

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

pages 1 -

ONE HUNDRED TWENTY-NINTH LEGISLATURE
SECOND REGULAR SESSION
15th Legislative Day
Thursday, February 27, 2020

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

Prayer by Pastor Derek Farrington, Central Church, South China.

Pledge of Allegiance.

Doctor of the day, Stephanie Corriveau, D.O., Manchester.

The Journal of Tuesday, February 25, 2020 was read and approved.

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

COMMUNICATIONS

The Following Communication: (H.C. 349)

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

February 27, 2020

Honorable Robert B. Hunt

Clerk of the House

2 State House Station

Augusta, Maine 04333

Dear Clerk Hunt:

Pursuant to my authority under House Rule 201.1 (H), I appoint Representative Andrew J. McLean of Gorham to serve as Speaker Pro Tem to convene the House on Thursday, February 27, 2020.

Sincerely,

S/Sara Gideon

Speaker of the House

READ and ORDERED PLACED ON FILE.

The Following Communication: (H.C. 351)

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

February 24, 2020

The Honorable Robert B. Hunt

Clerk of the House

2 State House Station

Augusta, Maine 04333

Dear Clerk Hunt:

Pursuant to my authority under 5 MRSA §2003, I have reappointed Vern H. Maxfield of Bryant Pond to the Maine Library of Geographic Information Board, effective April 6, 2020.

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

Sincerely,

S/Sara Gideon

Speaker of the House

READ and ORDERED PLACED ON FILE.

The Following Communication: (H.C. 352)
**HOUSE OF REPRESENTATIVES
2 STATE HOUSE STATION
AUGUSTA, MAINE 04333-0002**

February 25, 2020

Speaker Sara Gideon

2 State House Station

Augusta, ME 04333

Speaker Gideon,

Due to time commitments outside of the Legislature, I hereby resign my position on the Maine200 Bicentennial Commission. Thank you for the opportunity and best of luck to all who serve on this important commission.

Sincerely,

S/David G. Haggan

READ and ORDERED PLACED ON FILE.

The Following Communication: (H.C. 353)
**129TH STATE LEGISLATURE
2 STATE HOUSE STATION
AUGUSTA, MAINE 04333-0002**

February 24, 2020

Speaker Sara Gideon

Office of the Speaker of the House

Maine House of Representatives

2 SHS

Augusta, ME 04333

Dear Speaker Gideon,

Representative David Haggan has decided to step down from the Bicentennial Commission. I would like to recommend Representative Richard Campbell replace him.

Sincerely,

S/Kathleen R. J. Dillingham

House Republican Leader

READ and ORDERED PLACED ON FILE.

The Following Communication: (H.C. 354)
**STATE OF MAINE
HOUSE OF REPRESENTATIVES
SPEAKER'S OFFICE
AUGUSTA, MAINE 04333-0002**

February 25, 2020

The Honorable Robert B. Hunt

Clerk of the House

2 State House Station

Augusta, Maine 04333

Dear Clerk Hunt:

Pursuant to my authority under Public Law 2017, Chapter 25, I have appointed Representative Richard Campbell of Orrington to the Maine Bicentennial Commission effective immediately.

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

Sincerely,

S/Sara Gideon

Speaker of the House

READ and ORDERED PLACED ON FILE.

The Following Communication: (H.C. 350)

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

February 27, 2020

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

Dear Speaker Gideon:

Pursuant to Joint Rule 310, the Committee on Health Coverage, Insurance and Financial Services has approved the request by the sponsor, President Jackson of Aroostook, to report the following "Leave to Withdraw:"

L.D. 1755 An Act To Move Maine Toward Affordable Health Care for Everyone

Sincerely,
S/Robert B. Hunt
Clerk of the House

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

The Following Communication: (H.C. 355)

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

February 27, 2020

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

Dear Clerk Hunt:

Please be advised that pursuant to her authority, Governor Janet T. Mills has nominated the following:
on February 25, 2020

Shirrin Blaisdell of Manchester, for reappointment to the Board of Trustees of the Maine Public Employees Retirement System.

Pursuant to Title 5 MRSA §17102, this reappointment is contingent on the Maine State Senate's confirmation after review by the Joint Standing Committee on Labor and Housing.

Laura A. Buxbaum of Waldoboro and Patrick E. Clancy of Kennebunkport for appointment as a Commissioner of the Maine State Housing Authority.

Pursuant to Title 30-A, MRSA §4723.2, these appointments are contingent on the Maine State Senate's confirmation after review by the Joint Standing Committee on Labor and Housing.

Sincerely,
S/Sara Gideon
Speaker of the House

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

The Following Communication: (S.C. 954)

**MAINE SENATE
129th LEGISLATURE**

February 25, 2020

Honorable Sara Gideon

Speaker of the House
2 State House Station
Augusta, Maine 04333-0002

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 Education and Cultural Affairs:

- Robin L. Foster of Orrington for reappointment, to the School Board of the Maine Educational Center for the Deaf and Hard of Hearing and the Governor Baxter School for the Deaf.
- Paula E. Matlins of Bangor for appointment, to the School Board of the Maine Educational Center for the Deaf and Hard of Hearing and the Governor Baxter School for the Deaf.
- Amber Oakes of Old Town for reappointment, to the School Board of the Maine Educational Center for the Deaf and Hard of Hearing and the Governor Baxter School for the Deaf.
- Thomas W. Minch of Portland for appointment, to the School Board of the Maine Educational Center for the Deaf and Hard of Hearing and the Governor Baxter School for the Deaf.
- Jennifer Gaulin of Winslow for appointment, to the School Board of the Maine Educational Center for the Deaf and Hard of Hearing and the Governor Baxter School for the Deaf.
- Corda L. Kinzie of Readfield for appointment, to the School Board of the Maine Educational Center for the Deaf and Hard of Hearing and the Governor Baxter School for the Deaf.

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

READ and **ORDERED PLACED ON FILE.**

The Following Communication: (S.C. 955)

**MAINE SENATE
129th LEGISLATURE**

February 25, 2020

Honorable Sara Gideon
Speaker of the House
2 State House Station
Augusta, Maine 04333-0002

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 nomination:

Upon the recommendation of the Committee on Labor and Housing, the nomination of Kimberly N. Lindlof of Fairfield for appointment to the State Workforce Board.

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

READ and **ORDERED PLACED ON FILE.**

PETITIONS, BILLS AND RESOLVES REQUIRING REFERENCE

Bill "An Act Making Supplemental Appropriations and Allocations for the Expenditures of State Government, General 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, 2020 and June 30, 2021" (EMERGENCY)

(H.P. 1516) (L.D. 2126)

Sponsored by Representative GATTINE of Westbrook. (GOVERNOR'S BILL)

Cosponsored by Senator BREEN of Cumberland and Representatives: HUBBELL of Bar Harbor, JORGENSEN of Portland, KESCHL of Belgrade, MARTIN of Eagle Lake, MILLETT of Waterford, PIERCE of Falmouth, Senators: HAMPER of Oxford, SANBORN, L. of Cumberland.

Committee on **APPROPRIATIONS AND FINANCIAL AFFAIRS** suggested and ordered printed.

REFERRED to the Committee on **APPROPRIATIONS AND FINANCIAL AFFAIRS** and ordered printed.

Sent for concurrence.

Bill "An Act To Create the Rail Corridor Use Advisory Council Process"

(H.P. 1514) (L.D. 2124)

Sponsored by Representative McLEAN of Gorham. (GOVERNOR'S BILL)

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

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

Sent for concurrence.

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

ORDERS

On motion of Representative MORALES of South Portland, the following Joint Order: (H.P. 1515)

ORDERED, the Senate concurring, that the Joint Standing Committee on Criminal Justice and Public Safety shall report out, to the House, a bill to implement the recommendations of the Maine Juvenile Justice System Assessment and Reinvestment Task Force.

READ and PASSED.

Sent for concurrence.

On motion of Representative FARNSWORTH of Portland, the following House Order: (H.O. 45)

ORDERED, that Representative Richard T. Bradstreet of Vassalboro be excused February 18 and 20 for personal reasons.

AND BE IT FURTHER ORDERED, that Representative Matthea Elisabeth Larsen Daughtry of Brunswick be excused February 18 for health reasons.

AND BE IT FURTHER ORDERED, that Representative Donna R. Doore of Augusta be excused February 18 for health reasons.

AND BE IT FURTHER ORDERED, that Representative Sheldon Mark Hanington of Lincoln be excused February 13 for personal reasons.

AND BE IT FURTHER ORDERED, that Representative Thomas H. Martin, Jr. of Greene be excused February 18 and 20 for personal reasons.

AND BE IT FURTHER ORDERED, that Representative Rena D. Newell of the Passamaquoddy Tribe be excused February 18 for personal reasons.

AND BE IT FURTHER ORDERED, that Representative Sarah Pebworth of Blue Hill be excused February 20 for personal reasons.

AND BE IT FURTHER ORDERED, that Representative Tiffany Roberts of South Berwick be excused February 18 for personal reasons.

AND BE IT FURTHER ORDERED, that Representative Roger E. Reed of Carmel be excused February 13 and 18 for health reasons.

AND BE IT FURTHER ORDERED, that Representative Braden Sharpe of Durham be excused February 11, 13 and 18 for personal reasons.

AND BE IT FURTHER ORDERED, that Representative Michael A. Sylvester of Portland be excused February 20 for personal reasons.

AND BE IT FURTHER ORDERED, that Representative Timothy S. Theriault of China be excused February 18 and 20 for personal reasons.

AND BE IT FURTHER ORDERED, that Representative Stanley Paige Zeigler, Jr. of Montville be excused February 20 for health reasons.

READ and PASSED.

SPECIAL SENTIMENT CALENDAR

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

Recognizing:

Gabriel Daniels, of Buxton, a member of Troop No. 349, who has attained the high rank and distinction of Eagle Scout. This is the highest award in Scouting and is given for excellence in skills development, leadership, personal growth and community service. We extend our congratulations and best wishes;

(HLS 863)

Presented by Representative BLIER of Buxton.

Cosponsored by Senator CHENETTE of York, Senator SANBORN, L. of Cumberland, Representative MAREAN of Hollis.

On **OBJECTION** of Representative BLIER of Buxton, was **REMOVED** from the Special Sentiment Calendar.

READ.

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

Representative **BLIER**: Thank you, Mr. Speaker. Today, we have a young gentleman who is part of the Boy Scouts of America, which was incorporated on February 8, 1910 and chartered by the Congress in 1916. The highest honors in the Boy Scouts is Eagle Scout and in order to achieve an Eagle Scout badge, you need to do something to better the community. In my hometown of Buxton, Gabriel has created a bridge that connected the municipality of Buxton with Town Farm Park and we have nature trails through the back that he created signs for to direct the public.

Gabriel has been in the Boy Scouts for 13 years. He's a senior at Bonny Eagle High School. He enjoys playing guitar,

piano, and keytar, which I had no idea what that was but I guess it's a keyboard with a guitar end on it, which was interesting. He's planning to attend USM for Electrical Engineering and Music and he wouldn't be here today if it weren't for his fine parents, Rebecca and Zach Daniels, for raising such a fine young man. So, I just wanted to congratulate Gabriel for his fine accomplishment. Thank you.

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

In Memory of:

the Honorable James J. Campbell, Sr., of West Newfield. Mr. Campbell was employed by the former *Courier-Citizen* as Plant Manager and later by Beacon Communications, both in Massachusetts, before moving to Maine. He served on the Biddeford City Council from 1976 to 1992 and was actively involved with the York County Area Agency on Aging, York County Rod and Gun Club, Limerick/Newfield Lions, Saco River Corridor Commission, Newfield Historical Society and Newfield Fire and Rescue. He represented Newfield in the Maine House of Representatives from 2003 to 2010 and again from 2013 to 2016. Mr. Campbell will be long remembered and sadly missed by his wife of 63 years, Shirley, his family and friends and all those whose lives he touched;

(HLS 864)

Presented by Representative FECTEAU of Biddeford. Cosponsored by Senator WOODSOME of York, Representative SAMPSON of Alfred.

On **OBJECTION** of Representative FECTEAU of Biddeford, was **REMOVED** from the Special Sentiment Calendar.

READ.

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

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

**REPORTS OF COMMITTEE
Divided Report**

Majority Report of the Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY** reporting **Refer to the Committee on Health and Human Services** on Bill "An Act To Determine the Need To Increase the Number of Forensic Emergency and Crisis Beds"

(H.P. 938) (L.D. 1295)

Signed:

Senators:

DESCHAMBAULT of York
CARPENTER of Aroostook
ROSEN of Hancock

Representatives:

WARREN of Hallowell
BEEBE-CENTER of Rockland
COOPER of Yarmouth
COREY of Windham
MORALES of South Portland
PICKETT of Dixfield
RECKITT of South Portland

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

Signed:

Representative:

JOHANSEN of Monticello

READ.

On motion of Representative WARREN of Hallowell, the Majority **Refer to the Committee on Health and Human Services** Report was **ACCEPTED**.

Subsequently, the Bill was **REFERRED** to the Committee on **Health and Human Services** and sent for concurrence

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:

(S.P. 724) (L.D. 2051) Bill "An Act To Amend the Qualifications for the State Nuclear Safety Inspector" Committee on **HEALTH AND HUMAN SERVICES** reporting **Ought to Pass**

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

There being no objection, the Senate Paper was **PASSED TO BE ENGROSSED** in concurrence.

ENACTORS

Emergency Measure

An Act To Amend the Unemployment Compensation Laws

(S.P. 658) (L.D. 1911)

(C. "A" S-388)

Reported by the Committee on **Engrossed Bills** as truly and strictly engrossed. This being an emergency measure, a two-thirds vote of all the members elected to the House being necessary, a total was taken. 115 voted in favor of the same and 0 against, and accordingly the Bill was **PASSED TO BE ENACTED**, signed by the Speaker Pro Tem and sent to the Senate.

Emergency Measure

An Act To Reduce Financial Burdens on Small Water Utilities

(H.P. 1442) (L.D. 2032)

Reported by the Committee on **Engrossed Bills** as truly and strictly engrossed. This being an emergency measure, a two-thirds vote of all the members elected to the House being necessary, a total was taken. 115 voted in favor of the same and 0 against, and accordingly the Bill was **PASSED TO BE ENACTED**, signed by the Speaker Pro Tem and sent to the Senate.

Emergency Measure

An Act To Establish the Central Aroostook County Emergency Medical Services Authority

(S.P. 723) (L.D. 2050)

Reported by the Committee on **Engrossed Bills** as truly and strictly engrossed. This being an emergency measure, a two-thirds vote of all the members elected to the House being necessary, a total was taken. 118 voted in favor of the same and 0 against, and accordingly the Bill was **PASSED TO BE ENACTED**, signed by the Speaker Pro Tem and sent to the Senate.

Acts

An Act To Clarify Lobbyist Reporting Requirements and Simplify Registration Requirements for State Employees Who Lobby on Behalf of a State Department or Agency

(S.P. 639) (L.D. 1867)

(C. "A" S-389)

An Act To Support Emergency Shelter Access for Persons Experiencing Homelessness in Maine

(H.P. 1363) (L.D. 1909)

(C. "A" H-680)

An Act To Amend the Laws Regarding the Reserve Funds of Certain School Organizational Structures

(H.P. 1366) (L.D. 1918)

(C. "A" H-681)

An Act To Ensure an Efficient Contracting Process for the Department of Health and Human Services

(H.P. 1461) (L.D. 2057)

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

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

UNFINISHED BUSINESS

The following matter, in the consideration of which the House was engaged at the time of adjournment, Tuesday, February 25, 2020, had preference in the Orders of the Day and continued with such preference until disposed of as provided by House Rule 502.

Resolve, To Direct the Department of Health and Human Services To Amend Its Rules for Eligibility for Community Support Services

(H.P. 580) (L.D. 775)

(C. "A" H-403)

TABLED - January 14, 2020 (Till Later Today) by Representative GRAMLICH of Old Orchard Beach.

PENDING - Motion of same Representative to **SUSPEND THE RULES** for the purpose of **RECONSIDERATION**.

Subsequently, the rules were **SUSPENDED** for the purpose of **RECONSIDERATION**.

On motion of Representative GRAMLICH of Old Orchard Beach, the House **RECONSIDERED** its action whereby the Resolve was **FINALLY PASSED**.

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 the Resolve was **PASSED TO BE ENGROSSED**.

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" (H-403)** was **ADOPTED**.

The same Representative **PRESENTED House Amendment "A" (H-699) to Committee Amendment "A" (H-403)** which was **READ** by the Clerk and **ADOPTED**.

Committee Amendment "A" (H-403) as Amended by House Amendment "A" (H-699) thereto was **ADOPTED**.

Subsequently, the Resolve was **PASSED TO BE ENGROSSED As Amended By Committee Amendment "A" (H-403) as Amended by House Amendment "A" (H-699)** thereto in **NON-CONCURRENCE** and sent for concurrence.

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

SENATE PAPERS

The following Joint Order: (S.P. 764)

ORDERED, the House concurring, that when the Senate and House adjourn, they do so until Tuesday, March 3, 2020 at 10:00 in the Morning.

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

READ and **PASSED** in concurrence.

Resolve, Designating Portions of Route 139 and Route 201A in Somerset County the Corporal Eugene Cole Way

(S.P. 761) (L.D. 2122)

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

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

Bill "An Act To Make Amendments to the Laws Governing Marijuana To Increase Consistency and Safety" (EMERGENCY)

(S.P. 765) (L.D. 2125)

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

REFERRED to the Committee on **VETERANS AND LEGAL AFFAIRS** in concurrence.

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

On motion of Representative WARREN of Hallowell, the House adjourned at 11:09 a.m. until 10:00 a.m., Tuesday, March 3, 2020, pursuant to the Joint Order (S.P. 764) and in honor and lasting tribute to the Honorable James J. Campbell of West Newfield.