

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
April 30, 2019

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

Prayer by Reverend David Smith, First Congregational Church in Wilton.

REVEREND SMITH: Faithful God, we bow before You this day and we pray that we will carry out the tasks for which we have been elected to the best of our ability. Ours is an awesome responsibility, as well as being with even the lives of many people depending on us. You will help us to do that which is important in this place. Maine is a sacred place and we know that we must move forward and we hope You will help us to do this with grace and humility. May we all simply, in this place, get along together, talk, discuss, have different views, and then vote and may be all grow better and stronger in the process. We pray in Your name and for the wellbeing of us all. Amen.

Pledge of Allegiance led by Senator Shenna L. Bellows of Kennebec County.

Reading of the Journal of Thursday, April 25, 2019.

Doctor of the day, Tyler O'Sullivan, D.O. of Scarborough.

Off Record Remarks

PAPERS FROM THE HOUSE

Non-Concurrent Matter

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

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

In Senate, April 23, 2019, **REFERRED** to the Committee on **TAXATION** and ordered printed.

Comes from the House, **REFERRED** to the Committee on **INNOVATION, DEVELOPMENT, ECONOMIC ADVANCEMENT AND BUSINESS** in **NON-CONCURRENCE**.

On motion by Senator **LIBBY** of Androscoggin, the Senate **INSISTED**.

Sent down for concurrence.

Non-Concurrent Matter

Bill "An Act To Attract, Educate and Retain New State Residents To Strengthen the Workforce"

H.P. 468 L.D. 647

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

In Senate, April 23, 2019, **REFERRED** to the Committee on **EDUCATION AND CULTURAL AFFAIRS** in **NON-CONCURRENCE**.

Comes from the House, that Body having **INSISTED** on its former action whereby the Bill was **REFERRED** to the Committee on **INNOVATION, DEVELOPMENT, ECONOMIC ADVANCEMENT AND BUSINESS**.

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

Non-Concurrent Matter

Bill "An Act To Expand Incentives To Live and Work in Maine through a Tax Credit for Certain Student Loans"

H.P. 1113 L.D. 1530

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

In Senate, April 23, 2019, **REFERRED** to the Committee on **TAXATION** in **NON-CONCURRENCE**.

Comes from the House, that Body having **INSISTED** on its former action whereby the Bill was **REFERRED** to the Committee on **INNOVATION, DEVELOPMENT, ECONOMIC ADVANCEMENT AND BUSINESS**.

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

House Papers

Bill "An Act Regarding Criminal Procedure with Respect to Allowable Defenses"

H.P. 1175 L.D. 1632

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

Representatives 7

Kornfield, V. of Bangor, Dodge, J. of Belfast, Farnsworth, D. of Portland, Fecteau, J. of Augusta, Ingwersen, H. of Arundel, McCrea, D. of Fort Fairfield, Sampson, H. of Alfred

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

NAYS 0

Bill "An Act To Create Affordable Workforce and Senior Housing and Preserve Affordable Rural Housing"
H.P. 1180 L.D. 1645

ABSENT 4 Sen. Carson, B. of Cumberland, Rep. Brennan, M. of Portland, Rep. Drinkwater, G. of Milford, Rep. Rudnicki, S. of Fairfield

Committee on **LABOR AND HOUSING** suggested and ordered printed.

Nine members of the Committee having voted in the affirmative and zero in the negative, it was the vote of the Committee that the nomination of The Honorable Joyce A. Maker of Calais, for appointment to the Maine Community College System, Board of Trustees be confirmed.

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

Signed,

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

S/Rebecca Millett
Senate Chair

S/Victoria P. Kornfield
House Chair

COMMUNICATIONS

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 330

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

April 24, 2019

The Honorable Troy Dale Jackson
President of the Senate of Maine
129th Maine State Legislature
State House
Augusta, Maine 04333-0003

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

Dear Mr. President:

In accordance with 3 M.R.S.A., Section 157, and with Joint Rule 505 of the Maine Legislature, the Joint Standing Committee on Education and Cultural Affairs has had under consideration the nomination of The Honorable Joyce A. Maker of Calais, for appointment to the Maine Community College System, Board of Trustees.

The President laid before the Senate the following: "Shall the recommendation of the Committee on **EDUCATION AND CULTURAL AFFAIRS** be overridden?"

In accordance with 3 M.R.S.A., Chapter 6, Section 158 and with Joint Rule 506 of the 129th Legislature, the vote was taken by the Yeas and Nays.

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

After public hearing and discussion on this nomination, the Committee proceeded to vote on the motion to recommend to the Senate that this nomination be confirmed. The Committee Clerk called the roll with the following result:

ROLL CALL (#58)

YEAS Senators 2 Millett, R. of Cumberland, Pouliot, M. of Kennebec

YEAS: Senators: None

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

EXCUSED: Senators: DESCHAMBAULT, MIRAMANT

No Senator having voted in the affirmative and 33 Senators having voted in the negative, with 2 Senators being excused, and none being less than two-thirds of the Membership present and voting, it was the vote of the Senate that the Committee's recommendation be **ACCEPTED** and the nomination of the Honorable **Joyce A. Maker** of Calais for appointment to the Maine Community College System, Board of Trustees was **CONFIRMED**.

The Secretary has so informed the Speaker of the House of Representatives.

The Following Communication: S.C. 331

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

April 24, 2019

The Honorable Troy Dale Jackson
President of the Senate of Maine
129th Maine State Legislature
State House
Augusta, Maine 04333-0003

Dear Mr. President:

In accordance with 3 M.R.S.A., Section 157, and with Joint Rule 505 of the Maine Legislature, the Joint Standing Committee on Education and Cultural Affairs has had under consideration the nomination of The Honorable Jean Ginn Marvin of Scarborough, for reappointment to the Maine Community College System, Board of Trustees.

After public hearing and discussion on this nomination, the Committee proceeded to vote on the motion to recommend to the Senate that this nomination be confirmed. The Committee Clerk called the roll with the following result:

YEAS	Senators	2	Millett, R. of Cumberland, Pouliot, M. of Kennebec
	Representatives	7	Kornfield, V. of Bangor, Dodge, J. of Belfast, Farnsworth, D. of Portland, Fecteau, J. of Augusta, Ingwersen, H. of Arundel, McCrea, D. of Fort Fairfield, Sampson, H. of Alfred
NAYS		0	

ABSENT 4 Sen. Carson, B. of
Cumberland, Rep. Brennan,
M. of Portland, Rep.
Drinkwater, G. of Milford,
Rep. Rudnicki, S. of Fairfield

Nine members of the Committee having voted in the affirmative and zero in the negative, it was the vote of the Committee that the nomination of The Honorable Jean Ginn Marvin of Scarborough, for reappointment to the Maine Community College System, Board of Trustees be confirmed.

Signed,

S/Rebecca Millett
Senate Chair

S/Victoria P. Kornfield
House Chair

READ and ORDERED PLACED ON FILE.

The President laid before the Senate the following: "Shall the recommendation of the Committee on **EDUCATION AND CULTURAL AFFAIRS** be overridden?"

In accordance with 3 M.R.S.A., Chapter 6, Section 158 and with Joint Rule 506 of the 129th Legislature, the vote was taken by the Yeas and Nays.

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#59)

YEAS: Senators: None

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

EXCUSED: Senators: DESCHAMBAULT, MIRAMANT

No Senator having voted in the affirmative and 33 Senators having voted in the negative, with 2 Senators being excused, and none being less than two-thirds of the Membership present and voting, it was the vote of the Senate that the Committee's recommendation be **ACCEPTED** and the nomination of the Honorable **Jean Ginn Marvin** of Scarborough for reappointment to the Maine Community College System, Board of Trustees was **CONFIRMED**.

The Secretary has so informed the Speaker of the House of Representatives.

The Following Communication: S.C. 332

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

April 24, 2019

The Honorable Troy Dale Jackson
President of the Senate of Maine
129th Maine State Legislature
State House
Augusta, Maine 04333-0003

Dear Mr. President:

In accordance with 3 M.R.S.A., Section 157, and with Joint Rule 505 of the Maine Legislature, the Joint Standing Committee on Education and Cultural Affairs has had under consideration the nomination of The Honorable Michael H. Michaud of East Millinocket, for appointment to the Maine Community College System, Board of Trustees.

After public hearing and discussion on this nomination, the Committee proceeded to vote on the motion to recommend to the Senate that this nomination be confirmed. The Committee Clerk called the roll with the following result:

YEAS	Senators	1	Millett, R. of Cumberland
	Representatives	7	Kornfield, V. of Bangor, Dodge, J. of Belfast, Farnsworth, D. of Portland, Fecteau, J. of Augusta, Ingwersen, H. of Arundel, McCrea, D. of Fort Fairfield, Sampson, H. of Alfred
NAYS		0	
ABSENT		5	Sen. Carson, B. of Cumberland, Sen. Pouliot, M. of Kennebec, Rep. Brennan, M. of Portland, Rep. Drinkwater, G. of Milford, Rep. Rudnicki, S. of Fairfield

Eight members of the Committee having voted in the affirmative and zero in the negative, it was the vote of the Committee that the nomination of The Honorable Michael H. Michaud of East Millinocket, for appointment to the Maine Community College System, Board of Trustees be confirmed.

Signed,

S/Rebecca Millett
Senate Chair

S/Victoria P. Kornfield
House Chair

READ and ORDERED PLACED ON FILE.

The President laid before the Senate the following: "Shall the recommendation of the Committee on **EDUCATION AND CULTURAL AFFAIRS** be overridden?"

In accordance with 3 M.R.S.A., Chapter 6, Section 158 and with Joint Rule 506 of the 129th Legislature, the vote was taken by the Yeas and Nays.

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#60)

YEAS: Senators: None

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

EXCUSED: Senators: DESCHAMBAULT, MIRAMANT

No Senator having voted in the affirmative and 33 Senators having voted in the negative, with 2 Senators being excused, and none being less than two-thirds of the Membership present and voting, it was the vote of the Senate that the Committee's recommendation be **ACCEPTED** and the nomination of the Honorable **Michael H. Michaud** of East Millinocket for appointment to the Maine Community College System, Board of Trustees was **CONFIRMED**.

The Secretary has so informed the Speaker of the House of Representatives.

The Following Communication: S.C. 333

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

April 24, 2019

The Honorable Troy Dale Jackson
President of the Senate of Maine
129th Maine State Legislature
State House
Augusta, Maine 04333-0003

Dear Mr. President:

In accordance with 3 M.R.S.A., Section 157, and with Joint Rule 505 of the Maine Legislature, the Joint Standing Committee on Education and Cultural Affairs has had under consideration the nomination of Michael Pulsifer of Cape Elizabeth, for appointment to the School Board of the Maine Educational Center for the Deaf

and Hard of Hearing and the Governor Baxter School for the Deaf.

After public hearing and discussion on this nomination, the Committee proceeded to vote on the motion to recommend to the Senate that this nomination be confirmed. The Committee Clerk called the roll with the following result:

YEAS	Senators	1	Millett, R. of Cumberland
	Representatives	7	Kornfield, V. of Bangor, Dodge, J. of Belfast, Farnsworth, D. of Portland, Fecteau, J. of Augusta, Ingwersen, H. of Arundel, McCrea, D. of Fort Fairfield, Sampson, H. of Alfred
NAYS		0	
ABSENT		5	Sen. Carson, B. of Cumberland, Sen. Pouliot, M. of Kennebec, Rep. Brennan, M. of Portland, Rep. Drinkwater, G. of Milford, Rep. Rudnicki, S. of Fairfield

Eight members of the Committee having voted in the affirmative and zero in the negative, it was the vote of the Committee that the nomination of Michael Pulsifer of Cape Elizabeth, for appointment to the School Board of the Maine Educational Center for the Deaf and Hard of Hearing and the Governor Baxter School for the Deaf be confirmed.

Signed,

S/Rebecca Millett
Senate Chair

S/Victoria P. Kornfield
House Chair

READ and ORDERED PLACED ON FILE.

The President laid before the Senate the following: "Shall the recommendation of the Committee on **EDUCATION AND CULTURAL AFFAIRS** be overridden?"

In accordance with 3 M.R.S.A., Chapter 6, Section 158 and with Joint Rule 506 of the 129th Legislature, the vote was taken by the Yeas and Nays.

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#61)

YEAS: Senators: None

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

EXCUSED: Senators: DESCHAMBAULT, MIRAMANT

No Senator having voted in the affirmative and 33 Senators having voted in the negative, with 2 Senators being excused, and none being less than two-thirds of the Membership present and voting, it was the vote of the Senate that the Committee's recommendation be **ACCEPTED** and the nomination of **Michael Pulsifer** of Cape Elizabeth for appointment to the School Board of the Maine Educational Center for the Deaf and Hard of Hearing and the Governor Baxter School for the Deaf was **CONFIRMED**.

The Secretary has so informed the Speaker of the House of Representatives.

The Following Communication: S.C. 334

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

April 24, 2019

The Honorable Troy Dale Jackson
President of the Senate of Maine
129th Maine State Legislature
State House
Augusta, Maine 04333-0003

Dear Mr. President:

In accordance with 3 M.R.S.A., Section 157, and with Joint Rule 505 of the Maine Legislature, the Joint Standing Committee on Education and Cultural Affairs has had under consideration the nomination of Lisette Belanger of Portland, for appointment to the School Board of the Maine Educational Center for the Deaf and Hard of Hearing and the Governor Baxter School for the Deaf.

After public hearing and discussion on this nomination, the Committee proceeded to vote on the motion to recommend to the Senate that this nomination be confirmed. The Committee Clerk called the roll with the following result:

YEAS	Senators	1	Millett, R. of Cumberland
	Representatives	7	Kornfield, V. of Bangor, Dodge, J. of Belfast, Farnsworth, D. of Portland, Fecteau, J. of Augusta, Ingwersen, H. of Arundel, McCrea, D. of Fort Fairfield, Sampson, H. of Alfred

NAYS 0

ABSENT 5 Sen. Carson, B. of Cumberland, Sen. Pouliot, M. of Kennebec, Rep. Brennan, M. of Portland, Rep. Drinkwater, G. of Milford, Rep. Rudnicki, S. of Fairfield

Eight members of the Committee having voted in the affirmative and zero in the negative, it was the vote of the Committee that the nomination of Lisette Belanger of Portland, for appointment to the School Board of the Maine Educational Center for the Deaf and Hard of Hearing and the Governor Baxter School for the Deaf be confirmed.

Signed,

S/Rebecca Millett
Senate Chair

S/Victoria P. Kornfield
House Chair

READ and ORDERED PLACED ON FILE.

The President laid before the Senate the following: "Shall the recommendation of the Committee on **EDUCATION AND CULTURAL AFFAIRS** be overridden?"

In accordance with 3 M.R.S.A., Chapter 6, Section 158 and with Joint Rule 506 of the 129th Legislature, the vote was taken by the Yeas and Nays.

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#62)

YEAS: Senators: None

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

EXCUSED: Senators: DESCHAMBAULT, MIRAMANT

No Senator having voted in the affirmative and 33 Senators having voted in the negative, with 2 Senators being excused, and none being less than two-thirds of the Membership present and voting, it was the vote of the Senate that the Committee's recommendation be **ACCEPTED** and the nomination of **Lisette Belanger** of Portland for appointment to the School Board of the Maine Educational Center for the Deaf and Hard of Hearing and the Governor Baxter School for the Deaf was **CONFIRMED**.

The Secretary has so informed the Speaker of the House of Representatives.

The Following Communication: S.C. 327

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

April 24, 2019

The Honorable Troy Dale Jackson
President of the Senate of Maine
129th Maine State Legislature
State House
Augusta, Maine 04333-0003

Dear Mr. President:

In accordance with 3 M.R.S.A., Section 157, and with Joint Rule 505 of the Maine Legislature, the Joint Standing Committee on Education and Cultural Affairs has had under consideration the nomination of Sven Bartholomew of Brewer, for appointment to the University of Maine System, Board of Trustees.

After public hearing and discussion on this nomination, the Committee proceeded to vote on the motion to recommend to the Senate that this nomination be confirmed. The Committee Clerk called the roll with the following result:

YEAS Senators 2 Carson, B. of Cumberland, Pouliot, M. of Kennebec
Representatives 5 Kornfield, V. of Bangor, Dodge, J. of Belfast, Farnsworth, D. of Portland, Ingwersen, H. of Arundel, Sampson, H. of Alfred

NAYS 0

ABSENT 6 Sen. Millett, R. of Cumberland, Rep. Brennan, M. of Portland, Rep. Drinkwater, G. of Milford, Rep. Fecteau, J. of Augusta, Rep. McCrea, D. of Fort Fairfield, Rep. Rudnicki, S. of Fairfield

Seven members of the Committee having voted in the affirmative and zero in the negative, it was the vote of the Committee that the nomination of Sven Bartholomew of Brewer, for appointment to the University of Maine System, Board of Trustees be confirmed.

Signed,

S/Rebecca Millett
Senate Chair

S/Victoria P. Kornfield
House Chair

READ and ORDERED PLACED ON FILE.

The President laid before the Senate the following: "Shall the recommendation of the Committee on **EDUCATION AND CULTURAL AFFAIRS** be overridden?"

In accordance with 3 M.R.S.A., Chapter 6, Section 158 and with Joint Rule 506 of the 129th Legislature, the vote was taken by the Yeas and Nays.

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#63)

YEAS: Senators: None

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

EXCUSED: Senators: DESCHAMBAULT, MIRAMANT

No Senator having voted in the affirmative and 33 Senators having voted in the negative, with 2 Senators being excused, and none being less than two-thirds of the Membership present and voting, it was the vote of the Senate that the Committee's recommendation be **ACCEPTED** and the nomination of **Sven Bartholomew** of Brewer for appointment to the University of Maine System, Board of Trustees was **CONFIRMED**.

The Secretary has so informed the Speaker of the House of Representatives.

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

The Following Communication: S.C. 328

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

April 24, 2019

The Honorable Troy Dale Jackson
President of the Senate of Maine
129th Maine State Legislature
State House
Augusta, Maine 04333-0003

Dear Mr. President:

In accordance with 3 M.R.S.A., Section 157, and with Joint Rule 505 of the Maine Legislature, the Joint Standing Committee on Education and Cultural Affairs has had under consideration the nomination of Kelly A. Martin of Fort Kent, for reappointment to the University of Maine System, Board of Trustees.

After public hearing and discussion on this nomination, the Committee proceeded to vote on the motion to recommend to the Senate that this nomination be confirmed. The Committee Clerk called the roll with the following result:

YEAS	Senators	1	Pouliot, M. of Kennebec
	Representatives	6	Kornfield, V. of Bangor, Dodge, J. of Belfast, Farnsworth, D. of Portland, Ingwersen, H. of Arundel, McCrea, D. of Fort Fairfield, Sampson, H. of Alfred
NAYS		0	
ABSENT		6	Sen. Millett, R. of Cumberland, Sen. Carson, B. of Cumberland, Rep. Brennan, M. of Portland, Rep. Drinkwater, G. of Milford, Rep. Fecteau, J. of Augusta, Rep. Rudnicki, S. of Fairfield

Seven members of the Committee having voted in the affirmative and zero in the negative, it was the vote of the Committee that the nomination of Kelly A. Martin of Fort Kent, for reappointment to the University of Maine System, Board of Trustees be confirmed.

Signed,

S/Rebecca Millett
Senate Chair

S/Victoria P. Kornfield
House Chair

READ and ORDERED PLACED ON FILE.

The President laid before the Senate the following: "Shall the recommendation of the Committee on **EDUCATION AND CULTURAL AFFAIRS** be overridden?"

In accordance with 3 M.R.S.A., Chapter 6, Section 158 and with Joint Rule 506 of the 129th Legislature, the vote was taken by the Yeas and Nays.

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#64)

YEAS: Senators: None

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

ABSENT 6 Sen. Millett, R. of Cumberland, Rep. Brennan, M. of Portland, Rep. Drinkwater, G. of Milford, Rep. Fecteau, J. of Augusta, Rep. McCrea, D. of Fort Fairfield, Rep. Rudnicki, S. of Fairfield

EXCUSED: Senators: DESCHAMBAULT, MIRAMANT

No Senator having voted in the affirmative and 33 Senators having voted in the negative, with 2 Senators being excused, and none being less than two-thirds of the Membership present and voting, it was the vote of the Senate that the Committee's recommendation be **ACCEPTED** and the nomination of **Kelly A. Martin** of Fort Kent for reappointment to the University of Maine System, Board of Trustees was **CONFIRMED**.

Seven members of the Committee having voted in the affirmative and zero in the negative, it was the vote of the Committee that the nomination of James O. Donnelly of Brewer, for reappointment to the University of Maine System, Board of Trustees be confirmed.

Signed,

S/Rebecca Millett
Senate Chair

S/Victoria P. Kornfield
House Chair

The Secretary has so informed the Speaker of the House of Representatives.

READ and ORDERED PLACED ON FILE.

The President laid before the Senate the following: "Shall the recommendation of the Committee on **EDUCATION AND CULTURAL AFFAIRS** be overridden?"

The Following Communication: S.C. 329

In accordance with 3 M.R.S.A., Chapter 6, Section 158 and with Joint Rule 506 of the 129th Legislature, the vote was taken by the Yeas and Nays.

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

April 24, 2019

The Honorable Troy Dale Jackson
President of the Senate of Maine
129th Maine State Legislature
State House
Augusta, Maine 04333-0003

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#65)

YEAS: Senators: None

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

Dear Mr. President:

In accordance with 3 M.R.S.A., Section 157, and with Joint Rule 505 of the Maine Legislature, the Joint Standing Committee on Education and Cultural Affairs has had under consideration the nomination of James O. Donnelly of Brewer, for reappointment to the University of Maine System, Board of Trustees.

EXCUSED: Senators: DESCHAMBAULT, MIRAMANT

After public hearing and discussion on this nomination, the Committee proceeded to vote on the motion to recommend to the Senate that this nomination be confirmed. The Committee Clerk called the roll with the following result:

YEAS	Senators	2	Carson, B. of Cumberland, Pouliot, M. of Kennebec
	Representatives	5	Kornfield, V. of Bangor, Dodge, J. of Belfast, Farnsworth, D. of Portland, Ingwersen, H. of Arundel, Sampson, H. of Alfred

No Senator having voted in the affirmative and 33 Senators having voted in the negative, with 2 Senators being excused, and none being less than two-thirds of the Membership present and voting, it was the vote of the Senate that the Committee's recommendation be **ACCEPTED** and the nomination of **James O. Donnelly** of Brewer for reappointment to the University of Maine System, Board of Trustees was **CONFIRMED**.

The Secretary has so informed the Speaker of the House of Representatives.

NAYS 0

The Following Communication: S.C. 335

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

April 24, 2019

The Honorable Troy Dale Jackson
President of the Senate of Maine
129th Maine State Legislature
State House
Augusta, Maine 04333-0003

Dear Mr. President:

In accordance with 3 M.R.S.A., Section 157, and with Joint Rule 505 of the Maine Legislature, the Joint Standing Committee on Education and Cultural Affairs has had under consideration the nomination of The Honorable Michael H. Michaud of East Millinocket, for appointment to the University of Maine System, Board of Trustees.

After public hearing and discussion on this nomination, the Committee proceeded to vote on the motion to recommend to the Senate that this nomination be confirmed. The Committee Clerk called the roll with the following result:

YEAS	Senators	2	Carson, B. of Cumberland, Pouliot, M. of Kennebec
	Representatives	5	Kornfield, V. of Bangor, Dodge, J. of Belfast, Farnsworth, D. of Portland, Ingwersen, H. of Arundel, Sampson, H. of Alfred
NAYS		0	
ABSENT		6	Sen. Millett, R. of Cumberland, Rep. Brennan, M. of Portland, Rep. Drinkwater, G. of Milford, Rep. Fecteau, J. of Augusta, Rep. McCrea, D. of Fort Fairfield, Rep. Rudnicki, S. of Fairfield

Seven members of the Committee having voted in the affirmative and zero in the negative, it was the vote of the Committee that the nomination of The Honorable Michael H. Michaud of East Millinocket, for appointment to the University of Maine System, Board of Trustees be confirmed.

Signed,

S/Rebecca Millett
Senate Chair

S/Victoria P. Kornfield
House Chair

READ and ORDERED PLACED ON FILE.

The President laid before the Senate the following: "Shall the recommendation of the Committee on **EDUCATION AND CULTURAL AFFAIRS** be overridden?"

In accordance with 3 M.R.S.A., Chapter 6, Section 158 and with Joint Rule 506 of the 129th Legislature, the vote was taken by the Yeas and Nays.

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#66)

YEAS: Senators: None

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

EXCUSED: Senators: DESCHAMBAULT, MIRAMANT

No Senator having voted in the affirmative and 33 Senators having voted in the negative, with 2 Senators being excused, and none being less than two-thirds of the Membership present and voting, it was the vote of the Senate that the Committee's recommendation be **ACCEPTED** and the nomination of the Honorable **Michael H. Michaud** of East Millinocket for appointment to the University of Maine System, Board of Trustees was **CONFIRMED**.

The Secretary has so informed the Speaker of the House of Representatives.

The Following Communication: S.C. 341

**STATE OF MAINE
ONE HUNDRED AND TWENTY-NINTH LEGISLATURE
COMMITTEE ON VETERANS AND LEGAL AFFAIRS**

April 29, 2019

The Honorable Troy Dale Jackson
President of the Senate of Maine
129th Maine State Legislature
State House
Augusta, Maine 04333-0003

Dear Mr. President:

In accordance with 3 M.R.S.A., Section 157, and with Joint Rule 505 of the Maine Legislature, the Joint Standing Committee on Veterans and Legal Affairs has had under consideration the nomination of Meri Lowry of Portland, for reappointment to the Commission on Governmental Ethics and Election Practices.

After public hearing and discussion on this nomination, the Committee proceeded to vote on the motion to recommend to the Senate that this nomination be confirmed. The Committee Clerk called the roll with the following result:

YEAS	Senators	3	Luchini, L. of Hancock, Cyrway, S. of Kennebec, Herbig, E. of Waldo
	Representatives	9	Schneck, J. of Bangor, Ackley, K. of Monmouth, Andrews, J. of Paris, Cooper, J. of Yarmouth, Dolloff, J. of Rumford, Hanington, S. of Lincoln, Hickman, C. of Winthrop, Hubbell, B. of Bar Harbor, Strom, S. of Pittsfield
NAYS		0	
ABSENT		1	Rep. McCreight, J. of Harpwell

Twelve members of the Committee having voted in the affirmative and zero in the negative, it was the vote of the Committee that the nomination of Meri Lowry of Portland, for reappointment to the Commission on Governmental Ethics and Election Practices be confirmed.

Signed,

S/Louis J. Luchini S/John C. Schneck
Senate Chair House Chair

READ and ORDERED PLACED ON FILE.

The President laid before the Senate the following: "Shall the recommendation of the Committee on **VETERANS AND LEGAL AFFAIRS** be overridden?"

In accordance with 3 M.R.S.A., Chapter 6, Section 158 and with Joint Rule 506 of the 129th Legislature, the vote was taken by the Yeas and Nays.

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#67)

YEAS:	Senators: None
NAYS:	Senators: BELLOWS, BLACK, BREEN, CARPENTER, CARSON, CHENETTE, CHIPMAN, CLAXTON, CYRWAY, DAVIS, DIAMOND, DILL, DOW, FARRIN, FOLEY, GRATWICK, GUERIN, HAMPER, HERBIG, KEIM, LAWRENCE, LIBBY, LUCHINI, MILLETT, MOORE, POULIOT, ROSEN, SANBORN H, SANBORN L, TIMBERLAKE, VITELLI, WOODSOME, PRESIDENT JACKSON

EXCUSED: Senators: DESCHAMBAULT, MIRAMANT

No Senator having voted in the affirmative and 33 Senators having voted in the negative, with 2 Senators being excused, and none being less than two-thirds of the Membership present and voting, it was the vote of the Senate that the Committee's recommendation be **ACCEPTED** and the nomination of **Meri Lowry** of Portland for reappointment to the Commission on Governmental Ethics and Election Practices was **CONFIRMED**.

The Secretary has so informed the Speaker of the House of Representatives.

The Following Communication: S.C. 340

**STATE OF MAINE
ONE HUNDRED AND TWENTY-NINTH LEGISLATURE
COMMITTEE ON VETERANS AND LEGAL AFFAIRS**

April 29, 2019

The Honorable Troy Dale Jackson
President of the Senate of Maine
129th Maine State Legislature
State House
Augusta, Maine 04333-0003

Dear Mr. President:

In accordance with 3 M.R.S.A., Section 157, and with Joint Rule 505 of the Maine Legislature, the Joint Standing Committee on Veterans and Legal Affairs has had under consideration the nomination of Bradford A. Pattershall, Esquire of Freeport, for reappointment to the Commission on Governmental Ethics and Election Practices.

After public hearing and discussion on this nomination, the Committee proceeded to vote on the motion to recommend to the Senate that this nomination be confirmed. The Committee Clerk called the roll with the following result:

YEAS	Senators	2	Luchini, L. of Hancock, Cyrway, S. of Kennebec
	Representatives	9	Schneck, J. of Bangor, Ackley, K. of Monmouth, Andrews, J. of Paris, Cooper, J. of Yarmouth, Dolloff, J. of Rumford, Hanington, S. of Lincoln, Hickman, C. of Winthrop, Hubbell, B. of Bar Harbor, Strom, S. of Pittsfield
NAYS		0	
ABSENT		2	Sen. Herbig, E. of Waldo, Rep. McCreight, J. of Harpwell

Eleven members of the Committee having voted in the affirmative and zero in the negative, it was the vote of the Committee that the nomination of Bradford A. Pattershall, Esquire of Freeport, for reappointment to the Commission on Governmental Ethics and Election Practices be confirmed.

Signed,

S/Louis J. Luchini
Senate Chair

S/John C. Schneck
House Chair

READ and ORDERED PLACED ON FILE.

The President laid before the Senate the following: "Shall the recommendation of the Committee on **VETERANS AND LEGAL AFFAIRS** be overridden?"

In accordance with 3 M.R.S.A., Chapter 6, Section 158 and with Joint Rule 506 of the 129th Legislature, the vote was taken by the Yeas and Nays.

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#68)

YEAS: Senators: None

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

EXCUSED: Senators: DESCHAMBAULT, MIRAMANT

No Senator having voted in the affirmative and 33 Senators having voted in the negative, with 2 Senators being excused, and none being less than two-thirds of the Membership present and voting, it was the vote of the Senate that the Committee's recommendation be **ACCEPTED** and the nomination of **Bradford A. Pattershall**, Esquire of Freeport for reappointment to the Commission on Governmental Ethics and Election Practices was **CONFIRMED**.

The Secretary has so informed the Speaker of the House of Representatives.

The Following Communication: S.C. 338

**STATE OF MAINE
OFFICE OF THE GOVERNOR
AUGUSTA, MAINE**

April 26, 2019

The Honorable Troy Jackson
President of the Senate
3 State House Station
Augusta, Maine 04333

RE: Reappointment of The Honorable Nancy Carlson– District Court Judge

Dear President Jackson:

This is to inform you that I am today nominating The Honorable Nancy Carlson of Dixfield, for reappointment as a District Court Judge.

Pursuant to Title 4, MRSA § 157, this reappointment is contingent on the Maine Senate confirmation after review by the Joint Standing Committee on Judiciary.

Very truly yours,

S/Janet T. Mills
Governor

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 339

**STATE OF MAINE
OFFICE OF THE GOVERNOR
AUGUSTA, MAINE**

April 26, 2019

The Honorable Troy Jackson
President of the Senate
3 State House Station
Augusta, Maine 04333

RE: Reappointment of The Honorable Joseph Field-Active Retired Judge, Maine District Court

Dear President Jackson:

This is to inform you that I am today nominating The Honorable Joseph Field of Freeport for reappointment as an Active Retired Judge of the Maine District Court.

Pursuant to Title 4, MRSA § 157-B, this reappointment is contingent on the Maine Senate confirmation after review by the Joint Standing Committee on Judiciary.

Very truly yours,

S/Janet T. Mills
Governor

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 342

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

April 29, 2019

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

Dear Secretary Grant:

Pursuant to my authority under Title 22, MRSA, §3883, I am pleased to appoint Senator Marianne Moore to the Maine Children's Trust Incorporated, representing a member of the Senate.

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. 343

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

April 29, 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, MRSA, Chapter 163, §2003, I am pleased to appoint Aaron Weston of Newburgh to seat number thirteen on the Maine Library of Geographic Information Board, effective the date of this letter. With this appointment, he will be a member of the board representing geographic information vendors.

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. 344

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

April 29, 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, MRSA, Chapter 163, §2003, I am pleased to appoint Joseph Young of Fayette to seat number fifteen on the Maine Library of Geographic Information Board, 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. 322

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

April 23, 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. 438 An Act To Allow the Creation of New Innovative School Models by Removing the Cap on the Number of Authorized Charter Schools
- L.D. 714 An Act To Prohibit Public Charter Schools from Expending Funds for Advertising
- L.D. 1152 An Act To Make the Maine Educational Assessment Optional for Kindergarten to Grade 8

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. 336

**STATE OF MAINE
ONE HUNDRED AND TWENTY-NINTH LEGISLATURE
COMMITTEE ON HEALTH AND HUMAN SERVICES**

April 25, 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 and Human Services has voted unanimously to report the following bill(s) out "Ought Not to Pass":

- L.D. 1032 An Act To Ensure Sufficient Representation of Adults Receiving Mental Health Services on Local Councils within the Consumer Council System of Maine
- L.D. 1132 An Act To Provide Additional Food Supplement Assistance for the Elderly and Persons with Disabilities
- L.D. 1308 An Act To Better Fund Nursing Homes in the State To Better Help the Elderly and Disabled

- L.D. 1309 An Act To Index MaineCare Reimbursement to Nursing Homes and Other Adult Care Facilities to Increases in the Minimum Wage

This is notification of the Committee's action.

Sincerely,

S/Sen. Geoff Gratwick
Senate Chair

S/Rep. Patty Hymanson
House Chair

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

The Following Communication: S.C. 337

**STATE OF MAINE
ONE HUNDRED AND TWENTY-NINTH LEGISLATURE
COMMITTEE ON HEALTH AND HUMAN SERVICES**

April 23, 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 and Human Services has voted unanimously to report the following bill(s) out "Ought Not to Pass":

- L.D. 476 Resolve, To Review the Delivery of Services to the Citizens of the State by the Department of Health and Human Services
- L.D. 551 An Act To Ban Nicotine Liquid Containers
- L.D. 552 An Act Relating to Penalties for an Employer for the Retail Sale of Tobacco Products to a Minor when the Employer Possesses a Driver's License Reader
- L.D. 986 An Act To Expand Lead Inspections to Other Properties of the Owner of a Property Determined to Contain Lead
- L.D. 1235 An Act To Increase Safety in Health Care Facilities
- L.D. 1360 Resolve, To Expand Eligibility for Presumptive Eligibility Determinations by Hospitals

This is notification of the Committee's action.

Sincerely,

S/Sen. Geoff Gratwick
Senate Chair

S/Rep. Patty Hymanson
House Chair

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

The Following Communication: S.C. 323

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

April 24, 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. 1402 An Act To Allow State-chartered Credit Unions To Service Medical and Adult Use Marijuana Business Accounts (EMERGENCY)

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. 324

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

April 12, 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. 74 An Act To Reform Maine's Fish and Wildlife Management System

L.D. 339 An Act To Prohibit Unattended Watercraft on Open Water

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.**

The Following Communication: S.C. 325

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

April 19, 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. 444 An Act To Fully Restore Revenue Sharing (EMERGENCY)

L.D. 645 RESOLUTION, Proposing an Amendment to the Constitution of Maine To Cap the Property Tax on the Primary Residence of Certain Residents Who Are 65 Years of Age or Older

L.D. 751 An Act To Reinstate the State Property Tax Deferral Program for Maine's Senior Homeowners

L.D. 812 An Act To Stabilize Property Taxes on Homesteads of Individuals Who Are 66 Years of Age or Older

L.D. 1278 RESOLUTION, Proposing an Amendment to the Constitution of Maine Requiring the State To Share Not Less Than 5 Percent of State Sales and Income Tax Revenue with Municipalities

Bill "An Act To Save Lives by Establishing the Low Barrier Opioid Treatment Response Program" (EMERGENCY) S.P. 539 L.D. 1662

Presented by Senator CLAXTON of Androscoggin. Cosponsored by Representatives: O'CONNOR of Berwick, 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 Improve Access to Physician Assistant Care" S.P. 537 L.D. 1660

Presented by Senator SANBORN, L. of Cumberland. Cosponsored by Representative STEWART of Presque Isle and Senators: CLAXTON of Androscoggin, DOW of Lincoln, GRATWICK of Penobscot, President JACKSON of Aroostook, Representatives: BROOKS of Lewiston, MASTRACCIO of Sanford, MEYER of Eliot, PERRY of Calais.

Bill "An Act To Create the Drug Donation and Redispensing Program" S.P. 538 L.D. 1661

Presented by Senator CLAXTON of Androscoggin. Cosponsored by Senators: GRATWICK of Penobscot, MOORE of Washington, SANBORN, H. of Cumberland, Representatives: MEYER of Eliot, O'CONNOR of Berwick, PERRY of Calais. Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 205.

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.

Bill "An Act To Clarify Prevailing Wage Rates on State Projects Using Federal Funds" S.P. 535 L.D. 1658

Presented by President JACKSON of Aroostook.

Bill "An Act To Include Additional Corrections Officers and Mental Health Workers under the 1998 Special Plan for Retirement and To Amend the Laws Governing Retirement Benefits for Capitol Police Officers" S.P. 536 L.D. 1659

Presented by President JACKSON of Aroostook.

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.

The Following Communication: S.C. 326

STATE OF MAINE ONE HUNDRED AND TWENTY-NINTH LEGISLATURE COMMITTEE ON VETERANS AND LEGAL AFFAIRS

April 19, 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 Veterans and Legal Affairs has voted unanimously to report the following bill(s) out "Ought Not to Pass":

L.D. 1196 RESOLUTION, Proposing an Amendment to the Constitution of Maine To Implement Ranked-choice Voting

L.D. 1365 RESOLUTION, Proposing an Amendment to the Constitution of Maine To Provide for the Election of the Governor by Majority Vote

This is notification of the Committee's action.

Sincerely,

S/Sen. Louis J. Luchini Senate Chair

S/Rep. John C. Schneck House Chair

READ and with accompanying papers ORDERED PLACED ON FILE.

SENATE PAPERS

Bill "An Act To Place Funds for the Retired County and Municipal Law Enforcement Officers and Municipal Firefighters Health Insurance Program into a Trust"

S.P. 541 L.D. 1664

Presented by Senator LIBBY of Androscoggin. Cosponsored by Representative BRYANT of Windham and Senators: BELLOWS of Kennebec, DIAMOND of Cumberland, DOW of Lincoln, Representatives: COSTAIN of Plymouth, DUNPHY of Old Town, MARTIN of Eagle Lake, PICKETT of Dixfield.

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 To Provide for the Regulation of Sports Wagering" S.P. 533 L.D. 1656

Presented by President JACKSON of Aroostook. Cosponsored by Representative COLLINGS of Portland and Senator: LUCHINI of Hancock.

Bill "An Act To Regulate Sports Wagering" S.P. 534 L.D. 1657

Presented by President JACKSON of Aroostook. Cosponsored by Senator: LUCHINI of Hancock.

Bill "An Act To Clarify Ranked-choice Voting Laws" S.P. 540 L.D. 1663

Presented by Senator LUCHINI of Hancock. Cosponsored by Representative SCHNECK of Bangor and Senators: CHIPMAN of Cumberland, FARRIN of Somerset, Representatives: ACKLEY of Monmouth, Speaker GIDEON of Freeport, HICKMAN of Winthrop, MARTIN of Eagle Lake, MAXMIN of Nobleboro, STROM of Pittsfield. Submitted by the Secretary of State pursuant to Joint Rule 204.

Bill "An Act To Automatically Change a Voter Registration Address upon Change of Address for a Driver's License" S.P. 542 L.D. 1665

Presented by Senator CHIPMAN of Cumberland. Cosponsored by Senator: LUCHINI of Hancock, Representative: ACKLEY of Monmouth.

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.

ORDERS

Joint Order

The Madison Area Memorial High School Unified Basketball Team, which won the Unified Basketball State Championship. Members of the team include Christian Cabrera, Ashley Carrier, Jennifer Dean, Brad Peters, Cameron Ellis, Matthew Estes, Joseph Hume, Jasmine Jewell, Austin Mercier, Roger Picard, Kirsty Richardson and Scott Sawtelle and coaches Josh Bishop and Ted Brown. We extend our congratulations and best wishes; SLS 458

Sponsored by Senator FARRIN of Somerset. Cosponsored by Representatives: AUSTIN of Skowhegan, CURTIS of Madison.

The Joint Order was **READ**.

THE PRESIDENT: The Chair recognizes the Senator from Somerset, Senator Farrin.

Senator **FARRIN:** Mr. President, ladies and gentlemen of the Senate, it is an honor to rise and recognize Madison Area Memorial High School's Unified Basketball Team and their coaches. For those unfamiliar with unified basketball, it's an opportunity for students with developmental disabilities to be the athletes and for students without disabilities to be their partners on the court. Three athletes and two partners work together on the court at all times. The sport has grown significantly in Maine over the last few years. In 2015 there were 17 teams across the state. Now there are 59 and I wouldn't be surprised if we didn't see that number growing in the coming years. This year marked the fifth annual Unified Basketball Championship and it was one to remember. With less than a minute to go the game was tied up between Madison and Westbrook. Nearly 500 people were on the edge of their seats as they waited to see who would be this year's State Champions. I am pleased to report that Madison came home with the Gold Ball. This team worked so hard this season, winning 58-53 in the semi-final game over the Bangor-Hamden team and winning the State Championship 58-53. What makes this an even more special accomplishment is that, with Madison's rich basketball tradition, this team brought the first ever Gold Ball home to the school. I am honored to join students, athletes, community members in congratulating this team for their huge win. Each member of this team, the coaches, the mentors, and the athletes, should be extremely proud.

The Joint Order was **PASSED**.

Sent down for concurrence.

THE PRESIDENT: The Chair would like to recognize in the rear of the Chamber the Madison Area Memorial School Unified Basketball Team. Some of the members include Christian Cabrera, Ashley Carrier, Jennifer Dean, Brad Peters, Cameron Ellis, Matthew Estes, Joseph Hume, Jasmine Jewell, Austin Mercier, Roger Picard, Kirsty Richardson, and Scott Sawtelle, and coaches Josh Bishop and Ted Brown. Will they all please rise and accept the greetings of the Maine Senate.

Joint Resolution

On motion by Senator **POULIOT** of Kennebec, the following Joint Resolution:

S.P. 543

**JOINT RESOLUTION
RECOGNIZING APRIL 2019 AS
FOSTERING FINANCIAL EDUCATION MONTH**

WHEREAS, financial education is essential to ensuring that students, young adults and families are prepared to effectively budget, manage, save and invest money; and **WHEREAS**, the Maine Jump\$tart Coalition for Personal Financial Literacy is celebrating 10 years of supporting Maine educators through the Fostering Financial Education in Maine Schools Conference, Maine's premiere financial education training designed specifically for Maine teachers; and **WHEREAS**, the Maine Jump\$tart Coalition for Personal Financial Literacy is a past recipient of the prestigious State Coalition of the Year Award from the national Jump\$tart Coalition for Personal Financial Literacy for its initiatives and efforts in advancing, and support of, personal financial education in Maine; and **WHEREAS**, the 10th annual Fostering Financial Education in Maine Schools Conference, to be held May 10, 2019, provides training to Maine educators, including free resources and best practices for implementation of Maine's learning standards for personal finance, ensuring that all kindergarten to grade 12 students and young adults have the knowledge and skills needed to achieve financial stability; and **WHEREAS**, the conference has trained over 1,000 teachers and community educators during the past 9 years and strengthened financial literacy instruction for students and young adults in every region of the State; and **WHEREAS**, the conference and other related events and programs are a collaboration among business, government, nonprofit and financial education organizations, including the Department of Professional and Financial Regulation, Office of Securities; the Finance Authority of Maine; the Maine Credit Union League; Jobs for Maine's Graduates; and numerous other partners and supporters; and **WHEREAS**, it is important to raise awareness about the conference and highlight the value of supporting Maine youth in becoming financially capable adults in order to fulfill their dreams and aspirations; 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 April 2019 as Fostering Financial Education Month and urge all citizens and educators to participate in providing and facilitating opportunities to better educate students so they can become financially capable and successful adults.

READ and ADOPTED.

Sent down for concurrence.

REPORTS OF COMMITTEES

House

Ought to Pass As Amended

The Committee on **EDUCATION AND CULTURAL AFFAIRS** on Resolve, Directing the Department of Education To Develop and Implement an Online Learning Platform for Students and Educators

H.P. 420 L.D. 576

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-125).**

Comes from the House with the Report **READ and ACCEPTED** and the Resolve **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-125).**

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

Resolve **READ ONCE.**

Committee Amendment "A" (H-125) **READ and ADOPTED**, in concurrence.

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

The Committee on **EDUCATION AND CULTURAL AFFAIRS** on Bill "An Act To Enhance the Coordination of Benefits, Assessments and Expansion of Continuing Education Programs for Young Adults with Disabilities after High School"

H.P. 626 L.D. 852

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-126).**

Comes from the House with the Report **READ and ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-126).**

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

Bill **READ ONCE.**

Committee Amendment "A" (H-126) **READ and ADOPTED**, in concurrence.

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

The Committee on **EDUCATION AND CULTURAL AFFAIRS** on Resolve, Directing the Department of Education To Study and Make Recommendations for the Establishment of a Maine School Safety Center

H.P. 632 L.D. 858

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-128)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Resolve **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-128)**.

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

Resolve **READ ONCE**.

Committee Amendment "A" (H-128) **READ** and **ADOPTED**, in concurrence.

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

The Committee on **EDUCATION AND CULTURAL AFFAIRS** on Bill "An Act To Give Maine Schools Additional Options To Make Up Missed School Days"

H.P. 685 L.D. 930

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-127)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-127)**.

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

Bill **READ ONCE**.

Committee Amendment "A" (H-127) **READ** and **ADOPTED**, in concurrence..

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

The Committee on **ENERGY, UTILITIES AND TECHNOLOGY** on Bill "An Act To Support the Role of Municipalities in Expanding Broadband Infrastructure"

H.P. 786 L.D. 1063

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-110)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-110)**.

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

Bill **READ ONCE**.

Committee Amendment "A" (H-110) **READ** and **ADOPTED**, in concurrence.

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

The Committee on **HEALTH AND HUMAN SERVICES** on Bill "An Act To Facilitate Access to the MaineCare Family Planning Benefit"

H.P. 64 L.D. 78

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-132)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-132)**.

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

Bill **READ ONCE**.

Committee Amendment "A" (H-132) **READ** and **ADOPTED**, in concurrence.

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

The Committee on **HEALTH AND HUMAN SERVICES** on Resolve, Directing the Department of Health and Human Services To Allow Spouses To Provide Home and Community-based Services to Eligible MaineCare Members

H.P. 70 L.D. 84

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-135)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Resolve **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-135)**.

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

Resolve **READ ONCE**.

Committee Amendment "A" (H-135) **READ** and **ADOPTED**, in concurrence.

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

The Committee on **HEALTH AND HUMAN SERVICES** on Bill "An Act To Appropriate Funds for Home Visiting Services To Provide Child Development Education and Skills Development for New Parents"

H.P. 97 L.D. 115

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-137)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-137)**.

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

Bill **READ ONCE**.

Committee Amendment "A" (H-137) **READ** and **ADOPTED**, in concurrence.

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

The Committee on **HEALTH AND HUMAN SERVICES** on Bill "An Act To Continue MaineCare Coverage for Parents During the Rehabilitation and Reunification Process"

H.P. 158 L.D. 195

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-133)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-133)**.

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

Bill **READ ONCE**.

Committee Amendment "A" (H-133) **READ** and **ADOPTED**, in concurrence.

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

The Committee on **HEALTH AND HUMAN SERVICES** on Bill "An Act To Strengthen Brain Injury Resources for Underserved Populations, Including Opioid Overdose Brain Injury Survivors"

H.P. 221 L.D. 297

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-134)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-134)**.

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

Bill **READ ONCE**.

Committee Amendment "A" (H-134) **READ** and **ADOPTED**, in concurrence.

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

The Committee on **HEALTH AND HUMAN SERVICES** on Bill "An Act To Require That Notice of Lead Abatement Orders Be Filed with the Registry of Deeds"

H.P. 261 L.D. 336

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-136)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-136)**.

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

Bill **READ ONCE**.

Committee Amendment "A" (H-136) **READ** and **ADOPTED**, in concurrence.

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

The Committee on **HEALTH AND HUMAN SERVICES** on Resolve, To Ensure Appropriate Personal Needs Allowances for Persons Residing in Long-term Care Facilities

H.P. 396 L.D. 539

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-131)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Resolve **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-131)**.

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

Resolve **READ ONCE**.

Committee Amendment "A" (H-131) **READ** and **ADOPTED**, in concurrence.

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

The Committee on **INLAND FISHERIES AND WILDLIFE** on Bill "An Act To Allow the Use of Crossbows during the Archery Season on Deer"

H.P. 28 L.D. 27

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-147)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-147)**.

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

Bill **READ ONCE**.

Committee Amendment "A" (H-147) **READ** and **ADOPTED**, in concurrence.

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

The Committee on **INNOVATION, DEVELOPMENT, ECONOMIC ADVANCEMENT AND BUSINESS** on Bill "An Act Regarding the Licensing of Funeral Practitioners"

H.P. 500 L.D. 679

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-144)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-144)**.

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

Bill **READ ONCE**.

Committee Amendment "A" (H-144) **READ** and **ADOPTED**, in concurrence.

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

Off Record Remarks

The Committee on **INNOVATION, DEVELOPMENT, ECONOMIC ADVANCEMENT AND BUSINESS** on Bill "An Act To Amend the Maine Dental Education Loan Program"

H.P. 502 L.D. 681

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-145)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-145)**.

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

Bill **READ ONCE**.

Committee Amendment "A" (H-145) **READ** and **ADOPTED**, in concurrence.

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

The Committee on **INNOVATION, DEVELOPMENT, ECONOMIC ADVANCEMENT AND BUSINESS** on Bill "An Act Regarding the Cancellation of Subscription Services"

H.P. 576 L.D. 771

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-143)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-143)**.

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

Bill **READ ONCE**.

Committee Amendment "A" (H-143) **READ** and **ADOPTED**, in concurrence.

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

Divided Report

The Majority of the Committee on **EDUCATION AND CULTURAL AFFAIRS** on Bill "An Act To Allow Junior Reserve Officers' Training Corps Instructors To Instruct without State Certification"

H.P. 555 L.D. 750

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 as Amended by Committee Amendment "A" (H-142)**.

Signed:

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**.

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

Divided Report

The Majority of the Committee on **EDUCATION AND CULTURAL AFFAIRS** on Bill "An Act To Provide for a Later Starting Time for High Schools"

H.P. 575 L.D. 770

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

Signed:

Senators:

CARSON of Cumberland
POULIOT of Kennebec

Representatives:

KORNFIELD of Bangor
DODGE of Belfast
DRINKWATER of Milford
FECTEAU of Augusta
INGWERSEN of Arundel
RUDNICKI of Fairfield
SAMPSON of Alfred

The Minority of the same Committee on the same subject reported that the same **Ought To Pass as Amended by Committee Amendment "A" (H-130)**.

Signed:

Senator:

MILLETT of Cumberland

Representatives:

BRENNAN of Portland
FARNSWORTH of Portland
McCREA of Fort Fairfield

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

Reports **READ**.

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

Divided Report

The Majority of the Committee on **EDUCATION AND CULTURAL AFFAIRS** on Bill "An Act To Protect Maine Children and Students from Preventable Diseases by Repealing Certain Exemptions from the Laws Governing Immunization Requirements"

H.P. 586 L.D. 798

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-120)**.

Signed:

Senators:

MILLETT of Cumberland
CARSON of Cumberland

Representatives:

KORNFIELD 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-120)**.

Reports **READ**.

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

On further motion by same Senator, **TABLED** until Later in Today's Session, pending the motion by same Senator to **ACCEPT** the Majority **OUGHT TO PASS AS AMENDED** Report, in concurrence.

Divided Report

The Majority of the Committee on **EDUCATION AND CULTURAL AFFAIRS** on Resolve, Directing the Department of Education To Develop a Model School Disciplinary Policy
H.P. 752 L.D. 1010

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-129)**.

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 Resolve **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-129)**.

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 PRESIDENT: The Chair recognizes the Senator from Cumberland, Senator Millett.

Senator **MILLETT:** Thank you, Mr. President. Mr. President, ladies and gentlemen of the Senate, the bill before us today received the support of the Maine School Boards Association, the Maine School Superintendents Association, and the Maine Education Association. I will remark that having all three of those bodies support a bill is worth noting. In addition, the Department

of Education testified in support and said, 'We know that exclusionary disciplinary practices do not change negative behaviors in children but further alienates and disenfranchises students from their school community. Time out of the classroom places students further behind in their academics and leads to further acting out behaviors. We acknowledge the disproportionate ratio of disciplinary action taken against students who are impoverished, racially diverse, or identified with disabilities, and in fact that last group is the preponderance of those that receive these disciplinary actions. Disciplinary responses that develop natural accountability and increases the student's internal locus of control are more likely to change negative behaviors.' That's from the Department of Education. I ask that you follow my light. Thank you, Mr. President.

THE PRESIDENT: The pending question before the Senate is Acceptance of the Majority Ought to Pass as Amended Report. Is the Senate ready for the question?

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#69)

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

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

EXCUSED: Senators: DESCHAMBAULT, MIRAMANT

19 Senators having voted in the affirmative and 14 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, **PREVAILED**.

Resolve **READ ONCE**.

Committee Amendment "A" (H-129) **READ** and **ADOPTED**, in concurrence.

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

Divided Report

The Majority of the Committee on **HEALTH AND HUMAN SERVICES** on Bill "An Act To Provide Emergency Funds for Clients of the Adult Protective Services System"
H.P. 250 L.D. 325

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-140).**

Signed:

Senators:

GRATWICK of Penobscot
CLAXTON of Androscoggin

Representatives:

HYMANSON of York
CRAVEN of Lewiston
MADIGAN of Waterville
MEYER of Eliot
PERRY of Calais
STOVER of Boothbay
TALBOT ROSS of Portland

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

Signed:

Senator:

MOORE of Washington

Representatives:

GRIFFIN of Levant
JAVNER of Chester
O'CONNOR of Berwick

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-140).**

Reports **READ.**

On motion by Senator **GRATWICK** of Penobscot, the Majority **OUGHT TO PASS AS AMENDED** Report **ACCEPTED**, in concurrence.

Bill **READ ONCE.**

Committee Amendment "A" (H-140) **READ** and **ADOPTED**, in concurrence.

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

Divided Report

The Majority of the Committee on **HEALTH AND HUMAN SERVICES** on Bill "An Act Concerning the Department of Health and Human Services"

H.P. 686 L.D. 931

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-138).**

Signed:

Senators:

GRATWICK of Penobscot
CLAXTON of Androscoggin

Representatives:

HYMANSON of York
CRAVEN of Lewiston
MADIGAN of Waterville
MEYER of Eliot
PERRY of Calais
STOVER of Boothbay
TALBOT ROSS of Portland

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

Signed:

Senator:

MOORE of Washington

Representatives:

GRIFFIN of Levant
JAVNER of Chester
O'CONNOR of Berwick

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-138).**

Reports **READ.**

On motion by Senator **GRATWICK** of Penobscot, the Majority **OUGHT TO PASS AS AMENDED** Report **ACCEPTED**, in concurrence.

Bill **READ ONCE.**

Committee Amendment "A" (H-138) **READ** and **ADOPTED**, in concurrence.

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

Divided Report

The Majority of the Committee on **INNOVATION, DEVELOPMENT, ECONOMIC ADVANCEMENT AND BUSINESS** on Bill "An Act To Provide Funding for the Maine Coworking Development Fund"

H.P. 120 L.D. 138

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-146).**

Signed:

Senators:

HERBIG of Waldo
MILLETT of Cumberland

Representatives:

DAUGHTRY of Brunswick
AUSTIN of Gray
BABINE of Scarborough
CROCKETT of Portland
HANDY of Lewiston
HIGGINS of Dover-Foxcroft
PERRY of Bangor

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

Signed:

Senator:

GUERIN of Penobscot

Representative:

STETKIS of Canaan

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-146).**

Reports **READ.**

On motion by Senator **HERBIG** of Waldo, the Majority **OUGHT TO PASS AS AMENDED** Report **ACCEPTED**, in concurrence.

Bill **READ ONCE.**

Committee Amendment "A" (H-146) **READ** and **ADOPTED**, in concurrence.

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

Senate

Senator CARSON for the Committee on **ENVIRONMENT AND NATURAL RESOURCES** on Bill "An Act To Acknowledge Potable Water as a Necessity"

S.P. 341 L.D. 1121

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

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

Under suspension of the Rules, **READ TWICE** and **PASSED TO BE ENGROSSED.**

Sent down for concurrence.

Ought to Pass As Amended

Senator DESCHAMBAULT for the Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY** on Bill "An Act To Ensure Access to Justice for Victims of Sexual Assault"
S.P. 20 L.D. 67

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-72).**
Report **READ** and **ACCEPTED.**

Bill **READ ONCE.**

Committee Amendment "A" (S-72) **READ** and **ADOPTED.**

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

Sent down for concurrence.

Senator DESCHAMBAULT for the Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY** on Bill "An Act To Require an Owner of a Dangerous Dog To Remain at the Scene of an Assault by the Dog"
S.P. 150 L.D. 485

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-65).**

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

Bill **READ ONCE.**

Committee Amendment "A" (S-65) **READ** and **ADOPTED.**

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

Sent down for concurrence.

Senator DIAMOND for the Committee on **TRANSPORTATION** on Bill "An Act Increasing Municipal Agent Fees for Motor Vehicle, All-terrain Vehicle, Snowmobile and Watercraft Registrations"
S.P. 272 L.D. 917

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-70).**

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

Bill **READ ONCE.**

Committee Amendment "A" (S-70) **READ** and **ADOPTED.**

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

Sent down for concurrence.

Senator LUCHINI for the Committee on **VETERANS AND LEGAL AFFAIRS** on Bill "An Act To Remove the Bet Limit for Winner-take-all Hands in Games of Chance Tournament Games"
S.P. 65 L.D. 253

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-64)**.

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

Bill **READ ONCE**.

Committee Amendment "A" (S-64) **READ** and **ADOPTED**.

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

Sent down for concurrence.

Senator LUCHINI for the Committee on **VETERANS AND LEGAL AFFAIRS** on Bill "An Act To Update and Clarify the Laws Governing Raffles"
S.P. 388 L.D. 1268

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-67)**.

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

Bill **READ ONCE**.

Committee Amendment "A" (S-67) **READ** and **ADOPTED**.

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

Sent down for concurrence.

Divided Report

The Majority of the Committee on **ENERGY, UTILITIES AND TECHNOLOGY** on Bill "An Act Regarding Utility Line Extensions"
S.P. 273 L.D. 918

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

Signed:

Senators:
LAWRENCE of York
MIRAMANT of Knox

Representatives:

CAIAZZO of Scarborough
FOSTER of Dexter
HANLEY of Pittston
KESSLER of South Portland
RYKERSON of Kittery

The Minority of the same Committee on the same subject reported that the same **Ought To Pass as Amended by Committee Amendment "A" (S-68)**.

Signed:

Representatives:

BERRY of Bowdoinham
DOUDERA of Camden
GROHOSKI of Ellsworth
RILEY of Jay

Reports **READ**.

On motion by Senator **LAWRENCE** of York, the Majority **OUGHT NOT TO PASS** Report **ACCEPTED**.

Sent down for concurrence.

Divided Report

The Majority of the Committee on **ENERGY, UTILITIES AND TECHNOLOGY** on Bill "An Act To Establish Municipal Access to Utility Poles Located in Municipal Rights-of-way"
S.P. 366 L.D. 1192

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-69)**.

Signed:

Senators:
LAWRENCE of York
MIRAMANT of Knox

Representatives:

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

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

Signed:

Senator:
WOODSOME of York

Representatives:
FOSTER of Dexter
HANLEY of Pittston

Reports **READ**.

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

Bill **READ ONCE**.

Committee Amendment "A" (S-69) **READ** and **ADOPTED**.

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

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:

Acts

An Act To Allow and Recognize a Legal Name Change upon Marriage

H.P. 9 L.D. 8
(C "A" H-97)

An Act To Clarify the Licensing of Certified Clinical Supervisors

H.P. 191 L.D. 228
(C "A" H-103)

An Act Concerning Caller Access to E-9-1-1 Call Recordings

S.P. 139 L.D. 475
(C "A" S-45)

An Act Regarding Qualifications for District Attorneys

H.P. 397 L.D. 540
(C "A" H-98)

An Act To Reduce Colorectal Cancer Incidence and Mortality by Updating Screening Coverage

S.P. 177 L.D. 555
(C "A" S-46)

An Act To Amend the Laws Governing the Circumstances of Death That Must Be Reported to the Office of Chief Medical Examiner

H.P. 494 L.D. 673

An Act To Ensure Accurate Explanations of Electric Bills

H.P. 745 L.D. 1003
(C "A" H-101)

An Act To Improve the Investigation and Prosecution of Sexual Assault Cases

H.P. 829 L.D. 1140

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

An Act To Provide Traffic Safety Education in Schools

H.P. 354 L.D. 470
(C "A" H-83)

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

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

H.P. 714 L.D. 959
(C "A" H-102)

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

Resolve

Resolve, Regarding Implementation and Funding of E-9-1-1 Dispatch Protocols

H.P. 495 L.D. 674
(C "A" H-100)

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 (4/11/19) matter:

SENATE REPORT - from the Committee on **LABOR AND HOUSING** on Bill "An Act To Clarify the Disqualification from Unemployment Benefits of a Person Who Is Terminated from Employment for Being Under the Influence of Marijuana"
S.P. 292 L.D. 1013

Report - **Ought to Pass as Amended by Committee Amendment "A" (S-39)**

Tabled - April 11, 2019 by Senator **BELLOWS** of Kennebec

Pending - **ACCEPTANCE OF REPORT**

Report **ACCEPTED**.

Bill **READ ONCE**.

Committee Amendment "A" (S-39) **READ**.

On motion by Senator **BELLOWS** of Kennebec, Senate Amendment "B" (S-71) to Committee Amendment "A" (S-39) **READ** and **ADOPTED**.

Committee Amendment "A" (S-39) as Amended by Senate Amendment "B" (S-71) thereto, **ADOPTED**.

Under suspension of the Rules, **READ A SECOND TIME** and **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-39) AS AMENDED BY SENATE AMENDMENT "B" (S-71)** thereto.

Ordered sent down forthwith for concurrence.

The Chair laid before the Senate the following Tabled and Later Assigned (4/25/19) matter:

HOUSE REPORTS - from the Committee on **EDUCATION AND CULTURAL AFFAIRS** on Bill "An Act To Ban Native American Mascots in All Public Schools"

H.P. 699 L.D. 944

Majority - **Ought to Pass as Amended by Committee Amendment "A" (H-122)** (8 members)

Minority - **Ought Not to Pass** (5 members)

Tabled - April 25, 2019 by Senator **TIMBERLAKE** of Androscoggin

Pending - motion by Senator **MILLETT** of Cumberland to **ACCEPT** the Majority **OUGHT TO PASS AS AMENDED** Report in concurrence

(In House, 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-122)**.)

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 PRESIDENT: The Chair recognizes the Senator from Somerset, Senator Farrin.

Senator **FARRIN:** Thank you, Mr. President. Ladies and gentlemen of the Senate, I rise today to speak on the bill before us. Let me say that I believe L.D. 944 is specifically targeting a school in my district, Skowhegan Area High School, which I'm a proud 1982 graduate of. To give you some of the history, Skowhegan Area High School hasn't had a school mascot since 2001. On March 7th of this year, nearly two months ago, the school board voted to remove the Indian name from the high school. Despite these actions, through local control, some individuals still feel that this legislation is necessary. Some have stated that this is a civil rights issue but the fact of the matter is this legislation was poorly thought out and addresses one group. During the public hearing and work sessions questions about the constitutionality of the bill were asked. Without addressing these questions now, I believe, passing this legislation will open up the State of Maine to legal challenges down the road. While concerned about those aspects, my greatest concern is that this bill would take away local control. I feel it's important for local communities and school boards to have meaningful conversations so that thoughtful decision making can take place. Every community and school is different. Mine is no exception. Unfortunately it seems that the bill before us would take away local control and the opportunity for things to occur in the future as it shifts that authority to the State. I've heard from countless individuals on both sides of this issue, as I'm sure many of you have. What you haven't experienced is the damage and decisiveness this controversy has caused in my community. While I know that in time our community will heal, I respectfully ask that you let us do so without Augusta's involvement. In closing, I'd like to share an excerpt from the Department of Education's testimony. It stated: 'The Department recognizes the authority of local school boards to develop policies and procedures that reflect community sentiment and, thus, we stop short of suggesting a state-wide ban.' Just as DOE pointed it out, it seems clear to me that supporting this ban would take away that authority. Please let communities and school boards - and just so you know the citizens of the district have come forward and asked for a people's referendum on this and the school board voted no. The school board has stuck to their points and, for those that feel this legislation is important, the school board has done the right thing, moving things forward in it's time for us to heal without Augusta's involvement and I'd ask all of you to follow my light. Thank you, Mr. President.

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

Senator **CARSON:** Thank you, Mr. President. Ladies and gentlemen of the Senate, it had not been my intention to rise and speak to this issue today but an e-mail came in last night about 10 o'clock from a woman named Jennifer Dorman who has a master's in education, has taught for 26 years in Skowhegan schools, and was Maine's 2015 Teacher of the Year. I don't get to my e-mail as often as I should but I wanted to share this with all of you for perspective from a Teacher of the Year who has taught for more than a quarter of a century in Skowhegan. I quote: 'I don't need to explain the divisiveness of the debate over our mascot. I don't need to explain the divisiveness the debate over our mascot has caused. I've been witness to it for the past four years. Recently I allowed students to choose the argument for and against the retirement of the Indian mascot for an argument essay. You will not be surprised that opinions were split down the

middle with half of the class against retiring the Indian mascot and half of the class in favor of retiring the mascot. I was not surprised either. However a surprise arrived in my classroom a few weeks later when one student asked if we could brainstorm possible new mascot names. This same student had argued against retirement of our mascot. When I asked him about his change of heart he said, 'I think we need a mascot that we can all stand behind and one that we can stop fighting over.' Continuing with Ms. Dorman's letter: 'I shared his brief story because it points out an aspect of this argument that has been missing as we discuss the use of Native American mascots. Some see it as a civil rights issue and some do not because L.D. 944 does not mention other races or minority groups. Regardless, I have not heard many people for or against the bill voice the fact that this is also an educational,' and she italicized educational, 'issue. It is about our students and not about local opinion. Public schools have the great responsibility to teach students empathy, critical thinking, tolerance, and citizenship. Schools are society's frontline agents for equity. When State policy cannot support the necessary foundation for equitable education, and instead places educational decisions about equity in the hands of local voices, schools, teachers, and students are in danger of falling prey to the loudest voices in town, even if those voices don't have the best interest of students and their education in mind.' She concludes: 'Skowhegan schools need your help. We need you to help us send the message that educational institutions won't support inequitable practices in our schools.' She closes: 'Please vote in favor of L.D. 944.' Thank you, Mr. President.

THE PRESIDENT: The Chair recognizes the Senator from Androscoggin, Senator Libby.

Senator **LIBBY:** Thank you, Mr. President. Men and women of the Senate, I rise in support of the pending motion as a 2003 graduate of Skowhegan Area High School. Men and women of the Senate, we have four tribes that are represented here in Maine and a fifth tribe does not exist in the state of Maine anymore, and that's the Norridgewock Band of Abenaki Indians. Norridgewock and Skowhegan are two communities that exist on the Kennebec River and for 10,000 years a fairly large tribe had lived on the Kennebec until 1724 when, in the middle of a spat between English settlers and French missionaries, the hundreds of Norridgewock Indians were brutally massacred and don't exist anymore today. I hear from proponents of keeping the Indian mascot that the mascot serves to honor Maine's Native people but I know that many of the folks that are supporting preservation of the mascot have no idea of the slaughter that occurred in Norridgewock and Skowhegan just a few hundred years ago. I'd like to read to you just a little bit of that history. The raid was undertaken to check Abenaki power in the region and to limit Catholic proselytizing among the Abenaki, and thereby the perceived French influence, and to allow for the expansion of New England English settlements into Abenaki territory. Other motivations for this raid in 1724 on the Norridgewock Indians included a 100 pound scalp bounty placed on Catholic missionaries' heads and each one of the Native Americans who were living there. Casualties, depending on the sources consulted, vary, but by most accounts 80 Abenaki were killed in Norridgewock. Both English and French accounts agree that the raid was a surprise nighttime attack on a civilian target and they both also report that many of the dead were unarmed when they were killed and those massacred included many women and

children. As a result of the raid, New Englanders flooded into the lower Kennebec region, establishing settlements there in the wake of the war and that's part of why we do not have Norridgewock Indian representatives in the Maine House of Representatives.

I think if we are to honor Maine's Indigenous people we could start by celebrating Indigenous People's Day at the next opportunity. I think we could join some of Maine's survivors from that attack in celebrating and honoring those who passed. We could join in celebrating and honoring those who were killed in that attack by visiting the site in Norridgewock for a celebration on the 22nd of August. I think if we wanted to honor Maine's Indigenous people we would be voting in favor of this bill, to finally put this issue to rest. So I would ask you to please consider these remarks and vote in favor of the pending motion. Thank you, Mr. President.

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

Senator **BELLOWS:** Thank you, Mr. President. Honorable members of the Maine Senate, I rise to read the statement of Penobscot Nation Tribal Ambassador, Maulian Dana, and I quote from Ambassador Dana: 'I want to express my gratitude for giving time for a voice that represents not only my Nation but also a two decade long activism career that began when I was a teenager. I have a longstanding history with Indian mascots in Maine and have traveled the state speaking in schools and municipal groups to advocate and educate on the harm they cause through their promotion and perpetuation of outdated stereotypes and the silencing of actual Indigenous People. Indian mascots are denounced by various professional associations, including the American Psychological Association, because of the harm they cause for not just Indigenous students but all students. Also the National Congress of American Indians, which has a membership of over 500 Tribal Nations, has called for the end of their usage and conducted an in-depth study that found Indian mascots use a factor in high rates of hate crimes against American Indians and contributes to the overall oppression of our people and intergenerational trauma. Indian mascots reduce our race to a caricature. They marginalize our existence and history. They are a theft of our cultural identity. They dehumanize us and they promote tension between racial groups because when people see you as an object or something they can appropriate they're not seeing you as a human worthy of equality and respect. At 15 years old I saw the Skowhegan Indians basketball team take the floor in a tournament game and when the cheerleaders, players, and fans took part in wearing fake headdresses, fake war paint, and began doing mocking dances and chants I was sparked to make change in the world, to bring honor to these sacred cultural items and traditions that I was raised to revere and protect.

Every public school in Maine has made the decision to retire these harmful mascots. However making this move a State level is critically important in assuring that none of them are reinstated. Some may say that this is a local control issue but this is actually a civil rights issue and that supersedes local control. Your Indigenous constituents of Maine matter and our rights for fairness and equality matter. We are seeing a new dawn in Tribal/State relations and this sends a clear message of respect, honor, truth, and reconciliation. We are people. We do not want to be sports team mascots. There is no honor in forcing a group of people to go on with your assumption of their identity and

mockery of their existence. While you may find some Tribal citizens that either don't care about mascots or approve of them, I would gently remind you that in the last case of mascot removal at Skowhegan all the Wabanaki Nations of Maine united in our request that they remove their Indian mascot. We made this request based not only on our personal feelings but also because of the research and factual evidence that proves the Indian mascots cause harm. We stand strong in this request and we ask this Body to pass this landmark legislation that would make Maine a leader in civil rights for Indigenous People. As a mother of two daughters that will be in high school, I work for these rights for them to attend schools and extracurricular activities where they're not discriminated against or have to see their sacred traditions stolen and degraded like I had seen so long ago. Identity is part of the roots we grow from and we can water these roots in a healthy way and make our whole state stronger for it. Thank you very much for considering this legislation. I hope you hear my voice in these words and see me as a person not a mascot.'

Those were the words of Penobscot Nation Tribal Ambassador Maulian Dana. I just want to add my husband was born in Skowhegan. He's a 1994 graduate of Skowhegan High School and he also provided a long statement, which I won't read in its entirety, but he did say: 'Growing up in Skowhegan we claim the legacy of Margaret Chase Smith as our own, knowing at some point in life, even when it's not easy, especially when it's not easy, we must all take a stand to do what's right.' Thank you.

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 (#70)

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

NAYS: Senators: BLACK, CYRWAY, DAVIS, FARRIN, FOLEY, GUERIN, HAMPER, KEIM, POULIOT, TIMBERLAKE

EXCUSED: Senators: DESCHAMBAULT, MIRAMANT

23 Senators having voted in the affirmative and 10 Senators having voted in the negative, with 2 Senators being excused, the motion by motion by Senator **MILLETT** of Cumberland to **ACCEPT** the Majority **OUGHT TO PASS AS AMENDED** Report, in concurrence, **PREVAILED**.

Bill **READ ONCE**.

Committee Amendment "A" (H-122) **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.

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

PAPERS FROM THE HOUSE

House Papers

Bill "An Act To Promote Equitable and Responsible Broadband Investment"

H.P. 1187 L.D. 1651

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

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

Off Record Remarks

Bill "An Act To Improve and Modernize Home-based Care"
H.P. 1191 L.D. 1655

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 Strengthen Consumer Protections in Health Care"
H.P. 1186 L.D. 1650

Bill "An Act To Require Certain Health Care Providers To Provide Patients Detailed Information on the Risks Associated with the Use of Opioid Medications and Schedule II Drugs"
H.P. 1192 L.D. 1666

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.

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

Resolve, Establishing the Conference To Address and Improve Relations between Maine Indian Tribes and the Legislature
H.P. 1189 L.D. 1653

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

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

REPORTS OF COMMITTEES

House

Pursuant to Joint Order

The Committee on **ENVIRONMENT AND NATURAL RESOURCES** on Bill "An Act To Implement Recommendations of the Department of Environmental Protection Regarding the State's Product Stewardship Program Framework Laws"
H.P. 1185 L.D. 1649

Reported that the same be **REFERRED** to the Committee on **ENVIRONMENT AND NATURAL RESOURCES**, pursuant to Joint Order, H.P. 883.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **REFERRED** to the Committee on **ENVIRONMENT AND NATURAL RESOURCES**.

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

Bill and accompanying papers **REFERRED** to the Committee on **ENVIRONMENT AND NATURAL RESOURCES**, in concurrence.

Bill "An Act To Create Veteran-friendly Workplaces"
H.P. 1190 L.D. 1654

Comes 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 Increase Salaries for Elected State Officials and To Amend the Laws Governing the State Compensation Commission"

H.P. 1193 L.D. 1667

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

Pursuant to Joint Order

The Committee on **ENVIRONMENT AND NATURAL RESOURCES** on Bill "An Act To Implement Recommendations of the Department of Environmental Protection Regarding the State's Mercury-added Lamp Law"
H.P. 1194 L.D. 1668

Reported that the same be **REFERRED** to the Committee on **ENVIRONMENT AND NATURAL RESOURCES**, pursuant to Joint Order, H.P. 883.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **REFERRED** to the Committee on **ENVIRONMENT AND NATURAL RESOURCES**.

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

Bill and accompanying papers **REFERRED** to the Committee on **ENVIRONMENT AND NATURAL RESOURCES**, in concurrence.

Bill "An Act To Make Technical Changes to the Taxation of Marijuana" (EMERGENCY)

H.P. 1188 L.D. 1652

Comes 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.

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

Change of Committee

The Committee on **LABOR AND HOUSING** on 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

Reported that the same be **REFERRED** to the Committee on **HEALTH AND HUMAN SERVICES**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **REFERRED** to the Committee on **HEALTH AND HUMAN SERVICES**.

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

REFERRED to the Committee on **HEALTH AND HUMAN SERVICES**, in concurrence.

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

PAPERS FROM THE HOUSE

Joint Resolution

The following Joint Resolution:

H.P. 1195

JOINT RESOLUTION RECOGNIZING APRIL 2019 AS SARCOIDOSIS AWARENESS MONTH

WHEREAS, sarcoidosis is a potentially debilitating and deadly multiorgan inflammatory disease that is estimated to affect 200,000 people in the United States; and

WHEREAS, the signs and symptoms of sarcoidosis vary widely depending on the person and organs affected and can include debilitating fatigue; shortness of breath; difficulties with balance and coordination; irregular heartbeat; visual problems, including blindness; pain affecting joints and muscles; weakness or numbness of limbs; skin rash and discoloration; mood disorders such as depression and anxiety; organ failure; and sleep difficulties; and

WHEREAS, sarcoidosis can affect anyone but is most common among adults between the ages of 20 and 40, with a higher incidence among African Americans; and

WHEREAS, research suggests the cause of sarcoidosis is a combination of genetic and environmental factors, but the exact cause and progression of the disease is still unknown; and

WHEREAS, sarcoidosis is a diagnosis of exclusion as there is no objective test, biomarker, known cause or cure; and

WHEREAS, volunteers, researchers, caregivers and medical professionals are working to improve the quality of life and prognosis of persons living with sarcoidosis and their families; 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 April 2019 as Sarcoidosis Awareness Month.

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

The Joint Resolution was **READ**.

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

Senator **BELLOWS:** Thank you, Mr. President. Ladies and gentlemen of the Senate, I rise in support of this Joint Resolution recognizing April 2019 as Sarcoidosis Awareness Month. I think it's so incredibly important. The patients that we recognized in the room and their spouses and family members are here to help raise awareness about Sarcoidosis and unite a movement to help patients everywhere. Just for your information, it's an inflammatory disease that can occur in any demographic, regardless of age, gender or race, and it often strikes people with a wide array of mysterious symptoms in the prime of their lives, between 20 and 40 years of age, occurring when an individual's immune system goes into overdrive and develops granulomas, tiny clumps of inflammatory cells in one or more organs of their body causing potentially permanent damage. The cause of this disease is unknown and the progression can vary widely, 90% of patients have lung involvement and spontaneous remission can occur. Some greats who have died from this disease are Bernie Mac and football star Reggie White. I would just say that there are certain things that we can do, and this Resolution is incredibly important in raising awareness, but those patient ambassadors and their families urge us to support Medicaid and the Children's Health Insurance Program to support, at the federal level, funding for the NIH and FDA to support biosimilar and drug regulations and STEP therapy accepting drugs for secondary treatment opportunities, telemedicine expansion, increasing coverage to allow genetic sequencing for diagnosis, and stabilizing and strengthening the health insurance markets. So I just want to honor the patients and their families who are here today to help educate all of us about Sarcoidosis. It's an incredibly important act that we're taking today. Thank you.

THE PRESIDENT: The Chair recognizes the Senator from Penobscot, Senator Dill.

Senator **DILL**: Thank you, Mr. President. Ladies and gentlemen of the Senate, I, too, want to rise and just point out the seriousness of this disease and certainly want to thank the folks that have come here today to actually point out how big of a problem this is. It's probably a little known problem to most of us but, if you know someone that is suffering from it, it's a very serious affliction and I would ask, please, that the Senate Secretary read the Joint Resolution. Thank you.

At the request of Senator **DILL** of Penobscot, the Joint Resolution was **READ**.

THE PRESIDENT: The Chair recognizes the Senator from Penobscot, Senator Gratwick.

Senator **GRATWICK**: Thank you, Mr. President. Ladies and gentlemen, I rise in support of this as well. Simply, in my prior life as a rheumatologist I dealt with a great number of people with Sarcoidosis. Pulmonologist and rheumatologists, as well as virtually all other medical specialists, have to deal with this condition. Very perplexing. I would note, however, the objective test is, indeed, a biopsy. There are ways that one can treat this, but I think this is entirely appropriate. Thank you, Mr. President.

The Joint Resolution was **ADOPTED**, in concurrence.

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

Off Record Remarks

On motion by Senator **LIBBY** of Androscoggin, **ADJOURNED** until Thursday, May 2, 2019 at 10:00 in the morning.