

MAINE STATE LEGISLATURE

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Legislative Record
House of Representatives
One Hundred and Thirtieth Legislature
State of Maine

Daily Edition

First Special Session

beginning April 28, 2021

beginning at page H-200

ONE HUNDRED AND THIRTIETH LEGISLATURE
FIRST SPECIAL SESSION
3rd Legislative Day
Wednesday, June 2, 2021

The House met according to adjournment and was called to order by the Speaker.

Prayer by RT. Rev. Thomas J. Brown, Episcopal Diocese of Maine, Portland.

National Anthem by Gary Crocker, West Gardiner.

Pledge of Allegiance.

The Journal of Wednesday, May 19, 2021 was read and approved.

Under suspension of the rules, members were allowed to remove their jackets.

The SPEAKER: Announcement from the Chair. It is really nice to be back at the State House. It's been a long year, a long year-plus, and being back in this building and seeing all of you in this chamber for the first time in this 130th Legislature is a real true honor. The feeling of being in this building, you just can't put into words and being here with all of you and having this opportunity to conclude our First Special Session with the work that we have ahead of us in this building is really quite exciting.

With that being said, the House will be in order. The Chair would advise that we will follow all of the Rules of the House and we will follow the policy that was adopted by Legislative Council regarding the COVID-19 prevention policy including the wearing of face coverings and/or face shields.

The Chair would advise the Member from Paris, Representative Andrews that the Member is not in compliance with the COVID-19 prevention policy. The Chair would ask the Member to comply with the policy.

The Chair recognizes the Representative from Paris, Representative Andrews.

Representative **ANDREWS**: Thank you, Mr. Speaker and welcome back, it is good to be here. It's been a long 14 months and I'm following the CDC guidance and I am in compliance with that. I will be civilly disobeying today. That's what my constituents would like me to do, so, I fully accept whatever consequences may arise from that, and thank you.

The SPEAKER: The Chair would advise Members that the House Ethics Committee will be convening in the Legislative Council Chambers.

SENATE PAPERS

The following Joint Resolution: (S.P. 556)

JOINT RESOLUTION URGING THE CONGRESS OF THE UNITED STATES TO REPEAL AND REPLACE OUTDATED AUTHORIZATIONS OF MILITARY FORCE

WE, your Memorialists, the Members of the One Hundred and Thirtieth Legislature of the State of Maine now assembled in the First Special Session, most respectfully present and petition the Congress of the United States, as follows:

WHEREAS, nearly 2 decades after the attack on the World Trade Center and the Pentagon, United States troops continue to wage war in Iraq, Afghanistan and other parts of the world; and

WHEREAS, our service members accomplished their original objectives in Afghanistan long ago, at great psychological, physical and spiritual cost; and

WHEREAS, the war on terrorism, the "forever war" or "endless war" as many call it, has been used as the basis for an ever-expanding range of military actions; and

WHEREAS, James Madison wrote to Thomas Jefferson in 1798, "The constitution supposes, what the History of all Governments demonstrates that the Executive is the branch of power most interested in war. It has accordingly with studied care, vested the question of war in the Legislature"; and

WHEREAS, Congress has mostly abdicated its Article I responsibilities to authorize and oversee military actions by extensive, potentially permanent delegations of congressional war powers; and

WHEREAS, the Authorization for Use of Military Force passed after the September 11 attacks has now been in effect for more than twice as long as the 1964-1971 Gulf of Tonkin Resolution, which gave President Lyndon B. Johnson authorization, without a formal declaration of war by Congress, for the use of conventional military force in Southeast Asia; and

WHEREAS, the United States Department of Defense's 2018 National Defense Strategy outlines a scenario where great power competition, rather than counterterrorism, drives the department's decision making and use of force; and

WHEREAS, a growing number of foreign policy officials have begun to advocate for a drawdown in the Middle East and Central Asia because of the opportunity costs to America's mission of balancing its strength against the so-called revisionist powers of China and Russia; and

WHEREAS, the emphasis on bolstering a deterrent posture in Asia and Europe should have an attendant impact that reduces the United States military's activities in the Middle East, Africa and the Western Hemisphere; and

WHEREAS, from global pandemics to the support of weak and fragile states, the United States faces an unprecedented number of complex global threats that cannot be solved by military power alone; and

WHEREAS, a disproportionate amount of resources is going to military and intelligence solutions along with a more general sidelining of diplomacy amid a continuing militarization of foreign policy; and

WHEREAS, addressing the root causes of violent conflicts overseas through development and diplomacy helps protect Americans and helps reduce the need to send our service members into harm's way; now, therefore, be it

RESOLVED: That We, your Memorialists, respectfully urge and request that the Congress of the United States work to renew a proper constitutional balance in American foreign policy decision making by repealing and replacing outdated authorizations for the use of military force; and be it further

RESOLVED: That We, your Memorialists, advocate for the importance of a civilian-led approach to elevating development and diplomacy along with a strong defense in order to build a better, safer world; and be it further

RESOLVED: That suitable copies of this resolution, duly authenticated by the Secretary of State, be transmitted to the Honorable Joseph R. Biden, Jr., President of the United States; the President of the United States Senate; the Speaker of the House of Representatives of the United States; and each Member of the Maine Congressional Delegation.

Came from the Senate, **READ** and **ADOPTED**.
READ and **ADOPTED** in concurrence.

The following Joint Resolution: (S.P. 565)
**JOINT RESOLUTION TO REAFFIRM THE FRIENDSHIP
 BETWEEN MAINE AND TAIWAN AND SUPPORT
 BILATERAL TRADE RELATIONS AND TAIWAN'S
 INTERNATIONAL PARTICIPATION**

WHEREAS, the United States and the Republic of China (Taiwan) share a vibrant bilateral relationship marked by a mutually beneficial partnership, supported by our common values of freedom, democracy, rule of law and a free market economy, and our countries now enjoy the strongest relations ever; and

WHEREAS, President Tsai Ing-wen has worked tirelessly to ensure the prosperity of Taiwan's 23.5 million people and promote international standing and has expressed commitment to peace and stability in the Indo-Pacific region; and

WHEREAS, the United States Department of State, Department of Commerce and Department of Agriculture clarified United States policy regarding Taiwan in a formal letter sent to governors of all 50 states dated November 21, 2019 stating that "expanding relations with Taiwan in areas such as trade, education, investment, and tourism is fully compatible with and supports U.S. policy and can be beneficial to your state or municipality"; and

WHEREAS, President Tsai has expressed Taiwan's desire to reach a bilateral trade agreement with the United States, and the 116th United States Congress's Public Law 116-135, "Taiwan Allies International Protection and Enhancement Initiative (TAIPEI) Act of 2019," affirms that the United States should engage in strengthening bilateral trade and economic relations with Taiwan; and

WHEREAS, New England exported more than \$1 billion in goods to Taiwan in 2020, of which Maine exported \$52 million in goods, mostly in computer and electronic products, fish and other marine products, machinery and chemicals, making Taiwan Maine's 12th largest export market in the world and the 7th largest export market in Asia in 2019, and Taiwan and the United States seek to increase trade and investment through a bilateral trade agreement, resulting in even greater Maine exports to Taiwan, educational and cultural exchange, scientific and technological interests and tourism; and

WHEREAS, Taiwan is a key transport hub in the Asia-Pacific region, making its inclusion in international organizations such as the World Health Organization, the International Criminal Police Organization and the International Civil Aviation Organization imperative for the best interests and safety of the international community. In addition, Taiwan's inclusion in the United Nations Framework Convention on Climate Change is important to the global effort to combat climate change; now, therefore, be it

RESOLVED: That We, the Members of the One Hundred and Thirtieth Legislature now assembled in the First Special Session, on behalf of the people we represent, reaffirm the friendship between Maine and the Republic of China (Taiwan), and we continue to support efforts to further strengthen United States-Taiwan and Maine-Taiwan trade and investment relations and support Taiwan's participation in international organizations and agreements, including the World Health Organization, the International Criminal Police Organization, the International Civil Aviation Organization and the United Nations Framework Convention on Climate Change, and encourage the further exploration of ways to strengthen and promote bilateral exchange between Maine and Taiwan, including the possibility of signing a driver's license reciprocity agreement with Taiwan, which would lead to a further increase in trade and people-to-people exchanges; and be it further

RESOLVED: That suitable copies of this resolution, duly authenticated by the Secretary of State, be transmitted to the Honorable Joseph R. Biden, President of the United States, the members of the Maine Congressional Delegation, the Honorable Janet Mills, Governor of Maine, the Honorable Tsai Ing-wen, President of the Republic of China (Taiwan) and Jonathan Sun, Director-General of the Taipei Economic and Cultural Office in Boston, Massachusetts.

Came from the Senate, **READ** and **ADOPTED**.
READ and **ADOPTED** in concurrence.

Non-Concurrent Matter

Bill "An Act To Make Election Day a State Holiday"
 (H.P. 202) (L.D. 286)

Bill and accompanying papers **COMMITTED** to the Committee on **STATE AND LOCAL GOVERNMENT** in the House on April 28, 2021.

Came from the Senate with the Majority (8) **OUGHT NOT TO PASS** Report of the Committee on **STATE AND LOCAL GOVERNMENT** **READ** and **ACCEPTED** in **NON-CONCURRENCE**.

On motion of Representative DUNPHY of Old Town, **TABLED** pending **FURTHER CONSIDERATION** and later today assigned.

Non-Concurrent Matter

Bill "An Act To Protect the Private Information of Maine Residents"
 (S.P. 535) (L.D. 1714)

REFERRED to the Committee on **ENERGY, UTILITIES AND TECHNOLOGY** in the House on May 19, 2021.

Came from the Senate with that Body having **INSISTED** on its former action whereby the Bill was **REFERRED** to the Committee on **INNOVATION, DEVELOPMENT, ECONOMIC ADVANCEMENT AND BUSINESS** in **NON-CONCURRENCE**.

The House voted to **INSIST**.

By unanimous consent, all matters having been acted upon were **ORDERED SENT FORTHWITH**.

PETITIONS, BILLS AND RESOLVES REQUIRING REFERENCE

Bill "An Act To Amend the Sales Tax Exemption for Nonprofit Housing Development Organizations" (EMERGENCY)

(H.P. 1283) (L.D. 1732)

Sponsored by Representative GERE of Kennebunkport. Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 205.

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

REFERRED to the Committee on **TAXATION** and ordered printed.

Sent for concurrence.

By unanimous consent, all matters having been acted upon were **ORDERED SENT FORTHWITH**.

The following items were taken up out of order by unanimous consent:

REPORTS OF COMMITTEE

Divided Reports

Majority Report of the Committee on **STATE AND LOCAL GOVERNMENT** reporting **Ought Not to Pass** on RESOLUTION, Proposing an Amendment to the Constitution of Maine To Require Legislative Approval of Any State of Emergency Lasting Longer Than 60 Days

(S.P. 315) (L.D. 985)

Signed:

Senators:

BALDACCI of Penobscot
CLAXTON of Androscoggin

Representatives:

MATLACK of St. George
BRYANT of Windham
COPELAND of Saco
DOORE of Augusta
PAULHUS of Bath

Minority Report of the same Committee reporting **Ought to Pass as Amended by Committee Amendment "A" (S-94)** on same RESOLUTION.

Signed:

Senator:

ROSEN of Hancock

Representatives:

DOWNES of Bucksport
GREENWOOD of Wales
HEAD of Bethel
RISEMAN of Harrison
TUELL of East Machias

Came from the Senate with the Majority **OUGHT NOT TO PASS** Report **READ** and **ACCEPTED**.

READ.

Representative MATLACK of St. George moved that the House **ACCEPT** the Majority **Ought Not to Pass** Report.

Representative TUELL of East Machias **REQUESTED** a roll call on the motion to **ACCEPT** the Majority **Ought Not to Pass** Report.

More than one-fifth of the members present expressed a desire for a roll call which was ordered.

The **SPEAKER**: The Chair recognizes the Representative from East Machias, Representative Tuell.

Representative **TUELL**: Thank you, Mr. Speaker. As I rise today and look at all the work we have before us, this bill to bring redress to the emergency powers process is simply about giving the people of Maine a say in that process. We'll hear a lot about the process as the day unfolds and what needs to be changed in the minds of some, the minds of many, my friends here off this side of the aisle. But as we're thinking about all of that, at the very least, we ought to be willing to put this whole issue out to the voters and that's what the bill before us does. So, I would encourage you to vote down the pending motion and follow my light. Thank you.

The **SPEAKER**: A roll call has been ordered. The pending question before the House is Acceptance of the Majority **Ought Not to Pass** Report. All those in favor will vote yes, those opposed will vote no.

ROLL CALL NO. 68

YEA - Arford, Babbidge, Bailey, Bell, Berry, Blume, Brennan, Brooks, Bryant, Caiazzo, Cardone, Cloutier, Collings, Copeland, Crafts, Craven, Cuddy, Dodge, Doore, Doudera, Dunphy, Evans, Fay, Geiger, Gere, Gramlich, Grohoski, Harnett, Hasenfus, Hepler, Hymanson, Kessler, Kryzak, Landry, Lookner, Madigan, Martin J, Martin R, Mathieson, Matlack, McCreia, McCreight, McDonald, Melaragno, Meyer, Millett, Morales, Moriarty, O'Connell, O'Neil, Osher, Pebworth, Perry A, Perry J, Pierce, Reckitt, Rielly, Roberts, Roeder, Sachs, Salisbury, Sharpe, Sheehan, Stover, Supica, Sylvester, Talbot Ross, Tepler, Terry, Tucker, Tuttle, Warren, White, Williams, Wood, Zager, Zeigler.

NAY - Alley, Arata, Austin, Bernard, Bickford, Blier, Bradstreet, Carlow, Carmichael, Cebra, Collamore, Connor, Corey, Costain, Dillingham, Dolloff, Downes, Drinkwater, Ducharme, Evangelos, Faulkingham, Fecteau, Foster, Gifford, Greenwood, Griffin, Haggan, Hall, Hanley, Harrington, Head, Hutchins, Javner, Johansen, Kinney, Lemelin, Libby, Lyford, Lyman, Martin, Mason, Millett, Morris, Nadeau, Newman, O'Connor, Ordway, Parry, Perkins, Pickett, Pluecker, Poirier, Prescott, Quint, Riseman, Sampson, Skolfield, Stanley, Stearns, Stetkis, Thorne, Tuell, Underwood, Wadsworth, White, Mr. Speaker.

ABSENT - Andrews, Crockett, Grignon, Paulhus, Roche, Rudnicki, Theriault, Warren.

Yes, 77; No, 66; Absent, 8; Excused, 0.

77 having voted in the affirmative and 66 voted in the negative, with 8 being absent, and accordingly the Majority **Ought Not to Pass** Report was **ACCEPTED** in concurrence.

Majority Report of the Committee on **STATE AND LOCAL GOVERNMENT** reporting **Ought Not to Pass** on Bill "An Act To Allow the Governor To Declare a Limited State of Emergency for Federal Aid Purposes"

(S.P. 404) (L.D. 1237)

Signed:

Senators:

BALDACCI of Penobscot
CLAXTON of Androscoggin

Representatives:

MATLACK of St. George
BRYANT of Windham
COPELAND of Saco
DOORE of Augusta
PAULHUS of Bath
RISEMAN of Harrison

Minority Report of the same Committee reporting **Ought to Pass** on same Bill.

Signed:

Senator:

ROSEN of Hancock

Representatives:

DOWNES of Bucksport
GREENWOOD of Wales
HEAD of Bethel
TUELL of East Machias

Came from the Senate with the Majority **OUGHT NOT TO PASS** Report **READ** and **ACCEPTED**.

READ.

Representative MATLACK of St. George moved that the House **ACCEPT** the Majority **Ought Not to Pass** Report.

Representative TUELL of East Machias **REQUESTED** a roll call on the motion to **ACCEPT** the Majority **Ought Not to Pass** Report.

More than one-fifth of the members present expressed a desire for a roll call which was ordered.

The **SPEAKER**: The Chair recognizes the Representative from Knox, Representative Kinney.

Representative **KINNEY**: Thank you, Mr. Speaker. Just a point of order; I believe it's the Minority Ought Not to Pass.

The **SPEAKER**: A roll call has been ordered. The pending question before the House is Acceptance of the Majority Ought Not to Pass Report. All those in favor will vote yes, those opposed will vote no.

ROLL CALL NO. 69

YEA - Alley, Arford, Babbidge, Bailey, Bell, Berry, Blume, Brennan, Brooks, Bryant, Caiazzo, Cardone, Cloutier, Collings, Copeland, Crafts, Craven, Cuddy, Dodge, Doore, Doudera, Dunphy, Evangelos, Evans, Fay, Geiger, Gere, Gramlich, Grohoski, Harnett, Hasenfus, Hepler, Hymanson, Kessler, Landry, Lookner, Madigan, Martin J, Martin R, Mathieson, Matlack, McCrea, McCreight, McDonald, Melaragno, Meyer, Millett, Morales, Moriarty, O'Connell, O'Neil, Osher, Pebworth, Perry A, Perry J, Pierce, Reckitt, Rielly, Riseman, Roberts, Roeder, Sachs, Salisbury, Sharpe, Sheehan, Stover, Supica, Sylvester, Talbot Ross, Tepler, Terry, Tucker, Tuttle, Warren, White, Williams, Wood, Zager, Zeigler.

NAY - Arata, Austin, Bernard, Bickford, Blier, Bradstreet, Carlow, Carmichael, Cebra, Collamore, Connor, Corey, Costain, Dillingham, Dolloff, Downes, Drinkwater, Ducharme, Faulkingham, Fecteau, Foster, Gifford, Greenwood, Griffin, Haggan, Hall, Hanley, Harrington, Head, Hutchins, Javner, Johansen, Kinney, Kryzak, Lemelin, Libby, Lyford, Lyman, Martin, Mason, Millett, Morris, Nadeau, Newman, O'Connor, Ordway, Parry, Perkins, Pickett, Pluecker, Poirier, Prescott, Quint, Sampson, Skolfield, Stanley, Stearns, Stetkis, Thorne, Tuell, Underwood, Wadsworth, White, Mr. Speaker.

ABSENT - Andrews, Crockett, Grignon, Paulhus, Roche, Rudnicki, Theriault, Warren.

Yes, 79; No, 64; Absent, 8; Excused, 0.

79 having voted in the affirmative and 64 voted in the negative, with 8 being absent, and accordingly the Majority **Ought Not to Pass** Report was **ACCEPTED** in concurrence.

Majority Report of the Committee on **STATE AND LOCAL GOVERNMENT** reporting **Ought Not to Pass** on Bill "An Act To Amend the Governor's Emergency Powers"

(H.P. 87) (L.D. 131)

Signed:

Senators:

BALDACCI of Penobscot
CLAXTON of Androscoggin

Representatives:

MATLACK of St. George
BRYANT of Windham
COPELAND of Saco
DOORE of Augusta
PAULHUS of Bath
RISEMAN of Harrison

Minority Report of the same Committee reporting **Ought to Pass** as **Amended by Committee Amendment "A" (H-209)** on same Bill.

Signed:

Senator:

ROSEN of Hancock

Representatives:

DOWNES of Bucksport
GREENWOOD of Wales
HEAD of Bethel
TUELL of East Machias

READ.

Representative MATLACK of St. George moved that the House **ACCEPT** the Majority **Ought Not to Pass** Report.

Representative TUELL of East Machias **REQUESTED** a roll call on the motion to **ACCEPT** the Majority **Ought Not to Pass** Report.

More than one-fifth of the members present expressed a desire for a roll call which was ordered.

The **SPEAKER**: The Chair recognizes the Representative from Oxford, Representative Dillingham.

Representative **DILLINGHAM**: Thank you, Mr. Speaker, Ladies and Gentlemen of the House. I rise in opposition to the Ought Not to Pass motion.

The proposal before you is not about our current Chief Executive or the current legislative Body. It is about the balance that I stridently believe needs to exist between the Executive and the Legislative branches and is based upon the experiences over the past year.

It is also not specifically about what this Executive has done or not done, but whether it was done in collaboration with members of a legislature. The changes to the emergency powers in this bill does not allow for any members of the legislative Body to be obstructionists, but rather to allow the citizens' representatives to be participants in decisions that impact their lives.

I sincerely and adamantly believe that individuals that choose to run for office do so to try and better the lives of the individuals they represent in all of Maine through legislative action. I believe it is with that desire, that they would put aside any partisan differences and act quickly to ensure the health and safety of Mainers, just as the members of the 129th Legislature did in March of 2020.

This Statute, 37B, should not be used to allow one branch singular decision-making for an indefinite period of time, especially to the exclusion of this law-making Body. Just as I see the value in the multifaceted experience of the members of our citizen legislature when it comes to the vast areas that we legislate, I see that same value and believe it can be applied when dealing with the breadth of areas impacted over this past year by the pandemic. We should be all-hands-on-deck and all voices contributing in service to the Maine people during times of uncertainty, struggle, and pain, as well as recovery. Let us vote now to ensure during the next emergency this Legislature and following Legislatures would have the ability to have a voice. Thank you.

The **SPEAKER**: The Chair recognizes the Representative from East Machias, Representative Tuell.

Representative **TUELL**: Thank you, Mr. Speaker. I would echo many of the things the Representative from Oxford said. As one who has served through multiple administrations, I think this bill reaches across and addresses longstanding issues that we as a Legislature, as a Body, need to come to

grips with. And the pandemic has brought those to light in a way that people had never really thought of before. So, I would encourage as we move forward, I would encourage that we reject the pending motion and move on to another so, that we can going forward pick up the pieces and learn from what has happened over the past year. Things are evolving, I know we hear all the time, we're still learning as we go, but we are also on the backside of the pandemic and it's time that we take a bill like this and advance it so that the next time we have a state of emergency, we'll be in a better position to respond to it sooner, quicker, in a more egalitarian, if you will, way. Thank you, Mr. Speaker.

The SPEAKER: A roll call has been ordered. The pending question before the House is Acceptance of the Majority Ought Not to Pass Report. All those in favor will vote yes, those opposed will vote no.

ROLL CALL NO. 70

YEA - Arford, Babbidge, Bailey, Bell, Berry, Blume, Brennan, Brooks, Bryant, Caiazzo, Cardone, Cloutier, Collings, Copeland, Crafts, Craven, Crockett, Cuddy, Dodge, Doore, Doudera, Dunphy, Evans, Fay, Geiger, Gere, Gramlich, Grohoski, Harnett, Hasenfus, Hepler, Hymanson, Kessler, Landry, Lookner, Madigan, Martin J, Martin R, Mathieson, Matlack, McCreia, McCreight, McDonald, Melaragno, Meyer, Millett, Morales, Moriarty, O'Connell, O'Neil, Osher, Pebworth, Perry A, Perry J, Pierce, Reckitt, Rielly, Riseman, Roberts, Roeder, Sachs, Salisbury, Sharpe, Sheehan, Stover, Supica, Sylvester, Talbot Ross, Tepler, Terry, Tucker, Tuttle, Warren, White, Williams, Wood, Zager, Zeigler, Mr. Speaker.

NAY - Alley, Arata, Austin, Bernard, Bickford, Blier, Bradstreet, Carlow, Carmichael, Cebra, Collamore, Connor, Corey, Costain, Dillingham, Dolloff, Downes, Drinkwater, Ducharme, Evangelos, Faulkingham, Fecteau, Foster, Gifford, Greenwood, Griffin, Haggan, Hall, Hanley, Harrington, Head, Hutchins, Javner, Johansen, Kinney, Kryzak, Lemelin, Libby, Lyford, Lyman, Martin, Mason, Millett, Morris, Nadeau, Newman, O'Connor, Ordway, Parry, Perkins, Pickett, Pluecker, Poirier, Prescott, Quint, Sampson, Skolfield, Stanley, Stearns, Stetkis, Thorne, Tuell, Underwood, Wadsworth, White.

ABSENT - Anderson, Grignon, Paulhus, Roche, Rudnicki, Theriault, Warren.

Yes, 79; No, 65; Absent, 7; Excused, 0.

79 having voted in the affirmative and 65 voted in the negative, with 7 being absent, and accordingly the Majority **Ought Not to Pass** Report was **ACCEPTED** and sent for concurrence.

COMMUNICATIONS

The Following Communication: (H.C. 164)

**STATE OF MAINE
HOUSE OF REPRESENTATIVES
SPEAKER'S OFFICE
AUGUSTA, MAINE 04333-0002**

June 2, 2021

The Honorable Robert B. Hunt
Clerk of the House
2 State House Station
Augusta, Maine 04333
Dear Clerk Hunt:

Pursuant to my authority under House Rule 201.1 (J) (d), I am temporarily appointing Representative Richard Cebra of Naples to the House Standing Committee on Ethics, replacing Representative Timothy Theriault of China, effective immediately.

Please do not hesitate to contact me if you have any questions regarding this appointment.

Sincerely,
S/Ryan M. Fecteau
Speaker of the House

READ and ORDERED PLACED ON FILE.

The Following Communication: (H.C. 165)

HOUSE COMMITTEE ON ETHICS

TO: Members of the 130th Maine House of Representatives
FROM: House Committee on Ethics, Hon. Ralph Tucker, Chair
RE: Reprimand of Hon. John Andrews
DATE: June 2, 2021

Please be advised that the House Ethics Committee convened on Wednesday, June 2, 2021 in Legislative Council Chambers at 11:15 a.m. to discuss the matter of a breach of House Rules. During our deliberations Rep. Andrews admitted to the breach of rules and has volunteered to remove himself from today's House deliberations.

House rules are in place to ensure order and decorum of the chamber. These rules are necessary to protect the rights of all members to represent their districts. Violations of these rules compromises the House's ability to function as a governing body. The committee appreciates that Rep. Andrews admitted his violation and sought a reasonable solution. Please be advised that continued breaches of rules will be met with more severe penalties.

Should Representative Andrews comply with the established rules of order and decorum, he will be admitted back into the chamber.

READ and ORDERED PLACED ON FILE.

REPORTS OF COMMITTEE

Divided Reports

Majority Report of the Committee on **STATE AND LOCAL GOVERNMENT** reporting **Ought Not to Pass** on Bill "An Act Regarding the Governor's Emergency Powers" (EMERGENCY)

(H.P. 444) (L.D. 608)

Signed:

Senators:

BALDACCI of Penobscot
CLAXTON of Androscoggin

Representatives:

MATLACK of St. George
BRYANT of Windham
COPELAND of Saco
DOORE of Augusta
PAULHUS of Bath
RISEMAN of Harrison

Minority Report of the same Committee reporting **Ought to Pass as Amended by Committee Amendment "A" (H-217)** on same Bill.

Signed:

Senator:
ROSEN of Hancock

Representatives:
DOWNES of Bucksport
GREENWOOD of Wales
HEAD of Bethel
TUELL of East Machias

READ.

Representative MATLACK of St. George moved that the House **ACCEPT** the Majority **Ought Not to Pass** Report.

Representative TUELL of East Machias **REQUESTED** a roll call on the motion to **ACCEPT** the Majority **Ought Not to Pass** Report.

More than one-fifth of the members present expressed a desire for a roll call which was ordered.

The **SPEAKER**: The Chair recognizes the Representative from Presque Isle, Representative Underwood.

Representative **UNDERWOOD**: I am Representative Underwood from Presque Isle. With these bills here --

THE **SPEAKER**: The Member will defer. The Chair will advise the Member that you must, if you're able, stand when providing comment. Thank you. The Member may proceed.

Representative **UNDERWOOD**: Thank you very much. We all should remember that on these bills here, there was a Chief Executive Reed at one time, there was a Chief Executive Longley at one time. So, the shoe can change very easily from the present-day circumstances to another set of circumstances and there will be a different Chief Executive than the current Chief Executive. There's only two terms that a Chief Executive is allowed to serve, so, I ask everybody, a vote on the current standing amendment, to vote no on it or vote for the ought to pass as amended by Committee Amendment "A" and a vote no on this one, or nay on this one. Thank you.

The **SPEAKER**: The Chair would advise Members when addressing the Governor, the term we use is the Chief Executive. So, during the course of debate, the term is Chief Executive.

The Chair reminded all members to refer to the Chief Executive as the Chief Executive.

The **SPEAKER**: A roll call has been ordered. The pending question before the House is Acceptance of the Majority Ought Not to Pass Report. All those in favor will vote yes, those opposed will vote no.

ROLL CALL NO. 71

YEA - Alley, Arford, Babbidge, Bailey, Bell, Berry, Blume, Brennan, Brooks, Bryant, Caiazzo, Cardone, Cloutier, Collings, Copeland, Crafts, Craven, Crockett, Cuddy, Dodge, Doore, Doudera, Dunphy, Evangelos, Evans, Fay, Geiger, Gere, Gramlich, Grohoski, Harnett, Hasenhus, Hepler, Hymanson, Kessler, Landry, Lookner, Madigan, Martin J, Martin R, Mathieson, Matlack, McCrea, McCreight, McDonald, Melaragno, Meyer, Millett, Morales, Moriarty, O'Connell, O'Neil, Osher, Pebworth, Perry A, Perry J, Pierce, Reckitt, Rielly, Riseman, Roberts, Roeder, Sachs, Salisbury, Sharpe, Sheehan, Stover, Supica, Sylvester, Talbot Ross, Tepler, Terry, Tucker, Tuttle, Warren, White, Williams, Wood, Zager, Zeigler, Mr. Speaker.

NAY - Arata, Austin, Bernard, Bickford, Blier, Bradstreet, Carlow, Carmichael, Cebra, Collamore, Connor, Corey, Costain, Dillingham, Dolloff, Downes, Drinkwater, Ducharme, Faulkingham, Fecteau, Foster, Gifford, Greenwood, Griffin, Haggan, Hall, Hanley, Harrington, Head, Hutchins, Javner, Johansen, Kinney, Kryzak, Lemelin, Libby, Lyford, Lyman,

Martin, Mason, Millett, Morris, Nadeau, Newman, O'Connor, Parry, Perkins, Pickett, Pluecker, Poirier, Prescott, Quint, Sampson, Skolfield, Stanley, Stearns, Stetkis, Thorne, Tuell, Underwood, Wadsworth, White.

ABSENT - Andrews, Grignon, Ordway, Paulhus, Roche, Rudnicki, Theriault, Warren.

Yes, 81; No, 62; Absent, 8; Excused, 0.

81 having voted in the affirmative and 62 voted in the negative, with 8 being absent, and accordingly the Majority **Ought Not to Pass** Report was **ACCEPTED** and sent for concurrence.

Majority Report of the Committee on **STATE AND LOCAL GOVERNMENT** reporting **Ought Not to Pass** on Bill "An Act To Promote Transparent Emergency Management" (H.P. 757) (L.D. 1019)

Signed:

Senators:
BALDACCI of Penobscot
CLAXTON of Androscoggin

Representatives:

MATLACK of St. George
BRYANT of Windham
COPELAND of Saco
DOORE of Augusta
PAULHUS of Bath
RISEMAN of Harrison

Minority Report of the same Committee reporting **Ought to Pass as Amended by Committee Amendment "A" (H-268)** on same Bill.

Signed:

Senator:
ROSEN of Hancock

Representatives:

DOWNES of Bucksport
GREENWOOD of Wales
HEAD of Bethel
TUELL of East Machias

READ.

Representative MATLACK of St. George moved that the House **ACCEPT** the Majority **Ought Not to Pass** Report.

Representative TUELL of East Machias **REQUESTED** a roll call on the motion to **ACCEPT** the Majority **Ought Not to Pass** Report.

More than one-fifth of the members present expressed a desire for a roll call which was ordered.

The **SPEAKER**: The Chair recognizes the Representative from Vassalboro, Representative Bradstreet.

Representative **BRADSTREET**: Thank you, Mr. Speaker, Ladies and Gentlemen of the House. I rise in opposition to the pending motion. LD 1019 requires that an order issued with the Chief Executive, by the Chief Executive, following a declaration of emergency to expire in 30 days following the issuance of the order. Termination of the state of emergency by the Chief Executive or the Legislature or declaration of a different state of emergency for the Chief Executive, whichever occurs first.

The amendment retains the language in current law that termination of residential electricity and water services may be suspended for up to 60 days after a state of emergency is terminated. The bill simply requires that the Legislature be

involved in continuation of states of emergency, which is its reasonable duty. By doing this, it will create transparency for the public, invite any public discussions that will take place.

Mr. Speaker, we see many instances, in my opinion, in this Body, where the Legislature imposes its will on matters where it really shouldn't but then ignores matters where it really needs to be involved, and this is one of those times. This bill is consistent with requiring that the Legislature do its duty, so, I urge that the people vote no on the pending motion. Thank you, Mr. Speaker.

The SPEAKER: A roll call has been ordered. The pending question before the House is Acceptance of the Majority Ought Not to Pass Report. All those in favor will vote yes, those opposed will vote no.

ROLL CALL NO. 72

YEA - Alley, Arford, Babbidge, Bailey, Bell, Berry, Blume, Brennan, Brooks, Bryant, Caiazzo, Cardone, Cloutier, Collings, Copeland, Crafts, Craven, Crockett, Cuddy, Dodge, Doore, Doudera, Dunphy, Evangelos, Evans, Fay, Geiger, Gere, Gramlich, Grohoski, Harnett, Hasenfus, Hepler, Hymanson, Kessler, Landry, Lookner, Madigan, Martin J, Martin R, Mathieson, Matlack, McCrea, McCreight, McDonald, Melaragno, Meyer, Millett, Morales, Moriarty, O'Connell, O'Neil, Osher, Pebworth, Perry A, Perry J, Pierce, Pluecker, Reckitt, Rielly, Riseman, Roberts, Roeder, Sachs, Salisbury, Sharpe, Sheehana, Stover, Supica, Sylvester, Talbot Ross, Tepler, Terry, Tucker, Tuttle, Warren, White, Williams, Wood, Zager, Zeigler, Mr. Speaker.

NAY - Arata, Austin, Bernard, Bickford, Blier, Bradstreet, Carlow, Carmichael, Cebra, Collamore, Connor, Corey, Costain, Dillingham, Dolloff, Downes, Drinkwater, Ducharme, Faulkingham, Fecteau, Foster, Gifford, Greenwood, Griffin, Haggan, Hall, Hanley, Harrington, Head, Hutchins, Javner, Johansen, Kinney, Kryzak, Lemelin, Libby, Lyford, Lyman, Martin, Mason, Millett, Morris, Nadeau, Newman, O'Connor, Ordway, Parry, Perkins, Pickett, Poirier, Prescott, Quint, Sampson, Skolfield, Stanley, Stearns, Stetkis, Thorne, Tuell, Underwood, Wadsworth, White.

ABSENT - Andrews, Grignon, Paulhus, Roche, Rudnicki, Theriault, Warren.

Yes, 82; No, 62; Absent, 7; Excused, 0.

82 having voted in the affirmative and 62 voted in the negative, with 7 being absent, and accordingly the Majority **Ought Not to Pass** Report was **ACCEPTED** was accepted and sent for concurrence.

Majority Report of the Committee on **STATE AND LOCAL GOVERNMENT** reporting **Ought Not to Pass** on Bill "An Act To Limit the Governor's Emergency Powers by Requiring a Two-thirds Vote of the Legislature To Continue an Emergency after 90 Days" (EMERGENCY)

(H.P. 815) (L.D. 1137)

Signed:

Senators:

BALDACCI of Penobscot
CLAXTON of Androscoggin

Representatives:

MATLACK of St. George
BRYANT of Windham
COPELAND of Saco
DOORE of Augusta
PAULHUS of Bath
RISEMAN of Harrison

Minority Report of the same Committee reporting **Ought to Pass as Amended by Committee Amendment "A" (H-216)** on same Bill.

Signed:

Senator:

ROSEN of Hancock

Representatives:

DOWNES of Bucksport
GREENWOOD of Wales
HEAD of Bethel
TUELL of East Machias

READ.

Representative MATLACK of St. George moved that the House **ACCEPT** the Majority **Ought Not to Pass** Report.

Representative TUELL of East Machias **REQUESTED** a roll call on the motion to **ACCEPT** the Majority **Ought Not to Pass** Report.

More than one-fifth of the members present expressed a desire for a roll call which was ordered.

The SPEAKER: The Chair recognizes the Representative from Chelsea, Representative Lemelin.

Representative **LEMELIN**: Thank you, Mr. Speaker. As these bills keep coming forward, I'm kind of confused here. I'm not sure why this Body doesn't want a say in something so serious as an emergency. We need to represent the people of Maine, that's what we are elected to do. Right now, we're allowing one person to make the decisions on an emergency for all the people of Maine. They do that in North Korea; we don't do it here in America. That's why we don't allow the President of the United States to declare war; Congress has to do it. He can start a battle, like our Chief Executive did, but after a certain period of time, this legislative Body should do what it was elected to do, and that is step in and speak for the people. One person should not be speaking for the people. That's communist. That's not America.

So, right now, everybody in this room needs to think about the fact that they are not representing the people of their district. They're allowing one person, one floor below us, to make all these decisions. Now, if we as a legislative Body determine that those decisions are right and proper for the people of Maine, then we move forward. But otherwise, we're not representing the people of Maine, and that's just unjust.

The SPEAKER: The Member will defer. The Chair recognizes the Representative from York, Representative Hymanson.

Representative **HYMANSON**: Mr. Speaker, Point of Order. Thank you. I think people should be speaking for themselves and not for me. Thank you.

On **POINT OF ORDER**, Representative HYMANSON of York objected to the comments of Representative LEMELIN of Chelsea because he was questioning the motives of other members of the House.

The SPEAKER: The Chair would advise the Member to first and foremost, direct comments through the Chair and secondly not to question the motives and decisions of other lawmakers in the Body. The Chair reminded the Representative from Chelsea Representative LEMELIN that it was inappropriate to question the motives of other Members of the House.

The SPEAKER: The Member may proceed.

Representative **LEMELIN**: Thank you, Mr. Speaker. I'm not trying to do any of that. I'm just trying to bring enlightenment to some people who might just be living in darkness. Thank you.

The SPEAKER: The Member will defer. The Chair recognizes the Representative from York, Representative Hymanson and inquires to why she rises.

Representative **HYMANSON**: Point of Order. Thank you. I do not want to have other people speak for me. Thank you.

On **POINT OF ORDER**, Representative HYMANSON of York objected to the comments of Representative LEMELIN of Chelsea because he was questioning the motives of other Members of the House.

The SPEAKER: The Chair will again advises that Members should not question the motives or impugn the character of other members of this Body. A roll call has been ordered. The pending question before the House is Acceptance of the Majority Ought Not to Pass Report. All those in favor will vote yes, those opposed will vote no.

ROLL CALL NO. 73

YEA - Alley, Arford, Babbidge, Bailey, Bell, Berry, Blume, Brennan, Brooks, Bryant, Caiazzo, Cardone, Cloutier, Collings, Copeland, Crafts, Craven, Crockett, Cuddy, Dodge, Doore, Doudera, Dunphy, Evangelos, Evans, Fay, Geiger, Gere, Gramlich, Harnett, Hasenfus, Hepler, Hymanson, Kessler, Landry, Lookner, Madigan, Martin J, Martin R, Mathieson, Matlack, McCrea, McCreight, McDonald, Melaragno, Meyer, Millett, Morales, Moriarty, O'Connell, O'Neil, Osher, Pebworth, Perry A, Perry J, Pierce, Reckitt, Rielly, Riseman, Roberts, Roeder, Sachs, Salisbury, Sharpe, Sheehan, Stover, Supica, Sylvester, Talbot Ross, Tepler, Terry, Tucker, Tuttle, Warren, White, Williams, Wood, Zager, Zeigler, Mr. Speaker.

NAY - Arata, Austin, Bernard, Bickford, Blier, Bradstreet, Carlow, Carmichael, Cebra, Collamore, Connor, Corey, Costain, Dillingham, Dolloff, Downes, Drinkwater, Ducharme, Faulkingham, Fecteau, Foster, Gifford, Greenwood, Griffin, Grohoski, Haggan, Hall, Hanley, Harrington, Head, Hutchins, Javner, Johansen, Kinney, Kryzak, Lemelin, Libby, Lyford, Lyman, Martin, Mason, Millett, Morris, Nadeau, Newman, O'Connor, Ordway, Parry, Perkins, Pickett, Pluecker, Poirier, Prescott, Quint, Sampson, Skolfield, Stanley, Stearns, Stetkis, Thorne, Tuell, Underwood, Wadsworth, White.

ABSENT - Andrews, Grignon, Paulhus, Roche, Rudnicki, Theriault, Warren.

Yes, 80; No, 64; Absent, 7; Excused, 0.

80 having voted in the affirmative and 64 voted in the negative, with 7 being absent, and accordingly the Majority **Ought Not to Pass** Report was **ACCEPTED** and sent for concurrence.

Majority Report of the Committee on **STATE AND LOCAL GOVERNMENT** reporting **Ought Not to Pass** on Bill "An Act To Prohibit the Unequal Restriction of Essential Businesses during a State of Civil Emergency" (H.P. 820) (L.D. 1142)

Signed:

Senators:

BALDACCI of Penobscot
CLAXTON of Androscoggin

Representatives:

MATLACK of St. George
BRYANT of Windham
COPELAND of Saco
DOORE of Augusta
PAULHUS of Bath
RISEMAN of Harrison

Minority Report of the same Committee reporting **Ought to Pass as Amended by Committee Amendment "A" (H-228)** on same Bill.

Signed:

Senator:

ROSEN of Hancock

Representatives:

DOWNES of Bucksport
GREENWOOD of Wales
HEAD of Bethel
TUELL of East Machias

READ.

Representative MATLACK of St. George moved that the House **ACCEPT** the Majority **Ought Not to Pass** Report.

Representative TUELL of East Machias **REQUESTED** a roll call on the motion to **ACCEPT** the Majority **Ought Not to Pass** Report.

More than one-fifth of the members present expressed a desire for a roll call which was ordered.

The SPEAKER: The Chair recognizes the Representative from Augusta, Representative Fecteau.

Representative **FACTEAU**: Thank you, Mr. Speaker, Ladies and Gentlemen of the House. I believe that all people are essential. This bill has a slightly different flavor than the other ones that we've just recently heard. This bill says that any business that employs a resident of this State is an essential business.

When we witnessed the lockdowns and the lockouts when COVID-19 first hit the State, we watched a methodical reopening. However, that reopening was uneven. When I looked at our tattoo studios and our tattoo artists all over the State, they were unable to save themselves while their industry peers could. And they were being told they weren't essential. And while the product of tattoo labor, for example, is not essential or may not be essential, the fruit of their labor is.

The check list that came down from the DECD were unfair, were inconsistent, and they picked winners and losers. I believe the government action, any government action, should be equal and sensical. So, I just really want everyone to notice that this one does have a little bit of a different flavor and it just says that our businesses are essential; all of them. Thank you.

The SPEAKER: A roll call has been ordered. The pending question before the House is Acceptance of the Majority Ought Not to Pass Report. All those in favor will vote yes, those opposed will vote no.

ROLL CALL NO. 74

YEA - Alley, Arford, Babbidge, Bailey, Bell, Berry, Blume, Brennan, Brooks, Bryant, Caiazzo, Cardone, Cloutier, Collings, Copeland, Crafts, Craven, Crockett, Cuddy, Dodge, Doore, Doudera, Dunphy, Evangelos, Evans, Fay, Geiger, Gere, Gramlich, Grohoski, Harnett, Hasenfus, Hepler, Hymanson, Kessler, Landry, Lookner, Madigan, Martin J, Martin R, Mathieson, Matlack, McCrea, McCreight, McDonald, Melaragno, Meyer, Millett, Morales, Moriarty, O'Connell, O'Neil, Osher, Peabworth, Perry A, Perry J, Pierce, Pluecker, Reckitt, Rielly, Riseman, Roberts, Roeder, Sachs, Salisbury, Sharpe, Sheehan, Stover, Supica, Sylvester, Talbot Ross, Tepler, Terry, Tucker, Tuttle, Warren, White, Williams, Wood, Zager, Zeigler, Mr. Speaker.

NAY - Arata, Austin, Bernard, Bickford, Blier, Bradstreet, Carlow, Carmichael, Cebra, Collamore, Connor, Corey, Costain, Dillingham, Dolloff, Downes, Drinkwater, Ducharme, Faulkingham, Fecteau, Foster, Gifford, Greenwood, Griffin, Haggan, Hall, Hanley, Harrington, Head, Hutchins, Javner, Johansen, Kinney, Kryzak, Lemelin, Libby, Lyford, Lyman, Martin, Mason, Millett, Morris, Nadeau, Newman, O'Connor, Ordway, Parry, Perkins, Pickett, Poirier, Prescott, Quint, Sampson, Skolfield, Stanley, Stearns, Stetkis, Thorne, Tuell, Underwood, Wadsworth, White.

ABSENT - Andrews, Grignon, Paulhus, Roche, Rudnicki, Theriault, Warren.

Yes, 82; No, 62; Absent, 7; Excused, 0.

82 having voted in the affirmative and 62 voted in the negative, with 7 being absent, and accordingly the Majority **Ought Not to Pass** Report was **ACCEPTED** and sent for concurrence.

Eight Members of the Committee on **STATE AND LOCAL GOVERNMENT** report in Report "A" **Ought Not to Pass** on Bill "An Act To Require a Two-thirds Vote of the Legislature Every 2 Weeks To Maintain a State of Emergency Declared by the Governor" (EMERGENCY)

(H.P. 895) (L.D. 1220)

Signed:

Senators:

BALDACCI of Penobscot
CLAXTON of Androscoggin

Representatives:

MATLACK of St. George
BRYANT of Windham
COPELAND of Saco
DOORE of Augusta
PAULHUS of Bath
RISEMAN of Harrison

Four Members of the same Committee report in Report "B" **Ought to Pass as Amended by Committee Amendment "A" (H-205)** on same Bill.

Signed:

Senator:

ROSEN of Hancock

Representatives:

DOWNES of Bucksport
HEAD of Bethel
TUELL of East Machias

One Member of the same Committee reports in Report "C" **Ought to Pass** on same Bill.

Signed:

Representative:

GREENWOOD of Wales

READ.

Representative MATLACK of St. George moved that the House **ACCEPT** Report "A" **Ought Not to Pass**.

Representative TUELL of East Machias **REQUESTED** a roll call on the motion to **ACCEPT** Report "A" **Ought Not to Pass**.

More than one-fifth of the members present expressed a desire for a roll call which was ordered.

The SPEAKER: The Chair recognizes the Representative from Auburn, Representative Libby.

Representative **LIBBY**: Thank you, Mr. Speaker, and esteemed colleagues. I read the words of a Maine resident sent to me that illustrate the need for the Legislature to have oversight over the emergency powers of our Chief Executive, no matter who the Chief Executive is.

"The decisions of our state government this past year have made my family realize that we don't belong in Maine anymore. We are lifelong multi-generation Mainers who have strong ties to our local community. We have two high school students who have been forced to sacrifice so many potential memories, experiences and friendships during these important formative years. Their education and future potential has been affected by a forced virtual and hybrid learning model that was unnecessary. Constant changing standards and expectations have shaken their self-confidence and my former A students are struggling. Not to mention the social isolation and depression they are constantly battling. Our Chief Executive has kept us in a state of emergency to receive federal dollars, leaving our State --"

The SPEAKER: The Member will defer. The Chair recognizes the Representative from South Berwick, Representative Roberts.

Representative **ROBERTS**: Point of Order. Thank you, Mr. Speaker. I would ask that the Chief Executive be referred to as the Chief Executive.

On **POINT OF ORDER**, Representative **ROBERTS** of South Berwick asked the Chair to remind Representative **LIBBY** of Auburn to refer to the Chief Executive as the Chief Executive.

The SPEAKER: The Chair reminded all Members to refer to the Chief Executive as the Chief Executive. The Chair recognizes the Representative from Auburn, Representative Libby.

Representative **LIBBY**: Thank you, Mr. Speaker, I will edit the writing.

"Our Chief Executive has kept us in an unnecessary state of emergency in order to receive federal dollars, leaving our State in a financial crisis. Where does that leave my kids' generation? Left to clean up the mess. We are leaving Maine

for freer pastures and many of our friends and family are doing the same. Maine is losing good people and we won't be the last to go." I read that to illustrate that we should not have one person speaking for our entire State and that our Legislature should be overseeing, we should be re-voting on a state of emergency, whether it's every two weeks, every month or whatever the Legislature should decide.

The SPEAKER: The Chair recognizes the Representative from Lewiston, Representative Connor.

Representative **CONNOR**: Thank you, Mr. Speaker, Ladies and Gentlemen of the House. Central to this legislation is the separation of powers between the Legislative Branch and the Executive Branch that's set up in our Constitution.

Mr. Speaker, I'll be the first to agree that in an imminent emergency, our Chief Executive, no matter which party, needs enhanced authority to act to protect Maine citizens temporarily. Temporarily, Mr. Speaker; not indefinitely, not as long as the one individual prefers to keep the enhanced authority, but temporarily.

Mr. Speaker, emergency grants of enhanced authority should not be as limitless in time and scope as it currently exists in law and it shouldn't be up to the Chief Executive to decide when she or he chooses to give them back. Our government thrives because we have democratically-elected bodies with checks and balances; not a sovereign who can change the laws or spend billions of dollars based on their own whims and wishes.

Mr. Speaker, Maine is not alone in grappling with this question. Other states, whether controlled by all one party or mixed control, have taken steps to ensure a more equitable balance of power between the Legislative Branch, in my opinion the most important branch, and the most represented branch, the Executive Branch.

Mr. Speaker, I'll be voting today to stand up for the Legislative Branch and our constitutional authority. I believe it's irresponsible and shortsighted for us to allow a single individual to exercise virtually unlimited power for an indefinite amount of time.

Mr. Speaker, no matter whether the Chief Executive is a Republican, a Democrat or an Independent, this Body and our entire branch of government has a vital job to do. I would urge this Body to follow my light, stand up for the Legislative Branch. Thank you, Mr. Speaker.

The SPEAKER: A roll call has been ordered. The pending question before the House is Acceptance of Report "A" Ought Not to Pass. All those in favor will vote yes, those opposed will vote no.

ROLL CALL NO. 75

YEA - Alley, Arford, Babbidge, Bailey, Bell, Berry, Blume, Brennan, Brooks, Bryant, Caiazza, Cardone, Cloutier, Collings, Copeland, Crafts, Craven, Crockett, Cuddy, Dodge, Doore, Doudera, Dunphy, Evangelos, Evans, Fay, Geiger, Gere, Gramlich, Grohoski, Harnett, Hasenfus, Hepler, Hymanson, Kessler, Landry, Lookner, Madigan, Martin J, Martin R, Mathieson, Matlack, McCrea, McCreight, McDonald, Melaragno, Meyer, Millett, Morales, Moriarty, O'Connell, O'Neil, Osher, Pebworth, Perry A, Perry J, Pierce, Pluecker, Reckitt, Rielly, Riseman, Roberts, Roeder, Sachs, Salisbury, Sharpe, Sheehan, Stover, Supica, Sylvester, Talbot Ross, Tepler, Terry, Tucker, Tuttle, Warren C, Warren S, White, Williams, Wood, Zager, Zeigler, Mr. Speaker.

NAY - Arata, Austin, Bernard, Bickford, Blier, Bradstreet, Carlow, Carmichael, Collamore, Connor, Corey, Costain, Dillingham, Dolloff, Downes, Drinkwater, Ducharme,

Faulkingham, Fecteau, Foster, Gifford, Greenwood, Griffin, Haggan, Hall, Hanley, Harrington, Head, Hutchins, Javner, Johansen, Kinney, Kryzak, Lemelin, Libby, Lyford, Lyman, Martin, Mason, Millett, Morris, Nadeau, Newman, O'Connor, Ordway, Parry, Perkins, Pickett, Poirier, Prescott, Quint, Sampson, Skolfield, Stanley, Stearns, Stetkis, Thorne, Tuell, Underwood, Wadsworth, White.

ABSENT - Andrews, Cebra, Grignon, Paulhus, Roche, Rudnicki, Theriault.

Yes, 83; No, 61; Absent, 7; Excused, 0.

83 having voted in the affirmative and 61 voted in the negative, with 7 being absent, and accordingly Report "A" **Ought Not to Pass** was **ACCEPTED** and sent for concurrence.

By unanimous consent, all matters having been acted upon were **ORDERED SENT FORTHWITH**.

Majority Report of the Committee on **STATE AND LOCAL GOVERNMENT** reporting **Ought Not to Pass** on Bill "An Act To Promote Civic Engagement and Voter Participation for Young People by Lowering the Voting Age for Municipal Elections to 16 Years of Age"

(H.P. 780) (L.D. 1051)

Signed:

Senators:

CLAXTON of Androscoggin
ROSEN of Hancock

Representatives:

DOWNES of Bucksport
GREENWOOD of Wales
HEAD of Bethel
RISEMAN of Harrison
TUELL of East Machias

Minority Report of the same Committee reporting **Ought to Pass as Amended by Committee Amendment "A" (H-210)** on same Bill.

Signed:

Senator:

BALDACCI of Penobscot

Representatives:

MATLACK of St. George
BRYANT of Windham
COPELAND of Saco
DOORE of Augusta
PAULHUS of Bath

READ.

Representative MATLACK of St. George moved that the House **ACCEPT** the Minority **Ought to Pass as Amended** Report.

The SPEAKER: The Chair recognizes the Representative from East Machias, Representative Tuell.

Representative **TUELL**: Thank you, Mr. Speaker. The motion before us brings up some very problematic issues. Many communities around the State count their ballots, the federal and state and local election all together. By passing this legislation, we would be creating confusion in municipalities or setting up a scenario whereby they could. Beyond that, I've heard from many folks who have grave

concern about letting children, people under the age of 18, children vote in municipal affairs. That would be a very dangerous, very risky path to be going down. With that, I would request that you follow my light and actually, I guess I want to ring that loop one more time and request a Roll Call.

Representative TUELL of East Machias **REQUESTED** a roll call on the motion to **ACCEPT** the Minority **Ought to Pass as Amended** Report.

More than one-fifth of the members present expressed a desire for a roll call which was ordered.

The **SPEAKER**: The Chair recognizes the Representative from South Portland, Representative Morales.

Representative **MORALES**: Thank you, Mr. Speaker. Friends and Colleagues in the House, I rise to talk to you today about why I sponsored LD 1051, "An Act To Promote Civic Engagement and Voter Participation for Young People".

Young people make up 20% of Maine's population and they are undoubtedly 100% of our future, yet they have very little opportunity to have their voices heard in our communities. This bill allows municipalities the ability, if they choose, to allow 16- and 17-year-olds to vote at the local level for school board and Town Council, where democracy has the most potential to impact everyday lives.

Just think about the most important stakeholders for every school board member. Undoubtedly, they are our students. We invest in their education, making sure they have the most opportunity to learn and grow so they can achieve their personal and professional dreams. By allowing students 16 and over to vote, the age at which one can work and drive, we are providing young people with the opportunity to use their voices to guide the policies that will directly serve them and prepare them for success in the future.

Think also about who spends the most time in our communities, playing in our parks, walking on our sidewalks, riding bikes through our neighborhoods, participating in sports and other community activities, and volunteering to help their neighbors. These are our students and their opinions on all things local, like policies that impact our climate, our built environment, our local transportation system, our businesses, our afterschool activities and employment opportunities, homelessness, equity, racial justice, and public health are all very important. These are the issues young people are thinking deeply about and it would serve our communities to allow their voices to be heard.

Additionally, we all know that purely local elections have poor voter turnout compared to elections for the President. We can change that by creating a local voting habit, which we all know is needed for folks to make voting a priority. When someone understands the importance of voting early on and they know that their voice matters, they are more likely to continue to vote and continue to participate in their local democracy. Giving municipalities the ability to allow young people 16 and older to vote in local elections will help students learn the importance of local governance and how each individual can make important changes in their communities. Please join me in supporting the Minority Report and our young people here in Maine. Thank you, Mr. Speaker.

The **SPEAKER**: The Chair recognizes the Representative from Presque Isle, Representative Underwood.

Representative **UNDERWOOD**: Good afternoon. One question for this Body, just one question. Why isn't it 10 years old? Thank you.

The **SPEAKER**: The Chair recognizes the Representative from Knox, Representative Kinney.

Representative **KINNEY**: Thank you, Mr. Speaker, Ladies and Gentlemen of the House. We had a similar bill in my committee which I think we'll be taking up shortly, but my children's response, ages 17 and 14 at the time, to the idea of 16-year-olds being able to vote was at that age, they do not have an independent thought. This was my child's response to that.

I found it interesting because I have two very independent children. This Body votes to not allow anyone under 17 to go to a tanning booth, 18-year-olds can no longer buy cigarettes in the State because we changed that law a couple sessions ago, they must now be 21. We regulate what these children can do and even once they become adults, we regulate what they can do. The idea of having children voting for; it boggles my mind, and I urge you to please follow my light and oppose the pending motion. Thank you.

The **SPEAKER**: The Chair recognizes the Representative from Milford, Representative Drinkwater.

Representative **DRINKWATER**: Thank you, Mr. Speaker. It's hard to see the light come on and, apparently, I'm not used to this building.

Mr. Speaker, a question through the Speaker, if I may?

The **SPEAKER**: The Member may proceed.

Representative **DRINKWATER**: How many other states have this similar law where 16-year-olds can vote?

The **SPEAKER**: The Member has posed a question through the Chair to any Member who may wish to answer. The Chair recognizes the Representative from Milford, Representative Drinkwater.

Representative **DRINKWATER**: Thank you, Mr. Speaker, let's follow the science.

The **SPEAKER**: The Chair recognizes the Representative from Penobscot, Representative Hutchins.

Representative **HUTCHINS**: Thank you, Mr. Speaker, Ladies and Gentlemen of the House. To answer my good friend's question about how many states allow 16-year-olds to vote, I don't know but it would be too many if there's one.

I have a good friend that passed away a while ago but one of the things that she always used to say about her children, my children, everybody's children, that they're almost always all braindead till their late-20s. And I knew what she meant, she wasn't being unkind, she was just thinking that, you know, the things that interest young people are much different than what interests people that are serious members of the society because they are still young and that's a good thing. But 16 year olds shouldn't have the right to vote. Thank you.

The **SPEAKER**: The Chair recognizes the Representative from Auburn, Representative Libby.

Representative **LIBBY**: Thank you, Mr. Speaker. We had a bill come before the Judiciary Committee this session and it had to do with 16 and 17 year olds being permitted to marry and that bill will come before this Body at some point during the rest of this session. That bill was voted ought to pass to ban marriage of --

The **SPEAKER**: The Member will defer. The Chair would advise Members that the discussion before the House is the pending question, so, the Member may proceed but try to make the point relevant to the pending question.

The Chair reminded Representative LIBBY of Auburn to stay as close as possible to the pending question.

Representative **LIBBY**: Certainly. The majority thought that 16- and 17 year olds lacked maturity to make life-long decisions that would affect them greatly and I would argue that voting should be taken with just as strong of a measure of gravity as our votes do actually change lives. Thank you.

The **SPEAKER**: The Chair recognizes the Representative from Dixfield, Representative Pickett.

Representative **PICKETT**: Thank you, Mr. Speaker. May I pose a question to the Speaker, please?

The **SPEAKER**: The Member may proceed.

Representative **PICKETT**: Would you please have the Clerk read the committee report?

The Clerk read the Committee Report in its entirety.

The **SPEAKER**: The Chair recognizes the Representative from Woolwich, Representative Hepler.

Representative **HEPLER**: Thank you, Mr. Chair. I was initially an opponent of this bill but as I've learned about it, I like it for two reasons. One is as a municipal officer I like the fact that it can be an opt-in for towns. The other thing is I'm a teacher and every chance I get, I try to encourage students to pay attention to local issues because they in many ways matter more than some of the national issues. Thank you.

The **SPEAKER**: The Chair recognizes the Representative from Rumford, Representative Dolloff.

Representative **DOLLOFF**: Thank you, Mr. Speaker, Ladies and Gentlemen of the House. I'm just going to give my commonsense here. I raised two girls, I was 16 once, my girls are older, thank God they're past that age. I'm not saying there isn't a group of 16 year olds that are interested in politics, but I think in this scenario, and I know a town can opt in or opt out, and I don't like kind of that see-saw deal in anything, but I do not feel the majority of 16 year olds cares what's going on in their town or in their local government, unless it affects them. Like I said, small group, there are some 16 year olds that that's where they want to steer in that direction, but the majority; I won't say what they would like to do. So, thank you, Mr. Speaker.

The **SPEAKER**: The Chair recognizes the Representative from Knox, Representative Kinney.

Representative **KINNEY**: Thank you, Mr. Speaker. I rise to answer the previous question. I was just looking up on the NCSO website. Nineteen states allow 17 year olds to vote in primaries if they will be 18 by the general election and there are quite a few states that allow preregistration of either 16 or 17 year olds but they must be 18 to vote in the general election.

The **SPEAKER**: The Chair recognizes the Representative from Oxford, Representative Dillingham.

Representative **DILLINGHAM**: Thank you, Mr. Speaker. A couple things and then I have a couple questions I'd like to pose through the Chair.

So, granted that 17-year-olds can vote in a general election, but we're not talking about a municipal election, this one speaks specifically to municipal elections and I guess I would want to ask are 16-year-olds allowed to be elected to the school board, which is dealt with at the municipal level, especially when you're talking about a budget? Are 16-year-olds allowed to serve on the budget committee? Are they allowed to serve on the Appeals Board? On the Planning Board? Or any other board that is at the municipal level?

So, I would agree, I'm probably a little different than some of my members here. I want younger participation. Having just been present at a meeting of candidates for our select

board, the youngest member there was 24 years old and by far the next one, by far the youngest, the next one there was probably close to myself, maybe in their 40s. I'd love to see younger participation but I think allowing them to vote in a municipal election, if they're not actually going to be able to participate in the levels at the municipal level of government, is not the right way to go. We have different avenues that can allow for participation, I know on many school boards that a member from the local school can sit as a person on the board, a nonvoting member of the board, or to represent the students' voice.

I don't think that this is the right way to go to provide participation unless we're going to make sure that there's a fuller participation and understanding of what they're voting on and what their votes will impact, especially when we're often here negotiating and talking about pieces of legislation that impact property taxes, nothing is more true than when you are working at the municipal level. Thank you.

The **SPEAKER**: The Chair recognizes the Representative from Oakland, Representative Perkins.

Representative **PERKINS**: Thank you, Mr. Speaker, Ladies and Gentlemen of the House. Last year at this time we were asking ourselves if we should allow young people to buy cigarettes at the age of 18. If we look around, our age is up to 21. Why? Because their brains don't fully develop until the age of 25. We've heard it, we've seen it again and again. Just something for all of us to think about. Also, if a young person comes in to drive and get their driver's license, they have to be at least 18 years of age to sign for themselves, not 16, but mom and dad have to come in and sign an MVE-64 from the great State of Maine to say that they are allowed to take driver's ed. Thank you, sir.

The **SPEAKER**: The Chair recognizes the Representative from Pittsfield, Representative Collamore.

Representative **COLLAMORE**: Thank you, Mr. Speaker. I have a 16 year old. He turned 16 in March. I asked him whether or not he felt 16 year olds should vote and he said, I quote, it's too early for us to make an informed decision. I don't think we should vote. I'm with some friends and asked and they agree with me. A lot of kids follow what their parents say at age 16. Thank you, Mr. Speaker.

The **SPEAKER**: The Chair recognizes the Representative from Dexter, Representative Foster.

Representative **FOSTER**: Thank you, Mr. Speaker. Mr. Speaker, we in the United States of America hold the right to vote as a very sacred opportunity that we have that many others do not around the world. There's one of the sacred freedoms that we as Americans appreciate and celebrate every year. For me, this vote is a matter of maturity.

Now, we can argue that our children today are much more well-informed than we were in our generation, but that's not the maturity I'm talking about. On Monday, I stood in the rain with residents in Garland, Maine, as we celebrated the death of those who went off to war and fought for that sacred right for Americans to be free to vote in elections. I think back two or three generations ago, when young men were not honest about their age and entered the service to fight in World War II. An uncle of mine was one of them who joined the Navy. They were a very mature group of people, group of young people, 16-17-year-old men and women. I think back to my generation when at 17 the Legislature, Congress, passed laws that said that if you're old enough to carry a gun in 'Nam, you're old enough to drink, and they lowered the drinking age to 18. It was a great thing for my generation. When I turned

21, wisdom and the science showed that that was a mistake and the drinking age was raised back up to 21. If I had been asked at 16-17 if I thought they had made a good decision, the first decision, I probably would've said yes, along with a lot of my friends. Looking back as a father, with the next generation, I was very glad that that had been rethought.

Most of us started working at a young age. When I was 16, I had been out earning my own way, mowing lawns, digging graves, mowing cemeteries, for a few years. I would dare say, as I look at the kids around me now, there are few that are that mature and I dare say that although there are many who are well-informed about what's going on around them in this world, the maturity is still not there and I think that this bill is ill-advised and I would ask you to follow my light.

The SPEAKER: The Chair recognizes the Representative from Harrison, Representative Riseman.

Representative **RISEMAN**: Thank you, sir. I'd like to pose a question to the Speaker.

The SPEAKER: The Member may proceed.

Representative **RISEMAN**: Thank you. My question is, I had not received any fiscal information, fiscal note information on this. I'm sure that there probably is at this point and being that there is and in fact is this not a mandate, that's my question.

The SPEAKER: The Chair would advise to the Member from Harrison, Representative Riseman, that there is no fiscal note associated with this the fiscal note is minor cost increase, general fund. That's what it says. The Member may proceed.

Representative **RISEMAN**: Thank you. This isn't so much a cost to the State but it's a cost to the municipalities to have to prepare additional ballots and provide additional staff to process, so, it is a hardship to them. So, again, I think in the form that it's in this bill, it appears to me to be a mandate, so, thank you.

The SPEAKER: The Chair recognizes the Representative from Arundal, Representative Parry

Representative **PARRY**: Thank you, Mr. Speaker. May I ask a question through the Chair?

The SPEAKER: The Member may proceed.

Representative **PARRY**: As I understand it, anybody under 18 is required to have a parent signature for signing any legal documents. Will there be anything in this bill, because I've been looking through the bill, where that law will be changed that somebody under 18 will be allowed to sign legal documents?

The SPEAKER: The Member has posed a question to anyone who wishes to respond. The Chair recognizes the Representative from St. George, Representative Matlack.

Representative **MATLACK**: Thank you, Mr. Speaker. Mr. Speaker, in answer to the Representative from Harrison's question, this is not a mandate. This is an opportunity for municipalities to opt in. They are not required, so, it isn't a mandate on the part of the municipalities.

The SPEAKER: The Chair recognizes the Representative from Bangor, Representative Roeder.

Representative **ROEDER**: Thank you so much, Mr. Speaker. I believe that the Representative from Oxford raised a very interesting point in regards to participation in municipal government and whether or not people that would be affected by this bill would be able to participate in municipal government. And I know that in my town there are opportunities for people of all ages to participate in committees, on boards, such as the Firearms Discharge Board

in Bangor. So, there are opportunities for participation, as far as I'm aware, for young people. Thank you.

The SPEAKER: The Chair recognizes the Representative from Arundal, Representative Parry.

Representative **PARRY**: Thank you, Mr. Speaker. May I ask another question through the Chair?

The SPEAKER: The Member may proceed.

Representative **PARRY**: Will towns that opt in to this be required to have a separate voting list for these minors that will be voting in the municipal election or will they be put on the regular voting list?

The SPEAKER: The Member has posed a question to anyone who wishes to respond. Seeing none, a roll call has been ordered. The pending question before the House is Acceptance of the Majority Ought Not to Pass Report. All those in favor will vote yes, those opposed will vote no.

ROLL CALL NO. 76

YEA - Arford, Babbidge, Bailey, Bell, Berry, Blume, Brennan, Brooks, Bryant, Cardone, Collings, Copeland, Crafts, Craven, Crockett, Dodge, Doore, Doudera, Dunphy, Evans, Gere, Gramlich, Grohoski, Harnett, Hasenfus, Hepler, Hymanson, Kessler, Landry, Lookner, Madigan, Mathieson, Matlack, McCrea, McCreight, McDonald, Melaragno, Meyer, Millett, Morales, Moriarty, O'Neil, Osher, Pebworth, Pierce, Reckitt, Rielly, Roberts, Roeder, Sachs, Salisbury, Sharpe, Sheehan, Stover, Supica, Sylvester, Talbot Ross, Tepler, Tucker, Warren C, Warren S, Williams, Wood, Zager, Zeigler, Mr. Speaker.

NAY - Alley, Arata, Austin, Bernard, Bickford, Blier, Bradstreet, Caiazzo, Carlow, Carmichael, Cebra, Cloutier, Collamore, Connor, Corey, Costain, Cuddy, Dillingham, Dolloff, Downes, Drinkwater, Ducharme, Evangelos, Faulkingham, Fay, Fecteau, Foster, Geiger, Gifford, Greenwood, Griffin, Haggan, Hall, Hanley, Harrington, Head, Hutchins, Javner, Johansen, Kinney, Kryzak, Lemelin, Libby, Lyford, Lyman, Martin J, Martin R, Martin T, Mason, Millett, Morris, Nadeau, Newman, O'Connell, O'Connor, Ordway, Parry, Perkins, Perry A, Perry J, Pickett, Pluecker, Poirier, Prescott, Quint, Riseman, Rudnicki, Sampson, Skolfield, Stanley, Stearns, Stetkis, Terry, Thorne, Tuell, Tuttle, Underwood, Wadsworth, White B, White D.

ABSENT - Andrews, Grignon, Paulhus, Roche, Theriault. Yes, 66; No, 80; Absent, 5; Excused, 0.

66 having voted in the affirmative and 80 voted in the negative, with 5 being absent, and accordingly the Minority **Ought to Pass as Amended** Report was **NOT ACCEPTED**.

Subsequently, on motion of Representative MATLACK of St. George, the Majority **Ought Not to Pass** Report was **ACCEPTED** and sent for concurrence.

Majority Report of the Committee on **VETERANS AND LEGAL AFFAIRS** reporting **Ought Not to Pass** on RESOLUTION, Proposing an Amendment to the Constitution of Maine To Lower the Voting Age to 16 Years of Age (H.P. 518) (L.D. 706)

Signed:

Senators:

LUCHINI of Hancock
FARRIN of Somerset

Representatives:

CAIAZZO of Scarborough
COREY of Windham
DOLLOFF of Milton Township
HARRINGTON of Sanford
KINNEY of Knox
TUTTLE of Sanford

Minority Report of the same Committee reporting **Ought to Pass as Amended by Committee Amendment "A" (H-262)** on same RESOLUTION.

Signed:

Senator:

HICKMAN of Kennebec

Representatives:

McCREIGHT of Harpswell
RIELLY of Westbrook
SUPICA of Bangor
WOOD of Portland

READ.

Representative CAIAZZO of Scarborough moved that the House **ACCEPT** the Majority **Ought Not to Pass** Report.

The SPEAKER: The Chair recognizes the Representative from Saco, Representative O'Neil.

Representative **O'NEIL**: Thank you, Mr. Speaker. I rise against the current motion.

This here is a youth-led bill. This year, I've been fortunate to work with a group of local high school students on creating policy and I probably learned even more from them than they did from me. They bring so much thoughtfulness, clarity, and experience to all of our conversations.

They've partnered with young people across the State and conducted public conversations about this amendment. Fellow youth leaders include Maine Youth for Climate Justice and the Youth Council at the League of Women Voters.

I'm going to talk about a few reasons why it's important to oppose the current motion. The first is that young people are already leading. Our country has a long history of young people leading political and social change. Today's young people are as invested in that as ever, with young leaders at the forefront of climate change and racial and social justice. Across the country, young people are organizing, mobilizing community members, and even founding advocacy organizations to call us to action. In between class and homework, they are researching policy, leading conversation with peers, and organizing us to make better decisions that will shape their world now and the world they will inherit. They are pushing our leaders to make better future-thinking policies because they are invested in their communities and they understand that they will inherit the world that policymakers like us create.

Most importantly, young people are stakeholders. That's the number one reason that we brought this bill forward. Enfranchisement acknowledges that a person is a stakeholder. Young Mainers have an important stake in the decisions we make today to shape the future of our State. They are our future. However active and engaged in civic life they may be, Mainers under age 18 are not currently able to vote in elections that set the course for their future. You may wonder whether 16 and 17 year olds are ready to make these decisions or whether they have enough life experience. Reaching the age of 18 is a big milestone in all of our lives, but the truth is it does not signify some kind of seismic shift in an individual's ability to participate in society or civic life. At the age of 16, young people are attending our schools, they are working under our employment laws, they are paying taxes and driving on roads. They bring the experiences of their families not being able to access health care, making ends meet with a family business, and figuring out how to pay for college. They worry for the environmental future that we will hand to them. That's why so many young people are already deeply engaged in politics and advocacy and they are just as able to research and reason as adult voters.

Youth are stakeholders, plain and simple. As lawmakers, we all make excuses for why we can't fully fund education or why we pollute the air and why we don't take care of community members who need our help. Youth bring clarity, lived experience, and a present interest to these issues. No one has a bigger stake in the decisions that we make today than our youth.

Young people are also prepared to make important decisions about the future. A study by Rutgers University that analyzed national survey data found that by 16 years of age, American adolescents manifest levels of development in each quality of citizenship that are nearly the same as those apparent in young American adults of voting age. The study determined that the lack of relevant differences in capacities for citizenship between 16- and 17 year olds and those legally enfranchised makes current laws arbitrary. To quote a piece written by Dr. Lawrence Steinberg, studies of cold cognition have shown that the skills necessary to make informed decisions are firmly in place by age 16. By that age, adolescents can gather and process information, weigh pros and cons, reason logically with facts, and take time before making a decision.

I also want to share that there's a national movement around youth voting. Extending the franchise to 16- and 17 year olds may seem new and different to some of us, but there's a great deal of precedent. Internationally, countries including Austria, Argentina, Brazil, Germany, and the United Kingdom allow those as young as 16 to participate in national or local elections. Closer to home, in many U.S. states, including Maine, 17 year olds who will be 18 by Election Day are allowed to participate in primary elections. A number of U.S. municipalities have also extended the right to vote to young adults, including cities in Maryland and California.

Research shows these young voters are engaged and informed. For example, when the City of Tacoma Park, Maryland extended the vote to young people, they experienced the highest voter participation rate among that age group. A Danish study found evidence that the opportunity to vote at an earlier age means a citizen is more likely to be a regular voter throughout their life. Studies in Austria where the minimum voting age is 16 have shown that 16 and 17 year olds vote just as responsibly as any other constituent. Young Mainers are just as capable as young people in any of these places.

Finally, Maine has a history of leadership in election law. I'm very proud of our strong culture of civic engagement in Maine. We're a long-time leader in election law and we consistently demonstrate some of the highest voter turnout rates in the country. We can continue this important tradition by amending the State Constitution to lower the voting age to 16 for state elections. This measure would provide young people with the ability to address their concerns and solutions more successfully and encourage people in positions of power to engage with them. Allowing students to vote can be a valuable educational experience, enabling students to engage with the civic process that they are learning about in the classroom. And lowering the voting age for elections could improve voter turnout among both young people and their families.

Young Mainers are able to vote in an informed and a responsible way right now. They have the largest stake in the future we create with our votes here and they have brought this measure to us. Thank you, Mr. Speaker.

Subsequently, the Majority **Ought Not to Pass** Report was **ACCEPTED** and sent for concurrence.

Report of the Chair-Pursuant to Joint Order S.P. 9

Report of the Committee on **ENERGY, UTILITIES AND TECHNOLOGY** on Bill "An Act To Require Telecommunications Companies To Divulge Location Information to Law Enforcement When Necessary To Respond to a 9-1-1 Call or Locate a Person in Danger"

(S.P. 492) (L.D. 1581)

Reports a recommendation for a **CHANGE OF COMMITTEE**.

Came from the Senate with the Report **READ** and **ACCEPTED** and the Bill and accompanying papers were **REFERRED** to the Committee on **JUDICIARY**.

The Report was **READ** and **ACCEPTED**.

On motion of Representative HARNETT of Gardiner, the Bill and accompanying papers were **REFERRED** to the Committee on **JUDICIARY** in concurrence.

Change of Committee

Representative HARNETT from the Committee on **JUDICIARY** on Bill "An Act To Ensure Fair Judicial Outcomes"

(H.P. 295) (L.D. 411)

Reporting that it be **REFERRED** to the Committee on **HEALTH AND HUMAN SERVICES**.

The Report was **READ** and **ACCEPTED**.

On motion of Representative DUNPHY of Old Town, the Bill and all accompanying papers were **INDEFINITELY POSTPONED** and sent for concurrence.

Divided Reports

Majority Report of the Committee on **AGRICULTURE, CONSERVATION AND FORESTRY** reporting **Ought to Pass as Amended by Committee Amendment "A" (S-75)** on Bill "An Act To Establish the Maine Healthy Soils Program"

(S.P. 179) (L.D. 437)

Signed:

Senators:

DILL of Penobscot
BLACK of Franklin
MAXMIN of Lincoln

Representatives:

O'NEIL of Saco
BERNARD of Caribou
GIFFORD of Lincoln
HALL of Wilton
LANDRY of Farmington
McCREA of Fort Fairfield
OSHER of Orono
PLUECKER of Warren
SKOLFIELD of Weld

Minority Report of the same Committee reporting **Ought Not to Pass** on same Bill.

Signed:

Representative:

UNDERWOOD of Presque Isle

Came from the Senate 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" (S-75)**.

READ.

On motion of Representative O'NEIL of Saco, the Majority **Ought to Pass as Amended** Report was **ACCEPTED**.

The Bill was **READ ONCE**. **Committee Amendment "A" (S-75)** was **READ** by the Clerk and **ADOPTED**.

Under suspension of the rules the Bill was given its **SECOND READING WITHOUT REFERENCE** to the Committee on **Bills in the Second Reading**.

Under further suspension of the rules the Bill was **PASSED TO BE ENGROSSED as Amended by Committee Amendment "A" (S-75)** in concurrence.

Majority Report of the Committee on **EDUCATION AND CULTURAL AFFAIRS** reporting **Ought to Pass as Amended by Committee Amendment "A" (S-106)** on Bill "An Act To Encourage the Purchase of Local Foods for Public Schools"

(S.P. 250) (L.D. 636)

Signed:

Senators:

RAFFERTY of York
DAUGHTRY of Cumberland
WOODSOME of York

Representatives:

BRENNAN of Portland
CROCKETT of Portland
DODGE of Belfast
LYMAN of Livermore Falls
McCREA of Fort Fairfield
MILLETT of Cape Elizabeth
ROCHE of Wells

SALISBURY of Westbrook
STEARNS of Guilford

Minority Report of the same Committee reporting **Ought Not to Pass** on same Bill.

Signed:

Representative:

SAMPSON of Alfred

Came from the Senate 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" (S-106)**.

READ.

On motion of Representative BRENNAN of Portland, the Majority **Ought to Pass as Amended** Report was **ACCEPTED**.

The Bill was **READ ONCE. Committee Amendment "A" (S-106)** was **READ** by the Clerk and **ADOPTED**.

Under suspension of the rules the Bill was given its **SECOND READING WITHOUT REFERENCE** to the Committee on **Bills in the Second Reading**.

Under further suspension of the rules the Bill was **PASSED TO BE ENGROSSED as Amended by Committee Amendment "A" (S-106)** in concurrence.

Majority Report of the Committee on **EDUCATION AND CULTURAL AFFAIRS** reporting **Ought to Pass as Amended by Committee Amendment "A" (S-68)** on Bill "An Act To Improve Communication between School Boards and Educators by Requiring Notice of Discussion of Labor Matters" (S.P. 185) (L.D. 816)

Signed:

Senator:

RAFFERTY of York

Representatives:

BRENNAN of Portland
CROCKETT of Portland
DODGE of Belfast
McCREA of Fort Fairfield
MILLETT of Cape Elizabeth
SALISBURY of Westbrook

Minority Report of the same Committee reporting **Ought Not to Pass** on same Bill.

Signed:

Senator:

WOODSOME of York

Representatives:

LYMAN of Livermore Falls
ROCHE of Wells
STEARNS of Guilford

Came from the Senate 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" (S-68)**.

READ.

On motion of Representative BRENNAN of Portland, the Majority **Ought to Pass as Amended** Report was **ACCEPTED**.

The Bill was **READ ONCE. Committee Amendment "A" (S-68)** was **READ** by the Clerk and **ADOPTED**.

Under suspension of the rules the Bill was given its **SECOND READING WITHOUT REFERENCE** to the Committee on **Bills in the Second Reading**.

Under further suspension of the rules the Bill was **PASSED TO BE ENGROSSED as Amended by Committee Amendment "A" (S-68)** in concurrence.

Majority Report of the Committee on **ENERGY, UTILITIES AND TECHNOLOGY** reporting **Ought to Pass as Amended by Committee Amendment "A" (S-66)** on Bill "An Act To Allow for the Establishment of Commercial Property Assessed Clean Energy Programs" (S.P. 147) (L.D. 340)

Signed:

Senators:

LAWRENCE of York
STEWART of Aroostook
VITELLI of Sagadahoc

Representatives:

BERRY of Bowdoinham
CUDDY of Winterport
GROHOSKI of Ellsworth
KESSLER of South Portland
WADSWORTH of Hiram
WOOD of Portland
ZEIGLER of Montville

Minority Report of the same Committee reporting **Ought to Pass as Amended by Committee Amendment "B" (S-67)** on same Bill.

Signed:

Representatives:

CARLOW of Buxton
FOSTER of Dexter

Came from the Senate 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" (S-66)**.

READ.

On motion of Representative BERRY of Bowdoinham, the Majority **Ought to Pass as Amended** Report was **ACCEPTED**.

The Bill was **READ ONCE. Committee Amendment "A" (S-66)** was **READ** by the Clerk and **ADOPTED**.

Under suspension of the rules the Bill was given its **SECOND READING WITHOUT REFERENCE** to the Committee on **Bills in the Second Reading**.

Under further suspension of the rules the Bill was **PASSED TO BE ENGROSSED as Amended by Committee Amendment "A" (S-66)** in concurrence.

Majority Report of the Committee on **ENERGY, UTILITIES AND TECHNOLOGY** reporting **Ought to Pass** on Bill "An Act To Support School Decarbonization" (S.P. 184) (L.D. 815)

Signed:
Senators:

LAWRENCE of York
VITELLI of Sagadahoc

Representatives:

BERRY of Bowdoinham
CARLOW of Buxton
CUDDY of Winterport
FOSTER of Dexter
GROHOSKI of Ellsworth
KESSLER of South Portland
WOOD of Portland
ZEIGLER of Montville

Minority Report of the same Committee reporting **Ought Not to Pass** on same Bill.

Signed:
Senator:

STEWART of Aroostook

Representative:

WADSWORTH of Hiram

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

READ.

On motion of Representative BERRY of Bowdoinham, the Majority **Ought to Pass** Report was **ACCEPTED**.

The Bill was **READ ONCE**.

Under suspension of the rules the Bill was given its **SECOND READING WITHOUT REFERENCE** to the Committee on **Bills in the Second Reading**.

Under further suspension of the rules the Bill was **PASSED TO BE ENGROSSED** in concurrence.

Majority Report of the Committee on **ENVIRONMENT AND NATURAL RESOURCES** reporting **Ought Not to Pass** on Bill "An Act To Facilitate a Timely Revision Process in the Site Location of Development Laws" (S.P. 328) (L.D. 1038)

Signed:
Senator:

CARNEY of Cumberland

Representatives:

TUCKER of Brunswick
BELL of Yarmouth
BLUME of York
DOUDERA of Camden
GRAMLICH of Old Orchard Beach
ZEIGLER of Montville

Minority Report of the same Committee reporting **Ought to Pass as Amended by Committee Amendment "A" (S-96)** on same Bill.

Signed:
Senators:

BRENNER of Cumberland
BENNETT of Oxford

Representatives:

HANLEY of Pittston
JOHANSEN of Monticello
O'CONNOR of Berwick
TUELL of East Machias

Came from the Senate with the Majority **OUGHT NOT TO PASS** Report **READ** and **ACCEPTED**.

READ.

Representative TUCKER of Brunswick moved that the House **ACCEPT** the Majority **Ought Not to Pass** Report.

Representative HANLEY of Pittston **REQUESTED** a roll call on the motion to **ACCEPT** the Majority **Ought Not to Pass** Report.

More than one-fifth of the members present expressed a desire for a roll call which was ordered.

The **SPEAKER**: The Chair recognizes the Representative from Pittsfield, Representative Hanley.

Representative **HANLEY**: Thank you, Mr. Speaker. Mr. Speaker, this bill is a simple request; well, no, it's not a request. The agencies that the State of Maine formulates, the Department of Environmental Protection and all the others, they work for us. It's their duty to perform services for the citizens in the State. All this bill did was put some pressure on that department to do timely investigations and to permit the site projects that were going to be accomplished. And the amended version actually corrected all the complaints that the department had about the original bill. It simply turns the heat up on the department that when someone submits a bill, excuse me, submits an application for site review, they can't sit on it forever, they have to act. So, like I said, the amended version cleans it up so that the department can slow down if they need to but otherwise they are required to get their job done that they've been hired to do. I ask you to follow my light and defeat the pending motion.

The **SPEAKER**: A roll call has been ordered. The pending question before the House is Acceptance of the Majority **Ought Not to Pass** Report. All those in favor will vote yes, those opposed will vote no.

ROLL CALL NO. 77

YEA - Arford, Babbidge, Bailey, Bell, Berry, Blume, Brennan, Brooks, Bryant, Caiazza, Cardone, Cloutier, Collings, Copeland, Crafts, Craven, Crockett, Dodge, Doore, Doudera, Dunphy, Evangelos, Evans, Fay, Geiger, Gere, Gramlich, Grohoski, Harnett, Hasenfus, Hepler, Hymanson, Kessler, Lookner, Madigan, Martin J, Martin R, Mathieson, Matlack, McCreight, McDonald, Melaragno, Meyer, Millett, Morales, Moriarty, O'Connell, O'Neil, Osher, Pebworth, Perry A, Perry J, Pierce, Pluecker, Reckitt, Rielly, Riseman, Roberts, Roeder, Sachs, Salisbury, Sharpe, Sheehan, Stover, Supica, Sylvester, Talbot Ross, Tepler, Terry, Tucker, Tuttle, Warren C, Warren S, White, Williams, Wood, Zager, Zeigler, Mr. Speaker.

NAY - Alley, Arata, Austin, Bernard, Bickford, Blier, Bradstreet, Carlow, Carmichael, Cebra, Collamore, Connor, Corey, Costain, Dillingham, Dolloff, Downes, Drinkwater, Ducharme, Faulkingham, Fecteau, Foster, Gifford, Greenwood, Griffin, Haggan, Hall, Hanley, Harrington, Head, Hutchins, Javner, Johansen, Kinney, Kryzak, Landry, Lemelin, Libby, Lyford, Lyman, Martin, Mason, McCrea, Millett, Morris, Nadeau, Newman, O'Connor, Ordway, Parry, Perkins, Pickett, Poirier, Prescott, Quint, Rudnicki, Sampson, Skolfield, Stanley, Stearns, Stetkis, Thorne, Tuell, Underwood, Wadsworth, White.

ABSENT - Andrews, Cuddy, Grignon, Paulhus, Roche, Theriault.

Yes, 79; No, 66; Absent, 6; Excused, 0.

79 having voted in the affirmative and 66 voted in the negative, with 6 being absent, and accordingly the Majority **Ought Not to Pass** Report was **ACCEPTED** in concurrence.

Majority Report of the Committee on **HEALTH COVERAGE, INSURANCE AND FINANCIAL SERVICES** reporting **Ought to Pass** on Bill "An Act Regarding the Practice of Pharmacy"

(S.P. 242) (L.D. 603)

Signed:

Senators:

SANBORN of Cumberland
BRENNER of Cumberland
STEWART of Aroostook

Representatives:

TEPLER of Topsham
ARFORD of Brunswick
BLIER of Buxton
BROOKS of Lewiston
CONNOR of Lewiston
EVANS of Dover-Foxcroft
MATHIESON of Kittery
MORRIS of Turner
QUINT of Hodgdon

Minority Report of the same Committee reporting **Ought Not to Pass** on same Bill.

Signed:

Representative:

MELARAGNO of Auburn

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

On motion of Representative TEPLER of Topsham, the Majority **Ought to Pass** Report was **ACCEPTED**.

The Bill was **READ ONCE**.

Under suspension of the rules the Bill was given its **SECOND READING WITHOUT REFERENCE** to the Committee on **Bills in the Second Reading**.

Under further suspension of the rules the Bill was **PASSED TO BE ENGROSSED** in concurrence.

Majority Report of the Committee on **LABOR AND HOUSING** reporting **Ought to Pass as Amended by Committee Amendment "A" (S-101)** on Bill "An Act To Amend the Laws Governing Retirement Benefit Reductions for Corrections Officers Currently Included in the 1998 Special Plan"

(S.P. 78) (L.D. 190)

Signed:

Senators:

HICKMAN of Kennebec
MIRAMANT of Knox

Representatives:

SYLVESTER of Portland
CUDDY of Winterport
GERE of Kennebunkport
PEBWORDH of Blue Hill
ROEDER of Bangor
WARREN of Scarborough

Minority Report of the same Committee reporting **Ought Not to Pass** on same Bill.

Signed:

Senator:

GUERIN of Penobscot

Representatives:

BRADSTREET of Vassalboro
DRINKWATER of Milford
MORRIS of Turner
PRESCOTT of Waterboro

Came from the Senate 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" (S-101)**.
READ.

On motion of Representative SYLVESTER of Portland, the Majority **Ought to Pass as Amended** Report was **ACCEPTED**.

The Bill was **READ ONCE**. **Committee Amendment "A" (S-101)** was **READ** by the Clerk and **ADOPTED**.

Under suspension of the rules the Bill was given its **SECOND READING WITHOUT REFERENCE** to the Committee on **Bills in the Second Reading**.

Under further suspension of the rules the Bill was **PASSED TO BE ENGROSSED as Amended by Committee Amendment "A" (S-101)** in concurrence.

Majority Report of the Committee on **LABOR AND HOUSING** reporting **Ought to Pass as Amended by Committee Amendment "A" (S-69)** on Bill "An Act To Include Forest Rangers and Forest Fire Prevention Specialists in the Bureau of Forestry's Forest Protection Unit in the Laws Concerning Cancer Suffered by Firefighters"
(S.P. 131) (L.D. 305)

Signed:

Senators:

RAFFERTY of York
MIRAMANT of Knox

Representatives:

SYLVESTER of Portland
CUDDY of Winterport
GERE of Kennebunkport
PEBORTH of Blue Hill
ROEDER of Bangor
WARREN of Scarborough

Minority Report of the same Committee reporting **Ought Not to Pass** on same Bill.

Signed:

Senator:

GUERIN of Penobscot

Representatives:

BRADSTREET of Vassalboro
DRINKWATER of Milford
MORRIS of Turner
PRESCOTT of Waterboro

Came from the Senate 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" (S-69)**.

READ.

On motion of Representative SYLVESTER of Portland, the Majority **Ought to Pass as Amended** Report was **ACCEPTED**.

The Bill was **READ ONCE**. **Committee Amendment "A" (S-69)** was **READ** by the Clerk and **ADOPTED**.

Under suspension of the rules the Bill was given its **SECOND READING WITHOUT REFERENCE** to the Committee on **Bills in the Second Reading**.

Under further suspension of the rules the Bill was **PASSED TO BE ENGROSSED as Amended by Committee Amendment "A" (S-69)** in concurrence.

Majority Report of the Committee on **LABOR AND HOUSING** reporting **Ought to Pass as Amended by Committee Amendment "A" (S-73)** on Bill "An Act To Establish a Conditional Presumption of Compensability for Certain Employees in Cases of Impairment from Hypertension or Heart Disease"

(S.P. 228) (L.D. 575)

Signed:

Senators:

HICKMAN of Kennebec
MIRAMANT of Knox

Representatives:

SYLVESTER of Portland
CUDDY of Winterport

GERE of Kennebunkport
PEBORTH of Blue Hill
ROEDER of Bangor
WARREN of Scarborough

Minority Report of the same Committee reporting **Ought Not to Pass** on same Bill.

Signed:

Senator:

GUERIN of Penobscot

Representatives:

BRADSTREET of Vassalboro
DRINKWATER of Milford
MORRIS of Turner
PRESCOTT of Waterboro

Came from the Senate 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" (S-73)**.

READ.

Representative SYLVESTER of Portland moved that the House **ACCEPT** the Majority **Ought to Pass as Amended** Report.

On motion of Representative DUNPHY of Old Town, **TABLED** pending the motion of Representative SYLVESTER of Portland to **ACCEPT** the Majority **Ought to Pass as Amended** Report and later today assigned.

Majority Report of the Committee on **LABOR AND HOUSING** reporting **Ought to Pass as Amended by Committee Amendment "A" (S-100)** on Bill "An Act To Improve the Lives of Maine Workers by Supporting Apprenticeships That Lead to Good-paying Jobs"

(S.P. 253) (L.D. 648)

Signed:

Senators:

HICKMAN of Kennebec
MIRAMANT of Knox

Representatives:

SYLVESTER of Portland
CUDDY of Winterport
GERE of Kennebunkport
PEBORTH of Blue Hill
ROEDER of Bangor
WARREN of Scarborough

Minority Report of the same Committee reporting **Ought Not to Pass** on same Bill.

Signed:

Senator:

GUERIN of Penobscot

Representatives:

BRADSTREET of Vassalboro
DRINKWATER of Milford
MORRIS of Turner
PRESCOTT of Waterboro

Came from the Senate 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" (S-100)**.

READ.

On motion of Representative SYLVESTER of Portland, the Majority **Ought to Pass as Amended** Report was **ACCEPTED**.

The Bill was **READ ONCE**. **Committee Amendment "A" (S-100)** was **READ** by the Clerk and **ADOPTED**.

Under suspension of the rules the Bill was given its **SECOND READING WITHOUT REFERENCE** to the Committee on **Bills in the Second Reading**.

Under further suspension of the rules the Bill was **PASSED TO BE ENGROSSED as Amended by Committee Amendment "A" (S-100)** in concurrence.

Majority Report of the Committee on **LABOR AND HOUSING** reporting **Ought to Pass as Amended by Committee Amendment "A" (S-92)** on Bill "An Act To Amend the Eligibility Criteria for Creditable Service in the Armed Forces of the United States under the State Retirement System"

(S.P. 308) (L.D. 956)

Signed:

Senators:

HICKMAN of Kennebec
MIRAMANT of Knox

Representatives:

SYLVESTER of Portland
BRADSTREET of Vassalboro
CUDDY of Winterport
DRINKWATER of Milford
GERE of Kennebunkport
PEBORTH of Blue Hill
PRESCOTT of Waterboro
ROEDER of Bangor
WARREN of Scarborough

Minority Report of the same Committee reporting **Ought Not to Pass** on same Bill.

Signed:

Senator:

GUERIN of Penobscot

Representative:

MORRIS of Turner

Came from the Senate 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" (S-92)**.

READ.

On motion of Representative SYLVESTER of Portland, the Majority **Ought to Pass as Amended** Report was **ACCEPTED**.

The Bill was **READ ONCE**. **Committee Amendment "A" (S-92)** was **READ** by the Clerk and **ADOPTED**.

Under suspension of the rules the Bill was given its **SECOND READING WITHOUT REFERENCE** to the Committee on **Bills in the Second Reading**.

Under further suspension of the rules the Bill was **PASSED TO BE ENGROSSED as Amended by Committee Amendment "A" (S-92)** in concurrence.

Majority Report of the Committee on **LABOR AND HOUSING** reporting **Ought to Pass** on Resolve, Directing the Maine Public Employees Retirement System To Convene a Working Group To Investigate Public Pension Options

(S.P. 366) (L.D. 1105)

Signed:

Senators:

HICKMAN of Kennebec
MIRAMANT of Knox

Representatives:

SYLVESTER of Portland
CUDDY of Winterport
GERE of Kennebunkport
PEBORTH of Blue Hill
ROEDER of Bangor
WARREN of Scarborough

Minority Report of the same Committee reporting **Ought Not to Pass** on same Resolve.

Signed:

Senator:

GUERIN of Penobscot

Representatives:

BRADSTREET of Vassalboro
DRINKWATER of Milford
MORRIS of Turner
PRESCOTT of Waterboro

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

READ.

Representative SYLVESTER of Portland moved that the House **ACCEPT** the Majority **Ought to Pass** Report.

On motion of Representative DILLINGHAM of Oxford, **TABLED** pending the motion of Representative SYLVESTER of Portland to **ACCEPT** the Majority **Ought to Pass** Report and later today assigned.

Majority Report of the Committee on **LABOR AND HOUSING** reporting **Ought to Pass** on Bill "An Act To Prohibit an Employer from Charging an Employee for Direct Deposit for Wages"

(S.P. 367) (L.D. 1106)

Signed:
Senators:

HICKMAN of Kennebec
MIRAMANT of Knox

Representatives:

SYLVESTER of Portland
CUDDY of Winterport
DRINKWATER of Milford
GERE of Kennebunkport
PEBORTH of Blue Hill
ROEDER of Bangor
WARREN of Scarborough

Minority Report of the same Committee reporting **Ought Not to Pass** on same Bill.

Signed:
Senator:

GUERIN of Penobscot

Representatives:

BRADSTREET of Vassalboro
MORRIS of Turner
PRESCOTT of Waterboro

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

READ.

On motion of Representative SYLVESTER of Portland, the Majority **Ought to Pass** Report was **ACCEPTED**.

The Bill was **READ ONCE**.

Under suspension of the rules the Bill was given its **SECOND READING WITHOUT REFERENCE** to the Committee on **Bills in the Second Reading**.

Under further suspension of the rules the Bill was **PASSED TO BE ENGROSSED** in concurrence.

Majority Report of the Committee on **STATE AND LOCAL GOVERNMENT** reporting **Ought Not to Pass** on Bill "An Act To Allow Nonresidents Who Own Property To Speak at Town Meetings on Local Issues"

(S.P. 349) (L.D. 1088)

Signed:
Senator:

ROSEN of Hancock

Representatives:

MATLACK of St. George
BRYANT of Windham
COPELAND of Saco
DOORE of Augusta
DOWNES of Bucksport
HEAD of Bethel
PAULHUS of Bath
RISEMAN of Harrison
TUELL of East Machias

Minority Report of the same Committee reporting **Ought to Pass as Amended by Committee Amendment "A" (S-81)** on same Bill.

Signed:
Senators:

BALDACCI of Penobscot
CLAXTON of Androscoggin

Representative:

GREENWOOD of Wales

Came from the Senate with the Majority **OUGHT NOT TO PASS** Report **READ** and **ACCEPTED**.

READ.

On motion of Representative MATLACK of St. George, the Majority **Ought Not to Pass** Report was **ACCEPTED** in concurrence.

Majority Report of the Committee on **TAXATION** reporting **Ought to Pass as Amended by Committee Amendment "A" (S-72)** on Bill "An Act To Reinstate and Increase the Income Tax Deduction for Contributions to Education Savings Plans"

(S.P. 31) (L.D. 23)

Signed:
Senator:

POULIOT of Kennebec

Representatives:

BICKFORD of Auburn
CARMICHAEL of Greenbush
COLLINGS of Portland
HANLEY of Pittston
KRYZAK of Acton

Minority Report of the same Committee reporting **Ought Not to Pass** on same Bill.

Signed:
Senator:

CHIPMAN of Cumberland

Representatives:

TERRY of Gorham
MATLACK of St. George
PERRY of Bangor
SACHS of Freeport

Came from the Senate 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" (S-72)**.

READ.

Representative TERRY of Gorham moved that the House **ACCEPT** the Minority **Ought Not to Pass** Report.

Representative DUNPHY of Old Town **REQUESTED** a roll call on the motion to **ACCEPT** the Minority **Ought Not to Pass** Report.

More than one-fifth of the members present expressed a desire for a roll call which was ordered.

The **SPEAKER**: The Chair recognizes the Representative from Gorham, Representative Terry.

Representative **TERRY**: Thank you, Mr. Speaker. Mr. Speaker, this bill is very well-intended but not necessary.

Currently, the Finance Authority of Maine offers a \$300+ grant to families that contribute to 529 programs. The deduction in this bill for that same contribution would only max out at around \$70 for families that contribute to the program. In 2015, this itemized deduction, and others, were removed and a much larger standard deduction of over \$25,000 per family for filers filing jointly was put in place, making tax filing much more simple and economical for taxpayers. There's been no evidence in the time between 2015 and now that contributions to 529 accounts have subsided. There is little incentive that a deduction of around \$71 is more attractive than that of the FAME grant of \$300.

I understand that we need to encourage folks to invest in education beyond our public schools, but adding this benefit only adds to the amount of time a person needs to file their taxes, it's not enough to incentivize families to make additional contributions. I ask that you please follow my light.

The **SPEAKER**: A roll call has been ordered. The pending question before the House is Acceptance of the Minority Ought Not to Pass Report. All those in favor will vote yes, those opposed will vote no.

ROLL CALL NO. 78

YEA - Alley, Arford, Bell, Berry, Blume, Brennan, Brooks, Bryant, Caiazzo, Cardone, Cloutier, Collings, Copeland, Crafts, Craven, Crockett, Cuddy, Dodge, Doore, Doudera, Dunphy, Evans, Gere, Harnett, Hepler, Hymanson, Kessler, Lookner, Madigan, Martin J, Martin R, Matlack, McCrea, McCreight, McDonald, Melaragno, Meyer, Millett, Morales, O'Connell, O'Neil, Osher, Perry, Pierce, Reckitt, Rielly, Sachs, Salisbury, Sharpe, Sheehan, Stover, Talbot Ross, Tepler, Terry, Tucker, Warren C, Warren S, White, Wood, Zager, Mr. Speaker.

NAY - Arata, Austin, Babbidge, Bailey, Bernard, Bickford, Blier, Bradstreet, Carlow, Carmichael, Cebra, Collamore, Connor, Corey, Costain, Dillingham, Dolloff, Downes, Drinkwater, Ducharme, Evangelos, Faulkingham, Fay, Fecteau, Foster, Geiger, Gramlich, Greenwood, Griffin, Grohoski, Haggan, Hall, Hanley, Harrington, Hasenus, Head, Hutchins, Javner, Johansen, Kinney, Kryzak, Landry, Lemelin, Libby, Lyford, Lyman, Martin, Mason, Mathieson, Millett, Moriarty, Morris, Nadeau, Newman, O'Connor, Ordway, Parry, Pebworth, Perkins, Perry, Pickett, Pluecker, Poirier, Prescott, Quint, Riseman, Roberts, Roeder, Rudnicki, Sampson, Skolfield, Stanley, Stearns, Stetkis, Supica, Sylvester, Thorne, Tuell, Tuttle, Underwood, Wadsworth, White, Williams, Zeigler.

ABSENT - Andrews, Gifford, Grignon, Paulhus, Roche, Theriault.

Yes, 61; No, 84; Absent, 6; Excused, 0.

61 having voted in the affirmative and 84 voted in the negative, with 6 being absent, and accordingly the Minority **Ought Not to Pass** Report was **NOT ACCEPTED**.

Subsequently, on motion of Representative **TERRY** of Gorham, the Majority **Ought to Pass as Amended** Report was **ACCEPTED**.

The Bill was **READ ONCE**. **Committee Amendment "A" (S-72)** was **READ** by the Clerk and **ADOPTED**.

Under suspension of the rules the Bill was given its **SECOND READING WITHOUT REFERENCE** to the Committee on **Bills in the Second Reading**.

Under further suspension of the rules the Bill was **PASSED TO BE ENGROSSED as Amended by Committee Amendment "A" (S-72)** in concurrence.

Majority Report of the Committee on **TAXATION** reporting **Ought Not to Pass** on Bill "An Act To Provide a Tax Break for Businesses That Employ People with Disabilities" (S.P. 72) (L.D. 168)

Signed:

Senators:

CHIPMAN of Cumberland
LIBBY of Androscoggin

Representatives:

TERRY of Gorham
COLLINGS of Portland
GRAMLICH of Old Orchard Beach
MATLACK of St. George
PERRY of Bangor

Minority Report of the same Committee reporting **Ought to Pass as Amended by Committee Amendment "A" (S-71)** on same Bill.

Signed:

Senator:

POULIOT of Kennebec

Representatives:

BICKFORD of Auburn
CARMICHAEL of Greenbush
HANLEY of Pittston
KRYZAK of Acton

Came from the Senate with the Majority **OUGHT NOT TO PASS Report READ and ACCEPTED**.

READ.

Representative **TERRY** of Gorham moved that the House **ACCEPT** the Majority **Ought Not to Pass** Report.

Representative **MORRIS** of Turner **REQUESTED** a roll call on the motion to **ACCEPT** the Majority **Ought Not to Pass** Report.

More than one-fifth of the members present expressed a desire for a roll call which was ordered.

The **SPEAKER**: The Chair recognizes the Representative from Turner, Representative **Morris**.

Representative **MORRIS**: Thank you, Mr. Speaker. Mr. Speaker, I rise in opposition to the pending motion. Last session, the Legislature passed a bill eliminating the subminimum wage for people with disabilities. While there was some debate and discussion about what that would mean for people with disabilities, the decision was ultimately a bipartisan one to eliminate the subminimum wage.

This bill is before us as a compromise to help and encourage employers to employ people with disabilities by encouraging through tax incentives, which we felt was a better way going forward and we hope that in future legislatures we'd be able to accomplish this.

At that time, I shared a personal story of a cousin of mine who had Down syndrome that at one point in his life he was able to get a job at a local supermarket helping stocking shelves and so forth and what that meant to him and meant to his family to have that opportunity available to him. And I worry if we don't offer something, that some employers may not see the benefit or the ability or take the opportunity to hire some of these people with disabilities. And so, I would hope that we could turn down this pending motion and pass this bill. Thank you.

The SPEAKER: The Chair recognizes the Representative from Pittston, Representative Hanley.

Representative **HANLEY**: Thank you, Mr. Speaker. Mr. Speaker, Ladies and Gentlemen of the House, I rise in opposition to the pending motion. And, again, I also have a story. There's a family-owned market down in Wiscasset in my district and I spoke with the owner and he told me when he employs a mentally retarded man, a man with learning disabilities. He said the gentleman can count just enough bottles per hour to pay his wage. That was at \$11 an hour. And the wage increase that was pending, he told me, he said, when that comes, he said, I have a decision to make; I keep this man on and lose \$40 a week or I send him home.

This type of legislation that's before us would assist that family-owned market and that mentally-challenged man. They would both benefit, as would our society in general. This is a very tiny price for us to pay. I ask you to defeat the pending motion and support the Minority Report. Thank you, Mr. Speaker.

The SPEAKER: The Chair recognizes the Representative from Gorham, Representative Terry.

Representative **TERRY**: Thank you, Mr. Speaker. I would just like to remind the Body that we approved a minimum wage for everyone and we are not here to task the State with subsidizing those that care not to pay the minimum wage.

The SPEAKER: The Chair recognizes the Representative from Berwick, Representative O'Connor.

Representative **O'CONNOR**: Thank you, Mr. Speaker, Ladies and Gentlemen of the House. I worked for years as a baker. One of the jobs that I did was to train intellectually challenged their job. They were paid at that time a subminimum wage. This tax credit would help.

Those people are no longer working and it's sad because it was pride. They worked and they had pride. The small amount of pay that they did bring home, it was pride. And when it becomes unaffordable to employ these people, then they lose their jobs and they sit home and they do nothing and doing nothing breeds misery. I am in opposition, direct opposition to this motion. I hope you follow my light. Thank you.

The SPEAKER: The Chair recognizes the Representative from South Berwick, Representative Roberts.

Representative **ROBERTS**: Thank you, Mr. Speaker. I rise in support of the pending motion. As the Good Representative from Berwick may know, there was a café in South Berwick called Madison's Café. It employed solely intellectually disabled individuals. This café thrived for years. It was a local establishment. She did not need to pay them less, nor could they perform less, and was never asking for subsidy from the government. She felt it her mission to provide employment to people like her daughter and we should all strive to do the same. That's why I support the pending motion.

The SPEAKER: The Chair recognizes the Representative from Portland, Representative Sylvester.

Representative **SYLVESTER**: Thank you, Mr. Speaker. As the good Representative from North Turner pointed out in the 129th, we did do away with the subminimum wage for folks with disabilities and we did so on a near-unanimous basis. And the reason for that was that at that time there were no employers, not a single employer, who wished to take advantage of that wage. Thank you, Mr. Speaker.

The SPEAKER: A roll call has been ordered. The pending question before the House is Acceptance of the Majority Ought Not to Pass Report. All those in favor will vote yes, those opposed will vote no.

ROLL CALL NO. 79

YEA - Alley, Arford, Babbidge, Bailey, Bell, Berry, Blume, Brennan, Brooks, Bryant, Caiazzo, Cardone, Cloutier, Collings, Copeland, Crafts, Craven, Crockett, Cuddy, Dodge, Doore, Doudera, Dunphy, Evangelos, Evans, Fay, Geiger, Gere, Gramlich, Grohoski, Harnett, Hasenfus, Hepler, Hymanson, Kessler, Lookner, Madigan, Martin J, Martin R, Mathieson, Matlack, McCreia, McCreight, McDonald, Melaragno, Meyer, Millett, Morales, Moriarty, O'Connell, O'Neil, Osher, Pebworth, Perry, Pierce, Pluecker, Reckitt, Rielly, Riseman, Roberts, Roeder, Sachs, Salisbury, Sharpe, Sheehan, Stover, Supica, Sylvester, Talbot Ross, Tepler, Terry, Tucker, Warren C, Warren S, White, Williams, Wood, Zager, Zeigler.

NAY - Arata, Austin, Bernard, Bickford, Blier, Bradstreet, Carlow, Carmichael, Collamore, Connor, Corey, Costain, Dillingham, Dolloff, Downes, Drinkwater, Ducharme, Faulkingham, Fecteau, Foster, Gifford, Greenwood, Griffin, Haggan, Hall, Hanley, Harrington, Head, Hutchins, Javner, Johansen, Kinney, Kryzak, Landry, Lemelin, Libby, Lyford, Lyman, Martin, Mason, Millett, Morris, Nadeau, Newman, O'Connor, Ordway, Parry, Perkins, Perry, Pickett, Poirier, Prescott, Quint, Rudnicki, Sampson, Skolfield, Stanley, Stearns, Stetkis, Thorne, Tuell, Tuttle, Underwood, Wadsworth, White.

ABSENT - Andrews, Cebra, Grignon, Paulhus, Roche, Theriault, Mr. Speaker.

Yes, 79; No, 65; Absent, 7; Excused, 0.

79 having voted in the affirmative and 65 voted in the negative, with 7 being absent, and accordingly the Majority **Ought Not to Pass** Report was **ACCEPTED** in concurrence.

Majority Report of the Committee on **TAXATION** reporting **Ought to Pass as Amended by Committee Amendment "A" (S-70)** on Bill "An Act Regarding the Transportation of Products in the Forest Products Industry"

(S.P. 76) (L.D. 188)

Signed:

Senators:

CHIPMAN of Cumberland
LIBBY of Androscoggin

Representatives:

TERRY of Gorham
COLLINGS of Portland
GRAMLICH of Old Orchard Beach
MATLACK of St. George
PERRY of Bangor
SACHS of Freeport

Minority Report of the same Committee reporting **Ought Not to Pass** on same Bill.

Signed:
 Senator: POULIOT of Kennebec

Representatives:
 BICKFORD of Auburn
 CARMICHAEL of Greenbush
 HANLEY of Pittston
 KRYZAK of Acton

Came from the Senate 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" (S-70) AS AMENDED BY SENATE AMENDMENT "A" (S-95)** thereto.

READ.

Representative TERRY of Gorham moved that the House **ACCEPT** the Majority **Ought to Pass as Amended** Report.

Representative KRYZAK of Acton **REQUESTED** a roll call on the motion to **ACCEPT** the Majority **Ought to Pass as Amended** Report.

More than one-fifth of the members present expressed a desire for a roll call which was ordered.

The SPEAKER: The Chair recognizes the Representative from Acton, Representative Kryzak.

Representative **KRYZAK**: Thank you, Mr. Speaker, Ladies and Gentlemen of the House. This is a very interesting bill that I tried to work with the sponsor on originally in the Taxation Committee. It had effects on the tax, it had effect on the tree growth tax, and that's why it came before our committee. With this amendment to it now, it is a completely different bill. It has no tax involved in it at all, so, it really hasn't been heard in a public hearing or brought before a committee to make a decision on what we have left now.

My concerns are twofold. There's a change in immigration as far as the workers from Canada being able to work even if they have an H-2A. Federal Law takes care of all immigration and handling of the people working in the State of Maine that are actually in the country. So, this amendment takes that right away and only allows American citizens to be in the logging industry.

The other part is there's a double penalty. If a landowner hires a contractor and the contractor hires illegal immigrants, then there is a fine for the contractor and a fine for the landowner. So, and it starts out at a thousand and goes up to 10,000 at the third try.

It's against the Federal Law and this double penalty were two things that I couldn't agree with, so, that's why I didn't present this amendment. I am pleased, though, that the sponsor did take the tree growth out. Thank you.

The SPEAKER: The Chair recognizes the Representative from Auburn, Representative Bickford.

Representative **BICKFORD**: Thank you, Mr. Speaker. Mr. Speaker, Ladies and Gentlemen of the House, this bill and similar bills have come before us for the last 12 years and this is nothing but an attack on people that have tree growth. If I own a parcel of land in Northern Maine and I hire a company to transport my product, how am I going to know whether every one of that contractor's employees is an American or a Maine citizen? I don't. Don't hold me responsible for someone else's actions and that is exactly what this bill does. This has been an attack on tree growth parcels up north and it's been an attack for 12 years. We don't need it.

The SPEAKER: The Chair recognizes the Representative from Gorham, Representative Terry.

Representative **TERRY**: Thank you, Mr. Speaker. Mr. Speaker, this bill was amended in the other Body from what we had done in committee and took out the penalty for tree growth. It now is a penalty for folks that drive within the State that are not supposed to be driving within the State at certain times during their delivery process, a penalty of \$500 for the first violation, \$1,000 for the second, and \$1,500 for the third. It does take out the tax penalty.

I can tell you that the original intent of using a tax penalty for the issue that they are having with drivers coming into the State, into the country, is that the enforcement arm of this particular law lies within the Department of Labor in Washington D.C. and our Forestry Service are the ones that are distributing the violation tickets. So, there's a disconnect between the State of Maine and Washington D.C.

The Senate President brought this to our attention a couple of years ago and has worked on it quite a bit with it and this is a financial penalty now that we in the State can impose on drivers that violate the terms of the agreement with their contracts.

The SPEAKER: The Chair would remind Members in references to the other Body refer to it as the 'other Body', in addition, Members are asked not to refer to the actions of the other Body, invoking members of the other Body in terms of what they have or haven't done.

The SPEAKER: The Chair recognizes the Representative from Eagle Lake, Representative Martin.

Representative **MARTIN**: Thank you, Mr. Speaker, Members of the House. First of all, let me indicate that the penalty that was in there for tree growth has been removed, in part because of me, I guess, and even though I am the sponsor of the original tree growth law. And, secondly, the issue deals specifically with people who live and are impacted west of Route 11 and, in particular, going all the way to Piscataquis County. And so, what we're trying to do is to level the playing field. And so, what we're trying to do, basically, is to enforce what the Federal Government Law now provides for, that is someone from another country comes into this; our territory; Maine, that is, that they cannot pick up the produce and haul it into Canada without getting authorization. It is the same thing that's going on between Texas and Mexico, which is being enforced by federal government that we're basically trying to achieve the same goal and I would hope that you support the Majority Report.

The SPEAKER: The Chair recognizes the Representative from Auburn, Representative Bickford.

Representative **BICKFORD**: Thank you, Mr. Speaker. Mr. Speaker, Ladies and Gentlemen of the House, if you read the committee amendment A, which is what we are voting on, it says the signature of the truck driver and an affirmation by the owner of the land from which the wood was harvested that the load of wood is being transported in a legal manner consistent with Federal Law or regulation or any international trade agreement. How in the world does the landowner know where the truck driver is from? It's not their business. They hire a firm, it's the firm's problem. And if the State of Maine is going to start enforcing Federal Law because the federal authorities are not, then perhaps other states should be doing the same thing with immigration, sir. Thank you.

The SPEAKER: The Chair recognizes the Representative from St. George, Representative Matlack.

Representative **MATLACK**: Thank you, Mr. Speaker. Mr. Speaker, this is a cabotage bill. Cabotage means that people who reside outside of this country and have vessels, whether cars or ships, that come into this country may deliver cargo to this country, they may pick up cargo but they must leave. This bill is to protect those drivers who are Maine residents from illegal operations by people who should not be operating within our State. This bill penalizes owners because owners should know better. Owners are hiring contractors; they should require their contractors to know better. This bill protects Maine workers from unfair competition from folks who should not be providing services here in the State of Maine.

The SPEAKER: The Chair recognizes the Representative from Pittston, Representative Hanley.

Representative **HANLEY**: Thank you, Mr. Speaker. As the saying goes, the devil is in the details. As a small woodlot owner myself, I have a 50-acre woodlot, I hired Sappi Fine Paper some years ago through their forester to come down and harvest that woodlot. I never met a single person that walked on it. How would I as a small landowner have any idea who's driving the rigs on that property or hauling the material from it? This bill would put me right in the gun sites of some type of crime.

I think you have to look at the details. You might be after one set of people doing one thing but when you throw a blanket out, you get everybody. I ask you to follow my vote and reject this motion. Thank you.

The SPEAKER: The Chair recognizes the Representative from East Machias, Representative Tuell.

Representative **TUELL**: Thank you, Mr. Speaker. I rise today in opposition to the motion. I rise today because earlier in the day, I received a letter from Scott Beal from Woodland Pulp, who has some grave concerns about this legislation.

Now, for those who aren't from Down East, are not aware just how important Woodland Pulp is to our local economy, I would encourage those who support loggers and support truckers and support the pulp industry in Washington County and in rural Maine, to be treading very lightly where this bill is concerned and I will be honoring Mr. Beal's request and I hope others will do the same. Thank you, Mr. Speaker.

The SPEAKER: The Chair recognizes the Representative from Eagle Lake, Representative Martin.

Representative **MARTIN**: Thank you, Mr. Speaker. There seems to be some confusion because first of all as far as the mill and woodland is concerned, that lumber is coming in from Canada to the mill, it's not being picked up at the mill and being taken into Canada. So, that is unrelated to the issue here.

And speaking for myself as a landowner, I'd be shocked if I was not aware of who the truckers are who are on my land. And so, that's the issue and that's not a problem at all because the issue here is whether or not they're picking up and bringing stuff into Maine and then taking a product in Maine and hauling it into Canada without authorization.

The SPEAKER: The Chair recognizes the Representative from Penobscot, Representative Hutchins.

Representative **HUTCHINS**: Thank you, Mr. Speaker, Ladies and Gentlemen. My sons both had a couple of woodlots cut off this past winter and they got very friendly with the owner of the equipment that did the cutting and the trucking and they had, you know, quite a few loads taken away, but they never knew for sure who was coming in a truckload or

when. Sometimes the truckload gets hauled away in the middle of the night because it's when the load was ready to go. So, to be able to know who the truck driver particular was is impossible in many cases. Thank you.

The SPEAKER: A roll call has been ordered. The pending question before the House is Acceptance of the Majority Ought to Pass as Amended Report. All those in favor will vote yes, those opposed will vote no.

ROLL CALL NO. 80

YEA - Arford, Babbidge, Bailey, Bell, Berry, Blume, Brennan, Brooks, Bryant, Caiazzo, Cardone, Cloutier, Collings, Copeland, Crafts, Craven, Crockett, Cuddy, Dodge, Doore, Doudera, Dunphy, Evangelos, Evans, Fay, Geiger, Gere, Gramlich, Grohoski, Harnett, Hasenfus, Hepler, Hymanson, Kessler, Landry, Lookner, Madigan, Martin J, Martin R, Mathieson, Matlack, McCrea, McCreight, McDonald, Melaragno, Meyer, Millett, Morales, Moriarty, O'Connell, O'Neil, Osher, Pebworth, Perry, Pierce, Pluecker, Reckitt, Rielly, Riseman, Roberts, Roeder, Sachs, Salisbury, Sharpe, Sheehan, Stover, Supica, Sylvester, Talbot Ross, Tepler, Terry, Tucker, Tuttle, Warren C, Warren S, White, Williams, Wood, Zager, Zeigler, Mr. Speaker.

NAY - Alley, Arata, Austin, Bernard, Bickford, Blier, Bradstreet, Carlow, Carmichael, Cebra, Collamore, Connor, Corey, Costain, Dillingham, Dolloff, Downes, Drinkwater, Ducharme, Faulkingham, Fecteau, Foster, Gifford, Greenwood, Griffin, Haggan, Hall, Hanley, Harrington, Head, Hutchins, Javner, Johansen, Kinney, Kryzak, Lemelin, Libby, Lyford, Lyman, Martin, Mason, Millett, Morris, Nadeau, Newman, O'Connor, Ordway, Parry, Perkins, Perry, Pickett, Poirier, Prescott, Quint, Rudnicki, Sampson, Skolfield, Stanley, Stearns, Stetkis, Thorne, Tuell, Underwood, Wadsworth, White.

ABSENT - Andrews, Grignon, Paulhus, Roche, Theriault. Yes, 81; No, 65; Absent, 5; Excused, 0.

81 having voted in the affirmative and 65 voted in the negative, with 5 being absent, and accordingly the Majority Ought to Pass as Amended Report was **ACCEPTED**.

The Bill was **READ ONCE**. **Committee Amendment "A" (S-70)** was **READ** by the Clerk.

Senate Amendment "A" (S-95) to **Committee Amendment "A" (S-70)** was **READ** by the Clerk.

Representative BICKFORD of Auburn **REQUESTED** a roll call on the motion to **ADOPT Senate Amendment "A" (S-95)** to **Committee Amendment "A" (S-70)**.

More than one-fifth of the members present expressed a desire for a roll call which was ordered.

The SPEAKER: The Chair recognizes the Representative from Auburn, Representative Bickford.

Representative **BICKFORD**: Thank you, Mr. Speaker. Mr. Speaker, Ladies and Gentlemen of the House, this Senate Amendment changes the fine to the landowner and it increases it exponentially. It increases the first penalty to \$1,000, the second penalty to \$2,500 and the third penalty to \$10,000, for the landowner; not for the driver of the truck or for the trucking company, the landowner. It's very important that we understand this. They're going after the landowner. This is federal issues, not state issues, Mr. Speaker. Thank you.

The SPEAKER: A roll call has been ordered. The pending question before the House is Adoption of Senate Amendment "A" (S-95) to Committee Amendment "A" (S-70). All those in favor will vote yes, those opposed will vote no.

ROLL CALL NO. 81

YEA - Arford, Babbidge, Bailey, Bell, Berry, Blume, Brennan, Brooks, Bryant, Caiazzo, Cardone, Cloutier, Collings, Copeland, Crafts, Craven, Crockett, Cuddy, Dodge, Doore, Doudera, Dunphy, Evangelos, Evans, Fay, Geiger, Gere, Gramlich, Grohoski, Harnett, Hasenfus, Hepler, Hymanson, Kessler, Landry, Lookner, Madigan, Martin J, Martin R, Mathieson, Matlack, McCrea, McCreight, McDonald, Melaragno, Meyer, Millett, Morales, Moriarty, O'Connell, O'Neil, Osher, Pebworth, Perry A, Perry J, Pierce, Pluecker, Reckitt, Rielly, Riseman, Roberts, Roeder, Sachs, Salisbury, Sharpe, Sheehan, Stover, Supica, Sylvester, Talbot Ross, Tepler, Terry, Tuttle, Warren C, Warren S, White, Williams, Wood, Zager, Zeigler, Mr. Speaker.

NAY - Alley, Arata, Austin, Bernard, Bickford, Blier, Bradstreet, Carlow, Carmichael, Cebra, Collamore, Connor, Corey, Costain, Dillingham, Dolloff, Downes, Drinkwater, Ducharme, Faulkingham, Fecteau, Foster, Gifford, Greenwood, Griffin, Haggan, Hall, Hanley, Harrington, Head, Hutchins, Javner, Johansen, Kinney, Kryzak, Lemelin, Libby, Lyford, Lyman, Martin, Mason, Millett, Morris, Nadeau, Newman, O'Connor, Ordway, Parry, Perkins, Pickett, Poirier, Prescott, Quint, Rudnicki, Sampson, Skolfield, Stanley, Stearns, Stetkis, Thorne, Tuell, Underwood, Wadsworth, White.

ABSENT - Andrews, Grignon, Paulhus, Roche, Theriault, Tucker.

Yes, 81; No, 64; Absent, 6; Excused, 0.

81 having voted in the affirmative and 64 voted in the negative, with 6 being absent, and accordingly **Senate Amendment "A" (S-95) to Committee Amendment "A" (S-70)** was **ADOPTED**.

Committee Amendment "A" (S-70) as Amended by Senate Amendment "A" (S-95) thereto was **ADOPTED**.

Under suspension of the rules the Bill was given its **SECOND READING WITHOUT REFERENCE** to the Committee on **Bills in the Second Reading**.

Under further suspension of the rules the Bill was **PASSED TO BE ENGROSSED as Amended by Committee Amendment "A" (S-70) as Amended by Senate Amendment "A" (S-95)** in concurrence.

By unanimous consent, all matters having been acted upon were **ORDERED SENT FORTHWITH**.

Majority Report of the Committee on **TRANSPORTATION** reporting **Ought Not to Pass** on Bill "An Act To Clarify the Authority To Manage Electric Bicycle Access to Off-road Trails"

(S.P. 372) (L.D. 1110)

Signed:

Senators:

DIAMOND of Cumberland
FARRIN of Somerset

Representatives:

MARTIN of Sinclair
BRYANT of Windham
CEBRA of Naples
MARTIN of Greene
O'CONNELL of Brewer
PARRY of Arundel
PERKINS of Oakland

WHITE of Mars Hill
WHITE of Waterville
WILLIAMS of Bar Harbor

Minority Report of the same Committee reporting **Ought to Pass** on same Bill.

Signed:

Senator:

CHIPMAN of Cumberland

Came from the Senate with the Majority **OUGHT NOT TO PASS** Report **READ** and **ACCEPTED**.
READ.

On motion of Representative MARTIN of Sinclair, the Majority **Ought Not to Pass** Report was **ACCEPTED** in concurrence.

Majority Report of the Committee on **VETERANS AND LEGAL AFFAIRS** reporting **Ought to Pass as Amended by Committee Amendment "A" (S-102)** on Bill "An Act To Allow the Sale of Raffle Tickets Online" (EMERGENCY)

(S.P. 256) (L.D. 671)

Signed:

Senators:

LUCHINI of Hancock
FARRIN of Somerset
HICKMAN of Kennebec

Representatives:

CAIAZZO of Scarborough
COREY of Windham
KINNEY of Knox
McCREIGHT of Harpswell
RIELLY of Westbrook
SUPICA of Bangor
TUTTLE of Sanford
WOOD of Portland

Minority Report of the same Committee reporting **Ought Not to Pass** on same Bill.

Signed:

Representative:

DOLLOFF of Milton Township

Came from the Senate 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" (S-102)**.

READ.

On motion of Representative CAIAZZO of Scarborough, the Majority **Ought to Pass as Amended** Report was **ACCEPTED**.

The Bill was **READ ONCE**. **Committee Amendment "A" (S-102)** was **READ** by the Clerk and **ADOPTED**.

Under suspension of the rules the Bill was given its **SECOND READING WITHOUT REFERENCE** to the Committee on **Bills in the Second Reading**.

Under further suspension of the rules the Bill was **PASSED TO BE ENGROSSED as Amended by Committee Amendment "A" (S-102)** in concurrence.

Majority Report of the Committee on **AGRICULTURE, CONSERVATION AND FORESTRY** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-211)** on Bill "An Act To Amend the Membership Requirements of the Board of Pesticides Control"

(H.P. 837) (L.D. 1159)

Signed:

Senators:

DILL of Penobscot
MAXMIN of Lincoln

Representatives:

O'NEIL of Saco
LANDRY of Farmington
McCREA of Fort Fairfield
OSHER of Orono
PLUECKER of Warren

Minority Report of the same Committee reporting **Ought Not to Pass** on same Bill.

Signed:

Senator:

BLACK of Franklin

Representatives:

BERNARD of Caribou
GIFFORD of Lincoln
HALL of Wilton
SKOLFIELD of Weld
UNDERWOOD of Presque Isle

READ.

On motion of Representative O'NEIL of Saco, the Majority **Ought to Pass as Amended** Report was **ACCEPTED**.

The Bill was **READ ONCE. Committee Amendment "A" (H-211)** was **READ** by the Clerk and **ADOPTED**.

Under suspension of the rules the Bill was given its **SECOND READING WITHOUT REFERENCE** to the Committee on **Bills in the Second Reading**.

Under further suspension of the rules the Bill was **PASSED TO BE ENGROSSED as Amended by Committee Amendment "A" (H-211)** and sent for concurrence.

Majority Report of the Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-230)** on Bill "An Act Regarding Participation in Public Works Projects by Pretrial Inmates"

(H.P. 303) (L.D. 419)

Signed:

Senator:

DESCHAMBAULT of York

Representatives:

WARREN of Hallowell
COSTAIN of Plymouth
LOOKNER of Portland
MORALES of South Portland
NEWMAN of Belgrade
PICKETT of Dixfield
PLUECKER of Warren
RECKITT of South Portland
RUDNICKI of Fairfield
SHARPE of Durham

Minority Report of the same Committee reporting **Ought to Pass as Amended by Committee Amendment "B" (H-231)** on same Bill.

Signed:

Senator:

CYRWAY of Kennebec

READ.

On motion of Representative WARREN of Hallowell, the Majority **Ought to Pass as Amended** Report was **ACCEPTED**.

The Bill was **READ ONCE. Committee Amendment "A" (H-230)** was **READ** by the Clerk and **ADOPTED**.

Under suspension of the rules the Bill was given its **SECOND READING WITHOUT REFERENCE** to the Committee on **Bills in the Second Reading**.

Under further suspension of the rules the Bill was **PASSED TO BE ENGROSSED as Amended by Committee Amendment "A" (H-230)** and sent for concurrence.

Majority Report of the Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY** reporting **Ought Not to Pass** on Bill "An Act To Amend the Definition of 'Machine Gun' To Include Bump Stock Devices"

(H.P. 722) (L.D. 976)

Signed:

Senators:

CYRWAY of Kennebec
LAWRENCE of York

Representatives:

WARREN of Hallowell
COSTAIN of Plymouth
NEWMAN of Belgrade
PICKETT of Dixfield
PLUECKER of Warren
RUDNICKI of Fairfield
SHARPE of Durham

Minority Report of the same Committee reporting **Ought to Pass** on same Bill.

Signed:

Senator:

DESCHAMBAULT of York

Representatives:

LOOKNER of Portland
MORALES of South Portland
RECKITT of South Portland

READ.

Representative WARREN of Hallowell moved that the House **ACCEPT** the Majority **Ought Not to Pass** Report.

On motion of Representative DUNPHY of Old Town, **TABLED** pending the motion of Representative WARREN of Hallowell to **ACCEPT** the Majority **Ought Not to Pass** Report and later today assigned.

Majority Report of the Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-240)** on Bill "An Act To Promote Public Health by Eliminating Criminal Penalties for Possession of Hypodermic Apparatuses"

(H.P. 732) (L.D. 994)

Signed:

Senator:

DESCHAMBAULT of York

Representatives:

WARREN of Hallowell
COSTAIN of Plymouth
LOOKNER of Portland
MORALES of South Portland
NEWMAN of Belgrade
PICKETT of Dixfield
PLUECKER of Warren
RECKITT of South Portland
RUDNICKI of Fairfield
SHARPE of Durham

Minority Report of the same Committee reporting **Ought Not to Pass** on same Bill.

Signed:

Senator:

CYRWAY of Kennebec

READ.

On motion of Representative WARREN of Hallowell, the Majority **Ought to Pass as Amended** Report was **ACCEPTED**.

The Bill was **READ ONCE**. **Committee Amendment "A" (H-240)** was **READ** by the Clerk and **ADOPTED**.

Under suspension of the rules the Bill was given its **SECOND READING WITHOUT REFERENCE** to the Committee on **Bills in the Second Reading**.

Under further suspension of the rules the Bill was **PASSED TO BE ENGROSSED as Amended by Committee Amendment "A" (H-240)** and sent for concurrence.

Majority Report of the Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY** reporting **Ought Not to Pass** on Bill "An Act To Ensure That Assemblies, Protests and Demonstrations in Maine Remain Peaceful" (EMERGENCY)

(H.P. 754) (L.D. 1016)

Signed:

Senator:

DESCHAMBAULT of York

Representatives:

WARREN of Hallowell
COSTAIN of Plymouth
LOOKNER of Portland
MORALES of South Portland
NEWMAN of Belgrade
PICKETT of Dixfield
PLUECKER of Warren
RECKITT of South Portland
SHARPE of Durham

Minority Report of the same Committee reporting **Ought to Pass as Amended by Committee Amendment "A" (H-232)** on same Bill.

Signed:

Senator:

CYRWAY of Kennebec

Representative:

RUDNICKI of Fairfield

READ.

Representative WARREN of Hallowell moved that the House **ACCEPT** the Majority **Ought Not to Pass** Report.

Representative LIBBY of Auburn **REQUESTED** a roll call on the motion to **ACCEPT** the Majority **Ought Not to Pass** Report.

More than one-fifth of the members present expressed a desire for a roll call which was ordered.

The **SPEAKER**: A roll call has been ordered. The pending question before the House is Acceptance of the Majority **Ought Not to Pass** Report. All those in favor will vote yes, those opposed will vote no.

ROLL CALL NO. 82

YEA - Alley, Arford, Babbidge, Bailey, Bell, Berry, Blier, Blume, Brennan, Brooks, Bryant, Caiazzo, Cardone, Carlow, Cloutier, Collings, Copeland, Corey, Costain, Crafts, Craven, Crockett, Cuddy, Dillingham, Dodge, Dolloff, Doore, Doudera, Dunphy, Evangelos, Evans, Fay, Geiger, Gere, Gramlich, Grohoski, Hall, Harnett, Hasenfus, Hepler, Hutchins, Hymanson, Johansen, Kessler, Kryzak, Landry, Lookner, Lyford, Madigan, Martin J, Martin R, Mathieson, Matlack, McCrea, McCreight, McDonald, Melaragno, Meyer, Millett, Morales, Moriarty, Morris, O'Neil, Osher, Pebworth, Perry A, Perry J, Pickett, Pierce, Pluecker, Poirier, Quint, Reckitt, Rielly, Riseman, Roberts, Roeder, Sachs, Salisbury, Sharpe, Sheehan, Stover, Supica, Sylvester, Talbot Ross, Tepler, Terry, Thorne, Tucker, Tuell, Tuttle, Warren C, Warren S, White, Williams, Wood, Zager, Zeigler, Mr. Speaker.

NAY - Arata, Austin, Bernard, Bickford, Bradstreet, Carmichael, Cebra, Collamore, Connor, Downes, Drinkwater, Ducharme, Faulkingham, Fecteau, Foster, Gifford, Greenwood, Griffin, Haggan, Hanley, Harrington, Head, Javner, Kinney, Lemelin, Libby, Lyman, Martin, Mason, Millett, Nadeau, Newman, O'Connor, Ordway, Parry, Perkins, Prescott, Rudnicki, Sampson, Skolfield, Stanley, Stearns, Stetkis, Underwood, Wadsworth, White.

ABSENT - Andrews, Grignon, O'Connell, Paulhus, Roche, Theriault.

Yes, 99; No, 46; Absent, 6; Excused, 0.

99 having voted in the affirmative and 46 voted in the negative, with 6 being absent, and accordingly the Majority **Ought Not to Pass** Report was **ACCEPTED** and sent for concurrence.

Majority Report of the Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY** reporting **Ought Not to Pass** on Bill "An Act To Protect the Firearm Use and Possession Rights of Maine Citizens during an Emergency" (EMERGENCY)

(H.P. 781) (L.D. 1052)

Signed:

Senators:

DESCHAMBAULT of York
LAWRENCE of York

Representatives:

WARREN of Hallowell
LOOKNER of Portland
MORALES of South Portland
PLUECKER of Warren
RECKITT of South Portland
SHARPE of Durham

Minority Report of the same Committee reporting **Ought to Pass** on same Bill.

Signed:

Senator:

CYRWAY of Kennebec

Representatives:

COSTAIN of Plymouth
NEWMAN of Belgrade
PICKETT of Dixfield
RUDNICKI of Fairfield

READ.

Representative WARREN of Hallowell moved that the House **ACCEPT** the Majority **Ought Not to Pass** Report.

On motion of Representative DUNPHY of Old Town, **TABLED** pending the motion of Representative WARREN of Hallowell to **ACCEPT** the Majority **Ought Not to Pass** Report and later today assigned.

Majority Report of the Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY** reporting **Ought Not to Pass** on Bill "An Act To End the Maine Information and Analysis Center Program"

(H.P. 938) (L.D. 1278)

Signed:

Senators:

DESCHAMBAULT of York
CYRWAY of Kennebec
LAWRENCE of York

Representatives:

COSTAIN of Plymouth
NEWMAN of Belgrade
PICKETT of Dixfield
RECKITT of South Portland
RUDNICKI of Fairfield
SHARPE of Durham

Minority Report of the same Committee reporting **Ought to Pass as Amended by Committee Amendment "A" (H-229)** on same Bill.

Signed:

Representatives:

WARREN of Hallowell
LOOKNER of Portland

MORALES of South Portland
PLUECKER of Warren

READ.

On motion of Representative WARREN of Hallowell, **TABLED** pending **ACCEPTANCE** of Either Report and later today assigned.

Majority Report of the Committee on **EDUCATION AND CULTURAL AFFAIRS** reporting **Ought Not to Pass** on Bill "An Act To Require Instruction on the History of Genocide and the Holocaust"

(H.P. 150) (L.D. 215)

Signed:

Senators:

RAFFERTY of York
DAUGHTRY of Cumberland

Representatives:

BRENNAN of Portland
CROCKETT of Portland
DODGE of Belfast
McCREA of Fort Fairfield
MILLETT of Cape Elizabeth
SALISBURY of Westbrook

Minority Report of the same Committee reporting **Ought to Pass as Amended by Committee Amendment "A" (H-243)** on same Bill.

Signed:

Senator:

WOODSOME of York

Representatives:

LYMAN of Livermore Falls
ROCHE of Wells
SAMPSON of Alfred
STEARNS of Guilford

READ.

Representative BRENNAN of Portland moved that the House **ACCEPT** the Majority **Ought Not to Pass** Report.

The same representative moved that the Bill be **TABLED** until later in today's session pending his motion to **ACCEPT** the Majority **Ought Not to Pass** Report.

Representative FECTEAU of Augusta **REQUESTED** a roll call on the motion to **TABLE** the Bill until later in today's session pending the motion of Representative BRENNAN of Portland to **ACCEPT** the Majority **Ought Not to Pass** Report.

More than one-fifth of the members present expressed a desire for a roll call which was ordered.

The **SPEAKER**: A roll call has been ordered. The pending question before the House is to Table the Bill until later in today's session pending the motion of Representative BRENNAN of Portland to Accept the Majority **Ought Not to Pass** Report. All those in favor will vote yes, those opposed will vote no.

ROLL CALL NO. 83

YEA - Alley, Arford, Babbidge, Bailey, Bell, Berry, Blume, Brennan, Brooks, Bryant, Caiazzo, Cardone, Cloutier, Collings, Copeland, Crafts, Craven, Crockett, Cuddy, Dodge, Doore, Doudera, Dunphy, Evans, Fay, Geiger, Gere, Gramlich, Grohoski, Harnett, Hasenfus, Hepler, Hymanson, Kessler, Landry, Lookner, Madigan, Martin J, Martin R, Mathieson, Matlack, McCrea, McCreight, McDonald, Melaragno, Meyer, Millett, Morales, Moriarty, O'Connell, O'Neil, Osher, Pebworth, Perry A, Perry J, Pierce, Pluecker, Reckitt, Rielly, Riseman, Roberts, Roeder, Sachs, Salisbury, Sharpe, Sheehan, Stover, Supica, Sylvester, Talbot Ross, Tepler, Terry, Tucker, Tuttle, Warren, White, Williams, Wood, Zager, Zeigler, Mr. Speaker.

NAY - Arata, Austin, Bernard, Blier, Bradstreet, Carlow, Carmichael, Cebra, Collamore, Connor, Corey, Costain, Dillingham, Dolloff, Downes, Drinkwater, Ducharme, Evangelos, Faulkingham, Fecteau, Foster, Gifford, Greenwood, Griffin, Haggan, Hall, Hanley, Harrington, Head, Hutchins, Javner, Johansen, Kinney, Kryzak, Lemelin, Libby, Lyford, Lyman, Martin, Mason, Millett, Morris, Nadeau, Newman, O'Connor, Ordway, Parry, Perkins, Pickett, Poirier, Prescott, Quint, Rudnicki, Sampson, Skolfield, Stanley, Stearns, Stetkis, Thorne, Tuell, Underwood, Wadsworth, Warren, White.

ABSENT - Andrews, Bickford, Grignon, Paulhus, Roche, Theriault.

Yes, 81; No, 64; Absent, 6; Excused, 0.

81 having voted in the affirmative and 64 voted in the negative, with 6 being absent, and accordingly the Bill was **TABLED** until later in today's session pending the motion of Representative BRENNAN of Portland to **ACCEPT** the Majority **Ought Not to Pass** Report.

Majority Report of the Committee on **EDUCATION AND CULTURAL AFFAIRS** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-244)** on Bill "An Act To Require Certain Schools To Provide Menstrual Products"

(H.P. 328) (L.D. 452)

Signed:

Senators:

RAFFERTY of York
DAUGHTRY of Cumberland

Representatives:

BRENNAN of Portland
CROCKETT of Portland
DODGE of Belfast
McCREA of Fort Fairfield
MILLETT of Cape Elizabeth
SALISBURY of Westbrook

Minority Report of the same Committee reporting **Ought to Pass as Amended by Committee Amendment "B" (H-245)** on same Bill.

Signed:

Senator:

WOODSOME of York

Representatives:

LYMAN of Livermore Falls
ROCHE of Wells
STEARNS of Guilford

READ.

Representative BRENNAN of Portland moved that the House **ACCEPT** the Majority **Ought to Pass as Amended** Report.

On further motion of the same Representative, **TABLED** pending his motion to **ACCEPT** the Majority **Ought to Pass as Amended** Report and later today assigned.

Majority Report of the Committee on **EDUCATION AND CULTURAL AFFAIRS** reporting **Ought Not to Pass** on Bill "An Act To Include Community Service Hours in High School Graduation Standards"

(H.P. 394) (L.D. 549)

Signed:

Senators:

RAFFERTY of York
DAUGHTRY of Cumberland

Representatives:

BRENNAN of Portland
CROCKETT of Portland
DODGE of Belfast
McCREA of Fort Fairfield
MILLETT of Cape Elizabeth
SALISBURY of Westbrook

Minority Report of the same Committee reporting **Ought to Pass as Amended by Committee Amendment "A" (H-246)** on same Bill.

Signed:

Senator:

WOODSOME of York

Representatives:

LYMAN of Livermore Falls
ROCHE of Wells
SAMPSON of Alfred
STEARNS of Guilford

READ.

On motion of Representative BRENNAN of Portland, the Majority **Ought Not to Pass** Report was **ACCEPTED** and sent for concurrence.

Majority Report of the Committee on **EDUCATION AND CULTURAL AFFAIRS** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-247)** on Bill "An Act To Strengthen the Individualized Education Program Process"

(H.P. 397) (L.D. 552)

Signed:

Senators:

RAFFERTY of York
DAUGHTRY of Cumberland

Representatives:

BRENNAN of Portland
CROCKETT of Portland
DODGE of Belfast
McCREA of Fort Fairfield
MILLETT of Cape Elizabeth
SALISBURY of Westbrook

Minority Report of the same Committee reporting **Ought Not to Pass** on same Bill.

Signed:

Senator:

WOODSOME of York

Representatives:

LYMAN of Livermore Falls

ROCHE of Wells

SAMPSON of Alfred

STEARNS of Guilford

READ.

Representative BRENNAN of Portland moved that the House **ACCEPT** the Majority **Ought to Pass as Amended** Report.

Representative STEARNS of Guilford **REQUESTED** a roll call on the motion to **ACCEPT** the Majority **Ought to Pass as Amended** Report.

More than one-fifth of the members present expressed a desire for a roll call which was ordered.

The SPEAKER: The Chair recognizes the Representative from Guilford, Representative Stearns.

Representative **STEARNS**: Mr. Speaker, the intent of this bill is excellent. However, there are some unintended consequences that are far-reaching and could affect both the taxpayer and the students and the faculty and the support staff at every school in every town.

I would ask the Members of the Body to look at the testimony that was submitted, over 80 pieces of testimony on this bill, many from special ed directors with years and years of service, many with special education teachers with years and years of service, and each one to a tee asking that this bill not pass and the reasons why.

Currently, when you go into the IEP process, you work toward consensus with the IEP team. If the IEP team cannot come to consensus, even though they might be close, a decision is made. Oftentimes, it's by the special ed director, the administrator at the meeting. But what happens in that case for the student as they move forward? They move forward with what a majority of that, the consensus of that IEP team thinks is in the best interest of the student. If there's a dissenting member to that committee; it might be a parent, it might be somebody else, doesn't like that idea and they feel so strongly about it they can go into the due process, and due process is just what it says. And by Federal Law, the student would go back to the last agreed-upon program.

What 552 intends to do is it says that every member of the IEP team has to agree and until it's rectified, the student stays where they are. So, let's think of a couple scenarios. Let's think if we have an IEP team and you might have a mom and dad with shared custody and they don't get along well at all. They fight over everything. And the dad at the meeting and the rest of the team say little Johnny is not having a good placement here, he should try this experience. And the mom, just because the dad says that, says no way. So, we've got eight people maybe saying Johnny really ought to move to this new program because he's not doing well but that one person can hold that up. And with the new proposed 552, it would then go to mediation, it would then go to due process, it would then go through appeals, and it might even go on to court after that, possibly taking up to a year and a half while the student stays in that same placement even though eight out of the nine

folks in the IEP meeting know darn well that Johnny should be in a different program.

Let's take another scenario. Every single person on the IEP team says Johnny is having a terrible experience in the current placement but they can't agree on what the new placement should be. You know what? Johnny stays right in that placement that every single person in the IEP team has said is no good, but you're going to stay there, Johnny, for maybe a few weeks, maybe a few months, maybe over a year while the adults fight it out. I don't see that as being good for Johnny.

The special educators that I have come across in 37 years in working in public education are excellent at what they do. They work on progress for students and they're driven by compassion. They also seek to make the best choices for students. The number of due process hearings in Maine is extremely low. Quite often, the dissenting member of the IEP team will not go to due process. It's a big step, it's there if they need it, and quite often those decisions made by the team work out well. If we move to 55% school funding, which seems to be a popular item right now, I would hate to see the money that's going to be in that pool of money go to attorneys and litigation and not to staff and faculty and the classrooms of the schools.

Lastly in this bill, ed techs, or any staff member, for that matter, that one person would like to call to the IEP meeting will be required to be there. Now, what if an ed tech, the meeting's at 12:30, right after lunch, and the ed tech is working with another class? One of two things is going to happen; there's going to be an expense where you hire someone to cover the class while the ed tech comes in or you're going to hold the meeting after school and we'll be back in the days of having IEP meetings at 4:30-5:00 and most of the faculty that I know are not interested in having an IEP at 5-5:30 on a Friday afternoon. So, for those items, I really hope that each member will take a look at the testimony, if you have the time, and vote **Ought Not to Pass** on this bill. Thank you.

The SPEAKER: The Chair recognizes the Representative from Livermore Falls, Representative Lyman.

Representative **LYMAN**: Thank you, Mr. Speaker and Ladies and Gentlemen of the House. I rise in opposition to the pending motion.

As a teacher of 36 years, I've shared the IEP process for many students every year in the classroom and I've always been part of a team for the student that we're working with. I've even been as an extended family member as an advocate for children very near and dear to me, besides those in my classroom.

Please listen to what the professional educators have shared with the numerous testimonies we received. I've talked with special educators around the State, special ed directors, teachers, all saying to me that what's going to happen with this bill, we don't want to see this happen. Folks trained to look at extensive data and triangulated assessments that guide the best practices to be implemented for meeting the individual needs, I often wished as a classroom teacher that every student I worked with went through the IEP process in order to look at every child as closely as we do with the children in an IEP meeting.

An effective IEP process already exists. Parents can call a meeting any time. There is a team approach, with very caring, collaborative approaches used to develop an individualized plan for the learners. The learner is our priority. I have been contacted and feel a huge responsibility to speak

up for our students as well as those teachers that are working for them and doing an amazing job. But, mostly, my 36 years of experience has shown time and again the effectiveness that the present IEP process has for serving learners. Please let us vote in a manner that supports the amazing work our teachers and of our teachers and meets the needs of our learners. Thank you.

The SPEAKER: The Chair recognizes the Representative from Cape Elizabeth, Representative Millett.

Representative **MILLETT**: Thank you, Mr. Speaker, Ladies and Gentlemen of the House. Under current law, Maine school districts may make material changes to a student's IEP without the parents' consent as long as they provide parents with prior written notice of the changes. If the parents disagree with the school district's proposal, they have to initiate a due process hearing or other dispute resolution proceeding within seven days of a written notice of a proposed change in order to stop that change. At the due process hearing or through the complaint process, parents must then prove the change was not appropriate. The law as it stands puts a great burden on our parents, who typically do not have the financial resources or legal knowhow to make this happen.

LD 552 as amended - and that is important - is designed to provide parents of students with disabilities with an equal voice during the development and revision of their individualized education programs. The changes proposed in this bill are not without precedent. In fact, 12 other states in our nation currently require parental consent for some or all changes to an initial IEP and/or placement and at least seven states, including our neighbors in Massachusetts and New Hampshire, can be described as full consent states.

LD 552 as amended requires the Department of Education to amend its Rule Chapter 101, Maine Unified Special Education Regulation, through major substantive rulemaking to require parental consent before a previously agreed upon IEP could be materially changed, including a placement in a different school, a move to a more restrictive setting, an abbreviated school day, or use of tutorial services in replacement of regular instruction.

So, this is important; this bill is about rulemaking, education stakeholders will provide input into the rules, and the rules will come back to the Education Committee and this Body for final passage. This bill is not about providing every member on an IEP team with the ability to block progress. This is about parents and parents only. And, again, only when material changes are being made.

There was an example given earlier around divorced parents and that certainly is a most unfortunate situation, but it is a situation that our schools face at the beginning of the process when people are brought together to decide on the IEP team and our schools have procedures and policies in place to deal with those situations and I would imagine they would be utilized in a similar situation should this bill pass. And I would ask everyone in this chamber to please also listen to the families that testified in support of this bill, who feel powerless in a process that tilts heavily against them. Thank you, Mr. Speaker.

The SPEAKER: The Chair recognizes the Representative from Chelsea, Representative Lemelin.

Representative **LEMELIN**: Thank you, Mr. Speaker. I rise in opposition to this bill and I'm one of those parents, the family. I went through 20 years of IEPs and the system works and it works very well. Did I have to fight? Sure, I fought for the rights of my son, but every member on the team listened.

Yeah, there might've been one member that disagreed with something but in the end we went with the team. And I suggest that we oppose this bill because there is no issue now. I know it because I lived it for 20 years. Were they long? Was it a lot of hard work? Yes. But the team supported the families and the Representatives that spoke already, the teachers, have said that the special needs directors were in our support, they were, and their heart and soul is in it. I have seen it. In my district, RSU 12, the director, Deedee, is one of the most amazing human beings I've ever met and she fights for these kids or young adults and they were there to help us. This bill would only cause obstacles for parents and we don't need these obstacles. I did it for 20 years, it works, please leave it alone. Thank you.

The SPEAKER: The Chair recognizes the Representative from Fort Fairfield, Representative McCrea.

Representative **McCREA**: Thank you, Mr. Speaker. Mr. Speaker and Ladies and Gentlemen of the House, I'm on the Education Committee and we worked this bill and we worked this bill and we worked this bill. We've had numerous iterations of amendments, it's had a lot of consideration, pros and cons.

I'm an educator myself, I taught school forever, and I was on a lot of IEP teams, a lot of IEP meetings, and I would never suggest that the special education directors or the providers were anything but very well-meaning, compassionate people. That's not what this bill is about. It is not about those educators. This is about families. This is about parents and parents' rights. The bill simply provides that ed techs and other, some of the things that it provides; education technicians and other educators who work directly with the student may not be unreasonably denied participation in the IEP program if the parent requests them to be there.

Please understand that these changes are major substantive and, as such, will come back to the Education Committee no later than January 2 of 2022. I'm certain that the Joint Education and the Cultural Affairs Committee will look at it some more, perhaps make some adjustments to what the DOE staff brings to us, and we will move forward and it will come back to this Body for enactment.

So, I thank you for your time, Mr. Speaker, and I encourage support.

The SPEAKER: The Chair recognizes the Representative from East Machias, Representative Tuell.

Representative **TUELL**: Thank you, Mr. Speaker. I rise in opposition to the bill before us. I do so reflecting back a couple of months to when our county delegation jumped on Zoom on a Wednesday night with one of our local special ed directors, Mary Maker, who has been in special education in the Machias area for some 30, almost 40 years, and expressed a lot of severe concerns about the bill itself but more so the rationale behind it. And I would like to share with you briefly some things that she had sent to me in an email earlier this session and also explained to our delegation received almost an hour's worth of questions and back and forth on.

Ms. Maker writes; in most cases, the school and parents agree to change the IEP. Most IEP meetings end in consensus. If the parents don't agree, they can request a mediation or they can file a complaint or request a due process hearing. If the parents request any of these options, the child stays in the previous program, which already exceeds the federal requirements which requires stay-put only for due process hearings. So, we have due process. It is the responsibility of the SAU to provide free appropriate public education, or FAPE, to a child with a disability. If this law

passes, the parent will be able to say no to the changes on an IEP that would provide FAPE to the child and the only resources the SAU would have is to request a mediation. If a parent refused the mediation or didn't agree to the results, the SAU would need to initiate a due process hearing or leave the child in a program that does not provide FAPE. The cost of one due process hearing averages \$75,000. If the school initiates a due process hearing, the current insurance that an SAU has will not cover the cost because the school is on the offense and not defending the IEP that is in place.

This bill will create more work for special education personnel, having to send documents for signatures, having to pursue parents to get signatures, and sending information certified mail. In the 14-day timeframe that the bill originally proposed, the student's program will have to stay the same as it was, which could be very inappropriate and cause a loss of skills for some students. If this change is being proposed due to behavioral issues, this could also cause a safety issue for the child, other children, and staff. The additional work for personnel will most probably cause more special education teachers and special education administrators to leave the field. The feeling that, as educators, special education personnel are not meeting a child's needs with inappropriate IEP in place is going to be very difficult for an educator to accept. This is going to create a greater shortage of special education personnel, and I will add here at a time when positions are going unfilled and people are struggling to find positions.

This bill states correspondence shall be sent certified mail, return receipt requested, or the original version did. This is an additional cost to the district. The U.S. postage for a regular first-class size envelope is \$6.04. Most paperwork in special education, especially an IEP, does not fit in a regular first-class size envelope. In most cases, the cost will be higher. And Ms. Maker asked me to share this, I realize there have been some changes proposed, but the entire premise behind this bill is wrong thinking, I believe, and will be voting against it, accordingly. Thank you, Mr. Speaker.

The SPEAKER: The Chair recognizes the Representative from Hampden, Representative Haggan.

Representative **HAGGAN**: Thank you, Mr. Speaker, Ladies and Gentlemen of the House. I am completing next Thursday, mercifully, my 31st year as a teacher and the kids are really ready to be done, I'll tell you that.

I'm in a district in Hampden that has 2,250 people in it. Special Services is located or headquartered in my building about four doors down from me. Every single person - director of special services, assistant director, the building principal, superintendent, assistant superintendent, special ed teachers - are very concerned with this bill.

We do work in IEPs as a team and the team works pretty well. And the first person that everybody cares about is the student and taking good care of the student. The overwhelming message that I've been receiving from all of these leaders is please do not pass this bill. This would be a large setback for special services, so, I would also urge all of you to vote Ought Not to Pass on this motion. Thank you very much.

The SPEAKER: The Chair recognizes the Representative from Portland, Representative Brennan.

Representative **BRENNAN**: Thank you, Mr. Speaker, Men and Women of the House. In the best of circumstances, the best of circumstances, the IEP and special education process can be daunting for everybody involved. All this bill

does is look to ways to give a greater voice to parents who are involved in the process and to those people that know the student the best so they can make the best-informed decision. But, more importantly, I want to stress the point that was made by the Representative from Cape Elizabeth. This amended version of the bill simply allows for us to go through major substantive rulemaking and this will all come back to the Legislature for review and approval next session.

The SPEAKER: The Member will defer. The Chair recognizes the Representative from Canaan, Representative Stetkis.

Representative **STETKIS**: Mr. Speaker, Point of Order. Thank you, Mr. Speaker. I believe the speaker is supposed to be directing his comments to the Chair.

On **POINT OF ORDER**, Representative STETKIS of Canaan asked the Chair to remind Representative BRENNAN of Portland to address the Speaker and not turn to the rest of the House.

The SPEAKER: The Chair reminded Representative BRENNAN of Portland to address her comments toward the Speaker. The Member may proceed.

Representative **BRENNAN**: Thank you, Mr. Speaker. Again, just to reiterate; what this bill will do is simply allow the substantive rulemaking process to be undertaken by the Department of Education. All the stakeholders and interested parties will be involved, there will be a public hearing process, and then the proposed rules will come back to the education and legislature for approval next year.

We've heard a number of different scenarios about how this bill might play out, but nothing will change in the next year and nothing will change until the Legislature approves major and substantive rules next session. Thank you.

The SPEAKER: A roll call has been ordered. The pending question before the House is Acceptance of the Majority Ought to Pass as Amended Report. All those in favor will vote yes, those opposed will vote no.

ROLL CALL NO. 84

YEA - Alley, Arford, Babbidge, Bailey, Bell, Blume, Brennan, Brooks, Bryant, Caiazzo, Cardone, Cloutier, Collings, Copeland, Crafts, Craven, Crockett, Cuddy, Dodge, Doore, Doudera, Dunphy, Evangelos, Evans, Fay, Geiger, Gere, Gramlich, Grohoski, Harnett, Hasenfus, Hepler, Hymanson, Kessler, Lookner, Madigan, Martin J, Martin R, Mathieson, Matlack, McCrea, McCreight, McDonald, Melaragno, Meyer, Millett, Morales, Moriarty, O'Connell, O'Neil, Osher, Pebworth, Perry A, Perry J, Pierce, Pluecker, Reckitt, Rielly, Riseman, Roberts, Roeder, Sachs, Salisbury, Sharpe, Sheehan, Stover, Supica, Sylvester, Talbot Ross, Tepler, Terry, Tucker, Tuttle, Warren C, Warren S, White, Williams, Wood, Zager, Zeigler, Mr. Speaker.

NAY - Arata, Austin, Bernard, Bickford, Blier, Bradstreet, Carlow, Carmichael, Cebra, Collamore, Connor, Corey, Costain, Dillingham, Dolloff, Downes, Drinkwater, Ducharme, Faulkingham, Fecteau, Foster, Gifford, Greenwood, Griffin, Haggan, Hall, Hanley, Harrington, Head, Hutchins, Javner, Johansen, Kinney, Kryzak, Landry, Lemelin, Libby, Lyford, Lyman, Mason, Millett, Morris, Nadeau, Newman, O'Connor, Ordway, Parry, Perkins, Pickett, Poirier, Prescott, Quint, Rudnicki, Sampson, Skolfield, Stanley, Stearns, Stetkis, Thorne, Tuell, Underwood, Wadsworth, White.

ABSENT - Andrews, Berry, Grignon, Martin, Paulhus, Roche, Theriault.

Yes, 81; No, 63; Absent, 7; Excused, 0.

81 having voted in the affirmative and 63 voted in the negative, with 7 being absent, and accordingly the Majority **Ought to Pass as Amended** Report was **ACCEPTED**.

The Bill was **READ ONCE**. **Committee Amendment "A" (H-247)** was **READ** by the Clerk and **ADOPTED**.

Under suspension of the rules the Bill was given its **SECOND READING WITHOUT REFERENCE** to the Committee on **Bills in the Second Reading**.

Under further suspension of the rules the Bill was **PASSED TO BE ENGROSSED as Amended by Committee Amendment "A" (H-247)** and sent for concurrence.

Majority Report of the Committee on **EDUCATION AND CULTURAL AFFAIRS** reporting **Ought Not to Pass** on Bill "An Act To Improve Educational Opportunities by Exempting Children Who Attend Virtual Public Charter Schools from Immunization Requirements and Expanding Enrollment at Virtual Public Charter Schools"

(H.P. 797) (L.D. 1082)

Signed:

Senators:

RAFFERTY of York
DAUGHTRY of Cumberland

Representatives:

BRENNAN of Portland
CROCKETT of Portland
DODGE of Belfast
McCREA of Fort Fairfield
MILLETT of Cape Elizabeth
SALISBURY of Westbrook

Minority Report of the same Committee reporting **Ought to Pass as Amended by Committee Amendment "A" (H-248)** on same Bill.

Signed:

Senator:

WOODSOME of York

Representatives:

LYMAN of Livermore Falls
ROCHE of Wells
SAMPSON of Alfred
STEARNS of Guilford

READ.

Representative BRENNAN of Portland moved that the House **ACCEPT** the Majority **Ought Not to Pass** Report.

Representative STEARNS of Guilford **REQUESTED** a roll call on the motion to **ACCEPT** the Majority **Ought Not to Pass** Report.

More than one-fifth of the members present expressed a desire for a roll call which was ordered.

The SPEAKER: A roll call has been ordered. The pending question before the House is Acceptance of the Majority **Ought Not to Pass** Report. All those in favor will vote yes, those opposed will vote no.

ROLL CALL NO. 85

YEA - Alley, Arford, Babbidge, Bailey, Bell, Berry, Blume, Brennan, Brooks, Bryant, Caiazza, Cardone, Cloutier, Collings, Copeland, Crafts, Craven, Crockett, Cuddy, Dodge, Doore,

Doudera, Dunphy, Evangelos, Evans, Fay, Geiger, Gere, Gramlich, Grohoski, Harnett, Hasenfus, Hepler, Hymanson, Kessler, Landry, Lookner, Madigan, Martin, Mathieson, Matlack, McCREA, McCreight, McDonald, Melaragno, Meyer, Millett, Morales, Moriarty, O'Connell, O'Neil, Osher, Pebworth, Perry A, Perry J, Pierce, Reckitt, Rielly, Riseman, Roberts, Roeder, Sachs, Salisbury, Sharpe, Sheehan, Stover, Supica, Sylvester, Talbot Ross, Tepler, Terry, Tucker, Tuell, Tuttle, Warren C, Warren S, White, Williams, Wood, Zager, Zeigler, Mr. Speaker.

NAY - Arata, Austin, Bernard, Bickford, Blier, Bradstreet, Carlow, Carmichael, Cebra, Collamore, Connor, Corey, Costain, Dillingham, Dolloff, Downes, Drinkwater, Ducharme, Faulkingham, Fecteau, Foster, Gifford, Greenwood, Griffin, Haggan, Hall, Hanley, Harrington, Head, Hutchins, Javner, Johansen, Kinney, Kryzak, Lemelin, Libby, Lyford, Lyman, Mason, Millett, Morris, Nadeau, O'Connor, Ordway, Parry, Perkins, Pickett, Pluecker, Poirier, Prescott, Quint, Rudnicki, Sampson, Skolfield, Stanley, Stearns, Stetkis, Thorne, Underwood, Wadsworth, White.

ABSENT - Andrews, Grignon, Martin R, Martin T, Newman, Paulhus, Roche, Theriault.

Yes, 82; No, 61; Absent, 8; Excused, 0.

82 having voted in the affirmative and 61 voted in the negative, with 8 being absent, and accordingly the Majority **Ought Not to Pass** Report was **ACCEPTED** and sent for concurrence.

Majority Report of the Committee on **EDUCATION AND CULTURAL AFFAIRS** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-241)** on Bill "An Act To Delay State-mandated Teacher and Principal Evaluation"

(H.P. 850) (L.D. 1172)

Signed:

Senators:

RAFFERTY of York
DAUGHTRY of Cumberland

Representatives:

BRENNAN of Portland
CROCKETT of Portland
DODGE of Belfast
McCREA of Fort Fairfield
MILLETT of Cape Elizabeth
SALISBURY of Westbrook

Minority Report of the same Committee reporting **Ought Not to Pass** on same Bill.

Signed:

Senator:

WOODSOME of York

Representatives:

LYMAN of Livermore Falls
ROCHE of Wells
SAMPSON of Alfred
STEARNS of Guilford

READ.

Representative BRENNAN of Portland moved that the House **ACCEPT** the Majority **Ought to Pass as Amended** Report.

Representative STEARNS of Guilford **REQUESTED** a roll call on the motion to **ACCEPT** the Majority **Ought to Pass as Amended** Report.

More than one-fifth of the members present expressed a desire for a roll call which was ordered.

The SPEAKER: The Chair recognizes the Representative from Guilford, Representative Stearns.

Representative **STEARNS**: Mr. Speaker, Ladies and Gentlemen of the House, once again LD 1172 has good intent. There's absolutely no doubt that our teachers, our school families, administrators, parents, students, support staff, everybody has been through an unprecedented experience in the past year. Here we are in the month of June and we're going to be winding down a unique school year in the history of public education in the State of Maine, absolutely no doubt about it.

I have very little doubt that local administrators and school boards during this past year have not adapted their evaluation systems to the circumstances before them. I haven't heard anything from the field to the contrary. This bill doesn't relieve the evaluations for the present year, that I call the COVID year, because I believe these schools are going to open up in the fall. We're going to be back to school in Maine. What this bill does is make it so the next school year, 21/22, there will be no teacher and no principal mandated evaluations as mandated by the State except for one group; second-year teachers.

So, put yourself in the place of a first-year teacher teaching right now. You've gone through COVID your very first year of teaching school. It might've been a great experience; might not have been. Next year, with this bill, you'd be the only group of people that would be required to have an evaluation to see if you were worthy of a continuing contract for your third year or not. That seems to single out a very small group of school teachers to me at a very pivotal point in their career.

I think that the decisions on how to evaluate and how to adjust that for the circumstances are best made at the local level. Some schools have gone to school every single day this year, been school pretty much; fairly much as normal. Other schools haven't seen the inside of a building. Huge differences. How can the State of Maine in Augusta start to dictate how we're going to evaluate or adjust our evaluation system for those wide variety of circumstances? If a person is not being evaluated fairly, they have a process. They can grieve that; they can file a grievance and go through that process and people will determine whether or not they've been treated fairly or not. So, I would urge you Ought Not to Pass and urge you to be optimistic that we all go back to school in the fall.

The SPEAKER: The Chair recognizes the Representative from Augusta, Representative Fecteau.

Representative **FECTEAU**: Thank you, Mr. Speaker, Ladies and Gentlemen of the House. I agree with the comments of the previous speaker. If this bill was going to exempt it for this school year, I'm in. But, like the speaker before me, this bill has great intent but it's for the next school year, not the COVID school year. Thank you.

The SPEAKER: The Chair recognizes the Representative from Fort Fairfield, Representative McCrea.

Representative **McCREA**: Thank you, Mr. Speaker. Mr. Speaker, Ladies and Gentlemen of the House, having retired in 2016 after a career as a teacher in Fort Fairfield school system, SAD 20, I had been evaluated under the State's new mandated teacher evaluation system. For the first time in my

48-year career, I felt that my evaluation actually helped me get better at my craft. I must say that the system relies heavily on self-evaluation and that it is very time-consuming, and time is the very motivation behind this bill.

Let me start out by saying right away that I'm a supporter of the teacher and principal evaluation systems in place in our schools at this time. As a teacher in my local school, I helped implement the teacher evaluation system itself. My friends are teachers and I often hear from them about their local systems. In fact, my daughter is a teacher and I hear about it from her all the time.

I'm a supporter of the direction our State has taken in terms of building a teacher and principal evaluation system and I think the adjustments we have made to amplify teachers' voices and to make the evaluation system less of a punishment and more about improvement have made the systems even better. That said, I also know a lot of work goes in to maintaining local teacher evaluation systems. Not just adding paperwork for teachers, but additional work for observations, steering committee members, meetings, and much, much more. That is why I sponsored this bill.

All this bill does is allow districts to apply for a temporary waiver - districts to apply for a temporary waiver of their local teacher evaluation system. And whether to apply for such a waiver will be left completely up to the local school districts. Many inside the field of education as well as members of the general population realize how difficult it has been to deliver the best education possible over this past 14 or 15 months and many have asked what they can do to remove things from the plates of educators and give them a little more time to be good teachers for their students in their classrooms.

This bill is one way we can give teachers a little more time with their students. Right now, we are asking educators to juggle a lot, more than I can even imagine, and we want and need our teachers focused on, guess what, their students. A lot of attention has been paid to the impact of this pandemic and what it will have on our students, their learning, and their mental health. Next year, schools will still be dealing with not only the safety issues that still linger because of COVID, but teachers and principals will continue to dedicate themselves to helping students to recover socially, emotionally and, more importantly, academically. If a school district wants to use the time it dedicates to their local evaluation systems instead of focus on needs of students, that's fine, especially right now. Our educators face a lot right now and I think we can all agree that we would want any and all of their efforts focused squarely on the students, their needs, and their overall wellbeing. This bill is an attempt to remove something from the plates of districts for those that want to focus on the things I've just mentioned. LD 1172 simply delays the state-mandated evaluation of teachers and principals for the next year.

In closing, I would like to make three final comments. One, evaluations of teachers in the second year of their probationary period shall continue simply because that's part of the law and that's the second year that districts need to find out if a teacher is somebody that they want to keep on staff.

My second point; if a district chooses to continue their current full evaluation system, they can. If a district chooses to put their evaluations on hold for one year, they can. I ask that you vote to support LD 1172 and please follow my light. Thank you, Mr. Speaker and Members of the House.

The SPEAKER: The Chair recognizes the Representative from Portland, Representative Brennan.

Representative **BRENNAN**: Thank you, Mr. Speaker, Men and Women of the House. There's no doubt that we owe a tremendous debt of gratitude to teachers across the State of Maine. During the middle of the pandemic, over 90% of schools in the State of Maine were open in some way. And that was because teachers made tremendous personal sacrifice and they stepped up professionally to make sure that our young people across the State of Maine had the opportunity to learn.

So, for one year what this bill does is say that the evaluation process that you would go through can be suspended. But I want to reiterate again another point of the bill is that it's permissive in allowing school districts to decide whether or not to conduct evaluation or not conduct evaluation. It's the ultimate in local control. So, if the next year a school district chooses to have an evaluation process for teachers, they can. But if they also sit down with their teachers and say there's a lot of work that we need to accomplish in our district and we need you to step up in ways that you haven't before, we can put the evaluation process aside for one year. So, that's all this bill does. Thank you, Mr. Speaker.

The SPEAKER: The Chair recognizes the Representative from Guilford, Representative Stearns.

Representative **STEARNS**: Thank you, Mr. Speaker. I'd like to pose a question through the Chair to anybody that can answer it, and that would be that if this bill passes --

The SPEAKER: The Member may proceed.

Representative **STEARNS**: Oh, thank you. My apologies. That would be that if this bill passes, will students be evaluated or will it be mandatory that students be evaluated for their work during the 21/22 school year?

The SPEAKER: The Representative from Guilford, Representative Stearns has posed a question through the Chair to anyone who may care to respond. Seeing none, a roll call has been ordered. The pending question before the House is Acceptance of the Majority Ought to Pass as Amended Report. All those in favor will vote yes, those opposed will vote no.

ROLL CALL NO. 86

YEA - Arford, Babbidge, Bailey, Bell, Berry, Blume, Brennan, Brooks, Bryant, Caiazzo, Cardone, Cloutier, Collings, Copeland, Crafts, Craven, Crockett, Cuddy, Dodge, Doore, Doudera, Dunphy, Evangelos, Evans, Fay, Geiger, Gere, Gramlich, Grohoski, Harnett, Hasenfus, Hepler, Hymanson, Kessler, Lookner, Madigan, Martin J, Martin R, Mathieson, Matlack, McCrea, McCreight, McDonald, Melaragno, Meyer, Millett, Morales, Moriarty, O'Connell, O'Neil, Osher, Pebworth, Perry A, Perry J, Pierce, Pluecker, Reckitt, Rielly, Riseman, Roberts, Roeder, Sachs, Salisbury, Sharpe, Sheehan, Stover, Supica, Sylvester, Talbot Ross, Tepler, Terry, Tuttle, Warren C, Warren S, White, Williams, Wood, Zager, Zeigler, Mr. Speaker.

NAY - Alley, Arata, Austin, Bernard, Bickford, Blier, Bradstreet, Carlow, Carmichael, Cebra, Collamore, Connor, Corey, Costain, Dillingham, Dolloff, Downes, Drinkwater, Ducharme, Faulkingham, Fecteau, Foster, Gifford, Greenwood, Griffin, Haggan, Hall, Hanley, Harrington, Head, Hutchins, Javner, Johansen, Kinney, Kryzak, Landry, Lemelin, Libby, Lyford, Lyman, Mason, Millett, Morris, Nadeau, Newman, O'Connor, Ordway, Parry, Perkins, Pickett, Poirier, Prescott, Quint, Rudnicki, Sampson, Skolfield, Stanley, Stearns, Stetkis, Thorne, Tuell, Underwood, Wadsworth, White.

ABSENT - Andrews, Grignon, Martin, Paulhus, Roche, Theriault, Tucker.

Yes, 80; No, 64; Absent, 7; Excused, 0.

80 having voted in the affirmative and 64 voted in the negative, with 7 being absent, and accordingly the Majority **Ought to Pass as Amended** Report was **ACCEPTED**.

The Bill was **READ ONCE**. **Committee Amendment "A" (H-241)** was **READ** by the Clerk and **ADOPTED**.

Under suspension of the rules the Bill was given its **SECOND READING WITHOUT REFERENCE** to the Committee on **Bills in the Second Reading**.

Under further suspension of the rules the Bill was **PASSED TO BE ENGROSSED as Amended by Committee Amendment "A" (H-241)** and sent for concurrence.

Majority Report of the Committee on **HEALTH AND HUMAN SERVICES** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-207)** on Resolve, Regarding Legislative Review of Portions of Chapter 234: Lead Testing in School Drinking Water Rule, a Major Substantive Rule of the Department of Health and Human Services, Maine Center for Disease Control and Prevention (EMERGENCY) (H.P. 141) (L.D. 206)

Signed:

Senators:

CLAXTON of Androscoggin
BALDACCI of Penobscot

Representatives:

MEYER of Eliot
CRAVEN of Lewiston
MADIGAN of Waterville
PERRY of Calais
STOVER of Boothbay
ZAGER of Portland

Minority Report of the same Committee reporting **Ought to Pass as Amended by Committee Amendment "B" (H-208)** on same Resolve.

Signed:

Senator:

MOORE of Washington

Representatives:

CONNOR of Lewiston
GRIFFIN of Levant
JAVNER of Chester
LEMELIN of Chelsea

READ.

Representative MEYER of Eliot moved that the House **ACCEPT** the Majority **Ought to Pass as Amended** Report.

Representative JAVNER of Chester **REQUESTED** a roll call on the motion to **ACCEPT** the Majority **Ought to Pass as Amended** Report.

More than one-fifth of the members present expressed a desire for a roll call which was ordered.

The SPEAKER: The Chair recognizes the Representative from Chester, Representative Javner.

Representative **JAVNER**: Thank you, Mr. Speaker, Men and Women of the House. This bill came before our committee as a substantive major rule change from the CDC for lead levels in our schools. This includes private schools and public schools.

It came to our committee as 15 parts per billion, having gone through the whole process of a major substantive rule, which is very thorough, as I hope we all know. It is coming out of our committee with this motion 4 parts per billion.

I represent a district that is super-rural. I have nine of these schools in my district; nine that have successfully educated generations of students. If this is to pass, to mitigate to 4 parts per billion could be extremely devastating to these schools. There was a school that we heard of that's not super-rural even, when they had even mitigated for their lead levels, when they tested again, they were 5 parts per billion after spending thousands of dollars for mitigation.

If this goes into effect at 4 parts per billion, they will have to spend thousands more dollars to reach that level. Our minority committee amendment is a great compromise at 10 parts per billion. I please ask you to reject this motion and save at least my super-rural schools. Thank you.

The SPEAKER: The Chair recognizes the Representative from Eliot, Representative Meyer.

Representative MEYER: Thank you, Mr. Speaker, Women and Men of the House. LD 206 is a major substantive rule implementing a program of testing for lead in school drinking water. As proposed, the rule was inadequate to protect children's health and ensure safe drinking water in our schools. Lead is a potent neurotoxin, robbing children of their potential by irreversibly damaging their developing brains. A benchmark of 15 parts per billion as proposed in the original rule or 10 parts per billion proposed in the Minority Report is not health protective and are standards that have been abandoned by many other states because these levels have no relation to human health.

This bill does not impact water utilities, it does not require water utilities set a standard of 4 parts per billion. Lead is not entering schools via the water from public water systems. It's getting into the water our kids are drinking via pipes and fixtures in the schools. If high lead levels are found in one or two drinking water sources in a school, chances are fixing the problem is relatively simple. Schools have control over the actual fixtures and lowering the level to the new standard can be as simple as changing out a faucet or screen, disconnecting a single fountain, or ensuring that classroom sinks aren't used for drinking. Rarely do all taps in a school show high levels. These easy, inexpensive fixes go a long way to helping protect our kids from lead exposure.

Lead in drinking water is well-studied and the data is clear; 10 parts per billion, 15 parts per billion is too high to ensure healthy kids and this rule was amended to 4 parts per billion to reflect the toxicity of lead and a commitment to the health of Maine children.

The SPEAKER: A roll call has been ordered. The pending question before the House is Acceptance of the Majority Ought to Pass as Amended Report. All those in favor will vote yes, those opposed will vote no.

ROLL CALL NO. 87

YEA - Alley, Arford, Babbidge, Bailey, Bell, Berry, Blume, Brennan, Brooks, Bryant, Caiazzo, Cardone, Cloutier, Collings, Copeland, Crafts, Craven, Crockett, Cuddy, Dodge, Doore, Doudera, Dunphy, Evangelos, Evans, Fay, Geiger, Gere, Gramlich, Grohoski, Harnett, Hasenfus, Hepler, Hymanson, Kessler, Landry, Lookner, Madigan, Martin J, Martin R, Mathieson, Matlack, McCrea, McCreight, McDonald, Melaragno, Meyer, Millett, Morales, Moriarty, O'Connell, O'Neil, Osher, Pebworth, Perry A, Perry J, Pierce, Pluecker, Reckitt, Rielly, Riseman, Roberts, Roeder, Sachs, Salisbury, Sharpe,

Sheehan, Stover, Supica, Sylvester, Talbot Ross, Tepler, Terry, Tuttle, Warren C, Warren S, White, Williams, Wood, Zager, Zeigler, Mr. Speaker.

NAY - Austin, Bernard, Bickford, Blier, Bradstreet, Carlow, Carmichael, Cebra, Collamore, Connor, Corey, Costain, Dillingham, Dolloff, Downes, Drinkwater, Ducharme, Faulkingham, Fecteau, Foster, Gifford, Greenwood, Griffin, Haggan, Hall, Hanley, Harrington, Head, Hutchins, Javner, Johansen, Kinney, Kryzak, Lemelin, Libby, Lyford, Lyman, Mason, Millett, Morris, Nadeau, Newman, O'Connor, Ordway, Parry, Perkins, Pickett, Poirier, Prescott, Quint, Rudnicki, Sampson, Skolfield, Stanley, Stearns, Stetkis, Thorne, Tuell, Underwood, Wadsworth, White.

ABSENT - Andrews, Arata, Grignon, Martin, Paulhus, Roche, Theriault, Tucker.

Yes, 82; No, 61; Absent, 8; Excused, 0.
82 having voted in the affirmative and 61 voted in the negative, with 8 being absent, and accordingly the Majority **Ought to Pass as Amended** Report was **ACCEPTED**.

The Resolve was **READ ONCE**. **Committee Amendment "A" (H-207)** was **READ** by the Clerk and **ADOPTED**.

Under suspension of the rules the Resolve was given its **SECOND READING WITHOUT REFERENCE** to the Committee on **Bills in the Second Reading**.

Under further suspension of the rules the Resolve was **PASSED TO BE ENGROSSED as Amended by Committee Amendment "A" (H-207)** and sent for concurrence.

Majority Report of the Committee on **HEALTH AND HUMAN SERVICES** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-223)** on Bill "An Act To Amend the General Assistance Laws Governing Reimbursement"

(H.P. 666) (L.D. 910)

Signed:

Senators:

CLAXTON of Androscoggin
BALDACCI of Penobscot

Representatives:

MEYER of Eliot
CRAVEN of Lewiston
MADIGAN of Waterville
PERRY of Calais
STOVER of Boothbay
ZAGER of Portland

Minority Report of the same Committee reporting **Ought Not to Pass** on same Bill.

Signed:

Senator:

MOORE of Washington

Representatives:

CONNOR of Lewiston
GRIFFIN of Levant
JAVNER of Chester
LEMELIN of Chelsea

READ.

Representative MEYER of Eliot moved that the House **ACCEPT** the Majority **Ought to Pass as Amended** Report.

Representative JAVNER of Chester **REQUESTED** a roll call on the motion to **ACCEPT** the Majority **Ought to Pass as Amended** Report.

More than one-fifth of the members present expressed a desire for a roll call which was ordered.

The SPEAKER: A roll call has been ordered. The pending question before the House is Acceptance of the Majority Ought to Pass as Amended Report. All those in favor will vote yes, those opposed will vote no.

ROLL CALL NO. 88

YEA - Alley, Arford, Babbidge, Bailey, Bell, Berry, Blume, Brennan, Brooks, Bryant, Caiazzo, Cardone, Cloutier, Collings, Copeland, Crafts, Craven, Crockett, Cuddy, Dodge, Doore, Doudera, Dunphy, Evangelos, Evans, Fay, Geiger, Gere, Gramlich, Grohoski, Harnett, Hasenfus, Hepler, Hymanson, Kessler, Landry, Lookner, Madigan, Martin J, Martin R, Mathieson, Matlack, McCrea, McCreight, McDonald, Melaragno, Meyer, Millett, Morales, Moriarty, O'Connell, O'Neil, Osher, Pebworth, Perry A, Perry J, Pierce, Pluecker, Reckitt, Rielly, Riseman, Roberts, Roeder, Sachs, Salisbury, Sharpe, Sheehan, Stover, Supica, Sylvester, Talbot Ross, Tepler, Terry, Tucker, Tuttle, Warren C, Warren S, White, Williams, Wood, Zager, Zeigler, Mr. Speaker.

NAY - Austin, Bernard, Bickford, Blier, Bradstreet, Carlow, Carmichael, Cebra, Collamore, Connor, Corey, Costain, Dillingham, Dolloff, Downes, Drinkwater, Ducharme, Faulkingham, Fecteau, Foster, Gifford, Greenwood, Griffin, Haggan, Hall, Hanley, Harrington, Head, Hutchins, Javner, Johansen, Kinney, Kryzak, Lemelin, Libby, Lyford, Lyman, Mason, Millett, Morris, Nadeau, Newman, O'Connor, Ordway, Parry, Perkins, Pickett, Poirier, Prescott, Quint, Rudnicki, Sampson, Skolfield, Stanley, Stearns, Stetkis, Thorne, Tuell, Underwood, Wadsworth, White.

ABSENT - Andrews, Arata, Grignon, Martin, Paulhus, Roche, Theriault.

Yes, 83; No, 61; Absent, 7; Excused, 0.

83 having voted in the affirmative and 61 voted in the negative, with 7 being absent, and accordingly the Majority **Ought to Pass as Amended** Report was **ACCEPTED**.

The Bill was **READ ONCE**. **Committee Amendment "A" (H-223)** was **READ** by the Clerk and **ADOPTED**.

Under suspension of the rules the Bill was given its **SECOND READING WITHOUT REFERENCE** to the Committee on **Bills in the Second Reading**.

Under further suspension of the rules the Bill was **PASSED TO BE ENGROSSED as Amended by Committee Amendment "A" (H-223)** and sent for concurrence.

Majority Report of the Committee on **INLAND FISHERIES AND WILDLIFE** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-195)** on Bill "An Act To Fund Wildlife Rehabilitators" (EMERGENCY)

(H.P. 750) (L.D. 1012)

Signed:

Senators:

DILL of Penobscot
CURRY of Waldo

Representatives:

LANDRY of Farmington
ALLEY of Beals
HEPLER of Woolwich
MARTIN of Eagle Lake

MARTIN of Sinclair

Minority Report of the same Committee reporting **Ought Not to Pass** on same Bill.

Signed:

Senator:

BLACK of Franklin

Representatives:

MASON of Lisbon
NADEAU of Winslow
ORDWAY of Standish
THERIAULT of China

READ.

Representative LANDRY of Farmington moved that the House **ACCEPT** the Majority **Ought to Pass as Amended** Report.

The Bill was **READ ONCE**. **Committee Amendment "A" (H-195)** was **READ** by the Clerk.

Representative ORDWAY of Standish **REQUESTED** a roll call on the motion to **ADOPT Committee Amendment "A" (H-195)**.

More than one-fifth of the members present expressed a desire for a roll call which was ordered.

Subsequently, Representative ORDWAY of Standish **WITHDREW** his **REQUEST** for a roll call.

Subsequently, **Committee Amendment "A" (H-195)** was **ADOPTED**.

Under suspension of the rules the Bill was given its **SECOND READING WITHOUT REFERENCE** to the Committee on **Bills in the Second Reading**.

Under further suspension of the rules the Bill was **PASSED TO BE ENGROSSED as Amended by Committee Amendment "A" (H-195)** and sent for concurrence.

Majority Report of the Committee on **INLAND FISHERIES AND WILDLIFE** reporting **Ought Not to Pass** on Bill "An Act To Allow Sunday Hunting North of U.S. Route 2 from the New Hampshire Border to Bangor, North of Route 9 from Bangor to the Canadian Border and within That Portion of the White Mountain National Forest inside the State"

(H.P. 887) (L.D. 1212)

Signed:

Senators:

DILL of Penobscot
BLACK of Franklin
CURRY of Waldo

Representatives:

LANDRY of Farmington
ALLEY of Beals
HEPLER of Woolwich
LYFORD of Eddington
MARTIN of Sinclair
MASON of Lisbon
NADEAU of Winslow
THERIAULT of China

Minority Report of the same Committee reporting **Ought to Pass as Amended by Committee Amendment "A" (H-256)** on same Bill.

Signed:

Representatives:

MARTIN of Eagle Lake

ORDWAY of Standish

READ.

Representative LANDRY of Farmington moved that the House **ACCEPT** the Majority **Ought Not to Pass** Report.

Representative ORDWAY of Standish **REQUESTED** a roll call on the motion to **ACCEPT** the Majority **Ought Not to Pass** Report.

More than one-fifth of the members present expressed a desire for a roll call which was ordered.

The SPEAKER: The Chair recognizes the Representative from Standish, Representative Ordway.

Representative **ORDWAY**: Thank you, Mr. Speaker, my Colleagues in the House. The time has come for us to take some action on this Sunday hunting bill. We've been putting it off too long.

Mr. Speaker, if it's appropriate, could I get the Clerk to read Amendment "A"? Not appropriate?

The SPEAKER: Committee Amendment "A" is not yet before the Body. The Chair would advise the Member if he could ask for that to be the case when that item is to come before us. The Chair would advise the Member that you may speak about what is included in Committee Amendment "A" but, that Amendment is not before the Body and would not be before the Body unless the pending question does not prevail. The Member may proceed.

Representative **ORDWAY**: Thank you, sir. Okay, the time has come, the title of this bill, like many titles that we do here, may be misleading. It's time for us to take action. Only two states in the country do not have some sort of Sunday hunting; Maine and Massachusetts. I think we do a disservice to the northern section of this State when we don't recognize the economic impact that we are causing to the businesses in Northern Maine.

The bill came around to hunting only in the unorganized territories, in the White Mountain National Forest also. That puts the opposition that landowners will close off their land if we have Sunday hunting. The large landowners in the unorganized territories, the big paper companies, own land in states that have Sunday hunting. They own land in New Brunswick where they have Sunday hunting. They don't shut their land off. This is the time to do some economic impact for our friends up north.

By putting in just Northern Maine, I was accused of creating two Maines. That happened a long time ago. It's time that we all act and give some support to the restaurants, the stores, the gas stations, the sporting camps. It's time. It's been too long.

I'll check my notes. That's it, I guess, I let it at that, but the economic impact, the hunters and the sportsmen that don't come to Maine, the number is growing tremendously. They go to other states where they have the opportunity to get in a full week of hunting. So, I don't know, I'm pretty passionate about it, I guess, Mr. Speaker. I'll let it go at that. Please defeat this motion.

The SPEAKER: The Chair recognizes the Representative from Buxton, Representative Blier.

Representative **BLIER**: Thank you, Mr. Speaker, Ladies and Gentlemen of the House. I grew up in the northern part of Maine and every year I spend a week in the Allagash hunting.

So, I live in Buxton, right, it's a city, I wouldn't want

hunting in Southern Maine. This is Northern Maine. You go up there, it's land as far as you can see, there's nobody. This is an industry where people work up there six days a week, can't hunt on Sundays. Give them the opportunity to do that. Give the opportunity of sport camps to have people come.

Hunting is a dying thing. People don't hunt like they used to in the olden days. Give the people the opportunity to hunt on Sundays, to spend time with their children, rather than watching TV. This is a good opportunity for us to create an industry in Northern Maine that's very well-needed, to give an opportunity for the younger generation to recreate on the outdoors instead of watching TV and playing video games. This is a good thing. Why defeat this purpose; for this is not Southern Maine, this is not housing everywhere, this is the wilderness. Give this opportunity to the Northern Maine people. I think this is a good thing. Thank you.

The SPEAKER: The Chair would remind members to address comments through the Chair.

The SPEAKER: The Chair recognizes the Representative from Sinclair, Representative Martin.

Representative **MARTIN**: Thank you. Thank you, Mr. Speaker. Mr. Speaker and Ladies and Gentlemen of the House, I stand in support of the pending motion, which is the Ought Not to Pass Report.

I do so because the department; as you can well suspect, several people testified for and against this piece of legislation during our committee work. IF&W, the department is opposed to Sunday hunting, always has been. The Maine Guides Association testified in opposition to this bill, so, did the Maine Forest Product Council. So, I would ask you to please support the pending motion, which is the Majority Ought Not to Pass Report.

The SPEAKER: The Chair recognizes the Representative from Penobscot, Representative Hutchins.

Representative **HUTCHINS**: Thank you, Mr. Speaker, Ladies and Gentlemen of the House.

Hunting in Northern Maine is something that will do a little bit like Southern Maine has in the summertime, has a lot of recreation that comes into Southern Maine that a lot of money is made from. Northern Maine is a little different that way in that they don't have the opportunities. I affectionately call that part of Northern Maine north of the Volvo line and they need to be able to buy more Volvos up there. And I think the way to do it is to generate more income up there. So, this is a way to make, you know, small gains, and it's in an area where hunting has been well-spoken of here today, is not going to be in the way of hikers and things of that nature, so, I ask you to oppose this motion that we have before us. Thank you.

The SPEAKER: A roll call has been ordered. The pending question before the House is Acceptance of the Majority Ought Not to Pass Report. All those in favor will vote yes, those opposed will vote no.

ROLL CALL NO. 89

YEA - Alley, Arata, Arford, Babbidge, Bailey, Bell, Berry, Blume, Bradstreet, Brennan, Brooks, Bryant, Caiazzo, Carlow, Cloutier, Collings, Copeland, Corey, Crafts, Craven, Crockett, Dodge, Doore, Doudera, Drinkwater, Dunphy, Evans, Fay, Geiger, Gere, Gramlich, Grohoski, Harnett, Hasenfus, Hepler, Hymanson, Johansen, Kessler, Landry, Lookner, Lyford, Madigan, Martin, Mathieson, Matlack, McCreight, Melaragno, Meyer, Millett H, Millett R, Morales, Moriarty, O'Connell, O'Neil, Osher, Pebworth, Perry, Pierce, Pluecker, Poirier, Quint, Reckitt, Rielly, Riseman, Roberts, Roeder, Sachs, Salisbury, Sharpe, Sheehan, Stover, Sylvester, Talbot Ross, Tepler, Terry, Tucker, Tuell, Tuttle, Wadsworth, Warren, White, Williams, Wood, Zager, Zeigler, Mr. Speaker.

NAY - Austin, Bernard, Bickford, Blier, Cardone, Carmichael, Cebra, Collamore, Connor, Costain, Dillingham, Dolloff, Downes, Ducharme, Evangelos, Faulkingham, Fecteau, Foster, Gifford, Greenwood, Griffin, Haggan, Hall, Hanley, Harrington, Head, Hutchins, Javner, Kinney, Kryzak, Lemelin, Libby, Lyman, Martin, Mason, McCreia, McDonald, Morris, Nadeau, Newman, O'Connor, Ordway, Parry, Perkins, Perry, Pickett, Prescott, Rudnicki, Sampson, Skolfield, Stanley, Stearns, Stetkis, Supica, Thorne, Underwood, Warren, White.

ABSENT - Andrews, Cuddy, Grignon, Martin, Paulhus, Roche, Theriault.

Yes, 86; No, 58; Absent, 7; Excused, 0.

86 having voted in the affirmative and 58 voted in the negative, with 7 being absent, and accordingly the Majority **Ought Not to Pass** Report was **ACCEPTED** and sent for concurrence.

Majority Report of the Committee on **INLAND FISHERIES AND WILDLIFE** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-257)** on Bill "An Act To Provide the Option of Online or Telephonic Tagging of Harvested Big Game Animals"

(H.P. 888) (L.D. 1213)

Signed:
Senators:

DILL of Penobscot
BLACK of Franklin
CURRY of Waldo

Representatives:

LANDRY of Farmington
ALLEY of Beals
HEPLER of Woolwich
MARTIN of Eagle Lake
MARTIN of Sinclair
MASON of Lisbon
NADEAU of Winslow
ORDWAY of Standish
THERIAULT of China

Minority Report of the same Committee reporting **Ought Not to Pass** on same Bill.

Signed:

Representative:

LYFORD of Eddington

READ.

On motion of Representative LANDRY of Farmington, the Majority **Ought to Pass as Amended** Report was **ACCEPTED**.

The Bill was **READ ONCE**. **Committee Amendment "A" (H-257)** was **READ** by the Clerk and **ADOPTED**.

Under suspension of the rules the Bill was given its **SECOND READING WITHOUT REFERENCE** to the Committee on **Bills in the Second Reading**.

Under further suspension of the rules the Bill was **PASSED TO BE ENGROSSED as Amended by Committee Amendment "A" (H-257)** and sent for concurrence.

Majority Report of the Committee on **INNOVATION, DEVELOPMENT, ECONOMIC ADVANCEMENT AND BUSINESS** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-214)** on Bill "An Act To Facilitate Licensure for Credentialed Individuals from Other Jurisdictions"

(H.P. 105) (L.D. 149)

Signed:

Senators:

CURRY of Waldo
CYRWAY of Kennebec
LUCHINI of Hancock

Representatives:

ROBERTS of South Berwick
AUSTIN of Gray
BAILEY of Gorham
BERNARD of Caribou
GEIGER of Rockland
HASENFUS of Readfield
PEBworth of Blue Hill

Minority Report of the same Committee reporting **Ought to Pass as Amended by Committee Amendment "B" (H-215)** on same Bill.

Signed:

Representatives:

ANDREWS of Paris
COLLAMORE of Pittsfield
DUCHARME of Madison

READ.

On motion of Representative ROBERTS of South Berwick, the Majority **Ought to Pass as Amended** Report was **ACCEPTED**.

The Bill was **READ ONCE**. **Committee Amendment "A" (H-214)** was **READ** by the Clerk and **ADOPTED**.

Under suspension of the rules the Bill was given its **SECOND READING WITHOUT REFERENCE** to the Committee on **Bills in the Second Reading**.

Under further suspension of the rules the Bill was **PASSED TO BE ENGROSSED as Amended by Committee Amendment "A" (H-214)** and sent for concurrence.

Majority Report of the Committee on **INNOVATION, DEVELOPMENT, ECONOMIC ADVANCEMENT AND BUSINESS** reporting **Ought Not to Pass** on Resolve, To Prevent Economic Hardship as a Result of COVID-19 Restrictions

(H.P. 935) (L.D. 1275)

Signed:

Senators:

CURRY of Waldo
LUCHINI of Hancock

Representatives:

ROBERTS of South Berwick
BAILEY of Gorham
GEIGER of Rockland
HASENFUS of Readfield
PEBORTH of Blue Hill

Minority Report of the same Committee reporting **Ought to Pass as Amended by Committee Amendment "A" (H-213)** on same Resolve.

Signed:

Senator:

CYRWAY of Kennebec

Representatives:

ANDREWS of Paris
AUSTIN of Gray
BERNARD of Caribou
COLLAMORE of Pittsfield
DUCHARME of Madison

READ.

Representative ROBERTS of South Berwick moved that the House **ACCEPT** the Majority **Ought Not to Pass** Report.

Representative BERNARD of Caribou **REQUESTED** a roll call on the motion to **ACCEPT** the Majority **Ought Not to Pass** Report.

More than one-fifth of the members present expressed a desire for a roll call which was ordered.

The SPEAKER: A roll call has been ordered. The pending question before the House is Acceptance of the Majority Ought Not to Pass Report. All those in favor will vote yes, those opposed will vote no.

ROLL CALL NO. 90

YEA - Alley, Arford, Babbidge, Bailey, Bell, Berry, Blume, Brennan, Brooks, Bryant, Caiazzo, Cardone, Cloutier, Collings, Copeland, Crafts, Craven, Crockett, Dodge, Doore, Doudera, Dunphy, Evangelos, Evans, Fay, Geiger, Gere, Gramlich, Grohoski, Harnett, Hasenfus, Hepler, Hymanson, Kessler, Landry, Lookner, Madigan, Martin J, Martin R, Mathieson, Matlack, McCreia, McCreight, McDonald, Melaragno, Meyer, Millett, Morales, Moriarty, O'Connell, O'Neil, Osher, Pebworth, Perry A, Perry J, Pierce, Pluecker, Reckitt, Rielly, Riseman, Roberts, Roeder, Sachs, Salisbury, Sharpe, Sheehan, Stover, Supica, Sylvester, Talbot Ross, Tepler, Terry, Tucker, Tuttle, Warren C, Warren S, White, Williams, Wood, Zager, Zeigler, Mr. Speaker.

NAY - Austin, Bernard, Bickford, Blier, Bradstreet, Carlow, Carmichael, Cebra, Collamore, Connor, Corey, Costain, Dillingham, Dolloff, Downes, Drinkwater, Ducharme, Faulkingham, Fecteau, Foster, Gifford, Greenwood, Griffin, Haggan, Hall, Hanley, Harrington, Head, Hutchins, Javner, Johansen, Kinney, Kryzak, Lemelin, Libby, Lyford, Lyman, Mason, Millett, Morris, Nadeau, Newman, O'Connor, Ordway,

Parry, Perkins, Pickett, Poirier, Prescott, Quint, Rudnicki, Sampson, Skolfield, Stanley, Stearns, Stetkis, Thorne, Tuell, Underwood, Wadsworth, White.

ABSENT - Andrews, Arata, Cuddy, Grignon, Martin, Paulhus, Roche, Theriault.

Yes, 82; No, 61; Absent, 8; Excused, 0.

82 having voted in the affirmative and 61 voted in the negative, with 8 being absent, and accordingly the Majority **Ought Not to Pass** Report was **ACCEPTED** and sent for concurrence.

ORDER

On motion of Representative DILLINGHAM of Oxford, the following Joint Order: (H.P. 1284)

ORDERED, the Senate concurring, that notwithstanding any provision to the contrary, and in accordance with the Governor's Executive Order and the guidelines of the federal Centers for Disease Control and Prevention and the Maine Center for Disease Control and Prevention, the wearing of protective face coverings in legislative spaces is permitted, but is not required.

READ.

The SPEAKER: The Chair recognizes the Representative from Oxford, Representative Dillingham.

Representative **DILLINGHAM**: Thank you, Mr. Speaker, Ladies and Gentlemen of the House. I am so happy to once again be in our beautiful and historic chamber. I rise today to voice disappointment on behalf of my caucus that by a Majority vote of Legislative Council we've decided to not follow CDC and Dr. Shah's guidelines on masking of the Executive order.

For 15 months, we have been absent from this chamber and the people of the State have been kept away from the work that we do here. It is clear to everyone that since shutting this building down, my caucus has pushed to return to the Legislature, pushed to allow public access to the building, pushed to make the Legislature a relevant part of the pandemic policymaking. It is also true that each inflection point and with each argument, the response from the Majority was that we must follow the science.

The science was defined by the Chief Executive's Orders and CDC guidance. We've pushed on that guidance. We asked for data and for decision metrics to understand what data was being used and how. At best, we were told to just trust the science and, at worst, that we were science deniers.

Now here we are, abandoning the Executive's Executive Order and ignoring the science of the CDC. I will refrain from the pejoratives hurled at my colleagues and simply encourage us to move forward and recognize that the organizations we have allowed to set policies throughout this pandemic have shifted away from masks, and that is a testament to the people of Maine.

It is time for us to follow the science and end the mask mandate here at the State House. I understand the feelings folks have towards masks, particularly if you believe it is responsible for your health. It offers security, but normalcy requires that we follow the science and, for those who are comfortable, it is time to allow masks to be removed and, if you aren't ready yet, then continue to wear it until you are. I am pleased to be back in this House, but we should be here without a mask mandate, following the science rather than our fear. I ask that you support this order.

The SPEAKER: The Chair recognizes the Representative from Winter Harbor, Representative Faulkingham.

Representative **FAULKINGHAM**: Thank you, Mr. Speaker. I did not expect the opportunity to speak on this today and if I had, I probably wouldn't've planned on speaking, but in being here in the chamber today, I'm glad that I have the opportunity to address my colleagues on this issue.

You know, I'm not in the greatest health, I have a few problems and one of them is that I'm 200 pounds overweight, you know? I should probably take better care of my health and try to lose some of that weight, but it's very difficult for me to wear this mask all day, I'm not sure it makes my oxygen level do but I know that it makes me very hot, it makes my blood pressure rise, and makes me very uncomfortable. That's just me personally but I would like to say that to my colleagues here today. And also another problem that I have is I can't hear very good. I've spent my life on a boat next to an exhaust that's damaged my hearing and a lot of shooting without the right ear protection has caused me to not hear very well. So, I don't know if anybody else has had this trouble today, but I certainly have, that I cannot hear people speak very well with muffled masks over their faces and I don't care what anybody says, some debates are won on the House Floor and some minds are changed and if we can't hear each other debate, that impacts the work that we're doing here. I've noticed that just today since being in here. It's not something I probably would've brought up before today, but it definitely makes an impact.

Another thing is in our communication. Communication is not just a verbal thing, it's not just what we hear the words coming out of our mouth; it's the expressions and the mannerisms on peoples' faces. We cannot see those things with the masks covering peoples' faces. And I know there are a lot of other people besides myself on both sides of the aisle that are very uncomfortable, that have trouble breathing because of the masks, and have communication issues because of the masks, and maybe not today, maybe not tomorrow, but it would be really great if we could reconsider this before we go through the next three weeks wearing these masks. The temperature predictions for the beginning of next week is going to be in the 90s - 90 degrees. At some point, it has to cross over that you have to worry about the safety of people wearing the masks in these conditions. So, I want that to be a consideration and this shouldn't be a party line thing or anything like that, you know, it has become that, it's too late to turn that around, but I hope moving forward that we can do as the rest of the State has done and remove these masks so we can finish our work. Thank you, Mr. Speaker.

Representative DUNPHY of Old Town moved that the Joint Order and all accompanying papers be **INDEFINITELY POSTPONED**.

Representative DILLINGHAM of Oxford **REQUESTED** a roll call on the motion to **INDEFINITELY POSTPONE** the Joint Order and all accompanying papers.

More than one-fifth of the members present expressed a desire for a roll call which was ordered.

The SPEAKER: A roll call has been ordered. The pending question before the House is Indefinitely Postponement of the Joint Order and all accompanying papers. All those in favor will vote yes, those opposed will vote no.

ROLL CALL NO. 91

YEA - Alley, Arford, Babbidge, Bailey, Bell, Berry, Blume, Brennan, Brooks, Bryant, Caiazzo, Cardone, Cloutier, Collings, Copeland, Crafts, Craven, Crockett, Cuddy, Dodge, Doore, Doudera, Dunphy, Evans, Fay, FecteauR, Geiger, Gere, Gramlich, Grohoski, Harnett, Hasenhus, Hepler, Hymanson, Kessler, Landry, Lookner, Madigan, MartinJ, MartinR, Mathieson, Matlack, McCreia, McCreight, McDonald, Melaragno, Meyer, MillettR, Morales, Moriarty, O'Connell, O'Neil, Osher, Pebworth, PerryA, PerryJ, Pierce, Reckitt, Rielly, Roberts, Roeder, Sachs, Salisbury, Sharpe, Sheehan, Stover, Supica, Sylvester, Talbot Ross, Tepler, Terry, Tucker, Tuttle, WarrenC, WhiteB, Williams, Wood, Zager, Zeigler.

NAY - Austin, Bernard, Blier, Bradstreet, Carlow, Carmichael, Cebra, Collamore, Connor, Corey, Costain, Dillingham, Dolloff, Downes, Drinkwater, Ducharme, Evangelos, Faulkingham, FecteauJ, Foster, Gifford, Greenwood, Griffin, Haggan, Hall, Hanley, Harrington, Head, Hutchins, Javner, Johansen, Kinney, Kryzak, Lemelin, Libby, Lyford, Lyman, MasonR, MillettH, Morris, Nadeau, Newman, O'Connor, Ordway, Parry, Perkins, Pickett, Pluecker, Poirier, Prescott, Quint, Riseman, Rudnicki, Sampson, Skolfield, Stanley, Stearns, Stetkis, Thorne, Tuell, Underwood, Wadsworth, WarrenS, WhiteD.

ABSENT - Andrews, Arata, Bickford, Grignon, MartinT, Paulhus, Roche, Theriault.

Yes, 79; No, 64; Absent, 8; Excused, 0.

79 having voted in the affirmative and 64 voted in the negative, with 8 being absent, and accordingly the Joint Order and all accompanying papers were **INDEFINITELY POSTPONED**.

By unanimous consent, all matters having been acted upon were **ORDERED SENT FORTHWITH**.

CONSENT CALENDAR

First Day

In accordance with House Rule 519, the following items appeared on the Consent Calendar for the First Day:

(S.P. 391) (L.D. 1290) Bill "An Act To Amend the Statement of Purpose of the Maine Emergency Medical Services Act of 1982 To Include Emergency Responses That Do Not Require Transportation" Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY** reporting **Ought to Pass**

(S.P. 53) (L.D. 792) Bill "An Act To Make Technical Changes to the Eligibility Provisions of the Higher Opportunity for Pathways to Employment Program" Committee on **HEALTH AND HUMAN SERVICES** reporting **Ought to Pass as Amended by Committee Amendment "A" (S-105)**

(S.P. 527) (L.D. 1642) Bill "An Act To Allow Affirmation of a Local Option Referendum by the Municipal Officers or County Commissioners" (EMERGENCY) Committee on **VETERANS AND LEGAL AFFAIRS** reporting **Ought to Pass as Amended by Committee Amendment "A" (S-107)**

(H.P. 896) (L.D. 1221) Bill "An Act To Implement the Recommendations of the Right To Know Advisory Committee Concerning Public Records Exceptions" Committee on **JUDICIARY** reporting **Ought to Pass**

(H.P. 1219) (L.D. 1635) Bill "An Act To Make Minor Changes and Corrections to Statutes Administered by the Department of Environmental Protection" Committee on **ENVIRONMENT AND NATURAL RESOURCES** reporting **Ought to Pass**

(H.P. 1224) (L.D. 1653) Resolve, Regarding Legislative Review of Chapter 124: Emergency Medical Services Personnel Reporting Rule, a Late-filed Major Substantive Rule of the Department of Health and Human Services, Maine Center for Disease Control and Prevention (EMERGENCY) Committee on **HEALTH AND HUMAN SERVICES** reporting **Ought to Pass**

(H.P. 1231) (L.D. 1660) Bill "An Act To Modify Dental Licensure Requirements To Consider Credentialed Individuals from Other Jurisdictions" (EMERGENCY) Committee on **HEALTH COVERAGE, INSURANCE AND FINANCIAL SERVICES** reporting **Ought to Pass**

(H.P. 29) (L.D. 63) Bill "An Act Regarding the Northeastern Interstate Forest Fire Protection Compact" (EMERGENCY) Committee on **AGRICULTURE, CONSERVATION AND FORESTRY** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-235)**

(H.P. 80) (L.D. 114) Bill "An Act To Address Airboat Operation in the State" Committee on **INLAND FISHERIES AND WILDLIFE** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-238)**

(H.P. 184) (L.D. 263) Bill "An Act To Make Technical Changes to Maine's Marine Resources Laws" Committee on **MARINE RESOURCES** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-239)**

(H.P. 247) (L.D. 349) Bill "An Act To Prohibit the Use of Personal Watercraft on Keyes Pond in the Town of Sweden" Committee on **INLAND FISHERIES AND WILDLIFE** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-234)**

(H.P. 288) (L.D. 404) Bill "An Act To Preserve Deer Habitat" (EMERGENCY) Committee on **INLAND FISHERIES AND WILDLIFE** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-254)**

(H.P. 299) (L.D. 415) Resolve, Directing the Department of Health and Human Services To Increase MaineCare Reimbursement Rates for Targeted Case Management Services To Reflect Inflation (EMERGENCY) Committee on **HEALTH AND HUMAN SERVICES** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-251)**

(H.P. 404) (L.D. 559) Bill "An Act To Improve the Rights and Basic Protections of Persons with Acquired Brain Injuries" (EMERGENCY) Committee on **HEALTH AND HUMAN SERVICES** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-271)**

(H.P. 573) (L.D. 768) Bill "An Act To Explore Alternative Uses of Pulpwood and To Support the Logging and Forestry Industries" (EMERGENCY) Committee on **INNOVATION, DEVELOPMENT, ECONOMIC ADVANCEMENT AND BUSINESS** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-261)**

(H.P. 575) (L.D. 770) Bill "An Act To Apply the Civil Trespass Law to Hunting Dogs" Committee on **INLAND FISHERIES AND WILDLIFE** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-226)**

(H.P. 576) (L.D. 771) Bill "An Act To Amend the Laws Governing Wastewater Treatment Plant Operator Certification" Committee on **ENVIRONMENT AND NATURAL RESOURCES** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-220)**

(H.P. 587) (L.D. 782) Bill "An Act To Implement the Recommendations of the Department of Corrections for Certified Batterer Intervention Programming" Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-281)**

(H.P. 605) (L.D. 837) Bill "An Act To Ensure That Definitions in the Child and Family Services and Child Protection Act Comply with State and Federal Law" Committee on **HEALTH AND HUMAN SERVICES** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-270)**

(H.P. 614) (L.D. 846) Bill "An Act To Promote Benefit Corporations" Committee on **TAXATION** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-237)**

(H.P. 641) (L.D. 885) Bill "An Act To Promote Bulk Retail Purchasing" Committee on **INNOVATION, DEVELOPMENT, ECONOMIC ADVANCEMENT AND BUSINESS** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-227)**

(H.P. 734) (L.D. 996) Bill "An Act To Improve Dental Health Access for Maine Children and Adults with Low Incomes" Committee on **HEALTH AND HUMAN SERVICES** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-219)**

(H.P. 747) (L.D. 1009) Resolve, To Create a Health Care Ombudsman Position To Serve in Maine's County Jails Committee on **HEALTH AND HUMAN SERVICES** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-218)**

(H.P. 774) (L.D. 1046) Bill "An Act To Create an Income Tax Return Checkoff for Hunger Prevention" Committee on **TAXATION** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-253)**

(H.P. 818) (L.D. 1140) Bill "An Act To Establish a Sales Tax Exemption for the Purchase of Firearm Safety Devices" Committee on **TAXATION** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-236)**

(H.P. 825) (L.D. 1147) Resolve, To Enhance Access to Medication Management for Individuals with Serious and Persistent Mental Illness (EMERGENCY) Committee on **HEALTH AND HUMAN SERVICES** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-278)**

(H.P. 830) (L.D. 1152) Resolve, To Require Maine Postsecondary Educational Institutions To Review the Level of Student Debt and Develop Plans To Limit Student Debt Committee on **EDUCATION AND CULTURAL AFFAIRS** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-221)**

(H.P. 891) (L.D. 1216) Bill "An Act To Amend the State Tax Laws" (EMERGENCY) Committee on **TAXATION** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-269)**

(H.P. 948) (L.D. 1287) Bill "An Act To Allow Unlicensed Persons To Sell Caskets To Bury Human Remains" Committee on **INNOVATION, DEVELOPMENT, ECONOMIC ADVANCEMENT AND BUSINESS** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-260)**

(H.P. 955) (L.D. 1299) Bill "An Act To Permit Emergency Funding for Food Banks When a State of Emergency is Declared" Committee on **AGRICULTURE, CONSERVATION AND FORESTRY** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-252)**

(H.P. 972) (L.D. 1316) Bill "An Act To Provide Funding for the Maine Length of Service Award Program" Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-224)**

(H.P. 976) (L.D. 1324) Resolve, Directing the Department of Health and Human Services To Conduct an Assessment of Human Trafficking in the State Committee on **HEALTH AND HUMAN SERVICES** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-277)**

(H.P. 984) (L.D. 1333) Bill "An Act Concerning the Dispensation of Naloxone Hydrochloride by Emergency Medical Services Providers" Committee on **HEALTH AND HUMAN SERVICES** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-203)**

(H.P. 1010) (L.D. 1376) Bill "An Act To Clarify and Enhance Maine's Fish and Wildlife Laws" Committee on **INLAND FISHERIES AND WILDLIFE** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-225)**

(H.P. 1020) (L.D. 1386) Resolve, To Improve Access to Bariatric Care (EMERGENCY) Committee on **HEALTH AND HUMAN SERVICES** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-276)**

(H.P. 1089) (L.D. 1474) Bill "An Act To Promote Outdoor Recreational Opportunities for Maine Students" Committee on **INLAND FISHERIES AND WILDLIFE** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-222)**

(H.P. 1097) (L.D. 1482) Bill "An Act To Improve Access to Property Tax Exemptions for New Homeowners" Committee on **TAXATION** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-249)**

(H.P. 1141) (L.D. 1536) Bill "An Act Regarding Municipal Public Hearings on Citizen-initiated Municipal Referenda" Committee on **STATE AND LOCAL GOVERNMENT** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-272)**

(H.P. 1208) (L.D. 1624) Resolve, To Create a Stakeholder Group To Identify the Needs of Long-term Care Family Caregivers (EMERGENCY) Committee on **HEALTH AND HUMAN SERVICES** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-250)**

Under suspension of the rules, Second Day Consent Calendar notification was given.

There being no objection, the Senate Papers were **PASSED TO BE ENGROSSED** or **PASSED TO BE ENGROSSED as Amended** in concurrence and the House Papers were **PASSED TO BE ENGROSSED** or **PASSED TO BE ENGROSSED as Amended** and sent for concurrence.

By unanimous consent, all matters having been acted upon were **ORDERED SENT FORTHWITH**.

ENACTORS

Emergency Measure

An Act To Modify the Qualifications for Resident Dentist Licensure

(S.P. 33) (L.D. 25)

Reported by the Committee on **Engrossed Bills** as truly and strictly engrossed. This being an emergency measure, a two-thirds vote of all the members elected to the House being necessary, a total was taken. 110 voted in favor of the same and 1 against, and accordingly the Bill was **PASSED TO BE ENACTED**, signed by the Speaker and sent to the Senate.

Emergency Measure

An Act To Make the Pilot Program Providing Mental Health Case Management Services to Veterans a Permanent Program

(H.P. 505) (L.D. 693)

(C. "A" H-154)

Reported by the Committee on **Engrossed Bills** as truly and strictly engrossed. This being an emergency measure, a two-thirds vote of all the members elected to the House being necessary, a total was taken. 105 voted in favor of the same and 0 against, and accordingly the Bill was **PASSED TO BE ENACTED**, signed by the Speaker and sent to the Senate.

Emergency Measure

An Act To Support the Recovery of Maine's Distilleries by Allowing the Sale of Cocktails for On-premises Consumption

(H.P. 524) (L.D. 714)

(C. "A" H-156)

Reported by the Committee on **Engrossed Bills** as truly and strictly engrossed. This being an emergency measure, a two-thirds vote of all the members elected to the House being necessary, a total was taken. 111 voted in favor of the same and 0 against, and accordingly the Bill was **PASSED TO BE ENACTED**, signed by the Speaker and sent to the Senate.

Emergency Measure

An Act Clarifying Patient Consent for Certain Medical Examinations

(H.P. 595) (L.D. 790)

(C. "A" H-112)

Reported by the Committee on **Engrossed Bills** as truly and strictly engrossed. This being an emergency measure, a two-thirds vote of all the members elected to the House being necessary, a total was taken. 116 voted in favor of the same and 0 against, and accordingly the Bill was **PASSED TO BE ENACTED**, signed by the Speaker and sent to the Senate.

Emergency Measure

An Act To Establish Municipal Cost Components for Unorganized Territory Services To Be Rendered in Fiscal Year 2021-22

(H.P. 884) (L.D. 1209)

(C. "A" H-168)

Reported by the Committee on **Engrossed Bills** as truly and strictly engrossed. This being an emergency measure, a two-thirds vote of all the members elected to the House being necessary, a total was taken. 111 voted in favor of the same and 1 against, and accordingly the Bill was **PASSED TO BE ENACTED**, signed by the Speaker and sent to the Senate.

Emergency Measure

An Act To Repeal and Replace the Kittery Water District Charter

(H.P. 1147) (L.D. 1542)
(C. "A" H-185)

Reported by the Committee on **Engrossed Bills** as truly and strictly engrossed. This being an emergency measure, a two-thirds vote of all the members elected to the House being necessary, a total was taken. 108 voted in favor of the same and 1 against, and accordingly the Bill was **PASSED TO BE ENACTED**, signed by the Speaker and sent to the Senate.

Emergency Measure

Resolve, To Establish a Pilot Program To Provide Grants for Professional Development in Computer Science Instruction

(S.P. 60) (L.D. 127)
(C. "A" S-64)

Reported by the Committee on **Engrossed Bills** as truly and strictly engrossed. This being an emergency measure, a two-thirds vote of all the members elected to the House being necessary, a total was taken. 108 voted in favor of the same and 3 against, and accordingly the Resolve was **FINALLY PASSED**, signed by the Speaker and sent to the Senate.

Emergency Measure

Resolve, To Create the Frequent Users System Engagement Collaborative

(H.P. 349) (L.D. 475)
(C. "A" H-167)

Reported by the Committee on **Engrossed Bills** as truly and strictly engrossed. This being an emergency measure, a two-thirds vote of all the members elected to the House being necessary, a total was taken. 102 voted in favor of the same and 9 against, and accordingly the Resolve was **FINALLY PASSED**, signed by the Speaker and sent to the Senate.

Emergency Measure

Resolve, Regarding Certification for Certain Mental Health Rehabilitation Technicians

(H.P. 367) (L.D. 504)
(C. "A" H-151)

Reported by the Committee on **Engrossed Bills** as truly and strictly engrossed. This being an emergency measure, a two-thirds vote of all the members elected to the House being necessary, a total was taken. 111 voted in favor of the same and 4 against, and accordingly the Resolve was **FINALLY PASSED**, signed by the Speaker and sent to the Senate.

Emergency Measure

Resolve, To Ensure That Access to Oral and Facial Ambulatory Surgical Centers in Maine Remains Viable

(S.P. 232) (L.D. 595)
(C. "A" S-91)

Reported by the Committee on **Engrossed Bills** as truly and strictly engrossed. This being an emergency measure, a two-thirds vote of all the members elected to the House being necessary, a total was taken. 106 voted in favor of the same and 4 against, and accordingly the Resolve was **FINALLY PASSED**, signed by the Speaker and sent to the Senate.

Acts

An Act To Support Collection and Proper Disposal of Unwanted Drugs

(S.P. 15) (L.D. 8)
(S. "A" S-63 to C. "A" S-59)

An Act Regarding Collective Bargaining Negotiations by Public Employers of Teachers

(H.P. 18) (L.D. 52)
(C. "A" H-103)

An Act To Protect Children from Extreme Poverty by Preserving Children's Access to Temporary Assistance for Needy Families Benefits

(H.P. 44) (L.D. 78)
(C. "A" H-166)

An Act To Ensure the Safety of Children Experiencing Homelessness by Extending Shelter Placement Periods and Amending Licensing Requirements for Emergency Shelters

(H.P. 47) (L.D. 81)
(C. "A" H-162)

An Act To Give the Commissioner of Inland Fisheries and Wildlife Rule-making Authority To Establish a Bear Season Framework and Bag Limits

(H.P. 98) (L.D. 142)
(C. "A" H-148)

An Act Regarding the Arrearage Management Program

(H.P. 99) (L.D. 143)
(C. "A" H-128)

An Act To Fund Capital Improvements to Career and Technical Education Centers and Regions To Bolster Maine's Future Workforce

(H.P. 100) (L.D. 144)
(C. "A" H-139)

An Act To Permit All Public Employers To Implement Payroll Deductions for Disability and Life Insurance Policies

(S.P. 77) (L.D. 189)

An Act Regarding the Board of Occupational Safety and Health

(S.P. 110) (L.D. 248)

An Act To Assist Nursing Homes in the Management of Facility Beds

(H.P. 171) (L.D. 250)
(C. "A" H-163)

An Act To Provide Women Access to Affordable Postpartum Care

(S.P. 114) (L.D. 265)
(C. "A" S-86)

An Act To Increase Funding for Snowmobile Trails and Capital Equipment Grants

(H.P. 196) (L.D. 280)
(C. "A" H-188)

An Act To Prohibit the Use of Chlorpyrifos

(H.P. 220) (L.D. 316)

An Act To Reevaluate the Frenchboro Area Dragging Exclusion Zone

(H.P. 236) (L.D. 332)
(C. "A" H-146)

An Act Updating Certain Probate Filing and Certification Fees To Reflect Current Costs

(H.P. 243) (L.D. 345)

An Act To Allow Veterans, Active Duty Service Members and Their Spouses To Apply for Temporary Occupational Licenses

(S.P. 160) (L.D. 374)
(C. "A" S-82)

An Act To Create a Regional Grant Program To Help Rural Businesses Find Qualified Staff	(S.P. 200) (L.D. 492) (C. "A" S-74)	An Act To Improve Turkey Tagging	(H.P. 699) (L.D. 943) (C. "A" H-147)
An Act To Improve Consumer Protections for Community Solar Projects	(H.P. 370) (L.D. 507) (C. "A" H-189)	An Act To Address the Long-term Impact of Economic Abuse by a Spouse	(H.P. 703) (L.D. 947)
An Act To Exempt MaineCare Appendix C Private Nonmedical Institutions from the Service Provider Tax	(S.P. 212) (L.D. 527) (C. "A" S-93)	An Act To Expand Maine's School-based Health Centers	(H.P. 725) (L.D. 979) (C. "A" H-130)
An Act To Improve Health Care Data Analysis	(H.P. 386) (L.D. 541) (C. "A" H-187)	An Act To Ease Business Expansion by Increasing the Number and Applicability of Permit Exemptions under the Site Location of Development Laws	(S.P. 323) (L.D. 1028) (C. "A" S-89)
An Act To Require MaineCare Coverage for Ostomy Equipment	(H.P. 433) (L.D. 590) (C. "A" H-110)	An Act To Create an Administrative Review Process for Hunting Violations	(H.P. 766) (L.D. 1031) (C. "A" H-129)
An Act Regarding the Child Protection System	(H.P. 442) (L.D. 606) (C. "A" H-164)	An Act To Provide Program Solvency, Clarity, Consistency and Flexibility in Routine Public Health Licensing Activities	(S.P. 337) (L.D. 1069) (C. "A" S-77)
An Act To Prohibit Shelf-stable Products from Being Sold as Cider	(S.P. 244) (L.D. 630) (C. "A" S-90)	An Act To Improve the Long-term Outcomes for Youth Transitioning from State Care by Raising the Upper Age Limit for Voluntary Support Eligibility	(S.P. 352) (L.D. 1091) (C. "A" S-78)
An Act Relating to Hunting with a Noise Suppression Device	(S.P. 249) (L.D. 635) (C. "A" S-83)	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. 362) (L.D. 1101) (C. "A" S-85)
An Act To Allow the Use of an Additional Light on the Roof of Vehicles of Active Members of a Municipal or Volunteer Fire Department	(H.P. 489) (L.D. 662) (C. "A" H-126)	An Act To Increase the Time for Which a Temporary Motor Vehicle Registration Plate Is Valid	(S.P. 365) (L.D. 1104)
An Act To Increase the Lobbyist Registration Fee	(H.P. 497) (L.D. 670) (C. "A" H-155)	An Act To Encourage the Renovation of Available Housing Stock	(H.P. 810) (L.D. 1132) (C. "A" H-152)
An Act To Establish the Maine Community College System Pell Grant Match Program	(H.P. 566) (L.D. 761) (C. "A" H-182)	An Act To Amend the Service Contracts Act To Include the Replacement of Motor Vehicle Keys and Key Fobs and Damage to a Motor Vehicle That Results in Lease-end or Other Charges for Excessive Wear and Use	(H.P. 819) (L.D. 1141) (C. "A" H-150)
An Act To Authorize the Maine Emergency Management Agency To Requisition Food Supplies for Emergency Use or Special Duty Assignments	(H.P. 569) (L.D. 764) (C. "A" H-109)	An Act To Allow Commercial Lobster License Holders To Possess a Marine Harvesting Demonstration License	(H.P. 860) (L.D. 1182) (C. "A" H-125)
An Act To Permit Naloxone Possession, Prescription, Administration and Distribution in Public and Private Schools	(H.P. 577) (L.D. 772) (C. "A" H-138)	An Act To Extend Electronic Proof of Registration to All-terrain Vehicles, Snowmobiles and Watercraft	(H.P. 910) (L.D. 1244)
An Act Regarding Uncontrolled Hazardous Substance Sites	(H.P. 585) (L.D. 780) (C. "A" H-153)	An Act To Eliminate Limits on the Number of Taste-testing Events for Beer, Wine and Spirits	(H.P. 932) (L.D. 1272)
An Act Concerning Motor Vehicle Emissions Control System Tampering	(H.P. 640) (L.D. 872) (C. "A" H-131)	An Act Regarding Campaign Finance Disclosure and the Filing of Statements of Sources of Income	(H.P. 1011) (L.D. 1377) (C. "A" H-157)
An Act To Allow Municipalities To Set Below-market Interest Rates for Senior Citizen Property Tax Deferral Programs	(H.P. 653) (L.D. 897) (C. "A" H-136)	An Act To Amend the Foreign Credentialing and Skills Recognition Revolving Loan Program	(H.P. 1137) (L.D. 1533)

Reported by the Committee on **Engrossed Bills** as truly and strictly engrossed, **PASSED TO BE ENACTED**, signed by the Speaker and sent to the Senate.

Resolves

Resolve, Directing the Board of Pesticides Control To Prohibit the Use of Certain Neonicotinoids for Outdoor Residential Use

(H.P. 111) (L.D. 155)
(C. "B" H-67)

Resolve, To Increase Certain Chiropractic Reimbursement Rates under the MaineCare Program

(S.P. 164) (L.D. 376)
(C. "A" S-76)

Resolve, To Direct the Department of Health and Human Services To Report on Child Abuse Prevention Efforts To Implement the Family First Prevention Services Act

(H.P. 360) (L.D. 497)
(C. "A" H-165)

Resolve, To Establish the Commission To Study the Reduction of Unfunded and Outdated Municipal Mandates

(H.P. 427) (L.D. 584)
(C. "A" H-99)

Resolve, To Convene a Working Group To Develop Plans To Protect Maine's Agricultural Lands When Siting Solar Arrays

(S.P. 206) (L.D. 820)

Resolve, Directing the Permanent Commission on the Status of Racial, Indigenous and Maine Tribal Populations To Study the Impact of Policies Regarding Agriculture, Access to Land, Access to Grants and Access to Financing on African American and Indigenous Farmers in the State

(H.P. 638) (L.D. 870)
(C. "A" H-141)

Resolve, To Direct the Department of Agriculture, Conservation and Forestry and the Department of Inland Fisheries and Wildlife To Jointly Develop Recommendations Regarding Carbon Storage Programs and Policies

(H.P. 693) (L.D. 937)
(C. "A" H-161)

Resolve, To Facilitate the Inclusion of Crisis Response Services in Emergency Services Offered through the E-9-1-1 System

(H.P. 962) (L.D. 1306)
(C. "A" H-186)

Resolve, Regarding Authority of Municipalities To Regulate Timber Harvesting

(S.P. 457) (L.D. 1407)
(C. "A" S-99)

Resolve, To Dedicate a Portion of Route 6 from Lee to Springfield in Honor of Sgt. Blair Emery

(H.P. 1041) (L.D. 1425)

Resolve, Authorizing the State To Convey to the Passamaquoddy Tribe the State's Interest in a Certain Parcel of Land in the Town of Meddybemps

(S.P. 502) (L.D. 1560)

Was reported by the Committee on **Engrossed Bills** as truly and strictly engrossed, **FINALLY PASSED**, signed by the Speaker and sent to the Senate.

Majority Report of the Committee on **LABOR AND HOUSING** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-233)** on Bill "An Act To Promote Socially Responsible Investing by the Maine Public Employees Retirement System by Prohibiting Investment in the Fossil Fuel Industry or For-profit Prisons"

(H.P. 223) (L.D. 319)

Signed:

Senators:

HICKMAN of Kennebec
MIRAMANT of Knox

Representatives:

SYLVESTER of Portland
GERE of Kennebunkport
PEBORTH of Blue Hill
ROEDER of Bangor
WARREN of Scarborough

Minority Report of the same Committee reporting **Ought Not to Pass** on same Bill.

Signed:

Senator:

GUERIN of Penobscot

Representatives:

BRADSTREET of Vassalboro
CUDDY of Winterport
DRINKWATER of Milford
MORRIS of Turner
PRESCOTT of Waterboro

READ.

On motion of Representative SYLVESTER of Portland, the Majority **Ought to Pass as Amended** Report was **ACCEPTED**.

The Bill was **READ ONCE**. **Committee Amendment "A" (H-233)** was **READ** by the Clerk and **ADOPTED**.

Under suspension of the rules the Bill was given its **SECOND READING WITHOUT REFERENCE** to the Committee on **Bills in the Second Reading**.

Under further suspension of the rules the Bill was **PASSED TO BE ENGROSSED as Amended by Committee Amendment "A" (H-233)** and sent for concurrence.

By unanimous consent, all matters having been acted upon were **ORDERED SENT FORTHWITH**.

Majority Report of the Committee on **LABOR AND HOUSING** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-202)** on Bill "An Act To Create a 24-hour Shelter Capital Project Funding Program" (H.P. 481) (L.D. 654)

Signed:
Senators:

HICKMAN of Kennebec
MIRAMANT of Knox

Representatives:

SYLVESTER of Portland
CUDDY of Winterport
GERE of Kennebunkport
PEBORTH of Blue Hill
ROEDER of Bangor
WARREN of Scarborough

Minority Report of the same Committee reporting **Ought Not to Pass** on same Bill.

Signed:
Senator:

GUERIN of Penobscot

Representatives:

BRADSTREET of Vassalboro
DRINKWATER of Milford
MORRIS of Turner
PRESCOTT of Waterboro

READ.

On motion of Representative SYLVESTER of Portland, the Majority **Ought to Pass as Amended** Report was **ACCEPTED**.

The Bill was **READ ONCE. Committee Amendment "A" (H-202)** was **READ** by the Clerk and **ADOPTED**.

Under suspension of the rules the Bill was given its **SECOND READING WITHOUT REFERENCE** to the Committee on **Bills in the Second Reading**.

Under further suspension of the rules the Bill was **PASSED TO BE ENGROSSED as Amended by Committee Amendment "A" (H-202)** and sent for concurrence.

Majority Report of the Committee on **LABOR AND HOUSING** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-200)** on Bill "An Act To Increase the Amount to Which a State Employee or Teacher Retiree's Cost-of-living Adjustment Is Applied from \$20,000 to the Retiree's Actual Retirement Benefit" (H.P. 515) (L.D. 703)

Signed:
Senator:

HICKMAN of Kennebec

Representatives:

SYLVESTER of Portland
CUDDY of Winterport
PEBORTH of Blue Hill
ROEDER of Bangor
WARREN of Scarborough

Minority Report of the same Committee reporting **Ought Not to Pass** on same Bill.

Signed:
Senators:

GUERIN of Penobscot
MIRAMANT of Knox

Representatives:

DRINKWATER of Milford
GERE of Kennebunkport
MORRIS of Turner

READ.

On motion of Representative SYLVESTER of Portland, the Majority **Ought to Pass as Amended** Report was **ACCEPTED**.

The Bill was **READ ONCE. Committee Amendment "A" (H-200)** was **READ** by the Clerk and **ADOPTED**.

Under suspension of the rules the Bill was given its **SECOND READING WITHOUT REFERENCE** to the Committee on **Bills in the Second Reading**.

Under further suspension of the rules the Bill was **PASSED TO BE ENGROSSED as Amended by Committee Amendment "A" (H-200)** and sent for concurrence.

Majority Report of the Committee on **LABOR AND HOUSING** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-191)** on Bill "An Act To Include within the Definitions of 'Public Employee' and 'Judicial Employee' Those Who Have Been Employed for Less Than 6 Months" (H.P. 580) (L.D. 775)

Signed:
Senators:

HICKMAN of Kennebec
MIRAMANT of Knox

Representatives:

SYLVESTER of Portland
CUDDY of Winterport
GERE of Kennebunkport
PEBORTH of Blue Hill
ROEDER of Bangor
WARREN of Scarborough

Minority Report of the same Committee reporting **Ought Not to Pass** on same Bill.

Signed:
Senator:

GUERIN of Penobscot

Representatives:

BRADSTREET of Vassalboro
DRINKWATER of Milford
MORRIS of Turner
PRESCOTT of Waterboro

READ.

Representative SYLVESTER of Portland moved that the House **ACCEPT** the Majority **Ought to Pass as Amended** Report.

Representative BRADSTREET of Vassalboro **REQUESTED** a roll call on the motion to **ACCEPT** the Majority **Ought to Pass as Amended** Report.

More than one-fifth of the members present expressed a desire for a roll call which was ordered.

The SPEAKER: The Chair recognizes the Representative from Vassalboro, Representative Bradstreet.

Representative **BRADSTREET**: Thank you, Mr. Speaker, Ladies and Gentlemen of the House. This bill would prevent or discourage a trying-out period to see if an employee is a good fit. This would make it much less likely that anyone would hire a marginal candidate in hopes that the fit might turn out to be okay. It will be detrimental in the long run and notwithstanding what it says that would hurt probationary status of employees. So, I urge you to vote against the bill. Thank you.

The SPEAKER: A roll call has been ordered. The pending question before the House is Acceptance of the Majority Ought to Pass as Amended Report. All those in favor will vote yes, those opposed will vote no.

ROLL CALL NO. 92

YEA - Arford, Babbidge, Bailey, Bell, Berry, Blume, Brennan, Brooks, Bryant, Caiazzo, Cardone, Cloutier, Collings, Copeland, Crafts, Craven, Crockett, Cuddy, Dodge, Doore, Doudera, Dunphy, Evans, Fay, Geiger, Gere, Gramlich, Grohoski, Harnett, Hasenfus, Hepler, Hymanson, Kessler, Landry, Lookner, Madigan, Martin J, Martin R, Mathieson, Matlack, McCreia, McCreight, McDonald, Melaragno, Meyer, Millett, Morales, Moriarty, Nadeau, O'Connell, O'Neil, Osher, Pebworth, Perry A, Perry J, Pierce, Pluecker, Reckitt, Rielly, Roberts, Roeder, Sachs, Salisbury, Sharpe, Sheehan, Stover, Supica, Sylvester, Talbot Ross, Tepler, Terry, Tucker, Tuttle, Warren C, Warren S, White, Williams, Wood, Zager, Zeigler, Mr. Speaker.

NAY - Arata, Austin, Bernard, Bickford, Blier, Bradstreet, Carlow, Carmichael, Collamore, Connor, Corey, Costain, Dillingham, Downes, Drinkwater, Ducharme, Faulkingham, Fecteau, Foster, Gifford, Greenwood, Griffin, Hall, Hanley, Harrington, Hutchins, Javner, Kinney, Kryzak, Lemelin, Libby, Lyman, Mason, Millett, Morris, Newman, O'Connor, Ordway, Parry, Perkins, Pickett, Poirier, Prescott, Quint, Rudnicki, Sampson, Skolfield, Stanley, Stearns, Stetkis, Thorne, Tuell, Underwood, Wadsworth, White.

ABSENT - Alley, Andrews, Cebra, Dolloff, Evangelos, Grignon, Haggan, Head, Johansen, Lyford, Martin, Paulhus, Riseman, Roche, Theriault.

Yes, 81; No, 55; Absent, 15; Excused, 0.

81 having voted in the affirmative and 55 voted in the negative, with 15 being absent, and accordingly the Majority **Ought to Pass as Amended Report was ACCEPTED.**

The Bill was **READ ONCE**. **Committee Amendment "A" (H-191)** was **READ** by the Clerk and **ADOPTED**.

Under suspension of the rules the Bill was given its **SECOND READING WITHOUT REFERENCE** to the Committee on **Bills in the Second Reading**.

Under further suspension of the rules the Bill was **PASSED TO BE ENGROSSED as Amended by Committee Amendment "A" (H-191)** and sent for concurrence.

Majority Report of the Committee on **LABOR AND HOUSING** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-279)** on Bill "An Act Regarding the University of Maine System Hiring Practices" (H.P. 633) (L.D. 865)

Signed:

Senators:

HICKMAN of Kennebec
MIRAMANT of Knox

Representatives:

SYLVESTER of Portland
CUDDY of Winterport
PEBworth of Blue Hill
ROEDER of Bangor
WARREN of Scarborough

Minority Report of the same Committee reporting **Ought Not to Pass** on same Bill.

Signed:

Representatives:

BRADSTREET of Vassalboro
DRINKWATER of Milford
GERE of Kennebunkport
MORRIS of Turner
PRESCOTT of Waterboro

READ.

Representative SYLVESTER of Portland moved that the House **ACCEPT** the Majority **Ought to Pass as Amended Report**.

Representative BRADSTREET of Vassalboro **REQUESTED** a roll call on the motion to **ACCEPT** the Majority **Ought to Pass as Amended Report**.

More than one-fifth of the members present expressed a desire for a roll call which was ordered.

The SPEAKER: The Chair recognizes the Representative from Vassalboro, Representative Bradstreet.

Representative **BRADSTREET**: Thank you, Mr. Speaker, Ladies and Gentlemen of the House. This bill would significantly change the way University of Maine conducts its hiring system. It also calls for a lack of confidentiality and sometimes that is just what a prospective employee wishes, his candidacy to remain confidential until such time as he/she is or is not hired.

We already have a robust system for including various constituencies in the hiring process. What this is doing is second-guessing University of Maine's Board of Trustees who are in charge of the hiring process. There's no problem with the current system except that some people are not happy with the results and this will not change that. I urge you to vote against the motion. Thank you.

The SPEAKER: A roll call has been ordered. The pending question before the House is Acceptance of the Majority Ought to Pass as Amended Report. All those in favor will vote yes, those opposed will vote no.

ROLL CALL NO. 93

YEA - Arford, Babbidge, Bailey, Bell, Berry, Blume, Brennan, Brooks, Bryant, Caiazzo, Cardone, Collings, Copeland, Crafts, Craven, Cuddy, Dodge, Doore, Dunphy, Gramlich, Grohoski, Harnett, Hasenfus, Hepler, Kessler, Lookner, Madigan, Martin J, Martin R, Mathieson, McCrea, McCreight, McDonald, Melaragno, Meyer, Millett, Morales, Moriarty, O'Connell, O'Neil, Osher, Peabworth, Perry, Pluecker, Rielly, Roberts, Roeder, Salisbury, Sharpe, Sheehan, Stover, Supica, Sylvester, Talbot Ross, Tepler, Terry, Tucker, Tuttle, Warren C, Warren S, White, Williams, Wood, Zager, Zeigler, Mr. Speaker.

NAY - Arata, Austin, Bernard, Bickford, Blier, Bradstreet, Carlow, Carmichael, Cloutier, Collamore, Connor, Corey, Costain, Crockett, Dillingham, Doudera, Downes, Drinkwater, Ducharme, Evans, Faulkingham, Fay, Fecteau, Foster, Geiger, Gere, Gifford, Greenwood, Griffin, Hall, Hanley, Harrington, Hutchins, Hymanson, Javner, Johansen, Kinney, Kryzak, Landry, Lemelin, Libby, Lyman, Mason, Matlack, Millett, Morris, Nadeau, Newman, O'Connor, Ordway, Parry, Perkins, Perry, Pickett, Pierce, Poirier, Prescott, Quint, Reckitt, Rudnicki, Sachs, Sampson, Skolfield, Stanley, Stearns, Stetkis, Thorne, Tuell, Underwood, Wadsworth, White.

ABSENT - Alley, Andrews, Cebra, Dolloff, Evangelos, Grignon, Haggan, Head, Lyford, Martin, Paulhus, Riseman, Roche, Theriault.

Yes, 66; No, 71; Absent, 14; Excused, 0.

66 having voted in the affirmative and 71 voted in the negative, with 14 being absent, and accordingly the Majority **Ought to Pass as Amended** Report was **NOT ACCEPTED**.

Subsequently, on motion of Representative SYLVESTER of Portland, the Minority **Ought Not to Pass** Report was **ACCEPTED** and sent for concurrence.

Majority Report of the Committee on **LABOR AND HOUSING** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-192)** on Bill "An Act Concerning Nondisclosure Agreements in Employment" (H.P. 711) (L.D. 965)

Signed:

Senators:

HICKMAN of Kennebec
MIRAMANT of Knox

Representatives:

SYLVESTER of Portland
CUDDY of Winterport
GERE of Kennebunkport
PEBworth of Blue Hill
ROEDER of Bangor
WARREN of Scarborough

Minority Report of the same Committee reporting **Ought Not to Pass** on same Bill.

Signed:

Senator:

GUERIN of Penobscot

Representatives:

BRADSTREET of Vassalboro
DRINKWATER of Milford
MORRIS of Turner
PRESCOTT of Waterboro

READ.

Representative SYLVESTER of Portland moved that the House **ACCEPT** the Majority **Ought to Pass as Amended** Report.

On further motion of the same Representative, **TABLED** pending his motion to **ACCEPT** the Majority **Ought to Pass as Amended** Report and later today assigned.

Majority Report of the Committee on **LABOR AND HOUSING** reporting **Ought Not to Pass** on Resolve, Directing the Workers' Compensation Board To Study the Impact of Workers' Compensation Laws on Certain Public Sector Employees

(H.P. 762) (L.D. 1024)

Signed:

Senators:

HICKMAN of Kennebec
MIRAMANT of Knox

Representatives:

SYLVESTER of Portland
CUDDY of Winterport
DRINKWATER of Milford
GERE of Kennebunkport
PEBworth of Blue Hill
ROEDER of Bangor
WARREN of Scarborough

Minority Report of the same Committee reporting **Ought to Pass as Amended by Committee Amendment "A" (H-280)** on same Resolve.

Signed:

Senator:

GUERIN of Penobscot

Representatives:

BRADSTREET of Vassalboro
MORRIS of Turner
PRESCOTT of Waterboro

READ.

Representative SYLVESTER of Portland moved that the House **ACCEPT** the Majority **Ought Not to Pass** Report.

On motion of Representative TUTTLE of Sanford **TABLED** pending the motion of Representative SYLVESTER of Portland to **ACCEPT** the Majority **Ought Not to Pass** Report and specially assigned for Thursday, June 3, 2021.

Majority Report of the Committee on **LABOR AND HOUSING** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-193)** on Bill "An Act To Protect Employees' Exercise of Workplace Rights" (H.P. 989) (L.D. 1338)

Signed:

Senators:

HICKMAN of Kennebec
MIRAMANT of Knox

Representatives:

SYLVESTER of Portland
CUDDY of Winterport
GERE of Kennebunkport
PEBORTH of Blue Hill
ROEDER of Bangor
WARREN of Scarborough

Minority Report of the same Committee reporting **Ought Not to Pass** on same Bill.

Signed:

Senator:

GUERIN of Penobscot

Representatives:

BRADSTREET of Vassalboro
DRINKWATER of Milford
MORRIS of Turner
PRESCOTT of Waterboro

READ.

Representative SYLVESTER of Portland moved that the House **ACCEPT** the Majority **Ought to Pass as Amended** Report.

Representative BRADSTREET of Vassalboro **REQUESTED** a roll call on the motion to **ACCEPT** the Majority **Ought to Pass as Amended** Report.

More than one-fifth of the members present expressed a desire for a roll call which was ordered.

The SPEAKER: The Chair recognizes the Representative from Vassalboro, Representative Bradstreet.

Representative **BRADSTREET**: Thank you, Mr. Speaker. This particular bill would allow for private rights of action on workplace violations. It will result in big attorneys' fees; it would be very costly.

The State of Maine already has 110 different labor laws that businesses have to comply with. I think we already have enough of them. The Maine Jobs Council and Manufacturers Association, the Chamber of Commerce, Professional Loggers, Maine Grocers, NFIB, all kinds of people testified against this bill because they realize how expensive it can be and we already have enough laws on the books. Thank you, Mr. Speaker.

The SPEAKER: The Chair recognizes the Representative from Cape Elizabeth, Representative Millett.

Representative **MILLETT**: Thank you, Mr. Speaker, Ladies and Gentlemen of the House. Working Mainers have come before us many times and have testified about the untenable choices they face between earning a paycheck or staying home to tend to a family member or themselves when ill. We have heard about their own experiences or the experiences of their coworkers of having hours cut after having taken an unpaid day due to illness, or worse, being fired. Quote; there is nothing more heartbreaking than staying home

from work at the doctor's orders, only to return to work to find that I didn't have a job anymore. Another quote; there's also a lot of fear around if I'm being taken seriously when I am sick or when my kids are sick. It definitely hurts when you have to take off two or more days in a row. You have that fear of great, am I even going to have a job. Or this quote; I once saw one of my coworkers throw up while working, wash their hands, and continue to work. He needed to stay at the job and couldn't afford to go home because the paycheck would be cut or they feared they'd lose hours on the schedule.

This bill as amended would make sure that an employer would be prohibited from any form of discrimination or retaliation against an employee who exercises their rights to earned paid time off. Currently, Maine Law protects an individual who reports his/her employer for refusing to provide such rights, but there is no protection if the employer provides the right and then reduces the employee's hours, or worse, fires the individual.

We hear a lot about how Maine has a workforce issue and one way to address this is by putting in place policies that safeguard workers financially and physically and create a greater sense of security. Our employees need to know that we value their hard work and stand by the rights we have created in law. Thank you, Mr. Speaker.

The SPEAKER: The Chair recognizes the Representative from Turner, Representative Morris.

Representative **MORRIS**: Thank you, Mr. Speaker. Mr. Speaker, I rise in opposition to the pending motion.

This law is just took effect this past January. I think it is too early to start adding new regulations into the law before we know exactly any consequences of the law. I think we need to give the law an opportunity to work before we pass new regulations or new restrictions on businesses. Thank you.

The SPEAKER: The Chair recognizes the Representative from Presque Isle, Representative Underwood.

Representative **UNDERWOOD**: I rise in opposition also to this motion that's on the floor. If you don't like the place where you're working, get out and go find something else. Leave everybody else alone and let them handle it. The employer is paying the bills, they should be able to dictate or have a great say in who's there, while you're there. So, if you don't like the place that you're working, leave. Thank you.

The SPEAKER: The Chair recognizes the Representative from Portland, Representative Sylvester.

Representative **SYLVESTER**: Thank you, Mr. Speaker. I would like to just point out a couple of pieces of this bill as it was amended that I think is very important.

One of the pieces of the bill is that it only affects the earned paid time law, which was supposed to have in rulemaking enforcement positions, which did not happen in rulemaking and so, this bill is a correction on the rulemaking as it was discussed in the 129th.

Secondly, the very important part of this bill is the examination of the enforcement of other labor laws and that will be returned to the committee with a full study, which hasn't been done in a very long time. And I think it's important for the Labor Committee to have that information, it's a very important part of this bill, and I would appreciate following the motion Ought to Pass. Thank you.

The SPEAKER: A roll call has been ordered. The pending question before the House is Acceptance of the Majority Ought to Pass as Amended Report. All those in favor will vote yes, those opposed will vote no.

ROLL CALL NO. 94

YEA - Arford, Babbidge, Bailey, Bell, Berry, Blume, Brennan, Brooks, Bryant, Caiazzo, Cardone, Cloutier, Collings, Copeland, Crafts, Craven, Crockett, Cuddy, Dodge, Doore, Doudera, Dunphy, Evans, Fay, Geiger, Gere, Gramlich, Grohoski, Harnett, Hasenfus, Hepler, Hymanson, Kessler, Landry, Lookner, Madigan, Martin J, Martin R, Mathieson, Matlack, McCrea, McCreight, McDonald, Melaragno, Meyer, Millett, Morales, Moriarty, O'Connell, O'Neil, Osher, Pebworth, Perry A, Perry J, Pierce, Pluecker, Reckitt, Rielly, Roberts, Roeder, Sachs, Salisbury, Sharpe, Sheehan, Stover, Supica, Sylvester, Talbot Ross, Tepler, Terry, Tucker, Tuttle, Warren C, Warren S, White, Williams, Wood, Zager, Zeigler, Mr. Speaker.

NAY - Arata, Austin, Bernard, Bickford, Blier, Bradstreet, Carlow, Carmichael, Collamore, Connor, Corey, Costain, Dillingham, Downes, Drinkwater, Ducharme, Faulkingham, Fecteau, Foster, Gifford, Greenwood, Griffin, Hall, Hanley, Harrington, Hutchins, Javner, Johansen, Kinney, Kryzak, Lemelin, Libby, Lyman, Mason, Millett, Morris, Nadeau, Newman, O'Connor, Ordway, Parry, Perkins, Pickett, Poirier, Prescott, Quint, Rudnicki, Sampson, Skolfield, Stanley, Stearns, Stetkis, Thorne, Tuell, Underwood, Wadsworth, White.

ABSENT - Alley, Andrews, Cebra, Dolloff, Evangelos, Grignon, Haggan, Head, Lyford, Martin, Paulhus, Riseman, Roche, Theriault.

Yes, 80; No, 57; Absent, 14; Excused, 0.

80 having voted in the affirmative and 57 voted in the negative, with 14 being absent, and accordingly the Majority **Ought to Pass as Amended** Report was **ACCEPTED**.

The Bill was **READ ONCE**. **Committee Amendment "A" (H-193)** was **READ** by the Clerk and **ADOPTED**.

Under suspension of the rules the Bill was given its **SECOND READING WITHOUT REFERENCE** to the Committee on **Bills in the Second Reading**.

Under further suspension of the rules the Bill was **PASSED TO BE ENGROSSED as Amended by Committee Amendment "A" (H-193)** and sent for concurrence.

Majority Report of the Committee on **LABOR AND HOUSING** reporting **Ought Not to Pass** on Bill "An Act To Remove a Requirement Regarding Payment of Union Fees" (H.P. 1036) (L.D. 1402)

Signed:

Senators:

HICKMAN of Kennebec
MIRAMANT of Knox

Representatives:

SYLVESTER of Portland
CUDDY of Winterport
GERE of Kennebunkport
PEBWORTH of Blue Hill
ROEDER of Bangor
WARREN of Scarborough

Minority Report of the same Committee reporting **Ought to Pass** on same Bill.

Signed:

Senator:

GUERIN of Penobscot

Representatives:

BRADSTREET of Vassalboro
DRINKWATER of Milford
MORRIS of Turner

READ.

Representative SYLVESTER of Portland moved that the House **ACCEPT** the Majority **Ought Not to Pass** Report.

Representative MORRIS of Turner **REQUESTED** a roll call on the motion to **ACCEPT** the Majority **Ought Not to Pass** Report.

More than one-fifth of the members present expressed a desire for a roll call which was ordered.

The SPEAKER: The Chair recognizes the Representative from Turner, Representative Morris.

Representative **MORRIS**: Thank you, Mr. Speaker. I rise in opposition to the pending motion.

This bill is really just about bringing the State of Maine into compliance with the Supreme Court decision of Janice v AFSCME. This bill is about ensuring that public employees do not have to pay union dues if they do not wish to join the union. This is in accordance with the Supreme Court decision and I think it's a very straightforward bill and I hope that you will follow my light and vote this motion down.

The SPEAKER: The Chair recognizes the Representative from Canaan, Representative Stetkis.

Representative **STETKIS**: Thank you, Mr. Speaker. As the previous speaker has said, it's a pretty straightforward bill. It simply brings Maine into constitutional compliance based on the U.S. Supreme Court's decision on Janice v the AFSCME in 2018. Their finding was requiring the payment of dues violates an individual's First Amendment rights by forcing a person to subsidize speech that was contrary to their personal beliefs. The Court determined that even the bargaining activities conducted by public sector unions constitutes political speech. As a result, the Court ruled that public sector workers could not be compelled to financially support a union.

In January, we all solemnly swore an oath to support the Constitution of the United States and the Constitution of the State of Maine. I believe it's incumbent upon us to pass this legislation and fulfill our oath by realigning Maine's labor laws to constitutionally supporting the First Amendment rights of Maine citizens when it comes to being forced to pay union dues in order to earn a living to provide for their families. Thank you.

The SPEAKER: The Chair recognizes the Representative from Portland, Representative Sylvester.

Representative **SYLVESTER**: Thank you, Mr. Speaker. There are different kinds of Supreme Court cases and some cases, like the ones which declared that marriage is the law of the land for all peoples, is sweeping and includes all 50 states. In some cases, rule on specific cases on the matter of those cases. The Janice decision is one of those cases. And so, if a public employer wished to re-bargain the positions in their contracts regarding fair share, they may do so, as the State of Maine did with the Maine State Employees Association. However, it is not something that the State needs to come in compliance with as it is not one of those kinds of Supreme Court cases. Thank you.

The SPEAKER: A roll call has been ordered. The pending question before the House is Acceptance of the Majority Ought Not to Pass Report. All those in favor will vote yes, those opposed will vote no.

ROLL CALL NO. 95

YEA - Arford, Babbidge, Bailey, Bell, Berry, Blume, Brennan, Brooks, Bryant, Caiazzo, Cardone, Cloutier, Collings, Copeland, Crafts, Craven, Crockett, Cuddy, Dodge, Doore, Doudera, Dunphy, Evans, Fay, Geiger, Gere, Gramlich, Grohoski, Harnett, Hasenfus, Hepler, Hymanson, Kessler, Landry, Lookner, Madigan, Martin J, Martin R, Mathieson, Matlack, McCreia, McCreight, McDonald, Melaragno, Meyer, Millett, Morales, Moriarty, O'Connell, O'Neil, Osher, Pebworth, Perry A, Perry J, Pierce, Pluecker, Reckitt, Rielly, Roberts, Roeder, Sachs, Salisbury, Sharpe, Sheehan, Stover, Supica, Sylvester, Talbot Ross, Tepler, Terry, Tucker, Tuttle, Warren C, Warren S, White, Williams, Wood, Zager, Zeigler, Mr. Speaker.

NAY - Arata, Austin, Bernard, Bickford, Blier, Bradstreet, Carlow, Carmichael, Collamore, Connor, Corey, Costain, Dillingham, Downes, Drinkwater, Ducharme, Faulkingham, Fecteau, Foster, Gifford, Greenwood, Griffin, Hall, Hanley, Harrington, Hutchins, Javner, Johansen, Kinney, Kryzak, Lemelin, Libby, Lyman, Mason, Millett, Morris, Nadeau, Newman, O'Connor, Ordway, Parry, Perkins, Pickett, Poirier, Prescott, Quint, Rudnicki, Sampson, Skolfield, Stanley, Stearns, Stetkis, Thorne, Tuell, Underwood, Wadsworth, White.

ABSENT - Alley, Andrews, Cebra, Dolloff, Evangelos, Grignon, Haggan, Head, Lyford, Martin, Paulhus, Riseman, Roche, Theriault.

Yes, 80; No, 57; Absent, 14; Excused, 0.

80 having voted in the affirmative and 57 voted in the negative, with 14 being absent, and accordingly the Majority **Ought Not to Pass** Report was **ACCEPTED** and sent for concurrence.

Majority Report of the Committee on **LABOR AND HOUSING** reporting **Ought Not to Pass** on Bill "An Act To Protect Small Employers by Prohibiting Municipalities from Adopting Ordinances Regarding Employee Work Benefits Other Than Ordinances Regarding Minimum Wage Rates" (H.P. 1069) (L.D. 1453)

Signed:

Senators:

HICKMAN of Kennebec
MIRAMANT of Knox

Representatives:

SYLVESTER of Portland
CUDDY of Winterport
GERE of Kennebunkport
PEBORTH of Blue Hill
ROEDER of Bangor
WARREN of Scarborough

Minority Report of the same Committee reporting **Ought to Pass** on same Bill.

Signed:

Senator:

GUERIN of Penobscot

Representatives:

BRADSTREET of Vassalboro
DRINKWATER of Milford
MORRIS of Turner
PRESCOTT of Waterboro

READ.

On motion of Representative SYLVESTER of Portland, the Majority **Ought Not to Pass** Report was **ACCEPTED** and sent for concurrence.

Majority Report of the Committee on **LABOR AND HOUSING** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-194)** on Bill "An Act To Update the Classification of Service Employees" (H.P. 1103) (L.D. 1489)

Signed:

Senators:

HICKMAN of Kennebec
MIRAMANT of Knox

Representatives:

SYLVESTER of Portland
CUDDY of Winterport
GERE of Kennebunkport
PEBORTH of Blue Hill
ROEDER of Bangor
WARREN of Scarborough

Minority Report of the same Committee reporting **Ought Not to Pass** on same Bill.

Signed:

Senator:

GUERIN of Penobscot

Representatives:

BRADSTREET of Vassalboro
DRINKWATER of Milford
MORRIS of Turner
PRESCOTT of Waterboro

READ.

On motion of Representative SYLVESTER of Portland, the Majority **Ought to Pass as Amended** Report was **ACCEPTED**.

The Bill was **READ ONCE**. **Committee Amendment "A" (H-194)** was **READ** by the Clerk and **ADOPTED**.

Under suspension of the rules the Bill was given its **SECOND READING WITHOUT REFERENCE** to the Committee on **Bills in the Second Reading**.

Under further suspension of the rules the Bill was **PASSED TO BE ENGROSSED as Amended by Committee Amendment "A" (H-194)** and sent for concurrence.

Majority Report of the Committee on **LABOR AND HOUSING** reporting **Ought to Pass** on Bill "An Act To Define Commercial and Noncommercial Purveyors of Accommodations for Short-term Rental"

(H.P. 1179) (L.D. 1590)

Signed:
Senator:

MIRAMANT of Knox

Representatives:

SYLVESTER of Portland
CUDDY of Winterport
GERE of Kennebunkport
PEBWORTH of Blue Hill
ROEDER of Bangor
WARREN of Scarborough

Minority Report of the same Committee reporting **Ought Not to Pass** on same Bill.

Signed:
Senators:

HICKMAN of Kennebec
GUERIN of Penobscot

Representatives:

BRADSTREET of Vassalboro
DRINKWATER of Milford
MORRIS of Turner
PRESCOTT of Waterboro

READ.

Representative SYLVESTER of Portland moved that the House **ACCEPT** the Majority **Ought to Pass** Report.

Representative BRADSTREET of Vassalboro **REQUESTED** a roll call on the motion to **ACCEPT** the Majority **Ought to Pass** Report.

More than one-fifth of the members present expressed a desire for a roll call which was ordered.

The **SPEAKER**: The Chair recognizes the Representative from Vassalboro, Representative Bradstreet.

Representative **BRADSTREET**: Thank you, Mr. Speaker, Ladies and Gentlemen of the House. We received an awful lot of opposition to this bill in committee. The short-term rental owners are very concerned this would raise their taxes. They already pay 9% lodging tax to the State and Maine already defines commercial rental buildings as those with five or more units. This would be very confusing. Maine Municipal is opposed to it and I hope that you will join me in voting against the motion. Thank you, Mr. Speaker.

The **SPEAKER**: A roll call has been ordered. The pending question before the House is Acceptance of the Majority Ought to Pass Report. All those in favor will vote yes, those opposed will vote no.

ROLL CALL NO. 96

YEA - Arford, Babbidge, Bell, Berry, Brennan, Brooks, Bryant, Caiazzo, Cardone, Collings, Copeland, Crafts, Craven, Crockett, Cuddy, Dodge, Doore, Doudera, Dunphy, Geiger, Gere, Gramlich, Harnett, Kessler, Lookner, Madigan, Martin, Mathieson, Matlack, McCrea, McCreight, McDonald, Melaragno, Meyer, Morales, O'Connell, O'Neil, Osher, Pebworth, Perry A, Perry J, Pluecker, Reckitt, Rielly, Roberts, Roeder, Salisbury, Sharpe, Sheehan, Supica, Sylvester, Talbot Ross, Tepler, Tucker, Tuttle, Warren C, Warren S, Williams, Wood, Zager, Zeigler, Mr. Speaker.

NAY - Arata, Austin, Bailey, Bernard, Blier, Blume, Bradstreet, Carlow, Carmichael, Cloutier, Collamore, Connor, Corey, Costain, Dillingham, Downes, Drinkwater, Ducharme, Evans, Faulkingham, Fay, Fecteau, Foster, Gifford, Greenwood, Griffin, Grohoski, Hall, Hanley, Harrington, Hasenfus, Hepler, Hutchins, Hymanson, Javner, Johansen, Kinney, Kryzak, Landry, Lemelin, Libby, Lyman, Martin, Mason, Millett H, Millett R, Moriarty, Morris, Nadeau, Newman, O'Connor, Ordway, Parry, Perkins, Pickett, Pierce, Poirier, Prescott, Quint, Rudnicki, Sachs, Sampson, Skolfield, Stanley, Stearns, Stetkis, Stover, Terry, Thorne, Tuell, Underwood, Wadsworth, White B, White D.

ABSENT - Alley, Andrews, Bickford, Cebra, Dolloff, Evangelos, Grignon, Haggan, Head, Lyford, Martin, Paulhus, Riseman, Roche, Theriault.

Yes, 62; No, 74; Absent, 15; Excused, 0.

62 having voted in the affirmative and 74 voted in the negative, with 15 being absent, and accordingly the Majority **Ought to Pass** Report was **NOT ACCEPTED**.

Subsequently, on motion of Representative SYLVESTER of Portland, the Minority **Ought Not to Pass** Report was **ACCEPTED** and sent for concurrence.

Majority Report of the Committee on **STATE AND LOCAL GOVERNMENT** reporting **Ought Not to Pass** on Bill "An Act To Clarify the Bonding Authority of Counties for Capital Maintenance Projects"

(H.P. 314) (L.D. 434)

Signed:

Representatives:

MATLACK of St. George
BRYANT of Windham
COPELAND of Saco
DOORE of Augusta
DOWNES of Bucksport
PAULHUS of Bath
RISEMAN of Harrison
TUELL of East Machias

Minority Report of the same Committee reporting **Ought to Pass as Amended by Committee Amendment "A" (H-190)** on same Bill.

Signed:

Senator:

BALDACCI of Penobscot

Representatives:

GREENWOOD of Wales
HEAD of Bethel

READ.

On motion of Representative MATLACK of St. George, the Majority **Ought Not to Pass** Report was **ACCEPTED** and sent for concurrence.

Majority Report of the Committee on **STATE AND LOCAL GOVERNMENT** reporting **Ought Not to Pass** on Bill "An Act To Allow Citizens To Petition Government Agencies To Repeal or Modify Occupational Regulations" (H.P. 603) (L.D. 835)

Signed:
Senators:

BALDACCI of Penobscot
CLAXTON of Androscoggin
ROSEN of Hancock

Representatives:

MATLACK of St. George
BRYANT of Windham
COPELAND of Saco
DOORE of Augusta
DOWNES of Bucksport
PAULHUS of Bath
RISEMAN of Harrison

Minority Report of the same Committee reporting **Ought to Pass as Amended by Committee Amendment "A" (H-275)** on same Bill.

Signed:
Representatives:

GREENWOOD of Wales
HEAD of Bethel
TUELL of East Machias

READ.

Representative MATLACK of St. George moved that the House **ACCEPT** the Majority **Ought Not to Pass** Report.

The same Representative moved to **TABLE** the Bill until later in today's session pending her motion to **ACCEPT** the Majority **Ought Not to Pass** Report.

Subsequently, Representative MATLACK of St. George **WITHDREW** her motion to **TABLE** the Bill until later in today's session.

Subsequently, the Majority **Ought Not to Pass** Report was **ACCEPTED** and sent for concurrence.

Majority Report of the Committee on **STATE AND LOCAL GOVERNMENT** reporting **Ought Not to Pass** on RESOLUTION, Proposing an Amendment to the Constitution of Maine To Allow the Citizens of the State To Elect the Secretary of State, Treasurer of State and Attorney General (H.P. 756) (L.D. 1018)

Signed:
Senators:

BALDACCI of Penobscot
CLAXTON of Androscoggin
ROSEN of Hancock

Representatives:

MATLACK of St. George
BRYANT of Windham
COPELAND of Saco
DOORE of Augusta
DOWNES of Bucksport
HEAD of Bethel
PAULHUS of Bath
RISEMAN of Harrison
TUELL of East Machias

Minority Report of the same Committee reporting **Ought to Pass as Amended by Committee Amendment "A" (H-255)** on same RESOLUTION.

Signed:
Representative:
GREENWOOD of Wales

READ.

Representative MATLACK of St. George moved that the House **ACCEPT** the Majority **Ought Not to Pass** Report.

On further motion of the same Representative, **TABLED** pending her motion to **ACCEPT** the Majority **Ought Not to Pass** Report and later today assigned.

Majority Report of the Committee on **STATE AND LOCAL GOVERNMENT** reporting **Ought Not to Pass** on RESOLUTION, Proposing an Amendment to the Constitution of Maine To Provide for the Popular Election of the Attorney General (H.P. 785) (L.D. 1056)

Signed:
Senators:

BALDACCI of Penobscot
CLAXTON of Androscoggin
ROSEN of Hancock

Representatives:

MATLACK of St. George
BRYANT of Windham
COPELAND of Saco
DOORE of Augusta
DOWNES of Bucksport
PAULHUS of Bath
RISEMAN of Harrison
TUELL of East Machias

Minority Report of the same Committee reporting **Ought to Pass as Amended by Committee Amendment "A" (H-204)** on same RESOLUTION.

Signed:
Representatives:
GREENWOOD of Wales
HEAD of Bethel

READ.

Representative MATLACK of St. George moved that the House **ACCEPT** the Majority **Ought Not to Pass** Report.

On further motion of the same Representative, **TABLED** pending her motion to **ACCEPT** the Majority **Ought Not to Pass** Report and later today assigned.

Majority Report of the Committee on **STATE AND LOCAL GOVERNMENT** reporting **Ought Not to Pass** on RESOLUTION, Proposing an Amendment to the Constitution of Maine To Provide for the Popular Election of the Treasurer of State

(H.P. 787) (L.D. 1058)

Signed:

Senators:

BALDACCI of Penobscot
CLAXTON of Androscoggin
ROSEN of Hancock

Representatives:

MATLACK of St. George
BRYANT of Windham
COPELAND of Saco
DOORE of Augusta
DOWNES of Bucksport
PAULHUS of Bath
RISEMAN of Harrison
TUELL of East Machias

Minority Report of the same Committee reporting **Ought to Pass as Amended by Committee Amendment "A" (H-212)** on same RESOLUTION.

Signed:

Representatives:

GREENWOOD of Wales
HEAD of Bethel

READ.

Representative MATLACK of St. George moved that the House **ACCEPT** the Majority **Ought Not to Pass** Report.

On further motion of the same Representative, **TABLED** pending her motion to **ACCEPT** the Majority **Ought Not to Pass** Report and later today assigned.

Majority Report of the Committee on **STATE AND LOCAL GOVERNMENT** reporting **Ought Not to Pass** on Bill "An Act To Ensure Municipal Compliance with Federal Immigration Laws"

(H.P. 991) (L.D. 1340)

Signed:

Senators:

BALDACCI of Penobscot
CLAXTON of Androscoggin

Representatives:

MATLACK of St. George
BRYANT of Windham
COPELAND of Saco
DOORE of Augusta
PAULHUS of Bath
RISEMAN of Harrison

Minority Report of the same Committee reporting **Ought to Pass as Amended by Committee Amendment "A" (H-273)** on same Bill.

Signed:

Representatives:

DOWNES of Bucksport
GREENWOOD of Wales
HEAD of Bethel
TUELL of East Machias

READ.

Representative MATLACK of St. George moved that the House **ACCEPT** the Majority **Ought Not to Pass** Report.

Representative TUELL of East Machias **REQUESTED** a roll call on the motion to **ACCEPT** the Majority **Ought Not to Pass** Report.

More than one-fifth of the members present expressed a desire for a roll call which was ordered.

The SPEAKER: The Chair recognizes the Representative from Wales, Representative Greenwood.

Representative **GREENWOOD**: Thank you, Mr. Speaker. Mr. Speaker, Ladies and Gentlemen of the House, I rise in opposition to the pending motion.

To me, this bill is a simple bill. No one person, no one entity, should be able to pick and choose which laws they obey. We are a nation of laws, we are a nation of law and order. Whether it a political belief or even a political pressure, a municipality that knowingly and willingly breaks a federal law must be held accountable, just as any one of us in this chamber would be.

At what point did it become acceptable to not cooperate with our federal agencies, who are tasked with, most of all, public safety? We can all agree or disagree with our immigration laws as it is our right as a citizen. However, to disregard those laws purposefully to circumvent a lawful action of immigration authority or any other federal, state or local entity, is simply a crime by definition. Those municipalities who choose this path have to, again, like the rest of us, face the consequences for not abiding the law.

This bill would deem any local government ineligible to receive general purpose aid for local schools, municipal general assistance, and state municipal revenue sharing if that local government prohibits or restricts the exchange of information with federal immigration authorities or any other federal, state, or local entity regarding the immigration status, lawful or unlawful, of any individual or the maintenance of such information.

Our country has determined that knowing the legal status of an individual is the law. It need not be more complicated than this. This is not an anti-immigration bill. I hope you've all noticed that I'm speaking on a bill on its lawful merits about the rule of law and those who choose to ignore it. Let there not be two standards of what is legal and what is not. No one is above the law. I ask you to vote against the pending motion so, we can hear the bill on its merits. Thank you, Mr. Speaker.

The SPEAKER: A roll call has been ordered. The pending question before the House is Acceptance of the Majority Ought Not to Pass Report. All those in favor will vote yes, those opposed will vote no.

ROLL CALL NO. 97

YEA - Arford, Babbidge, Bailey, Bell, Berry, Blume, Brennan, Brooks, Bryant, Caiazza, Cardone, Cloutier, Collings, Copeland, Crafts, Craven, Crockett, Cuddy, Dodge, Doore, Doudera, Dunphy, Evans, Fay, Geiger, Gere, Gramlich, Grohoski, Harnett, Hasenfus, Hepler, Hymanson, Kessler, Lookner, Madigan, Martin J, Martin R, Mathieson, Matlack, McCrea, McCreight, McDonald, Melaragno, Meyer, Millett, Morales, O'Connell, O'Neil, Osher, Pebworth, Perry A, Perry J, Pierce, Pluecker, Reckitt, Rielly, Roberts, Roeder, Sachs, Salisbury, Sharpe, Sheehan, Stover, Supica, Sylvester, Talbot Ross, Tepler, Terry, Tucker, Tuttle, Warren C, Warren S, White, Williams, Wood, Zager, Zeigler, Mr. Speaker.

NAY - Arata, Austin, Bernard, Blier, Bradstreet, Carlow, Carmichael, Collamore, Connor, Corey, Costain, Dillingham, Downes, Drinkwater, Ducharme, Faulkingham, Fecteau, Foster, Gifford, Greenwood, Griffin, Hall, Hanley, Harrington, Hutchins, Javner, Johansen, Kinney, Kryzak, Landry, Lemelin, Libby, Lyman, Mason, Millett, Moriarty, Morris, Nadeau, Newman, O'Connor, Ordway, Parry, Perkins, Pickett, Poirier, Prescott, Quint, Rudnicki, Sampson, Skolfield, Stanley, Stearns, Stetkis, Thorne, Tuell, Underwood, Wadsworth, White.

ABSENT - Alley, Andrews, Bickford, Cebra, Dolloff, Evangelos, Grignon, Haggan, Head, Lyford, Martin, Paulhus, Riseman, Roche, Theriault.

Yes, 78; No, 58; Absent, 15; Excused, 0.

78 having voted in the affirmative and 58 voted in the negative, with 15 being absent, and accordingly the Majority **Ought Not to Pass** Report was **ACCEPTED** and sent for concurrence.

Majority Report of the Committee on **STATE AND LOCAL GOVERNMENT** reporting **Ought Not to Pass** on Bill "An Act To Prohibit Municipalities from Prohibiting Short-term Rentals"

(H.P. 999) (L.D. 1365)

Signed:
Senators:

BALDACCI of Penobscot
CLAXTON of Androscoggin
ROSEN of Hancock

Representatives:

MATLACK of St. George
BRYANT of Windham
COPELAND of Saco
DOORE of Augusta
DOWNES of Bucksport
PAULHUS of Bath
RISEMAN of Harrison
TUELL of East Machias

Minority Report of the same Committee reporting **Ought to Pass** on same Bill.

Signed:

Representatives:

GREENWOOD of Wales
HEAD of Bethel

READ.

Representative MATLACK of St. George moved that the House **ACCEPT** the Majority **Ought Not to Pass** Report.

Representative FAULKINGHAM of Winter Harbor **REQUESTED** a roll call on the motion to **ACCEPT** the Majority **Ought Not to Pass** Report.

More than one-fifth of the members present expressed a desire for a roll call which was ordered.

The SPEAKER: The Chair recognizes the Representative from Winter Harbor, Representative Faulkingham.

Representative **FAULKINGHAM**: Thank you, Mr. Speaker. Mr. Speaker, Ladies and Gentlemen of the House, I rise in opposition to the pending motion. I wholeheartedly believe in local control. However, sometimes it is the duty of the State to protect individuals from having their personal property rights violated by municipal governments. This is one of those situations.

Maine has seen a growing industry in short-term rentals. The individuals who provide this service are creating a necessary and valuable form of lodging that is supporting the tourism industry that buoys our state economy. The visitors who venture to Maine to stay at our state's weekly rental properties are welcomed guests of the owners. The only difference is that the owner doesn't stay with them for their visit. In fact, many of the proposed restrictions allow this type of rental if the owner does stay with them. Therein lies the ridiculous nature of the proposal to prohibit short-term rentals.

We must protect property rights and an individual's right to house the guests of their choosing. Support private property rights, support our tourism industry, support our struggling Maine economy. Please vote no on the pending motion. Thank you.

The SPEAKER: A roll call has been ordered. The pending question before the House is Acceptance of the Majority Ought Not to Pass Report. All those in favor will vote yes, those opposed will vote no.

ROLL CALL NO. 98

YEA - Arford, Babbidge, Bell, Berry, Blier, Blume, Brennan, Brooks, Bryant, Caiazza, Cardone, Carlow, Cloutier, Collings, Copeland, Corey, Crafts, Craven, Crockett, Cuddy, Dillingham, Dodge, Doore, Doudera, Dunphy, Evans, Fay, Geiger, Gere, Gramlich, Grohoski, Harnett, Hasenfus, Hepler, Hymanson, Kessler, Kinney, Landry, Lookner, Madigan, Martin J, Martin R, Mathieson, Matlack, McCrea, McCreight, McDonald, Melaragno, Meyer, Millett, Morales, Moriarty, O'Connell, O'Neil, Osher, Pebworth, Perry A, Perry J, Pierce, Pluecker, Reckitt, Rielly, Roberts, Roeder, Sachs, Salisbury, Sharpe, Sheehan, Stover, Supica, Sylvester, Talbot Ross, Tepler, Terry, Tucker, Tuell, Tuttle, Warren C, Warren S, White, Williams, Wood, Zager, Zeigler, Mr. Speaker.

NAY - Arata, Austin, Bailey, Bernard, Bradstreet, Carmichael, Collamore, Connor, Costain, Downes, Drinkwater, Ducharme, Faulkingham, Fecteau, Foster, Gifford, Greenwood, Griffin, Hall, Hanley, Harrington, Hutchins, Javner, Johansen, Kryzak, Lemelin, Libby, Lyman, Mason, Millett, Morris, Nadeau, Newman, O'Connor, Ordway, Parry, Perkins, Pickett, Poirier, Prescott, Quint, Rudnicki, Sampson, Skolfield, Stanley, Stearns, Stetkis, Thorne, Underwood, Wadsworth, White.

ABSENT - Alley, Andrews, Bickford, Cebra, Dolloff, Evangelos, Grignon, Haggan, Head, Lyford, Martin, Paulhus, Riseman, Roche, Theriault.

Yes, 85; No, 51; Absent, 15; Excused, 0.

85 having voted in the affirmative and 51 voted in the negative, with 15 being absent, and accordingly the Majority **Ought Not to Pass** Report was **ACCEPTED** and sent for concurrence.

Majority Report of the Committee on **STATE AND LOCAL GOVERNMENT** reporting **Ought Not to Pass** on Bill "An Act To Require a Majority Vote of the Legislature for Maine To Join Any Multistate Compact"

(H.P. 1000) (L.D. 1366)

Signed:

Senators:

BALDACCI of Penobscot
CLAXTON of Androscoggin

Representatives:

MATLACK of St. George
BRYANT of Windham
COPELAND of Saco
DOORE of Augusta
PAULHUS of Bath
RISEMAN of Harrison

Minority Report of the same Committee reporting **Ought to Pass as Amended by Committee Amendment "A" (H-274)** on same Bill.

Signed:

Senator:

ROSEN of Hancock

Representatives:

DOWNES of Bucksport
GREENWOOD of Wales
HEAD of Bethel
TUELL of East Machias

READ.

On motion of Representative MATLACK of St. George, the Majority **Ought Not to Pass** Report was **ACCEPTED**.

On motion of Representative DILLINGHAM of Oxford, the House **RECONSIDERED** its action whereby the Majority **Ought Not to Pass** Report was **ACCEPTED**.

Representative LIBBY of Auburn **REQUESTED** a roll call on the motion to **ACCEPT** the Majority **Ought Not to Pass** Report.

More than one-fifth of the members present expressed a desire for a roll call which was ordered.

The SPEAKER: The Chair recognizes the Representative from Auburn, Representative Libby.

Representative **LIBBY**: Thank you, Mr. Speaker. Mr. Speaker and my distinguished colleagues, this bill is very straightforward. The State of Maine or state agency may not join, adopt, or implement a multi-state compact unless that compact is approved by a majority vote of the Legislature.

I ask for your support of LD 1366 because we are a government of the people, by the people, and for the people. We are not a monarchy or a dictatorship where power lies with one individual. One person or one agency should not have the authority to join a compact without the consideration of the people. In our form of government, we do this through the Legislature.

We should adhere to Lincoln's wise words and not allow our form of government to perish by surrendering our responsibility of representing the people within our districts to the Chief Executive Branch or an unelected government bureaucracy. This is not a partisan issue. If a compact is good for the people of Maine, then it should easily be able to receive a majority vote of the Legislature. I ask you to follow my light and vote against the pending motion.

The SPEAKER: The Chair recognizes the Representative from East Machias, Representative Tuell.

Representative **TUELL**: Thank you, Mr. Speaker. I would concur with the Representative from Auburn on this. This is a very basic bill. We talk often about the coequal branches of government. Well, this is a perfect example of why we have a legislature to provide those checks and balances because, as has been mentioned earlier in the day, and probably throughout the rest of session, we're not always going to have the same Chief Executive. And there may come a day when the Legislature and Chief Executive may be at odds. So, I think it's important that we preserve the rights of this Body, the rights of the other Body, and inscribe in Statute legislation like this. So, I will be opposing the pending motion and would encourage you to follow my light. Thank you.

The SPEAKER: A roll call has been ordered. The pending question before the House is Acceptance of the Majority Ought Not to Pass Report. All those in favor will vote yes, those opposed will vote no.

ROLL CALL NO. 99

YEA - Arford, Babbidge, Bailey, Bell, Berry, Blume, Brennan, Brooks, Bryant, Caiazzo, Cardone, Cloutier, Collings, Copeland, Crafts, Craven, Crockett, Cuddy, Dodge, Doore, Doudera, Dunphy, Evans, Fay, Geiger, Gere, Gramlich, Grohoski, Harnett, Hasenfus, Hepler, Hymanson, Kessler, Landry, Lookner, Madigan, Martin J, Martin R, Mathieson, Matlack, McCreia, McCreight, McDonald, Melaragno, Meyer, Millett, Morales, Moriarty, O'Connell, O'Neil, Osher, Pebworth, Perry A, Perry J, Pierce, Pluecker, Reckitt, Rielly, Roberts, Roeder, Sachs, Salisbury, Sharpe, Sheehan, Stover, Supica, Sylvester, Talbot Ross, Tepler, Terry, Tucker, Tuttle, Warren, White, Williams, Wood, Zager, Zeigler, Mr. Speaker.

NAY - Arata, Austin, Bernard, Bickford, Blier, Bradstreet, Carlow, Carmichael, Collamore, Connor, Corey, Costain, Dillingham, Downes, Drinkwater, Ducharme, Faulkingham, Fecteau, Foster, Gifford, Greenwood, Griffin, Hall, Hanley, Harrington, Hutchins, Javner, Johansen, Kinney, Kryzak, Lemelin, Libby, Lyman, Mason, Millett, Morris, Nadeau, Newman, O'Connor, Ordway, Parry, Perkins, Pickett, Poirier, Prescott, Quint, Rudnicki, Sampson, Skolfield, Stanley, Stearns, Stetkis, Thorne, Tuell, Underwood, Wadsworth, Warren, White.

ABSENT - Alley, Andrews, Cebra, Dolloff, Evangelos, Grignon, Haggan, Head, Lyford, Martin, Paulhus, Riseman, Roche, Theriault.

Yes, 79; No, 58; Absent, 14; Excused, 0.

79 having voted in the affirmative and 58 voted in the negative, with 14 being absent, and accordingly the Majority **Ought Not to Pass** Report was **ACCEPTED** and sent for concurrence.

Majority Report of the Committee on **STATE AND LOCAL GOVERNMENT** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-199)** on Bill "An Act To Create a James Weldon Johnson Annual Observance Day and an Observance Task Force"

(H.P. 1057) (L.D. 1441)

Signed:

Senators:

BALDACCI of Penobscot
ROSEN of Hancock

Representatives:

MATLACK of St. George
BRYANT of Windham
COPELAND of Saco
DOORE of Augusta
DOWNES of Bucksport
HEAD of Bethel
PAULHUS of Bath
RISEMAN of Harrison
TUELL of East Machias

Minority Report of the same Committee reporting **Ought Not to Pass** on same Bill.

Signed:

Representative:

GREENWOOD of Wales

READ.

On motion of Representative MATLACK of St. George, the Majority **Ought to Pass as Amended** Report was **ACCEPTED**.

The Bill was **READ ONCE**. **Committee Amendment "A" (H-199)** was **READ** by the Clerk and **ADOPTED**.

Under suspension of the rules the Bill was given its **SECOND READING WITHOUT REFERENCE** to the Committee on **Bills in the Second Reading**.

Under further suspension of the rules the Bill was **PASSED TO BE ENGROSSED as Amended by Committee Amendment "A" (H-199)** and sent for concurrence.

Majority Report of the Committee on **TAXATION** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-267)** on Bill "An Act To Restructure the Taxation of Adult Use Marijuana"

(H.P. 598) (L.D. 830)

Signed:

Senators:

CHIPMAN of Cumberland
LIBBY of Androscoggin

Representatives:

TERRY of Gorham
CARMICHAEL of Greenbush
COLLINGS of Portland
GRAMLICH of Old Orchard Beach
KRYZAK of Acton
MATLACK of St. George
PERRY of Bangor
SACHS of Freeport

Minority Report of the same Committee reporting **Ought Not to Pass** on same Bill.

Signed:

Senator:

POULIOT of Kennebec

Representatives:

BICKFORD of Auburn
HANLEY of Pittston

READ.

Representative TERRY of Gorham moved that the House **ACCEPT** the Majority **Ought to Pass as Amended** Report.

Representative DILLINGHAM of Oxford **REQUESTED** a roll call on the motion to **ACCEPT** the Majority **Ought to Pass as Amended** Report.

More than one-fifth of the members present expressed a desire for a roll call which was ordered.

The **SPEAKER**: The Chair recognizes the Representative from Bangor, Representative Parry.

Representative **PARRY**: Thank you, Mr. Speaker. Mr. Speaker, Ladies and Gentlemen of the House, this is my bill. The title doesn't tell you a whole lot about what it does so, I want to give you a brief explanation to help you make your judgement if you want to support it or not.

Growers of marijuana here in the State of Maine; and this has nothing to do with your feelings on marijuana, it has to do with what your feelings are on businesses. Back about, I don't know, whenever the recreational marijuana stores were allowed to open, I started getting calls from stores that could not get product because the growers have to collect the excise tax on their product before it can be shipped to the retailers. And there was a backlog getting these licenses processed through Maine Revenue. So, stores didn't have product to sell, customers didn't have product to buy, and the State wasn't collecting any tax on it. And that's largely cleared up, but the issue is half or so of the State's revenue that comes from marijuana is collected in an excise tax, the other half is collected in a sales tax.

This bill simply seeks to eliminate that excise tax. Take it out of the grower's hands, they can grow the marijuana, they can sell it to the stores, it will be collected at retail, at the time of the purchase. And what that does is it frees up these big marijuana companies got tons of money to do whatever they want. I'm familiar with one that leased a building two years in advance or so in Bangor because they wanted the spot and they had the money to do it, but the small operators don't. The excise tax ends up being an enormous cost in the inventory that they put up up front. So, by switching to sales tax, it's revenue neutral, it puts all the tax collected on the sales tax end of things, it takes that money or the inventory cost, makes it easier for everyone to do it this way. So, I think it helps the small growers. So, that's a brief explanation of what this bill does and I hope it's helpful. Thank you.

The **SPEAKER**: The Chair recognizes the Representative from Auburn, Representative Bickford.

Representative **BICKFORD**: Thank you, Mr. Speaker. Mr. Speaker, Ladies and Gentlemen of the House, there were several of us legislators that were on the Marijuana Implementation Committee. That lasted for two full years. One of the major topics that we had was how to properly tax the marijuana product. We wanted an end result to equal about 20%. In order to do that, we'd put a 10% sales tax on the end of the product at the retail level and we put an excise tax on it based on the weight of the product. We did that much like we do currently with tobacco, with cigarettes, we do it with liquor, we even do it with wine. Why we don't want to do that

with marijuana just blows my mind. This has only started a few months ago. We've got to give this a chance to work, Mr. Speaker. We need to give this at least one year and then let's do a lookback. Form a new committee for it, if you need to, but we need to have a lookback to see what we did right and what we did wrong. But to just arbitrarily changing the rules in the middle -- not even in the middle, it's in its infancy stage right now. It's just not something that I believe we should do and I urge you to follow my light and not support the pending motion. Thank you.

The SPEAKER: The Chair recognizes the Representative from Windham, Representative Corey.

Representative **COREY**: Thank you, Mr. Speaker, Men and Women of the House. I didn't prepare to speak on this today. I also sat on the Marijuana Legalization Implementation Committee back in the 128th Legislature. I'm actually going to speak in favor of this bill and contradict my good friend from Auburn.

The problem with our current excise tax and the way it works is that it's based on, like we were talking about, weight, and there's a specific price for different parts of the marijuana plant. So, whether that's the flower, the trim, the seeds - everything gets a different price. When we calculated the excise tax in that committee based on these weights, what we did is we looked at Colorado as a model and what Colorado does is they use something called an average market rate, right? So, in Maine Law, the way Maine Law works is that we can't, you know, continually, you know, re-average this because I think that we're the only people that have the ability to tax, we can't go and, you know, farm that out to some department to change that rate. So, what we did is we looked at a snapshot at the time of Colorado's average market rate for these parts and what Colorado does is they actually look at this once every, I think, three months, so, four times a year, they go and they create a new average market rate based on what's happening in the market itself. A straight sales tax is going to be way easier for the producers. We're guaranteed that it's going to be 20% because, you know, we don't know how the price of marijuana is going to fluctuate as we go through the market.

Again, to probably contradict my good friend from Auburn, when we talk about excise taxes on things like, you know, malt liquor or wine, alcohol, that all happens at the federal level. Marijuana is illegal at the federal level, so, it's not comparative to how we do things in the State with regard to excise taxes. My understanding is that the State doesn't actually have excise taxes on alcohol. So, you know, I'll encourage my colleagues to vote along with me and support the pending motion. Thank you.

The SPEAKER: A roll call has been ordered. The pending question before the House is Acceptance of the Majority Ought to Pass as Amended Report. All those in favor will vote yes, those opposed will vote no.

ROLL CALL NO. 100

YEA - Arford, Bailey, Bell, Berry, Blume, Brennan, Brooks, Bryant, Caiazza, Cardone, Cloutier, Collamore, Collings, Connor, Copeland, Corey, Crafts, Craven, Crockett, Cuddy, Dodge, Doore, Doudera, Dunphy, Evans, Fay, Fecteau, Geiger, Gere, Gramlich, Grohoski, Harnett, Hasenfus, Hepler, Hutchins, Hymanson, Javner, Kessler, Landry, Lookner, Madigan, Martin J, Martin R, Mathieson, Matlack, McCrea, McCreight, McDonald, Meyer, Millett, Morales, Moriarty, Nadeau, O'Connell, O'Connor, O'Neil, Osher, Pebworth, Perry A, Perry J, Pierce, Pluecker, Reckitt, Rielly, Roberts, Roeder, Sachs, Salisbury, Sharpe, Sheehan, Stanley,

Stover, Supica, Sylvester, Talbot Ross, Terry, Thorne, Tucker, Tuttle, Underwood, Warren C, Warren S, White, Williams, Wood, Zager, Zeigler, Mr. Speaker.

NAY - Arata, Austin, Babbidge, Bernard, Bickford, Blier, Bradstreet, Carlow, Carmichael, Costain, Dillingham, Downes, Drinkwater, Ducharme, Faulkingham, Foster, Gifford, Greenwood, Griffin, Hall, Hanley, Harrington, Johansen, Kinney, Kryzak, Lemelin, Libby, Lyman, Mason, Melaragno, Millett, Morris, Newman, Ordway, Parry, Perkins, Pickett, Poirier, Prescott, Quint, Rudnicki, Sampson, Skolfield, Stearns, Stetkis, Tepler, Tuell, Wadsworth, White.

ABSENT - Alley, Andrews, Cebra, Dolloff, Evangelos, Grignon, Haggan, Head, Lyford, Martin, Paulhus, Riseman, Roche, Theriault.

Yes, 88; No, 49; Absent, 14; Excused, 0.

88 having voted in the affirmative and 49 voted in the negative, with 14 being absent, and accordingly the Majority **Ought to Pass as Amended Report was ACCEPTED.**

The Bill was **READ ONCE. Committee Amendment "A" (H-267) was READ** by the Clerk and **ADOPTED.**

Under suspension of the rules the Bill was given its **SECOND READING WITHOUT REFERENCE** to the Committee on **Bills in the Second Reading.**

Under further suspension of the rules the Bill was **PASSED TO BE ENGROSSED as Amended by Committee Amendment "A" (H-267)** and sent for concurrence.

Majority Report of the Committee on **TAXATION** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-201)** on Bill "An Act To Increase Funding to Qualifying Municipalities by Sharing Adult Use Marijuana Sales and Excise Tax Revenue"

(H.P. 873) (L.D. 1195)

Signed:

Senators:

CHIPMAN of Cumberland
LIBBY of Androscoggin

Representatives:

TERRY of Gorham
COLLINGS of Portland
GRAMLICH of Old Orchard Beach
MATLACK of St. George
PERRY of Bangor

Minority Report of the same Committee reporting **Ought Not to Pass** on same Bill.

Signed:

Senator:

POULIOT of Kennebec

Representatives:

BICKFORD of Auburn
CARMICHAEL of Greenbush
HANLEY of Pittston
KRYZAK of Acton
SACHS of Freeport

READ.

Representative TERRY of Gorham moved that the House **ACCEPT** the Majority **Ought to Pass as Amended Report.**

Representative KRYZAK of Acton **REQUESTED** a roll call on the motion to **ACCEPT** the Majority **Ought to Pass as Amended Report.**

More than one-fifth of the members present expressed a desire for a roll call which was ordered.

The SPEAKER: The Chair recognizes the Representative from Auburn, Representative Bickford.

Representative **BICKFORD**: Thank you, Mr. Speaker. Mr. Speaker, Ladies and Gentlemen of the House, I oppose the pending motion for the very similar reason that I opposed the prior motion. The reason I'm opposing this one also is the municipalities already have a mechanism to make it cost-neutral to them. By making it cost-neutral, they are able to charge a license fee to the folks in the marijuana industry and by doing that they are able to not profit off it but they are able to charge enough to recoup their money, which is very much a reason why a city like Portland may be charging \$10,000 for a license but you might have a city in Auburn that could be charging \$1500 for a license. It depends on what it's going to cost the city, the municipality, to enforce and have the people in place to protect others. I urge you to vote against the pending motion. Thank you.

The SPEAKER: The Chair recognizes the Representative from South Berwick, Representative Roberts.

Representative **ROBERTS**: Thank you, Mr. Speaker. Mr. Speaker, Fellow Members of the House, I rise today to speak in support of LD 1195, "An Act To Increase Funding to Qualifying Municipalities by Sharing Adult Use Marijuana Sales and Excise Tax Revenue".

This measure allows municipalities to offset costs associated with Maine growing adult use marijuana industry by allocating 5% of gross sales and excise tax revenue generated by adult use marijuana to the municipalities where the revenue is generated.

In the development of Maine's adult use marijuana industry, the State asked to work with municipalities to balance the costs associated with this new endeavor. However, municipalities are not yet seeing a return on their investment. With revenue sharing at its current rate, we are not receiving the amount of revenue that was originally anticipated in the adult use program. Additionally, municipalities are becoming increasingly upset by the costs associated with opting in to the program without seeing the returns they thought they would in coordination with the State.

This measure does not create a new tax but instead proposed a share of tax proceeds that will help generate increased state revenue. Overall, this bill removes the budgeting uncertainty for municipalities and encourages partnerships with local businesses. There will always be amendments to our adult use marijuana laws as we collectively learn more about the industry. This is the second session in a row now that I have heard let's give it another year. Municipalities should not have to wait any longer to see the benefits of this program or be left in the dark.

Mr. Speaker, I know that everyone in this chamber cares deeply about their respective municipalities and their ability to best serve their residents. This measure proposes a small percentage of revenue which affords incentives to municipalities without breaking the bank. While revenue is low, this is our chance to make things right and give communities incentives to opt in. We should maximize our potential now and give communities the incentive to opt in.

I ask you, Mr. Speaker, and our Fellow Members of the House, to join me in supporting this measure. Thank you for your consideration.

The SPEAKER: The Chair recognizes the Representative from Pittston, Representative Hanley.

Representative **HANLEY**: Thank you, Mr. Speaker. Mr. Speaker, Ladies and Gentlemen of the House, I rise in opposition to the pending motion.

As my good colleague from Auburn mentioned a moment ago, under the Marijuana Legalization program, any town or city that opts in can collect any fees necessary for the implementation of that program in their town or city. It also should be remembered that this is an opt-in situation. Only towns or cities that made an actual point of opting in to recreational marijuana had that so-called burden. So, they have selected to have the burden in their district. But they also have a mechanism to protect themselves from any financial liability.

I ask you to follow my vote and defeat the pending motion. Thank you.

The SPEAKER: The Chair recognizes the Representative from Bangor, Representative PERRY.

Representative **PERRY**: Thank you, Mr. Speaker. Mr. Speaker, Ladies and Gentlemen of the House, this is also a bill of mine, so, I thought I'd tell you just a little bit about it.

When I originally put this bill in, I had served on the Bangor City Council and we spent tens of thousands of dollars preparing for the implementation of recreational marijuana within the City of Bangor and I looked at this bill as a way to recoup some of those costs that the city invested in, potential ongoing costs for housing these businesses. And my view on the subject has changed since I sponsored this bill because what I found is in the City of Bangor, as we had hoped, having recreational adult use marijuana in the stores cleaned up so many of the problems that we have had with marijuana in the city. There is no additional cost to us in the City of Bangor. It has really made things so much better having these stores and I think a lot of municipalities are hesitant to move forward in allowing these stores in their town and I think if we give them some encouragement to consider allowing these stores in their municipalities and get a little bit extra out of it, they may take that next step, and I think it will go a long ways towards helping the situations in other towns throughout the State and maximize the revenue that's coming to the State of Maine rather than staying on the streets.

So, that's the rationale behind this bill. I think it will really go a long ways to helping all of our communities and I hope it gets your support. Thank you.

The SPEAKER: The Chair recognizes the Representative from Oxford, Representative Dillingham.

Representative **DILLINGHAM**: Thank you, Mr. Speaker. I guess I have a question to pose to the Chair. I think I'm slightly confused. I know that I've heard Members already reference that the individual municipalities have the ability to account for any costs that they feel they are going to incur through their licensing fee but, also, I believe that this Body has debated and passed the 5% on revenue sharing. So, I am looking to somebody to answer wouldn't these municipalities receive additional monies from the sale of the marijuana within their municipalities that goes into state revenue through revenue sharing?

The SPEAKER: The Representative from Oxford, Representative Dillingham has posed a question to anyone who may care to respond. The Chair recognizes the Representative from Bangor, Representative Perry.

Representative **PERRY**: Thank you, Mr. Speaker, and thank you for asking that question because I forgot to address that when I spoke a moment ago.

In the City of Bangor, we collect I think it's a \$400 license fee for anyone who wants to have a recreational adult use marijuana store in Bangor and that is designed to offset the cost to the city through the licensing and what the city has to do to get you up and running. I believe it's Portland collects \$10,000, okay? So, they're going beyond their cost and they're grabbing some revenue there, which has made it harder on small independent Mainers who want to be in the business.

So, I'd like to take away that incentive for high licensing fees because right now that's the only way a municipality gets any cut of it. Yes, there will be additional sales tax revenue to the State of Maine, that will go out through the regular revenue sharing at we'll get to 5% soon enough and everyone will benefit from this, but this gives a little extra share of the marijuana revenue to the communities that house these stores, which I think will help us achieve maximum revenue for this industry to the State versus on the streets. Thank you.

The SPEAKER: The Chair recognizes the Representative from Auburn, Representative Bickford.

Representative **BICKFORD**: Thank you, Mr. Speaker. Mr. Speaker, Ladies and Gentlemen of the House, I agree with my good friend, the Representative from Oxford, that we do have revenue sharing and this Body has voted to put revenue sharing back to its original 5%, which I think is outstanding. We don't need an additional 5% for municipalities to sell recreational marijuana. If they choose to do that, that's what they choose to do. It's not our role as legislators to encourage municipalities to have liquor stores or tobacco shops or marijuana stores. It's not up to us. It's not up to the Legislature to decide that we want to reward municipalities for having an adult club. That is not our role.

Mr. Speaker, my good friend from Pittston made a comment that all municipalities have the ability to opt in. When prohibition ended, all municipalities had the opportunity to opt in. They all chose to opt in. They did not get rewarded for that. There's not a municipality in this State that gets rewarded for having a liquor store. And, with that, I just want to say, oh, I lost it. I'm good. I'm sorry. Thank you, Mr. Speaker.

The SPEAKER: The Chair recognizes the Representative from Freeport, Representative Sachs.

Representative **SACHS**: Thank you, Mr. Speaker. I rise in opposition to said motion this evening on three reasons. Number one is on purpose of the policy, that this policy, unfortunately, takes away revenue sharing from all of us and I feel like revenue sharing is one of those policies that lifts all boats for all municipalities.

Number two, this was brought forward for the purpose of assisting those municipalities who have opted in. Many of our communities decide to engage in economic development opportunities that do not get said return from the State in the form of municipal revenue sharing despite the many years and multiples of thousands of dollars that it costs our municipalities. However, it's something that we have chosen to do.

And, finally, the third reason I oppose this bill, unfortunately, is due to perpetuity. There is no sunset on this bill. So, those that brought it forward for the purpose of recouping sunk costs have now 20 years, even, to continue to realize said gain.

So, for policy purpose and perpetuity reasons, Mr. Speaker, I urge you to follow my light and reject this bill. Thank you so much.

The SPEAKER: A roll call has been ordered. The pending question before the House is Acceptance of the Majority Ought

to Pass as Amended Report. All those in favor will vote yes, those opposed will vote no.

ROLL CALL NO. 101

YEA - Arford, Bailey, Berry, Blume, Brennan, Brooks, Bryant, Cardone, Cloutier, Collings, Copeland, Crafts, Craven, Crockett, Cuddy, Dodge, Doore, Doudera, Dunphy, Evans, Geiger, Gramlich, Harnett, Hasenfus, Hepler, Hymanson, Kessler, Landry, Lookner, Madigan, Martin J, Martin R, Mathieson, Matlack, McCrea, McDonald, Melaragno, Meyer, Millett, Morales, O'Connell, O'Neil, Pebworth, Perry A, Perry J, Pluecker, Reckitt, Rielly, Roberts, Roeder, Sharpe, Sheehan, Stover, Supica, Sylvester, Talbot Ross, Terry, Tucker, Tuttle, Warren, White, Wood, Zager, Zeigler, Mr. Speaker.

NAY - Arata, Austin, Babbidge, Bell, Bernard, Bickford, Blier, Bradstreet, Caiazzo, Carlow, Carmichael, Collamore, Connor, Corey, Costain, Dillingham, Downes, Drinkwater, Ducharme, Faulkingham, Fay, Fecteau, Foster, Gere, Gifford, Greenwood, Griffin, Grohoski, Hall, Hanley, Harrington, Hutchins, Javner, Johansen, Kinney, Kryzak, Lemelin, Libby, Lyman, Mason, McCreight, Millett, Moriarty, Morris, Nadeau, Newman, O'Connor, Ordway, Osher, Parry, Perkins, Pickett, Pierce, Poirier, Prescott, Quint, Rudnicki, Sachs, Salisbury, Skolfield, Stanley, Stearns, Stetkis, Tepler, Thorne, Tuell, Underwood, Wadsworth, Warren, White, Williams.

ABSENT - Alley, Andrews, Cebra, Dolloff, Evangelos, Grignon, Haggan, Head, Lyford, Martin, Paulhus, Riseman, Roche, Sampson, Theriault.

Yes, 65; No, 71; Absent, 15; Excused, 0.

65 having voted in the affirmative and 71 voted in the negative, with 15 being absent, and accordingly the Majority **Ought to Pass as Amended Report was NOT ACCEPTED.**

Subsequently, on motion of Representative TERRY of Gorham, the Minority **Ought Not to Pass Report was ACCEPTED** and sent for concurrence.

Majority Report of the Committee on **TAXATION** reporting **Ought Not to Pass** on Bill "An Act To Encourage Charitable Giving"

(H.P. 917) (L.D. 1251)

Signed:

Senators:

CHIPMAN of Cumberland
LIBBY of Androscoggin

Representatives:

TERRY of Gorham
COLLINGS of Portland
MATLACK of St. George
PERRY of Bangor
SACHS of Freeport

Minority Report of the same Committee reporting **Ought to Pass as Amended by Committee Amendment "A" (H-242)** on same Bill.

Signed:

Senator:

POULIOT of Kennebec

Representatives:

BICKFORD of Auburn
CARMICHAEL of Greenbush
HANLEY of Pittston
KRYZAK of Acton

READ.

Representative TERRY of Gorham moved that the House **ACCEPT** the Majority **Ought Not to Pass** Report.

Representative KRYZAK of Acton **REQUESTED** a roll call on the motion to **ACCEPT** the Majority **Ought Not to Pass** Report.

More than one-fifth of the members present expressed a desire for a roll call which was ordered.

The SPEAKER: A roll call has been ordered. The pending question before the House is Acceptance of the Majority Ought Not to Pass Report. All those in favor will vote yes, those opposed will vote no.

ROLL CALL NO. 102

YEA - Arford, Babbidge, Bailey, Bell, Berry, Blume, Brennan, Brooks, Bryant, Caiazzo, Cardone, Cloutier, Collings, Copeland, Crafts, Craven, Crockett, Cuddy, Dodge, Doore, Doudera, Dunphy, Evans, Fay, Geiger, Gere, Gramlich, Grohoski, Harnett, Hepler, Hymanson, Kessler, Landry, Lookner, Madigan, Martin J, Martin R, Mathieson, Matlack, McCrea, McCreight, McDonald, Melaragno, Meyer, Millett, Morales, Moriarty, O'Connell, O'Neil, Osher, Pebworth, Perry A, Perry J, Pierce, Pluecker, Reckitt, Rielly, Roberts, Roeder, Sachs, Salisbury, Sharpe, Sheehan, Stover, Supica, Sylvester, Talbot Ross, Tepler, Terry, Tucker, Tuttle, Warren C, Warren S, Williams, Wood, Zager, Zeigler, Mr. Speaker.

NAY - Arata, Austin, Bernard, Bickford, Blier, Bradstreet, Carlow, Carmichael, Collamore, Connor, Corey, Costain, Dillingham, Downes, Drinkwater, Ducharme, Faulkingham, Fecteau, Foster, Gifford, Greenwood, Griffin, Hall, Hanley, Harrington, Hasenus, Hutchins, Javner, Johansen, Kinney, Kryzak, Lemelin, Libby, Lyman, Mason, Millett, Morris, Nadeau, Newman, O'Connor, Ordway, Parry, Perkins, Pickett, Poirier, Quint, Rudnicki, Skolfield, Stanley, Stearns, Stetkis, Thorne, Tuell, Underwood, Wadsworth, White B, White D.

ABSENT - Alley, Andrews, Cebra, Dolloff, Evangelos, Grignon, Haggan, Head, Lyford, Martin, Paulhus, Prescott, Riseman, Roche, Sampson, Theriault.

Yes, 78; No, 57; Absent, 16; Excused, 0.

78 having voted in the affirmative and 57 voted in the negative, with 16 being absent, and accordingly the Majority **Ought Not to Pass** Report was **ACCEPTED** and sent for concurrence.

Majority Report of the Committee on **TAXATION** reporting **Ought Not to Pass** on Bill "An Act To Improve Camping Opportunities in Maine by Exempting Certain Campground Rental Fees from the Sales and Use Tax" (H.P. 928) (L.D. 1261)

Signed:

Senators:

LIBBY of Androscoggin
POULIOT of Kennebec

Representatives:

TERRY of Gorham
COLLINGS of Portland
MATLACK of St. George
PERRY of Bangor
SACHS of Freeport

Minority Report of the same Committee reporting **Ought to Pass as Amended by Committee Amendment "A" (H-266)** on same Bill.

Signed:

Representatives:

BICKFORD of Auburn
CARMICHAEL of Greenbush
HANLEY of Pittston
KRYZAK of Acton

READ.

Representative TERRY of Gorham moved that the House **ACCEPT** the Majority **Ought Not to Pass** Report.

Representative KRYZAK of Acton **REQUESTED** a roll call on the motion to **ACCEPT** the Majority **Ought Not to Pass** Report.

More than one-fifth of the members present expressed a desire for a roll call which was ordered.

The SPEAKER: The Chair recognizes the Representative from Fairfield, Representative Rudnicki.

Representative **RUDNICKI**: Thank you, Mr. Speaker, sorry. I'm sure, like myself, you either have family or friends that are seasonal campers. That's what this is about, and it's about campers that are workers. Many use these as seasonal second homes.

Seasonal campers seem to be taxed and taxed. Seasonal campers must pay the sales tax when they buy their campers, they also pay excise tax and registration fees every year. When someone then takes the camper and puts it on a seasonal lot at a campground, they now are required to pay lodging tax at the same camper as they paid sales tax on and excise tax for.

We must also not forget that the landowner is paying property tax on this very land. That means that the land is actually being taxed twice; the landowner and the seasonal camper. The campgrounds pay a higher property tax because they are taxed on the amenities that they provide; shore frontage, pools, buildings, playgrounds, and sites available. Seasonal sites allow many who are not in the financial position to buy land and erect a camp that costs hundreds of thousands of dollars. Seasonal sites allow many to get out and enjoy the wildlife firsthand, from hiking, fishing, birdwatching, and many other outdoor recreations. We don't charge people that rent an apartment lodging tax, we don't charge camp owners lodging tax; why should we charge seasonal campers that technically use these campers as a second home? We should treat our long-term lodging just like we do a camp. I know it doesn't sound like a lot of money to individuals for the seasonal camp, but it does support local businesses. It can mean the difference between camping or staying home or even getting a job in another area than staying home.

During this time of uncertainty with a worldwide pandemic, this would bring true tax relief to the very people that can really use it. Camping is truly a great way to get outdoors, allowing social distancing, keeping the family safe. Follow the science.

The SPEAKER: The Chair would advise Members that it is very difficult to hear members with a lot of side conversations happening amongst the Members. If you would like to have a conversation, please take it behind the glass or take it in the hallway, but we are trying to hear the debate that is occurring on the floor. The Chair recognizes the Representative from Weld, Representative Skolfield.

Representative **SKOLFIELD**: Thank you, Mr. Speaker, Ladies and Gentlemen of the House. I rise once again to oppose this motion.

As I've said before, when you check in to a hotel or a motel, you're renting the roof, the walls, the floor, the restroom, the bed, the sheets on the bed, the pillow, the pillowcase, the carpet. When you go to a campground, you are bringing your equipment, you are bringing your roof, your walls, your floor. You have a carpet, it's your carpet. The same material that you purchased, that you paid a sales tax on, as Representative Rudnicki just made the statement. You also have registered that vehicle if it's a motorhome or if it's a popup camper or anything in between. If it's a slide-in that's slid into the back of your pickup truck, that is yours. You have registered it, you have paid for it, you've paid the sales tax. It is yours.

And if you're a Maine person, you may have sacrificed quite a bit to have been able to acquire that equipment, that mobile campsite that you now have. For the State of Maine to say that we want 9% sales tax for you to stay in your equipment, to stay under your roof, to sleep in your own bed; to me, is a little bit over the top. I understand it if it's a motel. I understand it because we get a lot of folks who come here from elsewhere and we need that revenue and it's really kind of nice that we have them bring it to us. But camping is something that's traditional to Maine, it really hurts the Mainer more than it does the nonresident and so, I oppose this measure. Thank you.

The SPEAKER: A roll call has been ordered. The pending question before the House is Acceptance of the Majority Ought Not to Pass Report. All those in favor will vote yes, those opposed will vote no.

ROLL CALL NO. 103

YEA - Arford, Babbidge, Bailey, Bell, Berry, Blume, Brennan, Brooks, Bryant, Caiazzo, Cardone, Cloutier, Collings, Copeland, Crafts, Craven, Crockett, Cuddy, Dodge, Doore, Doudera, Dunphy, Evans, Fay, Geiger, Gere, Gramlich, Grohoski, Harnett, Hasenfus, Hymanson, Kessler, Lookner, Madigan, Martin J, Martin R, Mathieson, Matlack, McCrea, McCreight, McDonald, Melaragno, Meyer, Millett, Morales, Moriarty, O'Connell, O'Neil, Osher, Pebworth, Perry A, Perry J, Pierce, Pluecker, Reckitt, Rielly, Roberts, Roeder, Sachs, Salisbury, Sharpe, Sheehan, Stover, Supica, Sylvester, Talbot Ross, Tepler, Terry, Tucker, Tuttle, Warren C, Warren S, White, Williams, Wood, Zager, Zeigler, Mr. Speaker.

NAY - Arata, Austin, Bernard, Bickford, Blier, Bradstreet, Carlow, Carmichael, Collamore, Connor, Corey, Costain, Dillingham, Downes, Drinkwater, Ducharme, Faulkingham, Fecteau, Foster, Gifford, Greenwood, Griffin, Hall, Hanley, Harrington, Hepler, Hutchins, Javner, Johansen, Kinney, Kryzak, Landry, Lemelin, Libby, Lyman, Mason, Millett, Morris, Nadeau, Newman, Ordway, Parry, Perkins, Pickett, Poirier, Prescott, Quint, Rudnicki, Skolfield, Stanley, Stearns, Stetkis, Thorne, Tuell, Underwood, Wadsworth, White.

ABSENT - Alley, Andrews, Cebra, Dolloff, Evangelos, Grignon, Haggan, Head, Lyford, Martin, O'Connor, Paulhus, Riseman, Roche, Sampson, Theriault.

Yes, 78; No, 57; Absent, 16; Excused, 0.

78 having voted in the affirmative and 57 voted in the negative, with 16 being absent, and accordingly the Majority **Ought Not to Pass** Report was **ACCEPTED** and sent for concurrence.

Majority Report of the Committee on **VETERANS AND LEGAL AFFAIRS** reporting **Ought Not to Pass** on Bill "An Act To Define the Term 'Unenrolled Political Action Committee'" (H.P. 25) (L.D. 59)

Signed:

Senators:

LUCHINI of Hancock
FARRIN of Somerset

Representatives:

CAIAZZO of Scarborough
COREY of Windham
DOLLOFF of Milton Township
HARRINGTON of Sanford
KINNEY of Knox
McCREIGHT of Harpswell
RIELLY of Westbrook
SUPICA of Bangor
TUTTLE of Sanford
WOOD of Portland

Minority Report of the same Committee reporting **Ought to Pass** on same Bill.

Signed:

Senator:

HICKMAN of Kennebec

READ.

On motion of Representative CAIAZZO of Scarborough, the Majority **Ought Not to Pass** Report was **ACCEPTED** and sent for concurrence.

Majority Report of the Committee on **VETERANS AND LEGAL AFFAIRS** reporting **Ought Not to Pass** on Bill "An Act To Eliminate Maine Clean Election Act Funding for Candidates in Gubernatorial Races" (H.P. 677) (L.D. 921)

Signed:

Senators:

LUCHINI of Hancock
FARRIN of Somerset
HICKMAN of Kennebec

Representatives:

CAIAZZO of Scarborough
COREY of Windham
DOLLOFF of Milton Township
McCREIGHT of Harpswell
RIELLY of Westbrook
SUPICA of Bangor
TUTTLE of Sanford
WOOD of Portland

Minority Report of the same Committee reporting **Ought to Pass as Amended by Committee Amendment "A" (H-263)** on same Bill.

Signed:

Representatives:

HARRINGTON of Sanford
KINNEY of Knox

READ.

Representative CAIAZZO of Scarborough moved that the House **ACCEPT** the Majority **Ought Not to Pass** Report.

Representative KINNEY of Knox **REQUESTED** a roll call on the motion to **ACCEPT** the Majority **Ought Not to Pass** Report.

More than one-fifth of the members present expressed a desire for a roll call which was ordered.

The SPEAKER: The Chair recognizes the Representative from Penobscot, Representative Hutchins.

Representative **HUTCHINS**: Thank you, Mr. Speaker, Ladies and Gentlemen of the House. We set up studies from time to time to try to come up with answers to different issues, and over a number of years, state funding of gubernatorial races is one such issue that's been a sort of a study.

Anyone that has used it, and people on both sides of the political aisle have used it, no one has been successful. No one has put forth any important ideas, any of those people that used it, that have had such a great idea that someone else has grabbed the idea and run with it. Taxpayers are asked if they approve, in studies, if they approve of clean elections. Well, of course they answer it the way it is. If we asked the question do you approve of paying for gubernatorial campaigns, chances are they'd answer it a little differently.

This bill is just leaving money on the table that should be used for other purposes, in my never-to-be humble opinion. Any of the candidates that run for Chief Executive that have a chance to be elected never use this campaign funding. And so, because it's not enough money to run a proper gubernatorial campaign. And so, anyone that signs up for it is taking money away from what could be either given back to taxpayers or used for better purposes. So, my idea on this bill was only a chance to save money. I'm not a great big fan of taxpayer-funded campaigns, but I understand it, and I have given many candidates \$5 checks for campaigns that have gone on here in this Body, or in the other Body, for that matter. But never has it been successful for anyone for the gubernatorial race, and it's a lot of money that has to be set aside, or at least it is from my way of thinking. When you're talking millions of dollars, to me that's a lot of money; to Washington, it's not, but in this House, it should be, and I hope it still is. Thank you.

The SPEAKER: A roll call has been ordered. The pending question before the House is Acceptance of the Majority Ought Not to Pass Report. All those in favor will vote yes, those opposed will vote no.

ROLL CALL NO. 104

YEA - Arford, Babbidge, Bailey, Bell, Berry, Blume, Brennan, Brooks, Bryant, Caiazzo, Cardone, Cloutier, Collings, Copeland, Corey, Crafts, Craven, Crockett, Cuddy, Dodge, Doore, Doudera, Dunphy, Evans, Fay, Geiger, Gere, Gramlich, Grohoski, Harnett, Hasenfus, Hepler, Hymanson, Kessler, Lookner, Madigan, Martin J, Martin R, Mathieson, Matlack, McCreia, McCreight, McDonald, Melaragno, Meyer, Millett, Morales, Moriarty, O'Connell, O'Neil, Osher, Pebworth, Perry A, Perry J, Pierce, Pluecker, Reckitt, Rielly, Roberts, Roeder, Sachs, Salisbury, Sharpe, Sheehan, Stover, Supica, Sylvester, Talbot Ross, Tepler, Terry, Tucker, Tuttle, Warren C, Warren S, White, Williams, Wood, Zager, Zeigler, Mr. Speaker.

NAY - Arata, Austin, Bernard, Bickford, Blier, Bradstreet, Carlow, Carmichael, Collamore, Connor, Costain, Dillingham, Downes, Drinkwater, Ducharme, Faulkingham, Fecteau, Foster, Gifford, Greenwood, Griffin, Hall, Hanley, Harrington, Hutchins, Javner, Johansen, Kinney, Landry, Lemelin, Libby, Lyman, Mason, Millett, Morris, Nadeau, Newman, Ordway, Parry, Perkins, Pickett, Poirier, Prescott, Quint, Rudnicki, Skolfield, Stanley, Stearns, Stetkis, Thorne, Tuell, Underwood, Wadsworth.

ABSENT - Alley, Andrews, Cebra, Dolloff, Evangelos, Grignon, Haggan, Head, Kryzak, Lyford, Martin, O'Connor, Paulhus, Riseman, Roche, Sampson, Theriault, White.

Yes, 80; No, 53; Absent, 18; Excused, 0.

80 having voted in the affirmative and 53 voted in the negative, with 18 being absent, and accordingly the Majority **Ought Not to Pass** Report was **ACCEPTED** and sent for concurrence.

Majority Report of the Committee on **VETERANS AND LEGAL AFFAIRS** reporting **Ought Not to Pass** on Bill "An Act To Protect the Privacy of Absentee Voters"

(H.P. 697) (L.D. 941)

Signed:

Senators:

LUCHINI of Hancock
HICKMAN of Kennebec

Representatives:

CAIAZZO of Scarborough
McCREIGHT of Harpswell
RIELLY of Westbrook
SUPICA of Bangor
TUTTLE of Sanford
WOOD of Portland

Minority Report of the same Committee reporting **Ought to Pass as Amended by Committee Amendment "A" (H-265)** on same Bill.

Signed:

Senator:

FARRIN of Somerset

Representatives:

COREY of Windham
DOLLOFF of Milton Township
HARRINGTON of Sanford
KINNEY of Knox

READ.

Representative CAIAZZO of Scarborough moved that the House **ACCEPT** the Majority **Ought Not to Pass** Report.

Representative KINNEY of Knox **REQUESTED** a roll call on the motion to **ACCEPT** the Majority **Ought Not to Pass** Report.

More than one-fifth of the members present expressed a desire for a roll call which was ordered.

The SPEAKER: The Chair recognizes the Representative from Knox, Representative Kinney.

Representative **KINNEY**: Thank you, Mr. Speaker, Ladies and Gentlemen of the House. I rise in opposition to the pending motion.

The bill before us, LD 941, was "An Act To Protect the Privacy of Absentee Voters", and that's what we continue to want to see happen. What this bill would do would require the municipalities to keep at least 10 ballots before they would start opening them and flattening them and before they started processing them so that if there were only one or two ballots that came in at a specific time then the municipality would not be able to tell how people voted, with more ballots at a time, it gives more chance of privacy for those voters. The only exception would be the very last day of voting, if there were fewer than ten, go ahead and open them up, of course, because we want to make sure we're counting every ballot.

So, I ask you please to follow my light and vote down the pending motion. Thank you.

The SPEAKER: A roll call has been ordered. The pending question before the House is Acceptance of the Majority Ought Not to Pass Report. All those in favor will vote yes, those opposed will vote no.

ROLL CALL NO. 105

YEA - Arford, Babbidge, Bailey, Bell, Berry, Blume, Brennan, Brooks, Bryant, Caiazzo, Cardone, Cloutier, Collings, Copeland, Crafts, Craven, Crockett, Cuddy, Dodge, Doore, Doudera, Dunphy, Evans, Fay, Geiger, Gere, Gramlich, Grohoski, Harnett, Hasenfus, Hepler, Hymanson, Kessler, Landry, Lookner, Madigan, Martin J, Martin R, Mathieson, Matlack, McCrea, McCreight, McDonald, Melaragno, Meyer, Millett, Morales, Moriarty, Newman, O'Connell, O'Neil, Osher, Pebworth, Perry A, Perry J, Pierce, Pluecker, Reckitt, Rielly, Roberts, Roeder, Sachs, Salisbury, Sharpe, Sheehan, Stover, Supica, Sylvester, Talbot Ross, Tepler, Terry, Tucker, Tuttle, Warren C, Warren S, White, Williams, Wood, Zager, Zeigler, Mr. Speaker.

NAY - Arata, Austin, Bernard, Bickford, Blier, Bradstreet, Carlow, Carmichael, Collamore, Connor, Corey, Costain, Dillingham, Downes, Drinkwater, Ducharme, Faulkingham, Fecteau, Foster, Gifford, Greenwood, Griffin, Hall, Hanley, Harrington, Hutchins, Javner, Johansen, Kinney, Lemelin, Libby, Lyman, Mason, Millett, Morris, Nadeau, Ordway, Parry, Perkins, Pickett, Poirier, Prescott, Rudnicki, Skolfield, Stanley, Stearns, Stetkis, Thorne, Tuell, Underwood, Wadsworth.

ABSENT - Alley, Andrews, Cebra, Dolloff, Evangelos, Grignon, Haggan, Head, Kryzak, Lyford, Martin, O'Connor, Paulhus, Quint, Riseman, Roche, Sampson, Theriault, White.

Yes, 81; No, 51; Absent, 19; Excused, 0.

81 having voted in the affirmative and 51 voted in the negative, with 19 being absent, and accordingly the Majority **Ought Not to Pass** Report was **ACCEPTED** and sent for concurrence.

Six Members of the Committee on **STATE AND LOCAL GOVERNMENT** report in Report "A" **Ought Not to Pass** on Bill "An Act To Let the Citizens of the State Choose Their State Auditor"

(H.P. 755) (L.D. 1017)

Signed:

Senator:

CLAXTON of Androscoggin

Representatives:

MATLACK of St. George
BRYANT of Windham
COPELAND of Saco
DOORE of Augusta
PAULHUS of Bath

Four Members of the same Committee report in Report "B" **Ought to Pass as Amended by Committee Amendment "A" (H-258)** on same Bill.

Signed:

Senator:

ROSEN of Hancock

Representatives:

DOWNES of Bucksport
GREENWOOD of Wales
TUELL of East Machias

One Member of the same Committee reports in Report "C" **Ought to Pass as Amended by Committee Amendment "B" (H-259)** on same Bill.

Signed:

Senator:

BALDACCI of Penobscot

READ.

Representative MATLACK of St. George moved that the House **ACCEPT** Report "A" **Ought Not to Pass**.

On further motion of the same Representative, **TABLED** pending her motion to **ACCEPT** Report "A" **Ought Not to Pass** and later today assigned.

Nine Members of the Committee on **VETERANS AND LEGAL AFFAIRS** report in Report "A" **Ought to Pass** on Bill "An Act Regarding Agency Liquor Store Licensing"

(H.P. 434) (L.D. 591)

Signed:

Senators:

LUCHINI of Hancock
FARRIN of Somerset
HICKMAN of Kennebec

Representatives:

CAIAZZO of Scarborough
McCREIGHT of Harpswell
RIELLY of Westbrook
SUPICA of Bangor
TUTTLE of Sanford
WOOD of Portland

Three Members of the same Committee report in Report "B" **Ought Not to Pass** on same Bill.

Signed:

Representatives:

DOLLOFF of Milton Township
HARRINGTON of Sanford
KINNEY of Knox

One Member of the same Committee reports in Report "C" **Ought to Pass as Amended by Committee Amendment "A" (H-264)** on same Bill.

Signed:

Representative:

COREY of Windham

READ.

On motion of Representative CAIAZZO of Scarborough, Report "A" **Ought to Pass** was **ACCEPTED**.

The Bill was **READ ONCE**.

Under suspension of the rules the Bill was given its **SECOND READING WITHOUT REFERENCE** to the Committee on **Bills in the Second Reading**.

Under further suspension of the rules the Bill was **PASSED TO BE ENGROSSED** and sent for concurrence.

By unanimous consent, all matters having been acted upon were **ORDERED SENT FORTHWITH**.

COMMUNICATIONS

The Following Communication: (H.P. 1280)

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

May 25, 2021

Honorable Ryan M. Fecteau
Speaker of the House

130th Legislature

Honorable Troy D. Jackson

President of the Senate

130th Legislature

Dear Mr. Speaker and Mr. President:

On May 25, 2021, 1 bill was received by the Clerk of the House.

Pursuant to the provisions of Joint Rule 308.2, this bill was referred to a Joint Standing Committee on May 25, 2021, as follows:

Judiciary

Bill "An Act To Correct Inconsistencies, Conflicts and Errors in the Laws of Maine" (EMERGENCY) (H.P. 1279) (L.D. 1730) (Submitted by the Revisor of Statutes pursuant to the Maine Revised Statutes, Title 1, section 94.)

Sincerely,

S/Robert B. Hunt

Clerk of the House

S/Darek M. Grant

Secretary of the Senate

READ and ORDERED PLACED ON FILE.

Sent for concurrence.

The Following Communication: (H.P. 1282)

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

May 27, 2021

Honorable Ryan M. Fecteau
Speaker of the House

130th Legislature

Honorable Troy D. Jackson

President of the Senate

130th Legislature

Dear Mr. Speaker and Mr. President:

On May 27, 2021, 1 bill was received by the Clerk of the House.

Pursuant to the provisions of Joint Rule 308.2, this bill was referred to a Joint Standing Committee on May 27, 2021, as follows:

Energy, Utilities and Technology

Bill "An Act To Create the Belgrade Water District" (EMERGENCY) (H.P. 1281) (L.D. 1731) (Sponsored by Representative NEWMAN of Belgrade) (GOVERNOR'S BILL) (Cosponsored by Senator BLACK of Franklin)

Sincerely,

S/Robert B. Hunt

Clerk of the House

S/Darek M. Grant
Secretary of the Senate

READ and ORDERED PLACED ON FILE.

Sent for concurrence.

The Following Communication: (H.C. 155)

**STATE OF MAINE
HOUSE OF REPRESENTATIVES
SPEAKER'S OFFICE
AUGUSTA, MAINE 04333-0002**

May 24, 2021

The Honorable Robert B. Hunt

Clerk of the House

2 State House Station

Augusta, Maine 04333

Dear Clerk Hunt:

Pursuant to my authority under House Rule 201.1 (I) (a), I am appointing Representative Joyce McCreight of Harpswell to the Joint Standing Committee on Judiciary, replacing Representative James Thorne of Carmel, effective May 25, 2021.

Please do not hesitate to contact me if you have any questions regarding this appointment.

Sincerely,

S/Ryan M. Fecteau

Speaker of the House

READ.

Representative DILLINGHAM of Oxford **REQUESTED** a roll call on **ORDERING** the Communication **PLACED ON FILE.**

More than one-fifth of the members present expressed a desire for a roll call which was ordered.

The **SPEAKER**: The Chair recognizes the Representative from Oxford, Representative Dillingham.

Representative **DILLINGHAM**: Thank you, Mr. Speaker, Ladies and Gentlemen of the House. I apologize for going through this motion at this late hour and I will be roll-calling the next few communications. And I fully recognize and accept the authority the Speaker has in the process and removing committee members. Where I'm not in agreement was replacing committee members with members of the other party and not my own, so, I will be roll-calling these next ones. Thank you very much.

The **SPEAKER**: A roll call has been ordered. The pending question before the House is Ordering the Communication Placed on File. All those in favor will vote yes, those opposed will vote no.

ROLL CALL NO. 106

YEA - Arford, Babbidge, Bailey, Bell, Berry, Blume, Brennan, Brooks, Bryant, Caiazzo, Cardone, Cloutier, Collings, Copeland, Crafts, Craven, Crockett, Cuddy, Dodge, Doore, Doudera, Dunphy, Evans, Fay, FecteauR, Geiger, Gere, Gramlich, Grohoski, Harnett, Hasenhus, Hepler, Hymanson, Kessler, Landry, Lookner, Madigan, MartinJ, MartinR, Mathieson, Matlack, McCrea, McCreight, McDonald, Melaragno, Meyer, MillettR, Morales, Moriarty, O'Connell, O'Neil, Osher, Peabworth, PerryA, PerryJ, Pierce, Pluecker, Reckitt, Rielly, Roberts, Roeder, Sachs, Salisbury, Sharpe, Sheehan, Stover, Supica, Sylvester, Talbot Ross, Tepler, Terry, Tucker, Tuttle, WarrenC, WhiteB, Williams, Wood, Zager, Zeigler.

NAY - Arata, Austin, Bernard, Bickford, Blier, Bradstreet, Carlow, Carmichael, Collamore, Connor, Corey, Costain, Dillingham, Downes, Drinkwater, Ducharme, Faulkingham, FecteauJ, Foster, Gifford, Greenwood, Griffin, Hall, Hanley, Harrington, Hutchins, Johansen, Kinney, Lemelin, Libby, Lyman, MasonR, MillettH, Morris, Nadeau, Newman, Ordway, Parry, Perkins, Pickett, Poirier, Prescott, Quint, Rudnicki, Skolfield, Stanley, Stearns, Stetkis, Thorne, Tuell, Underwood, Wadsworth, WarrenS.

ABSENT - Alley, Andrews, Cebra, Dolloff, Evangelos, Grignon, Haggan, Head, Javner, Kryzak, Lyford, MartinT, O'Connor, Paulhus, Riseman, Roche, Sampson, Theriault, WhiteD.

Yes, 79; No, 53; Absent, 19; Excused, 0.

79 having voted in the affirmative and 53 voted in the negative, with 19 being absent, and accordingly the Communication was **ORDERED PLACED ON FILE.**

The Following Communication: (H.C. 156)

**STATE OF MAINE
HOUSE OF REPRESENTATIVES
SPEAKER'S OFFICE
AUGUSTA, MAINE 04333-0002**

May 24, 2021

The Honorable Robert B. Hunt

Clerk of the House

2 State House Station

Augusta, Maine 04333

Dear Clerk Hunt:

Pursuant to my authority under House Rule 201.1 (l) (a), I am appointing Representative Victoria Doudera of Camden to the Joint Standing Committee on Marine Resources, replacing Representative James Thorne of Carmel, effective May 25, 2021.

Please do not hesitate to contact me if you have any questions regarding this appointment.

Sincerely,

S/Ryan M. Fecteau

Speaker of the House

READ.

Representative DILLINGHAM of Oxford **REQUESTED** a roll call on **ORDERING** the Communication **PLACED ON FILE.**

More than one-fifth of the members present expressed a desire for a roll call which was ordered.

The SPEAKER: A roll call has been ordered. The pending question before the House is Ordering the Communication Placed on File. All those in favor will vote yes, those opposed will vote no.

ROLL CALL NO. 107

YEA - Arford, Babbidge, Bailey, Bell, Berry, Blume, Brennan, Brooks, Bryant, Caiazzo, Cardone, Cloutier, Collings, Copeland, Crafts, Craven, Crockett, Cuddy, Dodge, Doudera, Dunphy, Evans, Fay, FecteauR, Geiger, Gere, Gramlich, Grohoski, Harnett, Hasenfus, Hepler, Hymanson, Kessler, Landry, Lookner, Madigan, MartinJ, MartinR, Mathieson, Matlack, McCrea, McCreight, McDonald, Melaragno, Meyer, MillettR, Morales, Moriarty, O'Connell, O'Neil, Osher, Pebworth, PerryA, PerryJ, Pierce, Pluecker, Reckitt, Rielly, Roberts, Roeder, Sachs, Salisbury, Sharpe, Sheehan, Stover, Supica, Sylvester, Talbot Ross, Tepler, Terry, Tucker, Tuttle, WarrenC, WhiteB, Williams, Wood, Zager, Zeigler.

NAY - Arata, Austin, Bernard, Bickford, Blier, Bradstreet, Carlow, Carmichael, Collamore, Connor, Corey, Costain, Dillingham, Downes, Drinkwater, Ducharme, Faulkingham,

FecteauJ, Foster, Gifford, Greenwood, Griffin, Hall, Hanley, Harrington, Hutchins, Javner, Johansen, Kinney, Lemelin, Libby, Lyman, MasonR, MillettH, Morris, Nadeau, Newman, Ordway, Parry, Perkins, Pickett, Poirier, Prescott, Quint, Rudnicki, Skolfield, Stanley, Stearns, Stetkis, Thorne, Tuell, Underwood, Wadsworth, WarrenS.

ABSENT - Alley, Andrews, Cebra, Dolloff, Doore, Evangelos, Grignon, Haggan, Head, Kryzak, Lyford, MartinT, O'Connor, Paulhus, Riseman, Roche, Sampson, Theriault, WhiteD.

Yes, 78; No, 54; Absent, 19; Excused, 0.

78 having voted in the affirmative and 54 voted in the negative, with 19 being absent, and accordingly the Communication was **ORDERED PLACED ON FILE.**

The Following Communication: (H.C. 157)

**STATE OF MAINE
HOUSE OF REPRESENTATIVES
SPEAKER'S OFFICE
AUGUSTA, MAINE 04333-0002**

May 24, 2021

The Honorable Robert B. Hunt

Clerk of the House

2 State House Station

Augusta, Maine 04333

Dear Clerk Hunt:

Pursuant to my authority under House Rule 201.1 (l) (a), I am appointing Representative Allison Hepler of Woolwich to the Joint Standing Committee on Education and Cultural Affairs, replacing Representative Heidi Sampson of Alfred, effective May 25, 2021.

Please do not hesitate to contact me if you have any questions regarding this appointment.

Sincerely,

S/Ryan M. Fecteau

Speaker of the House

READ.

Representative DILLINGHAM of Oxford **REQUESTED** a roll call on **ORDERING** the Communication **PLACED ON FILE.**

More than one-fifth of the members present expressed a desire for a roll call which was ordered.

The SPEAKER: A roll call has been ordered. The pending question before the House is Ordering the Communication Placed on File. All those in favor will vote yes, those opposed will vote no.

ROLL CALL NO. 108

YEA - Arford, Babbidge, Bailey, Bell, Berry, Blume, Brennan, Brooks, Bryant, Caiazzo, Cardone, Cloutier, Collings, Copeland, Crafts, Craven, Crockett, Cuddy, Dodge, Doudera, Dunphy, Evans, Fay, FecteauR, Geiger, Gere, Gramlich, Grohoski, Harnett, Hasenfus, Hepler, Hymanson, Kessler, Landry, Lookner, Madigan, MartinJ, MartinR, Mathieson, Matlack, McCrea, McCreight, McDonald, Melaragno, Meyer, MillettR, Morales, Moriarty, O'Connell, O'Neil, Osher, Pebworth, PerryA, PerryJ, Pierce, Pluecker, Reckitt, Rielly, Roberts, Roeder, Sachs, Salisbury, Sharpe, Sheehan, Stover, Supica, Sylvester, Talbot Ross, Tepler, Terry, Tucker, Tuttle, WarrenC, WhiteB, Williams, Wood, Zager, Zeigler.

NAY - Arata, Austin, Bernard, Bickford, Blier, Bradstreet, Carlow, Carmichael, Collamore, Connor, Corey, Costain, Dillingham, Downes, Drinkwater, Ducharme, Faulkingham, FecteauJ, Foster, Gifford, Greenwood, Griffin, Hall, Hanley, Harrington, Hutchins, Javner, Johansen, Kinney, Lemelin, Libby, Lyman, MasonR, MillettH, Morris, Nadeau, Newman,

Ordway, Parry, Perkins, Pickett, Poirier, Prescott, Quint, Rudnicki, Skolfield, Stanley, Stearns, Stetkis, Thorne, Tuell, Underwood, Wadsworth, WarrenS.

ABSENT - Alley, Andrews, Cebra, Dolloff, Doore, Evangelos, Grignon, Haggan, Head, Kryzak, Lyford, MartinT, O'Connor, Paulhus, Riseman, Roche, Sampson, Theriault, WhiteD.

Yes, 78; No, 54; Absent, 19; Excused, 0.

78 having voted in the affirmative and 54 voted in the negative, with 19 being absent, and accordingly the Communication was **ORDERED PLACED ON FILE**.

The Following Communication: (H.C. 158)

**STATE OF MAINE
HOUSE OF REPRESENTATIVES
SPEAKER'S OFFICE
AUGUSTA, MAINE 04333-0002**

May 24, 2021

The Honorable Robert B. Hunt
Clerk of the House

2 State House Station
Augusta, Maine 04333

Dear Clerk Hunt:

Pursuant to my authority under House Rule 201.1 (l) (a), I am appointing Representative Genevieve McDonald of Stonington to the Joint Standing Committee on Innovation, Development, Economic Advancement and Business, replacing Representative John Andrews of Paris, effective May 25, 2021. Please do not hesitate to contact me if you have any questions regarding this appointment.

Sincerely,

S/Ryan M. Fecteau

Speaker of the House

READ and ORDERED PLACED ON FILE.

The Following Communication: (H.C. 159)

**STATE OF MAINE
HOUSE OF REPRESENTATIVES
SPEAKER'S OFFICE
AUGUSTA, MAINE 04333-0002**

May 24, 2021

The Honorable Robert B. Hunt
Clerk of the House

2 State House Station
Augusta, Maine 04333

Dear Clerk Hunt:

Pursuant to my authority under House Rule 201.1 (l) (a), I am appointing Representative Holly Stover of Boothbay to the Joint Standing Committee on Marine Resources, replacing Representative Sherman Hutchins of Penobscot, effective May 25, 2021.

Please do not hesitate to contact me if you have any questions regarding this appointment.

Sincerely,

S/Ryan M. Fecteau

Speaker of the House

READ.

Representative DILLINGHAM of Oxford **REQUESTED** a roll call on **ORDERING** the Communication **PLACED ON FILE**.

More than one-fifth of the members present expressed a desire for a roll call which was ordered.

The SPEAKER: A roll call has been ordered. The pending question before the House is Ordering the Communication

Placed on File. All those in favor will vote yes, those opposed will vote no.

ROLL CALL NO. 109

YEA - Arford, Babbidge, Bailey, Bell, Berry, Blume, Brennan, Brooks, Bryant, Caiazzo, Cardone, Cloutier, Collings, Copeland, Crafts, Craven, Crockett, Cuddy, Dodge, Doudera, Dunphy, Evans, Fay, FecteauR, Geiger, Gere, Gramlich, Grohoski, Harnett, Hasenfus, Hepler, Hymanson, Kessler, Landry, Lookner, Madigan, MartinJ, MartinR, Mathieson, Matlack, McCrea, McCreight, McDonald, Melaragno, Meyer, MillettR, Morales, Moriarty, O'Connell, O'Neil, Osher, Pebworth, PerryA, PerryJ, Pierce, Pluecker, Reckitt, Rielly, Roberts, Roeder, Sachs, Salisbury, Sharpe, Sheehan, Stover, Supica, Sylvester, Talbot Ross, Tepler, Terry, Tucker, Tuttle, WarrenC, WhiteB, Williams, Wood, Zager, Zeigler.

NAY - Arata, Austin, Bernard, Bickford, Blier, Bradstreet, Carlow, Carmichael, Collamore, Connor, Corey, Costain, Dillingham, Downes, Drinkwater, Ducharme, Faulkingham, FecteauJ, Foster, Gifford, Greenwood, Griffin, Hall, Hanley, Harrington, Hutchins, Javner, Johansen, Kinney, Lemelin, Libby, Lyman, MasonR, MillettH, Morris, Nadeau, Newman, Ordway, Parry, Perkins, Pickett, Poirier, Prescott, Quint, Rudnicki, Skolfield, Stanley, Stearns, Stetkis, Thorne, Tuell, Underwood, Wadsworth, WarrenS.

ABSENT - Alley, Andrews, Cebra, Dolloff, Doore, Evangelos, Grignon, Haggan, Head, Kryzak, Lyford, MartinT, O'Connor, Paulhus, Riseman, Roche, Sampson, Theriault, WhiteD.

Yes, 78; No, 54; Absent, 19; Excused, 0.

78 having voted in the affirmative and 54 voted in the negative, with 19 being absent, and accordingly the Communication was **ORDERED PLACED ON FILE**.

The Following Communication: (H.C. 160)

**STATE OF MAINE
HOUSE OF REPRESENTATIVES
SPEAKER'S OFFICE
AUGUSTA, MAINE 04333-0002**

May 24, 2021

The Honorable Robert B. Hunt
Clerk of the House

2 State House Station
Augusta, Maine 04333

Dear Clerk Hunt:

Pursuant to my authority under House Rule 201.1 (l) (a), I am appointing Representative Jessica Fay of Raymond to the Joint Standing Committee on Environment and Natural Resources, replacing Representative Christopher Johansen of Monticello, effective May 25, 2021.

Please do not hesitate to contact me if you have any questions regarding this appointment.

Sincerely,

S/Ryan M. Fecteau

Speaker of the House

READ.

Representative DILLINGHAM of Oxford **REQUESTED** a roll call on **ORDERING** the Communication **PLACED ON FILE**.

More than one-fifth of the members present expressed a desire for a roll call which was ordered.

The SPEAKER: A roll call has been ordered. The pending question before the House is Ordering the Communication Placed on File. All those in favor will vote yes, those opposed will vote no.

ROLL CALL NO. 110

YEA - Arford, Babbidge, Bailey, Bell, Berry, Blume, Brennan, Brooks, Bryant, Caiazzo, Cardone, Cloutier, Collings, Copeland, Crafts, Craven, Crockett, Cuddy, Dodge, Doudera, Dunphy, Evans, Fay, FecteauR, Geiger, Gere, Gramlich, Grohoski, Harnett, Hasenfus, Hepler, Hymanson, Kessler, Landry, Lookner, Madigan, MartinJ, MartinR, Mathieson, Matlack, McCrea, McCreight, McDonald, Melaragno, Meyer, MillettR, Morales, Moriarty, O'Connell, O'Neil, Osher, Pebworth, PerryA, PerryJ, Pierce, Pluecker, Reckitt, Rielly, Roberts, Roeder, Sachs, Salisbury, Sharpe, Sheehan, Stover, Supica, Sylvester, Talbot Ross, Tepler, Terry, Tucker, Tuttle, WarrenC, WhiteB, Williams, Wood, Zager, Zeigler.

NAY - Arata, Austin, Bernard, Bickford, Blier, Bradstreet, Carlow, Carmichael, Collamore, Connor, Corey, Costain, Dillingham, Downes, Drinkwater, Ducharme, Faulkingham, FecteauJ, Foster, Gifford, Greenwood, Griffin, Hall, Hanley, Harrington, Hutchins, Javner, Johansen, Kinney, Lemelin, Libby, Lyman, MasonR, MillettH, Morris, Nadeau, Newman, Ordway, Parry, Perkins, Pickett, Poirier, Prescott, Quint, Rudnicki, Skolfield, Stanley, Stearns, Stetkis, Thorne, Tuell, Underwood, Wadsworth, WarrenS.

ABSENT - Alley, Andrews, Cebra, Dolloff, Doore, Evangelos, Grignon, Haggan, Head, Kryzak, Lyford, MartinT, O'Connor, Paulhus, Riseman, Roche, Sampson, Theriault, WhiteD.

Yes, 78; No, 54; Absent, 19; Excused, 0.

78 having voted in the affirmative and 54 voted in the negative, with 19 being absent, and accordingly the Communication was **ORDERED PLACED ON FILE.**

The Following Communication: (H.C. 161)

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

May 24, 2021

The Honorable Robert B. Hunt
Clerk of the House
2 State House Station
Augusta, Maine 04333

Dear Clerk Hunt:

Pursuant to my authority under House Rule 201.1 (I) (a), I am appointing Representative Barbara Cardone of Bangor to the Joint Standing Committee on Judiciary, replacing Representative Laurel Libby of Auburn, effective May 25, 2021. Please do not hesitate to contact me if you have any questions regarding this appointment.

Sincerely,

S/Ryan M. Fecteau
Speaker of the House

READ.

Representative DILLINGHAM of Oxford **REQUESTED** a roll call on **ORDERING** the Communication **PLACED ON FILE.**

More than one-fifth of the members present expressed a desire for a roll call which was ordered.

The **SPEAKER**: The Chair recognizes the Representative from Auburn, Representative Libby.

Representative **LIBBY**: Thank you, Mr. Speaker. Mr. Speaker and my distinguished colleagues, I firmly believe that Maine citizens should be able to enter the State House according to the most recent federal and state CDC guidelines as reflected in Chief Executive Mills' May 19th Executive Order.

The People's House has been closed to Maine citizens for well over a year and during that time we were told daily to follow the science. As the State House doors are opened once more, Maine people should be able to access and petition their government without infringement. Despite reports to the contrary, my sole intention in protesting the State House mask mandate was to stand up for the rights of Maine people to enter their House with the same freedom of choice that they enjoy throughout the rest of the State.

It is clear that this mandate is not necessary, with a total of 40 positive cases statewide on June 1st. For many reasons, I believe that all should be able to enter the State House with freedom of choice, but as you know, Mr. Speaker, from our phone conversation on Sunday, in this case, I did not ask for a change to the policy for myself, my fellow legislators, for lobbyists, State House employees, or press. I simply ask that Maine citizens coming to petition their government be allowed to enter the People's House unencumbered by onerous restrictions that disenfranchise our citizenry. Thank you.

The **SPEAKER**: A roll call has been ordered. The pending question before the House is Ordering the Communication Placed on File. All those in favor will vote yes, those opposed will vote no.

ROLL CALL NO. 111

YEA - Arford, Babbidge, Bailey, Bell, Berry, Blume, Brennan, Brooks, Bryant, Caiazzo, Cardone, Cloutier, Collings, Copeland, Crafts, Craven, Crockett, Cuddy, Dodge, Doudera, Dunphy, Evans, Fay, FecteauR, Geiger, Gere, Gramlich, Grohoski, Harnett, Hasenfus, Hepler, Hymanson, Kessler, Landry, Lookner, Madigan, MartinJ, MartinR, Mathieson, Matlack, McCrea, McCreight, McDonald, Melaragno, Meyer, MillettR, Morales, Moriarty, O'Connell, O'Neil, Osher, Pebworth, PerryA, PerryJ, Pierce, Pluecker, Reckitt, Rielly, Roberts, Roeder, Sachs, Salisbury, Sharpe, Sheehan, Stover, Supica, Sylvester, Talbot Ross, Tepler, Terry, Tucker, Tuttle, WarrenC, WhiteB, Williams, Wood, Zager, Zeigler.

NAY - Arata, Austin, Bernard, Bickford, Blier, Bradstreet, Carlow, Carmichael, Collamore, Connor, Corey, Costain, Dillingham, Downes, Drinkwater, Ducharme, Faulkingham, FecteauJ, Foster, Gifford, Greenwood, Griffin, Hall, Hanley, Harrington, Hutchins, Javner, Johansen, Kinney, Lemelin, Libby, Lyman, MasonR, MillettH, Morris, Nadeau, Newman, Ordway, Parry, Perkins, Pickett, Poirier, Prescott, Quint, Rudnicki, Skolfield, Stanley, Stearns, Stetkis, Thorne, Tuell, Underwood, Wadsworth, WarrenS.

ABSENT - Alley, Andrews, Cebra, Dolloff, Doore, Evangelos, Grignon, Haggan, Head, Kryzak, Lyford, MartinT, O'Connor, Paulhus, Riseman, Roche, Sampson, Theriault, WhiteD.

Yes, 78; No, 54; Absent, 19; Excused, 0.

78 having voted in the affirmative and 54 voted in the negative, with 19 being absent, and accordingly the Communication was **ORDERED PLACED ON FILE.**

The Following Communication: (H.C. 162)

**STATE OF MAINE
HOUSE OF REPRESENTATIVES
SPEAKER'S OFFICE
AUGUSTA, MAINE 04333-0002**

May 24, 2021

The Honorable Robert B. Hunt

Clerk of the House

2 State House Station

Augusta, Maine 04333

Dear Clerk Hunt:

Pursuant to my authority under House Rule 201.1 (l) (a), I am appointing Representative Gina Melaragno of Auburn to the Joint Standing Committee on Health and Human Services, replacing Representative Michael Lemelin of Chelsea, effective May 25, 2021.

Please do not hesitate to contact me if you have any questions regarding this appointment.

Sincerely,

S/Ryan M. Fecteau

Speaker of the House

READ.

Representative DILLINGHAM of Oxford **REQUESTED** a roll call on **ORDERING** the Communication **PLACED ON FILE**.

More than one-fifth of the members present expressed a desire for a roll call which was ordered.

The **SPEAKER**: The Chair recognizes the Representative from Chelsea, Representative Lemelin.

Representative **LEMELIN**: Thank you, Mr. Speaker. On said day, I was in this building for 10 minutes. I've been accused of not wearing my mask. I observed two Members across the aisle today that had their mask off for 10 minutes. So, Mr. Speaker, I hope that if you're going to place this on file, that they're going to be removed from their committees also, because otherwise there's double standards here. It was 10 minutes. That's it. Seven o'clock in the morning, nobody was here. Right now, we're in a full chamber and you've already given your warning. So, I'm hoping that the Speaker is going to hold the same standard for everybody. Thank you.

The **SPEAKER**: A roll call has been ordered. The pending question before the House is Ordering the Communication Placed on File. All those in favor will vote yes, those opposed will vote no.

ROLL CALL NO. 112

YEA - Arford, Babbidge, Bailey, Bell, Berry, Blume, Brennan, Brooks, Bryant, Caiazzo, Cardone, Cloutier, Collings, Copeland, Crafts, Craven, Crockett, Cuddy, Dodge, Doudera, Dunphy, Evans, Fay, FecteauR, Geiger, Gere, Gramlich, Grohoski, Harnett, Hasenfus, Hepler, Hymanson, Kessler, Landry, Lookner, Madigan, MartinJ, MartinR, Mathieson, Matlack, McCrea, McCreight, McDonald, Melaragno, Meyer, MillettR, Morales, Moriarty, O'Connell, O'Neil, Osher, Pebworth, PerryA, PerryJ, Pierce, Pluecker, Reckitt, Rielly, Roberts, Roeder, Sachs, Salisbury, Sharpe, Sheehan, Stover, Supica, Sylvester, Talbot Ross, Tepler, Terry, Tucker, Tuttle, WarrenC, WhiteB, Williams, Wood, Zager, Zeigler.

NAY - Arata, Austin, Bernard, Bickford, Blier, Bradstreet, Carlow, Carmichael, Collamore, Connor, Corey, Costain, Dillingham, Downes, Drinkwater, Ducharme, Faulkingham, FecteauJ, Foster, Gifford, Greenwood, Griffin, Hall, Hanley, Harrington, Hutchins, Javner, Johansen, Kinney, Lemelin, Libby, Lyman, MasonR, MillettH, Morris, Nadeau, Newman, Ordway, Parry, Perkins, Pickett, Poirier, Prescott, Quint, Rudnicki, Skolfield, Stanley, Stearns, Stetkis, Thorne, Tuell, Underwood, Wadsworth, WarrenS.

ABSENT - Alley, Andrews, Cebra, Dolloff, Doore, Evangelos, Grignon, Haggan, Head, Kryzak, Lyford, MartinT, O'Connor, Paulhus, Riseman, Roche, Sampson, Theriault, WhiteD.

Yes, 78; No, 54; Absent, 19; Excused, 0.

78 having voted in the affirmative and 54 voted in the negative, with 19 being absent, and accordingly the Communication was **ORDERED PLACED ON FILE**.

The Following Communication: (H.C. 152)

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

June 2, 2021

Honorable Ryan M. Fecteau

Speaker of the House

2 State House Station

Augusta, Maine 04333

Dear Speaker Fecteau:

Pursuant to Joint Rule 310, the Committee on Education and Cultural Affairs has approved the request by the sponsor, Representative Pierce of Falmouth, to report the following "Leave to Withdraw:"

L.D. 465 An Act To Update the Laws Regarding Private Schools That Serve At-risk Youth

Pursuant to Joint Rule 310, the Committee on Education and Cultural Affairs has approved the request by the sponsor, Representative Martin of Eagle Lake, to report the following "Leave to Withdraw:"

L.D. 723 An Act To Amend the Laws Establishing Regional School Units

Pursuant to Joint Rule 310, the Committee on Energy, Utilities and Technology has approved the request by the sponsor, Representative Gramlich of Old Orchard Beach, to report the following "Leave to Withdraw:"

L.D. 757 An Act Concerning Large-scale Water Extraction

Pursuant to Joint Rule 310, the Committee on Judiciary has approved the request by the sponsor, Representative Harnett of Gardiner, to report the following "Leave to Withdraw:"

L.D. 850 An Act Regarding the Employment Status of Assistant District Attorneys

Pursuant to Joint Rule 310, the Committee on State and Local Government has approved the request by the sponsor, Senator Breen of Cumberland, to report the following "Leave to Withdraw:"

L.D. 1108 An Act To Promote Legislative Oversight of Federal COVID-19 Relief Funds

Pursuant to Joint Rule 310, the Committee on Transportation has approved the request by the sponsor, Representative Grohoski of Ellsworth, to report the following "Leave to Withdraw:"

L.D. 1396 Resolve, To Ensure Proper Funding for Recreational Trails and Transportation Alternatives

Sincerely,

S/Robert B. Hunt

Clerk of the House

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

The Following Communication: (H.C. 153)

**STATE OF MAINE
HOUSE OF REPRESENTATIVES
SPEAKER'S OFFICE
AUGUSTA, MAINE 04333-0002**

June 2, 2021

Honorable Robert B. Hunt

Clerk of the House

2 State House Station

Augusta, Maine 04333

Dear Clerk Hunt:

Please be advised that pursuant to her authority, Governor Janet T. Mills has nominated the following:

on May 20, 2021

Stephanie A. Dolan of Scarborough, Craig Cunningham of Kennebunk, Yoosuf Saleem Siddiqui of Easton and Timothy R. Beaulieu of Hollis for appointment to the Board of Trustees of the Maine School of Science and Mathematics.

Pursuant to Title 20-A, MRSA §8204, these appointments are contingent on the Maine State Senate's confirmation after review by the Joint Standing Committee on Education and Cultural Affairs.

Paulette Bonneau of Biddeford to the State Board of Education and Joshua Taft Leinwand of Yarmouth as a Student Member of the State Board of Education.

Pursuant to Title 20-A, MRSA §401, these appointments are contingent on the Maine State Senate's confirmation after review by the Joint Standing Committee on Education and Cultural Affairs

Michelle Ames of Portland, Roxanne Baker of Cape Elizabeth, Lisette Belanger of Portland, Corda L. Kinzie of Readfield, Terry Morrell of Gorham and Michael Pulsifer of Cape Elizabeth for reappointment and Jamie Guerrette of Presque Isle, Elizabeth A. Seal of Lisbon Falls and Sandra K. Wood 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.

Pursuant to Title 20-A §7406, these reappointments and appointments are contingent on the Maine State Senate's confirmation after review by the Joint Standing Committee on Education and Cultural Affairs.

Heather Furth of Old Town for appointment to the Efficiency Maine Trust Board of Directors.

Pursuant to Title 35-A MRSA § 10103, this appointment is contingent on the Maine State Senate's confirmation after review by the Joint Standing Committee on Energy, Utilities and Technology.

Anthony L. Liguori of Kennebunk for appointment to the Inland Fisheries and Wildlife Advisory Council.

Pursuant to Title 12, MRSA §10151, this appointment is contingent on the Maine State Senate's confirmation after review by the Joint Standing Committee on Inland Fisheries and Wildlife.

Elizabeth Fitzgerald of Machiasport and Julie A. Sheehan of South Portland for reappointment and The Honorable Stacey A. Fitts of Pittsfield, The Honorable Kimberly J. Monaghan of Cape Elizabeth and The Honorable John C. Schneck of Bangor for appointment to the State Liquor and Lottery Commission.

Pursuant to Title 5 §283-A, these reappointments and appointments are contingent on the Maine State Senate's confirmation after review by the Joint Standing Committee on Veterans and Legal Affairs.

on May 21, 2021

Emily Ann Cain of Orono and Sven Bartholomew of Brewer for reappointment to the University of Maine System Board of Trustees.

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

Almon D. Rivers of Searsport, Michael S. Flanagan of Thomaston and Eric P. Jergenson of Stockton Springs for reappointment and Melissa E. Landon of Portland, Stacey S. Keefer of Union and Christine G. Boone of Stockton Springs for appointment to the Board of Trustees of the Maine School for Marine Science, Technology, Transportation and Engineering.

Pursuant to Title 20-A §8234, these reappointments and appointments are contingent on the Maine State Senate's confirmation after review by the Joint Standing Committee on Education and Cultural Affairs.

on May 24, 2021

Patrick J. Scully, Esquire of Naples for appointment to the Maine Public Utilities Commission.

Pursuant to Title 35-A, MRSA §105, this appointment is contingent on the Maine State Senate's confirmation after review by the Joint Standing Committee on Energy, Utilities and Technology.

Sincerely,

S/Ryan M. Fecteau

Speaker of the House

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

The Following Communication: (H.C. 154)

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

June 2, 2021

Honorable Ryan M. Fecteau

Speaker of the House

2 State House Station

Augusta, Maine 04333

Dear Speaker Fecteau:

Pursuant to Joint Rule 310, the following Joint Standing Committees have voted unanimously to report the following bills out "Ought Not to Pass:"

Agriculture, Conservation and Forestry

L.D. 1594 An Act To Suspend the Collection of the Container Fee for Hand Sanitizer and Sanitizing Wipes during the COVID-19 Pandemic (EMERGENCY)

Criminal Justice and Public Safety

L.D. 539 An Act To Require Law Enforcement Agencies To Do a Thorough Background Check of Applicant Officers and To Require the Release of Records, Including Sealed Records, to the Requesting Agency

L.D. 1351 An Act To Amend Certain Provisions of the Maine Criminal Code and the Maine Bail Code

L.D. 1473 An Act To Exempt Land-based Aquaculture Facilities from the Maine Uniform Building and Energy Code Requirements (EMERGENCY)

JOURNAL AND LEGISLATIVE RECORD - HOUSE, June 2, 2021

L.D. 1607	An Act To Criminalize Calls Made to Emergency Services Based on Racial Profiling	Health Coverage, Insurance and Financial Services L.D. 323	An Act Regarding Insurance Coverage for Telehealth Services
Education and Cultural Affairs		L.D. 333	An Act Regarding Telehealth
L.D. 84	An Act To Increase the State Share of the Cost of Health Insurance for Retired Teachers (EMERGENCY)	L.D. 649	An Act To Expand and Promote Telehealth Services
L.D. 238	An Act Concerning Civics Instruction	L.D. 738	An Act To Provide High-quality Health Care for All Maine Residents
L.D. 406	An Act To Study the Costs and Feasibility of Requiring Industrial Arts To Be Offered in All Maine Public High Schools	L.D. 749	An Act To Establish a Council on Health Systems Development
L.D. 701	An Act To Require the Education of High School Students in Certain Life Skills	L.D. 849	An Act To Make Permanent the Telehealth Reimbursement Options Passed by Emergency Measures
Energy, Utilities and Technology		L.D. 1007	An Act To Increase Availability of Health Care through Telehealth
L.D. 427	An Act Regarding Solar Project Licensing	L.D. 1194	An Act To Reduce Health Care Worker Shortages
L.D. 695	An Act To Allow Municipal Utility Expansion under Certain Conditions	L.D. 1361	An Act To Amend Telehealth Laws Regarding Out-of-state Telehealth Provisions
L.D. 717	An Act To Allow the Efficiency Maine Trust To Own Electricity Facilities	L.D. 1614	An Act To Mandate That Certain Health Care Providers Disclose an Estimate of Charges at Time of Service
L.D. 744	An Act To Extend the Right-of-way Surrounding Power Lines for the Purpose of Tree Trimming	L.D. 1648	An Act To Ensure Reasonable Access to Laboratory Testing and Imaging Services for State Employee Health Care Plan Participants
L.D. 971	An Act To Require the Public Utilities Commission To Open an Inquiry Regarding Notification of the Sale of an Investor-owned Transmission and Distribution Utility	L.D. 1661	An Act To Protect the Insurable Interest of Homeowners in Multifamily Residences
L.D. 995	An Act To Improve Future Reorganizations of Transmission and Distribution Utilities	L.D. 1681	An Act Regarding Telehealth Services for Certain Licensees of the Office of Professional and Occupational Regulation and Certain Licensees Affiliated with the Department of Professional and Financial Regulation
L.D. 1264	An Act To Allow Owners and Renters To Use Future Electric Bill Payments To Finance Heat Pumps	Innovation, Development, Economic Advancement and Business	
Environment and Natural Resources		L.D. 1655	An Act To Create a Data Broker Registry and Improve Consumer Protections
L.D. 387	An Act To Reduce the Amount of Waste Going into Landfills	L.D. 1720	An Act To Protect the Privacy of Personal Information of Maine Residents
L.D. 735	An Act To Establish a Funding Mechanism To Protect Private Roads Endangered by Climate Action Impacts	Judiciary	
L.D. 890	An Act To Protect Maine Consumers and Decrease Environmental Pollution	L.D. 348	An Act To Give Oversight Powers to the Maine Commission on Indigent Legal Services
L.D. 901	An Act To Assist Maine Residents Negatively Affected by Climate Change	L.D. 355	An Act To Require Pest Disclosure in All Real Estate Transactions
L.D. 960	An Act To Require Reporting of Perfluoroalkyl and Polyfluoroalkyl Substances, PFAS, in Products and of Discharges of Firefighting Foam Containing PFAS	L.D. 579	Resolve, To Conduct an Independent Examination of the Protection Order System To Determine whether There Is Systemic Misuse by Applicants
L.D. 1163	An Act To Reduce Pollution by Prohibiting Metallic Mineral Mining	L.D. 688	An Act To Promote Justice for Victims of Childhood Sexual Abuse
L.D. 1545	An Act Regarding Greenhouse Gas Emissions and Reductions Associated with Significant Development Projects (EMERGENCY)	L.D. 741	An Act To Establish a Bill of Rights for Maine Residents 65 Years of Age and Older
L.D. 1567	An Act To Equitably Fund Maine's Climate Change Mitigation Efforts	L.D. 810	An Act To Allow Remote Notarization of Documents in Limited Circumstances While Preventing Exploitation
Health and Human Services		L.D. 902	An Act To Enact the Uniform Registration of Canadian Money Judgments Act
L.D. 1090	Resolve, To Equitably Fund Legal Fees for Progressive Treatment Programs	L.D. 904	An Act Concerning the Revised Uniform Law on Notarial Acts
L.D. 1437	An Act To Reduce Poisoning from Radon, Arsenic and Other Air or Water Pollutants by Expanding Education, Testing and Mitigation Regarding Those Pollutants	L.D. 908	An Act To Protect Maine Residents and Organizations from Unreasonable and Illegal Surveillance, Monitoring or Tracking
L.D. 1717	An Act To Ensure Home Care and Hospice Providers Are Included in Maine's Emergency Response Plans		

JOURNAL AND LEGISLATIVE RECORD - HOUSE, June 2, 2021

Labor and Housing		L.D. 1162	An Act To Dedicate a Percentage of the Sales and Use Tax on Motor Vehicles and Motor Vehicle Parts to the Highway Fund
L.D. 317	An Act To Create Equality in Retirement for Forest Rangers with That of Employees of State Conservation Law Enforcement Agencies	L.D. 1243	An Act To Exempt from Taxation Out-of-state Pensions
L.D. 397	An Act To Recalculate Retirement Benefits for Certain State Employees Adversely Affected by Merit Pay Freezes	L.D. 1355	An Act To Amend the Motor Vehicle Excise Tax Exemption for Veterans Who Are Disabled
L.D. 1020	An Act To Promote the Integrity of the Unemployment Insurance Program	L.D. 1395	An Act To Suspend Meals and Lodging Taxes until 12 Months after the COVID-19 Civil Emergency
L.D. 1032	An Act To Promote the Sustainability of the State's Unemployment Insurance System by Linking the Duration of Benefits to the State's Average Unemployment Rate	L.D. 1410	An Act To Incentivize the Development of the Labor Force in the Green Jobs Sector through Assistance in Repaying Student Loan Debt
L.D. 1461	An Act Relating to Heat Illness Prevention	L.D. 1418	An Act To Allow a Local Option Sales Tax on Meals and Lodging
State and Local Government		L.D. 1443	An Act Regarding Higher Income Tax Levels
L.D. 646	An Act To Improve the Administration of Elections by Ensuring an Adequate Number of Poll Workers	L.D. 1458	An Act To Expand Incentives To Live and Work in Maine through a Partial Tax Credit for Certain Student Loans
L.D. 974	An Act To Ensure the Continuance of a Citizen Legislature by Tying Future Pay to the State Minimum Wage	L.D. 1500	An Act To Bring Equity to Maine's Tax Law by Adjusting Certain Individual Income Tax Rates
L.D. 1387	An Act To Remove the Provision of Law Allowing a Legislator Who Resigns from Service as a Town Assessor To Continue To Serve Concurrently as a Selectman and as a Legislator	L.D. 1516	An Act To Amend the Property Tax Exemption for Persons Who Are Legally Blind
L.D. 1670	Resolve, To Establish the Commission To Study and Recommend Solutions for Modernizing the Maine Legislature	L.D. 1525	An Act To Exempt from Sales Tax Plastic Bags Required by a Municipal Solid Waste Management Program
Taxation		L.D. 1598	An Act To Eliminate Taxpayer Subsidies for Discriminatory Employers
L.D. 147	An Act To Update References to the United States Internal Revenue Code of 1986 Contained in the Maine Revised Statutes and Amend Income Tax Modifications and the Maine Capital Investment Tax Credit (EMERGENCY)	L.D. 1677	An Act To Support Frontline Workers by Adding a Temporary Tax Bracket Affecting High Earners
L.D. 288	An Act To Conform the Maine Income Tax Law with Federal Law To Exempt Paycheck Protection Program Loans from Being Considered Taxable Income	Transportation	
L.D. 495	An Act To Improve Income Tax Progressivity by Establishing New Top Individual Income Tax Rates	L.D. 382	An Act Regarding the Department of Transportation and Electric Vehicle Charging Stations
L.D. 532	An Act To Lower Income Taxes for Middle-income Families in Maine	L.D. 388	An Act To Amend the Laws Governing Transportation
L.D. 570	An Act To Provide for Fairness in the Taxation of Extraordinary and Unearned Income by Establishing a 3 Percent Surcharge on Net Capital Gains and Dividends Income over \$250,000 for Taxpayers Filing Single or Married Separate Returns and over \$500,000 for Taxpayers Filing Joint Returns	L.D. 1456	An Act To Invest in Passenger Rail Expansion
L.D. 973	An Act Regarding the Educational Opportunity Tax Credit	L.D. 1534	An Act To Preserve and Protect the State's Rail Corridors
L.D. 977	An Act Regarding the Maine Educational Opportunity Tax Credit	L.D. 1562	An Act To Strengthen the Northern New England Passenger Rail Authority
L.D. 1136	An Act To Promote Fairness in Income Tax Rates by Making Them More Progressive	Veterans and Legal Affairs	
L.D. 1145	An Act To Eliminate the State Income Tax on Maine Public Employees Retirement System Pensions	L.D. 303	An Act To Establish Semi-open Primary Elections To Allow Unenrolled Voters To Participate
		L.D. 479	An Act To Ban Foreign Campaign Contributions and Expenditures in Maine Elections
		L.D. 818	An Act To Limit Spam Texting
		L.D. 1121	An Act To Create an Open and Streamlined Primary System
		L.D. 1330	An Act To Join the National Popular Vote Compact
		L.D. 1384	An Act To Adopt the National Popular Vote Interstate Compact
		L.D. 1537	An Act To Restore Funding to the Southern Maine Veterans Cemetery

Sincerely,
S/Robert B. Hunt
Clerk of House

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

The Following Communication: (H.C. 163)

**STATE OF MAINE
OFFICE OF THE ATTORNEY GENERAL
6 STATE HOUSE STATION
AUGUSTA, MAINE 04333-0006**

May 26, 2021

The Honorable Troy D. Jackson, President
Maine State Senate
3 State House Station
Augusta, Maine 04333

The Honorable Ryan M. Fecteau, Speaker
MAINE HOUSE OF REPRESENTATIVES
2 State House Station
Augusta, Maine 04333

The Honorable Mark Lawrence, Senate Chair
The Honorable Seth Berry, House Chair
COMMITTEE ON ENERGY, UTILITIES AND TECHNOLOGY
100 State House Station
Augusta, Maine 04333

Re: *2019/2020 Attorney General Report to the Legislature
Under the Petroleum Market Share Act*

Greetings, President Jackson, Speaker Fecteau, Senator
Lawrence, and Representative Berry:

I am pleased to submit this report in accordance with the
Petroleum Market Share Act ("PMSA"), 10 M.R.S. § 1677. The
PMSA requires the Attorney General to make a report to the
Legislature describing the concentration of retail outlets in the
State, including a recommendation as to whether additional
legislation is needed to further limit or curtail the activity of
refiners operating retail outlets.

Enclosed is a report describing concentration of retail outlets in
the State. The report, which is based on data collected from
wholesalers of both motor fuel oil and home heating oil,
includes maps depicting relative concentration in designated
markets throughout the State. This report is also available on
the Attorney General's website at:
<https://www.maine.gov/ag/docs/Bi-annual%20PMSA%20Report%202019-20.pdf>

Since no refiners of petroleum products operate retail outlets in
this State, we recommend no legislation to limit or curtail such
operations.

I appreciate this opportunity to provide this information and
hope it is useful.

Sincerely,
S/Aaron M. Frey
Attorney General

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

The Following Communication: (S.P. 539)

**MAINE SENATE
130TH LEGISLATURE
OFFICE OF THE SECRETARY**

May 3, 2021

Hon. Troy D. Jackson
President of the Senate
130th Legislature

Hon. Ryan M. Fecteau
Speaker of the House
130th Legislature

Dear Mr. President and Mr. Speaker:

On May 3, 2021, 16 bills were received by the Secretary of the
Senate.

Pursuant to the provisions of Joint Rule 308.2, these bills were
referred to the Joint Standing Committees on May 3, 2021, as
follows:

Appropriations and Financial Affairs

Bill "An Act To Authorize a General Fund Bond Issue To
Provide Funds for Maine To Meet the State's Carbon
Reduction Goals by Supporting the Use of Biofuels" (S.P. 521)
(L.D. 1637) (Sponsored by President JACKSON of Aroostook)
(Approved for introduction by a majority of the Legislative
Council pursuant to Joint Rule 205.)

Bill "An Act To Authorize a General Fund Bond Issue To
Provide Funds for Infrastructure Projects across the State and
To Direct the Department of Environmental Protection To
Establish a State Infrastructure Adaptation Fund and
Predevelopment Assistance Program" (S.P. 532) (L.D. 1647)
(Sponsored by Senator BREEN of Cumberland) (Cosponsored
by Representative PIERCE of Falmouth and Senators:
President JACKSON of Aroostook, CARNEY of Cumberland,
BRENNER of Cumberland, Representatives: BLUME of York,
DOUDERA of Camden) (Approved for introduction by a
majority of the Legislative Council pursuant to Joint Rule 205.)

Education and Cultural Affairs

Bill "An Act To Enact the Campus Free Speech and Free Press
Act" (S.P. 524) (L.D. 1640) (Sponsored by Senator KEIM of
Oxford) (Cosponsored by Representative: ANDREWS of Paris)

Environment and Natural Resources

Bill "An Act To Protect the Health and Welfare of Maine
Communities and Reduce Harmful Solid Waste" (S.P. 523)
(L.D. 1639) (Sponsored by Senator CARNEY of Cumberland)
(Cosponsored by Representative NEWELL of the
Passamaquoddy Tribe and Senators: BENNETT of Oxford,
President JACKSON of Aroostook, BRENNER of Cumberland,
Representatives: Speaker FECTEAU of Biddeford, COLLINGS
of Portland, DOUDERA of Camden, GROHOSKI of Ellsworth,
WILLIAMS of Bar Harbor)

Health and Human Services

Bill "An Act To Make the Shared Living Program Accessible for
Persons with Intellectual Disabilities or Autism" (S.P. 536) (L.D.
1649) (Sponsored by Senator LIBBY of Androscoggin)
(Cosponsored by Representative TEPLER of Topsham)
(Approved for introduction by a majority of the Legislative
Council pursuant to Joint Rule 205.)

Health Coverage, Insurance and Financial Services

Bill "An Act To Reduce Prescription Drug Costs by Using
International Pricing" (S.P. 520) (L.D. 1636) (Sponsored by
Senator CLAXTON of Androscoggin)

Bill "An Act To Establish Protections for Private Student Loan
Borrowers and a Registry of Lenders" (S.P. 530) (L.D. 1645)
(Sponsored by Senator VITELLI of Sagadahoc) (Cosponsored
by Senators: DAUGHTRY of Cumberland, HICKMAN of
Kennebec, CURRY of Waldo, RAFFERTY of York,

Representatives: MILLETT of Cape Elizabeth, TALBOT ROSS of Portland, HEPLER of Woolwich)

Bill "An Act To Amend the Occupational Therapy Licensing Statutes" (S.P. 531) (L.D. 1646) (Sponsored by Senator SANBORN of Cumberland)

Bill "An Act To Ensure Reasonable Access to Laboratory Testing and Imaging Services for State Employee Health Care Plan Participants" (S.P. 534) (L.D. 1648) (Sponsored by President JACKSON of Aroostook)

Innovation, Development, Economic Advancement and Business

Bill "An Act To Ensure Continued Access to Film and Stage Theaters and Music Venues" (S.P. 526) (L.D. 1641) (Sponsored by Senator DAUGHTRY of Cumberland)

Bill "An Act To Create the Small Business Capital Savings Account Program" (S.P. 537) (L.D. 1650) (Sponsored by Senator STEWART of Aroostook) (Cosponsored by Representative: DUNPHY of Old Town)

Labor and Housing

Bill "An Act To Improve the Disability Retirement Program of the Maine Public Employees Retirement System" (S.P. 529) (L.D. 1644) (Sponsored by Senator MIRAMANT of Knox) (Cosponsored by Representative TALBOT ROSS of Portland and Senator: President JACKSON of Aroostook, Representatives: Speaker FECTEAU of Biddeford, DUNPHY of Old Town)

Taxation

Bill "An Act To Help Seniors and Certain Persons with Disabilities Remain in Their Homes by Providing for the Deferral of Property Taxes" (S.P. 522) (L.D. 1638) (Sponsored by Senator BAILEY of York) (Cosponsored by Representative FAY of Raymond and Senators: HICKMAN of Kennebec, CLAXTON of Androscoggin, MAXMIN of Lincoln, CURRY of Waldo, RAFFERTY of York)

Bill "An Act To Support Working Families through Outreach and Education about Tax Credits for Persons of Low Income" (S.P. 538) (L.D. 1651) (Sponsored by Senator VITELLI of Sagadahoc) (Cosponsored by Representative GRAMLICH of Old Orchard Beach and Senators: POULIOT of Kennebec, LIBBY of Androscoggin, CHIPMAN of Cumberland, Representatives: TERRY of Gorham, CLOUTIER of Lewiston)

Veterans and Legal Affairs

Bill "An Act To Allow Affirmation of a Local Option Referendum by the Municipal Officers or County Commissioners" (EMERGENCY) (S.P. 527) (L.D. 1642) (Sponsored by Senator LUCHINI of Hancock) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 205.)

Bill "An Act To Correct Errors, Inconsistencies and Conflicts in and To Revise the State's Liquor Laws" (S.P. 528) (L.D. 1643) (Sponsored by Senator LUCHINI of Hancock)

Sincerely,

S/Darek M. Grant

Secretary of the Senate

S/Robert B. Hunt

Clerk of the House

Came from the Senate, **READ** and **ORDERED PLACED ON FILE.**

READ and **ORDERED PLACED ON FILE** in concurrence.

The Following Communication: (S.P. 543)

**MAINE SENATE
130TH LEGISLATURE
OFFICE OF THE SECRETARY**

May 4, 2021

Hon. Troy D. Jackson
President of the Senate

130th Legislature

Hon. Ryan M. Fecteau

Speaker of the House

130th Legislature

Dear Mr. President and Mr. Speaker:

On May 4, 2021, 4 bills were received by the Secretary of the Senate.

Pursuant to the provisions of Joint Rule 308.2, these bills were referred to the Joint Standing Committees on May 4, 2021, as follows:

Education and Cultural Affairs

Bill "An Act To Address Student Hunger through Expanding Access to Free School Meals" (S.P. 540) (L.D. 1679) (Sponsored by President JACKSON of Aroostook) (Cosponsored by Speaker FECTEAU of Biddeford and Senators: DAUGHTRY of Cumberland, VITELLI of Sagadahoc, BREEN of Cumberland, RAFFERTY of York, Representatives: MILLETT of Cape Elizabeth, PIERCE of Falmouth, SALISBURY of Westbrook, BRENNAN of Portland)

Health Coverage, Insurance and Financial Services

Bill "An Act Regarding Telehealth Services for Certain Licensees of the Office of Professional and Occupational Regulation and Certain Licensees Affiliated with the Department of Professional and Financial Regulation" (S.P. 542) (L.D. 1681) (Sponsored by Senator SANBORN of Cumberland) (GOVERNOR'S BILL)

Judiciary

Bill "An Act To Improve Consistency within the Maine Human Rights Act" (S.P. 544) (L.D. 1688) (Sponsored by Senator HICKMAN of Kennebec) (Cosponsored by Representative TALBOT ROSS of Portland and Senators: VITELLI of Sagadahoc, SANBORN of Cumberland, CARNEY of Cumberland, Representatives: DUNPHY of Old Town, HARNETT of Gardiner) (Submitted by the Maine Human Rights Commission pursuant to Joint Rule 204.)

State and Local Government

Bill "An Act To Amend Legislative Expenses Reimbursement and Allowances" (S.P. 541) (L.D. 1680) (Sponsored by Senator MIRAMANT of Knox) (Cosponsored by Representative EVANGELOS of Friendship and Senator: BREEN of Cumberland, Representative: SYLVESTER of Portland) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 205.)

Sincerely,

S/Darek M. Grant

Secretary of the Senate

S/Robert B. Hunt

Clerk of the House

Came from the Senate, **READ** and **ORDERED PLACED ON FILE.**

READ and **ORDERED PLACED ON FILE** in concurrence.

The Following Communication: (S.P. 550)

**MAINE SENATE
130TH LEGISLATURE
OFFICE OF THE SECRETARY**

May 6, 2021

Hon. Troy D. Jackson
President of the Senate
130th Legislature
Hon. Ryan M. Fecteau
Speaker of the House
130th Legislature

Dear Mr. President and Mr. Speaker:

On May 6, 2021, 4 bills were received by the Secretary of the Senate.

Pursuant to the provisions of Joint Rule 308.2, these bills were referred to the Joint Standing Committees on May 6, 2021, as follows:

Agriculture, Conservation and Forestry

Resolve, To Modify the Deed for a Parcel of Property in the Town of Carrabassett Valley (S.P. 546) (L.D. 1690) (Sponsored by Senator BLACK of Franklin) (Cosponsored by Representative SKOLFIELD of Weld and Representative: LANDRY of Farmington) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 205.)

Innovation, Development, Economic Advancement and Business

Bill "An Act To Require Licensing for Certain Mechanical Trades" (S.P. 547) (L.D. 1691) (Sponsored by President JACKSON of Aroostook) (Cosponsored by Senator: MIRAMANT of Knox, Representatives: PEBWORTH of Blue Hill, GERE of Kennebunkport, WARREN of Scarborough, ROEDER of Bangor)

Judiciary

Bill "An Act To Improve Judicial Branch Facilities in Hancock County" (S.P. 548) (L.D. 1692) (Sponsored by Senator LUCHINI of Hancock) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 205.)

Taxation

Bill "An Act To Ensure Equity in the Clean Energy Economy by Providing a Limited Tax Exemption for Certain Clean Energy Infrastructure Projects" (S.P. 545) (L.D. 1689) (Sponsored by Senator MAXMIN of Lincoln) (Cosponsored by Representative PLUECKER of Warren and Senators: President JACKSON of Aroostook, HICKMAN of Kennebec, Representative: CUDDY of Winterport)

Sincerely,

S/Darek M. Grant
Secretary of the Senate
S/Robert B. Hunt
Clerk of the House

Came from the Senate, **READ** and **ORDERED PLACED ON FILE.**

READ and **ORDERED PLACED ON FILE** in concurrence.

The Following Communication: (S.P. 555)

**MAINE SENATE
130TH LEGISLATURE
OFFICE OF THE SECRETARY**

May 10, 2021

Hon. Troy D. Jackson
President of the Senate
130th Legislature
Hon. Ryan M. Fecteau
Speaker of the House
130th Legislature

Dear Mr. President and Mr. Speaker:

On May 10, 2021, 4 bills were received by the Secretary of the Senate.

Pursuant to the provisions of Joint Rule 308.2, these bills were referred to the Joint Standing Committees on May 10, 2021, as follows:

Appropriations and Financial Affairs

Bill "An Act To Establish a Homeowner Assistance Fund Program and Provide for the Distribution of Funds" (EMERGENCY) (S.P. 552) (L.D. 1697) (Sponsored by Senator BREEN of Cumberland) (GOVERNOR'S BILL)

Bill "An Act To Authorize a General Fund Bond Issue To Create a Public-Private Partnership To Create Biomass Energy Facilities in Aroostook County and To Connect Aroostook County to ISO New England" (S.P. 553) (L.D. 1698) (Sponsored by President JACKSON of Aroostook) (Cosponsored by Senators: VITELLI of Sagadahoc, LAWRENCE of York, Representatives: MARTIN of Sinclair, ZEIGLER of Montville, McCREA of Fort Fairfield, CUDDY of Winterport, MARTIN of Eagle Lake)

Criminal Justice and Public Safety

Bill "An Act To Establish the Southern Aroostook County Emergency Medical Services Authority" (S.P. 554) (L.D. 1699) (Sponsored by Senator STEWART of Aroostook) (Cosponsored by Representative: QUINT of Hodgdon) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 205.)

Judiciary

Bill "An Act To Clarify and Recodify Maine's Protection from Abuse Statutes" (S.P. 551) (L.D. 1696) (Sponsored by Senator BAILEY of York) (Cosponsored by Representative HARNETT of Gardiner and Senator: CARNEY of Cumberland)

Sincerely,

S/Darek M. Grant
Secretary of the Senate
S/Robert B. Hunt
Clerk of the House

Came from the Senate, **READ** and **ORDERED PLACED ON FILE.**

READ and **ORDERED PLACED ON FILE** in concurrence.

The Following Communication: (S.P. 559)

**MAINE SENATE
130TH LEGISLATURE
OFFICE OF THE SECRETARY**

May 11, 2021

Hon. Troy D. Jackson
President of the Senate
130th Legislature
Hon. Ryan M. Fecteau
Speaker of the House
130th Legislature

Dear Mr. President and Mr. Speaker:

On May 11, 2021, 2 bills were received by the Secretary of the Senate.

Pursuant to the provisions of Joint Rule 308.2, these bills were referred to the Joint Standing Committees on May 11, 2021, as follows:

Education and Cultural Affairs

Bill "An Act To Support Maine Students Who Are Dependents of Current or Former Members of the Military" (S.P. 557) (L.D. 1705) (Sponsored by Senator BALDACCI of Penobscot) (Cosponsored by Representatives: O'CONNELL of Brewer, ROEDER of Bangor) (Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 205.)

Health Coverage, Insurance and Financial Services

Bill "An Act To Require Appropriate Coverage of and Cost-sharing for Generic Drugs and Biosimilars" (S.P. 558) (L.D. 1706) (Sponsored by President JACKSON of Aroostook)

Sincerely,

S/Darek M. Grant
Secretary of the Senate
S/Robert B. Hunt
Clerk of the House

Came from the Senate, **READ** and **ORDERED PLACED ON FILE**.

READ and **ORDERED PLACED ON FILE** in concurrence.

The Following Communication: (S.P. 561)

**MAINE SENATE
130TH LEGISLATURE
OFFICE OF THE SECRETARY**

May 13, 2021

Hon. Troy D. Jackson
President of the Senate
130th Legislature
Hon. Ryan M. Fecteau
Speaker of the House
130th Legislature

Dear Mr. President and Mr. Speaker:

On May 13, 2021, 1 bill was received by the Secretary of the Senate.

Pursuant to the provisions of Joint Rule 308.2, this bill was referred to a Joint Standing Committee on May 13, 2021, as follows:

Energy, Utilities and Technology

Bill "An Act To Increase Transparency on Cable and Internet and Other Communications Services Price Increases" (S.P. 560) (L.D. 1707) (Sponsored by President JACKSON of Aroostook) (Cosponsored by Representative BERRY of Bowdoinham and Senators: VITELLI of Sagadahoc, CARNEY of Cumberland, MAXMIN of Lincoln, LAWRENCE of York, Representatives: DOUDERA of Camden, CUDDY of Winterport, WOOD of Portland, BRYANT of Windham)

Sincerely,
S/Darek M. Grant
Secretary of the Senate
S/Robert B. Hunt
Clerk of the House

Came from the Senate, **READ** and **ORDERED PLACED ON FILE**.

READ and **ORDERED PLACED ON FILE** in concurrence.

The Following Communication: (S.P. 564)

**MAINE SENATE
130TH LEGISLATURE
OFFICE OF THE SECRETARY**

May 14, 2021

Hon. Troy D. Jackson
President of the Senate
130th Legislature
Hon. Ryan M. Fecteau
Speaker of the House
130th Legislature

Dear Mr. President and Mr. Speaker:

On May 14, 2021, 2 bills were received by the Secretary of the Senate.

Pursuant to the provisions of Joint Rule 308.2, these bills were referred to the Joint Standing Committees on May 14, 2021, as follows:

Energy, Utilities and Technology

Bill "An Act To Require Prompt and Effective Use of the Renewable Energy Resources of Northern Maine" (S.P. 563) (L.D. 1710) (Sponsored by President JACKSON of Aroostook) (Cosponsored by Representative MARTIN of Eagle Lake and Senators: VITELLI of Sagadahoc, LAWRENCE of York, Representatives: MARTIN of Sinclair, McCREA of Fort Fairfield, CUDDY of Winterport)

Innovation, Development, Economic Advancement and Business

Bill "An Act To Promote Home Ownership by Minimizing Education Debt" (S.P. 562) (L.D. 1709) (Sponsored by President JACKSON of Aroostook) (Cosponsored by Representative MILLETT of Cape Elizabeth and Senators: DAUGHTRY of Cumberland, HICKMAN of Kennebec, VITELLI of Sagadahoc, MIRAMANT of Knox, Representatives: CUDDY of Winterport, PEBWORTH of Blue Hill, ROEDER of Bangor)

Sincerely,

S/Darek M. Grant
Secretary of the Senate
S/Robert B. Hunt
Clerk of the House

Came from the Senate, **READ** and **ORDERED PLACED ON FILE**.

READ and **ORDERED PLACED ON FILE** in concurrence.

The Following Communication: (S.P. 567)

**MAINE SENATE
130TH LEGISLATURE
OFFICE OF THE SECRETARY**

May 17, 2021

Hon. Troy D. Jackson
President of the Senate
130th Legislature

Hon. Ryan M. Fecteau
Speaker of the House
130th Legislature

Dear Mr. President and Mr. Speaker:

On May 17, 2021, 3 bills were received by the Secretary of the Senate.

Pursuant to the provisions of Joint Rule 308.2, these bills were referred to the Joint Standing Committees on May 17, 2021, as follows:

Health and Human Services

Bill "An Act To Support Children's Healthy Development and School Success" (S.P. 533) (L.D. 1712) (Sponsored by President JACKSON of Aroostook) (Cosponsored by Speaker FECTEAU of Biddeford and Senators: BREEN of Cumberland, MOORE of Washington, CLAXTON of Androscoggin, Representatives: MILLETT of Cape Elizabeth, McCREIGHT of Harpswell, MEYER of Eliot, WHITE of Waterville, CRAVEN of Lewiston)

Labor and Housing

Bill "An Act To Enhance Enforcement of Employment Laws" (S.P. 525) (L.D. 1711) (Sponsored by President JACKSON of Aroostook) (Cosponsored by Representative ROEDER of Bangor and Senators: DAUGHTRY of Cumberland, HICKMAN of Kennebec, VITELLI of Sagadahoc, MIRAMANT of Knox, Representatives: DUNPHY of Old Town, TALBOT ROSS of Portland, CUDDY of Winterport, GERE of Kennebunkport)

Taxation

Bill "An Act To Increase Workforce Skills for the Revitalization of Maine's Paper Industry through the Establishment of an Income Tax Credit for Paper Manufacturing Workforce Training" (S.P. 566) (L.D. 1713) (Sponsored by President JACKSON of Aroostook) (Cosponsored by Representative MARTIN of Sinclair and Senators: LIBBY of Androscoggin, CHIPMAN of Cumberland, Representatives: TERRY of Gorham, COLLINGS of Portland, MATLACK of St. George, SACHS of Freeport, MARTIN of Eagle Lake, PERRY of Bangor)

Sincerely,

S/Darek M. Grant
Secretary of the Senate
S/Robert B. Hunt
Clerk of the House

Came from the Senate, **READ** and **ORDERED PLACED ON FILE.**

READ and **ORDERED PLACED ON FILE** in concurrence.

The Following Communication: (S.C. 534)

**MAINE SENATE
130TH LEGISLATURE**

May 19, 2021

Honorable Ryan M. Fecteau
Speaker of the House
2 State House Station
Augusta, ME 04333-0002

Dear Speaker Fecteau:

In accordance with 3 M.R.S.A. §158 and Joint Rule 506 of the 130th Maine Legislature, please be advised that the Senate today confirmed the following nomination:

Upon the recommendation of the Committee on Agriculture, Conservation and Forestry, the nomination of Everett Worcester of Orneville Twp. for appointment to the Maine Land Use Planning Commission.

Best Regards,

S/Darek M. Grant

Secretary of the Senate

READ and **ORDERED PLACED ON FILE.**

By unanimous consent, all matters having been acted upon were **ORDERED SENT FORTHWITH.**

On motion of Representative SALISBURY of Westbrook, the House adjourned at 10:10 p.m., until 10:00 a.m., Thursday, June 3, 2021 and in honor and lasting tribute to Richard A. Petrie, of Tampa, Florida.