

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
SECOND REGULAR SESSION
JOURNAL OF THE SENATE**

In Senate Chamber
Tuesday
February 25, 2020

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

Prayer by Reverend Vanessa Betancourt of the Gardiner Church of Nazarene.

REVEREND BETANCOURT: Let us pray. Dear Heavenly Father, we thank You for this day. We thank You for the privilege to serve in this capacity. Father, I pray that as we celebrate the bicentennial that we would always remember the values and sacrifices of those that have gone before us and help us to remember the things that make Maine so special. I pray that Your holy spirit will protect the men and women from across this great state as they serve their communities. Be with their families as they, too, make a sacrifice. I pray for wisdom and discernment for the men and women here in making the decisions on behalf of this state. Father, we ask all of this in the mighty name of Jesus Christ, our Lord. Amen.

Pledge of Allegiance led by Senator Ned Claxton of Androscoggin County.

Reading of the Journal of Thursday, February 20, 2020.

Doctor of the day, Silwana Sidorczuk, MD of Madawaska.

Off Record Remarks

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

ORDERS

Joint Order

Expression of Legislative Sentiment recognizing:

David St. Laurent, of Farmington, a deputy sheriff with the Franklin County Sheriff's Office, who has been named the 2019 Franklin County Deputy of the Year. We extend our congratulations and best wishes;

SLS 1074

Sponsored by Senator BLACK of Franklin.
Cosponsored by Representative: LANDRY of Farmington.

The Joint Order was **READ**.

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

Senator BLACK: Thank you, Mr. President. Good morning, ladies and gentlemen of the Senate. I am pleased that Lt. David St. Laurent is able to join us today. Lt. St. Laurent was recently named the 2019 Deputy of the Year for Franklin County Sheriff's Department. In the announcement of naming Lt. St. Laurent Deputy of the Year, it is said that he's a true example of what it means to be a public servant at the Sheriff's Department. A team player who is always available to assist the other deputies and any agency when a major crime occurs. He represents the Sheriff at various committees, such as CAC; Domestic Violence Homicide Review Panel; Safe Voices; and the list goes on and on. He has an additional work load of conducting investigations as another deputy is special assignment and he has a 'can do' attitude that is infectious. His knowledge is impressive. For all these reasons and many more, it's why he deserves the honor of Deputy of the Year. As you can see from all he does, we are very lucky to have Lt. St. Laurent as a member of the Franklin County Sheriff's Department and our community. I would like to congratulate Lt. St. Laurent on this award and thank him for his hard work in making Franklin Country a safe place to work and live.

The Joint Order was **PASSED**.

Sent down for concurrence.

THE PRESIDENT: The Chair is very pleased to recognize in the rear of the Chamber Lt. David St. Laurent; his wife, Chrissy St. Laurent; Sheriff Scott Nichols and Lt. David Rackliffe and Chief Deputy Steven Lowell. They are from the town of Farmington and the Franklin County Sheriff's Department. They are the guests today of the Senator from Franklin, Senator Black. Would they all please rise and accept the congratulations and greetings of the Maine Senate.

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

SENATE PAPERS

Bill "An Act Regarding Sales of Alcohol in Municipalities and Unincorporated Places" (EMERGENCY)

S.P. 759 L.D. 2120

Presented by Senator LUCHINI of Hancock.
Cosponsored by Senator: TIMBERLAKE of Androscoggin.
Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 205.

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

Sent down for concurrence.

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

PAPERS FROM THE HOUSE

Non-Concurrent Matter

Bill "An Act To Improve Public Safety through Coordinated Reentry of Prisoners into the Community"

H.P. 1250 L.D. 1756
(C "A" H-580)

In Senate, June 14, 2019, **PASSED TO BE ENACTED** in concurrence.

RECALLED from the Governor's Desk, pursuant to Joint Order (H.P. 1427).

Comes from the House, Bill **COMMITTED** to the Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY** in **NON-CONCURRENCE**.

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

COMMUNICATIONS

The Following Communication: S.C. 948

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

February 20, 2020

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 Robin L. Foster of Orrington, for appointment to the School Board of the Maine Educational Center for the Deaf and Hard of Hearing and the Governor Baxter School for the Deaf.

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

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

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

Signed,

S/Rebecca Millett
Senate Chair

S/Victoria P. Kornfield
House Chair

READ and ORDERED PLACED ON FILE.

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

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

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

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#399)

YEAS: Senators: None

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

EXCUSED: Senators: DESCHAMBAULT, HERBIG, WOODSOME

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 **Robin L. Foster** of Orrington for reappointment to the School Board of the Maine Educational Center for the Deaf and Hard of Hearing and the Governor Baxter School for the Deaf was **CONFIRMED**.

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

The Following Communication: S.C. 946

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

February 20, 2020

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 Paula E. Matlins of Bangor, for appointment to the School Board of the Maine Educational Center for the Deaf and Hard of Hearing and the Governor Baxter School for the Deaf.

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

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

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

Signed,

S/Rebecca Millett
Senate Chair

S/Victoria P. Kornfield
House Chair

READ and ORDERED PLACED ON FILE.

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

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

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#400)

YEAS: Senators: None

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

EXCUSED: Senators: DESCHAMBAULT, HERBIG, WOODSOME

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 **Paula E. Matlins** of Bangor for appointment to the School Board of the Maine Educational Center for the Deaf and Hard of Hearing and the Governor Baxter School for the Deaf was **CONFIRMED**.

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

The Following Communication: S.C. 947

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

February 20, 2020

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 Amber Oakes of Old Town, for appointment to the School Board of the Maine Educational Center for the Deaf and Hard of Hearing and the Governor Baxter School for the Deaf.

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

YEAS Senators 1 Millett, R. of Cumberland

Representatives 7 Kornfield, V. of Bangor, Dodge, J. of Belfast, Drinkwater, G. of Milford, Farnsworth, D. of Portland, Ingwersen, H. of Arundel, Rudnicki, S. of Fairfield, Sampson, H. of Alfred

NAYS 0

ABSENT 5 Sen. Carson, B. of Cumberland, Sen. Pouliot, M. of Kennebec, Rep. Brennan, M. of Portland, Rep. Fecteau, J. of Augusta, Rep. McCrea, D. of Fort Fairfield

Eight members of the Committee having voted in the affirmative and zero in the negative, it was the vote of the Committee that the nomination of Amber Oakes of Old Town, for reappointment to the School Board of the Maine Educational Center for the Deaf and Hard of Hearing and the Governor Baxter School for the Deaf be confirmed.

Signed,

S/Rebecca Millett
Senate Chair

S/Victoria P. Kornfield
House Chair

READ and ORDERED PLACED ON FILE.

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

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

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#401)

YEAS: Senators: None

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

EXCUSED: Senators: DESCHAMBAULT, HERBIG, WOODSOME

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 **Amber Oakes** of Old Town for appointment to the School Board of the Maine Educational Center for the Deaf and Hard of Hearing and the Governor Baxter School for the Deaf was **CONFIRMED**.

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

The Following Communication: S.C. 949

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

February 20, 2020

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 Thomas W. Minch of Portland, for appointment to the School Board of the Maine Educational Center for the Deaf and Hard of Hearing and the Governor Baxter School for the Deaf.

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

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

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

Signed,

S/Rebecca Millett
Senate Chair

S/Victoria P. Kornfield
House Chair

READ and ORDERED PLACED ON FILE.

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

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

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#402)

YEAS: Senators: None

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

EXCUSED: Senators: DESCHAMBAULT, HERBIG, WOODSOME

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 **Thomas W. Minch** of Portland for appointment to the School Board of the Maine Educational Center for the Deaf and Hard of Hearing and the Governor Baxter School for the Deaf was **CONFIRMED**.

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

The Following Communication: S.C. 950

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

February 20, 2020

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 Jennifer Gaulin of Winslow, for appointment to the School Board of the Maine Educational Center for the Deaf and Hard of Hearing and the Governor Baxter School for the Deaf.

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

YEAS	Senators	1	Millett, R. of Cumberland
	Representatives	8	Kornfield, V. of Bangor, Dodge, J. of Belfast, Drinkwater, G. of Milford, Farnsworth, D. of Portland, Fecteau, J. of Augusta, Ingwersen, H. of Arundel, Rudnicki, S. of Fairfield, Sampson, H. of Alfred
NAYS		0	
ABSENT		4	Sen. Carson, B. of Cumberland, Sen. Pouliot, M. of Kennebec, Rep. Brennan, M. of Portland, Rep. McCrea, D. of Fort Fairfield

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

Signed,

S/Rebecca Millett
Senate Chair

S/Victoria P. Kornfield
House Chair

READ and ORDERED PLACED ON FILE.

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

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

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#403)

YEAS: Senators: None

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

EXCUSED: Senators: DESCHAMBAULT, HERBIG,
WOODSOME

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 **Jennifer Gaulin** of Winslow for appointment to the School Board of the Maine Educational Center for the Deaf and Hard of Hearing and the Governor Baxter School for the Deaf was **CONFIRMED**.

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

The Following Communication: S.C. 951

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

February 20, 2020

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 Corda L. Kinzie of Readfield, for appointment to the School Board of the Maine Educational Center for the Deaf and Hard of Hearing and the Governor Baxter School for the Deaf.

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

YEAS Senators 1 Millett, R. of Cumberland
 Representatives 8 Kornfield, V. of Bangor,
 Dodge, J. of Belfast,
 Drinkwater, G. of Milford,
 Farnsworth, D. of Portland,
 Fecteau, J. of Augusta,
 Ingwersen, H. of Arundel,
 Rudnicki, S. of Fairfield,
 Sampson, H. of Alfred

NAYS 0

ABSENT 4 Sen. Carson, B. of
 Cumberland, Sen. Pouliot, M.
 of Kennebec, Rep. Brennan,
 M. of Portland, Rep. McCrea,
 D. of Fort Fairfield

Nine members of the Committee having voted in the affirmative and zero in the negative, it was the vote of the Committee that the nomination of Corda L. Kinzie of Readfield, for appointment to the School Board of the Maine Educational Center for the Deaf and Hard of Hearing and the Governor Baxter School for the Deaf be confirmed.

Signed,

S/Rebecca Millett
 Senate Chair

S/Victoria P. Kornfield
 House Chair

READ and ORDERED PLACED ON FILE.

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

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

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#404)

YEAS: Senators: None

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

EXCUSED: Senators: DESCHAMBAULT, HERBIG,
 WOODSOME

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 **Corda L. Kinzie** of Readfield for appointment to the School Board of the Maine Educational Center for the Deaf and Hard of Hearing and the Governor Baxter School for the Deaf was **CONFIRMED**.

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

The Following Communication: S.C. 953

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

February 19, 2020

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 Labor and Housing has had under consideration the nomination of Kimberly N. Lindlof of Fairfield, for appointment to the State Workforce Board.

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

YEAS Senators 1 Bellows, S. of Kennebec
 Representatives 6 Austin, S. of Gray, Carney, A.
 of Cape Elizabeth, Doore, D.
 of Augusta, Morris, J. of
 Turner, Rykerson, D. of
 Kittery, Tucker, R. of
 Brunswick

NAYS 0

ABSENT 6 Sen. Guerin, S. of
 Penobscot, Sen. Lawrence,
 M. of York, Rep. Sylvester,
 M. of Portland, Rep.
 Bradstreet, D. of Vassalboro,
 Rep. Cuddy, S. of Winterport,
 Rep. Lockman, L. of Bradley

Seven members of the Committee having voted in the affirmative and zero in the negative, it was the vote of the Committee that the nomination of Kimberly N. Lindlof of Fairfield, for appointment to the State Workforce Board be confirmed.

Signed,

S/Shenna Bellows
Senate Chair

S/Mike A. Sylvester
House Chair

READ and ORDERED PLACED ON FILE.

The President laid before the Senate the following: "Shall the recommendation of the Committee on **LABOR AND HOUSING** be overridden?"

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

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#405)

YEAS: Senators: None

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

EXCUSED: Senators: DESCHAMBAULT, HERBIG, WOODSOME

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 **Kimberly N. Lindlof** of Fairfield for appointment to the State Workforce Board was **CONFIRMED**.

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

Off Record Remarks

The Following Communication: S.C. 937

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

February 18, 2020

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

RE: Appointment of Lucas St. Clair of Falmouth to the Board of Trustees, Maine Public Broadcasting

Dear President Jackson:

This is to inform you that I am today re-nominating Lucas St. Clair of Falmouth for appointment to the Board of Trustees, Maine Public Broadcasting Corporation given the thirty-day timeframe to have his confirmation hearing has passed.

Pursuant to PL 2013, Ch. 367, §3, this appointment is contingent on confirmation by the Maine Senate after review by the Joint Standing Committee on Education and Cultural Affairs.

Thank you.

Very truly yours,

S/Janet T. Mills
Governor

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 938

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

February 18, 2020

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

RE: University of Maine System Board of Trustees – Appointment of Emily Ann Cain of Orono

Dear President Jackson:

This is to inform you that I am today nominating Emily Ann Cain of Orono for appointment to the University of Maine System Board of Trustees.

Pursuant to Title 5, MRSA §12004-C, this appointment is contingent on the Maine State Senate's confirmation after review by the Joint Standing Committee on Education and Cultural Affairs.

Thank you.

Very truly yours,

S/Janet T. Mills
Governor

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 939

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

February 18, 2020

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

RE: University of Maine System Board of Trustees –
Reappointment of Lisa Marchese Eames of Cumberland

Dear President Jackson:

This is to inform you that I am today nominating Lisa Marchese Eames of Cumberland for reappointment to the University of Maine System Board of Trustees.

Pursuant to Title 5, MRSA §12004-C, this reappointment is contingent on the Maine State Senate's confirmation after review by the Joint Standing Committee on Education and Cultural Affairs.

Thank you.

Very truly yours,

S/Janet T. Mills
Governor

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 940

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

February 18, 2020

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

RE: University of Maine System Board of Trustees – Appointment of Irene Neal of Fort Kent as the Student Trustee

Dear President Jackson:

This is to inform you that I am today nominating Irene Neal of Fort Kent for appointment to the University of Maine System Board of Trustees as the Student Trustee.

Pursuant to Title 5, MRSA §12004-C, this reappointment is contingent on the Maine State Senate's confirmation after review by the Joint Standing Committee on Education and Cultural Affairs.

Thank you.

Very truly yours,

S/Janet T. Mills
Governor

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 952

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

February 24, 2020

The Honorable Troy D. Jackson, President of the Senate
The Honorable Sara Gideon, Speaker of the House
State House
Augusta, ME 04333

Dear President Jackson and Speaker Gideon,

It is my pleasure to nominate Katherine McBrien of Union for appointment as the Maine State Archivist.

Pursuant to Title 5 M.R.S.A. § 93, this nomination will require review by the Joint Standing Committee on State and Local Government and confirmation by the Senate.

If you have any questions, please do not hesitate to contact me at 626-8401.

Sincerely,

S/Matthew Dunlap
Secretary of State

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 941

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

February 20, 2020

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

Dear Secretary Grant:

Pursuant to my authority under Senate Rule 201.3, I am appointing Senator Dana Dow to the Energy, Utilities and Technology Committee. With this appointment, he will be replacing Senator David Woodsome, effective the date of this letter.

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

Sincerely,

S/Troy D. Jackson
President of the Senate

READ.

THE PRESIDENT: The Chair recognizes the Senator from Lincoln, Senator Dow.

Senator **DOW:** Thank you, Mr. President. In reference to 2-12, on behalf of the caucus, we send a recommendation, a request, that we reconsider the original recommendation as I have the Marine Committee which meets at the same time as the Energy Committee. I'm not refusing. I just feel we have a better choice and that's the end of my communication. Thank you.

ORDERED PLACED ON FILE.

The Following Communication: S.C. 942

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

February 20, 2020

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 Environment and Natural Resources has voted unanimously to report the following bill(s) out "Ought Not to Pass":

L.D. 1594 An Act To Establish a Stewardship Program for Consumer Batteries

This is notification of the Committee's action.

Sincerely,

S/Sen. Brownie Carson
Senate Chair

S/Rep. Ralph L. Tucker
House Chair

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

The Following Communication: S.C. 943

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

February 19, 2020

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

Dear President Jackson and Speaker Gideon:

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

L.D. 1373 Resolve, To Reduce MaineCare Spending through Targeted Nutrition Interventions

L.D. 1939 Resolve, To Ensure High-quality Long-term Care for Maine Veterans

This is notification of the Committee's action.

Sincerely,

S/Sen. Geoff Gratwick
Senate Chair

S/Rep. Patty Hymanson
House Chair

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

The Following Communication: S.C. 944

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

February 14, 2020

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

Dear President Jackson and Speaker Gideon:

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

- L.D. 1052 An Act To Require Regular and Transparent Review of MaineCare Reimbursement Rates
- L.D. 1935 An Act To Address the Needs of Pregnant Women Affected by Opioid Use Disorder
- L.D. 1970 An Act To Establish Electronic Visit Verification for In-home and Community-based Health Care Workers

This is notification of the Committee's action.

Sincerely,

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

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

The Following Communication: S.C. 935

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

February 13, 2020

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

Dear President Jackson and Speaker Gideon:

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

- L.D. 1052 An Act To Require Regular and Transparent Review of MaineCare Reimbursement Rates
- L.D. 1935 An Act To Address the Needs of Pregnant Women Affected by Opioid Use Disorder
- L.D. 1970 An Act To Establish Electronic Visit Verification for In-home and Community-based Health Care Workers

This is notification of the Committee's action.

Sincerely,

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

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

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

- L.D. 1525 An Act To Require Insurance on Motorized Watercraft

This is notification of the Committee's action.

Sincerely,

S/Sen. Jim Dill S/Rep. Catherine M. Nadeau
Senate Chair House Chair

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

The Following Communication: S.C. 936

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

February 13, 2020

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

Dear President Jackson and Speaker Gideon:

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

- L.D. 163 An Act Regarding Property Tax Relief for Veterans
- L.D. 903 An Act To Improve Corporate Tax Fairness by Amending the Rates Imposed on Corporate Income
- L.D. 1156 An Act To Create the Savings Account Program for Small Businesses
- L.D. 1647 An Act To Provide Tax Fairness to Maine's Middle Class and Working Families

This is notification of the Committee's action.

Sincerely,

S/Sen. Ben Chipman S/Rep. Ryan Tipping
Senate Chair House Chair

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

The Following Communication: S.C. 945

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

January 30, 2020

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 Transportation has voted unanimously to report the following bill(s) out "Ought Not to Pass":

L.D. 1714 Resolve, Directing the Secretary of State To Enter into a Reciprocal Agreement between the State and Taiwan Regarding Driver's Licenses

This is notification of the Committee's action.

Sincerely,

S/Sen. Bill Diamond
Senate Chair

S/Rep. Andrew McLean
House Chair

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

REPORTS OF COMMITTEES

House

Divided Report

The Majority of the Committee on **STATE AND LOCAL GOVERNMENT** on Bill "An Act To Ensure Comprehensive Interdepartmental Planning, Coordination and Collaboration on Aging Policy" (EMERGENCY)

H.P. 1235 L.D. 1733

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-682)**.

Signed:

Senators:
CLAXTON of Androscoggin
DESCHAMBAULT of York

Representatives:

MARTIN of Sinclair
BRYANT of Windham
EVANGELOS of Friendship
PEBORTH of Blue Hill
RISEMAN of Harrison
TERRY of Gorham
TUELL of East Machias

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

Signed:

Senator:
DAVIS of Piscataquis

Representatives:

KINNEY of Knox
REED of Carmel

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-682)**.

Reports **READ**.

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

Bill **READ ONCE**.

Committee Amendment "A" (H-682) **READ** and **ADOPTED**, in concurrence.

ASSIGNED FOR SECOND READING NEXT LEGISLATIVE DAY.

Senate

Pursuant to Joint Rule

Senator GRATWICK for the Committee on **HEALTH AND HUMAN SERVICES** on Bill "An Act To Amend the Laws Governing the Maternal, Fetal and Infant Mortality Review Panel" S.P. 758 L.D. 2119

Reported that the same be **REFERRED** to the Committee on **HEALTH AND HUMAN SERVICES**, pursuant to Joint Rule 353.

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

Bill and accompanying papers **REFERRED** to the Committee on **HEALTH AND HUMAN SERVICES**.

Sent down for concurrence.

Ought to Pass As Amended

Senator DILL for the Committee on **AGRICULTURE, CONSERVATION AND FORESTRY** on Bill "An Act To Eliminate Online Burn Permit Fees for All Areas of the State"
S.P. 604 L.D. 1788

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-395)**.

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

Bill **READ ONCE**.

Committee Amendment "A" (S-395) **READ** and **ADOPTED**.

ASSIGNED FOR SECOND READING NEXT LEGISLATIVE DAY.

Senator MILLETT for the Committee on **EDUCATION AND CULTURAL AFFAIRS** on Bill "An Act To Provide Funding for Capital Improvements and Equipment for Career and Technical Education Centers and Regions"
S.P. 712 L.D. 2022

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-396)**.

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

Bill **READ ONCE**.

Committee Amendment "A" (S-396) **READ** and **ADOPTED**.

ASSIGNED FOR SECOND READING NEXT LEGISLATIVE DAY.

Senator GRATWICK for the Committee on **HEALTH AND HUMAN SERVICES** on Bill "An Act To Save Lives by Establishing the Low Barrier Opioid Treatment Response Program" (EMERGENCY)
S.P. 539 L.D. 1662

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-398)**.

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

Bill **READ ONCE**.

Committee Amendment "A" (S-398) **READ** and **ADOPTED**.

ASSIGNED FOR SECOND READING NEXT LEGISLATIVE DAY.

Senator H. SANBORN for the Committee on **HEALTH COVERAGE, INSURANCE AND FINANCIAL SERVICES** on Bill "An Act To Increase the Automatic Draft Authority for Licensed Insurance Producers"
S.P. 638 L.D. 1866

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-399)**.

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

Bill **READ ONCE**.

Committee Amendment "A" (S-399) **READ** and **ADOPTED**.

ASSIGNED FOR SECOND READING NEXT LEGISLATIVE DAY.

Senator H. SANBORN for the Committee on **HEALTH COVERAGE, INSURANCE AND FINANCIAL SERVICES** on Bill "An Act To Authorize Emergency Medical Services Personnel To Provide Treatment within Their Scope of Practice in a Hospital Setting with the Permission of the Hospital"
S.P. 715 L.D. 2025

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-400)**.

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

Bill **READ ONCE**.

Committee Amendment "A" (S-400) **READ** and **ADOPTED**.

ASSIGNED FOR SECOND READING NEXT LEGISLATIVE DAY.

Senator DIAMOND for the Committee on **TRANSPORTATION** on Bill "An Act Regarding Temporary Signs Related to an Event That Are Placed in the Public Right-of-way"
S.P. 205 L.D. 689

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-393)**.

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

Bill **READ ONCE**.

Committee Amendment "A" (S-393) **READ** and **ADOPTED**.

ASSIGNED FOR SECOND READING NEXT LEGISLATIVE DAY.

Senator DIAMOND for the Committee on **TRANSPORTATION** on Bill "An Act To Create the Maine Lighthouse Trust Registration Plate"

S.P. 642 L.D. 1870

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-394)**.

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

Bill **READ ONCE**.

Committee Amendment "A" (S-394) **READ** and **ADOPTED**.

ASSIGNED FOR SECOND READING NEXT LEGISLATIVE DAY.

Senator LUCHINI for the Committee on **VETERANS AND LEGAL AFFAIRS** on Bill "An Act To Amend the Department of Public Safety, Gambling Control Board Laws Regarding Registered Equipment"

S.P. 732 L.D. 2062

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-390)**.

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

Bill **READ ONCE**.

Committee Amendment "A" (S-390) **READ** and **ADOPTED**.

ASSIGNED FOR SECOND READING NEXT LEGISLATIVE DAY.

Divided Report

The Majority of the Committee on **HEALTH COVERAGE, INSURANCE AND FINANCIAL SERVICES** on Bill "An Act To Update the Maine Insurance Code"

S.P. 596 L.D. 1764

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-403)**.

Signed:

Senators:

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

Representatives:

TEPLER of Topsham
BLIER of Buxton
BRENNAN of Portland
BROOKS of Lewiston
FOLEY of Biddeford

MASTRACCIO of Sanford
MELARAGNO of Auburn
PRESCOTT of Waterboro

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

Signed:

Representatives:

MORRIS of Turner
SWALLOW of Houlton

Reports **READ**.

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

Senator **H. SANBORN:** Thank you, Mr. President. Ladies and gentlemen of the Senate, when I was growing up HIV was spreading rapidly and people who acquired HIV were very likely to develop AIDS, become very sick with a shortened life expectancy, but modern medicine is quite amazing and now HIV is 99% preventable, not just treatable but actually preventable. In 2012, the FDA approved a pill called Truvada that a healthy person could take to prevent becoming infected with HIV, even if they were exposed. This medication and others of its type, which are referred to as PREP for pre-exposure prophylaxis, have been shown to be a safe, effective way to prevent new HIV infections, reducing the risk of infections to individual by up to 99%, and serving the critical public health objective of helping to stop the spread of this dangerous disease. Unfortunately, life insurance, disability insurance, and long-term care insurance providers may be discouraging people from taking PREP drugs by adversely considering their PREP prescription as part of the underwriting process. This stance by insurers creates an adverse incentive that may cause people to discontinue taking PREP. This bill will update Maine law to prevent this harmful discrimination from taking place. I urge you to follow my light in supporting the Majority Report. Thank you.

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

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#406)

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

NAYS: Senators: None

EXCUSED: Senators: DESCHAMBAULT, HERBIG, WOODSOME

32 Senators having voted in the affirmative and no Senators having voted in the negative, with 3 Senator being excused, the motion by Senator **H. SANBORN** of Cumberland to **ACCEPT** the Majority **OUGHT TO PASS AS AMENDED** Report **PREVAILED**.

Bill **READ ONCE**.

Committee Amendment "A" (S-403) **READ** and **ADOPTED**.

ASSIGNED FOR SECOND READING NEXT LEGISLATIVE DAY.

Divided Report

The Majority of the Committee on **HEALTH COVERAGE, INSURANCE AND FINANCIAL SERVICES** on Bill "An Act To Facilitate Dental Treatment for Children"
S.P. 677 L.D. 1975

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-401)**.

Signed:

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

Representatives:
TEPLER of Topsham
BLIER of Buxton
BRENNAN of Portland
BROOKS of Lewiston
FOLEY of Biddeford
MASTRACCIO of Sanford
MELARAGNO of Auburn
PRESCOTT of Waterboro
SWALLOW of Houlton

The Minority of the same Committee on the same subject reported that the same **Ought To Pass as Amended by Committee Amendment "B" (S-402)**.

Signed:

Representative:
MORRIS of Turner

Reports **READ**.

On motion by Senator **H. SANBORN** of Cumberland, the Majority **OUGHT TO PASS AS AMENDED BY COMMITTEE AMENDMENT "A" (S-401)** Report **ACCEPTED**.

Bill **READ ONCE**.

Committee Amendment "A" (S-401) **READ** and **ADOPTED**.

ASSIGNED FOR SECOND READING NEXT LEGISLATIVE DAY.

Divided Report

The Majority of the Committee on **VETERANS AND LEGAL AFFAIRS** on Bill "An Act To Improve the Reporting of Grassroots Lobbying"

S.P. 640 L.D. 1868

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-397)**.

Signed:

Senators:
LUCHINI of Hancock
HERBIG of Waldo

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

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

Signed:

Senator:
CYRWAY of Kennebec

Representative:
ANDREWS of Paris

Reports **READ**.

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

Bill **READ ONCE**.

Committee Amendment "A" (S-397) **READ** and **ADOPTED**.

ASSIGNED FOR SECOND READING NEXT LEGISLATIVE DAY.

Divided Report

Seven members of the Committee on **VETERANS AND LEGAL AFFAIRS** on Bill "An Act To Define the Term 'Caucus Political Action Committee'"

S.P. 654 L.D. 1902

Reported in Report "A" that the same **Ought to Pass as Amended by Committee Amendment "A" (S-391)**.

Signed:

Senators:

LUCHINI of Hancock
HERBIG of Waldo

Representatives:

SCHNECK of Bangor
COOPER of Yarmouth
HANINGTON of Lincoln
HUBBELL of Bar Harbor
McCREIGHT of Harpswell

Four members of the same Committee on the same subject reported in Report "B" that the same **Ought Not to Pass**.

Signed:

Senator:

CYRWAY of Kennebec

Representatives:

ANDREWS of Paris
DOLLOFF of Rumford
STROM of Pittsfield

Two members of the same Committee on the same subject reported in Report "C" that the same **Ought to Pass as Amended by Committee Amendment "B" (S-392)**.

Signed:

Representatives:

ACKLEY of Monmouth
HICKMAN of Winthrop

Reports **READ**.

Senator **LUCHINI** of Hancock moved the Senate **ACCEPT** Report "A", **OUGHT TO PASS AS AMENDED BY COMMITTEE AMENDMENT "A" (S-391)**.

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

Senator **CHENETTE:** Thank you, Mr. President. I rise in support of the pending motion and in support of a more ethical State House. This is a very easy one. L.D. 1902, An Act to Define the Term 'Caucus Political Action Committee'. It's a definition. We have areas in statute where the phrase Caucus PAC, Caucus Campaign Committee, and Party Caucus Political Action Committee are referred to. The problem here is we don't define what a Caucus PAC is. It's a phrase we throw around a lot here at the State House. Party caucuses here in the Maine Legislature, on both sides of the aisle, have used political action committees, or PACs, to promote the party nominees of their respective caucuses. The law needs to reflect the type of PAC that is used, especially since Legislators are involved. It needs to be clear what it is to prevent any future issues or confusion around what is allowed and what is not allowed. This bill defines a caucus PAC as a political action committee designated by a party leader in the Legislature to promote the election of the nominees of a party leader's political action party to the Senate or the House of Representatives. It allows each appointed leader of a political party in the Senate or House of Representatives to designate one caucus political action committee to promote the election of nominees of that appointed leader's political party to the Body of the Legislature of which that appointed leader is a member. Now if that sounds familiar, Mr. President, it should because it's exactly what is taking place right now. It's what Republicans in this Chamber are doing right now. It's what Democrats are doing in this Chamber right now. What is so wrong with defining what we are already doing? It seems like it's a pretty commonsense matter to me. So to recap, what is before you is a simple definition. You can't regulate or provide oversight to something that doesn't exist in statute. As Chair of Government Oversight, I look for ways to streamline government and make it run more efficiently. Sometimes that requires taking a red pen and going line by line through statute to find loopholes and omissions to determine what needs fixing. No better example of that than the bill before you. The Maine Ethics Commission believes this clarification in State law is critical for them to be able to do their job of enforcement of ethics and campaign finance rules, meaning they can't effectively do their job without this bill, as articulated in the testimony from the Commission on your desk. In 2017, the Maine Ethics Commission actually proposed that this issue be addressed but action wasn't taken. Well I hope now is the time we can make it happen and this should not be a Democrat versus Republican issue. The Committee Report before you is actually bi-partisan. Ethics, and particularly strengthening our ethics rules, should not be up for partisan fodder but should be a great unifier in our democratic society. This should bring us together. If we can't agree on a vocabulary lesson what can we agree on?

I know folks in this Chamber, whether you come from a rural district or an urban one, whether you are progressive or conservative, care deeply about this institution we have the pleasure of serving in. As a member of the Senate Ethics Committee, I value being held to a higher ethical standard and I know many of you do as well. What binds us together in this Chamber is our commitment to public service. Let us use that and let that be a guide as we vote on this bill today.

Now if you're going to oppose this bill I'd like to ask you to think about a few things and actually I'd love to hear from you why

you oppose this bill because I would love to know why we would want a less ethical State House. Why we shouldn't be giving the Maine Ethics Commission the tools they need to do their job? Why the Maine Ethics Commission is wrong? Why you don't think, as Legislators, we need to follow the rules? Why you don't think, as Legislators, we need to be held accountable? That is the message you will send if you vote against this bill. If you don't pass this bill we are saying to our constituents we are above the law. Legislators are above following the rules. Everyone else has to follow them but not us, and I think that's wrong. If we vote this down caucus PACs will continue to operate without proper oversight. Please join me in choosing a more, not less, ethical State House. Thank you, Mr. President.

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

Senator **CYRWAY:** Thank you, Mr. President. Ladies and gentlemen of the Senate, I'm not opposed to this bill. I just wanted clarity as far as where it asks for caucus leadership compared to the five chosen members from leadership. So that was the concern. That's why we just kind of voted this way, just so we'd clarity before we need to vote. So I don't have a problem with the bill. I think the intension is good. I just have to have clarity on that. Thank you.

On motion by Senator **LUCHINI** of Hancock, Report "**A**", **OUGHT TO PASS AS AMENDED BY COMMITTEE AMENDMENT "A" (S-391), ACCEPTED.**

Bill **READ ONCE.**

Committee Amendment "A" (S-391) **READ** and **ADOPTED.**

ASSIGNED FOR SECOND READING NEXT LEGISLATIVE DAY.

SECOND READERS

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

House

Bill "An Act To Reduce Financial Burdens on Small Water Utilities" (EMERGENCY)

H.P. 1442 L.D. 2032

Bill "An Act To Ensure an Efficient Contracting Process for the Department of Health and Human Services"

H.P. 1461 L.D. 2057

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

House As Amended

Bill "An Act To Support Emergency Shelter Access for Persons Experiencing Homelessness in Maine"

H.P. 1363 L.D. 1909
(C "A" H-680)

Bill "An Act To Amend the Laws Regarding the Reserve Funds of Certain School Organizational Structures"

H.P. 1366 L.D. 1918
(C "A" H-681)

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

Senate

Bill "An Act To Amend the Qualifications for the State Nuclear Safety Inspector"

S.P. 724 L.D. 2051

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

Sent down for concurrence.

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

ENACTORS

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

Emergency Measure

An Act To Correct the Maine Revised Unclaimed Property Act To Reflect Recent Changes

H.P. 1335 L.D. 1864

This being an Emergency Measure and having received the affirmative vote of 32 Members of the Senate, with no Senators having voted in the negative, and 32 being more than two-thirds of the entire elected Membership of the Senate, was **PASSED TO BE ENACTED** and, having been signed by the President, was presented by the Secretary to the Governor for approval.

Emergency Measure

An Act To Provide for the 2020 and 2021 Allocations of the State Ceiling on Private Activity Bonds

S.P. 706 L.D. 2004
(C "A" S-381)

This being an Emergency Measure and having received the affirmative vote of 32 Members of the Senate, with no Senators having voted in the negative, and 32 being more than two-thirds of the entire elected Membership of the Senate, was **PASSED TO BE ENACTED** and, having been signed by the President, was presented by the Secretary to the Governor for approval.

Emergency Measure

An Act To Require That Parking Lots for State Agencies Meet the Standards Set Forth in the Federal Americans with Disabilities Act of 1990

H.P. 1439 L.D. 2018

This being an Emergency Measure and having received the affirmative vote of 32 Members of the Senate, with no Senators having voted in the negative, and 32 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.

Acts

An Act To Make Allocations from Maine Turnpike Authority Funds for the Maine Turnpike Authority for the Calendar Year Ending December 31, 2021 and To Increase the Maine Turnpike Authority Revenue Bond Limit

H.P. 1332 L.D. 1861
(C "A" H-673)

An Act To Amend the Protection from Abuse Laws Concerning Consent Agreements

H.P. 1336 L.D. 1865
(C "A" H-674)

An Act To Provide Noncommercial Lobster and Crab Fishing Licenses and Scallop Licenses to Disabled Veterans at No Cost

H.P. 1348 L.D. 1882
(C "A" H-672)

An Act To Amend the Laws Governing Thermal Renewable Energy Credits

S.P. 648 L.D. 1896
(C "A" S-384)

An Act To Amend the Laws Governing Motor Vehicle Child Restraint Systems To Allow Certain Exceptions

S.P. 652 L.D. 1900
(C "A" S-382)

An Act To Allow the Assignment of State Vehicles to Field Personnel Directly Concerned with Maine National Guard Facilities and To Allow State Vehicles Assigned to Military Bureau Employees To Be Used for Commuting

S.P. 699 L.D. 1997
(C "A" S-380)

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

Senate at Ease.

The Senate was called to order by the President.

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

PAPERS FROM THE HOUSE

House Papers

Bill "An Act To Improve Prescription Information Access"
H.P. 1510 L.D. 2116

Committee on **HEALTH AND HUMAN SERVICES** suggested and ordered printed.

Comes from the House, **REFERRED** to the Committee on **HEALTH COVERAGE, INSURANCE AND FINANCIAL SERVICES**.

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

Bill "An Act To Expand and Rename the Controlled Substances Prescription Monitoring Program"

H.P. 1511 L.D. 2117

Committee on **HEALTH AND HUMAN SERVICES** suggested and ordered printed.

Comes from the House, **REFERRED** to the Committee on **HEALTH COVERAGE, INSURANCE AND FINANCIAL SERVICES**.

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

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

ORDERS

Joint Order

On motion by Senator **DILL** of Penobscot, the following Joint Order:

S.P. 760

ORDERED, the House concurring, that the Joint Standing Committee on Inland Fisheries and Wildlife shall report out, to the Senate, a Bill, "An Act To Clarify All-terrain Vehicle Registration Requirements and Establish Regular Maintenance of All-terrain Vehicle Trails."

READ and **PASSED**.

Sent down for concurrence.

Sent down for concurrence.

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

Off Record Remarks

On motion by Senator **LIBBY** of Androscoggin, **ADJOURNED** until Thursday, February 27, 2020 at 10:00 in the morning.

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

PAPERS FROM THE HOUSE

House Paper

Resolve, To Establish the Task Force To Study the Coordination of Services and Expansion of Educational Programs for Young Adults with Disabilities

H.P. 1513 L.D. 2121

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

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

ORDERS OF THE DAY

On motion by Senator **BREEN** of Cumberland, the Senate removed from the **SPECIAL APPROPRIATIONS TABLE** the following:

An Act To Improve Geographic Information System Data Acquisition and Maintenance

S.P. 568 L.D. 1719
(C "A" S-261)

Placed on Special Appropriations Table - June 12, 2019, by Senator **BREEN** of Cumberland

Pending - **ENACTMENT**

(In Senate, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-261).**)

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

On further motion by same Senator, Bill **COMMITTED** to the Committee on **AGRICULTURE, CONSERVATION AND FORESTRY**, in **NON-CONCURRENCE**.