

MAINE STATE LEGISLATURE

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

Daily Edition

Second Regular Session

beginning January 5, 2022

beginning at page H-1003

ONE HUNDRED AND THIRTIETH LEGISLATURE
SECOND REGULAR SESSION
12th Legislative Day
Thursday, April 7, 2022

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

Prayer by Pastor Brian Casey, North Windsor Baptist Church.

National Anthem by Sharon Hood, Pittsfield.

Pledge of Allegiance.

The Journal of Tuesday, April 5, 2022 was read and approved.

Representative BROOKS of Lewiston assumed the Chair.
The House was called to order by the Speaker Pro Tem.

COMMUNICATIONS

The Following Communication: (H.C. 399)

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

April 4, 2022

Honorable Robert Hunt
Clerk of the House
2 State House Station
Augusta, ME 04333

Dear Clerk Hunt,

Pursuant to my authority under Title 1, MRSA, Ch. 13, Subchapter 1, §411.2-K, I am pleased to appoint Malcolm J. Leary of Augusta to the *Right to Know Advisory Committee*.

Mal will serve as a member who represents broadcasting interests, seat 12, for the remainder of Suzanne Goucher's term that is set to expire on February 21, 2024.

If you have any questions, please do not hesitate to contact my office.

Sincerely,

S/Ryan M. Fecteau

Speaker of the House

READ and ORDERED PLACED ON FILE.

The Following Communication: (H.C. 400)

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

April 5, 2022

Honorable Robert Hunt
Clerk of the House
2 State House Station
Augusta, ME 04333

Dear Clerk Hunt,

Pursuant to my authority under Title 37-B, §792, I am pleased to appoint the following to the State Emergency Response Commission, effective immediately:

Jared Blake of Sabattus as the representative of volunteer firefighters;

Matt Barnes of Brunswick as the representative of organized labor

If you have any questions regarding these appointments, please do not hesitate to contact my office.

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

READ and ORDERED PLACED ON FILE.

The Following Communication: (S.C. 1245)

**MAINE SENATE
130TH LEGISLATURE**

April 5, 2022

Honorable Ryan 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 nominations:

Upon the recommendation of the Committee on Agriculture, Conservation and Forestry:

To the Maine Land Use Planning Commission:

- Perry A. Ellsworth of Strong for appointment

Upon the recommendation of the Committee on Education and Cultural Affairs:

To the Maine Community College System, Board of Trustees:

- Margaret B. Angell of Cape Elizabeth for appointment
- Elizabeth Ann Neptune of Indian Township for appointment

• Cherie Wendelken of Portland for appointment

To the Maine Maritime Academy, Board of Trustees:

- John H. King, Esq. of Islesboro for appointment

To the University of Maine System, Board of Trustees:

- Barbara R. Alexander, Esq. of Winthrop
- The Honorable Donna M. Loring of Bradley for appointment

Upon the recommendation of the Committee on Inland Fisheries and Wildlife:

To the Inland Fisheries and Wildlife Advisory Council:

- Albro F. Cowperthwaite, Jr of Linneus for reappointment
- The Honorable Robert S. Duchesne of Old Town for reappointment
- Kristin Peet of Winterport for reappointment
- Edward Pineau of Vassalboro for appointment
- Shelby H. Rousseau of Phillips for reappointment

Upon the recommendation of the Committee on Innovation, Development, Economic Advancement and Business:

To the Finance Authority of Maine:

- Frederick A. Onion of Wayne for appointment
- Dr. Stephen Shannon of Biddeford for appointment

Upon the recommendation of the Committee on Judiciary:

As a Judge of the Maine District Court:

- The Honorable Amy L. Faircloth of Bangor for appointment
- Andrew S. Robinson, Esq of Farmington for appointment

As a Superior Court Justice:

- The Honorable Wayne R. Douglas of Ocean Park for reappointment
- Julia M. Lipez, Esq. of Cape Elizabeth for appointment
- The Honorable Bruce C. Mallonee of Bangor for reappointment
- The Honorable Mary Michaela Murphy of Rome for reappointment

As an Active Retired Judge on the Maine District Court:

- The Honorable Peter J. Goranites of Cumberland for reappointment
- The Honorable Rae Ann French of Augusta for reappointment

Upon the recommendation of the Committee on State and Local Government:

To the Maine Governmental Facilities Authority:

- Ellen Jane Schneiter of Readfield for appointment

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.**

ORDERS

On motion of Representative MILLETT of Cape Elizabeth, the following Joint Resolution: (H.P. 1524) (Cosponsored by Senator BENNETT of Oxford and Representatives: BOYLE of Gorham, COLLAMORE of Pittsfield, CRAVEN of Lewiston, EVANS of Dover-Foxcroft, LaROCHELLE of Augusta, McCREA of Fort Fairfield, Senators: CARNEY of Cumberland, RAFFERTY of York)

JOINT RESOLUTION RECOGNIZING APRIL 2, 2022 TO APRIL 8, 2022 AS THE WEEK OF THE YOUNG CHILD

WHEREAS, the Maine Association for the Education of Young Children and the National Association for the Education of Young Children are celebrating the Week of the Young Child, April 2, 2022 to April 8, 2022; and

WHEREAS, these groups are committed to the healthy development of all young children in Maine through strengthening and building systems of equitable access to high-quality early childhood education; and

WHEREAS, children's cognitive, physical, social and emotional development and language and literacy development are built on a foundation of their positive interactions with adults, peers and their environment; and

WHEREAS, Maine's early childhood education workforce is vital to providing a nurturing and educational foundation of early care and learning experiences for young children; and

WHEREAS, seventy percent of children under 6 years of age in Maine have all available parents in the workforce; and

WHEREAS, access to high-quality child care is a necessity for many families in our community to participate in the workforce; and

WHEREAS, high-quality early childhood programs provide important benefits to children, families and state and national economies; and

WHEREAS, celebrating the Week of the Young Child enables the recognition and advancement of the early childhood education profession; now, therefore, be it

RESOLVED: That We, the Members of the One Hundred and Thirtieth Legislature now assembled in the Second Regular Session, on behalf of the people we represent, take this opportunity to recognize April 2, 2022 to April 8, 2022 as the Week of the Young Child and encourage all residents to work to support and invest in early childhood in the State.

READ.

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

Representative **MILLETT**: Thank you, Madam Speaker. Today, we know more than ever the importance of our children's earliest years, which involve periods of incredible growth. These littlest kiddos need many important inputs to properly shape their brains and build a healthy foundation for life, including consistent relationships with caring adults and adequate health and developmental support. Research is clear that high-quality care with warm, responsive and skilled caregivers as well as healthy and safe environments promote healthy development for infants and toddlers and create a strong base for the future. The profession of early education deserves not only this official recognition but also our ongoing respect, attention, support and investment. They are doing heroic work, critical work that helps ensure as many as possible of our youngest children have the opportunity to build strong foundations for all that we hope for them to accomplish during their school years and as productive adults. Their contributions to our families, communities, state and the world are measurable and immeasurable as well. Thank you, Madam Speaker.

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

Representative **COLLAMORE**: Thank you, Madam Speaker. I rise today to recognize all of our early childhood educators. I want to thank you for all you do for our young children, especially during this Week of the Young Child. I had an opportunity to meet with many of you yesterday at our press conference and I really want to take a moment to also thank Maine AUIC for all they did to put that event together and connecting us with these individuals who are currently in the workforce and those who are looking to join the workforce from our CTEs. Thank you again to our early childhood educators. You are the workforce behind the workforce and I really appreciate everything you do. Thank you.

Subsequently, the Joint Resolution was **ADOPTED.**
Sent for concurrence.

On motion of Representative MARTIN of Eagle Lake, the following House Order: (H.O. 21)

ORDERED, that Representative Heidi E. Brooks of Lewiston be excused March 29 and 31 for personal reasons.

AND BE IT FURTHER ORDERED, that Representative Patrick W. Corey of Windham be excused March 29 and March 31 for health reasons.

AND BE IT FURTHER ORDERED, that Representative David G. Haggan of Hampden be excused January 5 for personal reasons.

AND BE IT FURTHER ORDERED, that Representative Kristi Michele Mathieson of Kittery be excused March 29 for health reasons.

AND BE IT FURTHER ORDERED, that Representative Wayne R. Parry of Arundel be excused March 29 for personal reasons.

AND BE IT FURTHER ORDERED, that Representative Shelley Rudnicki of Fairfield be excused March 31 for health reasons.

AND BE IT FURTHER ORDERED, that Representative Joel R. Stetkis of Canaan be excused March 31 for health reasons.

READ and PASSED.

The Speaker resumed the Chair.
The House was called to order by the Speaker.

The SPEAKER: The Chair wishes to thank the Representative from Lewiston, Representative Brooks for her service as Speaker Pro Tem and her four terms of service to the people of the great State of Maine.

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

UNFINISHED BUSINESS

The following matters, in the consideration of which the House was engaged at the time of adjournment Tuesday, April 5, 2022 had preference in the Orders of the Day and continued with such preference until disposed of as provided by House Rule 502.

Expression of Legislative Sentiment Recognizing the Hall-Dale High School Girls Basketball Team, of Farmingdale
(HLS 647)

TABLED - March 22, 2022 (Till Later Today) by Representative HARNETT of Gardiner.

PENDING - **PASSAGE**.

The SPEAKER: The Chair recognizes the Representative from Gardiner, Representative Harnett.

Representative **HARNETT**: Thank you, Mr. Speaker. Mr. Speaker, it is my great pleasure to welcome the undefeated Hall-Dale Girls Basketball Team to the State House today. This season, the Bulldogs had an incredible 22-0 record and according to Coach OJ Jaramillo, their average margin of victory was 36 points. In their Class C South championship game against North Yarmouth Academy, the Bulldogs trailed by 18 points in the second quarter but rallied to close out the game, winning 63-56. And in the Class C title game, this team dominated in the third quarter, outscoring Stearns in that period 22-6 and finishing with a 57-42 victory. Clearly, this is a team that knows how to play smart, how to play hard and how to play together. This is a team where many of the athletes have bonded and honed their skills together for nearly a decade. From Saturdays in the Hall-Dale Elementary School gymnasium to the middle school team and travel teams and high school ball. It is because of their years of hard work and dedication that they have excelled in basketball as individuals and, more importantly, as a team. And it is no exaggeration to say that these athletes are an inspiration to the younger players in the Hall-Dale community. Mr. Speaker, I'd like to take a moment to recognize the six team seniors; Iris Ireland, Lily Platt, Averi Baker, Moriah O'Connor, KK Wills and Kelsey Cormier. What an incredible end to your high school careers. As a father who proudly watched my children play sports all through school, I know that the hard work and dedication you have shown on the court will serve you well in your future endeavors. I know that my children learned many lessons playing sports. They built life-long friendships and they forged traits that helped them overcome adversity in all aspects of their lives and I am certain that you have learned those as well. Mr. Speaker, the Hall-Dale community is incredibly proud of this team and these athletes. Please join me in congratulating the Hall-Dale Bulldogs on an undefeated season and their Class C title win.

The SPEAKER: The Chair recognizes the Representative from Hallowell, Representative Warren.

Representative **WARREN**: Thank you, Mr. Speaker. Mr. Speaker, I want to join the Good Representative from Gardiner in congratulating the Hall-Dale Girls Basketball Team on their incredible Class C State Championship win. It should be said that this is the first State championship win for Hall-Dale in over a decade. Now, I know this is going to surprise a lot of people, but I don't know a whole lot about basketball. But I can imagine that it takes a great amount of effort to wrap up a season with a perfect 22-0 record. Not only does this win speak volumes to these students' character as individuals, but it speaks to their ability to work and thrive together as a team. The years of commitment this team has made to perfecting their skills has clearly paid off. To the Hall-Dale Girls Basketball Team, I want to say that your school, your community and your Maine State Legislature is very proud of you all. Congratulations again and go, Bulldogs.

Subsequently, this Expression of Legislative Sentiment was **PASSED** and sent for concurrence.

Expression of Legislative Sentiment in Memory of Geneva L. Wallace Beals, of Phippsburg

(HLS 665)

TABLED - March 22, 2022 (Till Later Today) by Representative HEPLER of Woolwich.

PENDING - **ADOPTION**.

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

Representative **HEPLER**: Thank you, Mr. Speaker. The town of Woolwich was indeed privileged to have Geneva Wallace Beals in their midst for her whole life. As we heard, she saw needs in the town where she was born and raised and created solutions. In addition, she was honored by the town and the county with the Spirit of America award. Creating these programs often meant fundraising for them as well, including and I quote, a personal commitment to collect and redeem an inconceivable amount of returnable bottles. Other fundraising activities included dances, talent shows, bake sales, auctions, craft fairs, donkey basketball games, firemen's field day, ice fishing derbies and raffles; all of the wonderful things that make a community a community. I met Geneva Beals at my first of what would turn out to be many Phippsburg Sportsmen's Club breakfasts where I knew no one. There she was, sitting with her daughter and she just started talking to me. I was very grateful and it also has started a friendship with her daughter, whose name is also Allison. Okay, I always love meeting Allisons. And now I have met many of her other family members as well. We will all miss this real Phippsburg treasure. Thank you.

Subsequently, this Expression of Legislative Sentiment was **ADOPTED** and sent for concurrence.

Expression of Legislative Sentiment in Memory of Willard Alfred Bredenberg, of Lewiston

(HLS 681)

TABLED - March 29, 2022 (Till Later Today) by Representative DUNPHY of Old Town.

PENDING - **ADOPTION.**

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

Representative **BROOKS**: Thank you, Mr. Speaker, People of the House. Dr. Bredenberg was the youngest of four children. Upon graduating from high school, Will went to medical school to pursue a lifetime career in medicine as a psychiatrist. He went to high school in Pennsylvania, college in Ohio and he went to the University of Pittsburgh Medical School. While at Worchester, in Ohio, sorry, he met his future wife, Alice May. With Alice, he became the father of four children; Mary-Sue, Ricky, Dave and Paul. He lost his son, they lost their son, Ricky. After his and Alice's divorce, he became a partner with Bill and he moved from Maine to Philadelphia to be with his family, so he could be close with his close contact with his children and he moved there to be with the family that he has. And Will found and shared his gift of music with all of us. It is through him that I am able to learn, that people are able to learn and appreciate classical music. While in the Navy as a young man and up until the day before he died, he remained a psychiatrist, not only to his patients but also to those attending to him during his many medical appointments and hospital visits over the last year or so. This is written by a friend and a colleague that Dr. Bredenberg and his friend are constituents of mine and his compassion shone through even through his last days. His generosity, care, attention, humor, friendship, knowledge, compassion, he practiced medicine for 60 years and he was very proud of that. I would hope that we would all be able to remember the memories that he left with us, to feel safe, loved, wanted, needed and respected. And in the words of his partner, he was the most generous and kindest man that he's ever met. Thank you.

Subsequently, this Expression of Legislative Sentiment was **ADOPTED** and sent for concurrence.

Expression of Legislative Sentiment Recognizing the Independence Association, of Brunswick

(HLS 731)

TABLED - April 5, 2022 (Till Later Today) by Representative ARFORD of Brunswick.

PENDING - **PASSAGE.**

The SPEAKER: The Chair recognizes the Representative from Brunswick, Representative Arford.

Representative **ARFORD**: Thank you, Mr. Speaker. I stand to recognize the Independence Association of Brunswick, which is celebrating its 55th anniversary this year. The association was indeed founded by midcoast families that wanted their children with disabilities to live as contributing members of their communities. Their vision and commitment have not only produced a truly excellent and inspiring organization, but has transformed Brunswick and area communities into places where diversity, equity and full inclusion of people with disabilities has become fundamental to our way of life. I would like to recognize Chairman of the

Board, David Cowing, Executive Director Ray Nagel, Development Director Carlene Byron, David Baker, Jay Testa, Beth Compton, Jenny Labby, Justin Faulkner, Mike Gilligan, Ben Pollack Jessica York and a founding member of the community, Judy Deemer, who are visiting us this morning. I extend my warmest welcome, my congratulations and best wishes.

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

Representative **HEPLER**: Thank you again, Mr. Speaker. I rise to also add my congratulations to the Independence Association. I first met them in what is now their former building in Topsham and then got a tour of their new facility in Brunswick. They are dedicated staff and they are dedicated to their clients and their families, never stopping during the pandemic despite unbelievable challenges. I am grateful to every one of them. Thank you.

Subsequently, this Expression of Legislative Sentiment was **PASSED** and sent for concurrence.

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

REPORTS OF COMMITTEE

Divided Reports

Majority Report of the Committee on **AGRICULTURE, CONSERVATION AND FORESTRY** reporting **Ought Not to Pass** on Bill "An Act To Require the Registration of Adjuvants in the State and To Regulate the Distribution of Pesticides with Perfluoroalkyl and Polyfluoroalkyl Substances"

(H.P. 1501) (L.D. 2019)

Signed:

Senators:

DILL of Penobscot
BLACK of Franklin

Representatives:

BERNARD of Caribou
GIFFORD of Lincoln
HALL of Wilton
LANDRY of Farmington
McCREA of Fort Fairfield
SKOLFIELD of Weld
UNDERWOOD of Presque Isle

Minority Report of the same Committee reporting **Ought to Pass as Amended by Committee Amendment "A" (H-930)** on same Bill.

Signed:

Senator:

MAXMIN of Lincoln

Representatives:

O'NEIL of Saco
OSHER of Orono
PLUECKER of Warren

READ.

Representative O'NEIL of Saco moved that the House **ACCEPT** the Minority **Ought to Pass as Amended** Report.

Representative HALL of Wilton **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 Wilton, Representative Hall.

Representative HALL: Thank you, Mr. Speaker, Ladies and Gentlemen of the House. We had one person speak in favor of this bill in committee. Many, many people spoke against this. The biggest concern was that the State regulations will limit farmers and what they could use. We all felt; Majority Report felt that the EPA should study this and come back to us with some results. PFAS in containers is not the same as spreading industrial sludge. I believe the Majority Report speaks to itself and I'd like to ask for the Clerk to read the report.

The same Representative **REQUESTED** that the Clerk **READ** the Committee Report.

The Clerk **READ** the Committee Report in its entirety.

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

Representative O'NEIL: Thank you, Mr. Speaker. Mr. Speaker, this bill is about PFAS in pesticide. By now, we all know what PFAS is. They are forever chemicals that can remain in the human body and environment for years. The ACF committee has focused this session on securing relief for farm families and community members impacted by PFAS contamination in their land and in their bodies. For hours, our committee heard from impacted families who talked about the uncertainty they face to their health and their livelihood. This bill is simple. It gives the Bureau of Pesticide Control authority to regulate PFAS in spray adjuvants, a tank mix agent and containers before 2030. It is not a mandate on BPC. These items will already be regulated by 2030 by DEP. BPC has specialized knowledge. Clarifying that they may do this work alongside DEP before 2030. That is what this bill does. And the second thing it does is it gets the most toxic items off the shelf now. One substance --

The SPEAKER: The Member will defer. The Chair would advise the Member that I believe the laptop is causing interference with the mic. The Chair would advise the Member it's not the Member's laptop that's causing the issue. The Member may proceed.

Representative O'NEIL: Thank you, Mr. Speaker. So, again, it gives the Bureau of Pesticide Control authority to regulate PFAS before 2020; something that's already possible. We want to make sure that the regulators with the specialized knowledge have the ability, the authority to do this, that they may do this. And the second thing is that it gets the most toxic items off the shelves now. This would remove one substance that shows up in four products not commonly used from the shelves now and all other products would be on the same timeline that this Legislature has already established in a bipartisan manner. We need to prevent further PFAS contamination. We are spending millions of dollars to clean this up and provide relief. There is no justification for allowing PFAS to be intentionally applied on food and farmland. Thank you, Mr. Speaker.

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

Representative KINNEY: Thank you, Mr. Speaker. May I pose a question through the Chair?

The SPEAKER: The Member may proceed.

Representative KINNEY: Thank you. I'm curious as to how many pesticides that are currently listed are going to be affected by this change.

The SPEAKER: The Representative from Knox, Representative Kinney, has posed a question through the Chair to anyone who wishes to answer it. The Chair recognizes the Representative from Warren, Representative Pluecker.

Representative PLUECKER: Thank you, Mr. Speaker. There is one active ingredient which will be affected, it is pyrifluquinazon. It is marketed under the label PQZ insecticide. So, in the State of Maine there is one registered active ingredient which will be affected.

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

Representative LEMELIN: Thank you, Mr. Speaker and Friends of the House. This bill again is one of those deceptive bills. And I urge everybody to look into this a little closer. There is a reason why the majority had bipartisan support on Ought Not to Pass. And the reason for that is because, again, this is a deceptive bill. This bill again is just to help activists get the power they need to try to pull the wool over our eyes and make something that is not so good really, really bad. So, I urge everyone to think before they vote here and, Mr. Speaker, I want to reiterate this is just an activist bill, it's a deceptive bill --

The SPEAKER: The Member will defer. The Member will defer. The Chair would advise the Member that this bill is sponsored by a Member of this chamber and, therefore, would advise the Member to be thoughtful about how he characterizes the bill and how it came to be before this Body without impugning the character of those in this Body who have put this bill forward. The Member may proceed.

Representative LEMELIN: Mr. Speaker, thank you. My intent has nothing to do with the sponsor. The words belong to a person, the bill belongs to a person but the bill represents an action. I'm talking about the action. If it happens to reflect upon a person, that is not my fault, it's the person that --

The SPEAKER: The Member will defer. The Chair made a ruling and the Member will either respect that ruling or he can choose to continue his remarks otherwise. Does the Member wish to proceed?

The SPEAKER: The Chair recognizes the Representative from Rockland, Representative Geiger.

Representative GEIGER: Thank you, Mr. Speaker. I just want to ask you all if you have ever had the opportunity to read Bill Bryson's A Short History of Everything. One of his chapters talks about the long, decades-long battle to remove leaded gasoline from our products and our cars. It took decades because a few people were inconvenienced. Because an industry was making money from it. How often do we need to repeat history by understanding just how dangerous something is but not taking the steps to remove it? This chamber, rightly so, is considering funding hundreds of millions of dollars to help farmers, to help families who are facing significant poisoning of their land, of our water, of our

habitat from PFAS. Let's do the right thing. Let us get ahead of this and stop any further pollution by voting for this bill. Thank you.

The SPEAKER: The Chair recognizes the Representative from Warren, Representative Pluecker.

Representative **PLUECKER**: Thank you, Mr. Speaker. I appreciate the opportunity to speak twice. This week the bills I support have been characterized as deceptive. But, in this case, I think calling PFAS as something that's not so good is perhaps inaccurate. It causes cancer, it causes reproductive issues, it causes low birth weight, it causes high cholesterol; all issues which our State is struggling with. It's poisoned our farmers, it's poisoned our deer, it's poisoned our fish, it's poisoned our land, our water and our food. It's something a little worse, in my eyes, than not so good. And this bill does something very important; it turns off the tap on us putting the PFAS onto our agricultural land, putting PFAS into our agricultural products. PFAS is poisoning our farmers. We heard from the families who have young children who, to put it bluntly, can no longer breastfeed because their own body fluids are so contaminated. And that is just something we must stop as a state. We must turn off the tap. And I'm proud to stand up here and support the bills that I've supported this week and the other PFAS bills we'll see next week, which there's strong bipartisan support for. Thank you very much.

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

ROLL CALL NO. 523

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

NAY - Andrews, Arata, Austin, Bernard, Bickford, Blier, Boyle, Bradstreet, Carlow, Carmichael, Cebra, Collamore, Connor, Corey, Dillingham, Dolloff, Downes, Drinkwater, Ducharme, Faulkingham, Foster, Gifford, Greenwood, Griffin, Grignon, Haggan, Hall, Hanley, Harrington, Head, Hutchins, Javner, Kinney, Landry, Lemelin, Libby, Martin J, Martin R, Martin T, Mason, McCrea, Millett, Morris, Nadeau, O'Connor, Parry, Perkins, Pickett, Prescott, Quint, Roche, Rudnicki, Sampson, Stanley, Stearns, Stetkis, Theriault, Thorne, Tuell, Underwood, Wadsworth.

ABSENT - Blume, Costain, Lyford, Lyman, Mathieson, McDonald, Ordway, Perry, Sharpe, Skolfield, White.

Yes, 75; No, 61; Absent, 11; Vacant, 4; Excused, 0.

75 having voted in the affirmative and 61 voted in the negative, 4 vacancies with 11 being absent, and accordingly the Minority **Ought to Pass as Amended Report** was **ACCEPTED**.

The Bill was **READ ONCE**. **Committee Amendment "A" (H-930)** was **READ** by the Clerk.

Representative **PLUECKER** of Warren **PRESENTED House Amendment "A" (H-950) to Committee Amendment "A" (H-930)**, which was **READ** by the Clerk.

The SPEAKER: The Chair recognizes the Representative from Warren, Representative Pluecker.

Representative **PLUECKER**: Thank you, Mr. Speaker. This bill generates approximately \$175,000 annually for the Board of Pesticide Control and I want to make sure the positions they're using to do this work is coming from those funds and not out of the General Fund and that's what this House Amendment speaks to. Thank you.

Representative **DILLINGHAM** of Oxford **REQUESTED** a roll call on the motion to **ADOPT House Amendment "A" (H-950) to Committee Amendment "A" (H-930)**.

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 Adoption of House Amendment "A" (H-950) to Committee Amendment "A" (H-930). All those in favor will vote yes, those opposed will vote no.

ROLL CALL NO. 524

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

NAY - Andrews, Arata, Austin, Bernard, Bickford, Blier, Boyle, Bradstreet, Carlow, Carmichael, Cebra, Collamore, Connor, Corey, Dillingham, Dolloff, Downes, Drinkwater, Ducharme, Faulkingham, Foster, Gifford, Greenwood, Griffin, Grignon, Haggan, Hall, Hanley, Harrington, Head, Hutchins, Javner, Kinney, Landry, Lemelin, Libby, Martin, Mason, Millett, Morris, Nadeau, O'Connor, Parry, Perkins, Pickett, Prescott, Quint, Roche, Rudnicki, Sampson, Stanley, Stearns, Stetkis, Theriault, Thorne, Tuell, Underwood, Wadsworth.

ABSENT - Blume, Costain, Hasenfus, Lyford, Lyman, Mathieson, McDonald, Ordway, Perry, Sharpe, Skolfield, White.

Yes, 77; No, 58; Absent, 12; Vacant, 4; Excused, 0.

77 having voted in the affirmative and 58 voted in the negative, 4 vacancies with 12 being absent, and accordingly **House Amendment "A" (H-950) to Committee Amendment "A" (H-930)** was **ADOPTED**.

Committee Amendment "A" (H-930) as Amended by House Amendment "A" (H-950) 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" (H-930) as Amended by House Amendment "A" (H-950)** thereto and sent for concurrence.

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

Majority Report of the Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY** reporting **Ought Not to Pass** on Bill "An Act To Make Certain Traffic Infractions Secondary Offenses"

(H.P. 1094) (L.D. 1479)

Signed:

Senators:

DESCHAMBAULT of York
CYRWAY of Kennebec
LAWRENCE of York

Representatives:

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

Minority Report of the same Committee reporting **Ought to Pass as Amended by Committee Amendment "A" (H-937)** on same Bill.

Signed:

Representatives:

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

READ.

Representative WARREN of Hallowell moved that the House **ACCEPT** the Minority **Ought to Pass as Amended** Report.

Representative ANDREWS of Paris **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, Colleagues and Friends in the House. We hold powerful positions in this Body. Entrusted by those who have elected us, to lift up their voices in this most sacred space. So that they, too, hold power here as part of this separate and equal branch of government in the peoples' house. Thousands of Maine drivers are subjected to traffic stops each year. According to the Maine State Police alone, they make nearly 90,000 stops per year, approximately 20% of our entire vehicle stock. Municipal law enforcement making thousands more stops. Some of these stops have little to do with traffic safety. Instead, officers often pull people over for minor rule violations such as hanging something from a rearview mirror to try to find evidence of other crimes. Low-level traffic stops can create flashpoints of confrontation that too often become dangerous for both officers and motorists. These stops erode trust in police, rarely yield any useful crime-solving information and divert police resources from solving more serious crimes such as the 14,000 unreported domestic violence cases each year. The research is clear, Mr. Speaker. Less than 1% of traffic stops result in evidence of serious crime. The truth is this trust between communities and law enforcement will continue to be

eroded because vehicle stops far outnumber every other kind of police dealings with civilians.

One of my lifelong best friends shared this story with me recently at my dad's funeral. She was driving with her kids, slowing down on a city road for a red light. She was going about 15 miles per hour. The lights flashed behind her and she pulled over. As the officer walked towards her vehicle, he had his hands on his weapon. My friend was terrified. When the officer came to the window, she asked him why do you have your hands on your weapon, Officer, I'm terrified. The officer responded and I quote, that was the intent and gave her a speeding ticket. Can you imagine being treated this way? Or your children being treated this way? My friend is often treated this way and often pulled over. She's terrified that her 15-year-old son who will soon be getting his license will be treated this way and worse. It should come as no surprise to you that my friend is black. Because there are literally hundreds of traffic equipment and moving violations codified in law, an officer can stop any driver, any time. But people who work late shifts and are lower income, people who are black, brown and indigenous are disproportionately likely to be stopped in Maine. The killing of Dante White after being pulled over for an expired registration and an air freshener hanging from his rearview mirror, the killing of Philando Castile after being pulled over for a traffic stop with his girlfriend in the car and the death of Sandra Bland after being pulled over at a traffic stop and many more have renewed calls to end law enforcement's ability to make these types of stops. In the last five years, Mr. Speaker, police have killed more than 400 people during traffic stops who were not wielding a gun or a knife or under pursuit for violent crime. That's more than one person per week. This bill is narrowly tailored to ensure that Maine limits low-level stops unrelated to traffic safety. Violations with no nexus to the reason why people end up in the emergency room with serious injuries or death after car crashes. All this bill does is remove the following violations from primary stop authority, which means that an officer cannot pull someone over solely on the basis of these limited reasons; an expired registration or inspection if less than six months, objects hanging from the rearview mirror, an unpaid fine unrelated to OUI, tinted windows, driving in the left lane and license plates related violations, a plate light out, plate clearly visible but in a different spot and plates obscured by mud or snow. This bill does not in any way change current law that provides that an officer will always be able to act if they have evidence that public safety is at risk. This bill is simply a small step toward redefining public safety, addressing racial disparities in traffic stops by lifting up the voices of Maine people.

American writer and activist James Baldwin said it best, Mr. Speaker; if one really wishes to know how justice is administered in a country, one does not question the policemen, the lawyers, the judges or the protected members of the middle class. One goes to the unprotected, those precisely who need the law's protection most and listens to their testimony. I ask that you vote with me and support the drivers and future drivers of Maine in seeking these small but very impactful protections on our roads. Thank you, Mr. Speaker.

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, first let me say that I have the highest respect for the Good Representative and sponsor of this bill from South Portland, Representative Morales. But I cannot support and vote for the pending motion, which is the Minority Report of the committee. This piece of legislation is a carryover bill initially referred to the Committee on Transportation. While in our committee, a public hearing was held and several agencies and folks in departments opposed the bill, including the Department of Public Safety, the Maine Sheriff's Association, the Penobscot District Attorney's Office and Maine Municipal Association and, more specifically, MaineCare.

At the request of my good friend, the Representative from Hallowell, Representative Warren, the Transportation Committee agreed to re-refer this bill to the Committee on Criminal Justice and Public Safety. Again, this bill is clearly before this committee. Again this year, a public hearing was held and again the law enforcement community opposed the bill, including the Maine Sheriff's Association. Lieutenant Bruce Scott of the State Police and Maine Department of Public Safety spoke at great length before our committee last year and I believe included like a 3 or 4-page position in opposition which clearly you'll be pleased to hear that I will not be reading. However, I do want to quote the good lieutenant from the Maine Department of Public Safety. And I quote, to allow motorists to engage in risky behavior without any enforcement will have catastrophic results. Mr. Speaker, I assume my red button still works, I don't use it all that often, but if it does, this morning or this afternoon I will be using it and voting no and I would ask you to follow my light. Thank you.

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

Representative **PERKINS**: Thank you, Mr. Speaker and Ladies and Gentlemen of the House. I rise in opposition to this bill also. Seventy percent of all people who were stopped in the United States, I'm sorry, in the State of Maine last year were let go on a warning. Federal motor vehicle safety states that these items such as a headlight is a safety problem. This is the federal government says this. It's a safety problem. Plate light's out, safety problem. Tinted windshields, tinted side windows, safety hazard. Because the darker it is trying to see through the window, it would be hard to see. In reference to something hanging from the rearview mirror, sir, you'll have to excuse my expression, I would not look good on a hood. I'm an avid motorcyclist. I ask my people every time I train, everybody I train, please remove the items from your windshield from the rearview mirror so you don't hit motorcyclists because that four-inch strip will cover the motorcycle. In the State of Maine last year, 2.6% of the vehicles stopped were people of color; only 2.6% of the people in the State of Maine were people of color. I'll tell you a quick story. In the police terms, in the police world, we say there are felony headlight stops. And people say what would be a felony headlight stop? For instance, there was a police officer once upcountry stopped a headlight out. The person walked up to the vehicle, didn't identify himself, she didn't identify herself, she had something way up around her neck so the police

officer couldn't see it. After a long time of trying to find out who they are, the police officer returned with a shotgun, pointed it at the driver and told the people to drop the clothing so they could see what was under there. The lady had a loaded shotgun. The gentleman was wanted for manslaughter out of another state. The lady told later on in the investigation that she was going to shoot that police officer if he gave her a chance. He was wanted for manslaughter, she was wanted for aiding and abetting. To me, sir, wow, he probably saved somebody's life because of being a headlight out. It's a felony headlight stop. And there are numerous stops like that done every day. Seventy percent of the people walk away with a warning. That's good police officer work. That is good police officer work, going up and stopping, saying hi, sir, you've got a headlight out, you ought to fix it because you only got two headlights and if you're driving down the road at night and you only have one headlight and the headlight goes out, how are you getting home? Now, if it's a young lady, she's got to walk home beside the road, who knows what's going to happen. Sir, I believe this bill is just a solution in search for a problem. Please follow my light. Thank you.

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

Representative **PICKETT**: Thank you, Mr. Speaker, Ladies and Gentlemen of the House. LD 1479 in its amended version designates certain motor vehicle offenses as secondary offenses, stating they may be enforced only if a law enforcement officer has detained the operator of a motor vehicle for a suspected violation of another law. This bill, if passed, will create secondary offenses out of numerous Title 29-A violations. Some of the offenses that this bill seeks to create as secondary offenses will not be enforceable at all if an officer cannot stop a motorist and take appropriate action for the violation in question. Some pose an immediate safety hazard to the operator, other occupants in the vehicle and the general public. Yet the bill would discourage an officer from stopping someone without witnessing some other qualifying event. Maine State Police testified in our committee that traffic laws are written in concert with one another in a manner to promote safer driving that reduces collisions and as a police chief I agree with that statement. These laws should not be reviewed by themselves in a vacuum, as they are most effective at saving lives if they are viewed and enforced in their totality. Arbitrarily selecting some of these laws and making them secondary offenses will certainly lead to a lack of compliance and become an overall threat to public safety. Selecting laws as secondary offenses sends a message to motorists and to police officers that the law is somehow less important and that compliance is not necessary. The primary goal of traffic enforcement is voluntary compliance. That compliance is greatly enhanced and directly proportionate to the risk of getting caught.

There are many components to the inspection criteria of vehicles, traveling on our roadways and our highways and most are unseen to a law enforcement officer, which can lead to unsafe motor vehicles. If a vehicle passes by an officer sitting on the side of the road with an inspection sticker that expired in June of last year, it means it hasn't passed an inspection since June of 2020. This vehicle may not have adequate brakes or an improper steering mechanism. It's

operation, while it's being operated, impairing its operation. So, if LD 1479 as amended were to pass, the officer must disregard the expired inspection sticker as the vehicle goes down the road and maybe with those brakes or maybe with some of those safety reasons, possibly has an accident, maybe even a fatal accident. If the officer had been able to stop the vehicle, they may have discovered critical safety issues and maybe even have the vehicle taken in to be inspected at that time and probably prevented a tragedy that may have taken place. Most of these laws have been developed and have remained in Statute for years for no other reason than for safety of the people and the motoring traffic on our public ways. With this law, we are saying Maine citizens are de minimis and unless otherwise worthy of stopping a vehicle for another more serious offense, they're not important. I believe myself, along with the Maine Sheriff's Association who testified in our committee, the Maine Chiefs of Police who also reported to our committee and the Maine State Police speaking in opposition to this bill that in passing LD 1479 in its amended version, this legislative Body will be saying safety of the people we serve is secondary. This bill is apparently, I believe, an effort once again to prevent the profiling of certain drivers based on factors such as race or socioeconomic status. We all want to know if this is going on. There's a bill coming in later that I'm aware of that came through our committee that's going to give us the mechanism to find out once and for all how much is going on and be able to do something about that. We all want that. But we don't really know how much of it is going on in our State right now, but we hear about it often and it's time for us to find out. It's one thing to take measures against profiling when it actually occurs but it's another thing to make our public roads more dangerous by rendering laws designed to reduce those dangers unenforceable. Mr. Speaker, I urge you and my fellow colleagues to follow my light and defeat the pending motion. And I would further ask, Mr. Speaker, to have the Clerk read the Committee Report. Thank you, Mr. Speaker.

The same Representative **REQUESTED** that the Clerk **READ** the Committee Report.

The Clerk **READ** the Committee Report in its entirety.

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

Representative **TUELL**: Thank you, Mr. Speaker. I also rise in opposition to the motion. And as I begin to do so, I want to say how refreshing it is that the Good Representative from Sinclair and I are on the same page for once. I didn't really relish the idea of debating him yet again in these waning days of our service together. With that, I agree with much of what the Good Representative and others have said. This is a serious, serious issue that when we start deprioritizing crimes, we start sending a message to the police and to society that these really aren't crimes. And I say that coming from an area that in the last six or eight months has had no shortage of homicides. Since November, I believe we've had six or seven homicides. That's November of 2021. And our county jail is full of those awaiting trial for murder, whether it be gang related, domestic violence, drug related, etcetera, etcetera. Now, a lot of the drug-related crimes, those who committed murder due to drug-related crimes, it didn't just happen. The drugs got here; the drugs were in folks' vehicles. And police

need to have every tool possible to stop this poison from killing our folks. We're in the midst of a record-setting opiate crisis. And regardless of how we got there, our police are fighting with every tool that they have. And we don't necessarily want or need folks on the road driving recklessly with other violations in addition to these drug-related offenses creating a less safe environment. I oppose this bill and I sincerely hope that it does go red and we do reject the pending motion and move on to a different motion. Thank you, Mr. Speaker.

The **SPEAKER**: The Chair recognizes the Representative from Hallowell, Representative Warren.

Representative **WARREN**: Thank you, Mr. Speaker. Mr. Speaker, there's a reason that the term driving while black has its own definition. And there's a reason why in black families in Maine and in our country, parents have to have what's called the talk with their children. And there's a reason why in Maine parents of black children during the summer don't let their kids drive to parties and to get ice cream and go to the movies even though they have their licenses. They drive them or they tell them they can't go. And the reason they do that is because they are scared to death that their child might not make it home. This bill is about fairness. This bill is about trying to remove a tool that we know is sometimes used disproportionately against marginalized communities. This is a tough vote. These are tough conversations to have. But the work of actually creating fairness will never be easy. The work of trying to change the tide of racism will never be a walk in the park, it will always be hard. Trust me; it will always be hard. If you want to know if this is happening or not, look on your social media for your friends that have black children and have a conversation with them. Have a conversation, reach out, ask the question is this true. I'll close with a conversation I had with somebody that I have so much respect and admiration for and this conversation came like out of nowhere, like we were talking about something else and this person just happened to bring up yeah, I made the decision I'm going to send; my son just got his license and so, I'm going to send him back to my home country this summer to live with my parents for the summer and then he's going to go to college in the fall. But the reason I'm sending him away is I can't deal with another summer of watching him drive off in his car. That's her fear. That's a mother's fear. Thank you, Mr. Speaker.

The **SPEAKER**: The Chair recognizes the Representative from Westbrook, Representative Salisbury.

Representative **SALISBURY**: Thank you, Mr. Speaker, Colleagues of the House. I stand before you today for a couple of reasons. I wanted to share two quick stories with you. One, as the stepmother to a biracial son, I can tell you that we've had that conversation and my husband is a retired K-9 officer. So, we still had to have that conversation if you get pulled over, make sure you keep your hands on the wheel, don't talk back, don't ask questions, just do whatever they tell you. And that's in a community where we know most of the police officers but he lives in a neighboring town, so, we have had that conversation. It does happen and it is terrifying. The other story I want to tell you is last year when we first started talking about this bill, one day I was driving in my own community and I got pulled over. And when the officer came up to the vehicle, he said oh, I thought your registration, your inspection had run out. I made a mistake. I see now that it

hasn't. But since I have you here, I wanted to talk to you about pretextual stops. It was in my community. This happens and we need to do everything we can to make sure that when people are stopped, it's for a reason that's going to help public safety, not for a reason for people to use their power for not good things. Thank you.

The SPEAKER: The Chair recognizes the Representative from Topsham, Representative Tepler.

Representative **TEPLER**: Thank you, Mr. Speaker. Two of my favorite police officers asked me to vote against this bill and I really respect both of the people who asked me. However, I cannot. I am the mother of two African young men and my experience is that they have been stopped more times than my husband and I who have lived in Maine for 38 years have ever been stopped. And it is really a problem and it is frightening, as everyone has said. The first thing I did when the boys came to live with me was I took them to meet our local police chief and local police officers because I wanted them to develop positive relationships with our local police force and I wanted the local police force to know that they belonged. But this structural racism is no individual officer's fault. It is unconscious bias. But yet it has to be stopped. We must stop the unconscious behavior that leads to the stopping of way more, far more African-Americans and people of color than people with white skin. Thank you very much.

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

Representative **BICKFORD**: Thank you, Mr. Speaker, Ladies and Gentlemen of the House. One thing omitted on this bill that I've heard so far, no one has claimed where the summary says the motor vehicle offenses to which the amendment applies, the first item on there, operating after suspension. What is more important to the safety of people in Maine than to make sure these people that have their license suspended for various reasons, including being a habitual offender with driving under the influence? Those people can't be stopped anymore if they're noticed by their local police? Mr. Speaker, this is insane. If you're afraid of the police, then don't break the law. If a police stops you, do as I and everyone else that I know does; sit there, listen to the officer, do what he asks you to do and be on your way. Mr. Speaker, this is a crazy bill. Thank you.

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

Representative **LOOKNER**: Thank you, Mr. Speaker. I just want to bring up a point because it's germane to this conversation about vehicle inspection stickers and then actually not really being correlated to increased safety whatsoever. I wanted to read a couple of points from researchers at Brigham Young University who determined after studying the issue extensively that terminating vehicle inspection programs resulted in no significant change in either frequency or intensity of car failures or fatalities and this finding

Representative **DILLINGHAM**: Point of Order.

The SPEAKER: The Member will defer. The Chair would inquire as to why the Representative from Oxford rises.

Representative **DILLINGHAM**: Thank you Mr. Speaker. I appreciate what the Good Representative is trying to bring to the discussion, but I don't believe it's germane to this piece of

legislation before us. I think we really should stay on topic. It's been quite a lengthy debate already.

On **POINT OF ORDER**, Representative DILLINGHAM of Oxford asked the Chair if the remarks of Representative LOOKNER of Portland were germane to the pending question.

The SPEAKER: The Chair would inform the Member that I've given and inform the Body that I've given a pretty good deal of latitude, I think, during the course of this conversation. There's still six Members in queue. It seems like that number has not really dwindled down very much. So, I just ask the Member if he could get to the point of his remarks, that would be appreciated.

The Chair reminded Representative LOOKNER of Portland to stay as close as possible to the pending question.

The SPEAKER: The Member may proceed.

Representative **LOOKNER**: Thank you Mr. Speaker. The point is that vehicle inspection sticker violations are not an increased safety hazard. The point is that these pretextual stops disproportionately affect working people, people without high incomes, people without the means to keep their cars a hundred percent all the time. So, I did want to share as well that racism is a huge piece of this. Anybody who has worked with people who are black in the public understands that, the increased incidents of having the police called on those folks it's out of proportion, it's astonishing. So, I would encourage folks to go out and have experience with black coworkers working in public. So, that's all I wanted to share. Thanks.

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

Representative **UNDERWOOD**: Thank you, Mr. Speaker. I don't see the word race in this bill anywhere so, that's a false flag. My other point was I live in, I represent, it's a border community or very near a border, friends in Canada and understand strengthening law enforcement versus weakening law enforcement. You'd like to strengthen them because there aren't as many law enforcement people up there as there are down here. And we'd like to have our law enforcement, I've been on this earth a little bit longer than most people in here and any interaction that I've had has always been a positive and one of the Representatives mentioned, a learning experience and I've been treated very fairly. And with that I'd like to say I'm going to join with the Representative from Sinclair in voting no on this. Thank you, Mr. Speaker.

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

Representative **MORALES**: Thank you, Mr. Speaker. I just want to clarify that this bill does not apply to any headlights, taillights, brake lights, any lights of that nature, only to the one light that highlights the license plate number. The bill does not remove inspection requirements, it just provides for a grace period. We are one of 14 states with annual inspections. And the bill does not apply to OUIs or habitual offenders, it is just nonpayment of fines. So, operating after suspension for a nonpayment of a fine unrelated to a traffic safety violation. Thank you, Mr. Speaker.

The SPEAKER: The Chair recognizes the Representative from Paris, Representative Andrews.

Representative **ANDREWS**: Thank you, Mr. Speaker. This bill erodes the rule of law. There's a reason why it was voted down and should be again. Thank you.

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

ROLL CALL NO. 525

YEA - Arford, Babbidge, Bell, Berry, Boyle, Brennan, Brooks, Caiazzo, Cloutier, Collings, Craven, Crockett, Cuddy, Dodge, Doudera, Dunphy, Evangelos, Evans, Geiger, Gere, Gramlich, Grohoski, Harnett, Kessler, Lookner, Madigan, Matlack, McCrea, McCreight, Melaragno, Meyer, Millett, Morales, O'Neil, Osher, Paulhus, Pebworth, Perry, Pierce, Pluecker, Reckitt, Rielly, Riseman, Roberts, Roeder, Sachs, Salisbury, Sheehan, Supica, Sylvester, Madam Speaker, Tepler, Terry, Warren C, Warren S, Williams, Wood, Zager, Zeigler, Mr. Speaker.

NAY - Alley, Andrews, Arata, Austin, Bernard, Bickford, Blier, Bradstreet, Bryant, Cardone, Carlow, Carmichael, Cebra, Collamore, Connor, Copeland, Corey, Crafts, Dillingham, Dolloff, Downes, Drinkwater, Ducharme, Faulkingham, Fay, Foster, Gifford, Greenwood, Griffin, Grignon, Haggan, Hall, Hanley, Harrington, Hasenfus, Head, Hepler, Hutchins, Hymanson, Javner, Kinney, Landry, LaRochelle, Lemelin, Libby, Martin J, Martin R, Martin T, Mason, Millett, Moriarty, Morris, Nadeau, Newman, O'Connell, O'Connor, Parry, Perkins, Pickett, Poirier, Prescott, Quint, Roche, Rudnicki, Sampson, Skolfield, Stanley, Stearns, Stetkis, Stover, Theriault, Thorne, Tucker, Tuell, Underwood, Wadsworth, White.

ABSENT - Blume, Costain, Lyford, Lyman, Mathieson, McDonald, Ordway, Perry, Sharpe, White.

Yes, 60; No, 77; Absent, 10; Vacant, 4; Excused, 0.

60 having voted in the affirmative and 77 voted in the negative, 4 vacancies with 10 being absent, and accordingly the Minority **Ought to Pass as Amended** Report was **NOT ACCEPTED**.

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

Majority Report of the Committee on **ENERGY, UTILITIES AND TECHNOLOGY** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-935)** on Bill "An Act To Enhance the Energy Security of Maine Residents" (H.P. 509) (L.D. 697)

Signed:

Representatives:

BERRY of Bowdoinham
 CARLOW of Buxton
 CUDDY of Winterport
 GROHOSKI of Ellsworth
 KESSLER of South Portland
 SACHS of Freeport
 ZEIGLER of Montville

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

Signed:

Senators:

LAWRENCE of York
 STEWART of Aroostook
 VITELLI of Sagadahoc

Representatives:

FOSTER of Dexter
 GRIGNON of Athens
 WADSWORTH of Hiram

READ.

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

The same Representative **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 Bowdoinham, Representative Berry.

Representative **BERRY**: Thank you, Mr. Speaker. I apologize for the confusion, I wanted to leave it to someone else to speak first, but I think it's important that we take a moment just to recognize that we live in an increasingly interdependent world and generally that's a good thing. We also live in a world in which our utilities, our critical infrastructure, gas, water, electric are increasingly dependent on information technology. The use of information technology to power that critical infrastructure, to control that critical infrastructure has never been greater. Our founding fathers were deeply concerned about the possibility of foreign influence. It was in his farewell address to the nation, George Washington who famously said and I quote, that against the insidious wiles of foreign influence, the jealousy of a free people ought to be constantly awake since history and experience prove that foreign influence is one of the most baneful foes of republican government, unquote. The founders were coming from a moment of colonialism and in the recent rush to globalization, we have exposed ourselves to a new kind of colonialism; energy colonialism, water colonialism and cyber, in particular, cyber insecurity. Global alliances shift quickly. We've seen that recently in Ukraine. We've seen the risks inherent in sophisticated IT infrastructure in the debate over Huawei. And here in Maine, our utility regulatory system has failed to keep up. We essentially evaluate the sale of a utility, of critical monopoly infrastructure only on the basis of the degree to which it might impact rates, reliability and the ability of regulators to have a say in future decisions. And that last one is helpful but it's insufficient. And so, Mr. Speaker and Men and Women of the House, the bill before us would give us an opportunity to provide a greater measure of local control in a world, in a state, I should say, in which not one but two of our largest electrical utilities are owned either in whole or in part by foreign governments. Not foreign corporations, mind you, but foreign governments. One of them outright by the City of Calgary and the other one indirectly by significant owners in the government of Norway and the government of Qatar. That's not necessarily a bad thing. These are allied nations at present. But, again, global alliances change and the sophisticated nature, the information technology embedded in our utilities more so now than ever, increasingly every day, leaves us exposed if our PUC is unable to evaluate the potential risks in a future transaction. The bill before us, the amendment before us, would protect our critical infrastructure simply prospectively and simply by adding the security of Maine's residents as a consideration in those future decisions. I urge you, Men and Women of the House, to vote in favor of the pending motion and I look forward to any other comments that may come before the Body today. Thank you.

The SPEAKER: The Chair recognizes the Representative from Skowhegan, Representative Poirier.

Representative **POIRIER**: Thank you, Mr. Speaker. Mr. Speaker, Ladies and Gentlemen of the House, the people of Maine depend on critical infrastructure in almost every aspect of our lives. Many of my constituents have asked me to support this bill because our current utility monopolies are owned by foreign corporations and governments and there's nothing written in current Maine law that would prevent the sale of these utilities to another foreign entity or foreign government like China or maybe even Russia so long as it's suggested that rates wouldn't increase. The people of Maine deserve higher standards of protections and LD 697 does just that. Potential buyers of utilities would be required to show how their acquisition would benefit Maine consumers. The commission would evaluate potential risks to reliability, privacy and safety. Safety and security are values we must have in our critical infrastructure. The people of Maine are frustrated with foreign utilities and rightly so. Maine's citizens have entrusted us to be their representative voices and it's our duty to provide them with these future safety and security protections. This bill will provide greater oversight and ensure the best interests of Maine consumers. Mr. Speaker, I ask you to join me and please support the current motion and hold foreign corporations and governments to a higher standard for the sake of the people of Maine. Thank you.

The SPEAKER: The Chair recognizes the Representative from Buxton, Representative Carlow.

Representative **CARLOW**: Thank you, Mr. Speaker. Mr. Speaker, there is almost nothing as essential to Maine families and businesses than the generation and the reliable transmission of electricity. Yet it is also true that the state of power grids across the nation are staggeringly vulnerable to terrorists and foreign actors. Russia, China and North Korea, among other states, all have the capability to target American citizens through the use of cyberwarfare. In a period of heightened global conflict between the United States and its adversaries, the exploitation of these vulnerabilities could cause serious and long-term disruption to critical public safety services such as hospitals, police and fire stations. It would wreak havoc on our economy and it could stop society in its tracks. In June of 2021, Mr. Speaker, Jennifer Granholm, the United States Secretary of Energy, confirmed our worst fears; that our exposure is so serious that our adversaries have the capability to shut down our power grid. This is a matter of grave concern and the State of Maine must do everything in its power to bolster our security and the integrity of our power grid. The first and most basic step, I would argue, is to allow the Public Utilities Commission to consider national security implications when approving utility reorganizations. I should point out that currently there is no provision in law that could prevent bad actors from acquiring ownership of our power grid. And it is for these reasons alone that I intend to vote in support of the pending motion. Thank you, Mr. Speaker.

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

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

My constituents, when I decided to leave the private sector where funds and time are of the utmost consideration, asked me when I came to Augusta to look at bills that were not necessary, that may be duplicative, that may add to the burden of our administration and commissioners and I vowed that I would. I look at this bill as, in my opinion, being covered by

some of those concerns. During testimony on this bill, the Office of the Public Advocate testified neither for nor against but stated that they did not believe that the bill was necessary and that their opinion was that the current Statute that exists in Maine requires the PUC to consider this and other issues under the net benefits section of requirement for ratepayers when considering a purchase or a takeover of a utility by any foreign government or corporation. Testimony from the PUC included their concern that they believe that much of this intent of this bill, the language of this bill, is already taken care of under current State Statute. They also went on to say that a part of this bill which is not, which looks at the concern of what might happen in the future should a foreign ownership of either a government or corporation become instead of an ally, maybe an enemy of the State or the federal government, United States. They stated that on whether ownership by any foreign government or corporation would pose a risk at any time to system reliability, customer privacy, or customer safety in the event of international hostilities, it would be very difficult to predict international circumstances that might develop in the future and, quote, in the case of major international circumstances, the federal government would be the entity taking steps to address such circumstances, unquote. The commissioner, quote, the commission does not think these changes are necessary, unquote. And I will state as to the concerns raised by the Good Representative from Buxton that if our enemies, such as Russia, China, or others, trying to take advantage of our now much computerized systems to cause us harm, there's little that this bill would do to prevent that. That is not what this bill is about and I hope you will follow my light and oppose the pending motion. Thank you, Mr. Speaker.

The SPEAKER: The Chair recognizes the Representative from Ellsworth, Representative Grohoski.

Representative **GROHOSKI**: Thank you, Mr. Speaker and thank you, Colleagues of the House. I don't have very much to add, thank you to my colleagues from Bowdoinham, Buxton and Skowhegan for well-covering this topic. But I did want to point out a story or some information based on my personal experience. So, in early 2020, I became an intervenor in the reorganization of Emera Maine, which is now Versant because that reorganization did go through. And Versant is owned by ENMAX Corporation. ENMAX Corporation is owned entirely by the City of Calgary. So, this is a utility that is owned by a foreign government. During the proceeding at the Public Utilities Commission for this reorganization, our PUC chair, Chairman Bartlett, expressed concern. And that was in late-2019. He said or he asked how do we value the risks of foreign ownership? It's unquestionable we would all agree there are certain foreign governments who should not own a utility in Maine. Should there be any parameters around it or is it purely sort of a gut-check kind of thing? Are there particular concerns we should have about a foreign government of any kind owning the utility? I feel like we are setting a precedent here. My reading or understanding of that is that the Public Utilities Commission has no guidance from the Legislature, the Body which gives it its authority to do its business on behalf of Maine people. This bill seeks to fill that gap. What it would do is consider, as you've heard, whether the ownership by a foreign government or a foreign corporation would pose risks to system reliability, customer privacy, customer safety. Would it impede the commission's ability to actually do its job regulating this corporation, would it result in economic losses to our State; these are all really critical factors for our constituents and I think that they will help guide the PUC in any further future

reorganizations that involve such governments or corporations. The PUC has said they are able to implement these new guidelines should we make them law within their workload. So, I heard Commissioner Bartlett saying I don't have much to work with here but I could see how this might be concerning in the future and I think it's our job to put something in the books for the PUC to look toward in the case that there is a future organization and I will be supporting this motion because I believe it is in the best interests of the people that I serve in my region of Maine. 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. 526

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

NAY - Andrews, Arata, Austin, Bernard, Bickford, Blier, Boyle, Bradstreet, Carmichael, Cebra, Collamore, Connor, Corey, Dillingham, Dolloff, Downes, Drinkwater, Ducharme, Foster, Gifford, Greenwood, Griffin, Grignon, Haggan, Hall, Hanley, Harrington, Head, Hutchins, Javner, Kinney, Lemelin, Libby, Martin, Mason, Millett, Morris, Nadeau, Newman, O'Connor, Parry, Perkins, Pickett, Pierce, Prescott, Quint, Roche, Rudnicki, Sampson, Skolfield, Stanley, Stearns, Stetkis, Theriault, Thorne, Tuell, Underwood, Wadsworth.

ABSENT - Blume, Costain, Faulkingham, Lyford, Lyman, Mathieson, McDonald, Ordway, Perry, Sharpe, White.

Yes, 78; No, 58; Absent, 11; Vacant, 4; Excused, 0.

78 having voted in the affirmative and 58 voted in the negative, 4 vacancies with 11 being absent, and accordingly Majority **Ought to Pass as Amended Report** was **ACCEPTED**.

The Bill was **READ ONCE. Committee Amendment "A" (H-935)** 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-935)** 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-938)** on Bill "An Act To Make Changes to the Laws Regarding Licensure of Certain Individuals from Other Jurisdictions"

(H.P. 1517) (L.D. 2035)

Signed:
Senators:

CURRY of Waldo
CYRWAY of Kennebec
RAFFERTY of York

Representatives:

ROBERTS of South Berwick
AUSTIN of Gray
BERNARD of Caribou
GEIGER of Rockland
HASENFUS of Readfield
LaROCHELLE of Augusta
PEBworth of Blue Hill

Minority Report of the same Committee reporting **Ought Not to Pass** 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-938)** was **READ** by the Clerk.

Representative ROBERTS of South Berwick **PRESENTED House Amendment "B" (H-953)** to **Committee Amendment "A" (H-938)**, which was **READ** by the Clerk and **ADOPTED**.

Committee Amendment "A" (H-938) as Amended by House Amendment "B" (H-953) 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" (H-938) as Amended by House Amendment "B" (H-953)** thereto 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-939)** on Bill "An Act To Create a Comprehensive Permit Process for the Construction of Affordable Housing"

(H.P. 1244) (L.D. 1673)

Signed:
Senators:

DAUGHTRY of Cumberland
HICKMAN of Kennebec

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.

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

Representative SYLVESTER: Thank you, Mr. Speaker. What I wanted to let my Good Colleagues in the House know is that while the title of this bill references a permit process, the bill as it now stands before you is the amended version of the bill that no longer deals with that process.

What the bill deals with now is law which is overseen by the Department of Agriculture, Forestry and Conservation which is about land use which is about land management and is about a study that the department does every 10 years. That study is due to come out in 2023. What this study looks at is affordable housing, it looks at municipalities and the key portion of this bill is to define what service centers are in four different levels, what those service centers provide so that future lawmakers can look at the data from this in order to achieve fair housing goals, in order to achieve affordable housing goals and to base those pieces of future legislation on the data that is brought about by this. It also creates two positions which are two positions that were already asked for by the AFC and the bill is and it has a very small bit for the technology that's required to make sure that that data gets out to the public. And so, very different bill. It's a bill that will inform this Body going forward. While the original reports were every 10 years, the report will now be every five years as the world changes at a different pace. And so, I would ask my colleagues, although I have never said this in my entire time in this Body; go ahead and follow my light.

Representative ANDREWS of Paris **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. I do not have to request a roll call, but I want to thank the Good Representative from Portland for his explanation of the bill. It has been altered from its original. I appreciate the sponsor's work on it. But notwithstanding the changes to the original bill, including the amendment, LD 1673 still imposes our local governments to collect data that will ostensibly be used in assessing and determining growth management policies and standards. Those goals are

laudable, but the bill will require certain municipalities to assign extra tasks to their employees or even hire more employees to meet those requirements. So, the bill not only carries a State fiscal note but will force those localities to spend more money as well. Moreover, the bill still does not address the underlying problem; there's just not enough housing, affordable or otherwise, to meet the demand. Solving this issue should be our focus. I'd also like to add that we certainly have quite a number of studies on affordable housing out there and it's my concern that the result could be a mishmash of vague and even contradicting and conflicting recommendations arising out of all those efforts. I think we should stop, take a break, take a deep breath and rethink all this and join me in voting against 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 to Pass as Amended Report. All those in favor will vote yes, those opposed will vote no.

ROLL CALL NO. 527

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

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

ABSENT - Blume, Costain, Libby, Lyford, Lyman, Mathieson, McDonald, Ordway, Perry, Sharpe, White.

Yes, 78; No, 58; Absent, 11; Vacant, 4; Excused, 0.

78 having voted in the affirmative and 58 voted in the negative, 4 vacancies with 11 being absent, and accordingly the Majority **Ought to Pass as Amended** Report was **ACCEPTED**.

The Bill was **READ ONCE**. **Committee Amendment "A" (H-939)** 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-939)** and sent for concurrence.

Majority Report of the Committee on **TAXATION** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-943)** on Bill "An Act To Prevent Tax Haven Abuse"

(H.P. 308) (L.D. 428)

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
STETKIS of Canaan

READ.

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

The same Representative **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, the amendment replaces the bill with a resolve asking DAFS and MRS to review the impact of the State's income tax and economy of adopting a system for apportionment of income for the purpose of calculating income tax for corporations that are a part of an affiliated group with members outside the United States by adopting worldwide combined reporting with an election for water's edge combined reporting and to report the results next year. Mr. Speaker, whenever we, in the Taxation Committee ask MRS or DAFS to do anything, put anything on their plate, it always comes back to us with a cost. Generally, they need one more person or they need a temporary person. This bill surprises me, Mr. Speaker. I see none of that. They can do it within existing resources. This is an intense resolve. They have a lot of work to do with this and it's not easy. I can't imagine they're going to do this with the number of people they have in their departments right now. I urge you not to follow this 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. 528

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

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

ABSENT - Blume, Costain, Libby, Lyford, Lyman, Mathieson, McDonald, O'Neil, Ordway, Perry, Sharpe, White.

Yes, 77; No, 58; Absent, 12; Vacant, 4; Excused, 0.

77 having voted in the affirmative and 58 voted in the negative, 4 vacancies with 12 being absent, and accordingly the Majority **Ought to Pass as Amended** Report was **ACCEPTED**.

The Bill was **READ ONCE**. **Committee Amendment "A" (H-943)** 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-943)** and sent for concurrence.

CONSENT CALENDAR

First Day

In accordance with House Rule 519, the following items appeared on the Consent Calendar for the First Day:

(H.P. 853) (L.D. 1175) Bill "An Act To Prohibit Excessive Telephone, Video and Commissary Charges in Maine Jails and Prisons" (EMERGENCY) Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-936)**

(H.P. 1473) (L.D. 1987) Bill "An Act To Establish Municipal Cost Components for Unorganized Territory Services To Be Rendered in Fiscal Year 2022-23" (EMERGENCY) Committee on **TAXATION** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-941)**

(H.P. 1499) (L.D. 2017) Resolve, Regarding Monitoring of and Reporting on Energy Use Data Standards and Online Energy Data Platforms Committee on **ENERGY, UTILITIES AND TECHNOLOGY** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-942)**

Under suspension of the rules, Second Day Consent Calendar notification was given.

There being no objection, the House Papers were **PASSED TO BE ENGROSSED as Amended** and 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:

In accordance with House Rule 519, the following item appeared on the Consent Calendar for the First Day:

(H.P. 339) (L.D. 463) Bill "An Act To Better House Maine Residents" Committee on **LABOR AND HOUSING** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-954)**

Under suspension of the rules, Second Day Consent Calendar notification was given.

There being no objection, the House Paper was **PASSED TO BE ENGROSSED as Amended** and sent for concurrence.

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

In accordance with House Rule 519, the following item appeared on the Consent Calendar for the First Day:

(H.P. 1479) (L.D. 1993) Bill "An Act To Establish a Progressive Treatment Program Monitor" Committee on **HEALTH AND HUMAN SERVICES** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-946)**

Under suspension of the rules, Second Day Consent Calendar notification was given.

There being no objection, the House Paper was **PASSED TO BE ENGROSSED as Amended** and sent for concurrence.

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

SENATE PAPERS

The following Joint Order: (S.P. 745)

ORDERED, the House concurring, that when the Senate and House adjourn, they do so until the call of the President of the Senate and the Speaker of the House, respectively.

Came from the Senate, **READ** and **PASSED**.

READ and **PASSED** in concurrence.

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. 574) (L.D. 1729) Resolve, To Assess the Feasibility of the Production of Insulin in Maine Committee on **HEALTH AND HUMAN SERVICES** reporting **Ought to Pass as Amended by Committee Amendment "A" (S-508)**

(S.P. 625) (L.D. 1787) Bill "An Act To Improve the Quality and Affordability of Primary Health Care Provided by Federally Qualified Health Centers" (EMERGENCY) Committee on **HEALTH AND HUMAN SERVICES** reporting **Ought to Pass as Amended by Committee Amendment "A" (S-509)**

(S.P. 715) (L.D. 1983) Resolve, To Authorize the Bureau of Parks and Lands To Enter into a Lease with Christian Camps and Conferences for a Parcel of Land Located in Somerset County Committee on **AGRICULTURE, CONSERVATION AND FORESTRY** reporting **Ought to Pass as Amended by Committee Amendment "A" (S-511)**

(S.P. 724) (L.D. 2007) Bill "An Act To Create the Amyotrophic Lateral Sclerosis Incidence Registry" Committee on **HEALTH AND HUMAN SERVICES** reporting **Ought to Pass as Amended by Committee Amendment "A" (S-512)**

(S.P. 729) (L.D. 2013) Bill "An Act Relating to Perfluoroalkyl and Polyfluoroalkyl Substances Contamination in the State" Committee on **AGRICULTURE, CONSERVATION AND FORESTRY** reporting **Ought to Pass as Amended by Committee Amendment "A" (S-523)**

(S.P. 735) (L.D. 2025) Resolve, To Authorize the Bureau of Parks and Lands To Enter into a Lease with Aroostook Technologies, Inc. for a Parcel of Land in Township 11, Range 4 WELS Committee on **AGRICULTURE, CONSERVATION AND FORESTRY** reporting **Ought to Pass as Amended by Committee Amendment "A" (S-518)**

Under suspension of the rules, Second Day Consent Calendar notification was given.

There being no objection, the Senate Papers were **PASSED TO BE ENGROSSED as Amended** in concurrence.

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

The SPEAKER: The Chair recognizes the Representative from South Portland, Representative Reckitt, who wishes to address the House on the record.

Representative **RECKITT**: This is a very exciting moment because in the gallery we have the amazing championship basketball team from Southern Maine Community College who just won the United States Collegiate Athletic Association Division II National Championship title with a 79-75 victory. They're the Sea Wolves and they claimed that title and they've really have been a wonderful group of players at the school. Their coach I think is with them, Matt Richards, who is also the athletic director. But the SMCC president, Joe Cassidy, is also in the room. But the men finished the season with a 20-5 record including a 13-1 conference play in the Yankee Small College Conference. I happen to live about a block and a half from the gymnasium at SMCC and I'm sure that occasionally this year I heard a hoot go up when some game was going on. But I'm so proud of these kids. They've done a wonderful job, as has SMCC administration in supporting them and helping them forward. So, I really want to, are you going to introduce them or do you want me to?

The SPEAKER: The Chair would answer in the affirmative. The Chair will introduce the folks in the gallery.

Representative **RECKITT**: Okay, great, thank you.

REPORTS OF COMMITTEE

Divided Reports

Majority Report of the Committee on **TAXATION** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-944)** on Bill "An Act To Encourage Job Growth in the Forest Products Sector through Tax Incentives" (H.P. 1425) (L.D. 1919)

Signed:

Senators:

CHIPMAN of Cumberland
LIBBY of Androscoggin

Representatives:

TERRY of Gorham
COLLINGS of Portland
GRAMLICH of Old Orchard Beach
MATLACK of St. George
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
STETKIS of Canaan

READ.

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

Representative BICKFORD of Auburn **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, Ladies and Gentlemen of the House. I promise I won't rise a third time. This bill could've been a really good report out of Taxation Committee. We asked the proponents of the bill to work in good faith with the professional loggers and contractors of Maine. That never happened. Total disregard for committee directive. The bill came back with nothing that we had asked them to look at. We had asked that the term one employee would create cannibalism in the industry. It would create winners and losers. It would take a small logging contractor the possibility of going to a local construction crew and grabbing one of their employees and because he could pay him more and the State would be paying him over \$15,000 over three years, he was going to make out pretty darn good. He could pay him a really high salary, getting that much money back. Is that what we're here for? We had asked that it be a multiple of employees, like in other businesses. It doesn't have to be five, which is what the ETIF currently is, but it could be three. And they could have some skin in the game. By skin in the game, we mean they should have to provide some type of capital investment to show why they need to hire that additional employee. Mr. Speaker, a logger can go raid an

employee from another logger, as long as the employee hasn't been there for six months, they could be there five months and 15 days, they can go hire that employee and get this benefit. That employee's already well-trained. It goes totally against what this bill was meant to do. This could've been a very good bill. There are 200 professional logging companies in the State of Maine that are against this that have 3,000 or more employees. That should tell us something. This bill ignored the professional loggers of Maine and they've made it clear that they do not support this bill. They actually put an op-ed in the local journal showing their disgrace for a bill like this. Please follow my light and do not support this bill. Thank you.

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

Representative **STETKIS**: Thank you, Mr. Speaker. Mr. Speaker, you and I have served on a couple of committees together and you know well that for the past seven years I've tried to be a very strong advocate for rural Maine and bring my constituents' voices directly to their State government. And today is no different except for the fact that my constituents' objection to this bill is the same as the vast majority of all of our constituents in this room that work in the logging industry. The organization known as the Professional Logging Contractors of Maine is made up of over 200 hardworking companies that work in logging and in the trucking business and they work in every region of our State. These businesses employ more than 3,000 Mainers and the work that they do represents over 80% of the annual timber harvest in the State of Maine. My constituents and their fellow loggers expressed their objection to LD 1919 far better than I ever could in a letter that they penned on March 18th. So, I'm going to bring my constituents' voice to their government and read what they wanted us to hear. As timber harvesters and haulers in the Maine forest economy, we are writing to express our strong opposition to passage of LD 1919, An Act to Encourage Job Growth in the Forest Products Sector Through Tax Incentives. We represent companies of all sizes in all 16 counties of the State and we are collectively opposed to this bill as it is currently written. While we respect the intent of the bill, if passed into law, it will ultimately hurt the very industry and small business it's meant to help. Many of us watched the outcome of the work session that took place on this bill on March 15th with disbelief. We confidently expected that once it was made clear that we in the industry did not support this bill as written, it would be voted down. Instead and for reasons we do not fully understand, the majority of committee members ignored the small business community and voted Ought to Pass on this bill. As we made clear at the work session, the Professional Logging Contractors of Maine, of which we are all members, was not consulted when the final amendment to LD 1919 was made and did not receive the updated version of the bill until the night before the work session. When our concerns were raised in the work session, some dismissed those concerns as a case of larger logging companies looking out for their interests at the expense of small logging companies. Frankly, we are offended by this suggestion. The majority of us own small companies and many of us started out as sole proprietors or still are. In fact, the average employment for the PLC companies is nine employees per company. There are clear definitions of small businesses in Maine law and every one of us fits that definition.

The Taxation Committee should not be picking winners and losers for our industry nor presupposing what is in our best interest. Respectfully, we urge those members of the committee who voted Ought Not to Pass listen to those of us who actually work in the logging industry today rather than those who seem to believe they know better than we do than what we do what is best for that industry. Please reconsider your action and not support legislation that will ultimately hurt an industry that is already struggling. We thank members of the committee for their public service and for your hard work and dedication to improving the Maine logging industry and for listening to our concerns. Sincerely, PLC membership. So, Mr. Speaker, let's listen to our constituents, the loggers, who this bill is designed to help but turns out it will do much more harm than good and say thanks but no thanks by opposing this bill.

The SPEAKER: The Chair would remind the Member to not speak to the motivations of why other Members voted for or against a bill, even when quoting another party. The Chair recognizes the Representative from Gorham, Representative Terry.

Representative **TERRY**: Thank you, Mr. Speaker. Mr. Speaker, Ladies and Gentlemen of the House, LD 1919 is a bill for the little guy. When I came to the State House in 2016 and was assigned to the Taxation Committee, I was very confused as to why they would put me on that committee. I was a chef and a mom and an advocate for nutrition and education and a small business owner. And that last part was exactly why I was put on that committee, Mr. Speaker, for the bills just like this one. When I ran small kitchens, my own and others, there was room for training. There was always at least one person who could cover the line while employees were learning how the restaurant worked and got time to hone their skills. But now as a business owner with an employee roster of exactly one, I know how challenging it can be to bring new talent and teach them the tricks of the trade. I don't have time to show anyone what to do. I don't have time to cultivate a relationship or mentor a new cook and I certainly don't have the funds set aside to do all of those things that I need to do to train someone to do my job as good or better than me. With a little planning and some financial help, though, I might be able to invest the time that it would take to help grow my business and teach someone else all the nuances of becoming a small, hands-on business owner. Small logging operations are battling the same training problems that I have. They face even greater financial challenges than I do, but even in addition to the large financial investment loggers must take, the shrinking workforce is even greater. Mr. Speaker, this bill allows logging business, small and large, to invest in new talent. It gives the credit to businesses that train individuals into one of our heritage industries that's struggling. It will help with those small businesses like mine with a roster of one and will help the larger businesses that have more resources with training up to five new employees. This bill covers between one and five employees, new employees. It's specific to new untrained employees. This bill is designed to spur new growth in logging and I hope you will follow my light and show support to one of our most important heritage industries.

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

Representative **MARTIN**: Mr. Speaker, Members of the House, I'm pleased to support this legislation and I will tell you why. Because over the years that I've been sitting here in the House or sitting at home, I've had young people who want to get into the business and have no ability to do so because they simply can't put the financing together and put a plan together. And I know because I've put plans together for some of them who then went to the bank to get money and after a great deal of work, they were able to get some of that. But when you try to get into the logging industry now, keep in mind that some of those units that they have to buy are half a million dollars. And I do know because I've been involved with at least; well, recently, where a major company in Northern Maine was willing to participate and gave, or I should say loaned, a piece of equipment and the necessary starting funds. And that person is now in the business and is now doing well. This is an opportunity that I think could work and I think that we have to give it an opportunity to move in that direction. Now, I know that there are some loggers who don't support it because they've already made it, they're doing extremely well and they don't need it. And, as a result, they're more than happy to prevent anyone else from getting into the business. So, I support this entirely and I think it's something that we ought to be looking for other business as well and I hope that this House will support that legislation.

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

Representative **COLLINGS**: Thank you, Mr. Speaker, Ladies and Gentlemen of the House. I just want to briefly share this quick perspective as having worked on this legislation in the Taxation Committee, having been a co-sponsor. I haven't spoken to many people in Northern Maine and other parts of the State in this industry that, number one, this was brought to a legislator to submit this bill. He was a small logging operator who asked for this consideration from the Legislature to help people in his position and throughout the process of drafting this legislation, anyone who wanted to be involved in this bill was included 99% of the time. The sponsor of this bill did a great job, many amendments were put in to get it to the place where it had to be to consider everyone's input and finally it was determined that the best way to move forward and to include everyone, whether you were a one-person operation, a three-person operation, or 50-person operation was to offer this for everyone. And so, after lots of hard work, this was the best bill that we thought we could put into the committee to send forth for a vote in the Legislature. So, I'm proud of this work and many loggers, including loggers in the Professional Logging Association, actually do support this. So, I think to be fair, if we're going to give a benefit, it should be for every single person in an industry, regardless of their size, so they all have a chance to compete and grow our economy in all parts of Maine.

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

Representative **BICKFORD**: Thank you, Mr. Speaker. I just want to respond to my good friend, the Representative from Gorham. And a bill like this, if we had this in the food industry and you're running a small business with one employee, somebody comes and snatches it after you've trained that employee for five and a half months, what are you

left with? A search for another employee. In the times we're in, how long would that take? What extreme measures would you have to go through? How many 20-hour days would you have to put in to make up for losing that one employee that you have? That's exactly what's happening in the logging industry with this bill as written. In response to my good friend from Portland, the Professional Loggers of Maine were not, let me repeat that, they were not included when directed by us to be at the table for the amended version of this bill. Thank you.

The SPEAKER: The Chair recognizes the Representative from Greenbush, Representative Carmichael.

Representative **CARMICHAEL**: Thank you, Mr. Speaker, Ladies and Gentlemen of the House. Throughout the history of Maine, the forest product industry has played a key role in the economic development of our State. Many in this industry have been in it for four or five generations. For the last couple of decades, this industry because of high energy costs, regulations and market conditions has seen challenge after challenge. The overwhelming majority of hardworking people in this industry do not support this bill. I, for one, trust the people who are working in this when they say that it could do them harm, not help them. Although I believe this bill is well-intended, all the constituents I've talked to from my area asked me to vote against it. 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. 529

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

NAY - Andrews, Arata, Austin, Bernard, Bickford, Blier, Bradstreet, Carlow, Carmichael, Cebra, Collamore, Connor, Corey, Dillingham, Downes, Drinkwater, Ducharme, Faulkingham, Foster, Gifford, Greenwood, Griffin, Haggan, Hall, Hanley, Harrington, Hutchins, Javner, Landry, Lemelin, Libby, Mason, Millett, Morris, Nadeau, Newman, Pickett, Poirier, Quint, Roche, Rudnicki, Sampson, Stearns, Stetkis, Thorne, Tuell, Underwood, Wadsworth, White.

ABSENT - Blume, Costain, Craven, Dolloff, Evangelos, Grignon, Head, Kinney, Lyford, Lyman, Martin, Mathieson, McDonald, O'Connor, Ordway, Parry, Paulhus, Perkins, Perry, Pierce, Prescott, Riseman, Sharpe, Skolfield, Stanley, Theriault.

Yes, 72; No, 49; Absent, 26; Vacant, 4; Excused, 0.

72 having voted in the affirmative and 49 voted in the negative, 4 vacancies with 26 being absent, and accordingly the Majority **Ought to Pass as Amended** Report was **ACCEPTED**.

The Bill was **READ ONCE**. **Committee Amendment "A" (H-944)** 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-944)** and sent for concurrence.

Six Members of the Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY** report in Report "A" **Ought to Pass as Amended by Committee Amendment "A" (H-940)** on Bill "An Act Regarding Criminal Services for Juveniles"

(H.P. 561) (L.D. 756)

Signed:

Representatives:

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

Six Members of the same Committee report in Report "B" **Ought Not to Pass** on same Bill.

Signed:

Senators:

DESCHAMBAULT of York
CYRWAY of Kennebec

Representatives:

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

READ.

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

ENACTORS

Emergency Measure

An Act To Update References to the United States Internal Revenue Code of 1986 Contained in the Maine Revised Statutes

(H.P. 1314) (L.D. 1763)
(C. "A" H-886)

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 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 Ensure Legislative Review of Rules for Maine's Medical Use of Marijuana Act

(S.P. 622) (L.D. 1784)
(C. "A" S-503)

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 Provide the State Harness Racing Commission Greater Efficiency in Rules Enforcement

(H.P. 1449) (L.D. 1944)
(C. "A" H-897)

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 Raise the Debt Limit of the Eagle Lake Water and Sewer District

(H.P. 1514) (L.D. 2033)

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. 104 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

Resolve, To Reestablish the Commission To Develop a Paid Family and Medical Leave Benefits Program

(S.P. 688) (L.D. 1952)
(C. "A" S-491)

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. 101 voted in favor of the same and 8 against, and accordingly the Resolve was **FINALLY PASSED**, signed by the Speaker and sent to the Senate.

Emergency Measure

Resolve, To Implement Certain Recommendations of the Committee To Study the Feasibility of Creating Basic Income Security

(H.P. 1484) (L.D. 1997)
(C. "A" H-877)

Was reported by the Committee on **Engrossed Bills** as truly and strictly engrossed.

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

Emergency Measure

Resolve, Regarding Legislative Review of Portions of Chapter 101: MaineCare Benefits Manual, Chapter III, Section 97: Private Non-Medical Institution Services, a Late-filed Major Substantive Rule of the Department of Health and Human Services

(H.P. 1509) (L.D. 2027)

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. 190 voted in favor of the same and 0 against, and accordingly the Resolve was **FINALLY PASSED**, signed by the Speaker and sent to the Senate.

Acts

An Act To Improve the Agricultural Marketing Loan Fund and Agricultural Development Grant

(H.P. 154) (L.D. 219)
(C. "A" H-890)

An Act To Increase the Waste Handling Fee Imposed on the Landfilling of Municipal Solid Waste

(H.P. 180) (L.D. 259)
(C. "A" H-882)

An Act Regarding the Powers of the Efficiency Maine Trust and the Maine Clean Energy and Sustainability Accelerator

(S.P. 143) (L.D. 337)
(C. "A" S-507)

An Act To Protect Public Lands

(S.P. 343) (L.D. 1075)
(C. "A" S-493)

An Act To Reduce Errors in Employment Tax Increment Financing Benefits

(H.P. 834) (L.D. 1156)
(C. "A" H-887)

An Act To Make Individual and Small Group Health Insurance More Affordable in Certain High-premium Counties

(S.P. 428) (L.D. 1331)
(C. "A" S-487)

An Act To Increase the Availability of Intranasal Naloxone in Community and Corrections Settings

(H.P. 1044) (L.D. 1428)
(C. "A" H-876)

An Act To Establish the Maine Abandoned and Discontinued Roads Commission

(H.P. 1121) (L.D. 1513)
(C. "A" H-898)

An Act To Improve Boating Safety on Maine Waters

(H.P. 1234) (L.D. 1663)
(C. "A" H-879)

An Act To Expand the 1998 Special Retirement Plan To Include Employees Who Work for the Office of Chief Medical Examiner

(S.P. 601) (L.D. 1746)
(C. "A" S-424; H. "A" H-894)

An Act To Create a Framework for Maine's Spirits Contract

(S.P. 608) (L.D. 1750)
(C. "A" S-490)

An Act Regarding Contributing to Candidates and Political Action Committees

(S.P. 619) (L.D. 1782)

An Act To Eliminate Conflicts of Interest with Respect to the Payment of Fees to Bail Commissioners

(S.P. 612) (L.D. 1856)
(C. "A" S-497)

An Act To Support Law Enforcement Officers, Corrections Officers, E-9-1-1 Dispatchers, Firefighters and Emergency Medical Services Persons Diagnosed with Post-traumatic Stress Disorder

(H.P. 1389) (L.D. 1879)
(C. "A" H-888)

An Act To Support Municipal Broadband Infrastructure through Incentives and Competition

(S.P. 664) (L.D. 1894)
(C. "A" S-483)

An Act To Update Criminal and Related Statutes and Respond to Decisions of the Law Court

(H.P. 1410) (L.D. 1903)
(C. "A" H-892)

An Act To Amend the Tax Laws of the State

(H.P. 1423) (L.D. 1917)
(C. "A" H-885)

An Act To Establish the Maine Space Corporation

(S.P. 678) (L.D. 1923)
(C. "A" S-502)

An Act To Ensure Access to Prescription Contraceptives

(S.P. 691) (L.D. 1954)
(C. "A" S-499)

An Act To Amend the Maine Parentage Act with Regard to Presumed Parentage

(H.P. 1458) (L.D. 1958)

An Act To Help Alleviate Maine's Housing Shortage and Change the Membership of the Maine State Housing Authority

(S.P. 699) (L.D. 1961)
(C. "A" S-498)

An Act To Authorize School Administrative District No. 6 To Lease a Former Administrative Building for a Term of Not More than 20 Years

(H.P. 1475) (L.D. 1989)
(C. "A" H-896)

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 Department of Education To Study the Regional Adjustment

(S.P. 121) (L.D. 270)
(C. "A" S-486)

Resolve, Directing the Department of Health and Human Services To Survey State-contracted Providers of Therapeutic Foster Care in the State about Their Liability Insurance Needs

(S.P. 57) (L.D. 794)
(C. "A" S-501)

Resolve, Directing the Maine Connectivity Authority To Take Further Actions To Bring High-speed Broadband to Unserved Areas

(S.P. 368) (L.D. 1107)
(C. "A" S-496)

Resolve, To Establish a Commission To Increase Housing Opportunities in Maine by Studying Land Use Regulations and Short-term Rentals

(S.P. 408) (L.D. 1240)
(C. "A" S-492)

Resolve, To Ensure Support for Adults with Intellectual Disabilities or Autism with High Behavioral Need

(H.P. 1171) (L.D. 1574)
(C. "A" H-881)

Reported by the Committee on **Engrossed Bills** as truly and strictly engrossed, **FINALLY PASSED**, signed by the Speaker and sent to the Senate.

An Act To Determine Potential Savings in Prescription Drug Costs by Using International Pricing

(S.P. 520) (L.D. 1636)
(C. "A" S-488)

On motion of Representative DUNPHY of Old Town, was **SET ASIDE**.

The same Representative **REQUESTED** a roll call on **PASSAGE TO BE ENACTED**.

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 Passage to be Enacted. All those in favor will vote yes, those opposed will vote no.

ROLL CALL NO. 530

YEA - Alley, Andrews, Arata, Arford, Austin, Babbidge, Bell, Berry, Bickford, Blier, Boyle, Bradstreet, Brennan, Brooks, Bryant, Caiazzo, Cardone, Carmichael, Cebra, Cloutier, Collamore, Collings, Connor, Copeland, Corey, Crafts, Crockett, Cuddy, Dillingham, Dodge, Doudera, Downes, Drinkwater, Ducharme, Dunphy, Evans, Faulkingham, Fay, Foster, Geiger, Gere, Gifford, Gramlich, Greenwood, Griffin, Grohoski, Haggan, Hall, Hanley, Harnett, Harrington, Hasenfus, Hepler, Hutchins, Hymanson, Javner, Kessler, Landry, LaRochelle, Lemelin, Libby, Lookner, Madigan, Martin J, Martin R, Mason, Matlack, McCrea, McCreight, Melaragno, Meyer, Millett H, Millett R, Morales, Moriarty, Morris, Nadeau, O'Connell, O'Neil, Osher, Pebworth, Perry, Pickett, Pluecker, Poirier, Reckitt, Rielly, Roberts, Roche, Roeder, Rudnicki, Sachs, Salisbury, Sampson, Sheehan, Stearns, Stetkis, Stover, Supica, Sylvester, Madam Speaker, Tepler, Terry, Thorne, Tucker, Tuell, Underwood, Wadsworth, Warren C, Warren S, White B, White D, Williams, Wood, Zager, Zeigler, Mr. Speaker.

NAY - .

ABSENT - Bernard, Blume, Carlow, Costain, Craven, Dolloff, Evangelos, Grignon, Head, Kinney, Lyford, Lyman, Martin, Mathieson, McDonald, Newman, O'Connor, Ordway, Parry, Paulhus, Perkins, Perry, Pierce, Prescott, Quint, Riseman, Sharpe, Skolfield, Stanley, Theriault.

Yes, 117; No, 0; Absent, 30; Vacant, 4; Excused, 0.

117 having voted in the affirmative and 0 voted in the negative, 4 vacancies with 30 being absent, and accordingly the Bill was **PASSED TO BE ENACTED**, signed by the Speaker and sent to the Senate.

Resolve, Regarding Education Technician III Certification for Students at Eastern Maine Community College

(S.P. 393) (L.D. 1207)
(C. "A" S-485)

On motion of Representative DUNPHY of Old Town, was **SET ASIDE**.

The same Representative **REQUESTED** a roll call on **FINAL PASSAGE**.

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 Final Passage. All those in favor will vote yes, those opposed will vote no.

ROLL CALL NO. 531

YEA - Alley, Andrews, Arata, Arford, Austin, Babbidge, Bell, Berry, Bickford, Blier, Boyle, Bradstreet, Brennan, Brooks, Bryant, Caiazzo, Cardone, Carmichael, Cebra, Cloutier, Collamore, Collings, Connor, Copeland, Corey, Crafts, Crockett, Cuddy, Dillingham, Dodge, Doudera, Downes, Drinkwater, Ducharme, Dunphy, Evans, Faulkingham, Fay, Foster, Geiger, Gere, Gifford, Gramlich, Greenwood, Griffin, Grohoski, Haggan, Hall, Hanley, Harnett, Harrington, Hasenfus, Hepler, Hutchins, Hymanson, Javner, Kessler, Landry, LaRochelle, Lemelin, Libby, Lookner, Madigan, Martin J, Martin R, Mason, Matlack, McCrea, McCreight, Melaragno,

Meyer, Millett H, Millett R, Morales, Moriarty, Morris, Nadeau, O'Connell, O'Neil, Osher, Pebworth, Perry, Pickett, Pluecker, Poirier, Reckitt, Rielly, Roberts, Roche, Roeder, Rudnicki, Sachs, Salisbury, Sampson, Sheehan, Stearns, Stetkis, Stover, Supica, Sylvester, Tepler, Terry, Thorne, Tucker, Tuell, Underwood, Wadsworth, Warren C, Warren S, White, Williams, Wood, Zager, Zeigler, Madam Speaker.

NAY - .

ABSENT - Bernard, Blume, Carlow, Costain, Craven, Dolloff, Evangelos, Grignon, Head, Kinney, Lyford, Lyman, Martin, Mathieson, McDonald, Newman, O'Connor, Ordway, Parry, Paulhus, Perkins, Perry, Pierce, Prescott, Quint, Riseman, Sharpe, Skolfield, Stanley, Theriault, White, Mr. Speaker.

Yes, 115; No, 0; Absent, 32; Vacant, 4; Excused, 0.

115 having voted in the affirmative and 0 voted in the negative, 4 vacancies with 32 being absent, and accordingly the Resolve was **FINALLY PASSED**, signed by the Speaker and sent to the Senate.

The Chair laid before the House the following item which was **TABLED** earlier in today's session:

Resolve, To Implement Certain Recommendations of the Committee To Study the Feasibility of Creating Basic Income Security

(H.P. 1484) (L.D. 1997)

(C. "A" H-877)

Which was **TABLED** by Representative DUNPHY of Old Town pending **FINAL PASSAGE**.

On motion of Representative SYLVESTER of Portland, the rules were **SUSPENDED** for the purpose of **RECONSIDERATION**.

On further motion of the same Representative, the House **RECONSIDERED** its action whereby the Bill was **PASSED TO BE ENGROSSED** as Amended by **Committee Amendment "A" (H-877)**.

On further motion of the same Representative, the rules were **SUSPENDED** for the purpose of **FURTHER RECONSIDERATION**.

On further motion of the same Representative, the House **RECONSIDERED** its action whereby **Committee Amendment "A" (H-877)** was **ADOPTED**.

The same Representative **PRESENTED House Amendment "A" (H-951) to Committee Amendment "A" (H-877)** which was **READ** by the Clerk.

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

Representative SYLVESTER: Thank you, Mr. Speaker. It removes the emergency clause. Thank you, Mr. Speaker.

Subsequently, **House Amendment "A" (H-951) to Committee Amendment "A" (H-877)** was **ADOPTED**.

Committee Amendment "A" (H-877) as Amended by House Amendment "A" (H-951) thereto was **ADOPTED**.

Subsequently, the Bill was **PASSED TO BE ENGROSSED as Amended by Committee Amendment "A" (H-877) as Amended by House Amendment "A" (H-951)** thereto in **NON-CONCURRENCE** and sent for concurrence.

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

UNFINISHED BUSINESS

The following matters, in the consideration of which the House was engaged at the time of adjournment, Tuesday, April 5, 2022, had preference in the Orders of the Day and continued with such preference until disposed of as provided by House Rule 502.

HOUSE DIVIDED REPORT - Majority (8) **Ought to Pass as Amended by Committee Amendment "A" (H-918)** - Minority (5) **Ought Not to Pass** - Committee on **ENERGY, UTILITIES AND TECHNOLOGY** on Bill "An Act To Provide More Options to Maine Electric Service Customers and Support Maine's Climate Goals"

(H.P. 222) (L.D. 318)

TABLED - April 5, 2022 (Till Later Today) by Representative BERRY of Bowdoinham.

PENDING - ACCEPTANCE OF EITHER REPORT.

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

Representative FOSTER of Dexter **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 Dexter, Representative Foster.

Representative FOSTER: Thank you, Mr. Speaker, Ladies and Gentlemen of the House. I'm standing in opposition to this bill as I do not believe that it's necessary. It currently, and I believe my point will be even more important if there are changes made to this, directs the Public Advocate's office to study alternatives to current system of retail supply of electricity. During the testimony from the Office of the Public Advocate on March 16, 2022, the office stated due to this amendment coming at this point in the legislative session, we have had very little time to study this proposal but the OPA does recognize the need to focus more government resources on finding the best option for supplying ratepayers with energy. Specifically, if the study goes forward, the study should address what can be done to minimize volatility in standard offer provider prices. We are testifying neither for nor against this proposal because we are not sure that the Office of the Public Advocate undertaking the study as proposed will address the issues arising from the recent large increase in standard operating prices. However, if modified, it may provide a forum to advance ideas for reforming standard offer pricing. They go on to say; I am also concerned about managing the Office of the Public Advocate workload over the next year. LD 1913 is already proposing the OPA undertake significant responsibilities for a new study. It will be challenging to do both studies simultaneously. Mr. Speaker, we currently have a Public Utilities Commission that certainly is working on a docket to address rate structure which encompasses a wide array of issues including the standard offer and supply. The Public Advocate's Office would probably require more staff and with the amendment that they were referring to and additional monies. The current Public Utilities Commission which I believe will be able to take this work in stride with what they are already undertaking, they have a staff of over 66 people in their office and a current budget of about \$20 million. So, I believe that this bill is not needed and I hope you'll follow my light and vote against it. Thank you, Mr. Speaker.

The SPEAKER: The Chair recognizes the Representative from Ellsworth, Representative Grohoski.

Representative GROHOSKI: Thank you, Mr. Speaker and good afternoon, House Colleagues. I just wanted to let everyone know that this bill has been amended since it was first presented in order to create a fair study of what happens with the supply side of our bills. We have had a separate supply and delivery since around the year 2000. It's been over 20 years and we have never looked at are we doing this in the best interest of our constituents. And so, this is a study that the Office of the Public Advocate will commence and they will report back to the Legislature with any findings. There are many other states that bill their customers differently than we do here in Maine and certainly with what has happened to rates in recent times, I think we owe it to everyone to take a close look at if we are indeed doing this to the best of our ability or if we could be doing better. This is merely a study and there is funding for it and the Office of the Public Advocate is happy to undertake it. 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. 532

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

NAY - Andrews, Arata, Austin, Bickford, Blier, Bradstreet, Carmichael, Cebra, Collamore, Connor, Corey, Dillingham, Downes, Drinkwater, Ducharme, Faulkingham, Foster, Gifford, Greenwood, Griffin, Haggan, Hall, Harrington, Hutchins, Javner, Lemelin, Libby, Mason, Millett, Morris, Nadeau, Pickett, Poirier, Roche, Rudnicki, Sampson, Stearns, Stetkis, Thorne, Tuell, Underwood, Wadsworth, White.

ABSENT - Bernard, Blume, Carlow, Costain, Craven, Dolloff, Evangelos, Grignon, Hanley, Head, Hepler, Kinney, Lyford, Lyman, Martin, Mathieson, McDonald, Newman, O'Connor, Ordway, Parry, Paulhus, Perkins, Perry, Pierce, Prescott, Quint, Sharpe, Skolfield, Stanley, Theriault.

Yes, 73; No, 43; Absent, 31; Vacant, 4; Excused, 0.

73 having voted in the affirmative and 43 voted in the negative, 4 vacancies with 31 being absent, and accordingly the Majority Ought to Pass as Amended Report was **ACCEPTED**.

The Bill was **READ ONCE**. **Committee Amendment "A" (H-918)** was **READ** by the Clerk.

Representative GROGOSKI of Ellsworth **PRESENTED House Amendment "A" (H-955) to Committee Amendment "A" (H-918)**, which was **READ** by the Clerk and **ADOPTED**.

Committee Amendment "A" (H-918) as Amended by House Amendment "A" (H-955) 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" (H-918) as Amended by House Amendment "A" (H-955) thereto and sent for concurrence.

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

BILLS RECALLED FROM GOVERNOR

(Pursuant to Joint Order - House Paper 1520)

An Act Regarding Access to Telehealth Behavioral Health Services during Public Health Emergencies

(H.P. 1309) (L.D. 1758)

- In House, **PASSED TO BE ENACTED** on March 24, 2022.

- In Senate, **PASSED TO BE ENACTED** on March 29, 2022.

(Pursuant to Joint Order - House Paper 1523)

On motion of Representative MEYER of Eliot, the rules were **SUSPENDED** for the purpose of **RECONSIDERATION**.

On further motion of the same Representative, the House **RECONSIDERED** its action whereby the Bill was **PASSED TO BE ENACTED**.

On further motion of the same Representative, the rules were **SUSPENDED** for the purpose of **FURTHER RECONSIDERATION**.

On further motion of the same Representative, the House **RECONSIDERED** its action whereby the Bill was **PASSED TO BE ENGROSSED**.

Representative MEYER of Eliot **PRESENTED House Amendment "A" (H-949)** which was **READ** by the Clerk and **ADOPTED**.

Subsequently, the Bill was **PASSED TO BE ENGROSSED as Amended by House Amendment "A" (H-949)** in **NON-CONCURRENCE** and sent for concurrence.

(Pursuant to Joint Order - House Paper 1523)

An Act Relating to the Valuation of Improved Real Property

(H.P. 807) (L.D. 1129)

(C. "A" H-788)

- In House, **PASSED TO BE ENACTED** on March 24, 2022.

- In Senate, **PASSED TO BE ENACTED** on March 29, 2022.

On motion of Representative MATLACK of St. George, **TABLED** pending **FURTHER CONSIDERATION** and later today assigned.

REPORTS OF COMMITTEE

Divided Reports

Majority Report of the Committee on **HEALTH AND HUMAN SERVICES** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-945)** on Bill "An Act To Establish the Trust for a Healthy Maine"

(H.P. 1127) (L.D. 1523)

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

Signed:
Senators:

CARNEY of Cumberland
KEIM of Oxford
SANBORN of Cumberland

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

Signed:
Senator:

MOORE of Washington

Representatives:

HARNETT of Gardiner
BABBIDGE of Kennebunk
EVANGELOS of Friendship
MORIARTY of Cumberland
RECKITT of South Portland
SHEEHAN of Biddeford

Representatives:

CONNOR of Lewiston
GRIFFIN of Levant
JAVNER of Chester
LEMELIN of Chelsea

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

READ.

On motion of Representative MEYER of Eliot, **TABLED** pending **ACCEPTANCE** of either Report and later today assigned.

Signed:

Representatives:

HAGGAN of Hampden
LIBBY of Auburn
POIRIER of Skowhegan
THORNE of Carmel

Majority Report of the Committee on **HEALTH AND HUMAN SERVICES** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-947)** on Bill "An Act To Expand Access to Mental Health and Crisis Care for Individuals in Jails and Individuals Experiencing Homelessness"

Representative NEWELL of the Passamaquoddy Tribe - of the House - supports the Majority **Ought to Pass as Amended by Committee Amendment "A" (H-948)** Report.

(H.P. 1463) (L.D. 1968)

READ.

Signed:
Senators:

CLAXTON of Androscoggin
BALDACCI of Penobscot

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

Representatives:

MEYER of Eliot
CRAVEN of Lewiston
MADIGAN of Waterville
PERRY of Calais
STOVER of Boothbay
ZAGER of Portland

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 Hampden, Representative Haggan.

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

Signed:
Senator:

MOORE of Washington

Representative **HAGGAN**: Thank you, Mr. Speaker. Sorry, I must not have hit the button correctly. I kept doing that and I felt like I was on Jeopardy. So, I thank you. I'm concerned with the concept of foreign country money judgments binding in Maine. In the amendment, foreign country judgment means any judgment of a court of a foreign country. The National Conference of Commissioners on Uniform State Laws has drafted model legislation the basis of this bill, 903, that is a revision of the Uniform Foreign Money Judgments Recognition Act of 1962. This bill enacts the Uniform Foreign Country Money Judgment Recognition Act and Uniform Registration of Canadian Money Judgment Act. The key difference between the two laws is that the Uniform Registration of Canadian Money Judgment Act would allow registration in Maine courts of a Canadian money judgment without the registered judgment being related to an action already pending or being filed in the Maine courts. To be recognized, the foreign country money judgment must meet several standards, as stated in this bill and amendment. Recognition of the judgment may be denied for a number of reasons, for example if the defendant did not receive notice of the proceeding or the claim is repugnant to American foreign public policy. Under the amendment, a person who wishes to enforce a money judgment from a foreign country in Maine, the first step is recognition of the foreign country judgment. A

Representatives:

CONNOR of Lewiston
GRIFFIN of Levant
JAVNER of Chester
LEMELIN of Chelsea

READ.

On motion of Representative MEYER of Eliot, **TABLED** pending **ACCEPTANCE** of either Report and later today assigned.

Majority Report of the Committee on **JUDICIARY** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-948)** on Bill "An Act To Enact the Uniform Foreign-country Money Judgments Recognition Act"

(H.P. 659) (L.D. 903)

creditor can seek recognition by filing an action in State court or by filing a counterclaim, cross claim or affirmative defense in a pending action. If the judgment meets the statutory standards, the court will recognize it. This act applies to a foreign country judgment to the extent that the judgment, A: grants or denies discovery of a sum of money and, under the law of the foreign country where rendered, is final, conclusive and enforceable. Then the judgment may be enforced as if it is the judgment of another State of the United States and that's one of the major problems I have with this bill. According to the OPLA analysis, which would, excuse me, would help those communities on the border would be able to treat Canadian judgments the same as those from New Hampshire and, in my brain, we're not New Hampshire. No border State has enacted the Uniform Registration of Canadian Judgment Acts. It has been introduced in Minnesota but there has been no action at this point. This bill before us has been adopted in Colorado, Nebraska, Nevada and Rhode Island only. No border states from New England at all.

Reciprocity or perceived lack of reciprocity is an issue as well. According to the U.S. State Department, there is no bilateral treaty or multilateral convention enforced between the United States and any other country on reciprocal recognition and enforcement of judgments. In consequence, absent a treaty with the courts of a foreign country would enforce a judgment issued by a court in the United States, depends upon the internal laws of the foreign country and the international community. Recognition of U.S. judgments continues to be problematic in a number of foreign countries. There was insufficient evidence to establish that a reciprocity requirement would have a greater effect on encouraging foreign recognition of U.S. judgments than does the approach taken by this act. It was revisited the idea of requiring reciprocity but decided against it. In other words, the court of Maine could seemingly be required to view a decision by a foreign government not even necessarily court that does not recognize the legitimacy of a U.S. judgment. In conclusion, Mr. Speaker, there is a reason why no other border State has enacted this legislation. Thank you very much.

The SPEAKER: The Chair recognizes the Representative from Gardiner, Representative Harnett.

Representative **HARNETT**: Thank you, Mr. Speaker. As the Good Representative from Hampden pointed out, this bill adopts two uniform acts. One is the Uniform Foreign Country Money Judgment Recognition Act and the other is the Uniform Registration of Canadian Money Judgment Act. As the Good Representative pointed out, the first half of this bill, the Uniform Foreign Country Money Judgment Recognition Act has been on the books in Maine since 1999 and this simply updates it to its current form under the uniform commission. With respect to the uniform recognition of Canadian money judgments, this is a new part of the Maine uniform law but it is an important part. It's important particularly in our border counties of Aroostook and Washington County and with many businesses that transact commerce across State lines. As the Representative from Hampden pointed out, this is a more streamlined process and it does not require an underlying action in Maine but it is very important to note that if the person in Maine objects to the judgment, he or she has all of the rights to challenge that judgment under the prior act, the Uniform Foreign Countries

Recognition Act. So, all of the protections are contained under both laws. This Canadian process will be overseen by the courts in Maine who will develop forms for this particular purpose. This will help small business, as has been pointed out, it has been adopted in other states and it's of particular importance in the State of Maine given the amount of trade we have with Canada. 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 as Amended Report. All those in favor will vote yes, those opposed will vote no.

ROLL CALL NO. 533

YEA - Alley, Arford, Babbidge, Bell, Berry, Boyle, Brennan, Brooks, Bryant, Caiazzo, Cardone, Cloutier, Collings, Copeland, Crafts, Crockett, Cuddy, Dodge, Doudera, Dunphy, Evans, Fay, Geiger, Gere, Gramlich, Grohoski, Harnett, Hasenfus, Hymanson, Kessler, Landry, LaRochelle, Lookner, Madigan, Martin J, Martin R, Matlack, McCreia, McCreight, Melaragno, Meyer, Millett, Morales, Moriarty, O'Connell, O'Neil, Osher, Pebworth, Perry, Reckitt, Rielly, Riseman, Roberts, Roeder, Sachs, Salisbury, Sheehan, Stover, Supica, Sylvester, Madam Speaker, Tepler, Terry, Tucker, Warren C, Warren S, White, Williams, Wood, Zager, Zeigler, Mr. Speaker.

NAY - Andrews, Arata, Austin, Bickford, Blier, Bradstreet, Carmichael, Cebra, Collamore, Connor, Corey, Dillingham, Downes, Drinkwater, Ducharme, Faulkingham, Foster, Gifford, Greenwood, Griffin, Haggan, Hall, Harrington, Hutchins, Javner, Lemelin, Libby, Mason, Millett, Morris, Nadeau, Pickett, Poirier, Roche, Rudnicki, Sampson, Stearns, Stetkis, Thome, Tuell, Underwood, Wadsworth, White.

ABSENT - Bernard, Blume, Carlow, Costain, Craven, Dolloff, Evangelos, Grignon, Hanley, Head, Hepler, Kinney, Lyford, Lyman, Martin, Mathieson, McDonald, Newman, O'Connor, Ordway, Parry, Paulhus, Perkins, Perry, Pierce, Pluecker, Prescott, Quint, Sharpe, Skolfield, Stanley, Theriault.

Yes, 72; No, 43; Absent, 32; Vacant, 4; Excused, 0.

72 having voted in the affirmative and 43 voted in the negative, 4 vacancies with 32 being absent, and accordingly the Majority **Ought to Pass as Amended** Report was **ACCEPTED**.

The Bill was **READ ONCE**. **Committee Amendment "A" (H-948)** 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-948)** and sent for concurrence.

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

Majority Report of the Committee on **HEALTH AND HUMAN SERVICES** reporting **Ought to Pass as Amended by Committee Amendment "A" (S-510)** on Bill "An Act To Expand the Statewide Voluntary Early Childhood Consultation Program"

(S.P. 220) (L.D. 533)

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

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-510)**.

READ.

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

The Bill was **READ ONCE**. **Committee Amendment "A" (S-510)** 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-510)** in concurrence.

Majority Report of the Committee on **JUDICIARY** reporting **Ought Not to Pass** on Bill "An Act To Restrict Access to Weapons Pursuant to Court Order in Cases of Harassment"

(S.P. 336) (L.D. 1068)

Signed:
Senators:

CARNEY of Cumberland
KEIM of Oxford
SANBORN of Cumberland

Representatives:

HARNETT of Gardiner
EVANGELOS of Friendship
HAGGAN of Hampden
LIBBY of Auburn
MORIARTY of Cumberland
POIRIER of Skowhegan
RECKITT of South Portland
SHEEHAN of Biddeford
THORNE of Carmel

Minority Report of the same Committee reporting **Ought to Pass as Amended by Committee Amendment "A" (S-515)** on same Bill.

Signed:
Representative:

BABBIDGE of Kennebunk

Representative NEWELL of the Passamaquoddy Tribe - of the House - supports the Majority **Ought Not to Pass** Report.

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

READ.

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

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

Majority Report of the Committee on **JUDICIARY** reporting **Ought to Pass as Amended by Committee Amendment "A" (S-516)** on Bill "An Act To Clarify and Recodify Maine's Protection from Abuse Statutes"

(S.P. 551) (L.D. 1696)

Signed:
Senators:

CARNEY of Cumberland
KEIM of Oxford
SANBORN of Cumberland

Representatives:

HARNETT of Gardiner
BABBIDGE of Kennebunk
EVANGELOS of Friendship
HAGGAN of Hampden
LIBBY of Auburn
MORIARTY of Cumberland
POIRIER of Skowhegan
RECKITT of South Portland
SHEEHAN of Biddeford

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

Signed:
Representative:

THORNE of Carmel

Representative NEWELL of the Passamaquoddy Tribe - of the House - supports the Majority **Ought to Pass as Amended by Committee Amendment "A" (S-516)** Report.

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-516)**.

READ.

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

The Bill was **READ ONCE**. **Committee Amendment "A" (S-516)** 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-516)** in concurrence.

Majority Report of the Committee on **JUDICIARY** reporting **Ought to Pass as Amended by Committee Amendment "A" (S-514)** on Bill "An Act To Improve the Child and Family Court Process"

(S.P. 648) (L.D. 1831)

Signed:

Senators:

CARNEY of Cumberland
KEIM of Oxford
SANBORN of Cumberland

Representatives:

HARNETT of Gardiner
BABBIDGE of Kennebunk
EVANGELOS of Friendship
MORIARTY of Cumberland
RECKITT of South Portland
SHEEHAN of Biddeford

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

Signed:

Representatives:

HAGGAN of Hampden
LIBBY of Auburn
POIRIER of Skowhegan
THORNE of Carmel

Representative NEWELL of the Passamaquoddy Tribe - of the House - supports the Majority **Ought to Pass as Amended by Committee Amendment "A" (S-514)** Report.

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-514)**.

READ.

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

The Bill was **READ ONCE**. **Committee Amendment "A" (S-514)** 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-514)** in concurrence.

Majority Report of the Committee on **LABOR AND HOUSING** reporting **Ought to Pass as Amended by Committee Amendment "A" (S-517)** on Bill "An Act To Amend the Laws Governing Retirement Benefit Reductions for Corrections Supervisors Currently Included in the 1998 Special Plan"

(S.P. 658) (L.D. 1840)

Signed:

Senators:

DAUGHTRY of Cumberland
HICKMAN of Kennebec

Representatives:

SYLVESTER of Portland
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

Representatives:

BRADSTREET of Vassalboro
DRINKWATER of Milford
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-517)**.

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 and Ladies and Gentlemen of the House. I have to say I feel somewhat like a Grinch sometimes for speaking up against these retirement bills. I think we'd all like to retire early with more money than we otherwise would if we hadn't changed this. But, you know, in my background both as a former business owner and as a father, sometimes you have to say no. And like today, I think we have to say no to this. I understand the reason behind it but I think we're getting in a pattern where we're chipping away at the current retirement system and if we continue to do that, we will regret it somewhere down the road. 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 as Amended** Report. All those in favor will vote yes, those opposed will vote no.

ROLL CALL NO. 534

YEA - Alley, Arford, Babbidge, Bell, Berry, Boyle, Brennan, Brooks, Bryant, Caiazzo, Cardone, Cloutier, Collings, Copeland, Corey, Crafts, Crockett, Dodge, Doudera, Dunphy, Evans, Fay, Geiger, Gere, Gramlich, Grohoski, Harnett, Hasenfus, Hymanson, Kessler, Landry, LaRochelle, Lookner, Madigan, Martin J, Martin R, Matlack, McCrea, McCreight, Melaragno, Meyer, Millett, Morales, Moriarty, O'Connell, O'Neil, Osher, Pebworth, Perry, Reckitt, Rielly, Riseman, Roberts, Roeder, Sachs, Salisbury, Sheehan, Stover, Supica, Sylvester, Madam Speaker, Tepler, Terry, Tucker, Warren C, Warren S, White, Williams, Wood, Zager, Zeigler, Mr. Speaker.

NAY - Andrews, Arata, Austin, Bickford, Blier, Bradstreet, Carmichael, Collamore, Connor, Dillingham, Downes, Drinkwater, Ducharme, Faulkingham, Foster, Gifford, Greenwood, Griffin, Haggan, Hall, Harrington, Hutchins, Javner, Lemelin, Libby, Mason, Millett, Morris, Nadeau, Pickett, Poirier, Roche, Rudnicki, Sampson, Stearns, Stetkis, Thome, Tuell, Underwood, Wadsworth, White.

ABSENT - Bernard, Blume, Carlow, Cebra, Costain, Craven, Cuddy, Dolloff, Evangelos, Grignon, Hanley, Head, Hepler, Kinney, Lyford, Lyman, Martin, Mathieson, McDonald, Newman, O'Connor, Ordway, Pary, Paulhus, Perkins, Perry, Pierce, Pluecker, Prescott, Quint, Sharpe, Skolfield, Stanley, Theriault.

Yes, 72; No, 41; Absent, 34; Vacant, 4; Excused, 0.

72 having voted in the affirmative and 41 voted in the negative, 4 vacancies with 34 being absent, and accordingly the Majority **Ought to Pass as Amended** Report was **ACCEPTED**.

The Bill was **READ ONCE**. **Committee Amendment "A" (S-517)** 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-517)** in concurrence.

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

**ENACTORS
Emergency Measure**

An Act Regarding Eligibility for Burial in the Maine Veterans' Memorial Cemetery System

(H.P. 455) (L.D. 619)
(C. "A" H-921)

Was reported by the Committee on **Engrossed Bills** as truly and strictly engrossed.

The **SPEAKER**: The Chair recognizes the Representative from Scarborough, Representative Caiazzo. The Chair would inform the Member since this item is an emergency measure before the Body, the Member may proceed with his comments.

Representative **CAIAZZO**: Thank you, Mr. Speaker. Mr. Speaker, Ladies and Gentlemen of the House, colleagues, friends, it's truly an honor to rise in support of LD 619. The original title of this bill was An Act to Allow Christine Pratt to be Buried at the Southern Maine Veterans' Cemetery and it was the last piece of legislation submitted by our colleague, Representative John Tuttle of Sanford. John epitomized what

it means to be a Mainer; rough and tough on the outside, but kind and warm on the inside. What he lacked in physical stature, he more than made up for with guile, wit and sheer personality. It's often said that there are two types of politicians in Augusta; show horses and work horses. John was definitely the latter. Whether it was making obtuse tabling motions on this very floor that sent our illustrious Clerk of the House scurrying for his Mason's manual or raising his hand in committee, sometimes before debate had even begun to declare with an impish grin and a gleam in his eye; Mr. Speaker, if it's appropriate, I'd like to make a motion. It's no secret that many in this chamber enjoy a good debate. In fact, I'm sure if I made a motion that today was partly cloudy, my esteemed colleague from Knox would rise in opposition to declare it be mostly sunny. Then, instantly, everyone in this chamber would become expert meteorologists and debate would quickly ensue. But John was never one to argue for the sake of an argument. He always spoke from the heart and often preferred brevity over long-winded speeches. In fact, if we were in committee, I'm sure he would have probably told me to sit down already and call the roll so we could get to the barbecue at Senator Luchini's house. Of course, Senator Luchini did not know he was hosting the committee for a barbecue, but that never stopped John from declaring it at the end of almost every meeting.

John's commitment to this Body and the people of the State of Maine are well-documented and LD 619 is a testament to that. As you can tell from the original title, the bill was initially intended to authorize the burial of a civilian constituent of John's in the Southern Maine Veterans' Cemetery in Springvale. As some of you may know, the federal guidelines for being interred in a veterans' cemetery are very rigid and John's request for an exemption for his constituent was denied. In true fashion, however, John would not relent and was in the process of appealing to our congressional delegation when he unfortunately passed away. This left his original bill in a very fraught position. We knew as a committee we did not have the wherewithal to pick up where John left off and continue to fight for the appeal, but we certainly did not want his last legislative effort to fail in committee. With John's passing, his family also expressed a desire to have him interred in the Veterans' Cemetery in Springvale which he had fought so hard to create. Unfortunately, in spite of John's lengthy service in both the active military and the Maine National Guard, he did not qualify for burial under the federal guidelines. Appeals were made by several Members of this Body and the executive for special consideration for John but, unfortunately, as the policy is federally controlled, there was no real means of recourse. As providence would have it, Congress passed and President Biden signed into law just last month a bill that grants states the ability to allow Guard members to be interred in federal veterans' cemeteries and permits the State to determine eligibility requirements. LD 619 was reworked by the Veterans and Legal Affairs Committee to grant the director of Maine's Bureau of Veteran Services the authority to operate under the new federal guidelines.

I can think of no better way for us to pay homage to John and his tireless commitment to the men and women of the Maine National Guard than to have his final Body of legislative work be the catalyst for granting both him and them the honor

of being considered for burial in the very hallowed ground that they protected. We often call for roll call votes as a way to show our disagreements in public record. This was a unanimous Committee Report and while procedurally it might be faster and more efficient to let the enactment go under the hammer, as a final tribute to Representative Tuttle, I would like to read the bill's preamble before I ask for a Roll Call vote so that we can all go on record in support of the great legacy of our friend and colleague he leaves behind. So, I'll read the preamble only of the bill. Committee Amendment to HP 455, LD 619, An Act to Allow Christine Pratt to be Buried in Southern Maine Veterans Cemetery. Amend the bill by striking out this title and substituting the following: An Act Regarding Eligibility for Burial in the Maine Veterans' Memorial Cemetery System. Amend the bill by inserting after the title and before the enacting clause the following: Emergency preamble. Whereas, acts and resolves of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and whereas, the Honorable John L. Tuttle, Jr., served for 10 years as a member of the Maine Army National Guard and nearly 30 years in both the Senate and House of Representatives in the Maine State Legislature; and whereas, the Honorable John L. Tuttle passed away on January 27, 2022 while serving his 12th term in the House of Representatives; and whereas, there is pending federal legislation that will allow states to determine eligibility criteria for burial in State veterans' cemeteries of those who died while a member or former member of the military forces identified in this legislation; and whereas, the Legislature wishes to honor the services of the Honorable John L. Tuttle, Jr., by allowing his burial in the Maine Veterans' Memorial Cemetery System in accordance with the pending federal legislation; and finally, whereas, the judgment of a Legislature these factor create an emergency within this meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; and the enactment follows. So, just as a personal note, we've had a very rough session. We've lost quite a few members and this was certainly a way, I think, for us as committee members to pay homage to John, especially in a time where we weren't able to serve together like many of us had wished in person and I think as much as we were frustrated by Zoom, it was always endearing to have John pop in in the middle of a Zoom with requests for links and everything else. So, thank you, Mr. Speaker and I'll yield.

The SPEAKER: The Chair would remind Members to not speculate as to the actions of other Members in the Body.

Representative FAULKINGHAM of Winter Harbor REQUESTED a roll call on the motion to **PASSAGE TO BE ENACTED**.

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 Passage to be Enacted. All those in favor will vote yes, those opposed will vote no.

This being an emergency measure, a two-thirds vote of all the members elected to the House being necessary, a total was taken.

ROLL CALL NO. 535

YEA - Alley, Andrews, Arford, Austin, Babbidge, Bell, Berry, Bickford, Blier, Boyle, Bradstreet, Brennan, Brooks, Bryant, Caiazzo, Cardone, Carmichael, Cloutier, Collamore, Collings, Connor, Copeland, Corey, Crafts, Crockett, Dillingham, Dodge, Doudera, Downes, Ducharme, Dunphy, Evans, Faulkingham, Fay, Foster, Geiger, Gere, Gifford, Gramlich, Greenwood, Griffin, Grohoski, Haggan, Hall, Harnett, Harrington, Hasenfus, Hutchins, Hymanson, Javner, Kessler, Kinney, Landry, LaRochelle, Lemelin, Libby, Lookner, Madigan, Martin J, Martin R, Mason, Matlack, McCrea, McCreight, Melaragno, Meyer, Millett H, Millett R, Morales, Moriarty, Nadeau, O'Connell, O'Neil, Osher, Pebworth, Perry, Pickett, Poirier, Reckitt, Rielly, Riseman, Roberts, Roche, Roeder, Rudnicki, Sachs, Salisbury, Sampson, Sheehan, Stearns, Stetkis, Stover, Supica, Sylvester, Madam Speaker, Tepler, Terry, Thorne, Tucker, Tuell, Underwood, Wadsworth, Warren C, Warren S, White B, White D, Williams, Wood, Zager, Zeigler, Mr. Speaker.

NAY - .

ABSENT - Arata, Bernard, Blume, Carlow, Cebra, Costain, Craven, Cuddy, Dolloff, Drinkwater, Evangelos, Grignon, Hanley, Head, Hepler, Lyford, Lyman, Martin, Mathieson, McDonald, Morris, Newman, O'Connor, Ordway, Parry, Paulhus, Perkins, Perry, Pierce, Pluecker, Prescott, Quint, Sharpe, Skolfield, Stanley, Theriault.

Yes, 111; No, 0; Absent, 36; Vacant, 4; Excused, 0.

111 having voted in the affirmative and 0 voted in the negative, 4 vacancies with 36 being absent, and accordingly the Bill was **PASSED TO BE ENACTED**, signed by the Speaker and sent to the Senate.

Emergency Measure

An Act To Improve the Quality and Affordability of Primary Health Care Provided by Federally Qualified Health Centers

(S.P. 625) (L.D. 1787)
(C. "A" S-509)

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 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 Clarify COVID-19 Paid Leave for School Employees

(H.P. 1384) (L.D. 1874)
(C. "A" H-916)

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 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 Improve Children's Mental Health by Requiring Insurance Coverage for Certain Mental Health Treatment

(H.P. 1416) (L.D. 1910)
(C. "A" H-924)

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 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 Make Supplemental Appropriations and Allocations for the Expenditures of State Government, Highway Fund and Other Funds and To Change Certain Provisions of the Law Necessary to the Proper Operations of State Government for the Fiscal Years Ending June 30, 2022 and June 30, 2023

(H.P. 1483) (L.D. 1996)
(C. "A" H-919)

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 0 against, and accordingly the Bill was **PASSED TO BE ENACTED**, signed by the Speaker and sent to the Senate.

Emergency Measure

An Act Relating to Perfluoroalkyl and Polyfluoroalkyl Substances Contamination in the State

(S.P. 729) (L.D. 2013)
(C. "A" S-523)

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. 103 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 Allow Outdoor Stadiums and Pool Halls To Sell Spirits

(H.P. 1513) (L.D. 2031)
(C. "A" H-912)

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. 101 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, Regarding Legislative Review of Portions of Chapter 60: New School Siting Approval, Portions of Chapter 61: State Board of Education Rules for Major Capital School Construction Projects and Portions of Chapter 125: Basic School Approval Standards: Public Schools and School Administrative Units, Major Substantive Rules of the Department of Education and State Board of Education

(H.P. 1446) (L.D. 1935)
(C. "A" H-928)

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 Resolve was **FINALLY PASSED**, signed by the Speaker and sent to the Senate.

**Pursuant to the Constitution
Public Land**

Resolve, To Authorize the Bureau of Parks and Lands To Enter into a Lease with Christian Camps and Conferences for a Parcel of Land Located in Somerset County

(S.P. 715) (L.D. 1983)
(C. "A" S-511)

Reported by the Committee on **Engrossed Bills** as truly and strictly engrossed. In accordance with the provisions of Section 23 of Article IX of the Constitution, a two-thirds vote of all the members elected to the House being necessary, a total was taken. 103 voted in favor of the same and 0 against, and accordingly the Resolve was **FINALLY PASSED**, signed by the Speaker and sent to the Senate.

**Pursuant to the Constitution
Public Land**

Resolve, Authorizing the Director of the Bureau of Parks and Lands To Renew a Lease of Certain Land in Aroostook State Park to the Federal Aviation Administration

(H.P. 1470) (L.D. 1984)
(C. "A" H-933)

Reported by the Committee on **Engrossed Bills** as truly and strictly engrossed. In accordance with the provisions of Section 23 of Article IX of the Constitution, 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 0 against, and accordingly the Resolve was **FINALLY PASSED**, signed by the Speaker and sent to the Senate.

**Pursuant to the Constitution
Public Land**

Resolve, To Authorize the Bureau of Parks and Lands To Enter into a Lease with Aroostook Technologies, Inc. for a Parcel of Land in Township 11, Range 4 WELS

(S.P. 735) (L.D. 2025)
(C. "A" S-518)

Reported by the Committee on **Engrossed Bills** as truly and strictly engrossed. In accordance with the provisions of Section 23 of Article IX of the Constitution, 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 Resolve was **FINALLY PASSED**, signed by the Speaker and sent to the Senate.

Acts

An Act Relating to the Hunting of Antlerless Deer
(H.P. 82) (L.D. 116)
(C. "A" H-903)

An Act To Implement Maine's Roadmap to End Hunger
by 2030
(H.P. 127) (L.D. 174)
(H. "A" H-925 to C. "A" H-899)

An Act To Support Apprenticeship Programs
(H.P. 130) (L.D. 177)
(C. "A" H-927)

An Act To Improve the Child Welfare System
(H.P. 277) (L.D. 393)
(C. "A" H-907)

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)
(C. "B" H-915)

An Act To Create the Essential Support Workforce
Advisory Committee
(H.P. 654) (L.D. 898)
(C. "A" H-926)

An Act Concerning Nondisclosure Agreements in
Employment
(H.P. 711) (L.D. 965)
(C. "B" H-906)

An Act Regarding Reporting on Spending for Behavioral
Health Care Services and To Clarify Requirements for
Credentialing by Health Insurance Carriers
(H.P. 874) (L.D. 1196)
(C. "A" H-911)

An Act To Establish a Wood-fired Combined Heat and
Power Program
(H.P. 880) (L.D. 1202)
(C. "A" H-932)

An Act To Improve Access to Behavioral Health Services
by Limiting Cost Sharing by Insurers
(H.P. 1355) (L.D. 1822)
(C. "A" H-910)

An Act To Create a Legal Defense Fund for the Maine
Lobster Industry
(H.P. 1422) (L.D. 1916)
(C. "A" H-914)

An Act To Implement the Recommendations of the Right
To Know Advisory Committee Concerning Remote
Participation
(H.P. 1466) (L.D. 1971)
(C. "A" H-904)

An Act To Improve Testing Requirements for Adult Use
Marijuana
(H.P. 1471) (L.D. 1985)
(H. "A" H-922 to C. "A" H-909)

An Act To Create the Amyotrophic Lateral Sclerosis
Incidence Registry
(S.P. 724) (L.D. 2007)
(C. "A" S-512)

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 Department of Labor To Convene
a Stakeholder Group To Examine Workforce Development
Issues in the Hospitality and Food and Beverage Industries
(H.P. 336) (L.D. 460)
(C. "A" H-913)

Resolve, To Study Training in Racial Issues, Racial
Justice and Social Issues at the Maine Criminal Justice
Academy and Additional Requirements for Law Enforcement
Officers and Candidates
(H.P. 1063) (L.D. 1447)
(C. "A" H-893)

Resolve, To Assess the Feasibility of the Production of
Insulin and Insulin Analogs in Maine
(S.P. 574) (L.D. 1729)
(C. "A" S-508)

Resolve, Regarding MaineCare Funding for Maine
Schools
(H.P. 1326) (L.D. 1775)
(C. "A" H-923)

Resolve, Regarding Legislative Review of Portions of
Chapter 9: Rules Governing Administrative Civil Money
Penalties for Labor Law Violations, a Major Substantive Rule of
the Department of Labor, Bureau of Labor Standards
(H.P. 1432) (L.D. 1925)
(C. "A" H-901)

Reported by the Committee on **Engrossed Bills** as truly
and strictly engrossed, **FINALLY PASSED**, signed by the
Speaker and sent to the Senate.

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

SENATE PAPERS

The following Joint Order: (S.P. 746)
ORDERED, the House concurring, that Bill, "An Act To
Increase Funding for the Animal Welfare Fund by Increasing
Certain Fees," S.P. 599, L.D. 1744 and all its accompanying
papers, be recalled from the Governor's desk to the Senate.
Came from the Senate, **READ** and **PASSED**.
READ and **PASSED** in concurrence.

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

On motion of Representative MARTIN of Eagle Lake, the
House adjourned at 5:32 p.m., until the call of the Speaker of
the House and the President of the Senate respectively,
pursuant to the Joint Order (S.P. 745) in honor and lasting
tribute to John William McNulty of Orrington.