

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
Wednesday
June 5, 2019

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

Prayer by Pastor Kathleen Decker-Szakas, Highland Avenue United Methodist Church in Gardiner.

PASTOR DECKER-SZAKAS: To be in the spirit of prayer with me, please. Holy One, we come to You on this morning to ask blessing on this day, on this day when we remember 75 years ago a D Day landing. We remember the sacrifice for freedom. We ask for Your help to live up to their legacy and honor their memory. We come to You, O God, on this morning in midst of graduation season. We ask for Your help to protect and promote the possibilities of the future for our next generations and we give You thanks for their energy and ideas. We come to You this day, O God, to ask Your blessing on these faithful civic servants. May the work of this chamber honor the past and broaden the opportunities of the future for all of Maine people and lands. In Your holy and sacred name we pray. Amen.

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

Reading of the Journal of Tuesday, June 4, 2019.

Off Record Remarks

PAPERS FROM THE HOUSE

Non-Concurrent Matter

JOINT RESOLUTION - Memorializing the President of the United States and the United States Congress to Lead a Global Effort to Prevent Nuclear War

S.P. 448

In Senate, April 2, 2019, on motion by Senator **GRATWICK** of Penobscot, **READ** and **ADOPTED**.

Comes from the House, Joint Resolution **INDEFINITELY POSTPONED** in **NON-CONCURRENCE**.

Senator **LIBBY** of Androscoggin moved the Senate **RECEDE** and **CONCUR**.

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

Senator **GRATWICK:** Thank you very much, Mr. President and colleagues here in the Senate. I wish to speak briefly on this before going on to Recede and Concur. This Joint Resolution memorializing the President of the United States and the United States Congress to lead a global effort to prevent nuclear war. We've seen this Resolution here several weeks ago in the Senate. It calls on our four Congressional representatives to support efforts in Washington to restrain the production and the use of nuclear weapons. It's back before us because it turns out that a letter with our individual signatures carries more weight in Washington than will a printed legislative Resolve. America is justifiably proud of its military and our military traditions. They are second to none. But real power does not lie in nuclear weapons and their threatened use. A nuclear exchange would destroy life as we know it for generations. We all know this but we don't like to recognize it. Real power lies in the judicious use of our conventional arms, our alliances, but most importantly, the stability of our institutions. A very small personal side note, this has been an issue that I've been concerned with since 1984 when there was a lot of bellicose talks starting in Washington about the possible use of nuclear weapons. I've been involved with this group called Physicians for Social Responsibility. Very interesting journey and the long and short is that there is no medical response at all. Zero. You cannot have a medical response to major nuclear exchange. This group, I got to go to Oslo, Norway for the Nobel Peace Prize, representing Maine, in 1984. Very exciting and very moving. Part of our responsibility here as leaders in our remarkable democracy is to share our wisdom and our values. This is exactly what makes us strong. On your desks here you have a letter which I hope you'll sign, give it to the pages, have them bring it over to me, and that will go off to our leaders in Washington. Thank you very much, Mr. President.

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

Senator **CYRWAY:** Thank you, Mr. President. Ladies and gentlemen of the Senate, I was very honored to listen to what the House had spoke on this bill. There are many military people that spoke up against this bill because they didn't realize how devastating this could be because it was saying how likely the President took as far as nuclear war and it's nothing of the sorts. So I believe that I was very honored to hear, on both sides of the aisle, of having military people stand up and say they didn't want their name on this. I would be the same way. Thank you, Mr. President.

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

COMMUNICATIONS

The Following Communication: S.C. 551

**STATE OF MAINE
ONE HUNDRED AND TWENTY-NINTH LEGISLATURE
COMMITTEE ON ENVIRONMENT AND NATURAL
RESOURCES**

June 4, 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 Environment and Natural Resources has had under consideration the nomination of Robert S. Duchesne of Old Town, for reappointment to the Board of Environmental Protection.

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	Chenette, J. of York, Foley, R. of York
	Representatives	10	Tucker, R. of Brunswick, Blume, L. of York, Campbell, D. of Orrington, Fay, J. of Raymond, Gramlich, L. of Old Orchard Beach, Hobbs, D. of Wells, Johansen, C. of Monticello, Lyford, P. of Eddington, Skolfield, T. of Weld, Zeigler, S. of Montville
NAYS		0	
ABSENT		1	Sen. Carson, B. of Cumberland

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 Robert S. Duchesne of Old Town, for reappointment to the Board of Environmental Protection be confirmed.

Signed,

S/Brownie Carson
Senate Chair

S/Ralph L. Tucker
House Chair

READ and ORDERED PLACED ON FILE.

The President laid before the Senate the following: "Shall the recommendation of the Committee on **ENVIRONMENT AND NATURAL RESOURCES** 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 (#191)

YEAS: Senators: None

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

No Senator having voted in the affirmative and 35 Senators having voted in the negative, 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 **Robert S. Duchesne** of Old Town for reappointment to the Board of Environmental Protection was **CONFIRMED**.

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

The Following Communication: S.C. 552

**STATE OF MAINE
ONE HUNDRED AND TWENTY-NINTH LEGISLATURE
COMMITTEE ON ENVIRONMENT AND NATURAL
RESOURCES**

June 4, 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 Environment and Natural Resources has had under consideration the nomination of Robert M. Sanford of Gorham, for appointment to the Board of Environmental Protection.

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	Chenette, J. of York, Foley, R. of York
	Representatives	10	Tucker, R. of Brunswick, Blume, L. of York, Campbell, D. of Orrington, Fay, J. of Raymond, Gramlich, L. of Old Orchard Beach, Hobbs, D. of Wells, Johansen, C. of Monticello, Lyford, P. of Eddington, Skolfield, T. of Weld, Zeigler, S. of Montville

NAYS	0
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ABSENT	1	Sen. Carson, B. of Cumberland
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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 Robert M. Sanford of Gorham, for appointment to the Board of Environmental Protection be confirmed.

Signed,

S/Brownie Carson
Senate Chair

S/Ralph L. Tucker
House Chair

READ and ORDERED PLACED ON FILE.

The President laid before the Senate the following: "Shall the recommendation of the Committee on **ENVIRONMENT AND NATURAL RESOURCES** 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 (#192)

YEAS: Senators: None

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

No Senator having voted in the affirmative and 35 Senators having voted in the negative, 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 **Robert M. Sanford** of Gorham for appointment to the Board of Environmental Protection was **CONFIRMED**.

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

The Following Communication: S.C. 547

**STATE OF MAINE
ONE HUNDRED AND TWENTY-NINTH LEGISLATURE
COMMITTEE ON ENERGY, UTILITIES AND TECHNOLOGY**

May 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 Energy, Utilities and Technology has voted unanimously to report the following bill(s) out "Ought Not to Pass":

L.D. 1542 An Act To Allow a Municipality To Choose Its
Power Provider

L.D. 1742 An Act To Encourage Broadband Deployment
in Unserved Areas

This is notification of the Committee's action.

Sincerely,

S/Sen. Mark W. Lawrence
Senate Chair

S/Rep. Seth A. Berry
House Chair

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

The Following Communication: S.C. 548

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

May 30, 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. 876 Resolve, Directing the Department of Health and Human Services, Office of Substance Abuse and Mental Health Services To Build Peer Respite Program Capacity in Maine by Implementing at Least One Peer Respite Program

This is notification of the Committee's action.

Sincerely,

S/Sen. Geoff Gratwick S/Rep. Patty Hymanson
Senate Chair House Chair

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

The Following Communication: S.C. 549

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

May 30, 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 Judiciary has voted unanimously to report the following bill(s) out "Ought Not to Pass":

L.D. 536 An Act To Direct the Judicial Branch To Establish a Veterans Treatment Court

L.D. 690 An Act To Amend the Maine Uniform Probate Code Regarding Claims for Personal Injury (EMERGENCY)

L.D. 1388 Resolve, Directing the Attorney General To Pursue the State's Claim That It Holds Title to Maine's Intertidal Lands (EMERGENCY)

This is notification of the Committee's action.

Sincerely,

S/Sen. Michael E. Carpenter S/Rep. Donna Bailey
Senate Chair House Chair

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

The Following Communication: S.C. 550

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

May 31, 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 Labor and Housing has voted unanimously to report the following bill(s) out "Ought Not to Pass":

L.D. 580 An Act To Improve the Advocate Program Established by the Workers' Compensation Board

L.D. 601 An Act To Create Fairness by Reinstating the Cost-of-living Adjustment for Workers' Compensation Benefits

L.D. 758 An Act To Clarify Work Search Requirements for Workers' Compensation

L.D. 809 An Act To Expand and Clarify the Disqualification from Workers' Compensation Benefits of an Employee Who Is Injured While Under the Influence of Drugs or Alcohol

L.D. 883 An Act To Establish the Opt-in Maine Paid Family Leave Insurance Program

L.D. 947 An Act To Extend the Notice of Injury Period in the Maine Workers' Compensation Act of 1992

L.D. 1095 An Act Regarding Workers' Compensation Liens

L.D. 1204 An Act To Eliminate the Cap on Weekly Benefits in Workers' Compensation Cases

- L.D. 1239 An Act To Mandate Paid Maternity and Parental Leave
- L.D. 1253 An Act To Fairly Compensate for Fatal Accidents under the Maine Workers' Compensation Act of 1992
- L.D. 1385 An Act To Amend the Laws Governing Corrections Officers Who Suffer Certain Injuries, Impairments or Medical Conditions
- L.D. 1500 An Act To Improve Workers' Compensation Protection for Injured Workers Whose Employers Have Wrongfully Not Secured Workers' Compensation Insurance
- L.D. 1600 An Act To Support E-9-1-1 Dispatchers and Corrections Officers Diagnosed with Post-traumatic Stress Disorder
- L.D. 1625 An Act To Eliminate the Durational Cap on Partial Benefits under the Workers' Compensation Laws

Accompanying him is his mother, with whom I had the pleasure to work with for 13 years at the Family Medicine Residency at Central Maine Medical Center, and it's great to have both of them be up here at the same time to be able to recognize Shawn's accomplishments. Thank you, sir.

The Joint Order was **PASSED**.

Sent down for concurrence.

THE PRESIDENT: The Chair would like to recognize in the rear of the Chamber Shawn Rice, accompanied by his mother, Martha Rice. They are from the towns of Auburn and Leeds respectively. They are the guests today of the Senator from Androscoggin, Senator Claxton. Would they please rise and accept the greetings of the Maine Senate.

Caroline Dodd, of Morrill, who is retiring as an administrative assistant at Gladys A. Weymouth Elementary School, in Morrill, after 37 years of service. We extend our congratulations and best wishes;

SLS 636

Sponsored by Senator HERBIG of Waldo.

Cosponsored by Representative: ZEIGLER of Montville.

The Joint Order was **READ**.

THE PRESIDENT: The Chair recognizes the Senator from Waldo, Senator Herbig.

Senator **HERBIG:** Mr. President, women and men of the Senate, it is my privilege to welcome Kay Dodd and her family here to the Senate today. Kay, or Mrs. Dodd really by most people that know her, is retiring after serving 37 years as an Administrative Assistant at the Gladys A. Weymouth Elementary School in Morrill, a career she started in 1982. Since Mrs. Dodd has served for decades, she has welcomed generations of students and their parents. Bridgett Knight, a former student at the school who is now a parent, said that 'sending my kids to the school that I went to and having the same staff there, it just gave me an extra layer of comfort.' The Principal of Gladys Weymouth, Lori Smalls, said that staying in the same place for so many years is a testament to Mrs. Dodd's commitment to our community and to the school. 'She has that institutional knowledge that's so important for building bridges with families,' said Principal Smalls. 'She is very reassuring and comforting to families in transition. She's always caring, kind, compassionate, and organized. If a child or parent needs her, she'll make the time to meet their needs while still doing the administrative work she needs to get done. She's a wealth of knowledge. I'm sure I'll be reaching out to her and picking her brain next year.' Coworkers noted that neither Mrs. Dodd nor her colleague, Susan Olson, who is also retiring after more than 30 years of service, checked out before they retired. When a mindfulness workshop was held for faculty last summer, Mrs. Dodd and Mrs. Olson were the only two to attend. Maybe that's their secret. Kay, thank you so much for your service to our community, for making such a loving and positive impact on generations of families across Waldo County, including my own. On behalf of the Maine Legislature, it is my great honor to present

This is notification of the Committee's action.

Sincerely,

S/Sen. Shenna Bellows
Senate Chair

S/Rep. Mike A. Sylvester
House Chair

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

ORDERS

Joint Orders

Expressions of Legislative Sentiment recognizing:

Shawn Rice, of Auburn, a teacher at Edward Little High School, who has been named the 2019 Androscoggin County Teacher of the Year. We extend our congratulations and best wishes;
SLS 635

Sponsored by Senator CLAXTON of Androscoggin.
Cosponsored by Representatives: BICKFORD of Auburn, MELARAGNO of Auburn, SHEATS of Auburn.

The Joint Order was **READ**.

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

Senator **CLAXTON:** Thank you, Mr. President. I want to make sure that Shawn Rice gets some of the recognition he deserves for the amazing award of being the Androscoggin County Teacher of the Year for 2019. Shawn is a creative arts instructor and works with honor students to help them perfect their preferred medium. He's been recognized by his students and now by his colleagues and educators as being a remarkable teacher.

Kay Dodd with a Legislative Sentiment. Thank you for your service to families of Morrill and the people of Waldo County and the entire state of Maine. Congratulations.

The Joint Order was **PASSED**.

Sent down for concurrence.

THE PRESIDENT: The Chair would like to recognize in the rear of the Chamber Kay Dodd; her husband, Dave Dodd; and their two children, Barry and Kaylee. All of the town of Morrill. They are the guests today of the Senator from Waldo, Senator Herbig. Will they please rise and accept the greetings and congratulations of the Maine Senate.

REPORTS OF COMMITTEES

House

Ought to Pass Pursuant to Joint Order

The Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY** on Bill "An Act Regarding Prostitution"

H.P. 1305 L.D. 1834

Reported that the same **Ought to Pass**, pursuant to Joint Order, H.P. 1278.

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

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

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

Divided Report

The Majority of the Committee on **AGRICULTURE, CONSERVATION AND FORESTRY** on Bill "An Act To Change the Composition of the Maine Land Use Planning Commission"

H.P. 412 L.D. 568

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

Signed:

Senators:

DILL of Penobscot
BLACK of Franklin

Representatives:

HICKMAN of Winthrop
HALL of Wilton
KINNEY of Knox
KRYZAK of Acton
MAXMIN of Nobleboro
McCREA of Fort Fairfield

ROBERTS-LOVELL of South Berwick
SKOLFIELD of Weld

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

Signed:

Representatives:

O'NEIL of Saco
PLUECKER of Warren

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

Reports **READ**.

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

Divided Report

The Majority of the Committee on **AGRICULTURE, CONSERVATION AND FORESTRY** on RESOLUTION, Proposing an Amendment to the Constitution of Maine To Establish a Right to Food

H.P. 583 L.D. 795

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-430)**.

Signed:

Senators:

DILL of Penobscot
DIAMOND of Cumberland

Representatives:

HICKMAN of Winthrop
MAXMIN of Nobleboro
McCREA of Fort Fairfield
O'NEIL of Saco
PLUECKER of Warren
ROBERTS-LOVELL of South Berwick
SKOLFIELD of Weld

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

Signed:

Senator:

BLACK of Franklin

Representatives:

HALL of Wilton
KINNEY of Knox
KRYZAK of Acton

Comes from the House with the Majority **OUGHT TO PASS AS AMENDED** Report **READ** and **ACCEPTED** and the **RESOLUTION PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-430)**.

Reports **READ**.

Senator **DILL** of Penobscot moved the Senate **ACCEPT** the Majority **OUGHT TO PASS** Report, in concurrence.

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

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#193)

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

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

21 Senators having voted in the affirmative and 14 Senators having voted in the negative, the motion by Senator **DILL** of Penobscot to **ACCEPT** the Majority **OUGHT TO PASS AS AMENDED** Report, in concurrence, **PREVAILED**.

Bill **READ ONCE**.

Committee Amendment "A" (H-430) **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 Support Maine Families by Providing for Transportation of Parents and Guardians of MaineCare Recipients under 18 Years of Age to Their Appointments"

H.P. 785 L.D. 1062

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

Signed:

Senators:

GRATWICK of Penobscot
CLAXTON of Androscoggin
MOORE of Washington

Representatives:

HYMANSON of York
CRAVEN of Lewiston
GRIFFIN of Levant
JAVNER of Chester
MEYER of Eliot
O'CONNOR of Berwick
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 To Pass as Amended by Committee Amendment "A" (H-428)**.

Signed:

Representative:

MADIGAN of Waterville

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

Reports **READ**.

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

Senate

Ought to Pass

Senator MIRAMANT for the Committee on **MARINE RESOURCES** on Bill "An Act To Transfer Responsibility for Licensing of Land-based Aquaculture from the Department of Agriculture, Conservation and Forestry to the Department of Marine Resources" (EMERGENCY)

S.P. 595 L.D. 1763

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 BELLOWS for the Committee on **LABOR AND HOUSING** on Bill "An Act To Expand the 1998 Special Retirement Plan To Include Civilian Employees Who Work for the Department of Public Safety Crime Lab and Computer Crimes Unit"

S.P. 423 L.D. 1355

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-201)**.

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

Bill **READ ONCE**.

Committee Amendment "A" (S-201) **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 To Protect Schoolchildren by Increasing the Penalty for Unlawful Passing of a School Bus"

S.P. 53 L.D. 166

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-207)**.

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

Bill **READ ONCE**.

Committee Amendment "A" (S-207) **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 To Improve Highway Maintenance Safety"

S.P. 490 L.D. 1555

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-206)**.

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

Bill **READ ONCE**.

Committee Amendment "A" (S-206) **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.

Divided Report

The Majority of the Committee on **LABOR AND HOUSING** on Bill "An Act Regarding the Determination of the Prevailing Wage Rate for Public Works Projects"

S.P. 430 L.D. 1386

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-204)**.

Signed:

Senator:

BELLOWS of Kennebec

Representatives:

SYLVESTER of Portland
CARNEY of Cape Elizabeth
CUDDY of Winterport
DOORE of Augusta
PEOPLES of Westbrook
RYKERSON of Kittery

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

Signed:

Senator:

GUERIN of Penobscot

Representatives:

AUSTIN of Gray
BRADSTREET of Vassalboro
LOCKMAN of Bradley
MORRIS of Turner

Reports **READ**.

Senator **BELLOWS** of Kennebec moved the Senate **ACCEPT** the Majority **OUGHT TO PASS AS AMENDED** Report.

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

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#194)

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

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

21 Senators having voted in the affirmative and 14 Senators having voted in the negative, the motion by Senator **BELLOWS** of Kennebec to **ACCEPT** the Majority **OUGHT TO PASS AS AMENDED** Report **PREVAILED**.

Bill **READ ONCE**.

Committee Amendment "A" (S-204) **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 **LABOR AND HOUSING** on Bill "An Act To Prevent Wage Theft and Promote Employer Accountability"

S.P. 473 L.D. 1524

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-203)**.

Signed:

Senators:
BELLOWS of Kennebec
LAWRENCE of York

Representatives:
SYLVESTER of Portland
CARNEY of Cape Elizabeth
CUDDY of Winterport
DOORE of Augusta
PEOPLES of Westbrook

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

Signed:

Senator:
GUERIN of Penobscot

Representatives:

AUSTIN of Gray
BRADSTREET of Vassalboro
LOCKMAN of Bradley
MORRIS of Turner

Reports **READ**.

Senator **BELLOWS** of Kennebec moved the Senate **ACCEPT** the Majority **OUGHT TO PASS AS AMENDED** Report.

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

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#195)

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

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

21 Senators having voted in the affirmative and 14 Senators having voted in the negative, the motion by Senator **BELLOWS** of Kennebec to **ACCEPT** the Majority **OUGHT TO PASS AS AMENDED** Report **PREVAILED**.

Bill **READ ONCE**.

Committee Amendment "A" (S-203) **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 **LABOR AND HOUSING** on Bill "An Act To Protect State Employees When Their Contracts Have Expired"

S.P. 483 L.D. 1546

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-202)**.

Signed:

Senators:

BELLOWS of Kennebec
LAWRENCE of York

Representatives:

SYLVESTER of Portland
CARNEY of Cape Elizabeth
CUDDY of Winterport
DOORE of Augusta
RYKERSON of Kittery

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

Signed:

Senator:

GUERIN of Penobscot

Representatives:

AUSTIN of Gray
BRADSTREET of Vassalboro
MORRIS of Turner

Reports **READ**.

Senator **BELLOWS** of Kennebec moved the Senate **ACCEPT** the Majority **OUGHT TO PASS AS AMENDED** Report.

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

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#196)

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

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

21 Senators having voted in the affirmative and 14 Senators having voted in the negative, the motion by Senator **BELLOWS** of Kennebec to **ACCEPT** the Majority **OUGHT TO PASS AS AMENDED** Report **PREVAILED**.

Bill **READ ONCE**.

Committee Amendment "A" (S-202) **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 **LABOR AND HOUSING** on Bill "An Act To Exclude Collectively Bargained Salary and Job Promotion Increases from the Earnable Compensation Limitation for Retirement Purposes"

S.P. 517 L.D. 1620

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-199)**.

Signed:

Senator:

BELLOWS of Kennebec

Representatives:

SYLVESTER of Portland
CARNEY of Cape Elizabeth
CUDDY of Winterport
DOORE of Augusta
PEOPLES of Westbrook
RYKERSON of Kittery

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

Signed:

Senator:

GUERIN of Penobscot

Representatives:

AUSTIN of Gray
BRADSTREET of Vassalboro
LOCKMAN of Bradley
MORRIS of Turner

Reports **READ**.

Senator **BELLOWS** of Kennebec moved the Senate **ACCEPT** the Majority **OUGHT TO PASS AS AMENDED** Report.

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

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#197)

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

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

23 Senators having voted in the affirmative and 12 Senators having voted in the negative, the motion by Senator **BELLOWS** of Kennebec to **ACCEPT** the Majority **OUGHT TO PASS AS AMENDED** Report **PREVAILED**.

Bill **READ ONCE**.

Committee Amendment "A" (S-199) **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 **LABOR AND HOUSING** on Bill "An Act To Clarify Prevailing Wage Rates on State Projects Using Federal Funds"

S.P. 535 L.D. 1658

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-200)**.

Signed:

Senator:
BELLOWS of Kennebec

Representatives:
SYLVESTER of Portland
CARNEY of Cape Elizabeth
CUDDY of Winterport
DOORE of Augusta
PEOPLES of Westbrook
RYKERSON of Kittery

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

Signed:

Senator:
GUERIN of Penobscot

Representatives:

AUSTIN of Gray
BRADSTREET of Vassalboro
LOCKMAN of Bradley
MORRIS of Turner

Reports **READ**.

Senator **BELLOWS** of Kennebec moved the Senate **ACCEPT** the Majority **OUGHT TO PASS AS AMENDED** Report.

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

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#198)

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

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

21 Senators having voted in the affirmative and 14 Senators having voted in the negative, the motion by Senator **BELLOWS** of Kennebec to **ACCEPT** the Majority **OUGHT TO PASS AS AMENDED** Report **PREVAILED**.

Bill **READ ONCE**.

Committee Amendment "A" (S-200) **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:

Emergency Resolve

Resolve, To Require a Study of Greenhouse Gas Emissions Reductions from the Proposed Central Maine Power Company Transmission Corridor

S.P. 202 L.D. 640
(H "A" H-345 to C "A" S-82)

Comes From the House, **FAILED FINAL PASSAGE.**

This being an Emergency Measure and having received the affirmative vote of 26 Members of the Senate, with 9 Senators having voted in the negative, and 26 being more than two-thirds of the entire elected Membership of the Senate, was **FINALLY PASSED** and signed by the President, in **NON-CONCURRENCE.**

Sent down for concurrence.

Acts

An Act To Improve Attendance at Public Elementary Schools
S.P. 37 L.D. 150
(C "A" S-35)

An Act Concerning Spousal Support
S.P. 144 L.D. 479
(C "A" S-166)

An Act To Protect Tenants from Sexual Harassment
S.P. 329 L.D. 1097
(C "A" S-165)

An Act To Create Transportation Corridor Districts for the Purpose of Funding Transportation and Transit Services
S.P. 386 L.D. 1266

An Act To Ensure Funding for Certain Essential Functions of the University of Maine Cooperative Extension Pesticide Safety Education Program
S.P. 393 L.D. 1273
(C "A" S-149)

An Act To Reduce Youth Cancer Risk
H.P. 940 L.D. 1297
(C "A" H-293)

An Act To Provide for Consistency Regarding Persons Authorized To Conduct Examinations for Involuntary Hospitalization and Guardianship
S.P. 420 L.D. 1352

An Act To Amend the Laws Regarding Motor Vehicle Fees
S.P. 478 L.D. 1528
(C "A" S-164)

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

Senate at Ease.

The Senate was called to order by the President.

ORDERS OF THE DAY

Unfinished Business

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

The Chair laid before the Senate the following Tabled and Later Assigned (5/23/19) matter:

HOUSE REPORTS - from the Committee on **LABOR AND HOUSING** on Bill "An Act To Promote Keeping Workers in Maine"
H.P. 538 L.D. 733

Majority - **Ought to Pass as Amended by Committee Amendment "A" (H-280)** (8 members)

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

Tabled - May 23, 2019 by Senator **VITELLI** of Sagadahoc

Pending - **ADOPTION OF COMMITTEE AMENDMENT "A" (H-280)**, 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-280).**)

(In Senate, May 23, 2019, the Majority **OUGHT TO PASS AS AMENDED** Report **READ** and **ACCEPTED**. Committee Amendment "A" (H-280) **READ.**)

On motion by Senator **DIAMOND** of Cumberland, Senate Amendment "A" (S-208) to Committee Amendment "A" (H-280) **READ.**

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

Senator **DIAMOND:** Thank you, Mr. President. Ladies and gentlemen, this adjusts the threshold to the non-compete level, which the original bill had set at 300% of the federal poverty wage. When you look at that 300%, it translates to about \$30,000. So this would mean that people who are earning \$30,000 would come under the non-compete threshold. If you stop and think of that and what the non-compete is all about, and I've used the non-compete, it's really for upper management. It's not for front line workers. At this level, the way it is now without this amendment, this would hit people who are like CNAs, for example, people who do very baseline work, and that's never been the intension of a non-compete and I think to keep the integrity of the non-compete we need to raise that to the next

level, which is what this does. Non-compete, as we all know, is to protect confidential information. People who have access to company inside business, as it were, or confidential files, and it's to keep those files protected, and rightly so. But this goes way beyond what that is intended for, which is why I submitted this amendment. Thank you, Mr. President.

Senator **ROSEN** of Hancock requested and received leave of the Senate that members and staff be allowed to remove their jackets for the remainder of this Legislative Day.

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

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#199)

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

NAYS: Senators: None

35 Senators having voted in the affirmative and no Senators having voted in the negative, with 1 Senator being excused, the motion by Senator **DIAMOND** of Cumberland to **ADOPT** Senate Amendment "A" (S-208) to Committee Amendment "A" (H-280) **PREVAILED**.

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

Senator **TIMBERLAKE:** I think I'm at the right place this time, where I should have been last time, Mr. President. This is the adoption of the bill? I request a roll call. I want to make sure I get it right. I did it wrong last time.

THE PRESIDENT: The Chair would like to advise that this is adoption of the Committee Amendment with a new amendment on it.

Committee Amendment "A" (H-280) as Amended by Senate Amendment "A" (S-208) thereto, **ADOPTED**, in **NON-CONCURRENCE**.

Under suspension of the Rules, **READ A SECOND TIME**.

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 Kennebec, Senator Bellows.

Senator **BELLOWS:** Thank you, Mr. President. I was so pleased to see the bipartisanship that was shown to strengthen this bill and my good colleague from Cumberland, Senator Diamond, and I hope that that same bipartisanship would prevail in passage and engrossment of the motion before us. When I was graduating from high school, about this time in 1993, a family friend gave me a copy of Adam Smith's Wealth of Nations, which I read cover to cover before I went on to major in economics. It discusses the free market, that the free market should be governed by the laws of supply and demand, and I would suggest that that applies to workers as well. Non-competes are the agreements that workers are given on their first day of work, that they sign sometimes not realizing that they cannot then go to work for a competitor of that organization. What our committee learned was these non-competes were not being restricted, as was traditionally the practice, to CEOs or high level executives who might be in possession of proprietary information or trade secrets, but that these non-competes were being submitted to employees in sandwich shops like Jimmy Johns and Subway, that CNAs were being presented with these non-competes, harming workforce shortages and exacerbating workforce shortages already present in our state. There was someone selling beer in the Portland area who was presented with a non-compete and when he refused to sign it, because he didn't believe that being a clerk engaged in the sale of beer and liquor was entirely proprietary information, he had to leave his job and the sponsor of this bill told the tragic story of his daughter, a web developer, who was employed. She had a challenge with her employer. She was let go in the Bangor area. Because of the non-compete, she was not allowed to work in her chosen profession of web design anywhere in the state of Maine and had to leave the state. This is about retaining workers in our workforce here in our state. This is about the free market and the choice that people have to go from one business to another for employment, and this does nothing to harm the existence of non-disclosure, confidentiality agreements and trade secrets that exist in Title 10, that are protected in the law. So a business absolutely can place limits on their employees' disclosure of information but they shouldn't be able to tell these lower level employees, people who are being paid less than your top executives, that they can't work anywhere that they want to work in our state. Thank you.

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

Senator **GUERIN:** Thank you, Mr. President. Mr. President, ladies and gentlemen of the Senate, non-competes are private contracts. In this time of near full employment, employees have many choices and employers are limited in their choices and are offering the best packages they can to attract good employees. Employees can certainly choose not to sign a non-compete contract and be free from those restrictions. I believe there should be the availability of these contracts to protect businesses who have invested in their employees in training them and giving

them specific skills and the government should not be interfering with these private contracts.

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

Senator **CYRWAY:** Thank you, Mr. President. Ladies and gentlemen of the Senate, I just have a question. Would this effect, for example, law enforcement if they go to another place of employment, if they have gone to the academy, would they have to still buy out or not that cost? That would be a big factor here, if you're just saying it's non-competitive and they just can go and no consequence whatever. I think that could affect a lot.

THE PRESIDENT: The Senator from Kennebec, Senator Cyrway has posed a question through the Chair to anyone who can answer. The Chair recognizes the Senator from Kennebec, Senator Bellows.

Senator **BELLOWS:** Thank you, Mr. President. I rise simply to answer the question. Our committee did have a discussion about what would happen should an employer have provided and covered the cost of education and training for a particular worker. Could they, in a separate contract from a non-compete, require that the worker recoup or repay the cost of that training prior to leaving employment? The Department of Labor said absolutely. Nothing in this bill prohibits an employer who is providing specialized training or paying for specialized education from requiring that employee to repay those costs should they leave employment prior to a specified period of time.

THE PRESIDENT: The pending question before the Senate is Passage to be Engrossed as Amended by Committee Amendment "A" (H-280) as Amended by Senate Amendment "A" (S-208) thereto. Is the Senate ready for the question?

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#200)

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

NAYS: Senators: DOW, FARRIN, FOLEY, GUERIN, HAMPER, TIMBERLAKE

29 Senators having voted in the affirmative and 6 Senators having voted in the negative, was **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-280) AS AMENDED BY SENATE AMENDMENT "A" (S-208) thereto, in NON-CONCURRENCE.**

Sent down for concurrence.

The Chair laid before the Senate the following Tabled and Later Assigned (5/30/19) matter:

Bill "An Act To Limit the Influence of Lobbyists by Expanding the Prohibition on Accepting Political Contributions"
S.P. 18 L.D. 54

Tabled - May 30, 2019 by Senator **LIBBY** of Androscoggin

Pending - **FURTHER CONSIDERATION**

(In Senate, May 28, 2019, the Majority **OUGHT TO PASS AS AMENDED** Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-132) AS AMENDED BY SENATE AMENDMENT "A" (S-150)** thereto.)

(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" (S-132) in NON-CONCURRENCE.**)

Senator **CHENETTE** of York moved the Senate **RECEDE** from whereby the Bill was **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-132) AS AMENDED BY SENATE AMENDMENT "A" (S-150)** thereto.

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

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#201)

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

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

21 Senators having voted in the affirmative and 14 Senators having voted in the negative, the motion by Senator **CHENETTE** of York to **RECEDE** from whereby the Bill was **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-132) AS AMENDED BY SENATE AMENDMENT "A" (S-150)** thereto, **PREVAILED.**

On motion by Senator **CHENETTE** of York, the Senate **RECEDED** from whereby it **ADOPTED** Committee Amendment "A" (S-132) as Amended by Senate Amendment "A" (S-150) thereto.

On further motion by same Senator, the Senate **RECEDED** from whereby it **ADOPTED** Senate Amendment "A" (S-150) to Committee Amendment "A" (S-132).

On further motion by same Senator, Senate Amendment "A" (S-150) to Committee Amendment "A" (S-132) **INDEFINITELY POSTPONED**.

On further motion by same Senator, Senate Amendment "B" (S-196) to Committee Amendment "A" (S-132) **READ**.

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

Senator **CHENETTE:** Thank you, Mr. President. Men and women of the Senate, I rise as the sponsor of this bill and in support of the pending motion to highlight why this amendment is critically needed. As Chair of the Government Oversight Committee, co-Chair of the Democracy Reform Caucus, and as a member of the Senate Ethics Committee, issues pertaining to strengthening ethics, governmental accountability, reducing lobbyist's influence, and getting money out of politics are at the core of my legislative service and have been since I arrived here seven years ago. I want you all to imagine something that I've long thought as very possible within my lifetime. Imagine a state government, Mr. President, that operates with the best interests of Maine people, not one based on who writes the biggest check. Imagine a state government that isn't unduly influenced or hindered by special interest groups. Imagine a state government where industries cannot financially sway the very lawmakers in charge of regulating them. Imagine a state government where access to elected officials is not determined by payment at a swanky fundraiser. We don't have to just imagine it. We can make it happen here today with this vote. We have a momentous opportunity before us to address a topic that has long been the third rail under the State House dome, campaign finance and ethics reform. Currently, Maine has strict contribution limits for Legislative candidates but not so much when they actually win and enter office and the proliferation of political action committees, or PACs, have revealed rampant loopholes to our anti-corruption laws. PACs have no contribution limits, which means corporations, special interest groups, and lobbyists can literally spend unlimited amounts of money to garner access, influence, and potentially a vote in the Maine Legislature. In one year 400 entities hired 229 lobbyists and spent nearly \$5 million to lobby members of the Legislature. Now why are large, multi-national corporations and lobbying firms giving \$1,000, \$5,000, or even \$10,000 to a single lawmaker? Just so you know, it's not out of the charitable goodness of their hearts. There is an expectation of a return on that investment. Anthony Corrado of Colby College in the Brookings Institute says, 'Generally donors who give to leadership PACs are looking for access to legislative leaders. They're hoping to have their voices heard when their matters come before the legislators and, therefore, they tend to give on both sides of the aisle.' There is a big difference, Mr. President, between the \$10,000 contribution from outside interests and a well-regulated limited contribution of either \$400 or a \$5 Clean Elections qualifying check from one of our constituents. When lobbyists are able to donate such large amounts of money it raises the question: who will lawmakers feel most accountable to, a constituent or a big donor? What's even

worse is when corporations and lobbyists seek out legislators who serve on certain committees that directly impact their line of business. For example, it's been common practice for telecommunications and utilities companies to contribute thousands of dollars to members of the committee that regulates them. That means companies such as CMP and Spectrum are directly taking advantage of a system that allows them to try to influence policy outcomes. To most anyone, the layperson on the street, Mr. President, this would seem like an obvious conflict of interest, a violation of public trust, but it's completely legal under our broken laws.

When it comes to contributions from lobbyists, the only stipulation currently on the books is that lobbyists cannot give money to sitting lawmakers while we're in session, which is usually, as you know, January through April or June. But make no mistake, this in-session ban is no stopgap measure. The influence is still there, no matter what time of the year the contribution is made, which is normally right before session begins and right after it ends. There is a reason all of our inboxes get cluttered with fundraiser invitations right before the sound of the bell when session begins or right after sine die, when session is over. If it's deemed inappropriate for lobbyists to contribute to lawmakers while session is going on, it should be inappropriate before and after session and the rest of the year as well.

While it is clear there is a First Amendment right to lobby the Legislature and courts have also held up the right to make campaign contributions, it doesn't give free range and blank checks for lobbyists to use money to secure access and bolster their position with legislators. Courts have recognized that where there the recipient is a legislator the State is justified in regulating their contributions to protect public confidence. We specifically crafted language to allow free speech consideration for lobbyists. Lobbyists in your legislative districts would still be allowed to donate to their local candidates, just like you, and their PACs. They can exercise their free speech as a citizen while still tightening the rules in their employment as a lobbyist. In the case of gubernatorial candidates, this free speech consideration will essentially bar out-of-state lobbyists from contributing, and I've heard from many of you in this chamber about the need to tackle money pouring in from out-of-state in our elections. This starts to get at that issue. At least out-of-state lobbyist's money would be banned under this law.

On the flip side, Mr. President, we see legislators on both sides of the aisle target professional lobbyists for large campaign contributions, a practice that poses a serious threat to legislative impartiality. When speaking with lobbyists, off the record, they are yearning for the day where they, themselves, are not stuck in a vicious loop where they feel coerced into giving money. If they sponsor one fundraiser they're called immediately to sponsor another one. Hey, you wrote them a check, why not me? I've had at least a dozen lobbyists, Mr. President, approach me about supporting this bill. They want reform just as much as our constituents do.

This bill, and this subsequent amendment, is the solution on all fronts. It simply extends the in-session ban on accepting lobbyists' contributions to year-round, essentially all-out banning lobbyists' contributions for lawmakers and the Chief Executive, as well as candidates for those offices. This amendment and bill is backed by the Maine Citizens for Clean Elections, Maine League of Women Voters, the National Group, Citizens United, the Maine People's Alliance, the Maine Education Association, and many others. According to the National Conference of State

Legislators, five brave states, Mr. President, Alaska, Kentucky, South Carolina, Tennessee, and California, already ban lobbyists' contributions at any time. Those bans have already held up just fine in the courts and this is modeled after those successes. Maine should join them. This amendment, just so you know, removes party committees and ballot committee questions from the amendment to ensure we are zeroing in on the real issue, legislative PACs only, to make sure that there is not a giant loophole. If we want to really ban lobbyists' contributions let's not just talk about campaign committees. Let's also talk about legislative PACs so that it's a comprehensive reform. The system we have isn't working, Mr. President, for the average Mainer, not to mention for the lobbyists themselves. We need real reform and it starts here today. Lawmakers are supposed to be the people's lobbyists. We have a chance to make sure lawmakers are not pressured or unduly influenced by lobbyists and to make sure lobbyists aren't trapped into playing a game. This amendment is a long overdue course correction to champion honest to goodness public policy decision making, where money is taken out of the equations. Outside the State House, Mr. President, the public supports this 100%, Democrat, Republic, or in-between. They don't want a government of the lobbyists, by the corporations, and for the bottom line. So I'm asking you to restore trust and integrity back into our governmental institution and pass this bill and pass this amendment. Of all the things we do in this building, in your time as a lawmaker, what do you want to be remembered for? What do you want to look back at your time here and be proud of the work accomplished? Wouldn't it be great to say you were part of an effort to fundamentally change how we do business for decades to come, reforming the system to make it more ethical, transparent, and accountable? This is our moment for real leadership. This is our moment to set aside disagreements and come together to solve a problem that plagues modern day politics. Together we can pass comprehensive campaign finance reform that for many years has been unable to do so. Pay for play politics is coming to an end with this vote, Mr. President, and I urge you to support the pending motion.

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 Kennebec, Senator Cyrway.

Senator **CYRWAY:** Thank you, Mr. President. Ladies and gentlemen of the Senate, I sit in on Veterans and Legal Affairs and listened to Director Jonathan Wayne and he didn't feel that there was a real big issue with either Clean Elections or traditional, and I think that it's been working pretty well. On Clean Elections myself, as a candidate, and I think people have choices and I think that we should have it the way it is. I know it was quite a dynamic presentation. Jonathan Wayne wasn't quite as dynamic but he did explain that we do have laws that are pretty well covered. So, with that, I would be against this bill. Thank you.

The Chair noted the absence of the Senator from Washington, Senator **MOORE**, and further excused the same Senator from today's Roll Call votes.

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#202)

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

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

EXCUSED: Senator: MOORE

20 Senators having voted in the affirmative and 14 Senators having voted in the negative, with 1 Senator being excused, the motion by Senator **CHENETTE** of York to **ADOPT** Senate Amendment "B" (S-196) to Committee Amendment "A" (S-132) **PREVAILED**.

Committee Amendment "A" (S-132) as Amended by Senate Amendment "B" (S-196) thereto, **ADOPTED**.

PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-132) AS AMENDED BY SENATE AMENDMENT "B" (S-196) thereto, in NON-CONCURRENCE.

Ordered sent down forthwith for concurrence.

Off Record Remarks

The Chair laid before the Senate the following Tabled and Later Assigned (6/4/19) matter:

HOUSE REPORTS - from the Committee on **HEALTH AND HUMAN SERVICES** on Bill "An Act To Align Wages for Direct Care Workers for Persons with Intellectual Disabilities or Autism with the Minimum Wage"

H.P. 308 L.D. 399

Majority - **Ought Not to Pass** (9 members)

Minority - **Ought to Pass as Amended by Committee Amendment "A" (H-412)** (4 members)

Tabled - June 4, 2019 by Senator **GRATWICK** of Penobscot

Pending - **ACCEPTANCE OF EITHER REPORT**

(In House, the Minority **OUGHT TO PASS AS AMENDED** Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-412).**)

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

Bill **READ ONCE**.

Committee Amendment "A" (H-412) **READ** and **ADOPTED**, in concurrence.

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

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

REPORTS OF COMMITTEES

House

Ought to Pass

The Committee on **JUDICIARY** on Bill "An Act To Enact the Maine Uniform Directed Trust Act"

H.P. 1075 L.D. 1468

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

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

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

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

The Committee on **JUDICIARY** on Bill "An Act To Set Off Court Fines, Surcharges and Assessments against Lottery Winnings"
H.P. 1161 L.D. 1609

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

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

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

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

Ought to Pass As Amended

The Committee on **JUDICIARY** on Resolve, To Establish the Committee To Study and Develop Recommendations To Address Guardianship Challenges That Delay Patient Discharges from Hospitals

H.P. 890 L.D. 1229

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-452).**

Comes from the House with the Report **READ** and **ACCEPTED** and the Resolve **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-452).**

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

Resolve **READ ONCE**.

Committee Amendment "A" (H-452) **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 **JUDICIARY** on Bill "An Act To Implement the Recommendations of the Right To Know Advisory Committee Concerning Freedom of Access Training for Public Officials"

H.P. 1029 L.D. 1416

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-451).**

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-451).**

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

Bill **READ ONCE**.

Committee Amendment "A" (H-451) **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 **MARINE RESOURCES** on Bill "An Act To Create a Carrier License for Pelagic and Anadromous Fish"
H.P. 1231 L.D. 1729

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-457).**

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-457)**.

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

Bill **READ ONCE**.

Committee Amendment "A" (H-457) **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 **MARINE RESOURCES** on Bill "An Act Regarding the Tagging and Sale of Shellfish"
H.P. 1244 L.D. 1745

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-456)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-456)**.

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

Bill **READ ONCE**.

Committee Amendment "A" (H-456) **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 **TRANSPORTATION** on Bill "An Act To Amend the Traffic Movement Permit Process To Incorporate a Multimodal Approach to Infrastructure Planning"
H.P. 884 L.D. 1223

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-454)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-454)**.

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

Bill **READ ONCE**.

Committee Amendment "A" (H-454) **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 **TRANSPORTATION** on Bill "An Act To Increase Access to Transportation for Workforce and Other Essential Transportation Needs"

H.P. 919 L.D. 1258

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-453)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-453)**.

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

Bill **READ ONCE**.

Committee Amendment "A" (H-453) **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 **TRANSPORTATION** on Bill "An Act To Improve the Department of Corrections' Response to Emergency Situations by Including Vehicles Operated by Certain Department Employees in the Definition of Authorized Emergency Vehicles"
H.P. 1138 L.D. 1576

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-455)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-455)**.

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

Bill **READ ONCE**.

Committee Amendment "A" (H-455) **READ** and **ADOPTED**, in concurrence.

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

The President requested the Sergeant-At-Arms escort the Senator from Androscoggin, Senator **LIBBY**, to the rostrum where he assumed the duties as President Pro Tem.

The President retired from the Chamber.

The Senate was called to order by President Pro Tem **NATHAN L. LIBBY** of Androscoggin County.

Off Record Remarks

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

SENATE PAPERS

Bill "An Act To Authorize a General Fund Bond Issue for Infrastructure, Economic Development, Workforce Development and Energy and Environment Investment"

S.P. 621 L.D. 1836

Presented by Senator BREEN of Cumberland. (GOVERNOR'S BILL)

Cosponsored by Representative GATTINE of Westbrook.

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

Sent down for concurrence.

Bill "An Act To Authorize Early Payment of Anticipated Funds to the Loring Job Increment Financing Fund" (EMERGENCY)

S.P. 620 L.D. 1835

Presented by President JACKSON of Aroostook. (GOVERNOR'S BILL)

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

Sent down for concurrence.

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

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

ENACTORS

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

Acts

An Act Regarding the Process for Obtaining Prior Authorization for Health Insurance Purposes

S.P. 218 L.D. 705
(C "A" S-175)

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

S.P. 379 L.D. 1217
(C "A" S-167)

An Act To Allow Funds from the Federal E-Rate Program To Be Applied to Maine Preschool Programs

S.P. 382 L.D. 1262
(C "A" S-173)

An Act To Prevent Medicaid Payment from a Savings Account Established under the Federal ABLE Act of 2014

S.P. 526 L.D. 1637
(C "A" S-179)

An Act To Exempt Auctioneers from Certain Record-keeping Requirements

S.P. 530 L.D. 1640

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
(C "A" S-188)

An Act To Authorize Common Consumption Area Licenses for the Consumption of Alcoholic Beverages within Designated Entertainment Districts

S.P. 551 L.D. 1680
(C "A" S-184)

An Act To Create a Postsecondary Educational Institution Sampling License

S.P. 576 L.D. 1734
(C "A" S-185)

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

An Act To Fully Fund and Restore State-Municipal Revenue Sharing

H.P. 156 L.D. 193
(C "A" H-260; S "A" S-174)

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

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

S.P. 326 L.D. 1094
(C "A" S-180)

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

An Act To Increase the Availability of Foster Homes
S.P. 475 L.D. 1526
(C "A" S-178)

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

An Act To Address the Opioid Crisis through Evidence-based Public Health Policy

S.P. 554 L.D. 1689
(C "A" S-177)

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

Resolve

Resolve, To Examine Issues Relating to the School Transportation Workforce

S.P. 531 L.D. 1641
(C "A" S-172)

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

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

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

REPORTS OF COMMITTEES

House

Ought to Pass As Amended

The Committee on **EDUCATION AND CULTURAL AFFAIRS** on Bill "An Act To Allow the Dissolution of Regional School Units Composed of a Single Municipality"

H.P. 1151 L.D. 1592

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-474)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-474)**.

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

Bill **READ ONCE**.

Committee Amendment "A" (H-474) **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 **ENVIRONMENT AND NATURAL RESOURCES** on Bill "An Act To Implement Recommendations of the Department of Environmental Protection Regarding the State's Container Redemption Laws"

H.P. 1171 L.D. 1628

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-461)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-461)**.

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

Bill **READ ONCE**.

Committee Amendment "A" (H-461) **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 **ENVIRONMENT AND NATURAL RESOURCES** on Bill "An Act To Reclassify Certain Waters of the State"

H.P. 1242 L.D. 1743

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-462)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-462)**.

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

Bill **READ ONCE**.

Committee Amendment "A" (H-462) **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 Improve Access to Bariatric Care
H.P. 140 L.D. 177

Reported that the same **Ought to Pass as Amended by
Committee Amendment "A" (H-472).**

Comes from the House with the Report **READ** and **ACCEPTED**
and the Resolve **PASSED TO BE ENGROSSED AS AMENDED
BY COMMITTEE AMENDMENT "A" (H-472).**

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

Resolve **READ ONCE.**

Committee Amendment "A" (H-472) **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 Improve Access to Neurobehavioral Services
H.P. 317 L.D. 408

Reported that the same **Ought to Pass as Amended by
Committee Amendment "B" (H-471).**

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

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

Resolve **READ ONCE.**

Committee Amendment "B" (H-471) **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 Respond to Federal Changes to Social Programs"
H.P. 654 L.D. 880

Reported that the same **Ought to Pass as Amended by
Committee Amendment "A" (H-470).**

Comes from the House with the Report **READ** and **ACCEPTED**
and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY
COMMITTEE AMENDMENT "A" (H-470).**

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

Bill **READ ONCE.**

Committee Amendment "A" (H-470) **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 Regarding Persons Who Are Found Not Criminally
Responsible and Are Sent out of State for Treatment"
H.P. 1105 L.D. 1512

Reported that the same **Ought to Pass as Amended by
Committee Amendment "A" (H-469).**

Comes from the House with the Report **READ** and **ACCEPTED**
and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY
COMMITTEE AMENDMENT "A" (H-469).**

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

Bill **READ ONCE.**

Committee Amendment "A" (H-469) **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.

Senate at Ease.

The Senate was called to order by President Pro Tem Libby.

Off Record Remarks

On motion by Senator **BELLOWS** of Kennebec, **ADJOURNED**
until Thursday, June 6, 2019 at 10:00 in the morning in memory of
and lasting tribute to all those who served and fought and passed
away at the D-Day Battles.