

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
Tuesday
March 12, 2019

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

Prayer by Pastor Tobin Curtis, Christ Community Fellowship in Madison.

PASTOR CURTIS: Thank you. Let us pray. Heavenly Father, I want to thank You for the great privilege we have and acknowledging our need for Your grace, our need for Your wisdom, and our need for Your presence here today. Thank You, God, for the men and women here who have answered the call to humbly serve and represent the good people of Maine. I pray that each one here will recognize Your hand in bringing them together from their many different backgrounds, experiences, philosophies, and opinions, that they may effectively position this state and all of its people for future success, freedom, and security. May all our words be honest, all of our motives be pure, all of our decisions be wise, and may God be praised. Amen.

Pledge of Allegiance led by Senator Dana L. Dow of Lincoln County.

Reading of the Journal of Thursday, March 7, 2019.

Doctor of the day, Elisabeth Mock, M.D. of Holden.

Off Record Remarks

PAPERS FROM THE HOUSE

Non-Concurrent Matter

Bill "An Act To Establish as a Priority the Interests of Maine Farmers, Growers and Food Producers"
H.P. 674 L.D. 910

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

In Senate, March 5, 2019, on motion by Senator **CLAXTON** of Androscoggin, **REFERRED** to the Committee on **STATE AND LOCAL GOVERNMENT** in **NON-CONCURRENCE**.

Comes from the House, that Body having **INSISTED** on its former action whereby the Bill was **REFERRED** to the Committee on **AGRICULTURE, CONSERVATION AND FORESTRY**.

On motion by Senator **CLAXTON** of Androscoggin, the Senate **RECEDED** and **CONCURRED**.

House Papers

Bill "An Act To Increase Consumption of Maine Foods in State Institutions"

H.P. 850 L.D. 1167

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 Transfer the Kim Wallace Adaptive Equipment Loan Program Fund to the Office of the Treasurer of State"

H.P. 849 L.D. 1160

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

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

Bill "An Act To Create the Savings Account Program for Small Businesses"

H.P. 845 L.D. 1156

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

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

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

COMMUNICATIONS

The Following Communication: S.C. 176

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

March 8, 2019

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

Dear Secretary Grant:

Pursuant to my authority under Title 5 §24001, I am pleased to appoint Stephanie Eglinton to seat number 11 on the Maine Children's Growth Council. She will serve as a member representing a person having experience in public funding and philanthropy, 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.

Sincerely,

S/Troy D. Jackson
President of the Senate

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 178

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

March 8, 2019

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

Dear Secretary Grant:

Pursuant to my authority under Title 5 §24001, I am pleased to appoint Morgan Hynd to seat number 10 on the Maine Children's Growth Council. She will serve as a member representing a person having experience in public funding and philanthropy, 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. 177

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

March 8, 2019

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

Dear Secretary Grant:

Pursuant to my authority under Title 3, MRSA, §227, I am pleased to appoint Vincent Frallicciardi to seat number 6 on the Maine-Canadian Legislative Advisory Commission.

Mr. Frallicciardi will serve on the commission as a citizen of this state who is fluent in the French language, effective the date of this letter.

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

The Following Communication: S.C. 179

**STATE OF MAINE
129TH LEGISLATURE
HOUSE OF REPRESENTATIVES
SPEAKER'S OFFICE**

March 12, 2019

The Honorable Darek Grant
Secretary of the Senate
3 State House Station
Augusta, ME 04333

Dear Secretary Grant,

Pursuant to my authority under 22 MRSA, Subtitle 3, Part 3, Ch. 1058, §3883 (2) (B), I have appointed Representative Margaret Craven of Lewiston to the Maine Children's Trust Incorporated effective immediately.

Please contact my office if you have any questions regarding this appointment.

Sincerely,

S/Sara Gideon
Speaker of the House

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 172

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

March 8, 2019

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

Dear President Jackson and Speaker Gideon,

Pursuant to Joint Rule 310, we are writing to notify you that we have approved the request by the bill sponsor Rep. Pluecker of Warren, to report the following bill Leave to Withdraw:

L.D. 101 An Act To Reestablish the Pesticide Notification Registry

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. 173

**STATE OF MAINE
ONE HUNDRED AND TWENTY-NINTH LEGISLATURE
COMMITTEE ON CRIMINAL JUSTICE AND PUBLIC SAFETY**

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 Criminal Justice and Public Safety has voted unanimously to report the following bill(s) out "Ought Not to Pass":

L.D. 159 An Act To Require Cameras in Ambulances
When a Patient Is Being Transported

L.D. 263 An Act To Prohibit Certain Sex Offenders from
Establishing Residence in Certain Multiunit
Residential Buildings in which Minors Reside

This is notification of the Committee's action.

Sincerely,

S/Sen. Susan Deschambault
Senate Chair

S/Rep. Charlotte May Warren
House Chair

READ and with accompanying papers ORDERED PLACED ON FILE.

The Following Communication: S.C. 174

**STATE OF MAINE
ONE HUNDRED AND TWENTY-NINTH LEGISLATURE
COMMITTEE ON HEALTH COVERAGE,
INSURANCE AND FINANCIAL SERVICES**

March 6, 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 Health Coverage, Insurance and Financial Services has voted unanimously to report the following bill(s) out "Ought Not to Pass":

L.D. 429 An Act To Improve the Ability of Mental Health
Professionals To Assess the Risk of Suicide

L.D. 558 An Act To Amend the Continuing Education
Requirements for Prescribers of Opioid
Medication

L.D. 616 An Act To Create Uniform Practices for
Medicare Beneficiaries in Small Group Plans

This is notification of the Committee's action.

Sincerely,

S/Sen. Heather B. Sanborn
Senate Chair

S/Rep. Denise A. Tepler
House Chair

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

The Following Communication: S.C. 175

**STATE OF MAINE
ONE HUNDRED AND TWENTY-NINTH LEGISLATURE
COMMITTEE ON TAXATION**

March 6, 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 Taxation has voted unanimously to
report the following bill(s) out "Ought Not to Pass":

L.D. 43 RESOLUTION, Proposing an Amendment to
the Constitution of Maine To Dedicate All Sales
Taxes from All Vehicle Sales and Vehicle-
related Sales to the Highway Fund for Roads
and Bridge Capital Improvements

L.D. 146 An Act To Make the Assessment and Collection
of Personal Property Taxes Optional for
Municipalities

This is notification of the Committee's action.

Sincerely,

S/Sen. Ben Chipman
Senate Chair

S/Rep. Ryan Tipping
House Chair

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

SENATE PAPERS

Bill "An Act To Prevent Sexual and Domestic Violence and To
Support Survivors"

S.P. 357 L.D. 1171

Presented by Senator HERBIG of Waldo.

Cosponsored by Representative DUNPHY of Old Town and
Senators: BELLOWS of Kennebec, BLACK of Franklin, BREEN of
Cumberland, CARPENTER of Aroostook, CARSON of
Cumberland, CHENETTE of York, CHIPMAN of Cumberland,
CLAXTON of Androscoggin, CYRWAY of Kennebec, DAVIS of
Piscataquis, DESCHAMBAULT of York, DIAMOND of
Cumberland, DILL of Penobscot, DOW of Lincoln, FARRIN of
Somerset, FOLEY of York, GRATWICK of Penobscot, GUERIN of
Penobscot, President JACKSON of Aroostook, KEIM of Oxford,
LAWRENCE of York, LIBBY of Androscoggin, LUCHINI of
Hancock, MILLETT of Cumberland, MIRAMANT of Knox,
MOORE of Washington, POULIOT of Kennebec, ROSEN of
Hancock, SANBORN, H. of Cumberland, SANBORN, L. of
Cumberland, VITELLI of Sagadahoc, WOODSOME of York,
Representatives: ACKLEY of Monmouth, ALLEY of Beals,
AUSTIN of Skowhegan, BABBIDGE of Kennebunk, BABINE of
Scarborough, BAILEY of Saco, BEEBE-CENTER of Rockland,
BERRY of Bowdoinham, BLUME of York, BRENNAN of Portland,
BROOKS of Lewiston, BRYANT of Windham, CARDONE of
Bangor, CARNEY of Cape Elizabeth, CLOUTIER of Lewiston,
COLLINGS of Portland, COOPER of Yarmouth, COREY of
Windham, CRAVEN of Lewiston, CROCKETT of Portland,
CUDDY of Winterport, DAUGHTRY of Brunswick, DENK of
Kennebunk, DENNO of Cumberland, DEVIN of Newcastle,
DILLINGHAM of Oxford, DODGE of Belfast, DOORE of Augusta,
DOUDERA of Camden, EVANGELOS of Friendship,
FARNSWORTH of Portland, FAY of Raymond, FECTEAU of
Biddeford, GATTINE of Westbrook, Speaker GIDEON of
Freeport, GRAMLICH of Old Orchard Beach, GRIFFIN of Levant,
GROHOSKI of Ellsworth, HANDY of Lewiston, HANINGTON of
Lincoln, HARNETT of Gardiner, HEAD of Bethel, HEPLER of
Woolwich, HICKMAN of Winthrop, HOBBS of Wells, HUBBELL of
Bar Harbor, HYMANSON of York, INGWERSEN of Arundel,
JORGENSEN of Portland, KESCHL of Belgrade, KINNEY of
Knox, KORNFIELD of Bangor, LANDRY of Farmington,
MADIGAN of Waterville, MARTIN of Eagle Lake, MASTRACCIO
of Sanford, MATLACK of St. George, MAXMIN of Nobleboro,
McCREA of Fort Fairfield, McCREIGHT of Harpswell,
McDONALD of Stonington, McLEAN of Gorham, MELARAGNO
of Auburn, MEYER of Eliot, MOONEN of Portland, MORALES of
South Portland, NADEAU of Winslow, NEWELL of the
Passamaquoddy Tribe, O'NEIL of Saco, PEBWORTH of Blue Hill,
PEOPLES of Westbrook, PERRY of Calais, PIERCE of Falmouth,
PLUECKER of Warren, RECKITT of South Portland, RILEY of
Jay, RISEMAN of Harrison, ROBERTS-LOVELL of South
Berwick, RYKERSON of Kittery, SCHNECK of Bangor, SHEATS
of Auburn, STANLEY of Medway, STEARNS of Guilford,
STEWART of Presque Isle, STOVER of Boothbay, STROM of
Pittsfield, SYLVESTER of Portland, TALBOT ROSS of Portland,
TEPLER of Topsham, TERRY of Gorham, TIPPING of Orono,
TUCKER of Brunswick, WARREN of Hallowell, WHITE of
Waterville, ZEIGLER of Montville.

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

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

Bill "An Act To Protect the Safety of Health Care Workers"
S.P. 374 L.D. 1199

Presented by Senator DOW of Lincoln.
Cosponsored by Senators: CLAXTON of Androscoggin, LIBBY of Androscoggin, Representatives: COREY of Windham, MARTIN of Eagle Lake, RISEMAN of Harrison.

Bill "An Act Relating to Defenses and Self-defense in the Maine Criminal Code"
S.P. 377 L.D. 1215

Presented by Senator CARPENTER of Aroostook.

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

Sent down for concurrence.

Bill "An Act To Facilitate Remote Learning during School Cancellations"
S.P. 360 L.D. 1174

Presented by Senator MIRAMANT of Knox.
Cosponsored by Senators: FARRIN of Somerset, LAWRENCE of York, LIBBY of Androscoggin, Representatives: BERRY of Bowdoinham, DOUDERA of Camden, EVANGELOS of Friendship, LANDRY of Farmington, McCREIGHT of Harpswell.

Bill "An Act To Support Community Schools"
S.P. 378 L.D. 1216

Presented by Senator MILLETT of Cumberland.
Cosponsored by Representative DAUGHTRY of Brunswick and Senators: BREEN of Cumberland, CARSON of Cumberland, VITELLI of Sagadahoc, Representative: DODGE of Belfast.

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

Sent down for concurrence.

Bill "An Act To Allow the Direct Sale of Electricity"
S.P. 359 L.D. 1173

Presented by Senator WOODSOME of York.

Bill "An Act To Establish Municipal Access to Utility Poles Located in Municipal Rights-of-way"
S.P. 366 L.D. 1192

Presented by Senator VITELLI of Sagadahoc.
Cosponsored by Representative HEPLER of Woolwich and Senators: BREEN of Cumberland, DOW of Lincoln, MIRAMANT of Knox, Representatives: BERRY of Bowdoinham, RYKERSON of Kittery.

Bill "An Act To Ensure Transparency and Participation in Maine Water Districts"
S.P. 373 L.D. 1198

Presented by Senator CHIPMAN of Cumberland.
Cosponsored by Representative MARTIN of Sinclair and Senators: CLAXTON of Androscoggin, DESCHAMBAULT of York, KEIM of Oxford, Representatives: HEAD of Bethel, PEBWORTH of Blue Hill, VEROW of Brewer.

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 To Prohibit the Sale and Distribution of Flavored Tobacco Products"
S.P. 364 L.D. 1190

Presented by Senator MILLETT of Cumberland.
Cosponsored by Representative GROHOSKI of Ellsworth and Senators: BREEN of Cumberland, CLAXTON of Androscoggin, MOORE of Washington, SANBORN, L. of Cumberland, Representatives: KORNFIELD of Bangor, McCREA of Fort Fairfield, MORALES of South Portland.

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 Amend the Law Prohibiting the Denial by Health Insurers of Referrals by Out-of-network Providers"
S.P. 372 L.D. 1197

Presented by Senator FOLEY of York.
Cosponsored by Representative MORRIS of Turner and Senators: CLAXTON of Androscoggin, HAMPER of Oxford, LAWRENCE of York, Representatives: BRENNAN of Portland, MASTRACCIO of Sanford.

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

Sent down for concurrence.

Resolve, Directing the Maine Community College System To Evaluate the Need To Expand Workforce Training Options in Waldo County

S.P. 367 L.D. 1193

Presented by Senator HERBIG of Waldo.
Cosponsored by Representative KINNEY of Knox and Representatives: CUDDY of Winterport, DODGE of Belfast, ZEIGLER of Montville.

Bill "An Act To Clarify the Oversight of the Family Development Account Program"

S.P. 379 L.D. 1217

Presented by Senator VITELLI of Sagadahoc.
Cosponsored by Representative JORGENSEN of Portland and Senators: LIBBY of Androscoggin, MILLETT of Cumberland, MOORE of Washington, POULIOT of Kennebec, Representatives: McCREIGHT of Harpswell, RECKITT of South Portland, WARREN of Hallowell.

On motion by Senator **HERBIG** of Waldo, **REFERRED** to the Committee on **INNOVATION, DEVELOPMENT, ECONOMIC ADVANCEMENT AND BUSINESS** and ordered printed.

Sent down for concurrence.

Bill "An Act To Ensure the Timely and Proper Completion of Residential Foreclosures"

S.P. 361 L.D. 1175

Presented by Senator FOLEY of York. (BY REQUEST)

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

Sent down for concurrence.

Bill "An Act To Improve Public Sector Labor Relations"

S.P. 363 L.D. 1177

Presented by President JACKSON of Aroostook.
Cosponsored by Representative McCREA of Fort Fairfield and Senators: BELLOWS of Kennebec, CHIPMAN of Cumberland, VITELLI of Sagadahoc, Representatives: CUDDY of Winterport, MARTIN of Sinclair.

On motion by Senator **BELLOWS** of Kennebec, **REFERRED** to the Committee on **LABOR AND HOUSING** and ordered printed.

Sent down for concurrence.

Bill "An Act Regarding Caretakers of Ancient Burying Grounds and Access to Ancient Burying Grounds"

S.P. 362 L.D. 1176

Presented by Senator MIRAMANT of Knox.
Cosponsored by Representative McCREIGHT of Harpswell and Senators: BELLOWS of Kennebec, President JACKSON of Aroostook, LAWRENCE of York, Representatives: BERRY of Bowdoinham, BRYANT of Windham, DOUDERA of Camden, EVANGELOS of Friendship.

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

Sent down for concurrence.

Resolve, To Conduct a Comprehensive Study of the Compensation System for State Employees

S.P. 376 L.D. 1214

Presented by President JACKSON of Aroostook.
Cosponsored by Representative MARTIN of Sinclair and Senators: BELLOWS of Kennebec, CARPENTER of Aroostook, CARSON of Cumberland, CHENETTE of York, CHIPMAN of Cumberland, CLAXTON of Androscoggin, DAVIS of Piscataquis, DESCHAMBAULT of York, DILL of Penobscot, FARRIN of Somerset, GRATWICK of Penobscot, LAWRENCE of York, LIBBY of Androscoggin, MILLETT of Cumberland, MIRAMANT of Knox, POULIOT of Kennebec, SANBORN, H. of Cumberland, SANBORN, L. of Cumberland, VITELLI of Sagadahoc, Representatives: ACKLEY of Monmouth, ALLEY of Beals, AUSTIN of Skowhegan, BABIDGE of Kennebunk, BABINE of Scarborough, BAILEY of Saco, BLUME of York, BRENNAN of Portland, BROOKS of Lewiston, BRYANT of Windham, CAIAZZO of Scarborough, COOPER of Yarmouth, CRAVEN of Lewiston, CUDDY of Winterport, DENK of Kennebunk, DODGE of Belfast, DOORE of Augusta, DOUDERA of Camden, EVANGELOS of Friendship, FAY of Raymond, FECTEAU of Biddeford, GATTINE of Westbrook, Speaker GIDEON of Freeport, GROHOSKI of Ellsworth, HANDY of Lewiston, HARNETT of Gardiner, HEPLER of Woolwich, HICKMAN of Winthrop, HUBBELL of Bar Harbor, JORGENSEN of Portland, LANDRY of Farmington, MADIGAN of Waterville, MARTIN of Eagle Lake, MATLACK of St. George, MAXMIN of Nobleboro, McCREA of Fort Fairfield, McCREIGHT of Harpswell, McDONALD of Stonington, MELARAGNO of Auburn, MOONEN of Portland, MORALES of South Portland, NADEAU of Winslow, O'NEIL of Saco, PEOPLES of Westbrook, PERRY of Calais, RYKERSON of Kittery, SCHNECK of Bangor, SKOLFIELD of Weld, STOVER of Boothbay, TALBOT ROSS of Portland, TERRY of Gorham, TIPPING of Orono, TUCKER of Brunswick, TUELL of East Machias, WARREN of Hallowell, WHITE of Waterville, ZEIGLER of Montville.

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

On motion by Senator **CLAXTON** of Androscoggin, **REFERRED** to the Committee on **LABOR AND HOUSING**.

Sent down for concurrence.

Bill "An Act To Provide Direct Property Tax Relief to Homeowners by Increasing the Homestead Exemption"

S.P. 358 L.D. 1172

Presented by Senator LIBBY of Androscoggin.

Cosponsored by Speaker GIDEON of Freeport and Senators: CHIPMAN of Cumberland, DOW of Lincoln, President JACKSON of Aroostook, POULIOT of Kennebec, Representative: DILLINGHAM of Oxford.

Bill "An Act To Exempt Solar Energy Equipment from Property Tax"

S.P. 365 L.D. 1191

Presented by Senator LAWRENCE of York.

Cosponsored by Senator: CHIPMAN of Cumberland.

Bill "An Act To Increase Property Tax Relief for Veterans"

S.P. 368 L.D. 1194

Presented by President JACKSON of Aroostook.

Cosponsored by Representative NADEAU of Winslow and Senators: BELLOWS of Kennebec, CARPENTER of Aroostook, CLAXTON of Androscoggin, LUCHINI of Hancock, SANBORN, L. of Cumberland, VITELLI of Sagadahoc.

Bill "An Act To Amend the Maine Seed Capital Tax Credit Program" (EMERGENCY)

S.P. 375 L.D. 1200

Presented by Senator POULIOT of Kennebec.

Cosponsored by Speaker GIDEON of Freeport and Senators: President JACKSON of Aroostook, SANBORN, H. of Cumberland, Representatives: BICKFORD of Auburn, STEWART of Presque Isle.

Submitted by the Finance Authority of Maine pursuant to Joint Rule 204.

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

Sent down for concurrence.

Bill "An Act To Encourage the Removal of Campaign Signs from the Public Right-of-way"

S.P. 369 L.D. 1195

Presented by Senator WOODSOME of York.

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

Sent down for concurrence.

RESOLUTION, Proposing an Amendment to the Constitution of Maine To Implement Ranked-choice Voting

S.P. 371 L.D. 1196

Presented by Senator CHENETTE of York.

Cosponsored by Senator MIRAMANT of Knox, Representatives: ACKLEY of Monmouth, KESSLER of South Portland, McLEAN of Gorham, WARREN of Hallowell, Representative FECTEAU of Biddeford and Senators: CHIPMAN of Cumberland, President JACKSON of Aroostook, LUCHINI of Hancock, Representatives: MAXMIN of Nobleboro, PEBWORTH of Blue Hill, RYKERSON of Kittery.

On motion by Senator **LUCHINI** of Hancock, **REFERRED** to the Committee on **VETERANS AND LEGAL AFFAIRS** 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:

Craig Garofalo, of Manchester, executive vice president and chief operating officer of Kennebec Savings Bank, who has received the 2019 Cynergy Young Professional Award from the Kennebec Valley Chamber of Commerce. We extend our congratulations and best wishes;

SLS 56

Sponsored by Senator BELLOWS of Kennebec.

Cosponsored by Representative: WARREN of Hallowell.

The Joint Order was **READ**.

THE PRESIDENT: The Chair recognizes the Senator from Kennebec, Senator Bellows.

Senator **BELLOWS:** Thank you, Mr. President. I rise to recognize a very special leader in our community, Craig Garofalo, who happens to be my neighbor in Manchester. But, importantly, he is a real leader at Kennebec Savings Bank. He's the Executive Vice President and Chief Operating Officer there, a position he assumed in 2017. Craig earned a bachelor's degree in Business Administration from Babson College. He's a graduate of Kennebec Leadership Institute, the New England School for Financial Studies, and the Stonier Graduate School of Banking. What's really remarkable about Craig is his community leadership. So every year in Manchester we have a roadside

clean-up where we literally walk the roads in Manchester and clean them. Craig leads the team from Kennebec Savings Bank. The whole team of folks come out to help us, and he and his family participates every single year. Moreover, Craig and his wife, Stephanie, co-chair United Way of Kennebec Valley's 2015 fundraising campaign, which raised more than \$1.5 million to support the Kennebec Valley region. He's been a board member of the United Way of Kennebec Valley. He also serves on the finance committee for the Maine-Dartmouth Family Medicine Residency and a very active member of the Maine Bankers Association. Furthermore, Kennebec Savings Bank, just to share, is one of those banks that reinvests in the community. When you look at charitable organizations across the region Kennebec Savings Bank is there every time, supporting local libraries, supporting community based groups, historical preservation efforts, environmental efforts. So it's with great pleasure today that I rise in support of Craig Garofalo and hope you will join me in honoring him. Thank you.

The Joint Order was **PASSED**.

Sent down for concurrence.

THE PRESIDENT: The Chair would like to recognize in the rear of the Chamber Craig Garofalo of Manchester. Would he please rise and accept the greetings of the Maine Senate.

Clark Marine, in Manchester, which has received the 2019 Small Business of the Year Award from the Kennebec Valley Chamber of Commerce. We extend to owners David Harriman and Rob Brown our congratulations and best wishes;
SLS 119

Sponsored by Senator BELLOWES of Kennebec.
Cosponsored by Representatives: HANLEY of Pittston,
HICKMAN of Winthrop, WARREN of Hallowell.

The Joint Order was **READ**.

THE PRESIDENT: The Chair recognizes the Senator from Kennebec, Senator Bellows.

Senator **BELLOWES:** Thank you, Mr. President. I rise today to recognize an extraordinary local business, Clark Marine in Manchester and Rob Brown, one of the co-owners of the business, who is here today representing Clark Marine. To quote my good colleague, Senator Farrin from Somerset County, 'Clark Marine is the best boat dealer in the state.' Now I recognize those may be fighting words to some of my colleagues on the coast but I want to share with you Clark Marine has been in business for 60 years. It's a lifetime of service here in Central Maine, in the middle of about 30 lakes and ponds in the area. They've grown from about half a million a year to a \$5 million a year business with locations in Manchester, Monmouth, and Belgrade. That growth is due to a focus on two things: Clark Marine service work on boats and its service to the community of Central Maine boaters. About 50% of the business is local people and they also do a tremendous amount to attract tourism and the people that come year after year to the area. If you need to buy a boat you should talk to Clark Marine. If you need to store a boat

you should talk to Clark Marine. They store between 200 and 300 boats during the wintertime. They also employ a great number of people in our area, about 30 to 35 people in the summer months. So thank you. I hope you will join me in recognizing co-owner, Mr. Rob Brown, who's here today with Clark Marine. Thank you.

The Joint Order was **PASSED**.

Sent down for concurrence.

THE PRESIDENT: The Chair would like to recognize in the rear of the Chamber Rob Brown of Clark Marine. He's the guest today of the Senator from Kennebec, Senator Bellows. Would he please rise and accept the greetings of the Maine State Senate.

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

REPORTS OF COMMITTEES

House

Ought to Pass As Amended

The Committee on **APPROPRIATIONS AND FINANCIAL AFFAIRS** on Bill "An Act To Make Supplemental Appropriations and Allocations for the Expenditures of State Government and To Change Certain Provisions of Law Necessary to the Proper Operations of State Government for the Fiscal Year Ending June 30, 2019" (EMERGENCY)

H.P. 742 L.D. 1000

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-6)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-6)**.

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

Bill **READ ONCE**.

Committee Amendment "A" (H-6) **READ** and **ADOPTED**, in concurrence.

Under suspension of the Rules, **READ A SECOND TIME** and **PASSED TO BE ENGROSSED AS AMENDED**, in concurrence.

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

ORDERS

Joint Resolution

On motion by Senator **BREEN** of Cumberland (Cosponsored by Speaker GIDEON of Freeport and Senators: BELLOWS of Kennebec, CLAXTON of Androscoggin, GRATWICK of Penobscot, President JACKSON of Aroostook, MILLETT of Cumberland, SANBORN, L. of Cumberland, VITELLI of Sagadahoc), the following Joint Resolution:

S.P. 370

**JOINT RESOLUTION
COMMEMORATING THE RATIFICATION OF THE
19th AMENDMENT TO THE UNITED STATES CONSTITUTION
PROVIDING FOR WOMEN'S SUFFRAGE**

WHEREAS, at the time of the country's and the State of Maine's founding, women were not recognized as citizens and were unable to vote;

WHEREAS, on July 19-20, 1848, the first national women's rights convention, including a call for women's suffrage, was held in Seneca Falls, New York;

WHEREAS, on January 29, 1873, the first Maine Woman Suffrage Association meeting was held;

WHEREAS, on September 23-24, 1885, the first statewide suffrage convention in Maine was held at the Methodist Episcopal Church on Chestnut Street in Portland;

WHEREAS, from 1886 to 1915, several bills in support of suffrage were submitted to the all-male Maine Legislature and all were defeated;

WHEREAS, on September 10, 1917, a statewide referendum on the suffrage issue in Maine was defeated by a 2-to-1 margin of voters, all male;

WHEREAS, in June 1919, the United States Congress passed and submitted to the states for ratification the 19th Amendment to the United States Constitution, which prohibited the Federal Government and the States from denying the right to vote to United States citizens on the basis of sex;

WHEREAS, on November 6, 1919, during an emergency legislative session, Maine became the 19th state to ratify the 19th Amendment to the United States Constitution;

WHEREAS, on August 18, 1920, the proposed 19th Amendment to the United States Constitution achieved the ratification by 3/4 of the states necessary for women's suffrage to become law;

WHEREAS, in 1923, the first woman was elected to the Maine House of Representatives; in 1926, the first woman was elected to the Maine Senate; in 1940, the first woman was elected to represent Maine in the United States House of Representatives; in 1948, the first woman was elected to represent Maine in the United States Senate; in 1996, the first woman was elected Speaker of the Maine House of Representatives; in 2003, the first woman was elected President of the Maine Senate; in 2009, the first woman was elected Attorney General of Maine; and, in 2018, the first woman was elected Governor of Maine;

WHEREAS, the One Hundred and Twenty-ninth Legislature of the State of Maine now includes 71 women Legislators, the largest number in Maine history;

WHEREAS, the Maine Suffrage Centennial Collaborative is committed to commemorating the centennial without repeating the discriminatory and exclusionary aspects of the original suffrage movement and encourages all Maine people to participate in numerous events to celebrate the centennial all over the State, including an exhibit in the Maine State Museum that opens to the public on March 23, 2019; 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 100th anniversary of women's suffrage and the opportunity it offers to encourage civic engagement and voting today; and be it further

RESOLVED: That We hereby honor the suffragists who struggled for decades to fulfill the promise that all Americans are equal under the law and urge everyone to recommit themselves to ensuring that all Maine citizens have their voices heard through the election process; and be it further

RESOLVED: That suitable copies of this Joint Resolution, duly authenticated by the Secretary of State, be transmitted to the Maine Suffrage Centennial Collaborative.

The Joint Resolution was **READ**.

THE PRESIDENT: The Chair recognizes the Senator from Cumberland, Senator Breen.

Senator **BREEN**: Thank you, Mr. President. Thank you, Mr. Secretary, for reading the Joint Resolution. Men and women of the Senate, I rise today with great humility and gratitude for the many, many people on whose shoulders we all stand today, marking the 100th anniversary of the right of women in Maine to vote. It wasn't just women but men also who joined the effort to make sure that suffrage was available to all Maine citizens, regardless of gender. But yet there were mistakes and some unsavory aspects to that campaign that included some blatant racism and blatant discrimination among other groups. The Maine Suffrage Centennial is committed to bringing forth some of those unpleasant aspects of the campaign and making sure we don't do that again as we celebrate the 100th anniversary. This issue was brought to me by a constituent, a woman named Ellen Alderman, who lives in my district and she called me back in the summer and said, 'You know, this is going on. Can you help?' It quickly became clear to me that Ellen was an extraordinary organizer and she brought groups and stakeholders from all over the state together and as she asked folks to get more involved the answer was yes over and over again. When she asked simply if your organization is doing something this year, or you can incorporate this anniversary into what you're already doing, please let us help you do that and tell us about it. She's gotten extraordinary responses. One of the responses was from the Maine State Museum and on March 21st there will be an exclusive opening of the exhibit celebrating the centennial that we are all invited to. You'll be getting a floor sheet about it. You've gotten an e-mail already in your in box. The Governor will be joining us and we will be opening the exhibit in the Maine State Museum that celebrates the 100th Anniversary of Women's Suffrage in Maine. In addition, if you go to www.Mainesuffragecentennial.org you will see that there are lots of events happening in communities all over the state and I just want to remind you that every one of these had volunteers behind it. There's been no State expenditure on any of this, but it's an extraordinary array of events and activities all over the state. So I hope you will avail yourself and help people in your community celebrate this amazing centennial and if you have any questions about next week's opening please let me know and I thank you for your attention. Thank you, Mr. President.

On motion by Senator **BREEN** of Cumberland, The Joint Resolution was **ADOPTED**.

Sent down for concurrence.

REPORTS OF COMMITTEES

House

Ought to Pass

The Committee on **ENVIRONMENT AND NATURAL RESOURCES** on Bill "An Act To Allow Flexibility in the Deposit Labeling of Metal Returnable Beverage Containers"
H.P. 263 L.D. 338

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 **INLAND FISHERIES AND WILDLIFE** on Bill "An Act To Protect Shooting Ranges"
H.P. 65 L.D. 79

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.

Ought to Pass As Amended

The Committee on **VETERANS AND LEGAL AFFAIRS** on Bill "An Act To Extend the Duration of Temporary Licenses for Sale and Consumption of Liquor"
H.P. 98 L.D. 116

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-5)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-5)**.

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

Bill **READ ONCE**.

Committee Amendment "A" (H-5) **READ** and **ADOPTED**, in concurrence.

ASSIGNED FOR SECOND READING NEXT LEGISLATIVE DAY.

Divided Report

The Majority of the Committee on **EDUCATION AND CULTURAL AFFAIRS** on Bill "An Act To Improve Responsiveness of Elected School Boards to the Public"
H.P. 60 L.D. 63

Reported that the same **Ought Not to Pass**.

Signed:

Senators:

MILLETT of Cumberland
CARSON of Cumberland

Representatives:

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

The Minority of the same Committee on the same subject reported that the same **Ought To Pass**.

Signed:

Senator:

POULIOT of Kennebec

Representatives:

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

Comes from the House with the Majority **OUGHT NOT TO PASS** Report **READ** and **ACCEPTED**.

Reports **READ**.

Senate at Ease.

The Senate was called to order by the President.

Senator **MILLETT** of Cumberland moved the Senate **ACCEPT** the Majority **OUGHT NOT TO PASS** Report, in concurrence.

On motion by Senator **TIMBERLAKE** of Androscoggin, supported by a Division of one-fifth of the members present and voting, a Roll Call was ordered.

The Chair noted the absence of the Senator from York, Senator **DESCHAMBAULT**, and the Senator from Oxford, Senator **KEIM**, and further excused the same Senators from today's Roll Call votes.

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#21)

YEAS: Senators: BELLOWS, BREEN, CARPENTER, CARSON, CHENETTE, CHIPMAN, CLAXTON, DIAMOND, DILL, GRATWICK, HERBIG, LAWRENCE, LIBBY, LUCHINI, MILLETT, MIRAMANT, SANBORN H, SANBORN L, VITELLI, PRESIDENT JACKSON

NAYS: Senators: BLACK, CYRWAY, DAVIS, DOW, FARRIN, FOLEY, GUERIN, HAMPER, MOORE, POULIOT, ROSEN, TIMBERLAKE, WOODSOME

EXCUSED: Senators: DESCHAMBAULT, KEIM

20 Senators having voted in the affirmative and 13 Senators having voted in the negative, with 2 Senators being excused, the motion by Senator **MILLETT** of Cumberland to **ACCEPT** the Majority **OUGHT NOT TO PASS** Report, in concurrence, **PREVAILED**.

Divided Report

The Majority of the Committee on **EDUCATION AND CULTURAL AFFAIRS** on Bill "An Act To Appropriate Funds To Provide Sea Protection and Public Access to the Historic Whaleback Lighthouse in Kittery"

H.P. 117 L.D. 135

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-4)**.

Signed:

Senators:

MILLETT of Cumberland
CARSON of Cumberland

Representatives:

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

The Minority of the same Committee on the same subject reported that the same **Ought Not To Pass**.

Signed:

Senator:

POULIOT of Kennebec

Representatives:

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

Comes from the House 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" (H-4)**.

Reports **READ**.

Senator **MILLETT** of Cumberland moved the Senate **ACCEPT** the Majority **OUGHT TO PASS AS AMENDED** Report, in concurrence.

On motion by Senator **TIMBERLAKE** of Androscoggin, supported by a Division of one-fifth of the members present and voting, a Roll Call was ordered.

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#22)

YEAS: Senators: BELLOWS, CARPENTER, CARSON, CHENETTE, CHIPMAN, DIAMOND, DILL, LAWRENCE, LIBBY, MILLETT, SANBORN H, SANBORN L, VITELLI, PRESIDENT JACKSON

NAYS: Senators: BLACK, BREEN, CLAXTON, CYRWAY, DAVIS, DOW, FARRIN, FOLEY, GRATWICK, GUERIN, HAMPER, HERBIG, LUCHINI, MIRAMANT, MOORE, POULIOT, ROSEN, TIMBERLAKE, WOODSOME

EXCUSED: Senators: DESCHAMBAULT, KEIM

14 Senators having voted in the affirmative and 19 Senators having voted in the negative, with 2 Senators being excused, the motion by Senator **MILLETT** of Cumberland to **ACCEPT** the Majority **OUGHT TO PASS AS AMENDED** Report, in concurrence, **FAILED**.

The Minority **OUGHT NOT TO PASS** Report **ACCEPTED**, in **NON-CONCURRENCE**.

Sent down for concurrence.

Divided Report

The Majority of the Committee on **HEALTH COVERAGE, INSURANCE AND FINANCIAL SERVICES** on Bill "An Act To Amend the Scope of Practice of Podiatric Medicine"
H.P. 245 L.D. 320

Reported that the same **Ought Not to Pass**.

Signed:

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

Representatives:
TEPLER of Topsham
BRENNAN of Portland
BROOKS of Lewiston
FOLEY of Biddeford
MASTRACCIO of Sanford
MELARAGNO of Auburn
MORRIS of Turner
PRESCOTT of Waterboro

The Minority of the same Committee on the same subject reported that the same **Ought To Pass**.

Signed:

Representative:
SWALLOW of Houlton

Comes from the House with the Majority **OUGHT NOT TO PASS** Report **READ** and **ACCEPTED**.

Reports **READ**.

On motion by Senator **H. SANBORN** of Cumberland, the Majority **OUGHT NOT TO PASS** Report **ACCEPTED**, in concurrence.

Divided Report

The Majority of the Committee on **INLAND FISHERIES AND WILDLIFE** on Bill "An Act To Provide Complimentary Lifetime Hunting and Fishing Licenses to Retired Game Wardens with 25 Years of Service"

H.P. 27 L.D. 26

Reported that the same **Ought Not to Pass**.

Signed:

Senators:
DILL of Penobscot
DAVIS of Piscataquis
LUCHINI of Hancock

Representatives:
NADEAU of Winslow
FAY of Raymond
LANDRY of Farmington
MARTIN of Sinclair
MARTIN of Eagle Lake
MASON of Lisbon
ORDWAY of Standish
STEARNS of Guilford
ZEIGLER of Montville

The Minority of the same Committee on the same subject reported that the same **Ought To Pass**.

Signed:

Representative:
THERIAULT of China

Comes from the House with the Majority **OUGHT NOT TO PASS** Report **READ** and **ACCEPTED**.

Reports **READ**.

On motion by Senator **DILL** of Penobscot, the Majority **OUGHT NOT TO PASS** Report **ACCEPTED**, in concurrence.

Divided Report

The Majority of the Committee on **JUDICIARY** on Resolve, Directing the Secretary of State To Review the Revised Uniform Law on Notarial Acts

H.P. 293 L.D. 384

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

Signed:

Senators:
CARPENTER of Aroostook
BELLOWS of Kennebec

Representatives:

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

The Minority of the same Committee on the same subject reported that the same **Ought Not To Pass**.

Signed:

Senator:

KEIM of Oxford

Representatives:

BRADSTREET of Vassalboro
HAGGAN of Hampden

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

Reports **READ**.

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

Resolve **READ ONCE**.

ASSIGNED FOR SECOND READING NEXT LEGISLATIVE DAY.

Off Record Remarks

Senate

Ought to Pass As Amended

Senator CHIPMAN for the Committee on **TAXATION** on Bill "An Act To Reinstate the Income Tax Deduction for Contributions to College Savings Accounts"

S.P. 24 L.D. 71

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-5)**.

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

Bill **READ ONCE**.

Committee Amendment "A" (S-5) **READ** and **ADOPTED**.

ASSIGNED FOR SECOND READING NEXT LEGISLATIVE DAY.

Divided Report

The Majority of the Committee on **VETERANS AND LEGAL AFFAIRS** on Bill "An Act To Ban the Use of Leadership Political Action Committees for Personal Profit"

S.P. 68 L.D. 256

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-6)**.

Signed:

Senators:

LUCHINI of Hancock
HERBIG of Waldo

Representatives:

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

The Minority of the same Committee on the same subject reported that the same **Ought Not To Pass**.

Signed:

Senator:

CYRWAY of Kennebec

Reports **READ**.

Senator **LUCHINI** of Hancock moved the Senate **ACCEPT** the Majority **OUGHT TO PASS AS AMENDED** Report.

On further motion by same Senator, supported by a Division of one-fifth of the members present and voting, a Roll Call was ordered.

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

Senator **CHENETTE**: Thank you, Mr. President. Men and women of the Senate, I rise as a proud member of the Senate Ethics Committee in support of passage of L.D. 256, An Act to Ban the Use of Leadership Political Action Committees for Personal Profit. This is one part of a comprehensive campaign finance and ethics reform package that I introduced this session. We all know that political action committees, or PACS, are a favorite mechanism to gain influence over our political system. PACs are so popular, in fact, that many legislators, themselves, operate one and, while legislator-led PACs should be banned entirely, I think at the very least we need to tighten the rules with how they are used. An investigation by the Maine Ethics

Commission found that in a prior election cycle, with a former member of this Body, a Legislator used a PAC to profit his business by \$11,000. The legislator, himself, referenced that the transfer of these funds was a loan to keep the business afloat. Now the worst part is none of this was deemed illegal or a violation of campaign finance rules. This individual ended up racking up thousands of dollars in fines, not for the action itself but for simply not disclosing the activity. Rules governing PACs in Maine are so lax that nothing prevented one lawmaker from using our campaign system as his own personal lending agency. I use this recent example to illustrate the problem but, honestly, there are many more examples that were probably never investigated or reported and no party affiliation is safe from participating in this activity. The issue we are trying to solve is an elected official profiting off our political system. Specifically, profiting off political contributions from lobbyists, special interests groups, and the very corporate entities we are supposed to be regulating. PACs don't fall under the same contribution requirements that traditional, or even Clean Election, candidate have to follow. When a legislator can operate a PAC and can funnel unlimited amounts of contributions from it to a private business operation it represents a major conflict of interest situation. Now I know we're not paid very much, Mr. President, but using political contributions to fund your lifestyle isn't a way to do it. Now I don't fault a lawmaker for participating in this system, though I fault the system for allowing this practice to occur. It's a very slippery slope when you allow legislators to fund their private business operations with political contributions. Now we've already made it illegal for PACs or campaigns to pay lawmakers directly, but there's a major loophole. Politicians can get around this current law by simply writing checks from their PAC to businesses they control as a "loan" and many of those businesses are simply pass-through entities to their own bank accounts. Moreover, by allowing individuals to co-mingle PAC, personal, and business funds it's hard to differentiate between what is what. The money could be considered loaned without even recognizing it. This bill closes a major campaign finance loophole by making it illegal to use a PAC for personal profit. Politicians who collect checks from lobbyists shouldn't be allowed to turn around and write checks to themselves through their businesses. Specifically, this would prohibit a Political Action Committee from making loans or gifts to a business owned or operated by a legislator and prohibits co-mingling the funds of such a Political Action Committee with the personal funds of a legislator or the funds of a legislator-owned business. The public is looking to us to prevent situations like this, the one that occurred recently, from happening again. They want reassurance that we are stepping up to address this and not just simply sweeping it under the rug. No legislator or candidate should be profiting off political contributions. It raises major ethical and conflict of interest questions when your business is relying on contributions originally marked for political purposes. Closing this blatant loophole will ensure high ethical standards for current and former elected officials. It would increase governmental transparency and accountability in our politics. I urge this Body to follow the committee's lead and have a strong showing of bipartisanship to ensure our political system benefits the public good. Thank you, Mr. President.

THE PRESIDENT: The Chair recognizes the Senator from Kennebec, Senator Cyrway.

Senator **CYRWAY:** Thank you, Mr. President. Ladies and gentlemen of the Senate, I sat in on the committee and I listened to Jonathan Wayne, the Director, and he said that in this one instance that it was taken care of. There was a fine and there was a situation where he was actually voted and removed from the Whip situation. So there was a consequence. But he felt that pretty much everything's being covered now. This would more apt to target people and so that's what I'm kind of concerned about and that's why I had voted against this, just for discussion and to make sure that people understood that it is not necessarily quite as dramatic as what you heard. Thank you, Mr. President.

THE PRESIDENT: The pending question before the Senate is Acceptance of the Majority Ought to Pass as Amended Report. If you are in favor of accepting that report you will be voting yes. If you are opposed you will be voting no. Is the Senate ready for the question?

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#23)

YEAS: Senators: BELLOWS, BLACK, BREEN, CARPENTER, CARSON, CHENETTE, CHIPMAN, CLAXTON, CYRWAY, DAVIS, DIAMOND, DILL, DOW, FARRIN, FOLEY, GRATWICK, GUERIN, HAMPER, HERBIG, LAWRENCE, LIBBY, LUCHINI, MILLETT, MIRAMANT, MOORE, POULIOT, ROSEN, SANBORN H, SANBORN L, TIMBERLAKE, VITELLI, WOODSOME, PRESIDENT JACKSON

NAYS: Senators: None

EXCUSED: Senators: DESCHAMBAULT, KEIM

33 Senators having voted in the affirmative and no Senator having voted in the negative, with 2 Senators being excused, the motion by Senator **LUCHINI** of Hancock to **ACCEPT** the Majority **OUGHT TO PASS AS AMENDED** Report, **PREVAILED**.

Bill READ ONCE.

Committee Amendment "A" (S-6) **READ** and **ADOPTED**.

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 Clarify Maine Law Regarding the Tips of Service Employees"

H.P. 67 L.D. 81

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

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

Resolve, To Rename the Stillwater Bridges in Old Town the Llewellyn Estes Bridge

H.P. 170 L.D. 207

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

Bill "An Act To Eliminate Gross Metering" (EMERGENCY)
H.P. 77 L.D. 91

READ A SECOND TIME.

On motion by Senator **LAWRENCE** of York, Senate Amendment "A" (S-4) **READ** and **ADOPTED**.

PASSED TO BE ENGROSSED AS AMENDED BY SENATE AMENDMENT "A" (S-4), in NON-CONCURRENCE.

Ordered sent down forthwith for concurrence.

House As Amended

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
(C "A" H-2)

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
(C "A" H-3)

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

Senate

Bill "An Act To Amend the Laws Governing the Practice of Pharmacy"

S.P. 79 L.D. 267

READ A SECOND TIME and **PASSED TO BE ENGROSSED.**

Sent down for 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:

Emergency Measure

An Act To Protect Health Care Coverage for Maine Families
S.P. 10 L.D. 1
(C "A" S-3)

This being an Emergency Measure and having received the affirmative vote of 33 Members of the Senate, with no Senator having voted in the negative, and 33 being more than two-thirds of the entire elected Membership of the Senate, was **PASSED TO BE ENACTED** and, having been signed by the President, was presented by the Secretary to the Governor for approval.

Emergency Measure

An Act To Provide Relief to Federal Employees Affected by a Federal Shutdown
S.P. 141 L.D. 477
(C "A" S-1)

Comes From the House, **FAILED ENACTMENT.**

On motion by Senator **BREEN** of Cumberland, placed on the **SPECIAL APPROPRIATIONS TABLE** pending **ENACTMENT**, in **NON-CONCURRENCE.**

Emergency Resolve

Resolve, Regarding Legislative Review of Portions of Chapter 3: Maine Clean Election Act and Related Provisions, a Major Substantive Rule of the Commission on Governmental Ethics and Election Practices

H.P. 24 L.D. 23

This being an Emergency Measure and having received the affirmative vote of 33 Members of the Senate, with no Senator having voted in the negative, and 33 being more than two-thirds of the entire elected Membership of the Senate, was **FINALLY PASSED** and, having been signed by the President, was presented by the Secretary to the Governor for approval.

Act

An Act To Amend the Maine Condominium Act by Extending the Lien Period for Nonpayment of Assessments

S.P. 63 L.D. 251

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

Resolve

Resolve, To Designate a Bridge in Waterville as the Specialist Wade A. Slack Memorial Bridge

H.P. 40 L.D. 39

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

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 (2/7/19) matter:

Bill "An Act To Create an Airplane Mechanic Education Program"
H.P. 414 L.D. 570

Tabled - February 7, 2019 by Senator **MILLETT** of Cumberland

Pending - **REFERENCE**

(Committee on **EDUCATION AND CULTURAL AFFAIRS** suggested and ordered printed.)

(In House, **REFERRED** to the Committee on **INNOVATION, DEVELOPMENT, ECONOMIC ADVANCEMENT AND BUSINESS**.)

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

The Chair laid before the Senate the following Tabled and Later Assigned (2/19/19) matter:

Resolve, To Require the Approval by the Public Utilities Commission of a Proposal for a Long-term Contract for Deep-water Offshore Wind Energy (EMERGENCY)

S.P. 284 L.D. 994

Tabled - February 19, 2019 by Senator **LIBBY** of Androscoggin

Pending - **REFERENCE**

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

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

Sent down for concurrence.

The Chair laid before the Senate the following Tabled and Later Assigned (3/7/19) matter:

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

H.P. 793 L.D. 1070

Tabled - March 7, 2019 by Senator **LIBBY** of Androscoggin

Pending - **REFERENCE**

(In 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.

The Chair laid before the Senate the following Tabled and Later Assigned (3/7/19) matter:

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

Tabled - March 7, 2019 by Senator **MILLETT** of Cumberland

Pending - **REFERENCE**

(Committee on **EDUCATION AND CULTURAL AFFAIRS** suggested and ordered printed.)

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

Sent down for concurrence.

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

PAPERS FROM THE HOUSE

House Papers

Bill "An Act To Provide Preventive Counseling to Firefighters and Emergency Medical Services' Persons as Part of Their Training"
H.P. 862 L.D. 1188

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

H.P. 874 L.D. 1210

Bill "An Act To Allow Deductions from Prison Sentences for Rehabilitative Activities"

H.P. 881 L.D. 1221

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 Improve School Safety by Requiring Law Enforcement Visits"

H.P. 856 L.D. 1182

Comes 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 Reduce Electricity Costs through Nonwires Alternatives"

H.P. 855 L.D. 1181

Bill "An Act To Exempt Agricultural Fairs from the Assessment of Demand Charges for Electricity" (EMERGENCY)
H.P. 860 L.D. 1186

Bill "An Act To Improve Aboveground Utilities' Responsiveness to Public Interests"

H.P. 870 L.D. 1206

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

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

Bill "An Act To Address the Needs of Children with Intellectual Disabilities and Autism Spectrum Disorder"
H.P. 852 L.D. 1178

Resolve, To Establish the Task Force To Better Coordinate the Protection of Vulnerable Populations (EMERGENCY)
H.P. 854 L.D. 1180

Bill "An Act To Facilitate Intervention by and Provision of Services through the Department of Health and Human Services for Certain Families Affected by Substance Use"
H.P. 859 L.D. 1185

Resolve, To Develop a Plan To Improve Service Delivery to Individuals Receiving Medicaid Home and Community-based Services

H.P. 866 L.D. 1202

Bill "An Act To Allow Maine Medical Marijuana Caregivers To Measure Cultivation Limits by Plant Canopy Size"
H.P. 878 L.D. 1218

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 Expand Coyote Hunting to Every Day of the Coyote Hunting Season and To Eliminate Fees"
H.P. 853 L.D. 1179

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 Adopt the Uniform Interstate Depositions and Discovery Act"

H.P. 876 L.D. 1212

Bill "An Act To Establish an Independent Board To Review Law Enforcement Officer-involved Deaths"

H.P. 879 L.D. 1219

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

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

Bill "An Act Regarding Penalties for Early Retirement for Certain Members of the Maine Public Employees Retirement System"
H.P. 858 L.D. 1184

Bill "An Act To Create a Low-barrier, Permanent Housing Rental Subsidy for Individuals in the State Experiencing Long-term Homelessness"
H.P. 865 L.D. 1201

Bill "An Act To Clarify the Retirement Presumption under the Maine Workers' Compensation Act of 1992"
H.P. 867 L.D. 1203

Bill "An Act To Eliminate the Cap on Weekly Benefits in Workers' Compensation Cases"
H.P. 868 L.D. 1204

Bill "An Act To Allow Full Retirement Benefits under the Maine Workers' Compensation Act of 1992"
H.P. 869 L.D. 1205

Bill "An Act To Expand the 1998 Special Retirement Plan To Include Detectives in the Office of Investigations within the Department of the Secretary of State, Bureau of Motor Vehicles"
H.P. 871 L.D. 1207

Bill "An Act To Expand the 1998 Special Retirement Plan To Include Detectives in the Office of the Attorney General"
H.P. 872 L.D. 1208

Bill "An Act To Protect Farm Workers by Allowing Them To Organize for the Purpose of Collective Bargaining"
H.P. 875 L.D. 1211

Bill "An Act To Remove Certain Restrictions Imposed on Retired State Employees Who Return to Work as Educators"
H.P. 880 L.D. 1220

Come from the House, **REFERRED** to the Committee on **LABOR AND HOUSING** and ordered printed.

On motion by Senator **BELLOWS** of Kennebec, **REFERRED** to the Committee on **LABOR AND HOUSING** and ordered printed, in concurrence.

Bill "An Act To Require Legislative Hearings on Citizen-initiated Legislation"
H.P. 873 L.D. 1209

Come from the House, **REFERRED** to the Committee on **STATE AND LOCAL GOVERNMENT** and ordered printed.

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

Bill "An Act Regarding Electric Bicycles"
H.P. 882 L.D. 1222

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

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

Bill "An Act To Apply the Same Auditing Standards to All Candidates and Political Action Committees"
H.P. 861 L.D. 1187

Bill "An Act To Repeal the Ranked-choice Voting Law"
H.P. 877 L.D. 1213

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.

**Pursuant to Statute
Maine Turnpike Authority**

The Maine Turnpike Authority, pursuant to the Maine Revised Statutes, Title 23, section 1961, subsection 6 asked leave to report that the accompanying Bill "An Act To Make Allocations from Maine Turnpike Authority Funds for the Maine Turnpike Authority for the Calendar Year Ending December 31, 2020"
H.P. 863 L.D. 1189

Be **REFERRED** to the Committee on **TRANSPORTATION** and ordered printed pursuant to Joint Rule 218.

Come from the House, Report **READ** and **ACCEPTED** and the Bill **REFERRED** to the Committee on **TRANSPORTATION** and ordered printed pursuant to Joint Rule 218.

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

REFERRED to the Committee on **TRANSPORTATION** and ordered printed pursuant to Joint Rule 218, in concurrence.

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

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

REPORTS OF COMMITTEES

House

Ought to Pass

The Committee on **ENERGY, UTILITIES AND TECHNOLOGY** on Bill "An Act To Amend the Brunswick Sewer District Charter" H.P. 272 L.D. 346

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 **HEALTH COVERAGE, INSURANCE AND FINANCIAL SERVICES** on Bill "An Act To Protect Vulnerable Adults from Financial Exploitation"

H.P. 410 L.D. 566

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.

Ought to Pass As Amended

The Committee on **EDUCATION AND CULTURAL AFFAIRS** on Bill "An Act To Fund Services for Blind and Visually Impaired Persons at the Maine State Library"

H.P. 291 L.D. 382

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-7)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-7)**.

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

Bill **READ ONCE**.

Committee Amendment "A" (H-7) **READ** and **ADOPTED**, in concurrence.

ASSIGNED FOR SECOND READING NEXT LEGISLATIVE DAY.

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

REPORTS OF COMMITTEES

House

Pursuant to Statute

The Committee on **JUDICIARY** on Resolve, To Implement the Recommendations of the Right To Know Advisory Committee Concerning Remote Participation by Members of Public Bodies (EMERGENCY)

H.P. 857 L.D. 1183

Reported that the same be **REFERRED** to the Committee on **JUDICIARY**, pursuant to the Maine Revised Statutes, Title 1, section 411, subsection 6, paragraph G.

Comes from the House with the Report **READ** and **ACCEPTED** and the Resolve **REFERRED** to the Committee on **JUDICIARY**.

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

Bill and accompanying papers **REFERRED** to the Committee on **JUDICIARY**, in concurrence.

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

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

ENACTORS

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

Emergency Measure

An Act To Make Supplemental Appropriations and Allocations for the Expenditures of State Government and To Change Certain Provisions of Law Necessary to the Proper Operations of State Government for the Fiscal Year Ending June 30, 2019

H.P. 742 L.D. 1000
(C "A" H-6)

This being an Emergency Measure and having received the affirmative vote of 33 Members of the Senate, with no Senator having voted in the negative, and 33 being more than two-thirds of the entire elected Membership of the Senate, was **PASSED TO BE ENACTED** and, having been signed by the President, was presented by the Secretary to the Governor for approval.

Ordered sent down forthwith.

Off Record Remarks

On motion by Senator **LIBBY** of Androscoggin, **ADJOURNED** until Thursday, March 14, 2019 at 10:00 in the morning.