously supported measures that increase reimbursement rates to rural hospitals and ambulance services, making sure this money is spent back on health care in communities where this money is coming from. Thank you, Madam Speaker.

Subsequently, House Amendment "A" (H-656) to Committee Amendment "A" (H-622) was **ADOPTED**.

Committee Amendment "A" (H-622) as Amended by House Amendment "A" (H-656) thereto was **ADOPTED**.

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

Under further suspension of the rules the Bill was **PASSED TO BE ENGROSSED as Amended by Committee Amendment "A" (H-622) as Amended by House Amendment "A" (H-656)** thereto.

Representative MOONEN of Portland moved that the House **RECONSIDER** its action whereby the Bill was **PASSED TO BE ENGROSSED as Amended by Committee Amendment "A" (H-622) as Amended by House Amendment "A" (H-656)** thereto.

The same Representative **REQUESTED** a roll call on the motion to **RECONSIDER** whereby the Bill was **PASSED TO BE ENGROSSED as Amended by Committee Amendment "A" (H-622) as Amended by House Amendment "A" (H-656)** thereto.

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. We just debated this bill, just mere moments ago and I believe that reconsideration is not necessary so, I ask you to vote against the reconsideration motion. Thank you very much.

The SPEAKER: A roll call has been ordered. The pending question before the House is Reconsideration whereby the Bill was Passed to be Engrossed as Amended by Committee Amendment "A" (H-622) as Amended by House Amendment "A" (H-656), thereto. All those in favor will vote yes, those opposed will vote no.

ROLL CALL NO. 319

YEA - Andrews, Arata, Austin S, Babbidge, Blier, Bradstreet, Campbell, Corey, Costain, Curtis, Dillingham, Dolloff, Drinkwater, Faulkingham, Fecteau J, Foster, Griffin, Haggan, Hall, Hanington, Hanley, Harrington, Head, Javner, Kryzak, Lockman, Martin T, Millett, Morris, Pickett, Prescott, Reed, Rudnicki, Sampson, Skolfield, Stanley, Stetkis, Stewart, Strom, Swallow, Theriault, Tuell, Wadsworth.

NAY - Ackley, Alley, Austin B, Babine, Bailey, Beebe-Center, Berry, Bickford, Blume, Brennan, Bryant, Caiazzo, Cardone, Carney, Cloutier, Collings, Cooper, Craven, Crockett, Cuddy, Daughtry, Denk, Dodge, Doudera, Dunphy, Evangelos, Farnsworth, Fay, Fecteau R, Foley, Gattine, Gramlich, Grohoski, Handy, Harnett, Hepler, Hickman, Higgins, Hobbs, Hubbell, Hutchins, Hymanson, Ingwersen, Jorgensen, Keschl, Kessler, Kornfield, Landry, Lyford, Madigan C, Marean, Martin J, Martin R, Mason, Mastraccio, Matlack, Maxmin, McCrea, McCreight, McDonald, McLean, Melaragno, Meyer, Moonen, Morales, Moriarty, Nadeau, O'Connor, O'Neil, Ordway, Paulhus, Pebworth, Peoples, Perkins, Perry A, Pierce T, Pluecker, Reckitt, Riseman, Roberts-Lovell, Rykerson, Schneck, Sharpe, Sheats, Stearns, Stover, Sylvester, Talbot Ross, Tepler, Terry, Tipping, Tucker, Verow, Warren, White B, White D, Zeigler, Madam Speaker.

ABSENT - Brooks, Cebra, DeVeau, Doore, Grignon, Johansen, Kinney, Perry J, Riley.

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

43 having voted in the affirmative and 98 voted in the negative, with 9 being absent and 1 excused, and accordingly the motion to **RECONSIDER** whereby the Bill was **PASSED TO BE ENGROSSED as Amended by Committee Amendment "A" (H-622) as Amended by House Amendment "A" (H-656)** thereto **FAILED**.

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

ORDERS

On motion of Representative MARTIN of Eagle Lake, the following Joint Resolution: (H.P. 1321) (Cosponsored by President JACKSON of Aroostook and Representatives: BLIER of Buxton, COLLINGS of Portland, MARTIN of Sinclair)

JOINT RESOLUTION RECOGNIZING THE TOWN OF FORT KENT ON ITS 150TH ANNIVERSARY

WHEREAS, the Town of Fort Kent, situated at the confluence of the Fish and St. John Rivers, was incorporated by the Legislature on February 23, 1869; and

WHEREAS, the first settlers of Fort Kent were Acadian French refugees who came in approximately 1829; and

WHEREAS, the area quickly became known for its vast lumber resources, and individuals with an entrepreneurial spirit were quick to develop business interests in the region; and

WHEREAS, this historic town played a prominent part in the tense Aroostook War and international boundary dispute that gave rise in 1840 to a fortified outpost named in honor of Governor Edward Kent; and

WHEREAS, on February 21, 1878, Governor Selden Connor approved and signed an act that established the Madawaska Training School for teachers, which was the precursor of the University of Maine at Fort Kent; and

WHEREAS, an economic boom occurred when the railroad came to town in 1902, providing passenger services and a means of transporting goods and services to outside markets, making the area less remote and more easily accessible; and

WHEREAS, the Little Franciscan Sisters of Mary made significant contributions to the life of the community, staffing St. Louis School and establishing and operating a hospital that became the Northern Maine Medical Center; and

WHEREAS, over the years Fort Kent has developed into a thriving cosmopolitan service community for the upper St. John River Valley, with a modern medical center, the University of Maine campus and extensive outdoor recreational opportunities during all 4 seasons of the year; 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 recognize the 150th anniversary of the Town of Fort Kent; and be it further

RESOLVED: That suitable copies of this resolution, duly authenticated by the Secretary of State, be transmitted to the Fort Kent Town Office.

READ and ADOPTED.

Sent for concurrence.

**ENACTORS
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)
(S. "A" S-353 to 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. 119 voted in favor of the same and 12 against, and accordingly the Resolve was **FINALLY PASSED**, signed by the Speaker and sent to the Senate.

Acts

An Act Authorizing the Issuance on Request of Acquired Brain Injury Identification Cards

(H.P. 50) (L.D. 49)
(S. "A" S-360 to C. "A" H-519)

An Act To Create a Victims' Compensation Fund for Victims of Property Crimes

(S.P. 487) (L.D. 1550)
(S. "A" S-356 to C. "A" S-305)

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.

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.

An Act To Amend the State's Hemp Laws

(S.P. 585) (L.D. 1749)
(C. "A" S-299)

TABLED - June 18, 2019 (Till Later Today) by Representative MOONEN of Portland.

PENDING - **PASSAGE TO BE ENACTED.**

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 Bill was **PASSED TO BE ENGROSSED as Amended by Committee Amendment "A" (S-299).**

On further motion of the same Representative, the rules were **SUSPENDED** for the purpose of **FURTHER RECONSIDERATION.**

On further motion of the same Representative, the House **RECONSIDERED** its action whereby **Committee Amendment "A" (S-299) was ADOPTED.**

The same Representative **PRESENTED House Amendment "A" (H-630) to Committee Amendment "A" (S-299)** which was **READ** by the Clerk.

The SPEAKER: The Representative may proceed.

Representative **HICKMAN**: Thank you, Madam Speaker. This amendment is a technical amendment. It makes sure that the definition of hemp for food, food products, and food additives that contain hemp in their final form contain no more than .3% THC.

Subsequently **House Amendment "A" (H-630) to Committee Amendment "A" (S-299) was ADOPTED.**

Committee Amendment "A" (S-299) as Amended by House Amendment "A" (H-630) thereto was ADOPTED.

Subsequently, the Bill was **PASSED TO BE ENGROSSED as Amended by Committee Amendment "A" (S-299) as Amended by House Amendment "A" (H-630) thereto in NON-CONCURRENCE** and sent for concurrence.

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

SENATE PAPERS

Non-Concurrent Matter

An Act To Increase Funding for Civil Legal Services
(H.P. 177) (L.D. 214)

PASSED TO BE ENACTED in the House on May 29, 2019. (Having previously been **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-316)**)

Came from the Senate **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-316) AS AMENDED BY SENATE AMENDMENT "A" (S-370)** thereto in **NON-CONCURRENCE**.

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

Non-Concurrent Matter

An Act Regarding Presumptive Eligibility and Homelessness under the General Assistance Laws
(S.P. 137) (L.D. 459)

PASSED TO BE ENACTED in the House on June 10, 2019. (Having previously been **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-215)**)

Came from the Senate **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-215) AS AMENDED BY SENATE AMENDMENT "A" (S-363)** thereto in **NON-CONCURRENCE**.

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

Non-Concurrent Matter

An Act To Require Municipalities and School Districts To Provide Notice of Breaches in Personal Data Security
(S.P. 209) (L.D. 696)

PASSED TO BE ENACTED in the House on May 9, 2019. (Having previously been **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-77)**)

Came from the Senate **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-77) AS AMENDED BY SENATE AMENDMENT "A" (S-364)** thereto in **NON-CONCURRENCE**.

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

Non-Concurrent Matter

An Act To Strengthen Resource Sharing and Access to Library Materials among Maine Libraries
(H.P. 838) (L.D. 1149)

PASSED TO BE ENACTED in the House on May 7, 2019. (Having previously been **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-173)**)

Came from the Senate **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-173) AND SENATE AMENDMENT "A" (S-365)** in **NON-CONCURRENCE**.

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

Non-Concurrent Matter

An Act To Improve Dental Health for Maine Adults with Low Incomes
(H.P. 1065) (L.D. 1453)

PASSED TO BE ENACTED in the House on June 5, 2019. (Having previously been **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-409)**)

Came from the Senate **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-409) AS AMENDED BY SENATE AMENDMENT "A" (S-371)** thereto in **NON-CONCURRENCE**.

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

Non-Concurrent Matter

An Act Regarding the Presumption of Abandonment of Gift Obligations
(H.P. 1164) (L.D. 1612)

PASSED TO BE ENACTED in the House on June 18, 2019. (Having previously been **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-613)**)

Came from the Senate **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-613) AS AMENDED BY SENATE AMENDMENT "A" (S-366)** thereto in **NON-CONCURRENCE**.

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

Non-Concurrent Matter

An Act To Provide for the Merger of Hospital Administrative District No. 4 into MRH Corp., a Maine Nonprofit, Nonstock Private Corporation (EMERGENCY)
(H.P. 1220) (L.D. 1708)

PASSED TO BE ENACTED in the House on June 12, 2019. (Having previously been **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-537)**)

Came from the Senate **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-537) AS AMENDED BY SENATE AMENDMENT "A" (S-367)** thereto in **NON-CONCURRENCE**.

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

Non-Concurrent Matter

An Act To Clarify and Amend MaineCare Reimbursement Provisions for Nursing and Residential Care Facilities (EMERGENCY)
(S.P. 588) (L.D. 1758)

PASSED TO BE ENACTED in the House on June 12, 2019. (Having previously been **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-265)**)

Came from the Senate **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-265) AS AMENDED BY SENATE AMENDMENT "B" (S-368)** thereto in **NON-CONCURRENCE**.

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

Non-Concurrent Matter

Resolve, Requiring the Department of Health and Human Services To Examine Options for Upper Payment Limit Adjustments for MaineCare Services
(H.P. 1309) (L.D. 1838)

FINALLY PASSED in the House on June 11, 2019. (Having previously been **PASSED TO BE ENGROSSED**)
 Came from the Senate **PASSED TO BE ENGROSSED AS AMENDED BY SENATE AMENDMENT "A" (S-369)** in **NON-CONCURRENCE**.

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

Non-Concurrent Matter

An Act To Strengthen the Maine Uniform Building and Energy Code (MANDATE)

(H.P. 629) (L.D. 855)
 (C. "A" H-619)

FAILED of **PASSAGE TO BE ENACTED** in the House on June 18, 2019.

Came from the Senate **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-619) AS AMENDED BY SENATE AMENDMENT "A" (S-372)** thereto in **NON-CONCURRENCE**.

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

Non-Concurrent Matter

Resolve, Directing the Public Utilities Commission To Evaluate the Ownership of Maine's Power Delivery Systems (EMERGENCY)

(H.P. 1315) (L.D. 1844)

FINALLY PASSED in the House on June 19, 2019.

Came from the Senate **PASSED TO BE ENGROSSED AS AMENDED BY SENATE AMENDMENT "A" (S-362)** in **NON-CONCURRENCE**.

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

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)
 (S. "A" S-367 to 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. 117 voted in favor of the same and 1 against, and accordingly the Bill was **PASSED TO BE ENACTED**, signed by the Speaker and sent to the Senate.

Emergency Measure

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

(S.P. 588) (L.D. 1758)
 (S. "B" S-368 to 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. 125 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.

Acts

An Act To Increase Funding for Civil Legal Services

(H.P. 177) (L.D. 214)
 (S. "A" S-370 to C. "A" H-316)

An Act Regarding Presumptive Eligibility and Homelessness under the General Assistance Laws

(S.P. 137) (L.D. 459)
 (S. "A" S-363 to C. "A" S-215)

An Act To Require Municipalities and School Districts To Provide Notice of Breaches in Personal Data Security

(S.P. 209) (L.D. 696)
 (S. "A" S-364 to C. "A" S-77)

An Act Regarding Adult Use Marijuana

(H.P. 524) (L.D. 719)
 (C. "A" H-657)

An Act Regarding the Penobscot Nation's and Passamaquoddy Tribe's Authority To Exercise Jurisdiction under the Federal Tribal Law and Order Act of 2010 and the Federal Violence Against Women Reauthorization Act of 2013

(H.P. 571) (L.D. 766)
 (H. "A" H-655 to C. "A" H-648)

An Act To Strengthen the Maine Uniform Building and Energy Code

(H.P. 629) (L.D. 855)
 (S. "A" S-372 to C. "A" H-619)

An Act To Strengthen the Maine State Library

(H.P. 838) (L.D. 1149)
 (C. "A" H-173; S. "A" S-365)

An Act Regarding the Presumption of Abandonment of Gift Obligations

(H.P. 1164) (L.D. 1612)
 (S. "A" S-366 to C. "A" H-613)

An Act To Clarify Various Provisions of the Maine Human Rights Act

(H.P. 1216) (L.D. 1701)
 (H. "A" H-652)

An Act To Enhance the Administration of the Maine Human Rights Act

(H.P. 1217) (L.D. 1702)
 (C. "A" H-642; H. "A" H-653)

An Act To Improve Consistency within the Maine Human Rights Act

(H.P. 1218) (L.D. 1703)
 (C. "A" H-643; S. "A" S-349; H. "A" H-654)

An Act To Amend the Advance Deposit Wagering Laws

(H.P. 1276) (L.D. 1797)
 (S. "A" S-361 to C. "A" H-635)

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 Reestablish the Commission To Improve the Sentencing, Supervision, Management and Incarceration of Prisoners

(H.P. 603) (L.D. 829)
 (C. "A" H-320; S. "A" S-309; H. "A" H-659)

Resolve, To Establish a Stakeholder Group To Develop an Adult Dental Benefit under MaineCare

(H.P. 1065) (L.D. 1453)
 (S. "A" S-371 to C. "A" H-409)

Resolve, Requiring the Department of Health and Human Services To Examine Options for Upper Payment Limit Adjustments for MaineCare Services

(H.P. 1309) (L.D. 1838)
(S. "A" S-369)

Resolve, Directing the Public Utilities Commission To Evaluate the Ownership of Maine's Power Delivery Systems

(H.P. 1315) (L.D. 1844)
(S. "A" S-362)

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

An Act To Prevent and Reduce Tobacco Use with Adequate Funding and by Equalizing the Taxes on Tobacco Products and To Improve Public Health

(H.P. 758) (L.D. 1028)
(H. "A" H-656 to C. "A" H-622)

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

On motion of Representative BICKFORD of Auburn, 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 Auburn, Representative Bickford.

Representative **BICKFORD**: Thank you, Madam Speaker. Increasing the tax on tobacco products disproportionately impacts the lower income individuals and those with mental health disorders. And this is according to the CDC. What will not help is increasing the regressive tax on cigarettes with the justification that it would further fund cessation programs.

Madam Speaker, Maine has the highest rate of food insecurity and this is according to a flyer that was passed out this morning by the Good Representative from Nobleboro from Mainers Feeding Mainers. That's a direct quote from that. Madam Speaker, I urge that the Members follow my light and vote no.

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. 320

YEA - Ackley, Alley, Austin B, Babbidge, Babine, Bailey, Beebe-Center, Berry, Blume, Brennan, Bryant, Caiazzo, Cardone, Carney, Cloutier, Collings, Cooper, Corey, Craven, Crockett, Daughtry, Denk, Dodge, Doudera, Dunphy, Farnsworth, Fay, Fecteau R, Foley, Gattine, Gramlich, Grohoski, Handy, Harnett, Hepler, Higgins, Hubbell, Hymanson, Ingwersen, Jorgensen, Keschl, Kessler, Kornfield, Landry, Lyford, Madigan C, Martin J, Martin R, Mastraccio, Matlack, McCrea, McCreight, McDonald, McLean, Melaragno, Meyer, Moonen, Morales, Moriarty, Nadeau, O'Neil, Paulhus, Pebworth, Perry A, Pierce T, Reckitt, Riseman, Roberts-Lovell, Rykerson, Schneck, Sharpe, Sheats, Skolfield, Stearns, Stover, Sylvester, Talbot Ross, Tepler, Terry, Tipping, Tucker, Tuell, Warren, White B, Zeigler, Madam Speaker.

NAY - Andrews, Arata, Austin S, Bickford, Blier, Bradstreet, Campbell, Costain, Cuddy, Curtis, Dillingham, Drinkwater, Evangelos, Faulkingham, Fecteau J, Foster, Griffin, Hall, Hanington, Hanley, Harrington, Hickman, Hobbs, Hutchins, Javner, Kinney, Kryzak, Lockman, Martin T, Mason,

Maxmin, Millett, Morris, O'Connor, Ordway, Perkins, Pickett, Pluecker, Prescott, Reed, Rudnicki, Stanley, Stetkis, Stewart, Strom, Swallow, Verow, Wadsworth, White D.

ABSENT - Brooks, Cebra, DeVeau, Dolloff, Doore, Grignon, Haggan, Head, Johansen, Marean, Peoples, Perry J, Riley, Sampson, Theriault.

Yes, 86; No, 49; Absent, 15; Excused, 1.

86 having voted in the affirmative and 49 voted in the negative, with 15 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**.

Acts

An Act To Amend the State's Hemp Laws

(S.P. 585) (L.D. 1749)
(H. "A" H-630 to C. "A" S-299)

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. 321

YEA - Ackley, Alley, Andrews, Arata, Austin B, Austin S, Babbidge, Babine, Bailey, Beebe-Center, Berry, Bickford, Blier, Blume, Bradstreet, Brennan, Bryant, Caiazzo, Campbell, Cardone, Carney, Cloutier, Collings, Cooper, Corey, Costain, Craven, Crockett, Cuddy, Curtis, Daughtry, Denk, Dillingham, Dodge, Doudera, Drinkwater, Dunphy, Evangelos, Farnsworth, Faulkingham, Fay, Fecteau J, Fecteau R, Foley, Foster, Gattine, Gramlich, Griffin, Grohoski, Hall, Handy, Hanington, Hanley, Harnett, Harrington, Hepler, Hickman, Higgins, Hobbs, Hubbell, Hutchins, Hymanson, Ingwersen, Javner, Jorgensen, Keschl, Kessler, Kinney, Kornfield, Kryzak, Landry, Lockman, Lyford, Madigan C, 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, Perkins, Perry A, Pickett, Pierce T, Pluecker, Prescott, Reckitt, Reed, Riseman, Roberts-Lovell, Rudnicki, Rykerson, Schneck, Sharpe, Sheats, Skolfield, Stanley, Stearns, Stetkis, Stewart, Stover, Strom, Swallow, Sylvester, Talbot Ross, Tepler, Terry, Tipping, Tucker, Tuell, Verow, Wadsworth, Warren, White B, Zeigler, Madam Speaker.

NAY - None.

ABSENT - Brooks, Cebra, DeVeau, Dolloff, Doore, Grignon, Haggan, Head, Johansen, Marean, Peoples, Perry J, Riley, Sampson, Theriault, White D.

Yes, 134; No, 0; Absent, 16; Excused, 1.

134 having voted in the affirmative and 0 voted in the negative, with 16 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**.

REPORTS OF COMMITTEE

Divided Report

Majority Report of the Committee on **APPROPRIATIONS AND FINANCIAL AFFAIRS** reporting **Ought to Pass as Amended by Committee Amendment "A" (S-354)** on Bill "An Act To Authorize a General Fund Bond Issue for Infrastructure, Economic Development, Workforce Development and Energy and Environment Investment"

(S.P. 621) (L.D. 1836)

Signed:

Senators:

BREEN of Cumberland
SANBORN, L. of Cumberland

Representatives:

GATTINE of Westbrook
DUNPHY of Old Town
HUBBELL of Bar Harbor
JORGENSEN of Portland
MARTIN of Eagle Lake
PIERCE of Falmouth

Minority Report of the same Committee reporting **Ought to Pass as Amended by Committee Amendment "B" (S-355)** on same Bill.

Signed:

Senator:

HAMPER of Oxford

Representatives:

ARATA of New Gloucester
KESCHL of Belgrade
MILLETT of Waterford
WADSWORTH of Hiram

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-354)**.

READ.

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

The SPEAKER: The Chair recognizes the Representative from Westbrook, Representative Gattine.

Representative **GATTINE**: Thank you, Madam Speaker, Women and Men of the House. The item before you is the bond package submitted to the Legislature by the Chief Executive. I'm happy to rise this morning in support of this.

The Chief Executive's bond package lays out a clear strategy for moving Maine into a competitive position here in the 21st century. These bonds will allow Maine to make critical investments in economic and workforce development, advance Maine's energy future, protect our environment, and make good on our commitments to improve access to broadband internet, rebuild our roads and bridges, and expand access to education and training in the trades, and I'm going to just briefly outline the portions of this bond.

The bond proposal proposes to invest a total of \$50 million in expanding broadband across the State and spurring research and development and in improving fishing and

farming infrastructure to support these vital and growing industries. And of this \$50 million, \$30 million of that investment is in broadband. The bond proposal also invests a total of \$19 million to expand education and training in the trades, to expand career and technical education opportunities, and to increase access to quality childcare services, the lack of which is holding many people back from success in the workforce.

The bond proposal invests \$65 million to clean up pollution and improve wastewater treatment, to protect working waterfronts and forests, and shepherd in renewal energy projects at the municipal level in an effort to combat climate change. And while I and many others in this chamber recognize that we need to fundamentally change the way that we fund transportation and infrastructure in this State, we know all too well that the condition of our infrastructure pose a threat to Mainers' safety and their ability to do business in our State and in the region and this bond package invests \$105 million in transportation projects.

Madam Speaker, the AFA committee held a lengthy public hearing, five or six hours, on Monday afternoon and we had testimony on all four of these areas in the bond package; overwhelming support from people who came out to testify on this bond package. I think it's a really exciting package, I think it's worthy of the support of this chamber and I hope people will vote for it tonight. Thank you, Madam Speaker.

Representative MOONEN of Portland **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 Windham, Representative Corey.

Representative **COREY**: Madam Speaker, I want to speak in opposition to this bundled bond package. Having served on the Land Conservation Taskforce over the last two years, one of my top priorities this session was the opportunity to put forth a bond and revitalize the LMF program, Land for Maine's Future.

I wish tonight I had the opportunity to support conservation, recreation and traditional Maine industries. Lumping it into a package that exceeds \$200 million makes the total package unsupportable for people concerned about debt. I ask you to not support this motion so we have the opportunity to vote on separate bonds we can each conscientiously support or oppose. Thank you, Madam Speaker.

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

ROLL CALL NO. 322

YEA - Ackley, Alley, Austin B, Babbidge, Babine, Bailey, Beebe-Center, Berry, Bickford, Blume, Brennan, Bryant, Caiazza, Cardone, Carney, Cloutier, Collings, Cooper, Craven, Crockett, Cuddy, Daughtry, Denk, Dodge, Doudera, Dunphy, Evangelos, Farnsworth, Fay, Fecteau R, Foley, Gattine, Gramlich, Grohoski, Handy, Harnett, Harrington, 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, Perry A, Pierce T, Pluecker, Reckitt, Riseman, Roberts-Lovell, Rykerson, Schneck, Sharpe, Sheats, Stanley, Stover, Sylvester, Talbot

Ross, Tepler, Terry, Tipping, Tucker, Verow, Warren, White B, Zeigler, Madam Speaker.

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

ABSENT - Brooks, Cebra, DeVeau, Dolloff, Doore, Grignon, Haggan, Head, Johansen, Marean, Peoples, Perry J, Riley, Sampson, Theriault.

Yes, 90; No, 45; Absent, 15; Excused, 1.

90 having voted in the affirmative and 45 voted in the negative, with 15 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" (S-354)** was **READ** by the Clerk.

Representative STEWART of Presque Isle **PRESENTED House Amendment "A" (H-660) to Committee Amendment "A" (S-354)**, which was **READ** by the Clerk.

The SPEAKER: The Representative from Presque Isle may proceed.

Representative STEWART: Thank you very much, Madam Speaker. Madam Speaker, I think if I've done the math correctly in terms of the last vote, I think that we understand the trajectory that we're heading here in regards to bonds for this first session. So, with that, I would present this amendment as a compromise to ensure that we are able to get a mutually agreed-upon package in regards to transportation infrastructure moved forward. This is not to say, however, that our side is opposed or takes any issue with any one part of the bond package as it stands, in particular. However, we do have some reservations. The first of which is that last week we passed an \$8 billion budget and we are now putting hundreds of millions of dollars more of debt that we will then have to pay off in the future forward if we were to vote in favor of this this evening. The second is that a number of those components captured in that bond package deal heavily with what I look forward to seeing at some point soon, likely in January, in terms of the upcoming state's economic development plan. Additionally, I think that this compromise proposal will pair nicely with the Blue-Ribbon Commission that we just approved in this body just moments ago, to look at how we fund our transportation system in Maine.

Therefore, Madam Speaker, I think that this proposal is one that is not only appropriate but certainly justified and I know that our side certainly feels that way. And I hope that for all the reasons laid out earlier by the Representative from Westbrook in regards to the critical updates and improvements that are required to our transportation infrastructure system in Maine that this is going to address those needs, to make sure that Mainers are kept safe on the roads and to make sure that our roads are able to remain open and in good shape. After a very long and arduous winter that we just had, we certainly feel that this is an important part of that funding mix.

So, with that, Madam Speaker, I would request that you follow my light in approving this amendment so that we can move a bond package forward that will actually have a chance at passing this evening, and we can adjourn this session having done the good work of the people. Thank you.

Representative MOONEN of Portland **REQUESTED** a roll call on the motion to **ADOPT House Amendment "A" (H-660) to Committee Amendment "A" (S-354)**.

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 Biddeford, Representative Fecteau.

Representative **FECTEAU**: Thank you, Madam Speaker. Madam Speaker, Ladies and Gentlemen of the House, I guess I rise in a bit of disbelief this morning to the amendment that's being proposed here.

There were a number of items in the package proposed that we just voted on that I think are really important to our State currently and into the future. One of those items is really important to me, I thought it was really important to a number of people in this body, and that is \$5 million that was going to be dedicated to our CTE schools across the State. CTE schools have not had an infusion through a bond since 1998, 21 years ago. And there is significant needs for capital improvements and the purchase of equipment at these schools, the 27 of them that reside in many of our own districts. They need new equipment so that young people can join our workforce and become part of our future. Up in Aroostook, I know that they have large needs for skidders to make sure that those young people can get into the forest industry. I know there's a program that needs to retrofit their building to accommodate a welding program.

We need to make this investment. I'm disappointed by the amendment that's been offered because it does not include this and I think it should. Thank you, Madam Speaker.

The SPEAKER: The Chair recognizes the Representative from Dover-Foxcroft, Representative Higgins.

Representative **HIGGINS**: Thank you, Madam Speaker, Ladies and Gentlemen of the House. Let me be very brief here tonight because of the time.

You know, for the five years that I've been here, we've consistently talked about the need for high-speed broadband in Maine to spur economic development particularly in rural Maine. I was recently at a town meeting when an article was passed of a couple hundred thousand dollars to support paving in town and improve the highway and a comment behind me was, you know, Norm, maybe it's the wrong highway that we're investing in. So, I think it's really important for us to be thinking about the investment across the State of Maine. Every economic development report in the State of Maine by every professional group, from Chamber of Commerce to whatever group we've looked at, lists broadband as an essential component for the future of Maine and it's the one thing that's really limiting economic opportunity in the rural areas.

So, I will be opposing this because I think we need to think about both highways here in Maine, not just one. Thank you, Madam Speaker.

The SPEAKER: A roll call has been ordered. The pending question before the House is Adoption of House Amendment "A" (H-660) to Committee Amendment "A" (S-354). All those in favor will vote yes, those opposed will vote no.

ROLL CALL NO. 323

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

NAY - Ackley, Alley, Andrews, Austin B, Babbidge, Babine, Bailey, Beebe-Center, Berry, Blume, Brennan, Bryant, Caiazza, Cardone, Carney, Cloutier, Collings, Cooper, Craven,

Crockett, Cuddy, Daughtry, Denk, Dodge, Doudera, Dunphy, Evangelos, Farnsworth, 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, Perry A, Pierce T, Pluecker, Reckitt, Riseman, Roberts-Lovell, Rykerson, Schneck, Sharpe, Sheats, Skolfield, Stanley, Stover, Sylvester, Talbot Ross, Tepler, Terry, Tipping, Tucker, Verow, Warren, White B, Zeigler, Madam Speaker.

ABSENT - Brooks, Cebra, DeVeau, Dolloff, Doore, Grignon, Haggan, Head, Johansen, Marean, Peoples, Perry J, Riley, Sampson, Theriault.

Yes, 45; No, 90; Absent, 15; Excused, 1.

45 having voted in the affirmative and 90 voted in the negative, with 15 being absent and 1 excused, and accordingly **House Amendment "A" (H-660) to Committee Amendment "A" (S-354) was NOT ADOPTED.**

Subsequently, **Committee Amendment "A" (S-354) was ADOPTED.**

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

Under further suspension of the rules the Bill was **PASSED TO BE ENGROSSED as Amended by Committee Amendment "A" (S-354)** in concurrence.

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

SENATE PAPERS

Non-Concurrent Matter

Bill "An Act To Amend the Maine Exclusion Amount in the Estate Tax"

(H.P. 329) (L.D. 420)

Minority (5) **OUGHT NOT TO PASS** Report of the Committee on **TAXATION READ** and **ACCEPTED** in the House on June 17, 2019.

Came from the Senate with the Reports **READ** and the Bill and accompanying papers **COMMITTED** to the Committee on **TAXATION** in **NON-CONCURRENCE.**

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

Representative STEWART of Presque Isle **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 Presque Isle, Representative Stewart.

Representative STEWART: Thank you, Madam Speaker. I'll be very brief.

This is a bill which on our previous action we decided to move forward with the Ought Not to Pass and it is now coming back to us with a motion to refer it to committee again. I don't think that's necessary. I think we've demonstrated that this body, this chamber, is not interested in seeing the bill come forward. And so, with that, I'd ask that you follow my light and vote this measure down.

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. 324

YEA - Ackley, Alley, Austin B, Babbidge, Babine, Bailey, Beebe-Center, Berry, Blume, Brennan, Bryant, Caiazzo, Cardone, Carney, Cloutier, Collings, Cooper, Craven, Crockett, Cuddy, Daughtry, Denk, Dodge, 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, Martin J, Martin R, Mastraccio, Matlack, Maxmin, McCrea, McCreight, McDonald, McLean, Melaragno, Meyer, Moonen, Morales, Moriarty, Nadeau, O'Neil, Paulhus, Pebworth, Perry A, Pierce T, Pluecker, Reckitt, Riseman, Roberts-Lovell, Rykerson, Schneck, Sharpe, Sheats, Stover, Sylvester, Talbot Ross, Tepler, Terry, Tipping, Tucker, Warren, White B, Zeigler, Madam Speaker.

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

ABSENT - Brooks, Cebra, DeVeau, Dolloff, Doore, Grignon, Haggan, Head, Johansen, Marean, Peoples, Perry J, Riley, Sampson, Theriault.

Yes, 85; No, 50; Absent, 15; Excused, 1.

85 having voted in the affirmative and 50 voted in the negative, with 15 being absent and 1 excused, and accordingly the House voted to **RECEDE AND CONCUR.**

Non-Concurrent Matter

An Act To Fund Collective Bargaining Agreements with Executive Branch Employees (EMERGENCY)

(H.P. 1316) (L.D. 1845)

PASSED TO BE ENACTED in the House on June 19, 2019.

Came from the Senate **FAILING** of **PASSAGE TO BE ENACTED** in **NON-CONCURRENCE.**

This being an emergency measure, a two-thirds vote of all the members elected to the House being necessary, a total was taken. 129 voted in favor of the same and 4 against, and accordingly the House voted to **INSIST.**

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

COMMUNICATIONS

The Following Communication: (S.C. 624)

MAINE SENATE

129TH LEGISLATURE

OFFICE OF THE SECRETARY

June 20, 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 Majority Ought to Pass as Amended Report from the Committee on Judiciary on Bill "An Act To Implement the Recommendations of the Right To Know

Advisory Committee Concerning Public Records Exceptions and To Address Remote Participation by Members of Public Bodies" (H.P. 1103) (L.D. 1511) in non-concurrence.

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

Came from the Senate, **READ** and **ORDERED PLACED ON FILE**.

READ and **ORDERED PLACED ON FILE** in concurrence.

ENACTORS
Bond Issue

An Act To Authorize a General Fund Bond Issue for Infrastructure, Economic Development, Workforce Development and Energy and Environment Investment

(S.P. 621) (L.D. 1836)
(C. "A" S-354)

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

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

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

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

In accordance with the provisions of Section 14 of Article IX of the Constitution, a two-thirds vote of the House being necessary, a total was taken.

ROLL CALL NO. 325

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

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

ABSENT - Brooks, Cebra, DeVeau, Dolloff, Doore, Grignon, Haggan, Head, Johansen, Marean, Peoples, Perry J, Riley, Sampson, Theriault.

Yes, 89; No, 46; Absent, 15; Excused, 1.

89 having voted in the affirmative and 46 voted in the negative, with 15 being absent and 1 excused, and accordingly the Bond Issue **FAILED PASSAGE TO BE ENACTED** and was sent to the Senate.

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

ORDERS

On motion of Representative MOONEN of Portland, the following Joint Order: (H.P. 1322)

ORDERED, the Senate concurring, that the following specified matters be held over to any special or regular session, or both, of the 129th Legislature.

Agriculture, Conservation and Forestry

H.P. 413, L.D. 569 - Resolve, Directing the Department of Agriculture, Conservation and Forestry To Submit to the United States Secretary of Agriculture a Plan for Continued Implementation of the Maine Industrial Hemp Program

H.P. 850, L.D. 1167 - An Act To Increase Consumption of Maine Foods in State Institutions

S.P. 390, L.D. 1270 - An Act To Create Certain Recreational Opportunities on State-owned Land

H.P. 1114, L.D. 1531 - An Act To Establish the Maine Food System Investment Program To Create Quality Jobs and Support Farms, Fisheries and Food-related Businesses

H.P. 1149, L.D. 1590 - An Act To Amend the Laws Relating to Harness Racing

S.P. 575, L.D. 1726 - An Act To Penalize Violators of Wood Shipment and Quarantine Laws

H.P. 1257, L.D. 1770 - An Act To Amend the Forestry Laws Regarding Responsibility for Compliance with Those Laws

S.P. 604, L.D. 1788 - An Act To Eliminate Online Burn Permit Fees for All Areas of the State

H.P. 1280, L.D. 1799 - Resolve, Authorizing the Department of Agriculture, Conservation and Forestry To Convey Certain Land in the Little Moose Unit of Moosehead Junction Township

Appropriations and Financial Affairs

H.P. 13, L.D. 12 - An Act To Authorize a General Fund Bond Issue for the Design and Construction of a New Fish Hatchery and To Improve Hatchery Infrastructure

H.P. 17, L.D. 16 - An Act To Authorize a General Fund Bond Issue To Invest in Infrastructure To Address Sea Level Rise

H.P. 48, L.D. 47 - An Act To Authorize a General Fund Bond Issue To Invest in Fire Stations

H.P. 49, L.D. 48 - An Act To Authorize a General Fund Bond Issue To Invest in Housing for Persons Who Are Homeless

H.P. 93, L.D. 111 - An Act To Authorize a General Fund Bond Issue for Research and Development and Commercialization

H.P. 108, L.D. 126 - An Act To Authorize a General Fund Bond Issue To Acquire Significant Historic Properties for Resale and Rehabilitation

S.P. 35, L.D. 148 - An Act To Authorize a General Fund Bond Issue To Recapitalize the School Revolving Renovation Fund and To Give Priority Status to Certain School Facility Upgrades

S.P. 36, L.D. 149 - An Act To Authorize a General Fund Bond Issue To Provide Student Debt Forgiveness To Support Workforce Attraction and Retention

H.P. 135, L.D. 172 - An Act To Authorize a General Fund Bond Issue To Invest in Smart City Technology

H.P. 219, L.D. 295 - An Act To Authorize a General Fund Bond Issue To Increase Rural Maine's Access to Broadband Internet Service

H.P. 223, L.D. 299 - An Act To Authorize a General Fund Bond Issue To Assist Schools, Municipalities and Counties in Using Emerging Technologies and Energy Alternatives to Fossil Fuels in Heating, Electrical and Other Utility Systems

H.P. 234, L.D. 310 - An Act Making Certain Supplemental Appropriations and Allocations and Changing Certain Provisions of the Law Necessary to the Proper Operations of State Government

H.P. 235, L.D. 311 - An Act Making Certain Appropriations and Allocations and Changing Certain Provisions of the Law Necessary to the Proper Operations of State Government

H.P. 267, L.D. 341 - An Act To Authorize a General Fund Bond Issue for the Construction of a Convention Center in Portland

S.P. 94, L.D. 354 - An Act To Authorize a General Fund Bond Issue To Encourage the Provision of Reliable High-speed Internet in Rural Underserved Areas of Maine

H.P. 290, L.D. 381 - An Act To Authorize a General Fund Bond Issue To Upgrade and Replace Infrastructure of the Maine Public Broadcasting Corporation

H.P. 303, L.D. 394 - An Act To Authorize a General Fund Bond Issue To Provide for Student Loan Debt Relief

H.P. 309, L.D. 400 - An Act To Authorize a General Fund Bond Issue for Food Processing Infrastructure in Targeted Areas of the State

H.P. 332, L.D. 423 - An Act To Authorize a General Fund Bond Issue To Preserve Historic Properties for Maine's Bicentennial

S.P. 133, L.D. 455 - An Act To Authorize a General Fund Bond Issue To Expand Maine's Research, Development, Commercialization and Clinical Infrastructure Assets To Improve Outcomes for Maine Families with Members Suffering from Alzheimer's, Dementia and Other Diseases of Aging

H.P. 353, L.D. 469 - An Act To Authorize a General Fund Bond Issue To Provide Funding for Upgrades of Learning Spaces and Other Projects Funded by the School Revolving Renovation Fund

H.P. 392, L.D. 535 - An Act To Authorize a General Fund Bond Issue To Invest in Maine's Rail Infrastructure and Expand Passenger Rail Service

H.P. 394, L.D. 537 - An Act To Authorize a General Fund Bond Issue To Support the Gulf of Maine Research Institute's Establishment of a Near-shore Coastal Sensor Network

S.P. 169, L.D. 547 - An Act To Authorize a General Fund Bond Issue To Support Maine Aquaculture

S.P. 189, L.D. 602 - An Act To Authorize a General Fund Bond Issue To Support Research and Development in Maine

H.P. 439, L.D. 611 - An Act To Provide Supplemental Appropriations and Allocations for the Operations of State Government

H.P. 546, L.D. 741 - An Act To Return Surplus Money to Maine Taxpayers

S.P. 233, L.D. 789 - An Act To Appropriate General Fund Money for Basic Government Functions

S.P. 236, L.D. 792 - An Act To Amend the Laws Governing the Issuance of Bonds

H.P. 633, L.D. 859 - An Act To Authorize a General Fund Bond Issue To Fund Equipment for Career and Technical Education Centers and Regions

H.P. 635, L.D. 861 - An Act To Authorize a General Fund Bond Issue To Complete the Renovation of a Wharf and Bulkhead in Portland for Marine Research

S.P. 265, L.D. 911 - An Act To Authorize a General Fund Bond Issue To Promote Land Conservation, Working Waterfronts, Water Access and Outdoor Recreation

H.P. 678, L.D. 923 - An Act To Authorize a General Fund Bond Issue To Upgrade Municipal Culverts at Stream Crossings

H.P. 723, L.D. 968 - An Act Making Supplemental Appropriations and Allocations for the Expenditures of State Government and Changing Certain Provisions of the Law Necessary to the Proper Operations of State Government for the Fiscal Years Ending June 30, 2020 and June 30, 2021

H.P. 724, L.D. 969 - An Act Making Supplemental Appropriations and Allocations for the Expenditures of State Government and Changing Certain Provisions of the Law Necessary to the Proper Operations of State Government for the Fiscal Year Ending June 30, 2019

S.P. 325, L.D. 1093 - An Act To Authorize a General Fund Bond Issue To Invest in Maine's Railroad Infrastructure

S.P. 339, L.D. 1119 - An Act To Authorize a General Fund Bond Issue To Support Investments in Energy Efficiency and Renewable Energy in Municipalities and School Administrative Units

H.P. 885, L.D. 1224 - An Act To Authorize General Fund Bond Issues To Address Changes in Sea Level, Geospatial Data Acquisition by Communities and the Increase in Ocean Acidity

H.P. 961, L.D. 1333 - An Act To Authorize a General Fund Bond Issue To Establish a Maine County Correctional Facilities Revolving Construction and Improvement Fund

H.P. 1095, L.D. 1496 - An Act To Protect the Maine Budget Stabilization Fund

S.P. 510, L.D. 1604 - An Act To Authorize General Fund Bond Issues To Improve Highways, Bridges and Multimodal Facilities

S.P. 557, L.D. 1692 - An Act To Authorize a General Fund Bond Issue To Fund Training for Mill Workers and Loggers

S.P. 561, L.D. 1705 - An Act To Authorize a General Fund Bond Issue To Strengthen the Marine Economy

Criminal Justice and Public Safety

H.P. 123, L.D. 141 - An Act To Promote Highway Safety by Restricting the Use of Marijuana and Possession of an Open Marijuana Container in a Vehicle

H.P. 145, L.D. 182 - An Act To Amend the Maine Bail Code Regarding the Financial Capacity of a Defendant To Post Bond

S.P. 195, L.D. 608 - An Act To Provide Funding for a Correctional Facility in Downeast Maine

S.P. 213, L.D. 700 - An Act To Prevent Internet Theft

H.P. 590, L.D. 802 - An Act To Recruit and Retain Corrections Support Staff

H.P. 728, L.D. 973 - An Act To Stabilize County Corrections

S.P. 328, L.D. 1096 - An Act To Require That Comprehensive Substance Use Disorder Treatment Be Made Available to Maine's Incarcerated Population

H.P. 812, L.D. 1108 - Resolve, Establishing the Task Force on Alternatives to Incarceration for Maine Youth

S.P. 355, L.D. 1169 - An Act To Provide Ready Access to Defibrillators in Businesses and Pharmacies

H.P. 874, L.D. 1210 - Resolve, To Direct the Commissioner of Corrections To Study Changes in Corrections Practices and Reinvestment in Corrections Resources To Reduce Recidivism and Control Correctional Facility Costs

S.P. 377, L.D. 1215 - An Act Relating to Defenses and Self-defense in the Maine Criminal Code

H.P. 881, L.D. 1221 - An Act To Allow Deductions from Prison Sentences for Rehabilitative Activities

H.P. 936, L.D. 1293 - An Act To Improve Investigative Efficiencies at the State Fire Marshal's Office

H.P. 938, L.D. 1295 - An Act To Determine the Need To Increase the Number of Forensic Emergency and Crisis Beds

H.P. 1034, L.D. 1421 - An Act To Amend the Maine Bail Code

H.P. 1035, L.D. 1422 - An Act Regarding Conditions in Correctional Facilities for Female Prisoners

H.P. 1073, L.D. 1466 - An Act To Allow Community-based Organizations To Participate in Diversion Projects for Persons with Substance Use Disorder

H.P. 1094, L.D. 1492 - An Act To Reform Drug Sentencing Laws

S.P. 572, L.D. 1723 - An Act To Allow the Confinement of Female Prisoners at the Long Creek Youth Development Center

H.P. 1229, L.D. 1727 - An Act To Correct Various Statutes Related to the Department of Corrections

Education and Cultural Affairs

H.P. 118, L.D. 136 - An Act To Establish a Special Education Circuit Breaker Reimbursement Program

H.P. 141, L.D. 178 - An Act To Increase the State Share of the Cost of Health Insurance for Retired Teachers

S.P. 216, L.D. 703 - An Act To Help Maine Students Succeed

S.P. 235, L.D. 791 - An Act To Provide School Districts with Full State Funding for Students with High-cost Special Education Needs

H.P. 634, L.D. 860 - An Act To Establish the Maine Community College System No-cost Tuition Program

H.P. 656, L.D. 882 - Resolve, To Require the Examination of the System of Learning Results

S.P. 470, L.D. 1521 - An Act To Expand Skill Development Opportunities for Maine Youth

S.P. 512, L.D. 1606 - An Act To Increase Funding for Career and Technical Education Programs

S.P. 513, L.D. 1607 - An Act To Create the Department of Early Care and Learning

H.P. 1226, L.D. 1715 - An Act To Reorganize the Provision of Services for Children with Disabilities from Birth to 5 Years of Age

H.P. 1291, L.D. 1813 - Resolve, To Ensure Safe and Inclusive Learning Environments

Energy, Utilities and Technology

H.P. 14, L.D. 13 - An Act To Allow Microgrids That Are in the Public Interest

H.P. 136, L.D. 173 - An Act To Promote Economic Development and Critical Communications for Family Farms, Businesses and Residences by Strategic Public Investment in High-speed Internet

H.P. 341, L.D. 432 - An Act To Amend the Greater Augusta Utility District Charter

S.P. 234, L.D. 790 - An Act To Eliminate the Cap on the Number of Accounts or Meters Designated for Net Energy Billing

S.P. 347, L.D. 1127 - An Act To Expand Community-based Solar Energy in Maine

S.P. 498, L.D. 1563 - An Act To Encourage the Development of Broadband Coverage in Rural Maine

H.P. 1177, L.D. 1634 - An Act To Create the Maine Clean Energy Fund and To Authorize a General Fund Bond Issue To Capitalize the Fund

H.P. 1181, L.D. 1646 - An Act To Restore Local Ownership and Control of Maine's Power Delivery Systems

H.P. 1240, L.D. 1741 - Resolve, Directing the Public Utilities Commission To Examine Performance-based Rates for Electric Utilities

S.P. 582, L.D. 1748 - An Act To Allow for the Establishment of Commercial Property Assessed Clean Energy Programs

Environment and Natural Resources

H.P. 88, L.D. 102 - An Act To Improve the Manufacturing of Plastic Bottles and Bottle Caps

H.P. 252, L.D. 327 - An Act To Revise Maine's Environmental Laws

H.P. 310, L.D. 401 - An Act To Preserve State Landfill Capacity and Promote Recycling

H.P. 401, L.D. 544 - An Act To Create Extended Producer Responsibility for Post-consumer Waste Generated from the Use of Tobacco Products

H.P. 579, L.D. 774 - An Act To Protect Maine's Beaches and Shoreline

H.P. 706, L.D. 951 - An Act To Improve the Research Capabilities of State Agencies

H.P. 707, L.D. 952 - An Act To Coordinate and Standardize Data Collection Protocols

S.P. 278, L.D. 988 - An Act To Reduce the Landfilling of Municipal Solid Waste

S.P. 445, L.D. 1460 - An Act To Support Collection and Proper Disposal of Unwanted Drugs

H.P. 1153, L.D. 1594 - An Act To Establish a Stewardship Program for Consumer Batteries

S.P. 552, L.D. 1687 - An Act Regarding the Water Quality Certification of Graham Lake on the Union River

H.P. 1245, L.D. 1750 - An Act To Establish Appliance Energy and Water Standards

S.P. 601, L.D. 1777 - An Act To Add Rivers, Streams and Brooks to the Department of Environmental Protection's Compensation Fee Program

H.P. 1263, L.D. 1779 - An Act To Establish Standards for Operation and Maintenance and Asset Management for Publicly Owned Treatment Works and Municipal Satellite Collection Systems

H.P. 1264, L.D. 1780 - An Act To Support Replacement of At-risk Home Heating Oil Tanks

H.P. 1265, L.D. 1781 - An Act To Allow the Board of Environmental Protection To Make Changes through Routine Technical Rulemaking to Federally Based Screening Levels for the Beneficial Use of Solid Waste

H.P. 1271, L.D. 1786 - An Act To Update Maine's Sales Prohibition on Upholstered Furniture Treated with Flame-retardant Chemicals

H.P. 1300, L.D. 1823 - An Act To Allow a Float Haul-out or Marine Way within Shoreland Zone Setbacks

H.P. 1303, L.D. 1832 - An Act To Ensure Adequate Funding for the Maine Pollutant Discharge Elimination System and Waste Discharge Licensing Program

Health and Human Services

H.P. 190, L.D. 227 - An Act To Strengthen Maine's Public Health Infrastructure

H.P. 194, L.D. 231 - An Act To Improve Public Health by Maximizing Federal Funding Opportunities

H.P. 195, L.D. 232 - An Act To Change the Process by Which Designated Nonstate Mental Health Institutions Petition

the District Court To Admit Certain Patients to a Progressive Treatment Program

H.P. 208, L.D. 284 - An Act To Improve Care Provided to Forensic Patients

S.P. 102, L.D. 362 - Resolve, To Require the Department of Health and Human Services To Submit a State Plan Amendment To Exempt Retirement and Educational Assets from Calculations for Medicaid Eligibility

H.P. 365, L.D. 508 - Resolve, To Study the Protection of Youth and Young Adults from Addiction and Premature Death by Restricting Marketing of Tobacco Products

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

S.P. 210, L.D. 697 - Resolve, Directing the Department of Health and Human Services To Conduct a Review of Rules Governing In-home Personal Care Assistance Services

H.P. 591, L.D. 803 - An Act To Create 4 Regional Mental Health Receiving Centers

S.P. 312, L.D. 1052 - An Act To Require Regular and Transparent Review of MaineCare Reimbursement Rates

H.P. 823, L.D. 1134 - An Act To Set Aside Funds from Federal Block Grants for Certain Communities

H.P. 831, L.D. 1142 - Resolve, To Expand Transportation Services for Seniors Who Are MaineCare Members

H.P. 835, L.D. 1146 - An Act To Ensure the Provision of Housing Navigation Services to Older Adults and Persons with Disabilities

H.P. 854, L.D. 1180 - Resolve, To Establish the Task Force To Better Coordinate the Protection of Vulnerable Populations

H.P. 994, L.D. 1373 - Resolve, To Reduce MaineCare Spending through Targeted Nutrition Interventions

H.P. 1031, L.D. 1418 - An Act To Address Maine's Shortage of Behavioral Health Services for Minors

S.P. 441, L.D. 1429 - An Act To Fund Opioid Use Disorder Prevention and Treatment

H.P. 1173, L.D. 1630 - Resolve, To Ensure Access to Opiate Addiction Treatment

S.P. 539, L.D. 1662 - An Act To Save Lives by Establishing the Low Barrier Opioid Treatment Response Program

S.P. 579, L.D. 1737 - An Act Relating to the Retention and Hiring of Mental Health Staff at the Department of Health and Human Services

S.P. 592, L.D. 1760 - An Act To Support Children's Healthy Development and School Readiness

H.P. 1299, L.D. 1822 - An Act To Protect Access to Services for Adults with Serious and Persistent Mental Illness

Health Coverage, Insurance and Financial Services

H.P. 31, L.D. 30 - An Act To Improve Health Care Data Analysis

S.P. 14, L.D. 51 - An Act To Implement the Recommendations of the Task Force on Health Care Coverage for All of Maine

S.P. 107, L.D. 366 - An Act To Protect Elderly Persons from Financial Abuse

H.P. 376, L.D. 519 - An Act To Expand Adult Dental Health Insurance Coverage

S.P. 181, L.D. 594 - An Act To Promote Individual Savings Accounts through a Public-Private Partnership

S.P. 185, L.D. 598 - An Act Regulating Employee Benefit Excess Insurance

S.P. 317, L.D. 1085 - An Act To Ensure That Maine Residents Have Adequate and Affordable Access to Health Care

H.P. 827, L.D. 1138 - An Act To Ensure Health Insurance Coverage for Treatment for Childhood Postinfectious Neuroimmune Disorders Including Pediatric Autoimmune Neuropsychiatric Disorders Associated with Streptococcal Infections and Pediatric Acute-onset Neuropsychiatric Syndrome

S.P. 431, L.D. 1387 - An Act To Increase Access to Safe and Affordable Prescription Drugs

H.P. 1044, L.D. 1434 - An Act To Allow Certified Registered Nurse Anesthetists To Bill for Their Services

H.P. 1150, L.D. 1591 - An Act To Provide Access to Health Care for Maine Citizens

H.P. 1163, L.D. 1611 - An Act To Support Universal Health Care

H.P. 1165, L.D. 1613 - An Act Regarding Women's Health and Economic Security

H.P. 1169, L.D. 1617 - An Act To Create a Single-payer Health Care Program in Maine

H.P. 1186, L.D. 1650 - An Act To Strengthen Consumer Protections in Health Care

S.P. 537, L.D. 1660 - An Act To Improve Access to Physician Assistant Care

S.P. 544, L.D. 1673 - An Act To Prohibit Prescription Drug Advertising

S.P. 586, L.D. 1755 - An Act To Move Maine Toward Affordable Health Care for Everyone

S.P. 596, L.D. 1764 - An Act To Update the Maine Insurance Code

S.P. 599, L.D. 1767 - An Act To Increase the Efficiency of Certain Consumer Credit Protection Laws

Inland Fisheries and Wildlife

S.P. 200, L.D. 638 - An Act To Legalize the Use of Supplemental Minerals To Assist with Wildlife Nutrition

H.P. 471, L.D. 650 - An Act To Strengthen Maine's Landowner Relations Program

S.P. 208, L.D. 695 - An Act To Require Biodegradable Hooks and Lures for Freshwater Fishing

S.P. 337, L.D. 1117 - An Act To Encourage Turkey Hunting

S.P. 338, L.D. 1118 - An Act To Give the Commissioner of Inland Fisheries and Wildlife Rule-making Authority To Establish a Bear Season Framework and Bag Limits

S.P. 474, L.D. 1525 - An Act To Require Insurance on Motorized Watercraft

S.P. 610, L.D. 1804 - An Act Regarding the Baiting of Deer

Innovation, Development, Economic Advancement and Business

H.P. 577, L.D. 772 - An Act To Encourage Continued Learning

S.P. 250, L.D. 814 - An Act To Strengthen Maine's Economy through Research and Innovation led by the University of Maine System

S.P. 311, L.D. 1051 - An Act To Create the Maine Family First Employer Program

S.P. 367, L.D. 1193 - Resolve, Directing the Maine Community College System To Evaluate the Need To Expand Workforce Training Options in Waldo County

H.P. 1083, L.D. 1481 - An Act To Establish the Big Moose Mountain Regional Development Authority

S.P. 555, L.D. 1690 - An Act To Certify and Promote Products That Are Made in Maine

H.P. 1298, L.D. 1821 - Resolve, To Address the Population Shortage in Rural Maine

Judiciary

H.P. 68, L.D. 82 - An Act To Determine the Necessity for a Public Guardian or Conservator Bond

H.P. 75, L.D. 89 - An Act To Impose Requirements on the Rental of Residential Property That Has Been Used in the Manufacture of Methamphetamine

H.P. 157, L.D. 194 - An Act To Allow the Reduction of a MaineCare Lien

H.P. 226, L.D. 302 - An Act To Amend the Laws Governing Post-conviction Review in Order To Facilitate the Fair Hearing of All Evidence in Each Case Involving a Claim of Innocence

H.P. 388, L.D. 531 - An Act To Provide Counsel for a Person Who Is the Subject of an Adult Guardianship, Conservatorship or Other Protective Arrangement Proceeding

H.P. 417, L.D. 573 - An Act To Extend Time Limits for Placing Land in Trust Status under the Maine Indian Claims Settlement

S.P. 201, L.D. 639 - An Act To Protect Student Privacy

H.P. 478, L.D. 657 - An Act To Reorganize the Probate Courts

H.P. 501, L.D. 680 - An Act To Clarify the Intent of the Federal Maine Indian Claims Settlement Act of 1980 To Ensure the Federal Principle of Inherent Tribal Sovereignty

H.P. 581, L.D. 776 - An Act Regarding Post-judgment Motion by a Person Seeking To Satisfy the Prerequisites for Obtaining Special Restrictions on the Dissemination and Use of Criminal History Record Information for Certain Criminal Convictions

H.P. 709, L.D. 954 - An Act To Rescind An Act To Implement the Maine Indian Claims Settlement

S.P. 300, L.D. 1021 - An Act To Require the Maine Commission on Indigent Legal Services To Pay Court-appointed Attorneys for Certain Probate Court Cases

H.P. 776, L.D. 1053 - An Act To Reduce the Period of Enforcement for Judgments Based upon Consumer Obligations

H.P. 784, L.D. 1061 - An Act To Establish a Fund To Compensate Unjustly Incarcerated Persons

H.P. 790, L.D. 1067 - An Act To Promote Fairness and Efficiency in the Delivery of Indigent Legal Services

H.P. 934, L.D. 1291 - An Act To Update the Maine Parentage Act

H.P. 1001, L.D. 1380 - An Act To Transfer the Violations Bureau from the Courts to the Office of the Secretary of State

H.P. 1006, L.D. 1392 - An Act To Establish a Formal Tribal Consultation Process with the State

H.P. 1092, L.D. 1490 - An Act To Enhance Tribal-State Collaboration in the Enforcement of Child Support

S.P. 489, L.D. 1554 - Resolve, Establishing a Commission To Reform Child Protective Services

H.P. 1137, L.D. 1575 - An Act To Improve the Freedom of Access Laws of Maine

H.P. 1157, L.D. 1598 - An Act To Define the Responsibilities of Property Owners for the Maintenance and Repair of Private Roads

H.P. 1189, L.D. 1653 - Resolve, Establishing the Conference To Address and Improve Relations between Maine Indian Tribes and the Legislature

H.P. 1208, L.D. 1684 - An Act To Clarify the Right to Counsel for Juveniles and Improve Due Process for Juveniles

H.P. 1221, L.D. 1709 - An Act To Amend the Act To Implement the Maine Indian Claims Settlement

S.P. 589, L.D. 1759 - An Act Regarding the Electronic Data and Court Records Filed in the Electronic Case Management System of the Supreme Judicial Court

H.P. 1258, L.D. 1771 - An Act To Amend the Law Governing Name Changes

Labor and Housing

H.P. 311, L.D. 402 - An Act To Restore Overtime Protections for Maine Workers

H.P. 364, L.D. 507 - An Act To Amend the Laws Governing Employer Recovery of Overcompensation Paid to an Employee

H.P. 664, L.D. 900 - An Act To Expand the Rights of Public Employees under the Maine Labor Laws

H.P. 911, L.D. 1250 - An Act To Prohibit Sexual Harassment as a Subject Matter of Mandatory Arbitration in Employment Contracts

H.P. 1023, L.D. 1410 - An Act To Create Paid Family and Medical Leave Benefits

H.P. 1112, L.D. 1529 - An Act Concerning Nondisclosure Agreements in Employment

H.P. 1134, L.D. 1572 - An Act To Enact the Maine Fair Chance Housing Act

S.P. 529, L.D. 1639 - An Act To Require Comprehensive Responsible Contracting Practices for Public Construction Projects

S.P. 536, L.D. 1659 - An Act To Include Additional Corrections Officers and Mental Health Workers under the 1998 Special Plan for Retirement and To Amend the Laws Governing Retirement Benefits for Capitol Police Officers

S.P. 558, L.D. 1693 - An Act To Enhance Enforcement of Employment Laws

Marine Resources

H.P. 29, L.D. 28 - An Act Regarding Access to Lobster Licenses

H.P. 691, L.D. 936 - Resolve, Establishing a Commission To Study the Existing and Potential Effects of Freshwater and Marine Debris on Maine's Freshwater and Coastal Habitats and Species

State and Local Government

H.P. 299, L.D. 390 - An Act To Amend the Laws Governing Dangerous Buildings

H.P. 777, L.D. 1054 - An Act To Clarify the Use of Burying Grounds and Family Burying Grounds

S.P. 400, L.D. 1280 - An Act To Establish the Maine Buy American and Build Maine Act

H.P. 1028, L.D. 1415 - An Act To Improve the Laws Regarding Discontinued and Abandoned Roads

S.P. 443, L.D. 1458 - An Act To Protect Taxpayers in the Privatization of State Services

H.P. 1235, L.D. 1733 - An Act To Ensure Comprehensive Interdepartmental Planning, Coordination and Collaboration on Aging Policy

H.P. 1290, L.D. 1812 - An Act To Make Necessary Changes to State Law

H.P. 1292, L.D. 1814 - An Act To Amend the Laws Regarding the Legislature

Taxation

H.P. 115, L.D. 133 - An Act To Fully Restore State-Municipal Revenue Sharing for Fiscal Year 2018-19

S.P. 49, L.D. 162 - An Act To Eliminate the State Income Tax on Maine Public Employees Retirement System Pensions

S.P. 50, L.D. 163 - An Act Regarding Property Tax Relief for Veterans

H.P. 312, L.D. 403 - An Act To Prevent Tax Haven Abuse

H.P. 329, L.D. 420 - An Act To Amend the Maine Exclusion Amount in the Estate Tax
 S.P. 129, L.D. 451 - An Act To Repeal the Recently Enacted Changes to the Law Governing Tax Lien Foreclosure
 H.P. 408, L.D. 564 - An Act To Encourage the Installation of Solar Panels on Residential Property
 H.P. 437, L.D. 609 - An Act To Provide Municipalities Additional Sales Tax Revenue from Lodging Sales
 H.P. 536, L.D. 731 - An Act To Amend the Maine Tax Laws
 H.P. 667, L.D. 903 - An Act To Improve Corporate Tax Fairness by Amending the Rates Imposed on Corporate Income
 S.P. 279, L.D. 989 - An Act To Improve Maine's Tax Laws
 H.P. 772, L.D. 1042 - An Act To Exempt Disabled Veterans from Property Taxes in Accordance with Their Disability Ratings
 H.P. 799, L.D. 1076 - An Act To Account for Market Change in the Adult Use Marijuana Excise Tax
 H.P. 839, L.D. 1150 - An Act To Amend the Maine Tree Growth Tax Law To Encourage Public Access
 H.P. 845, L.D. 1156 - An Act To Create the Savings Account Program for Small Businesses
 S.P. 351, L.D. 1163 - An Act Regarding Energy, Utilities and Technology
 H.P. 915, L.D. 1254 - An Act To Authorize a Local Option Sales Tax on Meals and Lodging and Provide Funding To Treat Opioid Use Disorder
 H.P. 1182, L.D. 1647 - An Act To Provide Tax Fairness to Maine's Middle Class and Working Families
Transportation
 H.P. 69, L.D. 83 - An Act To Amend the Law Regarding Resale by a Motor Vehicle Dealer To Permit the Dealer To Use a Copy of a Certificate of Title
 H.P. 289, L.D. 380 - An Act To Revise the Calculation of Tolls Established for the Maine State Ferry Service
 H.P. 415, L.D. 571 - Resolve, Directing the Department of Transportation To Initiate a Service Development Plan for Commuter and Passenger Train Service between Portland and the Lewiston and Auburn Area
 S.P. 186, L.D. 599 - An Act To Ensure Fair Access and Pricing for Residents Who Use the Maine State Ferry Service
 S.P. 205, L.D. 689 - An Act Regarding Temporary Signs Related to an Event That Are Placed in the Public Right-of-way
 S.P. 222, L.D. 778 - An Act To Create the Fund for Municipalities To Improve Pedestrian Safety
 S.P. 282, L.D. 992 - Resolve, To Extend the Down East Sunrise Trail from Ayers Junction to Calais
 H.P. 764, L.D. 1034 - An Act To Provide Revenue To Fix and Rebuild Maine's Transportation Infrastructure
 S.P. 316, L.D. 1084 - An Act Regarding the Operation of Pedal-powered Tour Vehicles
 H.P. 830, L.D. 1141 - Resolve, Directing the Department of Transportation To Construct the Merrymeeting Trail from Topsham to Gardiner
 S.P. 406, L.D. 1310 - An Act To Address the Shortage of Department of Transportation Snowplow Drivers and Other Transportation Workers
 S.P. 434, L.D. 1390 - An Act To Fund Saco Area Traffic Improvements
 S.P. 460, L.D. 1498 - An Act To Provide Equity for Commercial Vehicles on Roads and Bridges in Maine
 H.P. 1116, L.D. 1533 - An Act To Eliminate Registration Plate Decals

H.P. 1225, L.D. 1714 - Resolve, Directing the Secretary of State To Enter into a Reciprocal Agreement between the State and Taiwan Regarding Driver's Licenses
Veterans and Legal Affairs
 H.P. 482, L.D. 661 - An Act To Increase Gaming Opportunities for Charitable Veterans' Organizations
 H.P. 525, L.D. 720 - An Act Regarding Maine's Adult Use Marijuana Law
 H.P. 609, L.D. 835 - An Act To Increase Funding for Case Managers for Veterans
 S.P. 289, L.D. 999 - An Act To Allow Medical and Adult Use Marijuana Stores To Share a Common Space
 S.P. 313, L.D. 1081 - An Act To Impose Further Restrictions on where Marijuana May Be Smoked
 H.P. 833, L.D. 1144 - An Act To Authorize Tribal Gaming
 H.P. 905, L.D. 1244 - An Act To Authorize the Gambling Control Board To Accept an Application from the Passamaquoddy Tribe To Operate 50 Slot Machines in the Tribe's High-stakes Beano Facility
 H.P. 1042, L.D. 1432 - An Act To Improve the Adult Use Marijuana Laws
 H.P. 1056, L.D. 1444 - An Act To Make the Distance to Schools for Marijuana Establishments Consistent with the Liquor Laws
 S.P. 482, L.D. 1545 - An Act Regarding the Testing of Adult Use Marijuana and Marijuana Products
 S.P. 518, L.D. 1621 - An Act To Allow Delivery of Adult Use Marijuana and Adult Use Marijuana Products by an Approved Marijuana Store
 H.P. 1308, L.D. 1837 - Resolve, Regarding Legislative Review of Chapter 1: Adult Use Marijuana, a Late-filed Major Substantive Rule of the Department of Administrative and Financial Services, Office of Marijuana Policy
ORDERED, that the following specified matters be held over on the Special Study Table to any special or regular session, or both, of the 129th Legislature:
 H.P. 436, L.D. 592 - Resolve, To Establish a Background Check Consolidation Commission
 S.P. 198, L.D. 636 - An Act To Require Law Enforcement Officers To Wear Body Cameras
 H.P. 890, L.D. 1229 - Resolve, To Establish the Committee To Study and Develop Recommendations To Address Guardianship Challenges That Delay Patient Discharges from Hospitals **ORDERED**, that all matters not finally disposed of that are on the Special Appropriations Table be held over on the Special Appropriations Table to any special or regular sessions, or both, of the 129th Legislature except for the following:
 H.P. 106, L.D. 124 - An Act To Exempt from Sales Tax Certain Watercraft Purchased by an Incorporated Nonprofit Transportation Company That Provides Transportation of Emergency Medical Services Patients from an Island to the Mainland
 S.P. 98, L.D. 358 - An Act To Fully Fund Career and Technical Education for Fiscal Year 2018-19
 H.P. 313, L.D. 404 - An Act To Fund the School Revolving Renovation Fund
 H.P. 357, L.D. 472 - An Act To Provide Meals to Homebound Individuals
 S.P. 171, L.D. 549 - An Act To Promote Academic Achievement through Hunger Relief for Maine Children
 S.P. 193, L.D. 606 - Resolve, To Require the Department of Health and Human Services To Provide Cost-based Reimbursement to Maine Veterans' Homes

ORDERED, that the following specified matters, which are tabled in the Senate or the House of Representatives, be held over to any special or regular sessions, or both, of the 129th Legislature:

H.P. 342, L.D. 433 - RESOLUTION, Proposing an Amendment to the Constitution of Maine To Explicitly Prohibit Discrimination Based on the Sex of an Individual

H.P. 583, L.D. 795 - RESOLUTION, Proposing an Amendment to the Constitution of Maine To Establish a Right to Food

H.P. 629, L.D. 855 - An Act To Strengthen the Maine Uniform Building and Energy Code

S.P. 266, L.D. 912 - An Act To Establish the Wood Energy Investment Program

S.P. 302, L.D. 1023 - An Act Regarding the Definition of "Serious Bodily Injury" in the Maine Criminal Code

S.P. 315, L.D. 1083 - An Act To Implement Ranked-choice Voting for Presidential Primary and General Elections in Maine

H.P. 952, L.D. 1317 - An Act To Restore Services To Help Certain Noncitizens Meet Their Basic Needs

S.P. 620, L.D. 1836 - An Act To Authorize a General Fund Bond Issue for Infrastructure, Economic Development, Workforce Development and Energy and Environment Investment

READ and PASSED.

Sent for concurrence.

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

The **SPEAKER**: I just want to say to everyone, first of all, for these six months of work, thank you for everything that you do, the way that you represent your communities, the way that you have interacted with each other and worked with each other and collaborated. And the number of people who have come and said our committee has been amazing; we've had unanimous reports; I've never worked so well with my fellow committee members. It's really, I think, been a year where we have, policy aside, we have really restored a good deal of trust in each other and an ability to work together and to feel good about how government works and every person in this body is responsible for that. And so, I want to thank you personally.

I also want to thank you so much for your incredible dedication in staying through the night and I really, although I was worried that we could be here until like 4 a.m., I really did not think we would be here until 6 a.m. And I do want to apologize because if I had thought it would go quite this long, I would've just said we should've gone home last night and come back for a new day. But, it's Thursday morning, it's going to be a beautiful day because we will be finished. We will be finished and adjourning sine die.

So, with that, while we are just waiting for this to be distributed, maybe I will recognize the Representative from Portland, Representative Moonen who wishes to address the House on the record.

Representative **MOONEN**: Thank you, Madam Speaker. Madam Speaker, Women and Men of the House, as you mentioned it is 6 a.m. and I am quite tired and I am worried that words will fail me. But I just wanted to take a moment to thank my counterpart on the other side of the aisle, the Representative from Oxford, for her partnership and collaboration this session. We've never had the opportunity to

serve on committee together before, never had the opportunity to really work together on anything before, and I just want to thank you for your kindness, your humor, and your collaboration as we've worked through these six months together and look forward to seeing you next year and doing it all over again. So, thank you very much for all of that, Kate. Thank you, Madam Speaker.

The **SPEAKER**: The Chair recognizes the Representative from Oxford, Representative Dillingham who wishes to address the House on the record.

Representative **DILLINGHAM**: Thank you, Madam Speaker, Men and Women of the House. I would also like to thank our Members for staying, you know, and prevailing through the very long hours here. I think it's something for all of our new Members, it's an important experience to have, and now you have a battle scar you can carry on and tell stories about.

I'd like to thank our nonpartisan staff and the production offices for their amazing work and getting everything back and forth to us so quickly. I thank our individual staff, my staff, certainly, for sticking around, and I'd like to thank the Speaker and the Majority Leadership for their efforts over this past session and their willingness to meet and work together and to try to establish a very good bond of trust and civility for this chamber. Thank you very much.

The Speaker appointed Representative **MOONEN** of Portland on the part of the House to inform the Senate that the House is ready to adjourn without day.

Subsequently, Representative **MOONEN** reported that he had delivered the message with which he was charged.

The Speaker appointed the following members on the part of the House to wait upon her Excellency, Governor **JANET T. MILLS**, and inform her that the House is ready to receive any communication that she may be pleased to make:

Representative **GATTINE** of Westbrook
Representative **ARATA** of New Gloucester
Representative **DUNPHY** of Old Town
Representative **HUBBELL** of Bar Harbor
Representative **JORGENSEN** of Portland
Representative **KESCHL** of Belgrade
Representative **MARTIN** of Eagle Lake
Representative **MILLETT** of Waterford
Representative **PIERCE** of Falmouth
Representative **WADSWORTH** of Hiram

Subsequently, the Committee reported that they had delivered the message with which they were charged.

The **SPEAKER**: The Chair is pleased to welcome Her Excellency, the Governor of the Great State of Maine, Janet T. Mills.

Governor **MILLS**: Good morning. Thank you very much for what you've done completing this long evening and early morning session and completing the number of bills. And, to me, it's been refreshing to always have forthright conversations with every one of you whenever appropriate, whenever necessary. As you leave this building and you depart for your

own homes and you give your own family members and your children and your dogs and your cats a big hug, and remember why you do this work and you do it for all the people of Maine. And it's a pleasure to work with you, every one of you. Whether we agree in principle, agree in fact on every matter or some matters or not all matters, know that my door is always open to you, that my office will always have an open door, an open mind, and an open heart. So, thank you. As you go on your way, please be safe, come back and we'll continue our business next session. And stay awake on the road. Love you all. Thank you very much.

At this point, a message came from the Senate borne by Senator Vitelli of Sagadahoc of that Body, informing the House that the Senate is ready to adjourn without day.

On motion of Representative FARNSWORTH of Portland, the House adjourned without day at 6:25 a.m., Thursday, June 20, 2019.
