

# 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  
Monday  
June 10, 2019

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

Prayer by Pastor Dustin Ward, Penney Memorial United Baptist Church in Augusta.

**PASTOR WARD:** Well, good morning. Let's bow our heads and our hearts as we go before the Father today. O Great and Mighty God, our God, how great You are. We thank You, Father, for all that You provide, for all of who You are, the love that You have shown us. Father, we thank You so much for this beautiful state of Maine. Whether we've grown up here all our lives or maybe we've been drawn here because of work or leisure or both, Father, each one of us is called here and oh what a place to be. So this morning we pray for the members of this Senate who carry the weight of the state on their shoulders. Father, they have a desire to achieve the best for the people who reside and visit here. So we pray for them today and for each day moving forward as they make difficult decisions on their work. I pray that You give them confidence, courage, and endurance as they move forward. Help them stand for the constituents that they represent. Father, grant them peace in those difficult conversations that they may have. Father, we ask that You help them find joy as well in their daily work, the work that You have called them to. Father, show them wisdom which can only be revealed through Your true wisdom. Show them grace which is revealed through Your authentic grace. Father, reveal Your love which is shown to all of us in the work of Your son, Jesus Christ. Father, we pray for this session today and for the many that come after it. We pray Your guiding hand for all of us providentially and, after all is said and done here, may we always turn back to You and give You glory and You honor and You praise. May You be exalted in this place, in this hour, with these members, Father, those who not only You have created but have placed here for a purpose. So we commit all of this to You this morning. We go in confidence as Your sovereign hand will be over it all. We ask this in Your blessed name. Amen.

Pledge of Allegiance led by Senator Michael E. Carpenter of Aroostook County.

Reading of the Journal of Friday, June 7, 2019.

Doctor of the day, Laura Caron, M.D. of Augusta.

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Off Record Remarks

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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.

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PAPERS FROM THE HOUSE

**Non-Concurrent Matter**

Resolve, Directing the Department of Education To Direct a Study of the Regional Adjustment for School Administrative Units (Emergency)

H.P. 233 L.D. 309  
(C "A" H-393)

In Senate, June 6, 2019, **FAILED FINAL PASSAGE** in **NON-CONCURRENCE**.

Comes from the House, that Body having **INSISTED** on its former action whereby **FINALLY PASSED**.

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

(See action later today.)

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**Non-Concurrent Matter**

Bill "An Act To Require Education about the Holocaust"  
S.P. 310 L.D. 1050

In Senate, May 28, 2019, the Majority **OUGHT TO PASS AS AMENDED BY COMMITTEE AMENDMENT "A" (S-147)** Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-147)**.

Comes from the House, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-147) AS AMENDED BY HOUSE AMENDMENT "B" (H-520)** thereto in **NON-CONCURRENCE**.

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

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**Joint Order**

The following Joint Order:

H.P. 1307

WHEREAS, the ancestors of the members of the federally recognized tribes located in what is now the State of Maine inhabited these lands since time immemorial; and

WHEREAS, the tribal nations entered into the first treaty with the United States of America in July 1776 following its Declaration of Independence; and

WHEREAS, the United States adopted its Constitution in 1787 and the people of the State of Maine adopted their Constitution in 1819; and

WHEREAS, Indian tribes and their members have a legal political status recognized by the United States Constitution, including in Article I, Section 8, and by the Constitution of Maine, including in Article X, Section 5, and pursuant to various treaties entered into by the tribal nations and what is now the State of Maine; and

WHEREAS, in 1972, the Passamaquoddy Tribe initiated a claim against the United States government alleging that the transfer of a significant amount of tribal lands to the Commonwealth of Massachusetts, including the District of Maine, was legally invalid because such transfers were not approved by the United States government, as required by the federal Non-Intercourse Act; and

WHEREAS, in 1975, the U.S. Court of Appeals for the First Circuit in Joint Tribal Council of the Passamaquoddy Tribe v. Morton affirmed that a trust relationship, similar to that between the United States and other tribes, exists between the Maine tribal nations and the United States that would require the approval by the Federal Government of such land transfers and that the claims of the tribal nations could proceed; and

WHEREAS, the other Maine tribal nations alleged similar claims; and

WHEREAS, recognizing that protracted litigation would result in substantial economic and social hardship for large numbers of landowners, citizens and communities within the State, the tribal nations decided it was more prudent to negotiate a settlement of the land claims and other claims rather than continue litigation; and

WHEREAS, the tribal nations and Executive Branch of the United States negotiated terms of settlement that were encompassed in the February 10, 1978 Memorandum of Understanding; and

WHEREAS, the tribal nations were asked by the Maine Congressional Delegation to negotiate terms related to jurisdictional matters as a part of an overall settlement; and

WHEREAS, negotiations between the tribal nations and the State led to the passage of An Act To Implement the Maine Indian Claims Settlement in April, 1980 by the Maine Legislature, but the Act was not effective until the United States Congress in October, 1980 enacted the Maine Indian Claims Settlement Act of 1980, Public Law 96-420; and

WHEREAS, An Act To Implement the Maine Indian Claims Settlement was passed into law in 1980 and the Micmac Settlement Act was passed into law in 1989; and

WHEREAS, the tribal nations and the State have engaged in significant litigation over many issues in the intervening years; and

WHEREAS, differing interpretations of the Acts have caused disagreements between the State and the tribal nations and have negatively affected the Wabanaki communities and hindered their ability to exercise tribal sovereignty for the benefit of their people; and

WHEREAS, the relationship between the tribal nations and the State would benefit from a reduction in litigation; and

WHEREAS, the tribal nations and the State desire that all of Maine's citizenry prospers, now, therefore, be it

ORDERED, the Senate concurring, that, notwithstanding Joint Rule 353, the Task Force on Changes to the Maine Indian Claims Settlement Implementing Act, referred to in this order as "the task force," is established as follows.

**1. Appointments; composition.** The task force consists of the following members:

A. Two members of the Senate, appointed by the President of the Senate, including at least one member of the party holding the 2nd-largest number of seats in the Senate;

B. Three members of the House of Representatives, appointed by the Speaker of the House of Representatives, including at least one member of the party holding the 2nd-largest number of seats in the House.

The President of the Senate and the Speaker of the House shall invite to participate as voting members of the task force the Chief of the Aroostook Band of Micmacs or the chief's designee; the Chief of the Houlton Band of Maliseet Indians or the chief's designee; the Chief of the Passamaquoddy Tribe at Indian Township or the chief's designee; the Chief of the Passamaquoddy Tribe at Pleasant Point or the chief's designee; and the Chief of the Penobscot Nation or the chief's designee;

The President of the Senate and the Speaker of the House also shall invite to participate as nonvoting ex officio members of the task force the Governor or the Governor's designee; the Attorney General or the Attorney General's designee; and the Managing Director of the Maine Indian-Tribal State Commission.

**2. Chairs.** The first-named Senator is the Senate chair of the task force and the first-named member of the House of Representatives is the House chair of the task force.

**3. Appointments; convening.** All appointments must be made no later than 15 days following passage of this order. The appointing authorities shall notify the Executive Director of the Legislative Council once all appointments have been made. When the appointment and invitation of all members has been completed, the chairs of the task force shall call and convene the first meeting of the task force. If 15 days or more after the passage of this order a majority of but not all appointments have been made, the chairs may request authority and the Legislative Council may grant authority for the task force to meet and conduct its business.

**4. Duties.** The task force shall review An Act To Implement the Maine Indian Claims Settlement and the Micmac Settlement Act and make recommendations to the Legislature for legislation regarding any suggested changes to those Acts. Recommendations of the task force must be made by consensus. For the purpose of this order, "consensus" means consensus between representatives on the task force of the tribe or tribes affected by the suggested changes and a majority of the other voting members of the task force.

**5. Quorum.** A quorum is a majority of the voting members of the task force, as long as the quorum consists of at least 3 representatives of the tribal nations and at least 3 members of the Legislature.

**6. Staffing.** The Legislative Council shall provide necessary staffing services to the task force, except that the Legislative Council staff support is not authorized when the Legislature is in regular or special session.

**7. Reports.** No later than December 4, 2019, the task force shall submit a report to the Joint Standing Committee on Judiciary that includes its findings and consensus-based recommendations, including suggested legislation, for introduction to the Second Regular Session of the 129th Legislature. In addition, the task force shall compile an official record of its activities, which must include reports, testimony and other materials submitted to the task force, as well as documentation of all recommendations considered by the task force regardless of whether such recommendations were adopted. The Joint Standing Committee on Judiciary shall report out legislation based on the consensus-based recommendations of the task force. Any law enacted by the Legislature pursuant to this order that affects An Act To Implement the Maine Indian Claims Settlement or the Micmac Settlement Act is also subject to approval by the affected tribe or tribes through their own governmental processes.

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

The Joint Order was **READ**.

On motion by Senator **LIBBY** of Androscoggin, placed on the **SPECIAL STUDY TABLE** pending **PASSAGE** in concurrence.

## COMMUNICATIONS

The Following Communication: S.C. 574

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

June 6, 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 Joshua A. Chalmers of Scarborough, for appointment to the Maine School of Science and Mathematics, 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, Carson, B. of Cumberland
	Representatives	10	Kornfield, V. of Bangor, Brennan, M. of Portland, Dodge, J. of Belfast, Drinkwater, G. of Milford, Farnsworth, D. of Portland, Fecteau, J. of Augusta, Ingwersen, H. of Arundel, McCrea, D. of Fort Fairfield, Rudnicki, S. of Fairfield, Sampson, H. of Alfred
NAYS		0	
ABSENT		1	Sen. Pouliot, M. of Kennebec

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 Joshua A. Chalmers of Scarborough, for appointment to the Maine School of Science and Mathematics, 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 129<sup>th</sup> Legislature, the vote was taken by the Yeas and Nays.

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

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

## ROLL CALL (#229)

YEAS	Senators	1	Millett, R. of Cumberland
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YEAS:        Senators: None

Representatives 10

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

Kornfield, V. of Bangor,  
Brennan, M. of Portland,  
Dodge, J. of Belfast,  
Drinkwater, G. of Milford,  
Farnsworth, D. of Portland,  
Fecteau, J. of Augusta,  
Ingwersen, H. of Arundel,  
McCrea, D. of Fort Fairfield,  
Rudnicki, S. of Fairfield,  
Sampson, H. of Alfred

EXCUSED: Senators: DESCHAMBAULT, LAWRENCE,  
POULIOT

NAYS	0
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ABSENT	2	Sen. Carson, B. of Cumberland, Sen. Pouliot, M. of Kennebec
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No Senator having voted in the affirmative and 32 Senators having voted in the negative, with 3 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 **Joshua A. Chalmers** of Scarborough for appointment to the Maine School of Science and Mathematics, Board of Trustees was **CONFIRMED**.

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 Marian A. Reagan of Kennebunkport, for appointment to the Maine School of Science and Mathematics, Board of Trustees be confirmed.

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

Signed,

S/Rebecca Millett  
Senate Chair

S/Victoria P. Kornfield  
House Chair

The Following Communication: S.C. 575

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

June 6, 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 Marian A. Reagan of Kennebunkport, for appointment to the Maine School of Science and Mathematics, 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:

**ROLL CALL (#230)**

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, LIBBY, LUCHINI,  
MILLETT, MIRAMANT, MOORE, POULIOT, ROSEN,  
SANBORN H, SANBORN L, TIMBERLAKE, VITELLI,  
WOODSOME. PRESIDENT JACKSON

EXCUSED: Senators: DESCHAMBAULT, LAWRENCE

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 **Marian A. Reagan** of Kennebunkport, for appointment to the Maine School of Science and Mathematics, Board of Trustees was **CONFIRMED**.

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

The Following Communication: S.C. 572

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

June 6, 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 Patricia A. Riley of Brunswick, 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	Millett, R. of Cumberland, Carson, B. of Cumberland
	Representatives	10	Kornfield, V. of Bangor, Brennan, M. of Portland, Dodge, J. of Belfast, Drinkwater, G. of Milford, Farnsworth, D. of Portland, Fecteau, J. of Augusta, Ingwersen, H. of Arundel, McCrea, D. of Fort Fairfield, Rudnicki, S. of Fairfield, Sampson, H. of Alfred
NAYS		0	
ABSENT		1	Sen. Pouliot, M. of Kennebec

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 Patricia A. Riley of Brunswick, 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 129<sup>th</sup> Legislature, the vote was taken by the Yeas and Nays.

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

**ROLL CALL (#231)**

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, LIBBY, LUCHINI,  
MILLETT, MIRAMANT, MOORE, POULIOT, ROSEN,  
SANBORN H, SANBORN L, TIMBERLAKE, VITELLI,  
WOODSOME, PRESIDENT JACKSON

EXCUSED: Senators: DESCHAMBAULT, LAWRENCE

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 **Patricia A. Riley** of Brunswick 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. 573

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

June 6, 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 Timothy L. Doak of Fort Kent, 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	Millett, R. of Cumberland, Carson, B. of Cumberland
	Representatives	10	Kornfield, V. of Bangor, Brennan, M. of Portland, Dodge, J. of Belfast, Drinkwater, G. of Milford, Farnsworth, D. of Portland, Fecteau, J. of Augusta, Ingwersen, H. of Arundel, McCrea, D. of Fort Fairfield, Rudnicki, S. of Fairfield, Sampson, H. of Alfred
NAYS		0	
ABSENT		1	Sen. Pouliot, M. of Kennebec

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 Timothy L. Doak of Fort Kent, 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 129<sup>th</sup> Legislature, the vote was taken by the Yeas and Nays.

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

## ROLL CALL (#232)

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, LIBBY, LUCHINI, MILLETT, MIRAMANT, MOORE, POULIOT, ROSEN, SANBORN H, SANBORN L, TIMBERLAKE, VITELLI, WOODSOME, PRESIDENT JACKSON

EXCUSED: Senators: DESCHAMBAULT, LAWRENCE

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 **Timothy L. Doak** of Fort Kent 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. 570

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

June 5, 2019

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

Dear President Jackson and Speaker Gideon:

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

L.D. 128 An Act To Reopen the Downeast Correctional Facility

This is notification of the Committee's action.

Sincerely,

S/Sen. Susan Deschambault  
Senate Chair

S/Rep. Charlotte May Warren  
House Chair

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



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The Following Communication: S.C. 571

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

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

- |           |                                                                                                              |
|-----------|--------------------------------------------------------------------------------------------------------------|
| L.D. 810  | An Act To Require Background Checks for All Private Firearm Sales or Transfers Except between Family Members |
| L.D. 1569 | An Act To Prohibit Untraceable and Undetectable Firearms                                                     |

This is notification of the Committee's action.

Sincerely,

S/Sen. Susan Deschambault Senate Chair	S/Rep. Charlotte May Warren House Chair
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**READ** and with accompanying papers **ORDERED PLACED ON FILE.**

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The Following Communication: H.C. 198

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

June 7, 2019

Honorable Darek M. Grant  
Secretary of the Senate  
129th Maine Legislature  
Augusta, Maine 04333

Dear Secretary Grant:

The House voted today to insist on its former action whereby it accepted the Majority Ought Not to Pass Report of the Committee on Health and Human Services on Bill "An Act To Restrict the

Use of Mercury in Dental Fillings in State-funded Dental Procedures" (S.P. 349) (L.D. 1161)

Sincerely,

S/Robert B. Hunt  
Clerk of the House

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

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

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**ORDERS**

**Joint Order**

An Expression of Legislative Sentiment recognizing:

The Bonny Eagle High School Robotics Team, of Standish, which advanced to the World Championships in Detroit, Michigan and won their Championship Subdivision and placed sixth overall. We extend our congratulations and best wishes;  
SLS 648

Sponsored by Senator SANBORN, L. of Cumberland.  
Cosponsored by Senators: CHENETTE of York, DIAMOND of Cumberland, Representatives: BLIER of Buxton, MAREAN of Hollis, ORDDWAY of Standish.

The Joint Order was **READ**.

**THE PRESIDENT:** The Chair recognizes the Senator from Cumberland, Senator L. Sanborn.

Senator **L. SANBORN:** Thank you, Mr. President. Mr. President and ladies and gentlemen of the Senate, I rise today to recognize the Championship Bonny Eagle Robotic Team, or BERT as they are commonly called. This impressive group of young men and women have put their passion for science and technology to the test, designing and building robots that compete against other school robots to perform various tasks. After a successful season competing on the local circuit, BERT advanced to the World Championships in Detroit. Down a few members and competing with a skeleton crew, they still managed to place 6<sup>th</sup> overall and were the top ranked team from Maine. These young people have accomplished a lot in a short time and I am certain they have a brilliant future ahead. I hope that you will, at the appropriate moment, join me in recognizing them.

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

Senator **DIAMOND:** Thank you, Mr. President. Ladies and gentlemen of the Senate, you just heard one of the reasons why we're so proud of Bonny Eagle High School and this robotics team. They've been doing robotics since 1996 and they have

developed a reputation which is above most because of their hard work and because of the tradition of what they do. Just so you'll know, Bonny Eagle High School takes in the very rural communities of Buxton, Hollis, Limington, and Standish. This is the third largest school system in the state and they just do a wonderful job in all things they do, but this is one of our more prouder moments, when they competed they became Maine's best and then they competed to become 6<sup>th</sup> in the world. If you get a chance to meet these kids you'll see why. It's not just a matter of the robotics, per say, they had to organize who's going to do what and which role everybody's going to take. It's really an amazing story. So if you get a chance to say hi do it. You'll be impressed. Thank you very much.

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

Senator **CHENETTE:** Thank you, Mr. President. I'd like to echo the sentiments from my colleagues today. We are all so very proud of the Bonny Eagle Robotics Team. As I told the team this morning, it's really a great example of teamwork that I think we could all take a great lesson from, where, you know, folks from different places and believe different things come together to solve some common issues, particularly when it comes to technology. We talk often times about promoting STEM education. Well, this is an up close and live example of it. If you get a chance to visit the Hall of Flags they actually have, I think, it's Q\*bert. It's really a neat robotic and I can't even describe it. I have trouble working my cellphone or a toaster. So I can't even imagine the work that goes into producing something like this. There are long hours on top of all their schooling and all their other activities. So it gives me hope for the future, that we see the next generation stepping up into sciences and mathematics and technology. I know the future is very bright with this group of young people. So thank you, Mr. President.

The Joint Order was **PASSED**.

Sent down for concurrence.

**THE PRESIDENT:** The Chair would like to recognize up in the Balcony students and chaperons for the Bonny Eagle Robotics Team. They're all from the towns of Buxton, Hollis, Limington, Frye Island, and Standish. They are the guests today of Senators Sanborn and Diamond of Cumberland and Senator Chenette of York and the entire Maine Senate. Would they please rise and accept the greetings of the Maine Senate.

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## REPORTS OF COMMITTEES

### House

#### Ought to Pass Pursuant to Joint Order

The Committee on **HEALTH AND HUMAN SERVICES** on Resolve, Requiring the Department of Health and Human Services To Examine Options for Upper Payment Limit Adjustments for MaineCare Services

H.P. 1309 L.D. 1838

Reported that the same **Ought to Pass**, pursuant to Joint Order, H.P. 1266.

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

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

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

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### Divided Report

The Majority of the Committee on **AGRICULTURE, CONSERVATION AND FORESTRY** on Bill "An Act To Feed Maine's Residents by Allowing Dairy Dealers and Producers in the State To Donate Fresh Milk to Food Banks in the State" H.P. 216 L.D. 292

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-516)**.

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  
O'NEIL of Saco  
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 as Amended by Committee Amendment "B" (H-517)**.

Signed:

Representative:

PLUECKER of Warren

Comes from the House with the Majority **OUGHT TO PASS AS AMENDED BY COMMITTEE AMENDMENT "A" (H-516)** Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-516)**.

Reports **READ**.

On motion by Senator **DILL** of Penobscot, the Majority **OUGHT TO PASS AS AMENDED BY COMMITTEE AMENDMENT "A" (H-516)** Report **ACCEPTED**, in concurrence.

Bill **READ ONCE**.

Committee Amendment "A" (H-516) **READ** and **ADOPTED**, in concurrence.

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

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**Divided Report**

The Majority of the Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY** on Bill "An Act To Protect Children by Requiring the Safe Storage of Loaded Firearms"

H.P. 288 L.D. 379

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

Signed:

Senators:

DESCHAMBAULT of York  
CARPENTER of Aroostook  
ROSEN of Hancock

Representatives:

WARREN of Hallowell  
COREY of Windham  
COSTAIN of Plymouth  
JOHANSEN of Monticello  
PICKETT of Dixfield  
SHARPE of Durham

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

Signed:

Representatives:

BEEBE-CENTER of Rockland  
COOPER of Yarmouth  
MORALES of South Portland  
RECKITT of South Portland

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

Reports **READ**.

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

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**Divided Report**

The Majority of the Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY** on Bill "An Act To Eliminate the Statutory Duty To Retreat and Affirm the Right of Self-defense"

H.P. 390 L.D. 533

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

Signed:

Senators:

DESCHAMBAULT of York  
CARPENTER of Aroostook

Representatives:

WARREN of Hallowell  
BEEBE-CENTER of Rockland  
COOPER of Yarmouth  
MORALES of South Portland  
RECKITT of South Portland  
SHARPE of Durham

The Minority of the same Committee on the same subject reported that the same **Ought To Pass as Amended by Committee Amendment "A" (H-501)**.

Signed:

Senator:

ROSEN of Hancock

Representatives:

COREY of Windham  
COSTAIN of Plymouth  
JOHANSEN of Monticello  
PICKETT of Dixfield

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

Reports **READ**.

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

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**Divided Report**

The Majority of the Committee on **HEALTH AND HUMAN SERVICES** on Bill "An Act To Establish Wage and Employment Parity between Adult and Child Protective Services Caseworkers in the Department of Health and Human Services"

H.P. 337 L.D. 428

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

Signed:

Senators:

GRATWICK of Penobscot  
MOORE of Washington

Representatives:

HYMANSON of York  
CRAVEN of Lewiston  
GRIFFIN of Levant  
JAVNER of Chester  
O'CONNOR of Berwick  
PERRY of Calais

The Minority of the same Committee on the same subject reported that the same **Ought To Pass as Amended by Committee Amendment "A" (H-139)**.

Signed:

Senator:

CLAXTON of Androscoggin

Representatives:

MADIGAN of Waterville  
MEYER of Eliot  
STOVER of Boothbay  
TALBOT ROSS of Portland

Comes from the House with 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-139)**.

Reports **READ**.

Senator **GRATWICK** of Penobscot moved the Senate **ACCEPT** the Minority **OUGHT TO PASS AS AMENDED** Report, in concurrence.

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

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

#### ROLL CALL (#233)

YEAS: Senators: BELLOWS, BREEN, CARPENTER, CARSON, CHENETTE, CHIPMAN, CLAXTON, DIAMOND, DILL, GRATWICK, HERBIG, 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

EXCUSED: Senators: DESCHAMBAULT, LAWRENCE

19 Senators having voted in the affirmative and 14 Senators having voted in the negative, with 2 Senators being excused, the motion by Senator **GRATWICK** of Penobscot to **ACCEPT** the Minority **OUGHT TO PASS AS AMENDED** Report, in concurrence, **PREVAILED**.

Bill **READ ONCE**.

Committee Amendment "A" (H-139) **READ** and **ADOPTED**, in concurrence.

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

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#### Divided Report

The Majority of the Committee on **HEALTH AND HUMAN SERVICES** on Bill "An Act To Amend the General Assistance Laws Governing Eligibility and Reimbursement"  
H.P. 1018 L.D. 1403

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-514)**.

Signed:

Senators:

GRATWICK of Penobscot  
CLAXTON of Androscoggin  
MOORE of Washington

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:

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-514)**.

Reports **READ**.

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

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

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

#### ROLL CALL (#234)

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

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

EXCUSED: Senators: DESCHAMBAULT, LAWRENCE

20 Senators having voted in the affirmative and 13 Senators having voted in the negative, with 2 Senators being excused, the motion by Senator **GRATWICK** of Penobscot to **ACCEPT** the Majority **OUGHT TO PASS AS AMENDED** Report, in concurrence, **PREVAILED**.

Bill **READ ONCE**.

Committee Amendment "A" (H-514) **READ** and **ADOPTED**, in concurrence.

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

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#### Divided Report

The Majority of the Committee on **INNOVATION, DEVELOPMENT, ECONOMIC ADVANCEMENT AND BUSINESS** on Bill "An Act To Limit the Amount of Money That May Be Retained on Construction Contracts" H.P. 636 L.D. 862

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

Signed:

Senators:  
HERBIG of Waldo  
GUERIN of Penobscot

Representatives:  
AUSTIN of Gray  
BABINE of Scarborough

HARRINGTON of Sanford  
HIGGINS of Dover-Foxcroft  
STETKIS of Canaan

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

Signed:

Representatives:  
DAUGHTRY of Brunswick  
CROCKETT of Portland  
HANDY of Lewiston

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

Reports **READ**.

On motion by Senator **HERBIG** of Waldo, the Majority **OUGHT NOT TO PASS** Report **ACCEPTED**, in **NON-CONCURRENCE**.

Sent down for concurrence.

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#### Divided Report

The Majority of the Committee on **JUDICIARY** on Bill "An Act To Restore the Laws Governing the Reunification of Parents and Children"

H.P. 150 L.D. 187

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

Signed:

Senators:  
CARPENTER of Aroostook  
BELLOWS of Kennebec  
KEIM of Oxford

Representatives:  
BAILEY of Saco  
BABBIDGE of Kennebunk  
CARDONE of Bangor  
CURTIS of Madison  
DeVEAU of Caribou  
HAGGAN of Hampden  
HARNETT of Gardiner  
RECKITT of South Portland

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

Signed:

Representatives:  
EVANGELOS of Friendship  
TALBOT ROSS of Portland

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

Reports **READ**.

On motion by Senator **CARPENTER** of Aroostook, the Majority **OUGHT NOT TO PASS** Report **ACCEPTED**, in **NON-CONCURRENCE**.

Sent down for concurrence.

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**Divided Report**

The Majority of the Committee on **JUDICIARY** on Bill "An Act Regarding Recording of Witness Interviews"  
H.P. 589 L.D. 801

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

Signed:

Senators:  
CARPENTER of Aroostook  
BELLOWS of Kennebec

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

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

Signed:

Senator:  
KEIM of Oxford

Representatives:  
CURTIS of Madison  
DeVEAU of Caribou  
HAGGAN of Hampden

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

Reports **READ**.

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

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

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**Divided Report**

The Majority of the Committee on **JUDICIARY** on Resolve, To Implement an Intensive Drug Treatment Court Pilot Project in the Midcoast

H.P. 796 L.D. 1073

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

Signed:

Senators:  
CARPENTER of Aroostook  
BELLOWS of Kennebec  
KEIM of Oxford

Representatives:  
BAILEY of Saco  
CURTIS of Madison  
DeVEAU of Caribou  
HAGGAN of Hampden  
HARNETT of Gardiner  
RECKITT of South Portland  
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-475)**.

Signed:

Representatives:  
BABBIDGE of Kennebunk  
CARDONE of Bangor  
EVANGELOS of Friendship

Comes from the House with the Minority **OUGHT TO PASS AS AMENDED** Report **READ** and **ACCEPTED** and the Resolve **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-475)**.

Reports **READ**.

On motion by Senator **CARPENTER** of Aroostook, **TABLED** until Later in Today's Session, pending **ACCEPTANCE OF EITHER REPORT**.

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**Divided Report**

The Majority of the Committee on **JUDICIARY** on Resolve, Directing the Maine Human Rights Commission To Implement a Pilot Program To Investigate and Report on Incidents of Harassment Due to Housing Status, Lack of Employment and Other Issues

H.P. 937 L.D. 1294

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

Signed:

Senators:

CARPENTER of Aroostook  
BELLOWS of Kennebec

Representatives:

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

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

Signed:

Senator:

KEIM of Oxford

Representatives:

CURTIS of Madison  
DeVEAU of Caribou  
HAGGAN of Hampden

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

Reports **READ**.

Senator **CARPENTER** of Aroostook 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 (#235)

YEAS: Senators: BELLOWS, BREEN, CARPENTER, CARSON, CHENETTE, CHIPMAN, CLAXTON, DIAMOND, DILL, GRATWICK, HERBIG, 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

EXCUSED: Senators: DESCHAMBAULT, LAWRENCE

19 Senators having voted in the affirmative and 14 Senators having voted in the negative, with 2 Senators being excused, the motion by Senator **CARPENTER** of Aroostook to **ACCEPT** the Majority **OUGHT TO PASS** Report, in concurrence, **PREVAILED**.

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

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Off Record Remarks

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#### Divided Report

The Majority of the Committee on **LABOR AND HOUSING** on Bill "An Act To Establish the Permanent Commission on the Status of Racial and Ethnic Populations"

H.P. 582 L.D. 777

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-493)**.

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

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-493)**.

Reports **READ**.

Senator **BELLOWS** of Kennebec 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.

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**Divided Report**

The Majority of the Committee on **LABOR AND HOUSING** on Bill "An Act To Provide the Same Retirement Benefits for State Employees Working in Law Enforcement as Are Provided to Law Enforcement Officers"

H.P. 607 L.D. 833

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-496)**.

Signed:

Senator:

BELLOWS of Kennebec

Representatives:

SYLVESTER of Portland  
CARNEY of Cape Elizabeth  
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:

Representatives:

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

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-496)**.

Reports **READ**.

Senator **BELLOWS** of Kennebec 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 **LABOR AND HOUSING** on Bill "An Act To Expand the 1998 Special Retirement Plan To Include Detectives in the Office of Investigations within the Department of the Secretary of State, Bureau of Motor Vehicles"

H.P. 871 L.D. 1207

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-497)**.

Signed:

Senator:

BELLOWS of Kennebec

Representatives:

SYLVESTER of Portland  
CARNEY of Cape Elizabeth  
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:

Representatives:

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

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-497)**.

Reports **READ**.

Senator **BELLOWS** of Kennebec 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.

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**Divided Report**

The Majority of the Committee on **LABOR AND HOUSING** on Bill "An Act To Expand the 1998 Special Retirement Plan To Include Detectives in the Office of the Attorney General"

H.P. 872 L.D. 1208

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-498)**.



Signed:

RYKERSON of Kittery

Senator:

BELLOWS of Kennebec

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

Representatives:

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

Signed:

Senator:

GUERIN of Penobscot

Representatives:

AUSTIN of Gray  
BRADSTREET of Vassalboro  
MORRIS of Turner

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

Signed:

Representatives:

AUSTIN of Gray  
BRADSTREET of Vassalboro  
MORRIS of Turner

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-494)**.

Reports **READ**.

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-498)**.

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

Reports **READ**.

Senator **BELLOWS** of Kennebec 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.

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.

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#### Divided Report

The Majority of the Committee on **TAXATION** on Bill "An Act To Require the State To Distribute 25 Percent of Adult Use Marijuana Retail Sales and Excise Tax Revenue to Generating Municipalities"

H.P. 260 L.D. 335

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#### Divided Report

The Majority of the Committee on **LABOR AND HOUSING** on Bill "An Act To Amend the Laws Governing the Collective Bargaining Rights of Employees of School Management and Leadership Centers"

H.P. 1025 L.D. 1412

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-494)**.

Signed:

Senators:

BELLOWS of Kennebec  
LAWRENCE of York

Representatives:

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

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-484)**.

Signed:

Senators:

CHIPMAN of Cumberland  
SANBORN, H. of Cumberland

Representatives:

TIPPING of Orono  
CLOUTIER of Lewiston  
DENK of Kennebunk  
MATLACK of St. George  
TERRY of Gorham

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

Signed:

Senator:

POULIOT of Kennebec

Representatives:

BICKFORD of Auburn  
KRYZAK of Acton  
MAREAN of Hollis  
STANLEY of Medway  
STEWART of Presque Isle

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-484)**.

Reports **READ**.

On motion by Senator **CHIPMAN** of Cumberland, **TABLED** until Later in Today's Session, pending **ACCEPTANCE OF EITHER REPORT**.

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**Divided Report**

The Majority of the Committee on **TAXATION** on Bill "An Act To Expand the Value of the Homestead Exemption to \$25,000 and State Reimbursement to 100 Percent of Lost Property Tax Revenue"

H.P. 895 L.D. 1234

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-482)**.

Signed:

Senators:

CHIPMAN of Cumberland  
SANBORN, H. of Cumberland

Representatives:

TIPPING of Orono  
BICKFORD of Auburn  
CLOUTIER of Lewiston  
DENK of Kennebunk  
MATLACK of St. George  
STEWART of Presque Isle  
TERRY of Gorham

The Minority of the same Committee on the same subject reported that the same **Ought To Pass as Amended by Committee Amendment "B" (H-483)**.

Signed:

Senator:

POULIOT of Kennebec

Representatives:

KRYZAK of Acton  
MAREAN of Hollis  
STANLEY of Medway

Comes from the House with the Majority **OUGHT TO PASS AS AMENDED BY COMMITTEE AMENDMENT "A" (H-482)** Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-482)**.

Reports **READ**.

Senator **CHIPMAN** of Cumberland moved the Senate **ACCEPT** the Majority **OUGHT TO PASS AS AMENDED BY COMMITTEE AMENDMENT "A" (H-482)** Report.

On motion by Senator **LIBBY** 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 (#236)**

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

NAYS: Senators: None

EXCUSED: Senators: DESCHAMBAULT, LAWRENCE

33 Senators having voted in the affirmative and no Senators having voted in the negative, with 2 Senators being excused, the motion by Senator **CHIPMAN** of Cumberland to **ACCEPT** the Majority **OUGHT TO PASS AS AMENDED BY COMMITTEE AMENDMENT "A" (H-482)** Report, in concurrence, **PREVAILED**.

Bill **READ ONCE**.

Committee Amendment "A" (H-482) **READ** and **ADOPTED**, in concurrence.

Under suspension of the Rules, **READ A SECOND TIME** and **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-482)**, in concurrence.

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**Senate**

**Ought to Pass As Amended**

Senator GRATWICK for the Committee on **HEALTH AND HUMAN SERVICES** on Bill "An Act To Ensure the Quality of and Increase Access to Recovery Residences"

S.P. 472 L.D. 1523

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-240).**

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

Bill **READ ONCE**.

Committee Amendment "A" (S-240) **READ** and **ADOPTED**.

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

Sent down for concurrence.

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Senator CHIPMAN for the Committee on **TAXATION** on Bill "An Act To Exempt Purchases by Pet Food Pantries from Sales Tax"

S.P. 567 L.D. 1718

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-241).**

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

Bill **READ ONCE**.

Committee Amendment "A" (S-241) **READ** and **ADOPTED**.

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

Sent down for concurrence.

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#### Divided Report

The Majority of the Committee on **EDUCATION AND CULTURAL AFFAIRS** on Bill "An Act To Address Violent Behavior in the Classroom"

S.P. 425 L.D. 1370

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-237).**

Signed:

Senators:

MILLETT of Cumberland  
CARSON of Cumberland  
POULIOT of Kennebec

Representatives:

KORNFELD of Bangor  
BRENNAN of Portland  
DODGE of Belfast

DRINKWATER of Milford  
FARNSWORTH of Portland  
FECTEAU of Augusta  
INGWERSEN of Arundel  
McCREA of Fort Fairfield  
SAMPSON of Alfred

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

Signed:

Representative:

RUDNICKI of Fairfield

Reports **READ**.

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

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

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

#### ROLL CALL (#237)

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

NAYS: Senators: None

EXCUSED: Senators: LAWRENCE

34 Senators having voted in the affirmative and no Senators having voted in the negative, with 1 Senator being excused, the motion by Senator **MILLETT** of Cumberland to **ACCEPT** the Majority **OUGHT TO PASS AS AMENDED** Report **PREVAILED**.

Bill **READ ONCE**.

Committee Amendment "A" (S-237) **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 **HEALTH AND HUMAN SERVICES** on Bill "An Act To Prohibit the Sale and Distribution of Flavored Tobacco Products"

S.P. 364 L.D. 1190

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-238)**.

Signed:

Senators:

CLAXTON of Androscoggin  
MOORE of Washington

Representatives:

HYMANSON of York  
CRAVEN of Lewiston  
GRIFFIN of Levant  
JAVNER of Chester  
MADIGAN of Waterville  
O'CONNOR of Berwick  
PERRY of Calais  
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 "B" (S-239)**.

Signed:

Senator:

GRATWICK of Penobscot

Representatives:

MEYER of Eliot  
STOVER of Boothbay

Reports **READ**.

Senator **GRATWICK** of Penobscot moved the Senate **ACCEPT** the Majority **OUGHT TO PASS AS AMENDED BY COMMITTEE AMENDMENT "A" (S-238)** Report.

Same Senator moved to **TABLE** until Later in Today's Session, pending the motion by same Senator to **ACCEPT** the Majority **OUGHT TO PASS AS AMENDED BY COMMITTEE AMENDMENT "A" (S-238)** Report.

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Senate at Ease.

The Senate was called to order by the President.

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Senator **GRATWICK** of Penobscot requested and received leave of the Senate to withdraw his motion to **ACCEPT** the Majority **OUGHT TO PASS AS AMENDED BY COMMITTEE AMENDMENT "A" (S-238)** Report and his motion to **TABLE** until Later in Today's Session.

On motion by same Senator, **TABLED** until Later in Today's Session, pending **ACCEPTANCE OF EITHER REPORT**.

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

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**ENACTORS**

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

**Emergency Measure**

An Act To Promote Clean Energy Jobs and To Establish the Maine Climate Council

S.P. 550 L.D. 1679  
(C "A" S-221)

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

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**Emergency Measure**

An Act To Clarify the Pathway for a Registered Dispensary under the Maine Medical Use of Marijuana Act To Become a For-profit Entity

S.P. 577 L.D. 1735  
(C "A" S-214)

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

Senator **GRATWICK:** Thank you very much, Mr. President. This bill takes a somewhat unusual step when it comes to the Attorney General of permitting officers and directors personally to benefit from a conversion without a strict application of the fiduciary duties and conflict of interest prohibitions laid out in Maine Non-Profit Corporation Act. The reason this is acceptable under these unique circumstances is because the eight dispensaries covered by this bill have a unique blend of for-profit and non-profit corporation characteristics and because they are subject to provisions in the bill requiring some public benefits in exchange for converting to entirely for-profit form. Any perceived relaxation of the non-profit corporation code rules on fiduciary duties or conflict of interest should not be considered applicable to any other situation. I wish this to be entered in the record. Thank you, Mr. President.

This being an Emergency Measure and having received the affirmative vote of 31 Members of the Senate, with 3 Senators having voted in the negative, and 31 being more than two-thirds of the entire elected Membership of the Senate, was **PASSED TO BE ENACTED** and, having been signed by the President, was presented by the Secretary to the Governor for approval.

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**Emergency Measure**

An Act To Clarify the Definitions of Consumer-owned Utilities  
H.P. 1207 L.D. 1683  
(C "A" H-478)

This being an Emergency Measure and having received the affirmative vote of 33 Members of the Senate, with 1 Senator having voted in the negative, and 33 being more than two-thirds of the entire elected Membership of the Senate, was **PASSED TO BE ENACTED** and, having been signed by the President, was presented by the Secretary to the Governor for approval.

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**Emergency Measure**

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  
S.P. 595 L.D. 1763

This being an Emergency Measure and having received the affirmative vote of 34 Members of the Senate, with no Senators having voted in the negative, and 34 being more than two-thirds of the entire elected Membership of the Senate, was **PASSED TO BE ENACTED** and, having been signed by the President, was presented by the Secretary to the Governor for approval.

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**Emergency Measure**

An Act To Increase Land Permit by Rule Application Fees  
H.P. 1269 L.D. 1784  
(C "A" H-502)

This being an Emergency Measure and having received the affirmative vote of 22 Members of the Senate, with 12 Senators having voted in the negative, and 22 being less than two-thirds of the entire elected Membership of the Senate, **FAILED ENACTMENT, in NON-CONCURRENCE.**

Sent down for concurrence.

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**Emergency Resolve**

Resolve, Establishing the Working Group on Mental Health  
S.P. 508 L.D. 1602  
(C "A" S-213)

On motion by Senator **VITELLI** of Sagadahoc, placed on the **SPECIAL STUDY TABLE** pending **FINAL PASSAGE**, in concurrence.

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**Emergency Resolve**

Resolve, To Increase Funding for Evidence-based Therapies for Treating Emotional and Behavioral Problems in Children  
H.P. 1289 L.D. 1809  
(C "A" H-500)

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

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**Acts**

An Act To Protect Schoolchildren by Providing Additional Enforcement and Prevention Options for Unlawful Passing of a School Bus

S.P. 53 L.D. 166  
(C "A" S-207)

An Act To Impose on Mental Health Professionals a Duty To Warn and Protect

H.P. 211 L.D. 287  
(C "A" H-450)

An Act To Protect Search and Rescue Volunteers Certified by the Maine Association for Search and Rescue from Adverse Employment Actions

H.P. 660 L.D. 886  
(C "A" H-447)

An Act To Increase the Number of Franklin County Commissioners

H.P. 695 L.D. 940  
(C "A" H-488)

An Act Regarding Short-term, Limited-duration Health Plans

H.P. 921 L.D. 1260  
(C "A" H-476)

An Act To Improve Recruitment and Retention in State Law Enforcement by Offering Retirement Service Credit

H.P. 1015 L.D. 1400  
(C "A" H-495)

An Act To Prevent Wage Theft and Promote Employer Accountability

S.P. 473 L.D. 1524  
(C "A" S-203)

An Act To Improve Highway Maintenance Safety

S.P. 490 L.D. 1555  
(C "A" S-206)

An Act To Authorize the Use of Autocycles

H.P. 1170 L.D. 1627  
(C "A" H-487)

An Act Regarding the Timeliness of Payments to the State

H.P. 1212 L.D. 1697  
(C "A" H-479)

An Act To Clarify and Correct Maine's Fish and Wildlife Laws

H.P. 1228 L.D. 1717  
(C "A" H-492)

An Act To Clarify Inland Fisheries and Wildlife Laws Regarding Boating and Hunting Licensing

H.P. 1238 L.D. 1740  
(C "A" H-491)

An Act Amending the Charter of the Boothbay-Boothbay Harbor Community School District

H.P. 1248 L.D. 1753  
(C "A" H-486)

An Act To Modernize the E-9-1-1 Laws To Include Text Messaging and Other Methods of Contacting E-9-1-1

H.P. 1281 L.D. 1800

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

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An Act To Promote Keeping Workers in Maine

H.P. 538 L.D. 733  
(S "A" S-208 to C "A" H-280)

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

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An Act To Address the Browntail Moth Infestation

H.P. 767 L.D. 1037  
(C "A" H-449)

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

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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  
(C "A" S-201)

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

An Act Regarding the Determination of the Prevailing Wage Rate for Public Works Projects

S.P. 430 L.D. 1386  
(C "A" S-204)

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

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An Act To Increase the Portion of Retirement Benefits to Which the Cost-of-living Adjustment Applies

H.P. 1120 L.D. 1537  
(C "A" H-446)

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

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An Act To Protect State Employees When Their Contracts Have Expired

S.P. 483 L.D. 1546  
(C "A" S-202)

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

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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  
(C "A" S-199)

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

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An Act To Create Affordable Workforce and Senior Housing and Preserve Affordable Rural Housing

H.P. 1180 L.D. 1645  
(C "A" H-481)

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

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An Act To Clarify the Definition of "Public Works"

S.P. 535 L.D. 1658  
(C "A" S-200)

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

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An Act To Protect Sustenance Fishing  
H.P. 1262 L.D. 1775  
(C "A" H-490)

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

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An Act To Reclassify Certain Waters of the State  
H.P. 1242 L.D. 1743  
(C "A" H-462)

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

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Off Record Remarks

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#### Resolves

Resolve, Authorizing the Commissioner of Administrative and Financial Services To Convey the Interests in Certain Real Property Located in East Millinocket  
H.P. 549 L.D. 744  
(C "A" H-489)

Resolve, To Study Transmission Grid Reliability and Rate Stability in Northern Maine  
H.P. 1275 L.D. 1796  
(C "A" H-480)

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

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Resolve, To Change the Educational Requirements of Certain Behavioral Health Professionals  
H.P. 749 L.D. 1007  
(C "A" H-499)

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

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Senate at Ease.

The Senate was called to order by the President.

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#### ORDERS OF THE DAY

##### Unfinished Business

The following matter 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 (6/6/19) matter:

HOUSE REPORTS - from the Committee on **VETERANS AND LEGAL AFFAIRS** on Bill "An Act To Create an Automatic Voter Registration System"  
H.P. 1070 L.D. 1463

Majority - **Ought to Pass as Amended by Committee Amendment "A" (H-458)** (8 members)

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

Tabled - June 6, 2019 by Senator **LUCHINI** of Hancock

Pending - motion by same Senator 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-458).**)

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 York, Senator Chenette.

Senator **CHENETTE:** Thank you, Mr. President. Men and women of the Senate, I rise as a co-sponsor of the bill and in support of the pending motion. Maine is a state where the integrity and accessibility of our elections are value. In my lifetime, Maine has consistently favored making it easier, not harder, for people to participate in our democratic society. We consistently rank among the top states for electoral participation. The 2018 mid-terms were no different. But even still there are a few problems that need resolving, including long lines at the polls for folks to register to vote, the potential for data entry errors caused by paper forms, and out dated voter rolls. From the Maine Clean Elections Act to the passage of Ranked-Choice Voting, other states look to us as a leader on issues pertaining to political reform. We have an opportunity today to upgrade our election system to be more secure, more accurate, and more modern by implementing an automatic voter registration process. This bill lays out a plan to develop, test, and implement an upgraded election system that keeps registrations for eligible individuals up to date while ensuring no ineligible individuals are inadvertently registered. A voter's eligibility is evaluated based on the documentation that Mainers already are required to present at the Bureau of Motor Vehicles or at another approved agency to

get a driver's license or State I.D. Then voter registration information is automatically and securely sent to the registrar without the voter or clerk having to fill out onerous paperwork. By switching to an automated system, we are able to streamline the application process for both the voter and agency clerks, which means shorter lines at the B.M.V. and at the polls on election day, and less time and money spent manually entering the data from voter registration forms and more accurate voter rolls overall. In simplest terms, it moves us from an opt-in system to an opt-out system. It promotes cross agency communications and streamlines governmental processes to make it easier on the public to access their right to petition the government for redress of grievances. Maine needs to modernize our voter registration system. This is a common sense reform that helps all Mainers, from those living in rural areas, seniors, veterans, active duty military returning home from overseas, small business owners, young voters, to parents with small children, and everyone in between. We live in the 21<sup>st</sup> Century and should use modern tools at our disposal to make our electoral system the most efficient and effective it can possibly be. By making it simple for eligible folks to update their voter registrations, lines on Election Day at polling places will be shorter and casting a ballot will be more efficient. This means that voters can spend less time standing in line and dealing with bureaucracy and more time on the things that matter to them most. This is something we can all get behind. The Republican, Independent, and Democratic legislators who have co-sponsored this bill, including myself, all agree we want to implement a system that has been thoroughly tested to ensure that only eligible people who have not opted out are registered through this new system. That is why full implementation will be a few years out. This gives us a long runway for our election officials to upgrade technology and set up a secure transfer that leaves no room for error. Eighteen other states, Mr. President, have passed some version of automatic voter registration and are successfully registering eligible voters, including our New England neighbors, Vermont and Massachusetts. There have been many lessons learned on how to best administer this policy and this legislation reflects emerging best practices. We have tailored this bill to work best for Maine and are ready to work with the Secretary of State's Office to develop a system that functions effectively and efficiently. I'm so grateful for the leaders for putting this forward to ensure that we are prioritizing our election security and improving our systems. Let's continue to be a state that leads the way in democratic participation and electoral administration. Let's make automatic voter registration a reality here in Maine. Everyone benefits, Mr. President, when there is greater civic participation at the ballot box. Passing automatic voter registration today will reduce needless bureaucracy, increase accessibility, save taxpayer money, all while strengthening the integrity of our democratic institutions. Thank you, Mr. President.

**THE PRESIDENT:** The pending question before the Senate is Acceptance of the Majority Ought Not to Pass Report. Is the Senate ready for the question?

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

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

### ROLL CALL (#238)

**YEAS:** Senators: BELLOWS, BREEN, CARPENTER, CARSON, CHENETTE, CHIPMAN, CLAXTON, DESCHAMBAULT, DILL, GRATWICK, HERBIG, 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

**EXCUSED:** Senators: DIAMOND, LAWRENCE

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

**Bill READ ONCE.**

Committee Amendment "A" (H-458) **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

**RECESSED** until the sound of the bell.

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

Off Record Remarks

### HELD MATTER

Resolve, Directing the Department of Education To Direct a Study of the Regional Adjustment for School Administrative Units (Emergency)

H.P. 233 L.D. 309  
(C "A" H-393)

(In Senate, June 6, 2019, **FAILED FINAL PASSAGE** in **NON-CONCURRENCE**.)



(In House, June 7, 2019, that Body having **INSISTED** on its former action whereby **FINALLY PASSED**.)

(In Senate, June 10, 2019, on motion by Senator **LIBBY** of Androscoggin, the Senate **RECEDED** and **CONCURRED**.)

The Chair **RULED** that a Division was needed for Final Passage because the matter was an Emergency Resolve.

On motion by Senator **LIBBY** 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 (#239)

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

This being an Emergency Measure and having received the affirmative vote of 35 Members of the Senate, with no Senators having voted in the negative, and 35 being more than two-thirds of the entire elected Membership of the Senate, the motion by Senator **LIBBY** of Androscoggin to **RECEDE** and **CONCUR** **PREVAILED** and the Bill was **FINALLY PASSED** and, having been signed by the President, was presented by the Secretary to the Governor for approval.

#### ORDERS OF THE DAY

The Chair laid before the Senate the following Tabled and Later Today Assigned matter:

HOUSE REPORTS - from the Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY** on Bill "An Act To Eliminate the Statutory Duty To Retreat and Affirm the Right of Self-defense" H.P. 390 L.D. 533

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

Minority - **Ought To Pass as Amended by Committee Amendment "A" (H-501)** (5 members)

Tabled - June 10, 2019 by Senator **LIBBY** of Androscoggin

Pending - motion by same Senator to **ACCEPT** the Majority **OUGHT NOT TO PASS** Report, in concurrence

(In House, the Majority **OUGHT NOT TO PASS** Report **READ** and **ACCEPTED**.)

The Majority **OUGHT NOT TO PASS** Report **ACCEPTED**, in concurrence.

The Chair laid before the Senate the following Tabled and Later Today Assigned matter:

HOUSE REPORTS - from the Committee on **LABOR AND HOUSING** on Bill "An Act To Establish the Permanent Commission on the Status of Racial and Ethnic Populations" H.P. 582 L.D. 777

Majority - **Ought to Pass as Amended by Committee Amendment "A" (H-493)** (7 members)

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

Tabled - June 10, 2019 by Senator **BELLOWS** of Kennebec

Pending - motion by same Senator 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-493)**.)

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 (#240)

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, in concurrence, **PREVAILED**.

Bill **READ ONCE**.

Committee Amendment "A" (H-493) **READ** and **ADOPTED**, in concurrence.

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

The Chair laid before the Senate the following Tabled and Later Today Assigned matter:

HOUSE REPORTS - from the Committee on **LABOR AND HOUSING** on Bill "An Act To Provide the Same Retirement Benefits for State Employees Working in Law Enforcement as Are Provided to Law Enforcement Officers"

H.P. 607 L.D. 833

Majority - **Ought to Pass as Amended by Committee Amendment "A" (H-496)** (6 members)

Minority - **Ought Not To Pass** (4 members)

Tabled - June 10, 2019 by Senator **BELLOWS** of Kennebec

Pending - motion by same Senator 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-496).**)

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 (#241)**

YEAS: Senators: BELLOWS, BREEN, CARPENTER, CARSON, CHENETTE, CHIPMAN, CLAXTON, CRYWAY, 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, in concurrence, **PREVAILED**.

Bill **READ ONCE**.

Committee Amendment "A" (H-496) **READ** and **ADOPTED**, in concurrence.

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

The Chair laid before the Senate the following Tabled and Later Today Assigned matter:

HOUSE REPORTS - from the Committee on **LABOR AND HOUSING** on Bill "An Act To Expand the 1998 Special Retirement Plan To Include Detectives in the Office of Investigations within the Department of the Secretary of State, Bureau of Motor Vehicles"

H.P. 871 L.D. 1207

Majority - **Ought to Pass as Amended by Committee Amendment "A" (H-497)** (5 members)

Minority - **Ought Not To Pass** (4 members)

Tabled - June 10, 2019 by Senator **BELLOWS** of Kennebec

Pending - motion by same Senator 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-497).**)

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 (#242)**

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, in concurrence, **PREVAILED**.

Bill **READ ONCE**.

Committee Amendment "A" (H-497) **READ** and **ADOPTED**, in concurrence.

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

The Chair laid before the Senate the following Tabled and Later Today Assigned matter:

HOUSE REPORTS - from the Committee on **LABOR AND HOUSING** on Bill "An Act To Expand the 1998 Special Retirement Plan To Include Detectives in the Office of the Attorney General"

H.P. 872 L.D. 1208

Majority - **Ought to Pass as Amended by Committee Amendment "A" (H-498)** (6 members)

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

Tabled - June 10, 2019 by Senator **BELLOWS** of Kennebec  
Pending - motion by same Senator 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-498).**)

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 (#243)**

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, in concurrence, **PREVAILED**.

Bill **READ ONCE**.

Committee Amendment "A" (H-498) **READ** and **ADOPTED**, in concurrence.

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

The Chair laid before the Senate the following Tabled and Later Today Assigned matter:

HOUSE REPORTS - from the Committee on **LABOR AND HOUSING** on Bill "An Act To Amend the Laws Governing the Collective Bargaining Rights of Employees of School Management and Leadership Centers"

H.P. 1025 L.D. 1412

Majority - **Ought to Pass as Amended by Committee Amendment "A" (H-494)** (7 members)

Minority - **Ought Not To Pass** (4 members)

Tabled - June 10, 2019 by Senator **BELLOWS** of Kennebec

Pending - motion by same Senator 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-494).**)

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 (#244)**

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

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

22 Senators having voted in the affirmative and 13 Senators having voted in the negative, the motion by Senator **BELLOWS** of Kennebec to **ACCEPT** the Majority **OUGHT TO PASS AS AMENDED** Report, in concurrence, **PREVAILED**.

Bill **READ ONCE**.

Committee Amendment "A" (H-494) **READ** and **ADOPTED**, in concurrence.

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

The Chair laid before the Senate the following Tabled and Later Assigned (5/14/19) matter:

Bill "An Act To Implement the National Popular Vote for President of the United States"

S.P. 252 L.D. 816  
(C "A" S-44)

Tabled - June 3, 2019 by Senator **LIBBY** of Androscoggin

Pending - **FURTHER CONSIDERATION**

(In Senate, May 14, 2019, on motion by Senator **LUCHINI** of Hancock, Minority **OUGHT TO PASS AS AMENDED** Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-44).**)

(In House, the Majority **OUGHT NOT TO PASS** Report **READ** and **ACCEPTED** in **NON-CONCURRENCE.**)

Senator **LIBBY** of Androscoggin moved the Senate **INSIST**.

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

On motion by Senator **LIBBY** 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 (#245)

YEAS: Senators: **BLACK, CYRWAY, DAVIS, DIAMOND, DOW, FARRIN, FOLEY, GUERIN, HAMPER, HERBIG, MOORE, POULIOT, ROSEN, TIMBERLAKE**

NAYS: Senators: **BELLOWS, BREEN, CARPENTER, CARSON, CHENETTE, CHIPMAN, CLAXTON, DESCHAMBAULT, DILL, GRATWICK, KEIM, LAWRENCE, LIBBY, LUCHINI, MILLETT, MIRAMANT, SANBORN H, SANBORN L, VITELLI, WOODSOME, PRESIDENT JACKSON**

14 Senators having voted in the affirmative and 21 Senators having voted in the negative, the motion by Senator **TIMBERLAKE** of Androscoggin to **RECEDE** and **CONCUR** **FAILED**.

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

Sent down for concurrence.

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

HOUSE REPORTS - from the Committee on **ENERGY, UTILITIES AND TECHNOLOGY** on Bill "An Act To Establish a Green New Deal for Maine"

H.P. 924 L.D. 1282

Majority - **Ought to Pass as Amended by Committee Amendment "A" (H-413)** (9 members)

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

Tabled - June 6, 2019 by Senator **VITELLI** of Sagadahoc

Pending - motion by Senator **LAWRENCE** of York to **ACCEPT** the Majority **OUGHT TO PASS AS AMENDED** Report

(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-413) AS AMENDED BY HOUSE AMENDMENT "A" (H-460)** thereto.)

On motion by Senator **LIBBY** 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 rise in support of the pending motion. I think we all know the seriousness of the threat climate change poses to our communities, our economy, our health and wellbeing, and in responding to this challenge we need to bring together the directly impacted communities to craft solutions and to align our economic development strategies with our climate change response strategy. This bill helps us to do that, and what I think is really unique about the Green New Deal outlined in this amendment is that it incorporates the support of industry and labor and specifically goes far to improve workforce development. We know that the renewable energy economy is a growing sector of Maine's economy and we need to develop a local, trained, highly skilled workforce in this sector and that apprenticeship is a tried and true tool to build that workforce. The apprenticeship provisions of this bill will help us build that local, permanent trained workforce and help us ensure that these are high quality jobs. So I urge support of the pending motion.

**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 (#246)**

**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 **LAWRENCE** of York to **ACCEPT** the Majority **OUGHT TO PASS AS AMENDED** Report, in concurrence, **PREVAILED**.

Bill **READ ONCE**.

Committee Amendment "A" (H-413) **READ**.

House Amendment "A" (H-460) to Committee Amendment "A" (H-413) **READ** and **ADOPTED**, in concurrence.

Committee Amendment "A" (H-413) as Amended by House Amendment "A" (H-460) thereto, **ADOPTED**, in concurrence.

Under suspension of the Rules, **READ A SECOND TIME** and **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-413) AS AMENDED BY HOUSE AMENDMENT "A" (H-460)** thereto, in concurrence.

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

**HOUSE REPORTS** - from the Committee on **LABOR AND HOUSING** on Bill "An Act Concerning Nondisclosure Agreements in Employment"

H.P. 1112 L.D. 1529

Majority - **Ought to Pass as Amended by Committee Amendment "A" (H-448)** (7 members)

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

Tabled - June 6, 2019 by Senator **BELLOWS** of Kennebec

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

(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-448)**.)

On motion by Senator **LIBBY** 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 rise in support of the pending motion. Ladies and gentlemen of the Senate, this bill is very clear and simple. It prohibits and places limits on the use of nondisclosure agreements in cases of sexual assault and sexual harassment and includes provisions to ensure that victims can communicate with the Maine Human Rights Commission and the Department of Labor to share their stories. Nondisclosure agreements have been used by the wealthy and the powerful to silence victims, unfortunately, for decades. Women, unfortunately, have had to exchange their silence for justice in the workplace and these nondisclosure agreements have helped hide serial sexual predators from law enforcement and from justice. The most notorious example, of course, being Harvey Weinstein, who it has been found assaulted over a dozen women since 1980 and through the use of nondisclosure agreements was able to keep his actions secret for decades, perpetrating abuse on more women. This is one of the most important bills that we can pass in the era of the Me Too movement. It is to ensure that those sexual predators are brought to justice, that they cannot hide behind a nondisclosure agreement, and that women will no longer have to exchange their silence for justice.

**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, I rise in support of the pending motion. It is time that we pass into law protections for women and men who face harassment in the workplace. There is no excuse to allow organizations to prevent individuals from addressing very serious and harmful behavior in our workplaces and I hope you will follow my light.

**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, nondisclosure agreements are simply voluntary contracts. No one is forced to sign them. They are voluntary. If we choose to sign the contract, that is your choice. If an employer commits a crime they are still subject to the laws of the United States.

**THE PRESIDENT:** The Chair recognizes the Senator from Cumberland, Senator H. Sanborn.

Senator **H. SANBORN:** Thank you, Mr. President. I rise in response to my good friend. I think that the problem with this being a nondisclosure being a simple private contract is that when it shields people who commit serial sexual abuse, harassment, and rape in a job setting that puts my child at risk as he grows up and gets jobs in the future because we will not be able to get these predators out of our businesses if businesses simply have to pay women to be silent and we have to stand against that as a policy matter today, Mr. President. 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 (#247)**

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

**NAYS:** Senators: BLACK, CYRWAY, DAVIS, DOW, FARRIN, GUERIN, HAMPER, KEIM, POULIOT, ROSEN, TIMBERLAKE

24 Senators having voted in the affirmative and 11 Senators having voted in the negative, the motion by Senator **BELLOWS** of Kennebec to **ACCEPT** the Majority **OUGHT TO PASS AS AMENDED** Report, in concurrence, **PREVAILED**.

Bill **READ ONCE**.

Committee Amendment "A" (H-448) **READ** and **ADOPTED**, in concurrence.

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

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The Chair laid before the Senate the following Tabled and Later Assigned (6/7/19) matter:

HOUSE REPORTS - from the Committee on **EDUCATION AND CULTURAL AFFAIRS** on Bill "An Act To Create an Additional Pathway To Certify Industrial Arts Teachers To Foster Career and Technical Subjects in Maine Schools"

H.P. 991 L.D. 1369

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

Minority - **Ought to Pass as Amended by Committee Amendment "A" (H-473)** (5 members)

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

Pending - motion by same Senator to **ACCEPT** the Majority **OUGHT NOT TO PASS** Report in **NON-CONCURRENCE**

(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-473)**.)

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 Pouliot.

Senator **POULIOT:** Thank you, Mr. President. Mr. President, men and women of the Senate, every member of this Body talks about the importance of workforce development. I think that is a critical thing for all of us and I believe that we all think that is something that Maine ought to continue to find ways to promote and support. The state is facing a dire shortage of industrial arts teachers and we must commit to creating additional pathways to certify industrial arts teachers. Being able to provide students with access to industrial arts education is critical in improving our chances to have a more robust workforce. We are running out of industrial arts teachers as they are retiring, leaving us in a desperate place without a means by which we can replace them. We must pass this bill to help alleviate this problem. The Department of Education recognizes industrial arts as an endorsement and a means by which conditional certifications may be awarded. However, we have no concrete pathways for these potentially interested teachers to do so at this time. There is no place to be trained. However, folks from industry, in the field, who are interested in giving back now would have a way to do so. The Majority Report does not provide us with the opportunity to establish an endorsement and credentialing pathway to allow for new teachers to enter this field through the defined experiential lab. Students need to be able to get some experience with a host of trade related skills such as, but not limited to, automotive body repair, diagnostics, mechanics, welding, electrical, carpentry, computer aided design, etcetera. Please vote no on this Majority Report motion so that we can move the Minority Report, which was supported in the House just last week and will help grow a skilled and trained workforce in Maine. Thank you, men and women of the Senate.

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

Senator **MILLETT:** Thank you, Mr. President. Ladies and gentlemen of the Senate, certainly the Education Committee in its entirety supports workforce development and believes that this area is important. The good Senator from Kennebec may recollect, however, that we dealt with this issue with a number of bills that were in front of the Committee over a number of days of work sessions. I know it can be hard when you are a sponsor or co-sponsor of a bill to see it be voted out Ought Not to Pass by a majority, but it's always important to remember that if the work has been achieved in another legislation then the mission has been accomplished. In fact, with the great consultation of the University of Maine System, the Committee unanimously chose to change the industrial arts endorsement to engineering and technology to better reflect today's environment and workforce needs and the University of Maine System is thrilled because they have a wonderful pathway to start supporting our new engineering and technology endorsement. So it's important to remember that while the Majority Report on this bill was Ought Not to Pass, the Committee, as a whole, unanimously supported

a pathway to support our schools in the engineering and technology endorsement. Thank you, Mr. President.

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

Senator **DIAMOND:** Thank you, Mr. President. Ladies and gentlemen of the Senate, I'm a co-sponsor of this bill and the bill came from some rural districts, rural school districts. One in my district, SAD 6 which is Buxton, Hollis, Limington, and Standish, and also SAD 55 which takes in a number of towns, Porter, Cornish, and Hiram. All those places, all very rural areas. These districts, the teachers, the administration, and I'm told some of the students worked hard to bring back some way to provide some credentialed teachers who could teach some of these industrial arts technology courses. The problem is there used to be the IA training, IA technology training, that used to take place at USM. Of course it doesn't do that anymore. Ironically, the largest building at the USM campus in Gorham is the industrial arts technology building. What this bill would simply do is ask the Board of Education to work and find a pathway to provide some credentialed so these valuable courses, the technology of carpentry, the technology of electricity, auto mechanics, all of those things. It's a very missing skill set for teachers to be teaching these courses in our state. Especially hard hit are the rural areas. So I would ask you to oppose this motion and I would ask you to give us a chance, give those rural areas a chance, to work out something with the Board of Education so we can make an attempt to find some credentialed, some way to do credentialing for these teachers so they can help these kids. Thank you, Mr. President.

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

Senator **WOODSOME:** Thank you, Mr. President. I find it interesting that we are in a position we're in today with education in our trades. I find it interesting that the University of Maine is very excited to gear up for engineering and technology. If history repeats itself, if we listen to history, it was some 20 something years ago that the University and other education departments basically started doing away with the trades and vocational tech in local high schools and middle schools. When I go out in my district, which is like Senator Diamond's, my biggest town is Sanford and they have one of the great vocational centers. But I also have Massabesic High School and Socabees High School, which are rural. These kids are rural kids who want to do the trades. As I go through my district I meet people who are retired who have been very successful businesspeople, whether it's in the building trades, machine tool, mechanics, what have you. They have been successful and they are willing to give back but they are not at the age, some of them 65 and 70, where they're going to go back and get their education basics. If they have been able to run a business successfully, I'm sure they can teach kids and I'm asking the Education Department, and this Legislature and this Body, to think outside the box. Let's be creative. I hope you vote against the Majority bill. Thank you.

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

Senator **TIMBERLAKE:** Thank you, Mr. President. Ladies and gentlemen of the Senate, as someone who represents a lot of rural communities and someone who, when they graduated from high school, went through the industrial arts program and somebody who hires people to go to work on their farm and so forth, there's a certain percentage of kids in today's society that are never going on to college to become an engineer or a scientist or other things. They are looking to get out of high school and go on in their lives and do whatever it is they want to do. There are some good trades out there available to them and there's a good chance to make a lot of money. It revolves around learning something. Industrial arts is for that special group of kids, Mr. President, that maybe chemistry and trigonometry isn't their forte, but learning how to use their hands in a productive way in society is. This bill presents a way to find that person, and everybody knows that person, in their community who's special with kids and good with their hands and can do about anything. You know, the Jack of All Trades. This lets a chance for these kids to learn from somebody like that. You know, there is a big demand for these people who know how to work with their hands and learn and industrial arts and these programs are special. So I hope you join me in voting against the Majority Ought Not to Pass Report and pass this bill because we are in desperate need of shop teachers and people to go out and train this special group of children. So please join me in my vote. Thank you.

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

Senator **CYRWAY:** Thank you, Mr. President. Ladies and gentlemen of the Senate, you know, through the years I was fortunate to grow up on a farm and do a lot of hands-on things and my father taught me a lot of things. But also I got a chance to have an industrial arts instructor at the high school and we made things and we brought them home and was proud of what we made. In fact, my wife has still one of the items that her brother made when he was in high school and thinks highly of it and brought it to my attention a couple two or three times. Not only that, just recently I saw on TV where a whole school built a boat and this man was highly skilled in boat making and they were very proud of their accomplishments. We need to give a chance to our children to do something hands-on instead of all by the book until they get to college. We need to have these opportunities. So I would ask to oppose this bill and to try to give them a chance. Thank you, Mr. President.

**THE PRESIDENT:** The Chair recognizes the Senator from Aroostook, Senator Carpenter.

Senator **CARPENTER:** Mr. President, I just want to say that I know a little bit about this subject and I think the world needs more carpenters.

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

Senator **MILLETT:** Thank you, Mr. President. Ladies and gentlemen, I just want to be very clear. Listening to the remarks today there seems to be a perception that this report is somehow a reflection of the Committee not being supportive to those working with their hands in the technical trades. The truth couldn't be further from the matter. Right now, as it stands, there

are five pathways to endorsement to be able to teach in the technical trades. One of those pathways is the recognition of paid experience. So, indeed, if those wonderful retirees would like to work with our children there's a very clear pathway laid out before them. There is a universal understanding and recognition in our Committee that this is an important issue and, in fact, the Committee spent a number of days thinking outside of the box in partnership and arrived at a unanimous decision as it related to some rulemaking that we'll be dealing with at another time. A majority of the Committee did not feel comfortable supporting the report because that language was provided at the last minute and also holds a mandate to the Department of Education, setting a minimum standard that, once that would be supported, the Board would be required to forward some minimum recommendations in that language. Again, I would ask the Body to respect the process of major substantive rulemaking and the process of the Committee and support the Majority Report. Thank you, Mr. President.

**THE PRESIDENT:** The pending question before the Senate is Acceptance of the Majority Ought Not to Pass 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 (#248)

YEAS: Senators: BREEN, CARSON, CHIPMAN, GRATWICK, LIBBY, MILLETT, SANBORN H, SANBORN L, VITELLI

NAYS: Senators: BELLOWS, BLACK, CARPENTER, CHENETTE, CLAXTON, CYRWAY, DAVIS, DESCHAMBAULT, DIAMOND, DILL, DOW, FARRIN, FOLEY, GUERIN, HAMPER, HERBIG, KEIN, LAWRENCE, LUCHINI, MIRAMANT, MOORE, POULIOT, ROSEN, TIMBERLAKE, WOODSOME, PRESIDENT JACKSON

9 Senators having voted in the affirmative and 26 Senators having voted in the negative, the motion by Senator **MILLETT** of Cumberland to **ACCEPT** the Majority **OUGHT NOT TO PASS**, in **NON-CONCURRENCE**, **FAILED**.

The Minority **OUGHT TO PASS AS AMENDED** Report **ACCEPTED**, in concurrence.

Bill **READ ONCE**.

Committee Amendment "A" (H-473) **READ** and **ADOPTED**, in concurrence.

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

The Chair laid before the Senate the following Tabled and Later Assigned (6/7/19) matter:

HOUSE REPORTS - from the Committee on **ENERGY, UTILITIES AND TECHNOLOGY** on Bill "An Act To Support Electrification of Certain Technologies for the Benefit of Maine Consumers and Utility Systems and the Environment"  
H.P. 1071 L.D. 1464

Majority - **Ought to Pass as Amended by Committee Amendment "A" (H-477)** (9 members)

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

Tabled - June 7, 2019 by Senator **VITELLI** of Sagadahoc

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

(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-477)**.)

The Majority **OUGHT TO PASS AS AMENDED** Report **ACCEPTED**, in concurrence.

Bill **READ ONCE**.

Committee Amendment "A" (H-477) **READ** and **ADOPTED**, in concurrence.

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

The Chair laid before the Senate the following Tabled and Later Assigned (6/7/19) matter:

HOUSE REPORTS - from the Committee on **ENERGY, UTILITIES AND TECHNOLOGY** on Bill "An Act To Amend Maine's Municipal Land Use and Eminent Domain Laws Regarding Transmission and Distribution Utilities"  
H.P. 1004 L.D. 1383

Report "A" - **Ought to Pass as Amended by Committee Amendment "A" (H-435)** (8 members)

Report "B" - **Ought Not to Pass** (3 members)

Report "C" - **Ought to Pass as Amended by Committee Amendment "B" (H-436)** (2 members)

Tabled - June 7, 2019 by Senator **VITELLI** of Sagadahoc

Pending - **ACCEPTANCE OF ANY REPORT**

(In House, Report "A", **OUGHT TO PASS AS AMENDED BY COMMITTEE AMENDMENT "A" (H-435)**, **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-435)**.)



Senator **LAWRENCE** of York moved the Senate **ACCEPT** Report "A", **OUGHT TO PASS AS AMENDED BY COMMITTEE AMENDMENT "A" (H-435)**, 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 York, Senator Lawrence.

Senator **LAWRENCE:** Thank you, Mr. President. Men and women of the Senate, I hope you will support Committee Amendment "A". This bill is about individual property rights. One of our fundamental principles in our society is that of individual property rights and this one is regarding real estate. All real estate originates with a sovereign, takes jurisdiction over the real estate, but we sell it, we give it away, we grant it to individual people, entities, who then turn it and use it for its best use. That's a fundamental principle of our society and it's subject to only a few reasons that sovereign, that government, can take it away. One of those is eminent domain. That's the right of a government to take all your property rights back. They have to have an expressed public interest and they have to give you just and fair compensation. One hundred years ago this Legislature created the Public Utilities Commission as a way of turning its jurisdiction over the creation and regulation of utilities to a body, to a regulatory body. That was part of the idea of rural electrification, allowing electricity to expand around this state and grow around this state. Part of the jurisdiction we gave to the PUC was that right of a government to take property by eminent domain and that was given and the PUC has eventually turned that over to for-profit companies to allow them to come and take your property away from you by eminent domain. It's meant to be given to them for the purpose of getting electricity to Mainers, allowing electricity to get to Mainers. When it's come up in this corridor expansion, now these private utilities have a right to come in and take your property by eminent domain, not to provide electricity to Mainers but for another transmission scheme that they have, to provide electricity to come through Maine to the people of Massachusetts. What this bill says is that if you're doing this and this private entity is going to come in and try to exercise a governmental power and take all your property rights away they have to go before an elected body in the locality where they're trying to take that property away. Either municipal officers or, in the case of an unorganized territory, the county government. This is only just. This is only fair. This is to protect the property rights of the individual. Before anybody else says this is going to stop the corridor, it's not because the corridor has already acquired all the land it needs to put this corridor through. It says that if you go outside of that land, or if you bring in another corridor, and you try to use eminent domain to take private individual's right away, a right that's guaranteed by our Constitution, you have to go before a publically elected body to get approval for that. I hope you will support Committee Amendment "A".

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

Senator **CYRWAY:** Thank you, Mr. President. Ladies and gentlemen of the Senate, simply, CMP should respect the local interests and play by the same rules as any other business. CMP's corridor proposal is a for-profit transmission project. It is not needed to enhance the reliability of Maine's electricity system. This bill, L.D. 1383, will make sure that for-profit transmission projects, like the CMP corridor, don't have the legal authority to override local laws any more than Walmart or any other for-profit enterprise does. Other developers of for-profit projects do not have access to eminent domain and cannot ignore municipalities. Instead they must work with the towns to get required permits. CMP should do the same with this New England project. L.D. 1383 protects the interests of Maine towns. Fifteen Maine towns and the Franklin County Commissioners have voted to rescind their support or to oppose the CMP corridor and six more towns will vote in coming weeks. L.D. 1383 respects the local interests of these communities. CMP should play by the same rules as other developers proposing for-profit projects. So I vote yes for this L.D. 1383. Thank you, Mr. President.

**THE PRESIDENT:** The pending question before the Senate is Acceptance of Report "A", Ought to Pass as Amended by Committee Amendment "A" (H-435). Is the Senate ready for the question?

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

#### ROLL CALL (#249)

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

**NAYS:** Senators: DOW, HAMPER, TIMBERLAKE

32 Senators having voted in the affirmative and 3 Senators having voted in the negative, the motion by Senator **LAWRENCE** of York to **ACCEPT** Report "A", **OUGHT TO PASS AS AMENDED BY COMMITTEE AMENDMENT "A" (H-435)**, in concurrence, **PREVAILED**.

**Bill READ ONCE.**

Committee Amendment "A" (H-435) **READ** and **ADOPTED**, in concurrence.

Under suspension of the Rules, **READ A SECOND TIME** and **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-435)**, in concurrence.

The Chair laid before the Senate the following Tabled and Later Assigned (6/7/19) matter:

HOUSE REPORTS - from the Committee on **ENERGY, UTILITIES AND TECHNOLOGY** on Bill "An Act Regarding Energy Transmission Corridors" (EMERGENCY)  
H.P. 985 L.D. 1363

Report "A" - **Ought to Pass as Amended by Committee Amendment "A" (H-437)** (8 members)

Report "B" - **Ought Not to Pass** (4 members)

Report "C" - **Ought to Pass as Amended by Committee Amendment "B" (H-438)** (1 member)

Tabled – June 7, 2019 by Senator **VITELLI** of Sagadahoc

Pending - **ACCEPTANCE OF ANY REPORT**

(In House, Report "A", **OUGHT TO PASS AS AMENDED BY COMMITTEE AMENDMENT "A" (H-437)**, READ and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-437) AND HOUSE AMENDMENT "A" (H-504)**.)

Senator **LAWRENCE** of York moved the Senate **ACCEPT** Report "A", **OUGHT TO PASS AS AMENDED BY COMMITTEE AMENDMENT "A" (H-437)**, 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 York, Senator Lawrence.

Senator **LAWRENCE:** Thank you, Mr. President. Men and women of the Senate, this is the second of two important corridor bills we're voting on today and this comes up over the recent transmission corridor that was proposed by Central Maine Power. What it does, it defines the corridor, a high impact electric transmission line, as one of greater than 50 miles in length, capable of operating 200 kilovolts or more, is not a generator interconnecting transmission facility, and not constructed primarily to provide electric reliability within the state. What it says is when a petitioner goes before the PUC and proposes one of these high impact electric transmission lines three things must happen. First of all, the petitioner must actually pay the amount of tax benefits projected by the petitioner. Too often we've seen this happen where the petitioner goes in and says, 'Hey, we're going to give community A \$300,000 in property tax rebate,' and low and behold it comes out to \$50,000 in property taxes coming back to that community. It says what you tell the Commission you must actually do. The second thing it says is the petitioner's certificate must provide community benefits package with a total value of not less than \$20,000 per megawatt per year of the capacity of the line. That just says what the overall package that you have to provide must include to the public. The third thing that it requires is that at least 2/3 of the local governments through which you're bringing this transmission line that it will pass must approve of the transmission line coming through. Two-thirds. If a referendum is

held in that community that will supersede any vote of the Board of Selectmen or the County Commissioner. It's plain and simple. What has come up in this corridor debate is that the PUC has done one thing and the public wants something entirely different. This puts the decision making power back in the hands of the public when you're doing a transmission corridor like this and I hope you will support Committee Amendment "A".

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

Senator **WOODSOME:** Thank you, Mr. President. I'd like to ask my fellow seatmate here: does this affect the existing corridor? In other words, can this rescind what has happened already?

**THE PRESIDENT:** The Senator from York, Senator Woodsome, has posed a question through the Chair right back over his area to Senator Lawrence.

Senator **LAWRENCE:** Thank you, Mr. President. Usually he just leans over and tells me what to do. I want to thank the Senate staff, first of all, for bringing me a cough drop so I can answer the question because we have too many carpenters in this Legislature. The simple answer is yes. This bill, if it's passed the way it is with an Emergency Enactor, will apply to the current corridor project. If it is not passed with an Emergency Enactor, and goes into effect in October, if the project is approved by the DEP by then it will not apply to the current corridor.

**THE PRESIDENT:** The pending question before the Senate is Acceptance of Report "A", Ought to Pass as Amended by Committee Amendment "A" (H-437). Is the Senate ready for the question?

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

#### ROLL CALL (#250)

**YEAS:** Senators: BELLOWS, BLACK, BREEN, CARPENTER, CARSON, CHENETTE, CHIPMAN, CYRWAY, DAVIS, DESCHAMBAULT, DILL, FARRIN, FOLEY, GRATWICK, GUERIN, HERBIG, LAWRENCE, MILLETT, MIRAMANT, MOORE, POULIOT, SANBORN L, VITELLI, PRESIDENT JACKSON

**NAYS:** Senators: CLAXTON, DIAMOND, DOW, HAMPER, KEIM, LIBBY, LUCHINI, ROSEN, SANBORN H, TIMBERLAKE, WOODSOME

24 Senators having voted in the affirmative and 11 Senators having voted in the negative, the motion by Senator **LAWRENCE** of York to **ACCEPT** Report "A", **OUGHT TO PASS AS AMENDED BY COMMITTEE AMENDMENT "A" (H-437)**, in concurrence, **PREVAILED**.

Bill **READ ONCE**.

Committee Amendment "A" (H-437) **READ** and **ADOPTED**, in concurrence.

House Amendment "A" (H-504) **READ** and **ADOPTED**, in concurrence.

Under suspension of the Rules, **READ A SECOND TIME** and **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-437) AND HOUSE AMENDMENT "A" (H-504)**, in concurrence.

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The Chair laid before the Senate the following Tabled and Later Assigned (6/7/19) matter:

SENATE REPORTS - from the Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY** on Bill "An Act To Provide Ready Access to Defibrillators in Businesses and Pharmacies" S.P. 355 L.D. 1169

Majority - **Ought to Pass as Amended by Committee Amendment "A" (S-233)** (8 members)

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

Tabled - June 7, 2019 by Senator **DESCHAMBAULT** of York

Pending - **ACCEPTANCE OF EITHER REPORT**

Senator **DESCHAMBAULT** of York 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 PRESIDENT:** The Chair recognizes the Senator from York, Senator Deschambault.

Senator **DESCHAMBAULT:** Thank you, Mr. President. Ladies and gentlemen, this bill came to my attention from a constituent and the constituent's husband had a sudden cardiac arrest. Happened to be in front of a pharmacy in side of a place like a Walmart. When I first took this, I thought, 'Okay, I'll do this,' but the more I got into it the more involved I became. This bill provides increased access for the public to automatic external defibrillators, also known as AED, by requiring that we add to our laws two more specific areas where AED should be found. One is that it would require that only commercial buildings built or renovated on or after January 1, 2020 with an occupancy exceeding 200 individuals have an operational AED on their premises and, two, that all pharmacies also have AED on the premises. That came about after I went around asking a lot of pharmacists if they had one and they all looked at me and said, 'I wish there was a law because we've been wanting one,' and I guess corporate located outside of the state of Maine did not put AEDs in pharmacies. In 2007, Maine passed a law requiring AEDs in all schools and that they be available at athletic events. There is a study underway to also have them, I'm not sure now where it is. It'll come to me, I'm sorry. There is a study somewhere else. I'd like to add that a goal of the American Heart Association has been to deliver defibrillation to a sudden cardiac arrest victim within three to five minutes after they collapse. A

paramedic testified before the Committee that important factors in the patient's survivability are not the advance cardiac life support skills that a paramedic has, or has been trained to provide, but immediate CPR with emphasis on chest compressions and rapid defibrillation done by bystanders is what helps. Older people are at a higher risk of experiencing a cardiac arrest than any other age group. We know that Maine is ranked the oldest state in the country. Any effort to increase access to lifesaving devices is an important public health benefit to our communities. I ask that you take this step forward and with the availability of an AED increase success for our citizens who experience a sudden cardiac arrest and the study I forgot to mention is still going on to have those available at fitness centers. Thank you.

**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 (#251)**

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

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

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

**Bill READ ONCE.**

Committee Amendment "A" (S-233) **READ** and **ADOPTED**.

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

Sent down for concurrence.

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The Chair laid before the Senate the following Tabled and Later Assigned (6/7/19) matter:

HOUSE REPORT - from the Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY** on Bill "An Act To Enhance the Ability of the State To Prosecute the Crime of Operating Under the Influence"

H.P. 1200 L.D. 1676  
(C "A" H-512)

Report - **Ought to Pass as Amended by Committee Amendment "A" (H-512)**

Tabled - June 7, 2019 by Senator **CYRWAY** of Kennebec

Pending - **PASSAGE TO BE ENGROSSED**

(In House, Report **READ** and **ACCEPTED** and Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-512)**.)

(In Senate, Report **READ** and **ACCEPTED** in concurrence. Committee Amendment "A" (H-512) **READ** and **ADOPTED** in concurrence. Under suspension of the Rules, **READ A SECOND TIME** and **PASSED TO BE ENGROSSED AS AMENDED** in concurrence. On motion by Senator **CYRWAY** of Kennebec, **RECONSIDERED PASSAGE TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-512)** in concurrence.)

**PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-512)**, in concurrence.

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Senate at Ease.

The Senate was called to order by the President.

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The Chair laid before the Senate the following Tabled and Later Today Assigned matter:

An Act To Protect Sustenance Fishing  
H.P. 1262 L.D. 1775  
(C "A" H-490)

Tabled - June 10, 2019 by Senator **LIBBY** of Androscoggin

Pending - **ENACTMENT**

(In Senate, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-490)** in concurrence.)

(In House, **PASSED TO BE ENACTED**.)

On motion by Senator **LIBBY** 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 (#252)**

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

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The Chair laid before the Senate the following Tabled and Later Today Assigned matter:

An Act To Reclassify Certain Waters of the State  
H.P. 1242 L.D. 1743  
(C "A" H-462)

Tabled - June 10, 2019 by Senator **LIBBY** of Androscoggin

Pending - **ENACTMENT**

(In Senate, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-462)** in concurrence.)

(In House, **PASSED TO BE ENACTED**.)

On motion by Senator **LIBBY** 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 (#253)**

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

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Off Record Remarks

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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 **HEALTH AND HUMAN SERVICES** on Bill "An Act To Improve and Modernize Home-based Care"  
H.P. 1191 L.D. 1655

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-524)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-524)**.

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

Bill **READ ONCE**.

Committee Amendment "A" (H-524) **READ** and **ADOPTED**, in concurrence.

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

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The Committee on **TRANSPORTATION** on Bill "An Act Regarding the Designation of Traumatic Brain Injury on Driver's Licenses and Nondriver Identification Cards"  
H.P. 50 L.D. 49

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-519)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-519)**.

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

Bill **READ ONCE**.

Committee Amendment "A" (H-519) **READ** and **ADOPTED**, in concurrence.

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

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

**ENACTORS**

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

**Emergency Measure**

An Act To Promote Major Food Processing and Manufacturing Facility Expansion and To Create Jobs in Maine  
S.P. 505 L.D. 1586  
(C "A" S-228)

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

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**Emergency Resolve**

Resolve, Establishing a Task Force To Study the Creation of a Comprehensive Career and Technical Education System and Increased Crosswalks for Academic Credit between Secondary Schools and Career and Technical Education Programs  
H.P. 766 L.D. 1036  
(C "A" H-506)

On motion by Senator **LIBBY** of Androscoggin, placed on the **SPECIAL STUDY TABLE** pending **FINAL PASSAGE**, in concurrence.

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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 To Allow for the Sale of Nonprescription Drugs through Vending Machines  
H.P. 38 L.D. 37  
(C "A" H-466)

An Act To Limit the Influence of Lobbyists by Expanding the Prohibition on Accepting Political Contributions  
S.P. 18 L.D. 54  
(C "A" S-132)

An Act To Establish a Student Loan Bill of Rights To License and Regulate Student Loan Servicers

S.P. 285 L.D. 995  
(C "A" S-225)

An Act Regarding Electric Bicycles

H.P. 882 L.D. 1222  
(C "A" H-511)

An Act To Amend the Marijuana Laws To Correct Inconsistencies in Recently Enacted Laws

H.P. 1097 L.D. 1505  
(C "A" H-513)

An Act Concerning the Establishment of Benefit Corporations

S.P. 468 L.D. 1519

An Act To Make Various Changes to the Motor Vehicle Laws

H.P. 1256 L.D. 1769  
(C "A" H-515)

An Act To Clarify Bonding Authority for School Management and Leadership Centers

H.P. 1260 L.D. 1773  
(C "A" H-505)

An Act To Amend the Motorcycle Rider Education and Driver Education Laws

H.P. 1267 L.D. 1782  
(C "A" H-510)

An Act To Clarify Requirements for Assisted Living Programs Regarding Fire Safety Inspections

S.P. 608 L.D. 1795

An Act To Update the Laws Regarding Death and Marriage Records

H.P. 1284 L.D. 1803

An Act To Amend Certain Laws Related to Members of the Military and the Maine National Guard

H.P. 1287 L.D. 1807

An Act To Ensure the Safety and Well-being of Infants Affected by Substance Exposure

H.P. 1293 L.D. 1816

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

---

An Act To Reduce Property Taxes for Maine Residents

S.P. 51 L.D. 164  
(C "A" S-231)

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

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An Act Regarding Presumptive Eligibility and Homelessness under the General Assistance Laws

S.P. 137 L.D. 459  
(C "A" S-215)

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

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An Act To Increase the Minimum Grant Amount under the Maine State Grant Program

H.P. 366 L.D. 509  
(C "A" H-468)

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

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An Act To Provide Stable Funding and Support for Child Care Providers

S.P. 291 L.D. 1012  
(C "A" S-211)

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

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An Act To Increase the Maximum Pension Deduction for State Income Tax

S.P. 298 L.D. 1019  
(C "A" S-230)

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

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An Act To Establish the Maine Workforce, Research, Development and Student Achievement Institute

H.P. 970 L.D. 1342  
(C "A" H-467)

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

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An Act To Create Tax Equity among Renewable Energy Investments

H.P. 1040 L.D. 1430  
(C "A" H-507)

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

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An Act To Align the Laws Governing Dental Therapy with Standards Established by the American Dental Association Commission on Dental Accreditation

H.P. 1053 L.D. 1441  
(C "A" H-503)

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

---

An Act To Increase the Supplement for Certain National Board for Professional Teaching Standards Certified Teachers in Maine

S.P. 486 L.D. 1549  
(C "A" S-216)

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

---

An Act To Attract, Build and Retain an Early Childhood Education Workforce through Increased Training, Education and Career Pathways

H.P. 1146 L.D. 1584  
(C "A" H-464)

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

---

An Act To Create the Drug Donation and Redispensing Program

S.P. 538 L.D. 1661  
(C "A" S-227)

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

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### Resolves

Resolve, Directing the Commissioner of Professional and Financial Regulation To Conduct a Sunrise Review Regarding the Proposal To License Operators of Cranes

H.P. 668 L.D. 904  
(C "A" H-465)

Resolve To Study Consolidation of Payment of Cost-of-living Tax Credits

H.P. 1093 L.D. 1491  
(C "A" H-509)

Resolve, To Modify the Deed for a Parcel of Property in the Town of Carrabassett Valley

H.P. 1162 L.D. 1610  
(C "A" H-434)

Resolve, To Determine Compliance with Federal and State Mental Health Parity Laws

S.P. 559 L.D. 1694  
(C "A" S-226)

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

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

### REPORTS OF COMMITTEES

#### Senate

#### Ought to Pass As Amended

Senator DESCHAMBAULT for the Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY** on Bill "An Act To Attract and Retain Firefighters"

S.P. 293 L.D. 1014

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-242)**.

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

Bill **READ ONCE**.

Committee Amendment "A" (S-242) **READ** and **ADOPTED**.

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

Sent down for concurrence.

---

Senator MILLETT for the Committee on **EDUCATION AND CULTURAL AFFAIRS** on Bill "An Act Regarding Kindergarten Readiness for Children Who Are Deaf and Hard of Hearing"

S.P. 204 L.D. 642

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-243)**.

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

Bill **READ ONCE**.

Committee Amendment "A" (S-243) **READ** and **ADOPTED**.

All matters thus acted upon, with the exception of those matters being held, were ordered sent down forthwith for concurrence.

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

Sent down for concurrence.

On motion by Senator **LIBBY** of Androscoggin, **ADJOURNED** until Tuesday, June 11, 2019 at 10:00 in the morning.

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Senator GRATWICK for the Committee on **HEALTH AND HUMAN SERVICES** on Bill "An Act To Support Early Intervention and Treatment of Mental Health Disorders" (EMERGENCY)  
S.P. 446 L.D. 1461

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-244)**.

Report **READ**.

On motion by Senator **LIBBY** of Androscoggin, **TABLED** until Later in Today's Session, pending **ACCEPTANCE OF THE REPORT**.

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Off Record Remarks

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

Senator **CARSON:** Thank you, Mr. President. Ladies and gentlemen of the Senate, last Thursday we recognized the 75<sup>th</sup> Anniversary of D-Day when 150,000 plus or minus allied troops stormed the beaches of France. I want to let the members of the Senate know that today, 75 years ago, just after the landing at Omaha and the other beaches the first women in uniform went ashore in France. They were Army nurses and there's a brief, just a very brief history I'd like to share with you. More than 59,000 American nurses served in the Army Nurse Corps during WWII. Nurses worked closer to the front lines than they ever had before within the 'chain of evacuation' established by the Army Medical Department during the war. Nurses served under fire in field hospitals and evacuation hospitals, on hospital trains, and hospital ships, and as flight nurses on medical transport planes. The skill and dedication of these nurses contributed to the extremely low post-injury mortality rate among American military forces in every theater of the war. Overall, fewer than 4% of the American soldiers who received medical care in the field or underwent evacuation died from wounds or disease. By June 1945, the number of Army nurses in the European theater of the war reached a peak of 17,345. The first nurses to arrive in Normandy were members of the 42<sup>nd</sup> and 45<sup>th</sup> Field Hospitals and the 91<sup>st</sup> and 128<sup>th</sup> Evacuation Hospitals. They landed on the beachhead four days after the initial invasion of June 1944. Here's to the women of the Army Nurse Corp in WWII. Thank you, Mr. President.

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