

MAINE STATE LEGISLATURE

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Senate Legislative Record
One Hundred and Twenty-Ninth Legislature

State of Maine

Daily Edition

First Regular Session
beginning December 5, 2018

beginning at Page 1

**STATE OF MAINE
ONE HUNDRED AND TWENTY-NINTH LEGISLATURE
FIRST REGULAR SESSION
JOURNAL OF THE SENATE**

In Senate Chamber
Thursday
March 7, 2019

Senate called to order by President Troy D. Jackson of Aroostook County.

Prayer by Reverend Donald Coverdale, Sunday River Christian Ministry in Newry.

REVEREND COVERDALE: Good morning. I'd briefly like to say it's an honor to be here. A young man from the Bronx. Ended up in the State House in Maine. That's quite a trip. I'd like to just thank my Senator, Lisa Keim, for inviting me here today. This is my first experience and I'd like to give honor to God and my Savior, Jesus Christ, as I stand here. Let us pray.

Heavenly Father, we are so thankful for this opportunity to see the workings of our government. We ask that You might bless this day, bless the spirit in which ideas are exchanged. We ask that You might bless the high school students who are being honored here today. We ask that You might bless all that are here to do the work of the State. We ask that we might remember the passing of Joel Barnes and all of our first responders in the state of Maine and all over the U.S.A. We are very thankful today because we know that You are here because You want to help the people of Maine. So we ask that you vigorously discuss, challenge each other, and grow stronger. As we used to say: this little light of mine, I'm going to make it shine. I'm going to make it shine in the State House of Maine so people will know that we're about the business. In Sunday River we say we look to the hills for where cometh our strength. Let us look to each other and be strengthened by the work that we do here. Father, God, we're so thankful for Your mercy because none of us are perfect, none of us are without turning away from You at one time or another. So all these things we ask in Thy name and our Savior's name as we go through these Lenten seasons and work to improve ourselves and take on spiritual challenges. In His name we pray. Amen.

Pledge of Allegiance led by Senator Matthew G. Pouliot of Kennebec County.

Reading of the Journal of Tuesday, March 5, 2019.

Doctor of the day, Senator Geoffrey M. Gratwick, M.D. of Penobscot County.

Off Record Remarks

Out of order and under suspension of the Rules, on motion by Senator **LIBBY** of Androscoggin, the following Joint Order:
S.P. 334

Ordered, the House concurring, that when the Senate and House adjourn, they do so until Tuesday, March 12, 2019 at 10:00 in the Morning.

READ and PASSED.

Ordered sent down forthwith for concurrence.

PAPERS FROM THE HOUSE

House Papers

Bill "An Act To Require Public Schools To Periodically Test for Radon"

H.P. 802 L.D. 1079

Comes from the House, **REFERRED** to the Committee on **HEALTH AND HUMAN SERVICES** and ordered printed.

On motion by Senator **GRATWICK** of Penobscot, **REFERRED** to the Committee on **HEALTH AND HUMAN SERVICES** and ordered printed, in concurrence.

Bill "An Act To Support the Role of Municipalities in Expanding Broadband Infrastructure"

H.P. 786 L.D. 1063

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

Comes from the House, **REFERRED** to the Committee on **ENERGY, UTILITIES AND TECHNOLOGY**.

On motion by Senator **CLAXTON** of Androscoggin, **REFERRED** to the Committee on **ENERGY, UTILITIES AND TECHNOLOGY** and ordered printed, in concurrence.

Bill "An Act To Reduce the Number of Domestic Assaults and Suicides By Increasing the Tax on Alcohol"

H.P. 793 L.D. 1070

Comes from the House, **REFERRED** to the Committee on **TAXATION** and ordered printed.

On motion by Senator **LIBBY** of Androscoggin, **TABLED** until Later in Today's Session, pending **REFERENCE**.

Bill "An Act Regarding Driver's License Suspensions for Criminal Negligence"

H.P. 815 L.D. 1111

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

Comes from the House, **REFERRED** to the Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY**.

On motion by Senator **LIBBY** of Androscoggin, **REFERRED** to the Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY** and ordered printed, in concurrence.

Bill "An Act To Account for Market Change in the Adult Use Marijuana Excise Tax"

H.P. 799 L.D. 1076

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

Comes from the House, **REFERRED** to the Committee on **TAXATION**.

On motion by Senator **LUCHINI** of Hancock, **REFERRED** to the Committee on **VETERANS AND LEGAL AFFAIRS** and ordered printed, in **NON-CONCURRENCE**.

Sent down for concurrence.

Joint Resolution

The following Joint Resolution:

H.P. 804

**JOINT RESOLUTION
RECOGNIZING MARCH 2019 AS SOCIAL WORK MONTH**

WHEREAS, social workers have paved the way for change by enhancing the well-being of all people, especially the most vulnerable in society; and

WHEREAS, social workers have helped lead the nation's struggle for social justice and continue to advocate for positive social change and, more than the members of any other profession, social workers recognize that more must be done to address the persistent social problems that plague the State; and

WHEREAS, social workers support diverse families in every community and understand that individuals and communities together can bring about change; and

WHEREAS, social workers advocate for the rights of the disadvantaged and oppressed; and

WHEREAS, social workers advocate for children's rights to a safe environment and a good education; and

WHEREAS, social workers advocate for lesbian, gay, bisexual, transgender and queer rights; and

WHEREAS, social workers work to ensure good care is provided to older adults; and

WHEREAS, social workers help provide community support for veterans and their families after their service; and
WHEREAS, social workers strive to improve access to mental health treatment and health care services in order to save lives; and

WHEREAS, social workers effect change and put the ideals of citizenship into action every day through legislative, regulatory and social policy efforts; 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 March 2019 as Social Work Month; and be it further

RESOLVED: That suitable copies of this resolution, duly authenticated by the Secretary of State, be transmitted to the University of Maine, Orono, School of Social Work; the University of Maine, Presque Isle, Department of Professional Programs, Social Work; the University of Southern Maine, School of Social Work; the University of New England, School of Social Work; and St. Joseph's College, Social Work program.

Comes from the House, **READ** and **ADOPTED**.

READ and **ADOPTED**, in concurrence.

COMMUNICATIONS

The Following Communication: S.C. 167

**STATE OF MAINE
129TH LEGISLATURE
OFFICE OF THE PRESIDENT
AUGUSTA, MAINE**

March 5, 2019

Darek M. Grant
Secretary of the Senate
3 State House Station
Augusta, ME 04333

Dear Secretary Grant:

Pursuant to the December 2015 Report of the Intergovernmental Pretrial Justice Reform Task Force, I am pleased to appoint Senator Mike Carpenter to said Task Force as a member of the Senate, effective the date of this letter.

Please let me know if you have any questions regarding this appointment.

Sincerely,

S/Troy D. Jackson
President of the Senate

READ and **ORDERED PLACED ON FILE**.

The Following Communication: S.C. 168

**STATE OF MAINE
129TH LEGISLATURE
OFFICE OF THE PRESIDENT
AUGUSTA, MAINE**

March 5, 2019

Darek M. Grant
Secretary of the Senate
3 State House Station
Augusta, ME 04333

Dear Secretary Grant:

Pursuant to my authority under Title 38, MRS 420-B, I am pleased to appoint Senator Carson to the technical advisory group for the Surface Water Ambient Toxic monitoring program. He will serve as the Senator on the committee having jurisdiction over natural resource matters.

Please let me know if you have any questions regarding this appointment.

Sincerely,

S/Troy D. Jackson
President of the Senate

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 169

**STATE OF MAINE
ONE HUNDRED AND TWENTY-NINTH LEGISLATURE
COMMITTEE ON AGRICULTURE CONSERVATION AND
FORESTRY**

March 5, 2019

Honorable Troy Dale Jackson, President of the Senate
Honorable Sara Gideon, Speaker of the House
129th Legislature
State House
Augusta, Maine 04333

Dear President Jackson and Speaker Gideon:

Pursuant to Joint Rule 310, we are writing to notify you that the Joint Standing Committee on Agriculture Conservation and Forestry has voted unanimously to report the following bill(s) out "Ought Not to Pass":

L.D. 355 An Act To Exclude Domesticated Species Used for Agricultural Purposes from the Laws Governing Permits To Possess Wildlife in Captivity

This is notification of the Committee's action.

Sincerely,

S/Sen. Jim Dill
Senate Chair

S/Rep. Craig V. Hickman
House Chair

READ and with accompanying papers ORDERED PLACED ON FILE.

The Following Communication: S.C. 171

**STATE OF MAINE
ONE HUNDRED AND TWENTY-NINTH LEGISLATURE
COMMITTEE ON EDUCATION AND CULTURAL AFFAIRS**

March 1, 2019

Honorable Troy Dale Jackson, President of the Senate
Honorable Sara Gideon, Speaker of the House
129th Legislature
State House
Augusta, Maine 04333

Dear President Jackson and Speaker Gideon:

Pursuant to Joint Rule 310, we are writing to notify you that the Joint Standing Committee on Education and Cultural Affairs has voted unanimously to report the following bill(s) out "Ought Not to Pass":

- L.D. 14 An Act To Improve Science and Engineering Education for Maine's Students
- L.D. 55 An Act To Return the Normal Cost of Teacher Retirement to the State
- L.D. 387 An Act To Require Cursive Handwriting Instruction in Grade 3 to Grade 5
- L.D. 464 An Act To Change the Period To Request a Due Process Hearing for Costs Related to a Unilateral Private School Placement from a Public School
- L.D. 557 An Act To Create and Fund the School Revolving Maintenance Fund To Support the Usefulness and Longevity of Public School Buildings (EMERGENCY)
- L.D. 589 Resolve, Directing the State Board of Education To Adopt Rules Prohibiting Teachers in Public Schools from Engaging in Political, Ideological or Religious Advocacy in the Classroom

This is notification of the Committee's action.

Sincerely,

S/Sen. Rebecca Millett
Senate Chair

S/Rep. Victoria P. Kornfield
House Chair

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

The Following Communication: S.C. 170

**STATE OF MAINE
ONE HUNDRED AND TWENTY-NINTH LEGISLATURE
COMMITTEE ON INLAND FISHERIES AND WILDLIFE**

March 1, 2019

Honorable Troy Dale Jackson, President of the Senate
Honorable Sara Gideon, Speaker of the House
129th Legislature
State House
Augusta, Maine 04333

Dear President Jackson and Speaker Gideon:

Pursuant to Joint Rule 310, we are writing to notify you that the Joint Standing Committee on Inland Fisheries and Wildlife has voted unanimously to report the following bill(s) out "Ought Not to Pass":

- L.D. 175 An Act To Extend the Deer Hunting Season by 2 Saturdays
- L.D. 188 An Act To Provide for an Expanded Muzzle-loading-only Deer Hunting Season
- L.D. 190 An Act To Provide Antlerless Deer Permits to Senior Resident Lifetime Hunting License Holders
- L.D. 337 An Act To Start a Spring Bear Hunting Season
- L.D. 525 An Act To Increase the Registration Fee for Snowmobiles for Residents
- L.D. 652 An Act To Modify Maine's Ice Fishing Laws with Respect to Cusk Fishing

This is notification of the Committee's action.

Sincerely,

S/Sen. Jim Dill
Senate Chair

S/Rep. Catherine M. Nadeau
House Chair

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

SENATE PAPERS

Bill "An Act To Humanely Treat Animals Trapped in Buildings"
S.P. 333 L.D. 1114

Presented by Senator DESCHAMBAULT of York.
Cosponsored by Representative PICKETT of Dixfield and Senator: GRATWICK of Penobscot, Representatives: COSTAIN of Plymouth, EVANGELOS of Friendship, WARREN of Hallowell.

On motion by Senator **DILL** of Penobscot, **REFERRED** to the Committee on **AGRICULTURE, CONSERVATION AND FORESTRY** and ordered printed.

Sent down for concurrence.

Bill "An Act To Authorize a General Fund Bond Issue To Support Investments in Energy Efficiency and Renewable Energy in Municipalities and School Administrative Units"
S.P. 339 L.D. 1119

Presented by Senator LUCHINI of Hancock.
Cosponsored by Representative HUBBELL of Bar Harbor and Senators: BLACK of Franklin, DAVIS of Piscataquis, DOW of Lincoln, President JACKSON of Aroostook, SANBORN, L. of Cumberland, Representatives: GATTINE of Westbrook, JORGENSEN of Portland, PIERCE of Falmouth.

On motion by Senator **LIBBY** of Androscoggin, **REFERRED** to the Committee on **APPROPRIATIONS AND FINANCIAL AFFAIRS** and ordered printed.

Sent down for concurrence.

Bill "An Act To Raise the Floor of State Education Funding"
S.P. 356 L.D. 1170

Presented by Senator LAWRENCE of York.
Cosponsored by Senator CHENETTE of York.

On motion by Senator **MILLETT** of Cumberland, **TABLED** until Later in Today's Session, pending **REFERENCE**.

Bill "An Act To Protect Consumers from Price Gouging by Utility Companies"
S.P. 340 L.D. 1120

Presented by Senator CHENETTE of York.
Cosponsored by Representative SYLVESTER of Portland and Senator: MIRAMANT of Knox, Representatives: ACKLEY of Monmouth, BAILEY of Saco, RYKERSON of Kittery.

Bill "An Act To Expand Community-based Solar Energy in Maine"
S.P. 347 L.D. 1127

Presented by Senator SANBORN, H. of Cumberland.
Cosponsored by Senators: FARRIN of Somerset, LAWRENCE of York, WOODSOME of York, Representatives: RILEY of Jay, STROM of Pittsfield.

Bill "An Act Regarding Energy, Utilities and Technology"
S.P. 351 L.D. 1163

Presented by Senator LAWRENCE of York.

On motion by Senator **LAWRENCE** of York, **REFERRED** to the Committee on **ENERGY, UTILITIES AND TECHNOLOGY** and ordered printed.

Sent down for concurrence.

Bill "An Act Regarding Telecommunications Infrastructure Costs"
S.P. 343 L.D. 1123

Presented by Senator BLACK of Franklin.
Cosponsored by Representative LANDRY of Farmington and Senators: DAVIS of Piscataquis, DILL of Penobscot, President JACKSON of Aroostook, Representatives: HALL of Wilton, HEAD of Bethel, RILEY of Jay, SKOLFIELD of Weld.

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

On motion by Senator **LAWRENCE** of York, **REFERRED** to the Committee on **TAXATION**.

Sent down for concurrence.

Bill "An Act To Create Fairness in the Redemption of Beverage Containers"

S.P. 335 L.D. 1115

Presented by Senator MIRAMANT of Knox.
Cosponsored by Senators: BREEN of Cumberland, CYRWAY of Kennebec, GRATWICK of Penobscot, Representatives: DOUDERA of Camden, FOLEY of Biddeford.

On motion by Senator **CARSON** of Cumberland, **REFERRED** to the Committee on **ENVIRONMENT AND NATURAL RESOURCES** and ordered printed.

Sent down for concurrence.

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

S.P. 336 L.D. 1116

Presented by Senator LIBBY of Androscoggin.
Cosponsored by Representative MOONEN of Portland and Senators: GRATWICK of Penobscot, MOORE of Washington, Representatives: BROOKS of Lewiston, CLOUTIER of Lewiston, HANDY of Lewiston, MELARAGNO of Auburn, MORALES of South Portland.

Bill "An Act To Amend MaineCare Reimbursement Related to Bad Debt and Bed-hold Days"

S.P. 345 L.D. 1125

Presented by Senator TIMBERLAKE of Androscoggin.
Cosponsored by Representative MORRIS of Turner and Senators: BLACK of Franklin, CLAXTON of Androscoggin, KEIM of Oxford, MOORE of Washington, Representative: PERRY of Calais.

Resolve, To Classify Employee Health Insurance as a Fixed Cost for MaineCare Reimbursement in Nursing Homes

S.P. 346 L.D. 1126

Presented by Senator TIMBERLAKE of Androscoggin.
Cosponsored by Representative MORRIS of Turner and Senators: BLACK of Franklin, CLAXTON of Androscoggin, KEIM of Oxford, MOORE of Washington, Representative: PERRY of Calais.

On motion by Senator **GRATWICK** of Penobscot, **REFERRED** to the Committee on **HEALTH AND HUMAN SERVICES** and ordered printed.

Sent down for concurrence.

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

S.P. 349 L.D. 1161

Presented by Senator CARPENTER of Aroostook.
Cosponsored by Representative MEYER of Eliot and Senator: CLAXTON of Androscoggin, Representatives: HARNETT of Gardiner, PERRY of Calais, STEWART of Presque Isle, STOVER of Boothbay, SWALLOW of Houlton, TALBOT ROSS of Portland, TEPLER of Topsham.

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

On motion by Senator **H. SANBORN** of Cumberland, **REFERRED** to the Committee on **HEALTH AND HUMAN SERVICES**.

Sent down for concurrence.

Bill "An Act To Encourage Turkey Hunting"
S.P. 337 L.D. 1117

Presented by Senator BELLOWS of Kennebec.
Cosponsored by Representative HICKMAN of Winthrop and
Senators: DAVIS of Piscataquis, MIRAMANT of Knox,
Representatives: ACKLEY of Monmouth, HARNETT of Gardiner,
MAXMIN of Nobleboro, WARREN of Hallowell.

Bill "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. 338 L.D. 1118

Presented by Senator DAVIS of Piscataquis.
Cosponsored by Representative NADEAU of Winslow and
Senators: BLACK of Franklin, CYRWAY of Kennebec, DILL of
Penobscot, GUERIN of Penobscot, POULIOT of Kennebec,
Representatives: HIGGINS of Dover-Foxcroft, STEARNS of
Guilford.

Bill "An Act To Amend the Maine Outdoor Heritage Fund Grant
Process"
S.P. 344 L.D. 1124

Presented by Senator BLACK of Franklin.
Cosponsored by Senator DAVIS of Piscataquis, Representative
LANDRY of Farmington and Senators: CYRWAY of Kennebec,
POULIOT of Kennebec, TIMBERLAKE of Androscoggin.

On motion by Senator DILL of Penobscot, **REFERRED** to the
Committee on **INLAND FISHERIES AND WILDLIFE** and ordered
printed.

Sent down for concurrence.

Bill "An Act To Acknowledge Potable Water as a Necessity"
S.P. 341 L.D. 1121

Presented by Senator CHENETTE of York.
Cosponsored by Representative GRAMLICH of Old Orchard
Beach and Senator: CARSON of Cumberland, Representative:
BAILEY of Saco.

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

On motion by Senator LIBBY of Androscoggin, **REFERRED** to
the Committee on **ENVIRONMENT AND NATURAL
RESOURCES**.

Sent down for concurrence.

Bill "An Act To Improve the Educational Opportunity Tax Credit"
S.P. 352 L.D. 1164

Presented by Senator POULIOT of Kennebec.
Cosponsored by Representative TIPPING of Orono and
Senators: DOW of Lincoln, LIBBY of Androscoggin, WOODSOME
of York, Representatives: DAUGHTRY of Brunswick, FECTEAU
of Biddeford, STEWART of Presque Isle.

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

On motion by Senator LIBBY of Androscoggin, **TABLED** until
Later in Today's Session, pending **REFERENCE**.

Bill "An Act To Provide Ready Access to Defibrillators in
Businesses and Pharmacies"
S.P. 355 L.D. 1169

Presented by Senator DESCHAMBAULT of York.
Cosponsored by Representative MORALES of South Portland
and Senators: BELLOWS of Kennebec, CLAXTON of
Androscoggin.

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

On motion by Senator LIBBY of Androscoggin, **TABLED** until
Later in Today's Session, pending **REFERENCE**.

Bill "An Act To Further Expand Drug Price Transparency"
S.P. 350 L.D. 1162

Presented by Senator VITELLI of Sagadahoc.
Cosponsored by Representative TEPLER of Topsham and
Senators: FOLEY of York, President JACKSON of Aroostook,
KEIM of Oxford, MILLETT of Cumberland, Representatives:
MELARAGNO of Auburn, MOONEN of Portland, PRESCOTT of
Waterboro, STEWART of Presque Isle.

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

On motion by Senator CARPENTER of Aroostook, **REFERRED**
to the Committee on **HEALTH COVERAGE, INSURANCE AND
FINANCIAL SERVICES**.

Sent down for concurrence.

Bill "An Act To Clarify Statutes Related to Establishing a
Municipal Charter Commission"
S.P. 348 L.D. 1128

Presented by Senator CLAXTON of Androscoggin.
Cosponsored by Senator: BREEN of Cumberland.

On motion by Senator **CLAXTON** of Androscoggin, **REFERRED** to the Committee on **STATE AND LOCAL GOVERNMENT** and ordered printed.

Sent down for concurrence.

Bill "An Act To Expand Tax Increment Financing"
S.P. 342 L.D. 1122

Presented by Senator **POULIOT** of Kennebec.
Cosponsored by Representative **TIPPING** of Orono and
Senators: **CHIPMAN** of Cumberland, **FARRIN** of Somerset,
SANBORN, H. of Cumberland.

On motion by Senator **CHIPMAN** of Cumberland, **REFERRED** to the Committee on **TAXATION** and ordered printed.

Sent down for concurrence.

Bill "An Act To Support the Operation of Fixed-wing Air Medical Transport in Northern Maine"
S.P. 353 L.D. 1165

Presented by President **JACKSON** of Aroostook.
Cosponsored by Representative **McCREA** of Fort Fairfield and
Senator: **CARPENTER** of Aroostook.

Bill "An Act To Require Public Transit To Be Accessible to Blind or Visually Impaired Riders"
S.P. 354 L.D. 1166

Presented by Senator **CHIPMAN** of Cumberland. (BY REQUEST)
Cosponsored by Representatives: **AUSTIN** of Skowhegan,
COLLINGS of Portland, **McLEAN** of Gorham, **SHEATS** of Auburn,
WHITE of Waterville.

On motion by Senator **LIBBY** of Androscoggin, **REFERRED** to the Committee on **TRANSPORTATION** and ordered printed.

Sent down for concurrence.

All matters thus acted upon were ordered sent down forthwith for concurrence.

Off Record Remarks

ORDERS

Joint Orders

Expressions of Legislative Sentiment recognizing:

The Friends of Wilson Lake, of Wilton, which was named the 2018 Lake Association of the Year by the Maine Lakes Society for being a leader in lake protection and inspiring other lake associations to be proactive in protecting the State's valuable freshwater resources. We extend our congratulations and best wishes;

SLS 101

Sponsored by Senator **BLACK** of Franklin.
Cosponsored by Representative: **HALL** of Wilton.

The Joint Order was **READ**.

THE PRESIDENT: The Chair recognizes the Senator from Franklin, Senator **Black**.

Senator **BLACK:** Thank you, Mr. President. Good morning, ladies and gentlemen of the Senate. I am pleased that the members of the Friends of Wilson Lake are able to join us today. Friends of Wilson Lake, or FOWL, were recently named the 2018 Lake Association of the Year by the Maine Lakes Society. FOWL was chosen by the Maine Lakes Society as the Association of the Year because FOWL stood out among many highly successful lakes associations across the state for their recent work they completed to protect Wilson Lake. This includes conducting water sheds for three different water sheds in Wilton, developing a water shed protection plan, running a successful lake smart program, engaging in community lake education activities, obtaining a \$70,000 federal grant to work with the town and landowners to reduce the amount of run-off that was getting into Wilson Lake. FOWL is a leader in lake protection, living up to their mission and inspiring other lake associations across the state to be proactive in protecting our valuable fresh water resources. I want to thank the Friends of Wilson Lake for all the work they do to protect and preserve the quality of Wilson Lake and its water shed. We are very lucky to have such a dedicated group in our community. Congratulations on this deserving award and it's a true testament of all your hard work and dedication. Thank you again.

The Joint Order was **PASSED**.

Sent down for concurrence.

THE PRESIDENT: The Chair is pleased to recognize in the back of the Chamber Peter Campion. He is a FOWL board member. Barry Hathaway, also a FOWL board member; Rhonda Irish, the Wilton Town Manager; Jen Jespersen, the President of the Maine Lakes Society; Martha Lively, a FOWL board member; and Robert Lively, the President of the FOWL board. Would they all please rise and accept the greetings and thanks of the Maine Senate.

The Biddeford High School Field Hockey Team, of Biddeford, which won the Class A State Championship. We extend our congratulations and best wishes;

SLS 103

Sponsored by Senator DESCHAMBAULT of York.
Cosponsored by Representatives: DENK of Kennebunk,
FECTEAU of Biddeford, FOLEY of Biddeford.

The Joint Order was **READ**.

THE PRESIDENT: The Chair recognizes the Senator from York, Senator Deschambault.

Senator **DESCHAMBAULT:** Thank you, Mr. President. I will be speaking also of the cheering, so I'll just stay with the Field Hockey Team. Today I'm very happy to have welcomed to the Senate 48 students, about 27 of them I believe are the Field Hockey Team. The Field Hockey Team at Biddeford High School had their first undefeated season in a 47 year program history. The girls won with a record of 17-0-1 and they recorded their first Class A State Championship since 1990, 28 years ago. In the game that they won the championship last year, in that game special recognition goes to Abby Allen, who registered a hat trick in the title game against perennial powerhouse three time defending champions Skowhegan. Where is Senator Farrin? I would like to take notice, it's not all sports. These are student athletes. The awards go to Paige Laverriere, who is First Team Southern Maine Athletic Association, also made the Press Herald All State, and also All State. Taylor Wildes, got to love her, she's the goalie. First team Southern Maine Athletic Association All American Academic and All Southern Maine Athletic Association Academic. Abby Allen, First Team Southern Maine Athletic, Second Team All Regional in New England, the Press Herald All State Team, and having the single season goals, 27 goals out of 67 for the whole season. Also making the All Academic Team was Maddy Dineen and Madelyn Farley. I just wanted to share that. I think we all need to remind ourselves that these are hard-working students who love their sports, love their schools, and love their academics. I want to mention Coach Caitlin Albert. I guess even the newspapers said that one good reason why they won the championship game is Ms. Albert gave an inspiring pregame speech with one focus in mind, resilience. You can come back, you can win, and they did. Thank you.

The Joint Order was **PASSED**.

Sent down for concurrence.

THE PRESIDENT: The Chair would like to recognize, I believe up in the Gallery, the Biddeford High School Field Hockey Team and their coaches. Would they please wave and accept the greetings of the Maine State Senate.

The Biddeford High School Cheerleading Team, which won the Class A State Championship. We extend our congratulations and best wishes;

SLS 104

Sponsored by Senator DESCHAMBAULT of York.
Cosponsored by Representatives: DENK of Kennebunk,
FECTEAU of Biddeford, FOLEY of Biddeford.

The Joint Order was **READ**.

THE PRESIDENT: The Chair recognizes the Senator from York, Senator Deschambault.

Senator **DESCHAMBAULT:** Thank you. Cheering, they won the Championship in Cheerleading competition. Cheering takes strength, acrobatic ability, gymnastic skills, coordination, choreography, all while clapping, chanting, and moving. The Biddeford High School Cheerleading Team excelled at all of these things and more, working together to achieve a great victory. You know, there's always that debate: is cheering a sport? I consider it a sport. They have competitions. Unfortunately, there's no way to say wins or losses, and also there are no accolades about who made first team, second team, or what-have-you. So I applaud cheering and one good reason is a good friend, Deb Lebel, the Coach. Now if Coaches in cheering received championship rings Deb Lebel has tied Bill Belichick. She would have had six rings. She has six cheering championships for Biddeford. Both the field hockey students and the cheering and all student athletes at Biddeford High School have a very good program. Recently they donated, were able to receive and donated 225 books, children's books, to the kindergarten class and each child received a book from a student athlete. The student athletes arrived at kindergarten with their uniforms, some of them had their uniform, and they read to the children. There's more of that going on in our schools. So I would like to say, also, I want to congratulate all student athletes in our state. They are fine examples of results from determination, perseverance, and hard work. I am going to deviate, not Biddeford High School, but I also want to congratulate and extend to my colleague Senate Majority Leader Senator Libby for St. Dominic Academy capturing the Class A Northern Regional Hockey Title after a hard-fought game against cross-town rivals Lewiston, ending with a 15-4-1 record. Why would I do this? Well, St. Dom's will be playing this Saturday at the Colisee against the Southern Regional Champs, Biddeford High School. So I expect that one of us will be extending an invitation to the Boy's Hockey Champs to join us in a few weeks. Thank you.

The Joint Order was **PASSED**.

Sent down for concurrence.

THE PRESIDENT: The Chair would like to recognize, again up in the Gallery, the Biddeford High School Cheerleading Team. All of the stellar people from Biddeford today are the guests of the Senator from York, Senator Deschambault. Will they also please wave and accept the greetings of the Maine State Senate.

All matters thus acted upon were ordered sent down forthwith for concurrence.

REPORTS OF COMMITTEES

House

Change of Committee

The Committee on **TRANSPORTATION** on Resolve, To Establish a Pilot Project To Evaluate and Address the Transportation Needs of Maine's Veterans

H.P. 134 L.D. 171

Reported that the same be **REFERRED** to the Committee on **VETERANS AND LEGAL AFFAIRS**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Resolve **REFERRED** to the Committee on **VETERANS AND LEGAL AFFAIRS**.

Report **READ** and **ACCEPTED**, in concurrence.

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

Ought to Pass

The Committee on **HEALTH COVERAGE, INSURANCE AND FINANCIAL SERVICES** on Resolve, Regarding Legislative Review of Portions of Chapter 270: Uniform Reporting System for Quality Data Sets, a Major Substantive Rule of the Maine Health Data Organization (EMERGENCY)

H.P. 86 L.D. 100

Reported that the same **Ought to Pass**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Resolve **PASSED TO BE ENGROSSED**.

Report **READ** and **ACCEPTED**, in concurrence.

Resolve **READ ONCE**.

ASSIGNED FOR SECOND READING NEXT LEGISLATIVE DAY.

The Committee on **LABOR AND HOUSING** on Bill "An Act To Clarify Maine Law Regarding the Tips of Service Employees"

H.P. 67 L.D. 81

Reported that the same **Ought to Pass**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED**.

Report **READ** and **ACCEPTED**, in concurrence.

Bill **READ ONCE**.

ASSIGNED FOR SECOND READING NEXT LEGISLATIVE DAY.

The Committee on **TAXATION** on Bill "An Act To Provide That Persons Who Produce Maple Syrup and Honey Commercially Are Eligible for the Sales Tax Refund and Exemption for Commercial Agricultural Production" (EMERGENCY)

H.P. 72 L.D. 86

Reported that the same **Ought to Pass**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED**.

Report **READ** and **ACCEPTED**, in concurrence.

Bill **READ ONCE**.

ASSIGNED FOR SECOND READING NEXT LEGISLATIVE DAY.

The Committee on **TRANSPORTATION** on Resolve, To Rename the Stillwater Bridges in Old Town the Llewellyn Estes Bridge

H.P. 170 L.D. 207

Reported that the same **Ought to Pass**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Resolve **PASSED TO BE ENGROSSED**.

Report **READ** and **ACCEPTED**, in concurrence.

Resolve **READ ONCE**.

ASSIGNED FOR SECOND READING NEXT LEGISLATIVE DAY.

Ought to Pass As Amended

The Committee on **EDUCATION AND CULTURAL AFFAIRS** on Resolve, Regarding Legislative Review of Portions of Chapter 122: Grant Application and Award Procedure: Fund for the Efficient Delivery of Educational Services, a Major Substantive Rule of the Department of Education (EMERGENCY)

H.P. 84 L.D. 98

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-3)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Resolve **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-3)**.

Report **READ** and **ACCEPTED**, in concurrence.

Resolve **READ ONCE**.

Committee Amendment "A" (H-3) **READ** and **ADOPTED**, in concurrence.

ASSIGNED FOR SECOND READING NEXT LEGISLATIVE DAY.

The Committee on **VETERANS AND LEGAL AFFAIRS** on Bill "An Act To Implement the Recommendations of the Government Oversight Committee Regarding Bureau of Alcoholic Beverages and Lottery Operations Reporting Requirements" H.P. 26 L.D. 25

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-2)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-2)**.

Report **READ** and **ACCEPTED**, in concurrence.

Bill **READ ONCE**.

Committee Amendment "A" (H-2) **READ** and **ADOPTED**, in concurrence.

ASSIGNED FOR SECOND READING NEXT LEGISLATIVE DAY.

SECOND READERS

The Committee on **Bills in the Second Reading** reported the following:

House

Bill "An Act To Amend the Laws Governing Maine Potato Board Districts" H.P. 109 L.D. 127

READ A SECOND TIME and **PASSED TO BE ENGROSSED**, in concurrence.

All matters thus acted upon were ordered sent down forthwith for concurrence.

ENACTORS

The Committee on **Engrossed Bills** reported as truly and strictly engrossed the following:

Act

An Act Regarding Rules Adopted by the ConnectME Authority H.P. 32 L.D. 31

PASSED TO BE ENACTED and, having been signed by the President, was presented by the Secretary to the Governor for approval.

Senate at Ease.

The Senate was called to order by the President.

ORDERS OF THE DAY

Unfinished Business

The following matters in the consideration of which the Senate was engaged at the time of Adjournment had preference in the Orders of the Day and continued with such preference until disposed of as provided by Senate Rule 516.

The Chair laid before the Senate the following Tabled and Later Assigned (3/5/19) matter:

HOUSE REPORTS - from the Committee on **ENERGY, UTILITIES AND TECHNOLOGY** on Bill "An Act To Eliminate Gross Metering" (EMERGENCY) H.P. 77 L.D. 91

Majority - **Ought to Pass** (10 members)

Minority - **Ought Not to Pass** (3 members)

Tabled - March 5, 2019 by Senator **LAWRENCE** of York

Pending - motion by same Senator to **ACCEPT** the Majority **OUGHT TO PASS** Report

(In House, the Majority **OUGHT TO PASS** Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED**.)

On motion by Senator **LAWRENCE** of York, the Majority **OUGHT TO PASS** Report **ACCEPTED**, in concurrence.

Bill **READ ONCE**.

ASSIGNED FOR SECOND READING NEXT LEGISLATIVE DAY.

The Chair laid before the Senate the following Tabled and Later Assigned (3/5/19) matter:

SENATE REPORTS - from the Committee on **HEALTH COVERAGE, INSURANCE AND FINANCIAL SERVICES** on Bill "An Act To Amend the Laws Governing the Practice of Pharmacy" S.P. 79 L.D. 267

Majority - **Ought Not to Pass** (8 members)

Minority - **Ought to Pass** (4 members)

Tabled - March 5, 2019 by Senator **LIBBY** of Androscoggin

Pending - motion by same Senator to **RECONSIDER** whereby the Senate **FAILED** to **ACCEPT** the Majority **OUGHT NOT TO PASS** Report

(In Senate, March 5, 2019, motion by Senator **H. SANBORN** of Cumberland to **ACCEPT** the Majority **OUGHT NOT TO PASS** Report **FAILED**.)

Senator **LIBBY** of Androscoggin requested and received leave of the Senate to withdraw his motion to **RECONSIDER** whereby the Senate **FAILED** to **ACCEPT** the Majority **OUGHT NOT TO PASS** Report.

The Minority **OUGHT TO PASS** Report **ACCEPTED**.

Bill **READ ONCE**.

ASSIGNED FOR SECOND READING NEXT LEGISLATIVE DAY.

Out of order and under suspension of the Rules, the Senate considered the following:

PAPERS FROM THE HOUSE

House Papers

Resolve, To End Hunger in Maine by 2030
H.P. 848 L.D. 1159

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

On motion by Senator **DILL** of Penobscot, **REFERRED** to the Committee on **AGRICULTURE, CONSERVATION AND FORESTRY** and ordered printed, in concurrence.

Bill "An Act To Improve the Investigation and Prosecution of Sexual Assault Cases"
H.P. 829 L.D. 1140

Bill "An Act To Exclude Tractor Pulling from Certain Rules Governing Motor Vehicle Racing"
H.P. 832 L.D. 1143

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

On motion by Senator **LIBBY** of Androscoggin, **REFERRED** to the Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY** and ordered printed, in concurrence.

Bill "An Act To Strengthen Resource Sharing and Access to Library Materials among Maine Libraries"
H.P. 838 L.D. 1149

Bill "An Act To Make the Maine Educational Assessment Optional for Kindergarten to Grade 8"
H.P. 841 L.D. 1152

Resolve, To Improve Maine's Response to Childhood Trauma
H.P. 851 L.D. 1168

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

On motion by Senator **MILLETT** of Cumberland, **REFERRED** to the Committee on **EDUCATION AND CULTURAL AFFAIRS** and ordered printed, in concurrence.

Bill "An Act To Eliminate Restrictions on Capacity and the Number of Accounts for Net Energy Billing"
H.P. 828 L.D. 1139

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

On motion by Senator **LIBBY** of Androscoggin, **REFERRED** to the Committee on **ENERGY, UTILITIES AND TECHNOLOGY** and ordered printed, in concurrence.

Bill "An Act To Clarify Certain Provisions of the Maine Medical Use of Marijuana Act"
H.P. 818 L.D. 1129

Bill "An Act To Provide Additional Food Supplement Assistance for the Elderly and Persons with Disabilities"
H.P. 821 L.D. 1132

Bill "An Act To Set Aside Funds from Federal Block Grants for Certain Communities"
H.P. 823 L.D. 1134

Resolve, To Increase Funding for Assertive Community Treatment (EMERGENCY)
H.P. 824 L.D. 1135

Bill "An Act To Clarify the Background Check Process for Certain Child Care Workers"

H.P. 826 L.D. 1137

Resolve, To Expand Transportation Services for Seniors Who Are MaineCare Members (EMERGENCY)

H.P. 831 L.D. 1142

Bill "An Act To Ensure the Provision of Housing Navigation Services to Older Adults and Persons with Disabilities"

H.P. 835 L.D. 1146

Bill "An Act To Provide Flexibility in the Treatment of Individuals with Intellectual Disabilities or Autism"

H.P. 842 L.D. 1153

Come from the House, **REFERRED** to the Committee on **HEALTH AND HUMAN SERVICES** and ordered printed.

On motion by Senator **GRATWICK** of Penobscot, **REFERRED** to the Committee on **HEALTH AND HUMAN SERVICES** and ordered printed, in concurrence.

Bill "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"

H.P. 827 L.D. 1138

Bill "An Act To Protect Patients and the Prudent Layperson Standard"

H.P. 844 L.D. 1155

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

On motion by Senator **H. SANBORN** of Cumberland, **REFERRED** to the Committee on **HEALTH COVERAGE, INSURANCE AND FINANCIAL SERVICES** and ordered printed, in concurrence.

Bill "An Act To Amend the Laws Regarding the Size and Weight of All-terrain Vehicles, the Operation of Motor Vehicles on Designated All-terrain Vehicle Trails and the Operation of All-terrain Vehicles on Trails Posted with Size or Weight Limits and To Update and Improve Funding Mechanisms for All-terrain Vehicle Trail Development and Maintenance"

H.P. 836 L.D. 1147

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

On motion by Senator **DILL** of Penobscot, **REFERRED** to the Committee on **INLAND FISHERIES AND WILDLIFE** and ordered printed, in concurrence.

Bill "An Act To Provide Snow Sports Safety Information to Consumers"

H.P. 825 L.D. 1136

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

On motion by Senator **LIBBY** of Androscoggin, **REFERRED** to the Committee on **INNOVATION, DEVELOPMENT, ECONOMIC ADVANCEMENT AND BUSINESS** and ordered printed, in concurrence.

Bill "An Act To Require That Hospital Liens Be Satisfied on a Just and Equitable Basis"

H.P. 822 L.D. 1133

Bill "An Act To Ensure Consistency in Commercial Real Estate Law by Restoring Due Diligence Responsibility to the Buyer"

H.P. 840 L.D. 1151

Come from the House, **REFERRED** to the Committee on **JUDICIARY** and ordered printed.

On motion by Senator **CARPENTER** of Aroostook, **REFERRED** to the Committee on **JUDICIARY** and ordered printed, in concurrence.

Bill "An Act To Promote Equity in the Elver Aquaculture Quota" (EMERGENCY)

H.P. 819 L.D. 1130

Bill "An Act Regarding the Costs Incurred by Municipalities in the Administration of Aquaculture Leases"

H.P. 837 L.D. 1148

Come from the House, **REFERRED** to the Committee on **MARINE RESOURCES** and ordered printed.

On motion by Senator **MIRAMANT** of Knox, **REFERRED** to the Committee on **MARINE RESOURCES** and ordered printed, in concurrence.

Bill "An Act To Improve the Ability of Senior Citizens and Persons with Disabilities To Stay in Their Homes"

H.P. 820 L.D. 1131

Bill "An Act To Improve the Law Authorizing Municipalities To Allow Low-income Seniors To Defer Payment of Municipal Property Taxes"

H.P. 834 L.D. 1145

Bill "An Act To Amend the Maine Tree Growth Tax Law To Encourage Public Access"

H.P. 839 L.D. 1150

Bill "An Act To Provide Property Tax Relief"

H.P. 847 L.D. 1158

Come from the House, **REFERRED** to the Committee on **TAXATION** and ordered printed.

On motion by Senator **CHIPMAN** of Cumberland, **REFERRED** to the Committee on **TAXATION** and ordered printed, in concurrence.

Resolve, Directing the Department of Transportation To Construct the Merrymeeting Trail from Topsham to Gardiner

H.P. 830 L.D. 1141

Bill "An Act To Fix Maine's Roads and Bridges by Establishing a Seasonal Gasoline Tax Adjustment"

H.P. 846 L.D. 1157

Come from the House, **REFERRED** to the Committee on **TRANSPORTATION** and ordered printed.

On motion by Senator **LIBBY** of Androscoggin, **REFERRED** to the Committee on **TRANSPORTATION** and ordered printed, in concurrence.

Bill "An Act To Authorize Tribal Gaming"

H.P. 833 L.D. 1144

Bill "An Act To Increase the Betting Limit on Games of Chance at Fairs and Festivals and To Expand Allowed Operation"

H.P. 843 L.D. 1154

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

On motion by Senator **LUCHINI** of Hancock, **REFERRED** to the Committee on **VETERANS AND LEGAL AFFAIRS** and ordered printed, in concurrence.

All matters thus acted upon were ordered sent down forthwith for concurrence.

Off Record Remarks

Senate at Ease.

The Senate was called to order by the President.

Off Record Remarks

RECESSED until the sound of the bell.

After Recess the Senate was called to order by the President.

On motion by Senator **LIBBY** of Androscoggin, **ADJOURNED**, pursuant to the Joint Order, until Tuesday, March 12, 2019 at 10:00 in the morning.