

MAINE STATE LEGISLATURE

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Senate Legislative Record
One Hundred and Thirtieth Legislature
State of Maine

Daily Edition

Second Regular Session
beginning January 5, 2022

beginning at Page 1311

STATE OF MAINE
ONE HUNDRED AND THIRTIETH LEGISLATURE
SECOND REGULAR SESSION
JOURNAL OF THE SENATE

In Senate Chamber
Tuesday
April 5, 2022

Senate called to order by President Pro Tem Kimberley C. Rosen of Hancock County.

Prayer by Gary Crocker of West Gardiner.

MR. CROCKER: Good morning. I have to say before I start, it's such an honor to be here in front of the Maine State Senate and so many good friends. I'm really, I'm thrilled to be here, so if I make a mistake it's the level of thrill that's got me confused. There's a West Gardiner boy standing right back there too. I'd like to say first, before I say the prayer, because we don't know when we'll die we get to think of life as an inexhaustible well, yet everything happens only a certain number of times and a very small number of times at that. How many times will you get to watch a full moon? How many times will you witness the annual display of fall colors in the state of Maine? One hundred at best, probably. We probably won't get to see that many. So, I want you to keep that in mind as I give my prayer because it all seems limitless but it truly is not and, as I approach my 75th birthday, it becomes clearer and clearer to me that it's not inexhaustible and being here amongst so many friends it's a reminder to remind us all to think about that and to remember what we do while we're here really does matter and it matters how we treat each other. Please join me in a prayer.

Dear Lord, as each one of us lives the days You have granted us, please, please bless and keep us. Guide our words and actions. Help us truly be our brother's keeper. Help us all find peace and learn to be more like You. I specifically ask for prayers and support for the people of Ukraine as they fight this difficult war. I offer this simple prayer in Your most holy name. Amen.

Pledge of Allegiance led by Senator Glenn C. Curry of Waldo County.

Reading of the Journal of Thursday, March 31, 2022.

Off Record Remarks

The Following Communication: S.C. 1237

STATE OF MAINE
130TH LEGISLATURE
OFFICE OF THE PRESIDENT
AUGUSTA, MAINE

April 5, 2022

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

Dear Secretary Grant,

Pursuant to my authority under Senate Rule 201.3, please be advised that I appoint the Senator from Hancock County, Senator Kimberley Rosen to serve as President Pro Tem and convene the Senate on Tuesday, April 5, 2022. Furthermore, I appoint the Senator from Sagadahoc County, Senator Eloise Vitelli to serve as President Pro Tem for the remainder of the day.

Please let me know if you have any questions.

Sincerely,

S/Troy D. Jackson
President of the Senate

READ and PLACED ON FILE.

PAPERS FROM THE HOUSE

Non-Concurrent Matter

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

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

In Senate, March 9, 2022, 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-424)**.

Comes from the House, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-424) AND HOUSE AMENDMENT "A" (H-894)**, in **NON-CONCURRENCE**.

On motion by Senator **VITELLI** of Sagadahoc, the Senate **RECEDED** and **CONCURRED**.

Non-Concurrent Matter

An Act To Improve the Safety of Prisoners and Jail Staff by Limiting Work Hours of Jail Employees (EMERGENCY)
H.P. 832 L.D. 1154

In Senate, March 24, 2022, on motion by Senator **DESCHAMBAULT** of York, the Minority **OUGHT NOT TO PASS** Report **READ** and **ACCEPTED** in **NON-CONCURRENCE**.

Comes from the House, that Body having **INSISTED** on its former action whereby the Majority **OUGHT TO PASS AS AMENDED** Report was **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-809)**.

Senator **VITELLI** of Sagadahoc moved the Senate **RECEDE** and **CONCUR**.

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

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

Senator **TIMBERLAKE:** Thank you, Madame President. Ladies and gentlemen of the Senate, I rise before you today to just remind us what this bill was about. I have heard from my county sheriff that he really opposes this bill and I would hope that you would join me in maintaining what we voted on the other day. So, thank you.

The Chair noted the absence of the Senator from Penobscot, Senator **GUERIN**, and the Senator from Aroostook, Senator **JACKSON**, and further excused the same Senators from today's Roll Call votes.

THE PRESIDENT PRO TEM: The pending question before the Senate is Recede and Concur. Is the Senate ready for the question?

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#665)

YEAS: Senators: BAILEY, BREEN, BRENNER, CARNEY, CHIPMAN, CLAXTON, CURRY, DAUGHTRY, HICKMAN, LAWRENCE, LIBBY, MAXMIN, MIRAMANT, SANBORN, VITELLI

NAYS: Senators: BALDACCI, BENNETT, BLACK, CYRWAY, DAVIS, DESCHAMBAULT, DIAMOND, DILL, FARRIN, KEIM, MOORE, POULIOT, RAFFERTY, STEWART, TIMBERLAKE, WOODSOME, PRESIDENT PRO TEM ROSEN

EXCUSED: Senators: GUERIN, JACKSON

15 Senators having voted in the affirmative and 17 Senators having voted in the negative, with 2 Senators being excused, the motion by Senator **VITELLI** of Sagadahoc to **RECEDE** and **CONCUR FAILED**.

Senator **VITELLI** of Sagadahoc moved to **TABLE** until Later in Today's Session, pending **FURTHER CONSIDERATION**.

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

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#666)

YEAS: Senators: BAILEY, BALDACCI, BENNETT, BREEN, BRENNER, CARNEY, CHIPMAN, CLAXTON, CURRY, DAUGHTRY, DIAMOND, DILL, HICKMAN, LAWRENCE, LIBBY, MAXMIN, MIRAMANT, RAFFERTY, SANBORN, VITELLI

NAYS: Senators: BLACK, CYRWAY, DAVIS, DESCHAMBAULT, FARRIN, KEIM, MOORE, POULIOT, STEWART, TIMBERLAKE, WOODSOME, PRESIDENT PRO TEM ROSEN

EXCUSED: Senators: GUREIN, JACKSON

20 Senators having voted in the affirmative and 12 Senators having voted in the negative, with 2 Senators being excused, the motion by Senator **VITELLI** of Sagadahoc to **TABLE** until Later in Today's Session, pending **FURTHER CONSIDERATION**, **PREVAILED**.

Non-Concurrent Matter

An Act To Address Staffing Shortages in Critical Public Safety Jobs through Economic Incentives

S.P. 623 L.D. 1785

In Senate, March 29, 2022, on motion by Senator **CURRY** of Waldo, the Minority **OUGHT TO PASS AS AMENDED BY COMMITTEE AMENDMENT "B" (S-467)** Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "B" (S-467)**.

Comes from the House, the Majority **OUGHT TO PASS AS AMENDED BY COMMITTEE AMENDMENT "A" (S-466)** Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-466)**, in **NON-CONCURRENCE**.

On motion by Senator **VITELLI** of Sagadahoc, **TABLED** until Later in Today's Session, pending **FURTHER CONSIDERATION**.

Joint Order

The following Joint Order:

H.P. 1520

ORDERED, the Senate concurring, that Bill, "An Act Regarding Access to Telehealth Behavioral Health Services during Public Health Emergencies," H.P. 1309, L.D. 1758, and all its accompanying papers, be recalled from the Governor's desk to the House.

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

READ and **PASSED**, in concurrence.

Joint Resolution

Joint Resolution in Memoriam:

WHEREAS, the Legislature has learned with deep regret of the death of:

The Honorable Theodore Joseph Kryzak, Jr., of Acton, a member of the Maine House of Representatives, who represented House District #20. Representative Kryzak devoted his life to community service and was serving his second term in the Maine House of Representatives. He had served on the Town of Acton's Board of Selectmen for many years, as well as on the town's finance and school committees. In the Legislature, he served on the Joint Standing Committee on Taxation and the Joint Standing Committee on Agriculture, Conservation and Forestry and was known for his strong support for local agriculture and career and technical education. He ran two small businesses, including operating a 180-acre working farm, and he served as Director of Cadet Programs at Maine Wing Civil Air Patrol. In 2010, he was named Maine Agriculture Teacher of the Year. Representative Kryzak will be long remembered and sadly missed by his family and friends and all those whose lives he touched;

HLS 692

Comes from the House **READ** and **ADOPTED**.

The Joint Order was **READ**.

THE PRESIDENT PRO TEM: The Chair recognizes the Senator from Cumberland, Senator Daughtry.

Senator **DAUGHTRY:** Thank you, Madame President Pro Tem. Ladies and gentlemen of the Senate, I rise in memory just to say something very quick about our colleague, the Honorable Kryzak, who is a huge loss. I feel like this Chamber, this building, has had too many loses by far this year. I have to say Ted was my unofficial back row seatmate who sat in front of me when I was serving in the House and I have to say all of us, you know, did a really good job of getting in some trouble and, you know, pushing some buttons. But kidding aside, Ted was an amazingly wonderful human being. His loss is going to be felt not only within his own family and his community but throughout the whole Chamber. He worked hard and diligently every day. He was an independent thinker. He was one of those people that you could

have those types of conversations that you never, you know, you could really talk about things and come from two different sides and still, at the end of the day, you know, shake each other's hands and agree to be friends. I was hoping to be able to be a little bit more eloquent on this but I'll just be honest. I think I'm still really processing the fact that he's gone. It doesn't feel real and I think I speak for all of us when I say he will be missed and I send my deep condolences to his family and I don't even really have the right words, which is always hard in these situations. I'm missing you, Ted, and I hope wherever you are, you know, just sending thoughts and blessings to you at this time. Thank you.

THE PRESIDENT PRO TEM: The Chair recognizes the Senator from York, Senator Rafferty.

Senator **RAFFERTY:** Thank you very much, Madame President, and also to Senator Daughtry for her remarks. I appreciate that. I'll keep mine brief. Ted served as the representative in the Town of Acton, which is in my district. I didn't really know him very well. I think COVID had a little bit to do with that but I do know that he was there. There are a lot of similarities between he and I. We were both teachers. We were both born in Massachusetts and we were both born in 1955. As I was reminded today in the opening prayer by Mr. Crocker, our days are numbered and to look back at Ted's and see how he served not only his own family but also his community in a number of different ways, I just wanted to take a minute to recognize that in terms of a tribute to him, his legacy, and ask that you keep he and his family in your thoughts and prayers moving forward. Thank you.

THE PRESIDENT PRO TEM: The Chair recognizes the Senator from Cumberland, Senator Chipman.

Senator **CHIPMAN:** Thank you, Madame President. I share the thoughts that have been expressed this morning. Ted was an amazing, amazing person. He served on our committee for three years. I was really sad to hear about him having fallen down and ending up in the hospital. We hoped he'd make a recovery but, unfortunately, he wasn't able to and it's a real loss for our committee, for all of us. He was such a generous, caring person. We didn't always agree on every issue but he worked very well with members of the committee. Was very respectful, very cordial. Just, you know, we need more people like him and really sad to lose him. Thank you.

THE PRESIDENT PRO TEM: The Chair recognizes the Senator from Kennebec, Senator Pouliot.

Senator **POULIOT:** Thank you, Madame President Pro Tem. I'd be remiss if I didn't rise to speak briefly about Representative Kryzak. You know, it was really a pleasure to have Ted on the Taxation Committee. He really did his homework. You know, he dug into the issues, really came to each discussion informed about what was best to kind of move Maine forward, and I always appreciated Ted's perspective because, you know, he is a Southern Maine legislator but more representing kind of the rural parts of Southern Maine and I think sometimes we talk about this existence of two Maines and really I think to some extent it does really exist. Ted was really able to bring a good balance of Southern Maine perspective but also kind of with a more rural slant and, you know, the work that he did to help individuals with intellectual and developmental disabilities get around to

appointments and participate and be active members in our society, I think, was a noble cause and he will be certainly deeply missed. So, God bless, Ted. I know you're up there in heaven looking down on us and just hope that we can make you proud. Thank you, Madame Speaker Pro Tem.

The Joint Order was **ADOPTED**, in concurrence.

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

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

ORDERS

Joint Orders

Expressions of Legislative Sentiment recognizing:

Aiden Clark, of Skowhegan, a student at Skowhegan Area High School and a member of the wrestling team, who won the Class A State Championship in the 145-pound Weight Class. We extend our congratulations and best wishes;
SLS 910

Sponsored by Senator FARRIN of Somerset.
Cosponsored by Representative: POIRIER of Skowhegan.

Kobe Butters, of Madison, a student at Skowhegan Area High School and a member of the wrestling team, who won the Class A State Championship in the 285-pound Weight Class. We extend our congratulations and best wishes;
SLS 911

Sponsored by Senator FARRIN of Somerset.
Cosponsored by Representatives: DUCHARME of Madison, POIRIER of Skowhegan.

Emma Shaw, of Canaan, a student at Skowhegan Area High School and a member of the wrestling team, who won the 2022 Girls State Wrestling Championship in the 106-pound Weight Class. We extend our congratulations and best wishes;
SLS 912

Sponsored by Senator FARRIN of Somerset.
Cosponsored by Representative: STETKIS of Canaan.

The Skowhegan Area High School Wrestling Team, which has received the 2022 Maine Principals' Association Class A North Sportsmanship Award. Members of the team include wrestlers Emma Shaw, Aiden Clark, Mike Welch, Camryn Atwood and Kobe Butters; managers Katie White, Makayla White and Sophie

Noyes; and coaches Brooks Thompson and Tenney Noyes. We extend our congratulations and best wishes;
SLS 913

Sponsored by Senator FARRIN of Somerset.
Cosponsored by Representative: POIRIER of Skowhegan.

The Joint Orders were **READ**.

THE PRESIDENT PRO TEM: The Chair recognizes the Senator from Somerset, Senator Farrin.

Senator **FARRIN:** Thank you, Madame President Pro Tem. Ladies and gentlemen of the Senate, I'm pretty proud today to have these fine young people from Skowhegan here. You know, the pandemic caused us a couple of years delay, where wrestling programs did not take place in the state of Maine. Yet these young folks stayed on top of their game, after two years got back together and even though this team was small they were mighty. There were only five of them on the team and three State Champions. As we just heard some of the accomplishments, I'd like to point out just a couple. Emma Shaw is the Girls State Champion in her weight class. The first Girls State Champion from Skowhegan, which I'm pretty proud recognizing that. Aiden Clark, besides winning his State Championship, he achieved his 100th career win this season. He took first at the Kvac and was named the Kvac most outstanding wrestler. We've got Kobe Butters, who also is a State Champion as a junior. So I expect these folks to be coming back and visiting us again next year but, overall, what was said as far as the rest of the team, the managers and the coaches, to be recognized for the sportsmanship that they all brought to the table and how they represent my alma mater, Senator Libby's alma mater, and we're just very proud of them all. Glad they could be here today. We're going to send them on down to the House to be recognized down there but very, very pleased to start the day with them here with us. Thank you, Madame President.

The Joint Orders were **PASSED**.

Sent down for concurrence.

THE PRESIDENT PRO TEM: I'd like to recognize in the rear of the Chamber the Skowhegan wrestling team. Emma Shaw, would you please stand. Aiden Clark, we must be cousins. I'm a Clark. Mike Welch, Camryn Atwood, Kobe Butters. Managers Katie White, Makayla White, Sophie Noyes. Co-head coaches Brooks Thompson and Tenney Noyes. Please accept the greetings of the Senate.

COMMUNICATIONS

The Following Communication: S.C. 1229

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

March 31, 2022

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

Dear Secretary Grant,

Pursuant to my authority under Title 1, MRSA, Ch. 14, §534.1-G, I am pleased to reappoint Mr. Jeremy Cluchey of Bowdoinham as a member of the public to seat 15 on the InforME Board, effective immediately.

If you have any questions, please don't 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. 1231

**STATE OF MAINE
ONE HUNDRED AND THIRTIETH LEGISLATURE
COMMITTEE ON AGRICULTURE, CONSERVATION AND
FORESTRY**

April 1, 2022

The Honorable Troy Dale Jackson
President of the Senate of Maine
130th Maine State Legislature
State House
Augusta, Maine 04333-0003

Dear Mr. President:

In accordance with 3 M.R.S.A., Section 157, and with Joint Rule 505 of the Maine Legislature, the Joint Standing Committee on Agriculture, Conservation and Forestry has had under consideration the nomination of Perry A. Ellsworth of Strong, for appointment to the Maine Land Use Planning Commission.

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

YEAS	Senators	2	Dill, J. of Penobscot, Maxmin, C. of Lincoln
	Representatives	6	O'Neil, M. of Saco, Bernard, S. of Caribou, Hall, R. of Wilton, McCrea, D. of Fort Fairfield, Pluecker, B. of Warren, Underwood, J. of Presque Isle

NAYS 0

ABSENT 5 Sen. Black, R. of Franklin, Rep. Gifford, J. of Lincoln, Rep. Landry, S. of Farmington, Rep. Osher, L. of Orono, Rep. Skolfield, T. of Weld

Eight members of the Committee having voted in the affirmative and zero in the negative, it was the vote of the Committee that the nomination of Perry A. Ellsworth of Strong, for appointment to the Maine Land Use Planning Commission be confirmed.

Signed,

S/Jim Dill Senate Chair S/Maggie O'Neil House Chair

READ and ORDERED PLACED ON FILE.

The President Pro Tem laid before the Senate the following: "Shall the recommendation of the Committee on **AGRICULTURE, CONSERVATION AND FORESTRY** be overridden?"

In accordance with 3 M.R.S.A., Chapter 6, Section 158, and with Joint Rule 506 of the 130th Legislature, the vote was taken by the Yeas and Nays.

The Chair noted the absence of the Senator from Penobscot, Senator **BALDACCI**, the Senator from Lincoln, Senator **MAXMIN**, and the Senator from Androscoggin, Senator **TIMBERLAKE**, and further excused the same Senators from today's Roll Call votes.

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#667)

YEAS: Senators: None

NAYS: Senators: BAILEY, BENNETT, BLACK, BREEN, BRENNER, CARNEY, CHIPMAN, CLAXTON, CURRY, CYRWAY, DAUGHTRY, DAVIS, DESCHAMBAULT, DIAMOND, DILL, FARRIN, HICKMAN, KEIM, LAWRENCE, LIBBY, MIRAMANT, MOORE, POULIOT, RAFFERTY, SANBORN, STEWART, VITELLI, WOODSOME, PRESIDENT PRO TEM ROSEN

EXCUSED: Senators: BALDACCI, GUERIN, JACKSON, MAXMIN, TIMBERLAKE

No Senator having voted in the affirmative and 29 Senators having voted in the negative, with 5 Senators being excused, and none being less than two-thirds of the Membership present and voting, it was the vote of the Senate that the Committee's recommendation be **ACCEPTED** and the nomination of **Perry A. Ellsworth** of Strong for appointment to the Maine Land Use Planning Commission was **CONFIRMED**.

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

The Following Communication: S.C. 1223

**STATE OF MAINE
ONE HUNDRED AND THIRTIETH LEGISLATURE
COMMITTEE ON EDUCATION AND CULTURAL AFFAIRS**

March 30, 2022

The Honorable Troy Dale Jackson
President of the Senate of Maine
130th Maine State Legislature
State House
Augusta, Maine 04333-0003

Dear Mr. President:

In accordance with 3 M.R.S.A., Section 157, and with Joint Rule 505 of the Maine Legislature, the Joint Standing Committee on Education and Cultural Affairs has had under consideration the nomination of Margaret B. Angell of Cape Elizabeth, for appointment to the Maine Community College System, Board of Trustees.

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

YEAS	Senators	2	Rafferty, J. of York, Woodsome, D. of York
	Representatives	7	Brennan, M. of Portland, Crockett, E. of Portland, Lyman, S. of Livermore Falls, McCrea, D. of Fort Fairfield, Millett, R. of Cape Elizabeth, Salisbury, S. of Westbrook, Stearns, P. of Guilford
NAYS		0	
ABSENT		4	Sen. Daughtry, M. of Cumberland, Rep. Dodge, J. of Belfast, Rep. Roche, T. of Wells, Rep. Sampson, H. of Alfred

Nine members of the Committee having voted in the affirmative and zero in the negative, it was the vote of the Committee that the nomination of Margaret B. Angell of Cape Elizabeth, for appointment to the Maine Community College System, Board of Trustees be confirmed.

Signed,

S/Joseph E. Rafferty
Senate Chair

S/Michael F. Brennan
House Chair

READ and ORDERED PLACED ON FILE.

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

In accordance with 3 M.R.S.A., Chapter 6, Section 158, and with Joint Rule 506 of the 130th Legislature, the vote was taken by the Yeas and Nays.

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

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#668)

YEAS: Senators: None

NAYS: Senators: BAILEY, BALDACCI, BENNETT, BLACK, BREEN, BRENNER, CARNEY, CHIPMAN, CLAXTON, CURRY, CYRWAY, DAUGHTRY, DAVIS, DESCHAMBAULT, DIAMOND, DILL, FARRIN, HICKMAN, KEIM, LAWRENCE, LIBBY, MOORE, POULIOT, RAFFERTY, SANBORN, STEWART, VITELLI, WOODSOME, PRESIDENT PRO TEM ROSEN

EXCUSED: Senators: GUERIN, JACKSON, MAXMIN, MIRAMANT, TIMBERLAKE

No Senator having voted in the affirmative and 29 Senators having voted in the negative, with 5 Senators being excused, and none being less than two-thirds of the Membership present and voting, it was the vote of the Senate that the Committee's recommendation be **ACCEPTED** and the nomination of **Margaret B. Angell** of Cape Elizabeth for appointment to the Maine Community College System, Board of Trustees was **CONFIRMED**.

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

The Following Communication: S.C. 1224

**STATE OF MAINE
ONE HUNDRED AND THIRTIETH LEGISLATURE
COMMITTEE ON EDUCATION AND CULTURAL AFFAIRS**

March 30, 2022

The Honorable Troy Dale Jackson
President of the Senate of Maine
130th Maine State Legislature
State House
Augusta, Maine 04333-0003

Dear Mr. President:

In accordance with 3 M.R.S.A., Section 157, and with Joint Rule 505 of the Maine Legislature, the Joint Standing Committee on Education and Cultural Affairs has had under consideration the nomination of Elizabeth Ann Neptune of Indian Township, for appointment to the Maine Community College System, Board of Trustees.

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

YEAS	Senators	2	Rafferty, J. of York, Woodsome, D. of York
	Representatives	8	Brennan, M. of Portland, Crockett, E. of Portland, Lyman, S. of Livermore Falls, McCrea, D. of Fort Fairfield, Millett, R. of Cape Elizabeth, Salisbury, S. of Westbrook, Sampson, H. of Alfred, Stearns, P. of Guilford
NAYS		0	
ABSENT		3	Sen. Daughtry, M. of Cumberland, Rep. Dodge, J. of Belfast, Rep. Roche, T. of Wells

Ten members of the Committee having voted in the affirmative and zero in the negative, it was the vote of the Committee that the nomination of Elizabeth Ann Neptune of Indian Township, for appointment to the Maine Community College System, Board of Trustees be confirmed.

Signed,

S/Joseph E. Rafferty
Senate Chair

S/Michael F. Brennan
House Chair

READ and ORDERED PLACED ON FILE.

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

In accordance with 3 M.R.S.A., Chapter 6, Section 158, and with Joint Rule 506 of the 130th Legislature, the vote was taken by the Yeas and Nays.

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#669)

YEAS: Senators: None

NAYS: Senators: BAILEY, BALDACCI, BENNETT, BLACK, BREEN, BRENNER, CARNEY, CHIPMAN, CLAXTON, CURRY, CYRWAY, DAUGHTRY, DAVIS, DESCHAMBAULT, DIAMOND, DILL, FARRIN, HICKMAN, KEIM, LAWRENCE, LIBBY, MIRAMANT, MOORE, POULIOT, RAFFERTY, SANBORN, STEWART, VITELLI, WOODSOME, PRESIDENT PRO TEM ROSEN

EXCUSED: Senators: GUERIN, JACKSON, MAXMIN, TIMBERLAKE

No Senator having voted in the affirmative and 30 Senators having voted in the negative, with 4 Senators being excused, and none being less than two-thirds of the Membership present and voting, it was the vote of the Senate that the Committee's recommendation be **ACCEPTED** and the nomination of **Elizabeth Ann Neptune** of Indian Township for appointment to the Maine Community College System, Board of Trustees was **CONFIRMED**.

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

The Following Communication: S.C. 1225

**STATE OF MAINE
ONE HUNDRED AND THIRTIETH LEGISLATURE
COMMITTEE ON EDUCATION AND CULTURAL AFFAIRS**

March 30, 2022

The Honorable Troy Dale Jackson
President of the Senate of Maine
130th Maine State Legislature
State House
Augusta, Maine 04333-0003

Dear Mr. President:

In accordance with 3 M.R.S.A., Section 157, and with Joint Rule 505 of the Maine Legislature, the Joint Standing Committee on Education and Cultural Affairs has had under consideration the nomination of Cherie Wendelken of Portland, for appointment to the Maine Community College System, Board of Trustees.

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

YEAS	Senators	2	Rafferty, J. of York, Woodsome, D. of York
	Representatives	8	Brennan, M. of Portland, Crockett, E. of Portland, Lyman, S. of Livermore Falls, McCrea, D. of Fort Fairfield, Millett, R. of Cape Elizabeth, Salisbury, S. of Westbrook, Sampson, H. of Alfred, Stearns, P. of Guilford

NAYS 0

ABSENT		3	Sen. Daughtry, M. of Cumberland, Rep. Dodge, J. of Belfast, Rep. Roche, T. of Wells
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Ten members of the Committee having voted in the affirmative and zero in the negative, it was the vote of the Committee that the nomination of Cherie Wendelken of Portland, for appointment to the Maine Community College System, Board of Trustees be confirmed.

Signed,

S/Joseph E. Rafferty
Senate Chair

S/Michael F. Brennan
House Chair

READ and ORDERED PLACED ON FILE.

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

In accordance with 3 M.R.S.A., Chapter 6, Section 158, and with Joint Rule 506 of the 130th Legislature, the vote was taken by the Yeas and Nays.

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#670)

YEAS: Senators: None

NAYS: Senators: BAILEY, BALDACCI, BENNETT, BLACK, BREEN, BRENNER, CARNEY, CHIPMAN, CLAXTON, CURRY, CYRWAY, DAUGHTRY, DAVIS, DESCHAMBAULT, DIAMOND, DILL, FARRIN, HICKMAN, KEIM, LAWRENCE, LIBBY, MIRAMANT, MOORE, POULIOT, RAFFERTY, SANBORN, STEWART, VITELLI, WOODSOME, PRESIDENT PRO TEM ROSEN

EXCUSED: Senators: GUERIN, JACKSON, MAXMIN, TIMBERLAKE

No Senator having voted in the affirmative and 30 Senators having voted in the negative, with 4 Senators being excused, and none being less than two-thirds of the Membership present and voting, it was the vote of the Senate that the Committee's recommendation be **ACCEPTED** and the nomination of **Cherie Wendelken** of Portland for appointment to the Maine Community College System, Board of Trustees was **CONFIRMED**.

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

The Following Communication: S.C. 1226

**STATE OF MAINE
ONE HUNDRED AND THIRTIETH LEGISLATURE
COMMITTEE ON EDUCATION AND CULTURAL AFFAIRS**

March 30, 2022

The Honorable Troy Dale Jackson
President of the Senate of Maine
130th Maine State Legislature
State House
Augusta, Maine 04333-0003

Dear Mr. President:

In accordance with 3 M.R.S.A., Section 157, and with Joint Rule 505 of the Maine Legislature, the Joint Standing Committee on Education and Cultural Affairs has had under consideration the nomination of John H. King, Esq. of Islesboro, for appointment to the Maine Maritime Academy, Board of Trustees.

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

YEAS Senators 2 Rafferty, J. of York,
Woodsome, D. of York

Representatives 8 Brennan, M. of Portland,
Crockett, E. of Portland,
Lyman, S. of Livermore Falls,
McCrea, D. of Fort Fairfield,
Millett, R. of Cape Elizabeth,
Salisbury, S. of Westbrook,
Sampson, H. of Alfred,
Stearns, P. of Guilford

No Senator having voted in the affirmative and 30 Senators having voted in the negative, with 4 Senators being excused, and none being less than two-thirds of the Membership present and voting, it was the vote of the Senate that the Committee's recommendation be **ACCEPTED** and the nomination of **John H. King**, Esq. of Islesboro, for appointment to the Maine Maritime Academy, Board of Trustees was **CONFIRMED**.

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

NAYS 0

ABSENT 3 Sen. Daughtry, M. of
Cumberland, Rep. Dodge, J.
of Belfast, Rep. Roche, T. of
Wells

The Following Communication: S.C. 1227

**STATE OF MAINE
ONE HUNDRED AND THIRTIETH LEGISLATURE
COMMITTEE ON EDUCATION AND CULTURAL AFFAIRS**

March 30, 2022

The Honorable Troy Dale Jackson
President of the Senate of Maine
130th Maine State Legislature
State House
Augusta, Maine 04333-0003

Dear Mr. President:

In accordance with 3 M.R.S.A., Section 157, and with Joint Rule 505 of the Maine Legislature, the Joint Standing Committee on Education and Cultural Affairs has had under consideration the nomination of Barbara R. Alexander, Esq. of Winthrop, for appointment to the University of Maine System, Board of Trustees.

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

YEAS	Senators	2	Rafferty, J. of York, Woodsome, D. of York
	Representatives	8	Brennan, M. of Portland, Crockett, E. of Portland, Lyman, S. of Livermore Falls, McCrea, D. of Fort Fairfield, Millett, R. of Cape Elizabeth, Salisbury, S. of Westbrook, Sampson, H. of Alfred, Stearns, P. of Guilford
NAYS		0	
ABSENT		3	Sen. Daughtry, M. of Cumberland, Rep. Dodge, J. of Belfast, Rep. Roche, T. of Wells

Ten members of the Committee having voted in the affirmative and zero in the negative, it was the vote of the Committee that the nomination of John H. King, Esq. of Islesboro, for appointment to the Maine Maritime Academy, Board of Trustees be confirmed.

Signed,

S/Joseph E. Rafferty Senate Chair S/Michael F. Brennan House Chair

READ and ORDERED PLACED ON FILE.

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

In accordance with 3 M.R.S.A., Chapter 6, Section 158, and with Joint Rule 506 of the 130th Legislature, the vote was taken by the Yeas and Nays.

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#671)

YEAS: Senators: None

NAYS: Senators: BAILEY, BALDACCI, BENNETT, BLACK, BREEN, BRENNER, CARNEY, CHIPMAN, CLAXTON, CURRY, CYRWAY, DAUGHTRY, DAVIS, DESCHAMBAULT, DIAMOND, DILL, FARRIN, HICKMAN, KEIM, LAWRENCE, LIBBY, MIRAMANT, MOORE, POULIOT, RAFFERTY, SANBORN, STEWART, VITELLI, WOODSOME, PRESIDENT PRO TEM ROSEN

EXCUSED: Senators: GUERIN, JACKSON, MAXMIN, TIMBERLAKE

Ten members of the Committee having voted in the affirmative and zero in the negative, it was the vote of the Committee that the nomination of Barbara R. Alexander, Esq. of Winthrop, for appointment to the University of Maine System, Board of Trustees be confirmed.

Signed,

S/Joseph E. Rafferty
Senate Chair

S/Michael F. Brennan
House Chair

READ and ORDERED PLACED ON FILE.

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

In accordance with 3 M.R.S.A., Chapter 6, Section 158, and with Joint Rule 506 of the 130th Legislature, the vote was taken by the Yeas and Nays.

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

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#672)

YEAS: Senators: None

NAYS: Senators: BAILEY, BALDACCI, BENNETT, BREEN, BRENNER, CARNEY, CHIPMAN, CLAXTON, CURRY, CYRWAY, DAUGHTRY, DAVIS, DESCHAMBAULT, DIAMOND, DILL, FARRIN, HICKMAN, KEIM, LAWRENCE, LIBBY, MIRAMANT, MOORE, POULIOT, RAFFERTY, SANBORN, STEWART, VITELLI, WOODSOME, PRESIDENT PRO TEM ROSEN

EXCUSED: Senators: BLACK, GUERIN, JACKSON, MAXMIN, TIMBERLAKE

No Senator having voted in the affirmative and 29 Senators having voted in the negative, with 5 Senators being excused, and none being less than two-thirds of the Membership present and voting, it was the vote of the Senate that the Committee's recommendation be **ACCEPTED** and the nomination of **Barbara R. Alexander**, Esq. of Winthrop, for appointment to the University of Maine System, Board of Trustees was **CONFIRMED**.

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

The Following Communication: S.C. 1228

**STATE OF MAINE
ONE HUNDRED AND THIRTIETH LEGISLATURE
COMMITTEE ON EDUCATION AND CULTURAL AFFAIRS**

March 30, 2022

The Honorable Troy Dale Jackson
President of the Senate of Maine
130th Maine State Legislature
State House
Augusta, Maine 04333-0003

Dear Mr. President:

In accordance with 3 M.R.S.A., Section 157, and with Joint Rule 505 of the Maine Legislature, the Joint Standing Committee on Education and Cultural Affairs has had under consideration the nomination of Donna M. Loring of Bradley, for appointment to the University of Maine System, Board of Trustees.

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

YEAS	Senators	2	Rafferty, J. of York, Woodsome, D. of York
	Representatives	7	Brennan, M. of Portland, Crockett, E. of Portland, Lyman, S. of Livermore Falls, McCrea, D. of Fort Fairfield, Millett, R. of Cape Elizabeth, Salisbury, S. of Westbrook, Stearns, P. of Guilford
NAYS		0	
ABSENT		4	Sen. Daughtry, M. of Cumberland, Rep. Dodge, J. of Belfast, Rep. Roche, T. of Wells, Rep. Sampson, H. of Alfred

Nine members of the Committee having voted in the affirmative and zero in the negative, it was the vote of the Committee that the nomination of Donna M. Loring of Bradley, for appointment to the University of Maine System, Board of Trustees be confirmed.

Signed,

S/Joseph E. Rafferty
Senate Chair

S/Michael F. Brennan
House Chair

READ and ORDERED PLACED ON FILE.

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

In accordance with 3 M.R.S.A., Chapter 6, Section 158, and with Joint Rule 506 of the 130th Legislature, the vote was taken by the Yeas and Nays.

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#673)

YEAS: Senators: None

NAYS: Senators: BAILEY, BALDACCI, BENNETT, BLACK, BREEN, BRENNER, CARNEY, CHIPMAN, CLAXTON, CURRY, CYRWAY, DAUGHTRY, DAVIS, DESCHAMBAULT, DIAMOND, DILL, FARRIN, HICKMAN, KEIM, LAWRENCE, LIBBY, MIRAMANT, MOORE, POULIOT, RAFFERTY, SANBORN, STEWART, VITELLI, WOODSOME, PRESIDENT PRO TEM ROSEN

EXCUSED: Senators: GUERIN, JACKSON, MAXMIN, TIMBERLAKE

No Senator having voted in the affirmative and 30 Senators having voted in the negative, with 4 Senators being excused, and none being less than two-thirds of the Membership present and voting, it was the vote of the Senate that the Committee's recommendation be **ACCEPTED** and the nomination of **Donna M. Loring** of Bradley for appointment to the University of Maine System, Board of Trustees was **CONFIRMED**.

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

The Following Communication: S.C. 1232

**STATE OF MAINE
ONE HUNDRED AND THIRTIETH LEGISLATURE
COMMITTEE ON INLAND FISHERIES AND WILDLIFE**

April 1, 2022

The Honorable Troy Dale Jackson
President of the Senate of Maine
130th Maine State Legislature
State House
Augusta, Maine 04333-0003

Dear Mr. President:

In accordance with 3 M.R.S.A., Section 157, and with Joint Rule 505 of the Maine Legislature, the Joint Standing Committee on Inland Fisheries and Wildlife has had under consideration the nomination of Albro F. Cowperthwaite, Jr. of Linneus, for reappointment to the Inland Fisheries and Wildlife Advisory Council.

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

YEAS	Senators	1	Dill, J. of Penobscot
	Representatives	9	Landry, S. of Farmington, Alley, R. of Beals, Hepler, A. of Woolwich, Lyford, P. of Eddington, Martin, J. of Eagle Lake, Martin, D. of Sinclair, Mason, R. of Lisbon, Nadeau, C. of Winslow, Theriault, T. of China
NAYS		0	
ABSENT		3	Sen. Black, R. of Franklin, Sen. Curry, C. of Waldo, Rep. Ordway, L. of Standish

Ten members of the Committee having voted in the affirmative and zero in the negative, it was the vote of the Committee that the nomination of Albro F. Cowperthwaite, Jr. of Linneus, for reappointment to the Inland Fisheries and Wildlife Advisory Council be confirmed.

Signed,

S/Jim Dill
Senate Chair

S/Scott Landry
House Chair

READ and ORDERED PLACED ON FILE.

The President Pro Tem laid before the Senate the following: "Shall the recommendation of the Committee on **INLAND FISHERIES AND WILDLIFE** be overridden?"

In accordance with 3 M.R.S.A., Chapter 6, Section 158, and with Joint Rule 506 of the 130th Legislature, the vote was taken by the Yeas and Nays.

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#674)

YEAS: Senators: None

NAYS: Senators: BAILEY, BALDACCI, BENNETT, BLACK, BREEN, BRENNER, CARNEY, CHIPMAN, CLAXTON, CURRY, CYRWAY, DAUGHTRY, DAVIS, DESCHAMBAULT, DIAMOND, DILL, FARRIN, HICKMAN, KEIM, LAWRENCE, LIBBY, MIRAMANT, MOORE, POULIOT, RAFFERTY, SANBORN, STEWART, VITELLI, WOODSOME, PRESIDENT PRO TEM ROSEN

EXCUSED: Senators: GUERIN, JACKSON, MAXMIN, TIMBERLAKE

No Senator having voted in the affirmative and 30 Senators having voted in the negative, with 4 Senators being excused, and none being less than two-thirds of the Membership present and voting, it was the vote of the Senate that the Committee's recommendation be **ACCEPTED** and the nomination of **Albro F. Cowperthwaite, Jr.** of Linneus for reappointment to the Inland Fisheries and Wildlife Advisory Council was **CONFIRMED**.

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

The Following Communication: S.C. 1233

**STATE OF MAINE
ONE HUNDRED AND THIRTIETH LEGISLATURE
COMMITTEE ON INLAND FISHERIES AND WILDLIFE**

April 1, 2022

The Honorable Troy Dale Jackson
President of the Senate of Maine
130th Maine State Legislature
State House
Augusta, Maine 04333-0003

Dear Mr. President:

In accordance with 3 M.R.S.A., Section 157, and with Joint Rule 505 of the Maine Legislature, the Joint Standing Committee on Inland Fisheries and Wildlife has had under consideration the nomination of Robert S. Duchesne of Old Town, for reappointment to the Inland Fisheries and Wildlife Advisory Council.

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

YEAS	Senators	1	Dill, J. of Penobscot
	Representatives	9	Landry, S. of Farmington, Alley, R. of Beals, Hepler, A. of Woolwich, Lyford, P. of Eddington, Martin, J. of Eagle Lake, Martin, D. of Sinclair, Mason, R. of Lisbon, Nadeau, C. of Winslow, Theriault, T. of China
NAYS		0	
ABSENT		3	Sen. Black, R. of Franklin, Sen. Curry, C. of Waldo, Rep. Ordway, L. of Standish

Ten members of the Committee having voted in the affirmative and zero in the negative, it was the vote of the Committee that the nomination of Robert S. Duchesne of Old Town, for reappointment to the Inland Fisheries and Wildlife Advisory Council be confirmed.

Signed,

S/Jim Dill
Senate Chair

S/Scott Landry
House Chair

READ and ORDERED PLACED ON FILE.

The President Pro Tem laid before the Senate the following: "Shall the recommendation of the Committee on **INLAND FISHERIES AND WILDLIFE** be overridden?"

In accordance with 3 M.R.S.A., Chapter 6, Section 158, and with Joint Rule 506 of the 130th Legislature, the vote was taken by the Yeas and Nays.

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#675)

YEAS: Senators: None

NAYS: Senators: BAILEY, BALDACCI, BENNETT, BLACK, BREEN, BRENNER, CARNEY, CHIPMAN, CLAXTON, CURRY, CYRWAY, DAUGHTRY, DAVIS, DESCHAMBAULT, DIAMOND, DILL, FARRIN, HICKMAN, KEIM, LAWRENCE, LIBBY, MIRAMANT, MOORE, POULIOT, RAFFERTY, SANBORN, STEWART, VITELLI, WOODSOME, PRESIDENT PRO TEM ROSEN

EXCUSED: Senators: GUERIN, JACKSON, MAXMIN, TIMBERLAKE

No Senator having voted in the affirmative and 30 Senators having voted in the negative, with 4 Senators being excused, and none being less than two-thirds of the Membership present and voting, it was the vote of the Senate that the Committee's recommendation be **ACCEPTED** and the nomination of **Robert S. Duchesne** of Old Town for reappointment to the Inland Fisheries and Wildlife Advisory Council was **CONFIRMED**.

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

The Following Communication: S.C. 1234

**STATE OF MAINE
ONE HUNDRED AND THIRTIETH LEGISLATURE
COMMITTEE ON INLAND FISHERIES AND WILDLIFE**

April 1, 2022

ROLL CALL (#676)

The Honorable Troy Dale Jackson
President of the Senate of Maine
130th Maine State Legislature
State House
Augusta, Maine 04333-0003

Dear Mr. President:

In accordance with 3 M.R.S.A., Section 157, and with Joint Rule 505 of the Maine Legislature, the Joint Standing Committee on Inland Fisheries and Wildlife has had under consideration the nomination of Kristin Peet of Winterport, for reappointment to the Inland Fisheries and Wildlife Advisory Council.

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

YEAS	Senators	1	Dill, J. of Penobscot
	Representatives	9	Landry, S. of Farmington, Alley, R. of Beals, Hepler, A. of Woolwich, Lyford, P. of Eddington, Martin, J. of Eagle Lake, Martin, D. of Sinclair, Mason, R. of Lisbon, Nadeau, C. of Winslow, Theriault, T. of China

NAYS 0

ABSENT 3 Sen. Black, R. of Franklin,
Sen. Curry, C. of Waldo,
Rep. Ordway, L. of Standish

Ten members of the Committee having voted in the affirmative and zero in the negative, it was the vote of the Committee that the nomination of Kristin Peet of Winterport, for reappointment to the Inland Fisheries and Wildlife Advisory Council be confirmed.

Signed,

S/Jim Dill Senate Chair S/Scott Landry House Chair

READ and ORDERED PLACED ON FILE.

The President Pro Tem laid before the Senate the following:
"Shall the recommendation of the Committee on **INLAND FISHERIES AND WILDLIFE** be overridden?"

In accordance with 3 M.R.S.A., Chapter 6, Section 158, and with Joint Rule 506 of the 130th Legislature, the vote was taken by the Yeas and Nays.

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

YEAS: Senators: None

NAYS: Senators: BAILEY, BALDACCI, BENNETT, BLACK, BREEN, BRENNER, CARNEY, CHIPMAN, CLAXTON, CURRY, CYRWAY, DAUGHTRY, DAVIS, DESCHAMBAULT, DIAMOND, DILL, FARRIN, HICKMAN, KEIM, LAWRENCE, LIBBY, MIRAMANT, MOORE, POULIOT, RAFFERTY, SANBORN, STEWART, VITELLI, WOODSOME, PRESIDENT PRO TEM ROSEN

EXCUSED: Senators: GUERIN, JACKSON, MAXMIN, TIMBERLAKE

No Senator having voted in the affirmative and 30 Senators having voted in the negative, with 4 Senators being excused, and none being less than two-thirds of the Membership present and voting, it was the vote of the Senate that the Committee's recommendation be **ACCEPTED** and the nomination of **Kristin Peet** of Winterport for reappointment to the Inland Fisheries and Wildlife Advisory Council was **CONFIRMED**.

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

The Following Communication: S.C. 1235

**STATE OF MAINE
ONE HUNDRED AND THIRTIETH LEGISLATURE
COMMITTEE ON INLAND FISHERIES AND WILDLIFE**

April 1, 2022

The Honorable Troy Dale Jackson
President of the Senate of Maine
130th Maine State Legislature
State House
Augusta, Maine 04333-0003

Dear Mr. President:

In accordance with 3 M.R.S.A., Section 157, and with Joint Rule 505 of the Maine Legislature, the Joint Standing Committee on Inland Fisheries and Wildlife has had under consideration the nomination of Edward Pineau of Vassalboro, for appointment to the Inland Fisheries and Wildlife Advisory Council.

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

YEAS Senators 1 Dill, J. of Penobscot
 Representatives 9 Landry, S. of Farmington,
 Alley, R. of Beals, Hepler, A.
 of Woolwich, Lyford, P. of
 Eddington, Martin, J. of Eagle
 Lake, Martin, D. of Sinclair,
 Mason, R. of Lisbon,
 Nadeau, C. of Winslow,
 Theriault, T. of China

No Senator having voted in the affirmative and 30 Senators having voted in the negative, with 4 Senators being excused, and none being less than two-thirds of the Membership present and voting, it was the vote of the Senate that the Committee's recommendation be **ACCEPTED** and the nomination of **Edward Pineau** of Vassalboro for appointment to the Inland Fisheries and Wildlife Advisory Council was **CONFIRMED**.

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

NAYS 0

ABSENT 3 Sen. Black, R. of Franklin,
 Sen. Curry, C. of Waldo,
 Rep. Ordway, L. of Standish

The Following Communication: S.C. 1236

**STATE OF MAINE
 ONE HUNDRED AND THIRTIETH LEGISLATURE
 COMMITTEE ON INLAND FISHERIES AND WILDLIFE**

April 1, 2022

The Honorable Troy Dale Jackson
 President of the Senate of Maine
 130th Maine State Legislature
 State House
 Augusta, Maine 04333-0003

Ten members of the Committee having voted in the affirmative and zero in the negative, it was the vote of the Committee that the nomination of Edward Pineau of Vassalboro, for appointment to the Inland Fisheries and Wildlife Advisory Council be confirmed.

Signed,

S/Jim Dill
 Senate Chair

S/Scott Landry
 House Chair

Dear Mr. President:

READ and ORDERED PLACED ON FILE.

The President Pro Tem laid before the Senate the following:
 "Shall the recommendation of the Committee on **INLAND FISHERIES AND WILDLIFE** be overridden?"

In accordance with 3 M.R.S.A., Section 157, and with Joint Rule 505 of the Maine Legislature, the Joint Standing Committee on Inland Fisheries and Wildlife has had under consideration the nomination of Shelby H. Rousseau of Phillips, for reappointment to the Inland Fisheries and Wildlife Advisory Council.

In accordance with 3 M.R.S.A., Chapter 6, Section 158, and with Joint Rule 506 of the 130th Legislature, the vote was taken by the Yeas and Nays.

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

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#677)

YEAS: Senators: None

YEAS Senators 1 Dill, J. of Penobscot
 Representatives 9 Landry, S. of Farmington,
 Alley, R. of Beals, Hepler, A.
 of Woolwich, Lyford, P. of
 Eddington, Martin, J. of Eagle
 Lake, Martin, D. of Sinclair,
 Mason, R. of Lisbon,
 Nadeau, C. of Winslow,
 Theriault, T. of China

NAYS: Senators: BAILEY, BALDACCI, BENNETT, BLACK, BREEN, BRENNER, CARNEY, CHIPMAN, CLAXTON, CURRY, CYRWAY, DAUGHTRY, DAVIS, DESCHAMBAULT, DIAMOND, DILL, FARRIN, HICKMAN, KEIM, LAWRENCE, LIBBY, MIRAMANT, MOORE, POULIOT, RAFFERTY, SANBORN, STEWART, VITELLI, WOODSOME, PRESIDENT PRO TEM ROSEN

NAYS 0

EXCUSED: Senators: GUERIN, JACKSON, MAXMIN, TIMBERLAKE

ABSENT 3 Sen. Black, R. of Franklin,
 Sen. Curry, C. of Waldo,
 Rep. Ordway, L. of Standish

Ten members of the Committee having voted in the affirmative and zero in the negative, it was the vote of the Committee that the nomination of Shelby H. Rousseau of Phillips, for reappointment to the Inland Fisheries and Wildlife Advisory Council be confirmed.

Signed,

S/Jim Dill
Senate Chair

S/Scott Landry
House Chair

READ and ORDERED PLACED ON FILE.

The President Pro Tem laid before the Senate the following:
"Shall the recommendation of the Committee on **INLAND FISHERIES AND WILDLIFE** be overridden?"

In accordance with 3 M.R.S.A., Chapter 6, Section 158, and with Joint Rule 506 of the 130th Legislature, the vote was taken by the Yeas and Nays.

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#678)

YEAS: Senators: None

NAYS: Senators: BAILEY, BALDACCI, BENNETT, BLACK, BREEN, BRENNER, CARNEY, CHIPMAN, CLAXTON, CURRY, CYRWAY, DAUGHTRY, DAVIS, DESCHAMBAULT, DIAMOND, DILL, FARRIN, HICKMAN, KEIM, LAWRENCE, LIBBY, MIRAMANT, MOORE, POULIOT, RAFFERTY, SANBORN, STEWART, VITELLI, WOODSOME, PRESIDENT PRO TEM ROSEN

EXCUSED: Senators: GUERIN, JACKSON, MAXMIN, TIMBERLAKE

No Senator having voted in the affirmative and 30 Senators having voted in the negative, with 4 Senators being excused, and none being less than two-thirds of the Membership present and voting, it was the vote of the Senate that the Committee's recommendation be **ACCEPTED** and the nomination of **Shelby H. Rousseau** of Phillips for reappointment to the Inland Fisheries and Wildlife Advisory Council was **CONFIRMED**.

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

The Following Communication: S.C. 1242

**STATE OF MAINE
ONE HUNDRED AND THIRTIETH LEGISLATURE
COMMITTEE ON INNOVATION, DEVELOPMENT,
ECONOMIC ADVANCEMENT AND BUSINESS**

April 1, 2022

The Honorable Troy Dale Jackson
President of the Senate of Maine
130th Maine State Legislature
State House
Augusta, Maine 04333-0003

Dear Mr. President:

In accordance with 3 M.R.S.A., Section 157, and with Joint Rule 505 of the Maine Legislature, the Joint Standing Committee on Innovation, Development, Economic Advancement and Business has had under consideration the nomination of Frederick A. Onion of Wayne, for appointment to the Finance Authority of Maine.

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

YEAS	Senators	1	Curry, C. of Waldo
	Representatives	7	Roberts, T. of South Berwick, Austin, S. of Gray, Bernard, S. of Caribou, Collamore, A. of Pittsfield, Ducharme, J. of Madison, LaRochelle, R. of Augusta, Peabworth, S. of Blue Hill
NAYS		0	
ABSENT		5	Sen. Cyrway, S. of Kennebec, Sen. Rafferty, J. of York, Rep. Andrews, J. of Paris, Rep. Geiger, V. of Rockland, Rep. Hasenfus, T. of Readfield

Eight members of the Committee having voted in the affirmative and zero in the negative, it was the vote of the Committee that the nomination of Frederick A. Onion of Wayne, for appointment to the Finance Authority of Maine be confirmed.

Signed,

S/Chip Curry
Senate Chair

S/Tiffany Danielle Roberts
House Chair

READ and ORDERED PLACED ON FILE.

The President Pro Tem laid before the Senate the following:
"Shall the recommendation of the Committee on **INNOVATION, DEVELOPMENT, ECONOMIC ADVANCEMENT AND BUSINESS** be overridden?"

In accordance with 3 M.R.S.A., Chapter 6, Section 158, and with Joint Rule 506 of the 130th Legislature, the vote was taken by the Yeas and Nays.

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

Representatives 7

Roberts, T. of South Berwick, Austin, S. of Gray, Bernard, S. of Caribou, Collamore, A. of Pittsfield, Ducharme, J. of Madison, LaRochelle, R. of Augusta, Pebworth, S. of Blue Hill

ROLL CALL (#679)

YEAS: Senators: None

NAYS: Senators: BAILEY, BALDACCI, BENNETT, BLACK, BREEN, BRENNER, CARNEY, CHIPMAN, CLAXTON, CURRY, CYRWAY, DAUGHTRY, DAVIS, DESCHAMBAULT, DIAMOND, DILL, FARRIN, HICKMAN, KEIM, LAWRENCE, LIBBY, MIRAMANT, MOORE, POULIOT, RAFFERTY, SANBORN, STEWART, VITELLI, WOODSOME, PRESIDENT PRO TEM ROSEN

NAYS 0

ABSENT 5

Sen. Cyrway, S. of Kennebec, Sen. Rafferty, J. of York, Rep. Andrews, J. of Paris, Rep. Geiger, V. of Rockland, Rep. Hasenfus, T. of Readfield

EXCUSED: Senators: GUERIN, JACKSON, MAXMIN, TIMBERLAKE

No Senator having voted in the affirmative and 30 Senators having voted in the negative, with 4 Senators being excused, and none being less than two-thirds of the Membership present and voting, it was the vote of the Senate that the Committee's recommendation be **ACCEPTED** and the nomination of **Frederick A. Onion** of Wayne for appointment to the Finance Authority of Maine was **CONFIRMED**.

Eight members of the Committee having voted in the affirmative and zero in the negative, it was the vote of the Committee that the nomination of Dr. Stephen C. Shannon, DO, MPH of Biddeford, for appointment to the Finance Authority of Maine be confirmed.

Signed,

S/Chip Curry
Senate Chair

S/Tiffany Danielle Roberts
House Chair

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

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 1243

The President Pro Tem laid before the Senate the following: "Shall the recommendation of the Committee on **INNOVATION, DEVELOPMENT, ECONOMIC ADVANCEMENT AND BUSINESS** be overridden?"

**STATE OF MAINE
ONE HUNDRED AND THIRTIETH LEGISLATURE
COMMITTEE ON INNOVATION, DEVELOPMENT,
ECONOMIC ADVANCEMENT AND BUSINESS**

In accordance with 3 M.R.S.A., Chapter 6, Section 158, and with Joint Rule 506 of the 130th Legislature, the vote was taken by the Yeas and Nays.

April 1, 2022

The Doorkeepers secured the Chamber.

The Honorable Troy Dale Jackson
President of the Senate of Maine
130th Maine State Legislature
State House
Augusta, Maine 04333-0003

The Secretary opened the vote.

ROLL CALL (#680)

Dear Mr. President:

YEAS: Senators: None

In accordance with 3 M.R.S.A., Section 157, and with Joint Rule 505 of the Maine Legislature, the Joint Standing Committee on Innovation, Development, Economic Advancement and Business has had under consideration the nomination of Dr. Stephen C. Shannon, DO, MPH of Biddeford, for appointment to the Finance Authority of Maine.

NAYS: Senators: BAILEY, BALDACCI, BENNETT, BLACK, BREEN, BRENNER, CARNEY, CHIPMAN, CLAXTON, CURRY, CYRWAY, DAUGHTRY, DAVIS, DESCHAMBAULT, DIAMOND, DILL, FARRIN, HICKMAN, KEIM, LAWRENCE, LIBBY, MIRAMANT, MOORE, POULIOT, RAFFERTY, SANBORN, STEWART, VITELLI, WOODSOME, PRESIDENT PRO TEM ROSEN

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

EXCUSED: Senators: GUERIN, JACKSON, MAXMIN, TIMBERLAKE

YEAS Senators 1 Curry, C. of Waldo

No Senator having voted in the affirmative and 30 Senators having voted in the negative, with 4 Senators being excused, and none being less than two-thirds of the Membership present and voting, it was the vote of the Senate that the Committee's recommendation be **ACCEPTED** and the nomination of Dr. **Stephen C. Shannon**, DO, MPH of Biddeford, for appointment to the Finance Authority of Maine was **CONFIRMED**.

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

The Following Communication: S.C. 1241

**STATE OF MAINE
ONE HUNDRED AND THIRTIETH LEGISLATURE
COMMITTEE ON JUDICIARY**

April 4, 2022

The Honorable Troy Dale Jackson
President of the Senate of Maine
130th Maine State Legislature
State House
Augusta, Maine 04333-0003

Dear Mr. President:

In accordance with 3 M.R.S.A., Section 157, and with Joint Rule 505 of the Maine Legislature, the Joint Standing Committee on Judiciary has had under consideration the nomination of Amy L. Faircloth of Bangor, for appointment as a District Court Judge.

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

YEAS	Senators	1	Carney, A. of Cumberland
	Representatives	7	Harnett, T. of Gardiner, Babbidge, C. of Kennebunk, Evangelos, J. of Friendship, Moriarty, S. of Cumberland, Poirier, J. of Skowhegan, Reckitt, L. of South Portland, Thorne, J. of Carmel
NAYS		0	
ABSENT		5	Sen. Keim, L. of Oxford, Sen. Sanborn, H. of Cumberland, Rep. Haggan, D. of Hampden, Rep. Libby, L. of Auburn, Rep. Sheehan, E. of Biddeford

Rep. Newell of Passamaquoddy Tribe supports the Committee's recommendation.

Eight members of the Committee having voted in the affirmative and zero in the negative, it was the vote of the Committee that the nomination of Amy L. Faircloth of Bangor, for appointment as a District Court Judge be confirmed.

Signed,

S/Anne Carney
Senate Chair

S/Thom Harnett
House Chair

READ and ORDERED PLACED ON FILE.

The President Pro Tem laid before the Senate the following: "Shall the recommendation of the Committee on **JUDICIARY** be overridden?"

In accordance with 3 M.R.S.A., Chapter 6, Section 158, and with Joint Rule 506 of the 130th Legislature, the vote was taken by the Yeas and Nays.

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#681)

YEAS: Senators: None

NAYS: Senators: BAILEY, BALDACCI, BENNETT, BLACK, BREEN, BRENNER, CARNEY, CHIPMAN, CLAXTON, CURRY, CYRWAY, DAUGHTRY, DAVIS, DESCHAMBAULT, DIAMOND, DILL, FARRIN, HICKMAN, KEIM, LAWRENCE, LIBBY, MIRAMANT, MOORE, POULIOT, RAFFERTY, SANBORN, STEWART, VITELLI, WOODSOME, PRESIDENT PRO TEM ROSEN

EXCUSED: Senators: GUERIN, JACKSON, MAXMIN, TIMBERLAKE

No Senator having voted in the affirmative and 30 Senators having voted in the negative, with 4 Senators being excused, and none being less than two-thirds of the Membership present and voting, it was the vote of the Senate that the Committee's recommendation be **ACCEPTED** and the nomination of **Amy L. Faircloth** of Bangor for appointment as a District Court Judge was **CONFIRMED**.

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

The Following Communication: S.C. 1240

**STATE OF MAINE
ONE HUNDRED AND THIRTIETH LEGISLATURE
COMMITTEE ON JUDICIARY**

April 4, 2022

The Honorable Troy Dale Jackson
 President of the Senate of Maine
 130th Maine State Legislature
 State House
 Augusta, Maine 04333-0003

Dear Mr. President:

In accordance with 3 M.R.S.A., Section 157, and with Joint Rule 505 of the Maine Legislature, the Joint Standing Committee on Judiciary has had under consideration the nomination of Andrew S. Robinson, Esq. of Farmington, for appointment as a District Court Judge.

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

YEAS	Senators	1	Carney, A. of Cumberland
	Representatives	8	Harnett, T. of Gardiner, Babbidge, C. of Kennebunk, Evangelos, J. of Friendship, Libby, L. of Auburn, Moriarty, S. of Cumberland, Poirier, J. of Skowhegan, Reckitt, L. of South Portland, Thorne, J. of Carmel
NAYS		0	
ABSENT		4	Sen. Keim, L. of Oxford, Sen. Sanborn, H. of Cumberland, Rep. Haggan, D. of Hampden, Rep. Sheehan, E. of Biddeford

Rep. Newell of Passamaquoddy Tribe supports the Committee's recommendation.

Nine members of the Committee having voted in the affirmative and zero in the negative, it was the vote of the Committee that the nomination of Andrew S. Robinson, Esq. of Farmington, for appointment as a District Court Judge be confirmed.

Signed,

S/Anne Carney
 Senate Chair

S/Thom Harnett
 House Chair

READ and ORDERED PLACED ON FILE.

THE PRESIDENT PRO TEM: The Chair recognizes the Senator from Oxford, Senator Keim.

Senator **KEIM:** Thank you, Madame President Pro Tem. You are doing a wonderful by the way. Yesterday, during our Judicial confirmation hearings I was unavoidably detained and not able to vote in support of my own District Attorney. So, I am pleased to stand and speak in favor of Attorney Robinson's nomination today. He has served as a District Attorney in Androscoggin,

Oxford, and Franklin Counties since 2015. Throughout those years I have met up with Andy on many varied occasions: on the track field with our children participating on the same team; in the Judiciary Committee where he attended to offer us his insight and, yes, as a side note, I did disagree with some of those opinions; I also met up with Andy at events such as the Western Maine Recovery Rally where we supported our community members as they support each other in addiction recovery and at domestic violence awareness events. Throughout all these interactions, I've known D.A. Robinson to be thoughtful and considerate in his demeanor and his opinions. Attorney General Frey spoke in favor of Andrew Robinson, saying that he has been impressed with his legal skills, his insight, and his ability to balance a number of competing considerations and I agree it's an accurate assessment. Although it is somewhat simplistic to say, Andrew Robinson is also kind. The people of Maine will be treated respectfully by Judge Robinson and will come away from their interaction in our judicial system knowing their voices were heard, even if the decision reached is one with which they disagree. Andrew Robinson is well qualified for this appointment to the Maine District Court and I'm honored to be voting in favor of his confirmation today. Thank you.

THE PRESIDENT PRO TEM: The Chair recognizes the Senator from Androscoggin, Senator Libby.

Senator **LIBBY:** Thank you, Madame President. Men and women of the Senate, I rise very briefly just to concur with my colleague from Oxford. I had to say about the nomination before us, Andy Robinson, in my experience is well qualified for this position, having served 23 years working in the District Attorney's Office for Western Maine. There he confronted a number of challenges and, of course, balancing limited resources with those challenges is a task that not always pleases everyone but I think he struck the right balance in leading that office to focus on, you know, the worst of the challenges that our criminal justice system faces with human trafficking, drug trafficking, and violent crime. For 23 years, he's worked in that office, for eight leading it as District Attorney. I have to say that he and I got to know each other a little bit serving pancakes at a fundraising event, and you really get to understand a person's character, their background, and work ethic when the orders are piling up and the pancakes stacks are dwindling down and the pressure is on. He is here in the Senate Chamber today. He's sitting in the back with his wife, Yvette; his daughter, Charlotte; his two boys, Zeke and Gabe could not be there as they are attending college, but I just wish to congratulate him and the family on this accomplishment. I look forward to voting to confirm and thank the Chief Executive for making this nomination. I think the courts will be well served. Thank you, Madame President.

THE PRESIDENT PRO TEM: The Chair recognizes the Senator from York, Senator Deschambault.

Senator **DESCHAMBAULT:** Thank you. I am not from Androscoggin County but I've been very lucky to meet up with Andrew Robinson. As a member of Criminal Justice and Public Safety, the Chair, I am a member with him. Twenty-three years, why did it take so long for you to get this job? I mean, he is - he can go toe-to-toe with a judge there but always with a smile on his face. You never know what he's going to say next but I have learned so much just listening to him and how he interacts with

everybody around him. There are District Court judges there, there are defense attorneys, prosecutors, and we all leave smiling and probably because of him, and I don't always agree with you but I love you. So, nice to meet you and your family here today. Thank you.

The President Pro Tem laid before the Senate the following: "Shall the recommendation of the Committee on **JUDICIARY** be overridden?"

In accordance with 3 M.R.S.A., Chapter 6, Section 158, and with Joint Rule 506 of the 130th Legislature, the vote was taken by the Yeas and Nays.

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#682)

YEAS: Senators: None

NAYS: Senators: BAILEY, BALDACCI, BENNETT, BLACK, BREEN, BRENNER, CARNEY, CHIPMAN, CLAXTON, CURRY, CYRWAY, DAUGHTRY, DAVIS, DESCHAMBAULT, DIAMOND, DILL, FARRIN, HICKMAN, KEIM, LAWRENCE, LIBBY, MAXMIN, MIRAMANT, MOORE, POULIOT, RAFFERTY, SANBORN, STEWART, TIMBERLAKE, VITELLI, WOODSOME, PRESIDENT PRO TEM ROSEN

EXCUSED: Senators: GUERIN, JACKSON

No Senator having voted in the affirmative and 32 Senators having voted in the negative, with 2 Senators being excused, and none being less than two-thirds of the Membership present and voting, it was the vote of the Senate that the Committee's recommendation be **ACCEPTED** and the nomination of **Andrew S. Robinson**, Esq. of Farmington for appointment as a District Court Judge was **CONFIRMED**.

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

THE PRESIDENT PRO TEM: It is my pleasure, in the rear of the Chamber the Chair would like to recognize Andrew Robinson of Farmington; his wife, Yvette; and family.

The Following Communication: S.C. 1219

**STATE OF MAINE
ONE HUNDRED AND THIRTIETH LEGISLATURE
COMMITTEE ON JUDICIARY**

March 30, 2022

The Honorable Troy Dale Jackson
President of the Senate of Maine
130th Maine State Legislature
State House
Augusta, Maine 04333-0003

Dear Mr. President:

In accordance with 3 M.R.S.A., Section 157, and with Joint Rule 505 of the Maine Legislature, the Joint Standing Committee on Judiciary has had under consideration the nomination of Wayne R. Douglas of Ocean Park, for reappointment as a Superior Court Justice.

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

YEAS	Senators	2	Carney, A. of Cumberland, Sanborn, H. of Cumberland
	Representatives	6	Harnett, T. of Gardiner, Babbidge, C. of Kennebunk, Evangelos, J. of Friendship, Moriarty, S. of Cumberland, Reckitt, L. of South Portland, Thorne, J. of Carmel
NAYS		0	
ABSENT		5	Sen. Keim, L. of Oxford, Rep. Haggan, D. of Hampden, Rep. Libby, L. of Auburn, Rep. Poirier, J. of Skowhegan, Rep. Sheehan, E. of Biddeford

Rep. Newell of Passamaquoddy Tribe supports the Committee's recommendation.

Eight members of the Committee having voted in the affirmative and zero in the negative, it was the vote of the Committee that the nomination of Wayne R. Douglas of Ocean Park, for reappointment as a Superior Court Justice be confirmed.

Signed,

S/Anne Carney
Senate Chair

S/Thom Harnett
House Chair

READ and ORDERED PLACED ON FILE.

The President Pro Tem laid before the Senate the following: "Shall the recommendation of the Committee on **JUDICIARY** be overridden?"

In accordance with 3 M.R.S.A., Chapter 6, Section 158, and with Joint Rule 506 of the 130th Legislature, the vote was taken by the Yeas and Nays.

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

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#683)

YEAS: Senators: None

NAYS: Senators: BAILEY, BALDACCI, BENNETT, BLACK, BREEN, BRENNER, CARNEY, CHIPMAN, CLAXTON, CURRY, CYRWAY, DAUGHTRY, DAVIS, DESCHAMBAULT, DIAMOND, DILL, FARRIN, HICKMAN, KEIM, LAWRENCE, LIBBY, MAXMIN, MIRAMANT, MOORE, POULIOT, RAFFERTY, STEWART, TIMBERLAKE, VITELLI, WOODSOME, PRESIDENT PRO TEM ROSEN

EXCUSED: Senators: GUERIN, JACKSON, SANBORN

No Senator having voted in the affirmative and 31 Senators having voted in the negative, with 3 Senators being excused, and none being less than two-thirds of the Membership present and voting, it was the vote of the Senate that the Committee's recommendation be **ACCEPTED** and the nomination of **Wayne R. Douglas** of Ocean Park for reappointment as a Superior Court Justice was **CONFIRMED**.

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

The Following Communication: S.C. 1220

**STATE OF MAINE
ONE HUNDRED AND THIRTIETH LEGISLATURE
COMMITTEE ON JUDICIARY**

March 30, 2022

The Honorable Troy Dale Jackson
President of the Senate of Maine
130th Maine State Legislature
State House
Augusta, Maine 04333-0003

Dear Mr. President:

In accordance with 3 M.R.S.A., Section 157, and with Joint Rule 505 of the Maine Legislature, the Joint Standing Committee on Judiciary has had under consideration the nomination of Julia M. Lipez, Esq. of Cape Elizabeth, for appointment as a Superior Court Justice.

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

YEAS	Senators	3	Carney, A. of Cumberland, Keim, L. of Oxford, Sanborn, H. of Cumberland
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	Representatives	6	Harnett, T. of Gardiner, Babbidge, C. of Kennebunk, Evangelos, J. of Friendship, Moriarty, S. of Cumberland, Reckitt, L. of South Portland, Thorne, J. of Carmel
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NAYS 0

ABSENT 4 Rep. Haggan, D. of Hampden, Rep. Libby, L. of Auburn, Rep. Poirier, J. of Skowhegan, Rep. Sheehan, E. of Biddeford

Rep. Newell of Passamaquoddy Tribe supports the Committee's recommendation.

Nine members of the Committee having voted in the affirmative and zero in the negative, it was the vote of the Committee that the nomination of Julia M. Lipez, Esq. of Cape Elizabeth, for appointment as a Superior Court Justice be confirmed.

Signed,

S/Anne Carney
Senate Chair

S/Thom Harnett
House Chair

READ and ORDERED PLACED ON FILE.

The President Pro Tem laid before the Senate the following: "Shall the recommendation of the Committee on **JUDICIARY** be overridden?"

In accordance with 3 M.R.S.A., Chapter 6, Section 158, and with Joint Rule 506 of the 130th Legislature, the vote was taken by the Yeas and Nays.

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

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#684)

YEAS: Senators: None

NAYS: Senators: BAILEY, BALDACCI, BENNETT, BLACK, BREEN, BRENNER, CARNEY, CHIPMAN, CLAXTON, CURRY, CYRWAY, DAUGHTRY, DAVIS, DESCHAMBAULT, DIAMOND, DILL, FARRIN, HICKMAN, KEIM, LAWRENCE, LIBBY, MAXMIN, MIRAMANT, MOORE, POULIOT, RAFFERTY, SANBORN, STEWART, VITELLI, WOODSOME, PRESIDENT PRO TEM ROSEN

NAYS 0

ABSENT 4 Sen. Keim, L. of Oxford, Rep. Haggan, D. of Hampden, Rep. Libby, L. of Auburn, Rep. Sheehan, E. of Biddeford

EXCUSED: Senators: GUERIN, JACKSON, TIMBERLAKE

Rep. Newell of Passamaquoddy Tribe supports the Committee's recommendation.

No Senator having voted in the affirmative and 31 Senators having voted in the negative, with 3 Senators being excused, and none being less than two-thirds of the Membership present and voting, it was the vote of the Senate that the Committee's recommendation be **ACCEPTED** and the nomination of **Julia M. Lipez**, Esq. of Cape Elizabeth for appointment as a Superior Court Justice was **CONFIRMED**.

Nine members of the Committee having voted in the affirmative and zero in the negative, it was the vote of the Committee that the nomination of Bruce C. Mallonee of Bangor, for reappointment as a Superior Court Justice be confirmed.

Signed,

S/Anne Carney Senate Chair

S/Thom Harnett House Chair

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

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 1221

The President Pro Tem laid before the Senate the following: "Shall the recommendation of the Committee on **JUDICIARY** be overridden?"

**STATE OF MAINE
ONE HUNDRED AND THIRTIETH LEGISLATURE
COMMITTEE ON JUDICIARY**

In accordance with 3 M.R.S.A., Chapter 6, Section 158, and with Joint Rule 506 of the 130th Legislature, the vote was taken by the Yeas and Nays.

March 30, 2022

The Doorkeepers secured the Chamber.

The Honorable Troy Dale Jackson
President of the Senate of Maine
130th Maine State Legislature
State House
Augusta, Maine 04333-0003

The Secretary opened the vote.

ROLL CALL (#685)

Dear Mr. President:

YEAS: Senators: None

In accordance with 3 M.R.S.A., Section 157, and with Joint Rule 505 of the Maine Legislature, the Joint Standing Committee on Judiciary has had under consideration the nomination of Bruce C. Mallonee of Bangor, for reappointment as a Superior Court Justice.

NAYS: Senators: BAILEY, BALDACCI, BENNETT, BLACK, BREEN, BRENNER, CARNEY, CHIPMAN, CLAXTON, CURRY, CYRWAY, DAUGHTRY, DAVIS, DESCHAMBAULT, DIAMOND, DILL, FARRIN, HICKMAN, KEIM, LAWRENCE, LIBBY, MAXMIN, MIRAMANT, MOORE, POULIOT, RAFFERTY, SANBORN, STEWART, VITELLI, WOODSOME, PRESIDENT PRO TEM ROSEN

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

EXCUSED: Senators: GUERIN, JACKSON, TIMBERLAKE

YEAS Senators 2 Carney, A. of Cumberland, Sanborn, H. of Cumberland
Representatives 7 Harnett, T. of Gardiner, Babbidge, C. of Kennebunk, Evangelos, J. of Friendship, Moriarty, S. of Cumberland, Poirier, J. of Skowhegan, Reckitt, L. of South Portland, Thorne, J. of Carmel

No Senator having voted in the affirmative and 31 Senators having voted in the negative, with 3 Senators being excused, and none being less than two-thirds of the Membership present and voting, it was the vote of the Senate that the Committee's recommendation be **ACCEPTED** and the nomination of **Bruce C. Mallonee** of Bangor for reappointment as a Superior Court Justice was **CONFIRMED**.

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

The Following Communication: S.C. 1222

**STATE OF MAINE
ONE HUNDRED AND THIRTIETH LEGISLATURE
COMMITTEE ON JUDICIARY**

March 30, 2022

The Honorable Troy Dale Jackson
President of the Senate of Maine
130th Maine State Legislature
State House
Augusta, Maine 04333-0003

Dear Mr. President:

In accordance with 3 M.R.S.A., Section 157, and with Joint Rule 505 of the Maine Legislature, the Joint Standing Committee on Judiciary has had under consideration the nomination of Mary Michaela Murphy of Rome, for reappointment as a Superior Court Justice.

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

YEAS	Senators	3	Carney, A. of Cumberland, Keim, L. of Oxford, Sanborn, H. of Cumberland
	Representatives	7	Harnett, T. of Gardiner, Babbidge, C. of Kennebunk, Evangelos, J. of Friendship, Moriarty, S. of Cumberland, Poirier, J. of Skowhegan, Reckitt, L. of South Portland, Thorne, J. of Carmel
NAYS		0	
ABSENT		3	Rep. Haggan, D. of Hampden, Rep. Libby, L. of Auburn, Rep. Sheehan, E. of Biddeford

Rep. Newell of Passamaquoddy Tribe supports the Committee's recommendation.

Ten members of the Committee having voted in the affirmative and zero in the negative, it was the vote of the Committee that the nomination of Mary Michaela Murphy of Rome, for reappointment as a Superior Court Justice be confirmed.

Signed,

S/Anne Carney
Senate Chair

S/Thom Harnett
House Chair

READ and ORDERED PLACED ON FILE.

The President Pro Tem laid before the Senate the following:
"Shall the recommendation of the Committee on **JUDICIARY** be overridden?"

In accordance with 3 M.R.S.A., Chapter 6, Section 158, and with Joint Rule 506 of the 130th Legislature, the vote was taken by the Yeas and Nays.

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#686)

YEAS: Senators: None

NAYS: Senators: BAILEY, BALDACCI, BENNETT, BLACK, BREEN, BRENNER, CARNEY, CHIPMAN, CLAXTON, CURRY, CYRWAY, DAUGHTRY, DAVIS, DESCHAMBAULT, DIAMOND, DILL, FARRIN, HICKMAN, KEIM, LAWRENCE, LIBBY, MAXMIN, MIRAMANT, MOORE, POULIOT, RAFFERTY, SANBORN, STEWART, TIMBERLAKE, VITELLI, WOODSOME, PRESIDENT PRO TEM ROSEN

EXCUSED: Senators: GUERIN, JACKSON

No Senator having voted in the affirmative and 32 Senators having voted in the negative, with 2 Senators being excused, and none being less than two-thirds of the Membership present and voting, it was the vote of the Senate that the Committee's recommendation be **ACCEPTED** and the nomination of **Mary Michaela Murphy** of Rome for reappointment as a Superior Court Justice was **CONFIRMED**.

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

The Following Communication: S.C. 1238

**STATE OF MAINE
ONE HUNDRED AND THIRTIETH LEGISLATURE
COMMITTEE ON JUDICIARY**

April 4, 2022

The Honorable Troy Dale Jackson
President of the Senate of Maine
130th Maine State Legislature
State House
Augusta, Maine 04333-0003

Dear Mr. President:

In accordance with 3 M.R.S.A., Section 157, and with Joint Rule 505 of the Maine Legislature, the Joint Standing Committee on Judiciary has had under consideration the nomination of Peter J. Goranites of Cumberland, for reappointment as an Active Retired Judge of the District Court.

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

YEAS	Senators	1	Carney, A. of Cumberland
	Representatives	8	Harnett, T. of Gardiner, Evangelos, J. of Friendship, Libby, L. of Auburn, Moriarty, S. of Cumberland, Poirier, J. of Skowhegan, Reckitt, L. of South Portland, Sheehan, E. of Biddeford, Thorne, J. of Carmel
NAYS		0	
ABSENT		4	Sen. Keim, L. of Oxford, Sen. Sanborn, H. of Cumberland, Rep. Babbidge, C. of Kennebunk, Rep. Haggan, D. of Hampden

Rep. Newell of Passamaquoddy Tribe supports the Committee's recommendation.

Nine members of the Committee having voted in the affirmative and zero in the negative, it was the vote of the Committee that the nomination of Peter J. Goranites of Cumberland, for reappointment as an Active Retired Judge of the District Court be confirmed.

Signed,

S/Anne Carney
Senate Chair

S/Thom Harnett
House Chair

READ and ORDERED PLACED ON FILE.

The President Pro Tem laid before the Senate the following: "Shall the recommendation of the Committee on **JUDICIARY** be overridden?"

In accordance with 3 M.R.S.A., Chapter 6, Section 158, and with Joint Rule 506 of the 130th Legislature, the vote was taken by the Yeas and Nays.

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#687)

YEAS: Senators: None

NAYS: Senators: BAILEY, BALDACCI, BENNETT, BLACK, BREEN, BRENNER, CARNEY, CHIPMAN, CLAXTON, CURRY, CYRWAY, DAUGHTRY, DAVIS, DESCHAMBAULT, DIAMOND, DILL, FARRIN, HICKMAN, KEIM, LAWRENCE, LIBBY, MAXMIN, MIRAMANT, MOORE, POULIOT, RAFFERTY, SANBORN, STEWART, TIMBERLAKE, VITELLI, WOODSOME, PRESIDENT PRO TEM ROSEN

EXCUSED: Senators: GUERIN, JACKSON

No Senator having voted in the affirmative and 32 Senators having voted in the negative, with 2 Senators being excused, and none being less than two-thirds of the Membership present and voting, it was the vote of the Senate that the Committee's recommendation be **ACCEPTED** and the nomination of **Peter J. Goranites** of Cumberland for reappointment as an Active Retired Judge of the District Court was **CONFIRMED**.

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

The Following Communication: S.C. 1239

**STATE OF MAINE
ONE HUNDRED AND THIRTIETH LEGISLATURE
COMMITTEE ON JUDICIARY**

April 4, 2022

The Honorable Troy Dale Jackson
President of the Senate of Maine
130th Maine State Legislature
State House
Augusta, Maine 04333-0003

Dear Mr. President:

In accordance with 3 M.R.S.A., Section 157, and with Joint Rule 505 of the Maine Legislature, the Joint Standing Committee on Judiciary has had under consideration the nomination of Rae Ann French of Augusta, for reappointment as an Active Retired Judge of the District Court.

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

YEAS Senators 2 Carney, A. of Cumberland,
Sanborn, H. of Cumberland

Representatives 8 Harnett, T. of Gardiner,
Babbidge, C. of Kennebunk,
Evangelos, J. of Friendship,
Libby, L. of Auburn, Moriarty,
S. of Cumberland, Poirier, J.
of Skowhegan, Reckitt, L. of
South Portland, Thorne, J. of
Carmel

No Senator having voted in the affirmative and 32 Senators having voted in the negative, with 2 Senators being excused, and none being less than two-thirds of the Membership present and voting, it was the vote of the Senate that the Committee's recommendation be **ACCEPTED** and the nomination of **Rae Ann French** of Augusta for reappointment as an Active Retired Judge of the District Court was **CONFIRMED**.

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

NAYS 0

ABSENT 3 Sen. Keim, L. of Oxford, Rep.
Haggan, D. of Hampden,
Rep. Sheehan, E. of
Biddeford

The Following Communication: S.C. 1244

**STATE OF MAINE
ONE HUNDRED AND THIRTIETH LEGISLATURE
COMMITTEE ON STATE AND LOCAL GOVERNMENT**

Rep. Newell of Passamaquoddy Tribe supports the Committee's recommendation.

April 4, 2022

Ten members of the Committee having voted in the affirmative and zero in the negative, it was the vote of the Committee that the nomination of Rae Ann French of Augusta, for reappointment as an Active Retired Judge of the District Court be confirmed.

The Honorable Troy Dale Jackson
President of the Senate of Maine
130th Maine State Legislature
State House
Augusta, Maine 04333-0003

Signed,

Dear Mr. President:

S/Anne Carney
Senate Chair

S/Thom Harnett
House Chair

READ and ORDERED PLACED ON FILE.

In accordance with 3 M.R.S.A., Section 157, and with Joint Rule 505 of the Maine Legislature, the Joint Standing Committee on State and Local Government has had under consideration the nomination of Ellen Jane Schneider of Readfield, for appointment to the Maine Governmental Facilities Authority.

The President Pro Tem laid before the Senate the following:
"Shall the recommendation of the Committee on **JUDICIARY** be overridden?"

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

In accordance with 3 M.R.S.A., Chapter 6, Section 158, and with Joint Rule 506 of the 130th Legislature, the vote was taken by the Yeas and Nays.

YEAS Senators 2 Baldacci, J. of Penobscot,
Rosen, K. of Hancock

The Doorkeepers secured the Chamber.

Representatives 7 Matlack, A. of St. George,
Bryant, M. of Windham,
Copeland, L. of Saco,
Downes, K. of Bucksport,
Greenwood, R. of Wales,
Riseman, W. of Harrison,
Tuell, W. of East Machias

The Secretary opened the vote.

ROLL CALL (#688)

YEAS: Senators: None

NAYS 0

NAYS: Senators: BAILEY, BALDACCI, BENNETT, BLACK,
BREEN, BRENNER, CARNEY, CHIPMAN,
CLAXTON, CURRY, CYRWAY, DAUGHTRY,
DAVIS, DESCHAMBAULT, DIAMOND, DILL,
FARRIN, HICKMAN, KEIM, LAWRENCE, LIBBY,
MAXMIN, MIRAMANT, MOORE, POULIOT,
RAFFERTY, SANBORN, STEWART, TIMBERLAKE,
VITELLI, WOODSOME, PRESIDENT PRO TEM
ROSEN

ABSENT 3 Sen. Claxton, N. of
Androscoggin, Rep. Head, F.
of Bethel, Rep. Paulhus, S. of
Bath

EXCUSED: Senators: GUERIN, JACKSON

Nine members of the Committee having voted in the affirmative and zero in the negative, it was the vote of the Committee that the nomination of Ellen Jane Schneider of Readfield, for appointment to the Maine Governmental Facilities Authority be confirmed.

Signed,

S/Joseph M. Baldacci
Senate Chair

S/Ann Matlack
House Chair

READ and ORDERED PLACED ON FILE.

The President Pro Tem laid before the Senate the following:
"Shall the recommendation of the Committee on **STATE AND LOCAL GOVERNMENT** be overridden?"

In accordance with 3 M.R.S.A., Chapter 6, Section 158, and with Joint Rule 506 of the 130th Legislature, the vote was taken by the Yeas and Nays.

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#689)

YEAS: Senators: None

NAYS: Senators: BAILEY, BALDACCI, BENNETT, BLACK, BREEN, BRENNER, CARNEY, CHIPMAN, CLAXTON, CURRY, CYRWAY, DAUGHTRY, DAVIS, DESCHAMBAULT, DIAMOND, DILL, FARRIN, HICKMAN, KEIM, LAWRENCE, LIBBY, MAXMIN, MIRAMANT, MOORE, POULIOT, RAFFERTY, SANBORN, STEWART, TIMBERLAKE, VITELLI, WOODSOME, PRESIDENT PRO TEM ROSEN

EXCUSED: Senators: GUERIN, JACKSON

No Senator having voted in the affirmative and 32 Senators having voted in the negative, with 2 Senators being excused, and none being less than two-thirds of the Membership present and voting, it was the vote of the Senate that the Committee's recommendation be **ACCEPTED** and the nomination of **Ellen Jane Schneider** of Readfield for appointment to the Maine Governmental Facilities Authority was **CONFIRMED**.

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

The Following Communication: S.C. 1230

**MAINE STATE LEGISLATURE
OFFICE OF PROGRAM EVALUATION AND
GOVERNMENT ACCOUNTABILITY**

March 30, 2022

The Honorable Troy D. Jackson
President of the Senate
130th Legislature

The Honorable Ryan Fecteau
Speaker of the House
130th Legislature

Dear Mr. President and Mr. Speaker:

The Office of Program Evaluation and Government Accountability is please to submit a copy of the Final Report on Child Protective Services Investigations. In accordance with 3 MRSA section 997, subsection 7, we will provide notice to the full Legislature of the availability of the report on our website at: <http://legislature.maine.gov/oepga/oepga-reports/9149>.

If you have any questions, please do not hesitate to get in touch.

Sincerely,

S/Lucia Nixon

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

REPORTS OF COMMITTEES

House

Ought to Pass

The Committee on **ENERGY, UTILITIES AND TECHNOLOGY** on Bill "An Act To Raise the Debt Limit of the Eagle Lake Water and Sewer District" (EMERGENCY)

H.P. 1514 L.D. 2033

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

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

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

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

The Committee on **HEALTH AND HUMAN SERVICES** on 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 (EMERGENCY)

H.P. 1509 L.D. 2027

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

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

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

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

Ought to Pass As Amended

The Committee on **AGRICULTURE, CONSERVATION AND FORESTRY** on Bill "An Act To Enhance the Agricultural Marketing Loan Fund by Establishing a Variable Interest Rate for Loans and To Allow Participants in the Maine Farms for the Future Program To Borrow at That Rate"

H.P. 154 L.D. 219

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-890)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-890)**.

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

Bill **READ ONCE**.

Committee Amendment "A" (H-890) **READ** and **ADOPTED**, in concurrence.

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

The Committee on **AGRICULTURE, CONSERVATION AND FORESTRY** on Bill "An Act To Provide the State Harness Racing Commission Greater Efficiency in Rules Enforcement"

H.P. 1449 L.D. 1944

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-897)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-897)**.

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

Bill **READ ONCE**.

Committee Amendment "A" (H-897) **READ** and **ADOPTED**, in concurrence.

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

The Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY** on Bill "An Act To Update Criminal and Related Statutes and Respond to Decisions of the Law Court"

H.P. 1410 L.D. 1903

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-892)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-892)**.

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

Bill **READ ONCE**.

Committee Amendment "A" (H-892) **READ** and **ADOPTED**, in concurrence.

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

The Committee on **LABOR AND HOUSING** on Bill "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

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-888)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-888)**.

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

Bill **READ ONCE**.

Committee Amendment "A" (H-888) **READ** and **ADOPTED**, in concurrence.

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

The Committee on **STATE AND LOCAL GOVERNMENT** on Bill "An Act To Require the Maintenance of a Discontinued Public Road That Provides the Sole Access to One or More Residences"

H.P. 1121 L.D. 1513

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-898)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-898)**.

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

Bill **READ ONCE**.

Committee Amendment "A" (H-898) **READ** and **ADOPTED**, in concurrence.

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

The Committee on **TAXATION** on Bill "An Act To Reduce Errors in Employment Tax Increment Financing Benefits"
H.P. 834 L.D. 1156

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-887)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-887)**.

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

Bill **READ ONCE**.

Committee Amendment "A" (H-887) **READ** and **ADOPTED**, in concurrence.

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

The Committee on **TAXATION** on Bill "An Act To Update References to the United States Internal Revenue Code of 1986 Contained in the Maine Revised Statutes" (EMERGENCY)
H.P. 1314 L.D. 1763

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-886)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-886)**.

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

Bill **READ ONCE**.

Committee Amendment "A" (H-886) **READ** and **ADOPTED**, in concurrence.

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

The Committee on **TAXATION** on Bill "An Act To Amend the Tax Laws of the State"
H.P. 1423 L.D. 1917

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-885)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-885)**.

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

Bill **READ ONCE**.

Committee Amendment "A" (H-885) **READ** and **ADOPTED**, in concurrence.

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

President Pro Tem **ROSEN** requested the Sergeant-At-Arms escort the Senator from Sagadahoc, Senator **VITELLI**, to the rostrum where she assumed the duties as President Pro Tem.

Senator **ROSEN** of Hancock was escorted to her seat in the Chamber.

The Senate was called to order by President Pro Tem **ELOISE A. VITELLI** of Sagadahoc County.

Off Record Remarks

Divided Report

The Majority of the Committee on **APPROPRIATIONS AND FINANCIAL AFFAIRS** on Bill "An Act To Amend the Laws Governing the Issuance of Bonds"

H.P. 233 L.D. 329

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

Signed:

Senators:

BREEN of Cumberland
DAVIS of Piscataquis

Representatives:

PIERCE of Falmouth
ARATA of New Gloucester
CARDONE of Bangor
DUCHARME of Madison
HYMANSON of York
MARTIN of Eagle Lake
MILLETT of Waterford

The Minority of the same Committee on the same subject reported that the same **Ought To Pass as Amended by Committee Amendment "A" (H-884)**.

Signed:

Senator:

BAILEY of York

Representatives:

CLOUTIER of Lewiston

COREY of Windham

FAY of Raymond

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

Reports **READ**.

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

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

THE PRESIDENT PRO TEM: The Chair recognizes the Senator from Penobscot, Senator Baldacci.

Senator **BALDACCI:** Thank you. Just for a point of clarification, I was unclear as to which motion was being moved. Was it the Majority or the Minority? Which is the Ought Not to Pass?

THE PRESIDENT PRO TEM: The pending motion is the Majority Ought Not to Pass report.

Senator **BALDACCI:** Okay, okay. I wanted to have it clarified. Thank you.

THE PRESIDENT PRO TEM: The Chair recognizes the Senator from Knox, Senator Miramant.

Senator **MIRAMANT:** Thank you, Madame Chair Pro Tem and members of the Senate. Just a little information. There were two bills. This is not the one I brought. It dealt with the fact that the signing of bonds by the Chief Executive put another tool for slowing the process of the Legislature and the people who had already brought some of these ideas, the Legislature voted to put them out and then they were held hostage. There are enough steps on the way for the Chief Executive to be involved and the Treasurer weighed in that he didn't see that the law said that the Chief Executive had to sign the bonds and looked like it was on its way to passage and, unfortunately, was recommended not to. From what I saw, it's just one comment that it could affect the bond rating. Not that it would, just that it could. Nobody really knew and it was late in the session and everything's wrapping up, and in a hurry, and even the sponsor of this one was pointing out that it should have probably had taken out the anybody related to the Chief Executive so it still couldn't be a bargaining point because there was still a signature required by someone who's appointed by the Chief Executive. So, it just seemed like at the end, after one part of this being moved to pass, a couple of questions came up. There was no time and then it became a Majority Ought Not to Pass. You'll remember this, it's not going to be a party thing. It has been in our short memory that these bonds were held up. They're approved and they ended up dying

and just in spite to try to get something else done, or that might be impugning someone who I'm not mentioning. So, I'll stop there. Thank you.

THE PRESIDENT PRO TEM: The Chair recognizes the Senator from Penobscot, Senator Baldacci.

Senator **BALDACCI:** Thank you, Madame Chair. I just want to indicate that I'm going to be voting against the Ought Not to Pass. I concur with the remarks of Senator Miramant and also appreciate the leadership of Senator Bailey. The Chief Executive - the bonds are approved by the voters, two-thirds of the Legislature and the voters. This should be an act - the Governor is to sign these bonds, it should be an act that is administrative and not in his discretion to veto. I don't believe anybody intended for the Governor to have a right to veto bond issues passed by the Legislature and by the voters. I think that it causes disruption. It causes some level of chaos to the process. It undermines the public confidence in the Legislature and it's a situation that should not be repeated. So, I'll be voting against this motion and for the Minority Report.

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

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#690)

YEAS: Senators: BENNETT, BLACK, BREEN, BRENNER, CARNEY, CHIPMAN, CLAXTON, CYRWAY, DAUGHTRY, DAVIS, DESCHAMBAULT, DIAMOND, DILL, FARRIN, KEIM, LIBBY, MOORE, POULIOT, ROSEN, STEWART, TIMBERLAKE, WOODSOME, PRESIDENT PRO TEM VITELLI

NAYS: Senators: BAILEY, BALDACCI, CURRY, HICKMAN, LAWRENCE, MAXMIN, MIRAMANT, RAFFERTY, SANBORN

EXCUSED: Senators: GUERIN, JACKSON

23 Senators having voted in the affirmative and 9 Senators having voted in the negative, with 2 Senators being excused, the motion by Senator **DAUGHTRY** of Cumberland to **ACCEPT** the Majority **OUGHT NOT TO PASS** Report **PREVAILED**.

Divided Report

The Majority of the Committee on **EDUCATION AND CULTURAL AFFAIRS** on Bill "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

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-896)**.

Signed:

Senators:

RAFFERTY of York
DAUGHTRY of Cumberland
WOODSOME of York

Representatives:

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

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

Signed:

Representative:

SAMPSON of Alfred

Comes from the House with the Majority **OUGHT TO PASS AS AMENDED** Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-896)**.

Reports **READ**.

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

Bill **READ ONCE**.

Committee Amendment "A" (H-896) **READ** and **ADOPTED**, in concurrence.

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

Divided Report

The Majority of the Committee on **HEALTH AND HUMAN SERVICES** on Bill "An Act To Increase the Availability of Nasal Naloxone in Community Settings"

H.P. 1044 L.D. 1428

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-876)**.

Signed:

Senators:

CLAXTON of Androscoggin
BALDACCI of Penobscot
MOORE of Washington

Representatives:

MEYER of Eliot
CRAVEN of Lewiston
GRIFFIN of Levant
JAVNER of Chester
MADIGAN of Waterville
PERRY of Calais
STOVER of Boothbay
ZAGER of Portland

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

Signed:

Representatives:

CONNOR of Lewiston
LEMELIN of Chelsea

Comes from the House with the Majority **OUGHT TO PASS AS AMENDED** Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-876)**.

Reports **READ**.

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

Bill **READ ONCE**.

Committee Amendment "A" (H-876) **READ** and **ADOPTED**, in concurrence.

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

Divided Report

The Majority of the Committee on **HEALTH AND HUMAN SERVICES** on Bill "An Act To Ensure Support for Adults with Intellectual Disabilities or Autism with High Behavioral Need" (EMERGENCY)

H.P. 1171 L.D. 1574

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-881)**.

Signed:

Senator:

BALDACCI of Penobscot

Representatives:

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

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

Signed:

Senators:

CLAXTON of Androscoggin
MOORE of Washington

Representatives:

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

Comes from the House with the Majority **OUGHT TO PASS AS AMENDED** Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-881)**.

Reports **READ**.

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

Senator **BENNETT** of Oxford requested a Division.

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

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#691)

YEAS: Senators: BAILEY, BALDACCI, BENNETT, BLACK, BREEN, BRENNER, CARNEY, CHIPMAN, CLAXTON, CURRY, CYRWAY, DAUGHTRY, DAVIS, DESCHAMBAULT, DIAMOND, DILL, FARRIN, HICKMAN, KEIM, LAWRENCE, LIBBY, MAXMIN, MIRAMANT, MOORE, POULIOT, RAFFERTY, ROSEN, SANBORN, STEWART, TIMBERLAKE, WOODSOME, PRESIDENT PRO TEM VITELLI

NAYS: Senators: None

EXCUSED: Senators: GUERIN, JACKSON

32 Senators having voted in the affirmative and no Senators having voted in the negative, with 2 Senators being excused, the motion by Senator **CLAXTON** of Androscoggin to **ACCEPT** the Majority **OUGHT TO PASS AS AMENDED** Report, in concurrence, **PREVAILED**.

Bill **READ ONCE**.

Committee Amendment "A" (H-881) **READ** and **ADOPTED**, in concurrence.

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

Divided Report

The Majority of the Committee on **HEALTH COVERAGE, INSURANCE AND FINANCIAL SERVICES** on Bill "An Act To Expand Adult Dental Health Insurance Coverage" H.P. 317 L.D. 441

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

Signed:

Senators:

SANBORN of Cumberland
BRENNER of Cumberland
STEWART of Aroostook

Representatives:

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

The Minority of the same Committee on the same subject reported that the same **Ought To Pass as Amended by Committee Amendment "A" (H-891)**.

Signed:

Representative:

BROOKS of Lewiston

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

Reports **READ**.

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

Divided Report

The Majority of the Committee on **HEALTH COVERAGE, INSURANCE AND FINANCIAL SERVICES** on Bill "An Act To Provide Access to Fertility Care"

H.P. 1144 L.D. 1539

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-865)**.

Signed:

Senators:

SANBORN of Cumberland
BRENNER of Cumberland

Representatives:

TEPLER of Topsham
ARFORD of Brunswick
BROOKS of Lewiston
EVANS of Dover-Foxcroft
MATHIESON of Kittery

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

Signed:

Senator:

STEWART of Aroostook

Representatives:

BLIER of Buxton
CONNOR of Lewiston
MELARAGNO of Auburn
MORRIS of Turner
QUINT of Hodgdon

Comes from the House with the Majority **OUGHT TO PASS AS AMENDED** Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-865)**.

Reports **READ**.

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

Divided Report

The Majority of the Committee on **INLAND FISHERIES AND WILDLIFE** on Bill "An Act To Improve Boating Safety on Maine Waters"

H.P. 1234 L.D. 1663

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-879)**.

Signed:

Senators:

DILL of Penobscot
BLACK of Franklin
CURRY of Waldo

Representatives:

LANDRY of Farmington
ALLEY of Beals
HEPLER of Woolwich
LYFORD of Eddington
MARTIN of Sinclair
MASON of Lisbon
NADEAU of Winslow
THERIAULT of China

The Minority of the same Committee on the same subject reported that the same **Ought To Pass as Amended by Committee Amendment "B" (H-880)**.

Signed:

Representative:

ORDWAY of Standish

Comes from the House with the Majority **OUGHT TO PASS AS AMENDED BY COMMITTEE AMENDMENT "A" (H-879)** Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-879)**.

Reports **READ**.

On motion by Senator **DILL** of Penobscot, the Majority **OUGHT TO PASS AS AMENDED BY COMMITTEE AMENDMENT "A" (H-879)** Report **ACCEPTED**, in concurrence.

Bill **READ ONCE**.

Committee Amendment "A" (H-879) **READ** and **ADOPTED**, in concurrence.

Under suspension of the Rules, **READ A SECOND TIME** and **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-879)**, in concurrence.

Divided Report

The Majority of the Committee on **JUDICIARY** on Bill "An Act To Amend the Maine Parentage Act with Regard to Presumed Parentage"

H.P. 1458 L.D. 1958

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

Signed:

Senators:

CARNEY of Cumberland
SANBORN of Cumberland

Representatives:

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

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

Signed:

Senator:

KEIM of Oxford

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** Report.)

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

Reports **READ**.

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

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

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#692)

YEAS: Senators: BAILEY, BALDACCI, BREEN, BRENNER, CARNEY, CHIPMAN, CLAXTON, CURRY, DAUGHTRY, DESCHAMBAULT, DIAMOND, DILL, HICKMAN, LAWRENCE, LIBBY, MAXMIN, MIRAMANT, RAFFERTY, SANBORN, PRESIDENT PRO TEM VITELLI

NAYS: Senators: BENNETT, BLACK, CYRWAY, DAVIS, FARRIN, KEIM, MOORE, POULIOT, ROSEN, STEWART, TIMBERLAKE, WOODSOME

EXCUSED: Senators: GUERIN, JACKSON

20 Senators having voted in the affirmative and 12 Senators having voted in the negative, with 2 Senators being excused, the motion by Senator **CARNEY** of Cumberland to **ACCEPT** the Majority **OUGHT TO PASS** Report, in concurrence, **PREVAILED**.

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

Divided Report

The Majority of the Committee on **LABOR AND HOUSING** on Bill "An Act To Clarify the Laws Related to the Use of Medical Marijuana and Workers' Compensation" (EMERGENCY) H.P. 1391 L.D. 1881

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

Signed:

Senators:

DAUGHTRY of Cumberland
GUERIN of Penobscot

Representatives:

SYLVESTER of Portland
BRADSTREET of Vassalboro
CUDDY of Winterport
DRINKWATER of Milford
GERE of Kennebunkport
MORRIS of Turner
PEBORTH of Blue Hill
ROEDER of Bangor

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

Signed:

Representative:

WARREN of Scarborough

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

Reports **READ**.

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

Divided Report

The Majority of the Committee on **LABOR AND HOUSING** on Bill "An Act To Create Affordable Agricultural Homesteads" (EMERGENCY)

H.P. 1394 L.D. 1884

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

Signed:

Senators:

DAUGHTRY of Cumberland
GUERIN of Penobscot
HICKMAN of Kennebec

Representatives:

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

The Minority of the same Committee on the same subject reported that the same **Ought To Pass as Amended by Committee Amendment "A" (H-889)**.

Signed:

Representatives:

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

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

Reports **READ**.

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

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

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#693)

YEAS: Senators: BAILEY, BALDACCI, BENNETT, BREEN, BRENNER, CARNEY, CHIPMAN, CLAXTON, CURRY, DAUGHTRY, DESCHAMBAULT, DIAMOND, DILL, HICKMAN, KEIM, LAWRENCE, LIBBY, MAXMIN, MIRAMANT, MOORE, POULIOT, RAFFERTY, ROSEN, SANBORN, PRESIDENT PRO TEM VITELLI

NAYS: Senators: BLACK, CYRWAY, DAVIS, FARRIN, STEWART, TIMBERLAKE, WOODSOME

EXCUSED: Senators: GUERIN, JACKSON

25 Senators having voted in the affirmative and 7 Senators having voted in the negative, with 2 Senators being excused, the motion by Senator **DAUGHTRY** of Cumberland to **ACCEPT** the Majority **OUGHT NOT TO PASS** Report, in concurrence, **PREVAILED**.

Divided Report

The Majority of the Committee on **LABOR AND HOUSING** on Bill "An Act To Implement Certain Recommendations of the Committee To Study the Feasibility of Creating Basic Income Security"

H.P. 1484 L.D. 1997

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-877)**.

Signed:

Senators:

DAUGHTRY of Cumberland
HICKMAN of Kennebec

Representatives:

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

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

Signed:

Senator:

GUERIN of Penobscot

Representatives:

BRADSTREET of Vassalboro
MORRIS of Turner
PRESCOTT of Waterboro

Comes from the House with the Majority **OUGHT TO PASS AS AMENDED** Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-877)**.

Reports **READ**.

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

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

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#694)

YEAS: Senators: BAILEY, BALDACCI, BREEN, BRENNER, CARNEY, CHIPMAN, CLAXTON, CURRY, DAUGHTRY, DESCHAMBAULT, DIAMOND, DILL, HICKMAN, LAWRENCE, LIBBY, MIRAMANT, RAFFERTY, SANBORN, PRESIDENT PRO TEM VITELLI

NAYS: Senators: BENNETT, BLACK, CYRWAY, DAVIS, FARRIN, KEIM, MAXMIN, MOORE, POULIOT, ROSEN, STEWART, TIMBERLAKE, WOODSOME

EXCUSED: Senators: GUERIN, JACKSON

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

Bill **READ ONCE**.

Committee Amendment "A" (H-877) **READ** and **ADOPTED**, in concurrence.

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

Divided Report

Nine members of the Committee on **ENVIRONMENT AND NATURAL RESOURCES** on Bill "An Act To Improve Solid Waste Management"

H.P. 180 L.D. 259

Reported in Report "**A**" that the same **Ought to Pass as Amended by Committee Amendment "A" (H-882)**.

Signed:

Senators:
BRENNER of Cumberland
CARNEY of Cumberland

Representatives:
TUCKER of Brunswick
BELL of Yarmouth
BLUME of York
BOYLE of Gorham
DOUDERA of Camden
GRAMLICH of Old Orchard Beach
ZEIGLER of Montville

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

Signed:

Representatives:
HANLEY of Pittston
O'CONNOR of Berwick
TUELL of East Machias

One member of the same Committee on the same subject reported in Report "**C**" that the same **Ought to Pass as Amended by Committee Amendment "B" (H-883)**.

Signed:

Senator:
BENNETT of Oxford

Comes from the House with Report "**A**", **OUGHT TO PASS AS AMENDED BY COMMITTEE AMENDMENT "A" (H-882)**, **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-882)**.

Reports **READ**.

Senator **BRENNER** of Cumberland moved the Senate **ACCEPT** Report "**A**", **OUGHT TO PASS AS AMENDED BY COMMITTEE AMENDMENT "A" (H-882)**, in concurrence.

Senator **BENNETT** of Oxford moved to **INDEFINITELY POSTPONE** the Bill and accompanying papers, in **NON-CONCURRENCE**.

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

THE PRESIDENT PRO TEM: The Chair recognizes the Senator from Oxford, Senator Bennett.

Senator **BENNETT**: Thank you, Madame President. I want to explain something about this bill. This bill was introduced as a concept draft. The sponsor's purpose in this was to relieve municipalities of some of the hassles of solid waste issues that they have to deal with. The bill was carried over into the Second Regular Session and it was now before us in this mixed form. There are eleven categories of solid waste and this bill would pick one of those categories, municipal solid waste, and increase the fee.

THE PRESIDENT PRO TEM: The Chair recognizes the Senator from York, Senator Lawrence.

Senator **LAWRENCE**: What motion are we on?

THE PRESIDENT PRO TEM: We are on the motion to Indefinitely Postpone.

Senator **LAWRENCE**: Just a Parliamentary inquiry. Is it in order to debate the substance of a bill on Indefinite Postponement?

THE PRESIDENT PRO TEM: The Chair would say that yes, it is appropriate since we're dealing with the substance of the bill's final determination. The Senator from Oxford may proceed.

Senator **BENNETT**: Thank you, Madame President. So, this bill was introduced, as I said, with the purpose of helping municipalities and now we find ourselves in a position of possibly passing a bill that would actually punish municipalities by increasing the fees on their solid waste. There are eleven categories of waste dealt with in this section of statutes. This bill represents a haphazard approach to setting fees relating to solid waste and so, for that reason, I don't believe that we should single out municipal solid waste for a fee increase here. We should take a more wholistic view. The committee discussed this at length. I was hoping the committee would go in that direction. It did not and so I stand before you asking to, regretfully, Indefinitely Postpone this bill so that a future Legislature can take this issue up and deal with it in a more wholistic way. Thank you, Madame President.

THE PRESIDENT PRO TEM: The Chair recognizes the Senator from Cumberland, Senator Brenner.

Senator **BRENNER**: Thank you, Madame President. I want to read a letter that came from one of my constituents, James Hager. He's a Gorham Town Councilor. 'I write urging you to vote in support of L.D. 259, An Act to Improve Solid Waste Management. I serve in municipal government in Maine and our town is a member community of EcoMaine. In both capacities, we've made solid waste leadership a high priority, closely following the solid waste hexarchy that has guided the state of Maine for decades. We do so because it is vitally important to first use the highest realms of the hexarchy. Landfilling should be the last resort instead of the first. The financial incentives in Maine point to landfilling is the cheapest alternative, which in practice turns these best practices on their head. The financial incentive to enforce the hexarchy needs leadership now, especially as landfills elsewhere in the country are filling up. L.D. 259 will disincentivize landfilling with an increase of just \$1 per ton, raising revenues for Maine cities and towns so that they can put into place these higher, better strategies, reduction, reuse, recycling, and compost and digestion, so that landfilling is truly the last resort for Maine's landscape. Given the average waste production by Mainers, this works out to be 63¢ annually per person and as waste diversion increases the cost goes down even more. By charging for out-of-state waste but leaving the benefits of the programs' funding for Maine's municipalities, towns can strengthen their diversion programs while discouraging the waste coming in from elsewhere. It is important to note, too, that rural communities will benefit from L.D. 259 as much or more as those communities closer to population centers. Municipalities that currently do not have, or cannot afford, strategies other than landfills will find new and impactful resources to compost or recycle when they may not have had the capacity to do so before. In my role in local government, I've seen firsthand the impact that waste diversion can have for a community of our size. Jim Hager, Gorham Town Councilor.' I just want to add that this raises \$796,000 annually for the Municipal Solid Waste Management Fund, all of which is available to towns to build their recycling capacity. Thank you.

THE PRESIDENT PRO TEM: The Chair recognizes the Senator from Cumberland, Senator Breen.

Senator **BREEN**: Thank you, Madame President Pro Tem. I just wanted to echo the sentiments that we just heard from Senator

Brenner. I also have town managers in my district who have been reaching out, urging me to vote in support of this legislation. Thank you.

THE PRESIDENT PRO TEM: The pending question before the Senate is Indefinite Postponement of the Bill and accompanying papers. Is the Senate ready for the question?

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#695)

YEAS: Senators: BENNETT, BLACK, CYRWAY, DAVIS, FARRIN, KEIM, LIBBY, MOORE, POULIOT, ROSEN, STEWART, TIMBERLAKE

NAYS: Senators: BAILEY, BALDACCI, BREEN, BRENNER, CARNEY, CHIPMAN, CLAXTON, CURRY, DAUGHTRY, DESCHAMBAULT, DIAMOND, DILL, HICKMAN, LAWRENCE, MAXMIN, MIRAMANT, RAFFERTY, SANBORN, WOODSOME, PRESIDENT PRO TEM VITELLI

EXCUSED: Senators: GUERIN, JACKSON

12 Senators having voted in the affirmative and 20 Senators having voted in the negative, with 2 Senators being excused, the motion by Senator **BENNETT** of Oxford to **INDEFINITELY POSTPONE** the Bill and accompanying papers, in **NON-CONCURRENCE, FAILED**.

The motion before the Senate was Acceptance of Report "A", Ought to Pass as Amended by Committee Amendment "A" (H-882), in concurrence.

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

THE PRESIDENT PRO TEM: The Chair recognizes the Senator from Androskoggin, Senator Timberlake.

Senator **TIMBERLAKE**: Thank you, Madame President. I rise in opposition of the pending motion due to the fact, again, that this is another fee increase on the citizens of the state of Maine and I won't be supporting it for those reasons.

THE PRESIDENT PRO TEM: The Chair recognizes the Senator from Cumberland, Senator Daughtry.

Senator **DAUGHTRY**: Thank you, Madame President Pro Tem. Ladies and gentlemen of the Senate, I rise in strong support of the pending motion. I want to echo the good comments from my fellow Senator from Cumberland. This may be a small fee per year but, honestly, it's going to end up saving taxpayers a heck of a lot more money. It's one of those, you know, net gains where if you ask - I can't think of a single municipality in this state that's not suffering through figuring out how to handle our waste streams. In my own community, my hometown of Brunswick, we're trying to figure out how to deal with glass. We've not been

able to find a way. We had to close our landfill. We're already struggling having a fee per bag for our trash and we can't find a way to build the infrastructure currently to be able to process our needs and increase our recycling. Something like this would enable municipalities like Brunswick to be able to build infrastructure, look at other ways to be able to deal with what's in front of us with our waste and, honestly, would end up saving property taxpayers a heck of a lot of money. Well, a lot more money. So, if I think of a 63¢ investment, not a fee, in making sure that we are able to take care of our waste, I think that's a pretty good deal for Maine.

THE PRESIDENT PRO TEM: The pending question before the Senate is Acceptance of Report "A", Ought to Pass as Amended by Committee Amendment "A" (H-882), in concurrence. Is the Senate ready for the question?

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#696)

YEAS: Senators: BAILEY, BALDACCI, BREEN, BRENNER, CARNEY, CHIPMAN, CLAXTON, CURRY, DAUGHTRY, DESCHAMBAULT, DIAMOND, DILL, HICKMAN, LAWRENCE, LIBBY, MAXMIN, MIRAMANT, RAFFERTY, SANBORN, WOODSOME, PRESIDENT PRO TEM VITELLI

NAYS: Senators: BENNETT, BLACK, CYRWAY, DAVIS, FARRIN, KEIM, MOORE, POULIOT, ROSEN, STEWART, TIMBERLAKE

EXCUSED: Senators: GUERIN, JACKSON

21 Senators having voted in the affirmative and 11 Senators having voted in the negative, with 2 Senators being excused, the motion by Senator **BRENNER** of Cumberland to **ACCEPT** Report "A", **OUGHT TO PASS AS AMENDED BY COMMITTEE AMENDMENT "A" (H-882)**, in concurrence, **PREVAILED**.

Bill **READ ONCE**.

Committee Amendment "A" (H-882) **READ** and **ADOPTED**, in concurrence.

Under suspension of the Rules, **READ A SECOND TIME** and **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-882)**, in concurrence.

Senate

Ought to Pass As Amended

Senator DILL for the Committee on **AGRICULTURE, CONSERVATION AND FORESTRY** on Bill "An Act To Protect Public Lands"

S.P. 343 L.D. 1075

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

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

Bill **READ ONCE**.

Committee Amendment "A" (S-493) **READ** and **ADOPTED**.

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

Sent down for concurrence.

Senator LAWRENCE for the Committee on **ENERGY, UTILITIES AND TECHNOLOGY** on Bill "An Act Regarding Energy, Utilities and Technology"

S.P. 143 L.D. 337

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-507)**.

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

Bill **READ ONCE**.

Committee Amendment "A" (S-507) **READ** and **ADOPTED**.

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

Sent down for concurrence.

Senator LAWRENCE for the Committee on **ENERGY, UTILITIES AND TECHNOLOGY** on Bill "An Act To Create Needed Broadband Infrastructure in Rural Maine through the Establishment of a Satellite-based Broadband Grant Program"

S.P. 368 L.D. 1107

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

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

Bill **READ ONCE**.

Committee Amendment "A" (S-496) **READ** and **ADOPTED**.

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

Sent down for concurrence.

Senator SANBORN for the Committee on **HEALTH COVERAGE, INSURANCE AND FINANCIAL SERVICES** on Bill "An Act To Maintain Maine's System of Therapeutic Foster Care for Children through the Creation of a Nonprofit Risk Indemnification Trust" (EMERGENCY)

S.P. 57 L.D. 794

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-501)**.

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

Bill **READ ONCE**.

Committee Amendment "A" (S-501) **READ** and **ADOPTED**.

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

Sent down for concurrence.

Senator SANBORN for the Committee on **HEALTH COVERAGE, INSURANCE AND FINANCIAL SERVICES** on Bill "An Act To Make Individual and Small Group Health Insurance More Affordable in Certain High-premium Counties"

S.P. 428 L.D. 1331

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-487)**.

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

Bill **READ ONCE**.

Committee Amendment "A" (S-487) **READ** and **ADOPTED**.

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

Sent down for concurrence.

Senator SANBORN for the Committee on **HEALTH COVERAGE, INSURANCE AND FINANCIAL SERVICES** on Bill "An Act To Reduce Prescription Drug Costs by Using International Pricing"

S.P. 520 L.D. 1636

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-488)**.

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

Bill **READ ONCE**.

Committee Amendment "A" (S-488) **READ** and **ADOPTED**.

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

Sent down for concurrence.

Senator DAUGHTRY for the Committee on **LABOR AND HOUSING** on Resolve, To Extend the Commission To Develop a Paid Family and Medical Leave Benefits Program (EMERGENCY)

S.P. 688 L.D. 1952

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-491)**.

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

Resolve **READ ONCE**.

Committee Amendment "A" (S-491) **READ** and **ADOPTED**. Under suspension of the Rules, **READ A SECOND TIME** and **PASSED TO BE ENGROSSED AS AMENDED**.

Sent down for concurrence.

Senator HICKMAN for the Committee on **VETERANS AND LEGAL AFFAIRS** on Bill "An Act To Create a Framework for Maine's Spirits Contract"

S.P. 608 L.D. 1750

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-490)**.

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

Bill **READ ONCE**.

Committee Amendment "A" (S-490) **READ** and **ADOPTED**.

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

Sent down for concurrence.

Senator HICKMAN for the Committee on **VETERANS AND LEGAL AFFAIRS** on Bill "An Act To Ensure Legislative Review of Rules for Maine's Medical Use of Marijuana Act" (EMERGENCY)

S.P. 622 L.D. 1784

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-503)**.

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

Bill **READ ONCE**.

Committee Amendment "A" (S-503) **READ** and **ADOPTED**.

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

Sent down for concurrence.

Divided Report

The Majority of the Committee on **AGRICULTURE, CONSERVATION AND FORESTRY** on Bill "An Act To Establish a Disaster Relief Fund for Potato Farmers Adversely Affected by Drought Conditions"

S.P. 717 L.D. 1998

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-504)**.

Signed:

Senators:

- DILL of Penobscot
- BLACK of Franklin
- MAXMIN of Lincoln

Representatives:

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

The Minority of the same Committee on the same subject reported that the same **Ought To Pass as Amended by Committee Amendment "B" (S-505)**.

Signed:

Representatives:

- O'NEIL of Saco
- OSHER of Orono

Reports **READ**.

Senator **DILL** of Penobscot moved the Senate **ACCEPT** the Majority **OUGHT TO PASS AS AMENDED BY COMMITTEE AMENDMENT "A" (S-504)** Report.

On further motion by same Senator, **TABLED** until Later in Today's Session, pending the motion by same Senator to **ACCEPT** the Majority **OUGHT TO PASS AS AMENDED BY COMMITTEE AMENDMENT "A" (S-504)** Report.

Divided Report

The Majority of the Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY** on Bill "An Act To Protect School Administration Officials from Harassment and Abuse"

S.P. 676 L.D. 1939

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

Signed:

Senators:

- DESCHAMBAULT of York
- CYRWAY of Kennebec

Representatives:

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

The Minority of the same Committee on the same subject reported that the same **Ought To Pass as Amended by Committee Amendment "A" (S-506)**.

Signed:

Representatives:

- LOOKNER of Portland
- MORALES of South Portland
- RECKITT of South Portland

Reports **READ**.

Senator **DESCHAMBAULT** of York moved the Senate **ACCEPT** the Majority **OUGHT NOT TO PASS** Report.

THE PRESIDENT PRO TEM: The Chair recognizes the Senator from York, Senator Deschambault.

Senator **DESCHAMBAULT:** Thank you. You know, the title's kind of scary for us to Ought Not to Pass on a title, An Act to Protect School Administration Officials from Harassment and Abuse. I looked forward to that, the testimony was quite powerful. We heard testimony from a superintendent, a principal not even near where this had occurred, teachers, and school board members. I wish to read this letter that we all, members of Criminal Justice and Public Safety, said had to be written. This is addressed to Rick Desjardins. He is the Director of the Maine Criminal Justice Academy. 'This session, the Criminal Justice and Public Safety Committee considered L.D. 1939. Although a majority of the committee ultimately voted Ought Not to Pass on L.D. 1939, in our discussion of the bill a number of important questions were raised regarding the protections from harassment and abuse afforded to school administrators, staff, school board members under our existing laws. Supporters of the bill described to us a number of recent incidences where school board members, in particular, have been subject to behavior from members of the public, both during and outside the board meetings. That, based on the information provided to us, may have crossed the line of conduct that could constitute criminal behavior under the Maine Criminal Code provisions on harassment, obstructing government administration, or improper influence. To ensure that our school officials and educators are protected under our existing laws from these harassing and

abusive behaviors, we would respectfully request that you, as a Director of the Maine Criminal Justice Academy, review your existing curriculum to consider what additional training or resources can be incorporated to specifically address the issue of harassment and abuse of school administrators, staff, and board members and protections afforded to those individuals by our existing laws.' This was met respectfully by the Director and the Commissioner of Public Safety and they will be discussing this at their Board of Trustees meeting. Thank you very much.

On motion by Senator **DESCHAMBAULT** of York, the Majority **OUGHT NOT TO PASS** Report **ACCEPTED**.

Sent down for concurrence.

Divided Report

The Majority of the Committee on **EDUCATION AND CULTURAL AFFAIRS** on Bill "An Act To Amend the Regional Adjustment Index To Ensure School Districts Do Not Receive Less than the State Average for Teacher Salaries"

S.P. 121 L.D. 270

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-486)**.

Signed:

Senators:

- RAFFERTY of York
- DAUGHTRY of Cumberland
- WOODSOME of York

Representatives:

- BRENNAN of Portland
- DODGE of Belfast
- LYMAN of Livermore Falls
- McCREA of Fort Fairfield
- MILLETT of Cape Elizabeth
- ROCHE of Wells
- SALISBURY of Westbrook
- SAMPSON of Alfred
- STEARNS of Guilford

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

Signed:

Representative:

- CROCKETT of Portland

Reports **READ**.

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

Bill **READ ONCE**.

Committee Amendment "A" (S-486) **READ** and **ADOPTED**.

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

Sent down for concurrence.

Divided Report

The Majority of the Committee on **EDUCATION AND CULTURAL AFFAIRS** on Bill "An Act To Maintain the Current Level of Education Funding" (EMERGENCY)

S.P. 393 L.D. 1207

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-485)**.

Signed:

Senators:

- RAFFERTY of York
- DAUGHTRY of Cumberland
- WOODSOME of York

Representatives:

- BRENNAN of Portland
- CROCKETT of Portland
- DODGE of Belfast
- LYMAN of Livermore Falls
- McCREA of Fort Fairfield
- MILLETT of Cape Elizabeth
- ROCHE of Wells
- SALISBURY of Westbrook
- STEARNS of Guilford

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

Signed:

Representative:

- SAMPSON of Alfred

Reports **READ**.

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

Bill **READ ONCE**.

Committee Amendment "A" (S-485) **READ** and **ADOPTED**.

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

Sent down for concurrence.

Divided Report

The Majority of the Committee on **ENERGY, UTILITIES AND TECHNOLOGY** on Resolve, To Review the Effects of the Deregulation of Maine Utilities

S.P. 348 L.D. 1079

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

Signed:

Senators:

LAWRENCE of York
VITELLI of Sagadahoc

Representatives:

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

The Minority of the same Committee on the same subject reported that the same **Ought To Pass as Amended by Committee Amendment "A" (S-489)**.

Signed:

Senator:

STEWART of Aroostook

Representatives:

CARLOW of Buxton
FOSTER of Dexter
WADSWORTH of Hiram

Reports **READ**.

Senator **LAWRENCE** of York moved the Senate **ACCEPT** the Majority **OUGHT NOT TO PASS** Report.

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

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#697)

YEAS: Senators: BAILEY, BALDACCI, BREEN, BRENNER, CARNEY, CHIPMAN, CLAXTON, CURRY, DAUGHTRY, DESCHAMBAULT, DIAMOND, DILL, HICKMAN, LAWRENCE, LIBBY, MAXMIN, MIRAMANT, RAFFERTY, SANBORN, PRESIDENT PRO TEM VITELLI

NAYS: Senators: BENNETT, BLACK, CYRWAY, DAVIS, FARRIN, KEIM, MOORE, POULIOT, ROSEN, STEWART, TIMBERLAKE, WOODSOME

EXCUSED: Senators: GUERIN, JACKSON

20 Senators having voted in the affirmative and 12 Senators having voted in the negative, with 2 Senators being excused, the motion by Senator **LAWRENCE** of York to **ACCEPT** the Majority **OUGHT TO NOT PASS** Report **PREVAILED**.

Sent down for concurrence.

Divided Report

The Majority of the Committee on **ENERGY, UTILITIES AND TECHNOLOGY** on Bill "An Act To Transition State and Local Motor Vehicle Fleets to 100 Percent Zero-emission Vehicles" S.P. 456 L.D. 1579

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

Signed:

Senators:

LAWRENCE of York
VITELLI of Sagadahoc

Representatives:

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

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

Signed:

Senator:

STEWART of Aroostook

Representatives:

FOSTER of Dexter
WADSWORTH of Hiram

Reports **READ**.

Senator **LAWRENCE** of York moved the Senate **ACCEPT** the Majority **OUGHT TO PASS AS AMENDED** Report.

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

On motion by Senator **DAUGHTRY** of Cumberland, **TABLED** until Later in Today's Session, pending the motion by Senator **LAWRENCE** of York to **ACCEPT** the Majority **OUGHT TO PASS AS AMENDED** Report. (Roll Call Ordered)

Divided Report

The Majority of the Committee on **ENERGY, UTILITIES AND TECHNOLOGY** on Bill "An Act To Support Municipal Broadband Infrastructure through Incentives and Competition"
S.P. 664 L.D. 1894

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-483)**.

Signed:

Senators:
LAWRENCE of York
VITELLI of Sagadahoc

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

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

Signed:

Senator:
STEWART of Aroostook

Representatives:
FOSTER of Dexter
WADSWORTH of Hiram

Reports **READ**.

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

Bill **READ ONCE**.

Committee Amendment "A" (S-483) **READ** and **ADOPTED**.

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

Sent down for concurrence.

Divided Report

The Majority of the Committee on **HEALTH COVERAGE, INSURANCE AND FINANCIAL SERVICES** on Bill "An Act To Ensure Access to Prescription Contraceptives"
S.P. 691 L.D. 1954

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-499)**.

Signed:

Senators:
SANBORN of Cumberland
BRENNER of Cumberland

Representatives:
TEPLER of Topsham
ARFORD of Brunswick
BROOKS of Lewiston
EVANS of Dover-Foxcroft
MATHIESON of Kittery
MELARAGNO of Auburn

The Minority of the same Committee on the same subject reported that the same **Ought To Pass as Amended by Committee Amendment "B" (S-500)**.

Signed:

Senator:
STEWART of Aroostook

Representatives:
BLIER of Buxton
CONNOR of Lewiston
MORRIS of Turner
QUINT of Hodgdon

Reports **READ**.

On motion by Senator **SANBORN** of Cumberland, the Majority **OUGHT TO PASS AS AMENDED BY COMMITTEE AMENDMENT "A" (S-499)** Report **ACCEPTED**.

Bill **READ ONCE**.

Committee Amendment "A" (S-499) **READ** and **ADOPTED**.

Under suspension of the Rules, **READ A SECOND TIME** and **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-499)**.

Sent down for concurrence.

Divided Report

The Majority of the Committee on **INNOVATION, DEVELOPMENT, ECONOMIC ADVANCEMENT AND BUSINESS** on Bill "An Act To Establish the Maine Space Corporation"
S.P. 678 L.D. 1923

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-502)**.

Signed:

MORIARTY of Cumberland
RECKITT of South Portland
SHEEHAN of Biddeford

Senators:

CURRY of Waldo
CYRWAY of Kennebec
RAFFERTY of York

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

Representatives:

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

Signed:

Senator:

KEIM of Oxford

Representatives:

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

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

(Representative NEWELL of the Passamaquoddy Tribe - of the House - supports the Majority **Ought To Pass as Amended** Report.)

Signed:

Representatives:

ANDREWS of Paris
DUCHARME of Madison

Reports **READ**.

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

Reports **READ**.

THE PRESIDENT PRO TEM: The Chair recognizes the Senator from Cumberland, Senator Carney.

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

Senator **CARNEY**: Thank you very much. Colleagues, I just wanted to tell you a little bit about this legislation. This is a bill that was requested by the Judicial Branch. Current law requires bail commissioners to set bail and execute a bond at all hours of the day and night and regardless of whether the incarcerated person is able to pay the \$60 fee. The situation is unfair and it's also impacted our judicial system by making it very difficult to retain bail commissioners. The number of bail commissioners has decreased by nearly half in the last ten years and when the Judicial Branch has advertised for people to fill those vacant positions no one has even answered the ads. This bill would make - would require the Judicial Branch to pay bail commissioners for their work. Bail commissioners serve an important function. They allow people to be eligible for bail so that they can return to work, their families, and necessary medical care. Bail also reduces the number of people in jail at public expense. So, I urge you to support the pending motion. This bill will protect a defendant's liberty interest, ensure that bail commissioners are fairly paid, and make it possible for the Judicial Branch to recruit and retain bail commissioners. Thank you.

Bill **READ ONCE**.

Committee Amendment "A" (S-502) **READ** and **ADOPTED**.

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

Sent down for concurrence.

Divided Report

The Majority of the Committee on **JUDICIARY** on Bill "An Act To Eliminate Conflicts of Interest with Respect to the Payment of Fees to Bail Commissioners"

S.P. 612 L.D. 1856

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

Signed:

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

Senators:

CARNEY of Cumberland
SANBORN of Cumberland

THE PRESIDENT PRO TEM: The pending question before the Senate is Acceptance of the Majority Ought to Pass as Amended Report. Is the Senate ready for the question?

Representatives:

HARNETT of Gardiner
BABBIDGE of Kennebec
EVANGELOS of Friendship

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#698)

YEAS: Senators: BAILEY, BALDACCI, BREEN, BRENNER, CARNEY, CHIPMAN, CLAXTON, CURRY, DAUGHTRY, DESCHAMBAULT, DIAMOND, DILL, HICKMAN, LAWRENCE, LIBBY, MAXMIN, MIRAMANT, RAFFERTY, SANBORN, PRESIDENT PRO TEM VITELLI

NAYS: Senators: BENNETT, BLACK, CYRWAY, DAVIS, FARRIN, KEIM, MOORE, POULIOT, ROSEN, STEWART, TIMBERLAKE, WOODSOME

EXCUSED: Senators: GUERIN, JACKSON

20 Senators having voted in the affirmative and 12 Senators having voted in the negative, with 2 Senators being excused, the motion by Senator **CARNEY** of Cumberland to **ACCEPT** the Majority **OUGHT TO PASS AS AMENDED** Report **PREVAILED**.

Bill **READ ONCE**.

Committee Amendment "A" (S-497) **READ** and **ADOPTED**.

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

Sent down for concurrence.

Divided Report

The Majority of the Committee on **LABOR AND HOUSING** on Resolve, To Review Barriers to Regional Solutions for Housing Choices

S.P. 408 L.D. 1240

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-492)**.

Signed:

Senators:
DAUGHTRY of Cumberland
HICKMAN of Kennebec

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

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

Signed:

Senator:
GUERIN of Penobscot

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

Reports **READ**.

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

THE PRESIDENT PRO TEM: The Chair recognizes the Senator from Cumberland, Senator Daughtry.

Senator **DAUGHTRY:** Thank you, Madame President. Ladies and gentlemen of the Senate, I just wanted to very quickly explain what this bill does. It's actually reissuing rather than reupping the prior Housing and Zoning Commission that we had, that had an amazing amount of bi-partisan work. The Labor and Housing Committee, in our discussions, it was very clear that there's a lot more to be done on housing in Maine and that the conversation wasn't over. So, this bill merely enables the commission to have another chance at it, another bite out of the apple, to really make a meaningful further examination of the barriers to housing in our state. I urge you to support my motion and I think it's a really important bill. Thank you.

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

THE PRESIDENT PRO TEM: The pending question before the Senate is Acceptance of the Majority Ought to Pass as Amended Report. Is the Senate ready for the question?

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#699)

YEAS: Senators: BAILEY, BALDACCI, BREEN, BRENNER, CARNEY, CHIPMAN, CLAXTON, CURRY, DAUGHTRY, DESCHAMBAULT, DIAMOND, DILL, HICKMAN, LAWRENCE, LIBBY, MAXMIN, MIRAMANT, RAFFERTY, SANBORN, PRESIDENT PRO TEM VITELLI

NAYS: Senators: BENNETT, BLACK, CYRWAY, DAVIS, FARRIN, KEIM, MOORE, POULIOT, ROSEN, STEWART, TIMBERLAKE, WOODSOME

EXCUSED: Senators: GUERIN, JACKSON

20 Senators having voted in the affirmative and 12 Senators having voted in the negative, with 2 Senators being excused, the motion by Senator **DAUGHTRY** of Cumberland to **ACCEPT** the Majority **OUGHT TO PASS AS AMENDED** Report **PREVAILED**.

Resolve **READ ONCE**.

Committee Amendment "A" (S-492) **READ** and **ADOPTED**.

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

Sent down for concurrence.

Divided Report

The Majority of the Committee on **LABOR AND HOUSING** on Bill "An Act To Help Alleviate Maine's Housing Shortage and Change the Membership of the Maine State Housing Authority" (EMERGENCY)

S.P. 699 L.D. 1961

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

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

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

Signed:

Senator:

GUERIN of Penobscot

Representatives:

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

Reports **READ**.

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

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

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#700)

YEAS: Senators: BAILEY, BALDACCI, BREEN, BRENNER, CARNEY, CHIPMAN, CLAXTON, CURRY, DAUGHTRY, DESCHAMBAULT, DIAMOND, DILL, HICKMAN, LAWRENCE, LIBBY, MAXMIN, MIRAMANT, RAFFERTY, SANBORN, PRESIDENT PRO TEM VITELLI

NAYS: Senators: BENNETT, BLACK, CYRWAY, DAVIS, FARRIN, KEIM, MOORE, POULIOT, ROSEN, STEWART, TIMBERLAKE, WOODSOME

EXCUSED: Senators: GUERIN, JACKSON

20 Senators having voted in the affirmative and 12 Senators having voted in the negative, with 2 Senators being excused, the motion by Senator **DAUGHTRY** of Cumberland to **ACCEPT** the Majority **OUGHT TO PASS AS AMENDED** Report **PREVAILED**.

Bill **READ ONCE**.

Committee Amendment "A" (S-498) **READ** and **ADOPTED**.

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

Sent down for concurrence.

Divided Report

Ten members of the Committee on **ENVIRONMENT AND NATURAL RESOURCES** on Bill "An Act To Protect the Health and Welfare of Maine Communities and Reduce Harmful Solid Waste"

S.P. 523 L.D. 1639

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

Signed:

Senators:

BRENNER of Cumberland
BENNETT of Oxford
CARNEY of Cumberland

Representatives:

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

Two members of the same Committee on the same subject reported in Report "B" that the same **Ought to Pass as Amended by Committee Amendment "B" (S-495)**.

Signed:

Representatives:

HANLEY of Pittston
O'CONNOR of Berwick

One member of the same Committee on the same subject reported in Report "C" that the same **Ought Not to Pass.**

Signed:

Representative:

TUELL of East Machias

Reports **READ.**

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

ENACTORS

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

Emergency Measure

An Act To Prohibit a Public Utility from Terminating or Disconnecting Service to a Public Safety Facility without Advance Notice and Approval

H.P. 1368 L.D. 1847
(C "A" H-861)

This being an Emergency Measure and having received the affirmative vote of 27 Members of the Senate, with 4 Senators having voted in the negative, and 27 being more than two-thirds of the entire elected Membership of the Senate, was **PASSED TO BE ENACTED** and, having been signed by the President Pro Tem, was presented by the Secretary to the Governor for approval.

Emergency Measure

An Act To Amend the Finance Authority of Maine Act To Allow for Remote Meetings

S.P. 606 L.D. 1854

This being an Emergency Measure and having received the affirmative vote of 31 Members of the Senate, with no Senators having voted in the negative, and 31 being more than two-thirds of the entire elected Membership of the Senate, was **PASSED TO BE ENACTED** and, having been signed by the President Pro Tem, was presented by the Secretary to the Governor for approval.

Emergency Measure

An Act To Restore Funding to the State's Tobacco Prevention and Control Program

H.P. 1378 L.D. 1868
(C "A" H-822)

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

Emergency Measure

An Act To Address the Economic Impact of Federal Closures on Maine's Fixed Gear Fishing Industry

H.P. 1405 L.D. 1898
(C "A" H-828)

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

Emergency Measure

An Act Regarding the Reapportionment of the Knox County Budget Committee Districts

H.P. 1491 L.D. 2005

This being an Emergency Measure and having received the affirmative vote of 31 Members of the Senate, with no Senators having voted in the negative, and 31 being more than two-thirds of the entire elected Membership of the Senate, was **PASSED TO BE ENACTED** and, having been signed by the President Pro Tem, was presented by the Secretary to the Governor for approval.

Emergency Measure

An Act To Allow County and Regional Communications Centers To Request Polygraph Examinations for Employees and Applicants for Employment

H.P. 1504 L.D. 2024
(C "A" H-843)

This being an Emergency Measure and having received the affirmative vote of 31 Members of the Senate, with no Senators having voted in the negative, and 31 being more than two-thirds of the entire elected Membership of the Senate, was **PASSED TO BE ENACTED** and, having been signed by the President Pro Tem, was presented by the Secretary to the Governor for approval.

Emergency Resolve

Resolve, To Establish the Commission To Develop a Pilot Program To Provide Legal Representation to Families in the Child Protection System

H.P. 1357 L.D. 1824
(C "A" H-875)

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

Emergency Resolve

Resolve, To Increase Oversight of the Child Welfare System

S.P. 605 L.D. 1853
(C "A" S-458)

This being an Emergency Measure and having received the affirmative vote of 31 Members of the Senate, with no Senators having voted in the negative, and 31 being more than two-thirds of the entire elected Membership of the Senate, was **FINALLY PASSED** and, having been signed by the President Pro Tem, was presented by the Secretary to the Governor for approval.

Emergency Resolve

Resolve, Regarding Legislative Review of Portions of Chapter 1: Adult Use Marijuana Program Rule, a Major Substantive Rule of the Department of Administrative and Financial Services, Office of Marijuana Policy

H.P. 1438 L.D. 1930

This being an Emergency Measure and having received the affirmative vote of 30 Members of the Senate, with 1 Senator having voted in the negative, and 30 being more than two-thirds of the entire elected Membership of the Senate, was **FINALLY PASSED** and, having been signed by the President Pro Tem, was presented by the Secretary to the Governor for approval.

Emergency Resolve

Resolve, Regarding Legislative Review of Portions of Chapter 115: The Credentialing of Education Personnel, a Major Substantive Rule of the State Board of Education

H.P. 1442 L.D. 1933
(C "A" H-858)

This being an Emergency Measure and having received the affirmative vote of 31 Members of the Senate, with no Senators having voted in the negative, and 31 being more than two-thirds of the entire elected Membership of the Senate, was **FINALLY PASSED** and, having been signed by the President Pro Tem, was presented by the Secretary to the Governor for approval.

Acts

An Act Regarding the Treatment of Vacation Time upon the Cessation of Employment

H.P. 160 L.D. 225
(C "A" H-871)

An Act To Update Dates and Committees of Jurisdiction for the State Government Evaluation Act Review of Agencies

H.P. 292 L.D. 408
(C "A" H-835)

An Act Regarding Pet Insurance

S.P. 186 L.D. 482
(C "A" S-460)

An Act To Direct the Department of Labor To Educate Business and Nonprofit Communities on Overtime Laws

H.P. 443 L.D. 607
(C "A" H-870)

An Act To Prevent Power Line Electrocutations

H.P. 608 L.D. 840
(C "A" H-839)

An Act To Give Municipalities More Options in Municipal Elections

H.P. 627 L.D. 859
(S "A" S-456 to C "A" H-813)

An Act To Improve Maritime Education in Maine

H.P. 1023 L.D. 1389
(C "A" H-857)

An Act To Aid Municipalities in the Issuance of Concealed Handgun Permits

H.P. 1062 L.D. 1446
(C "A" H-866)

An Act Regarding Dignity for Women in Correctional Facilities

H.P. 1276 L.D. 1721
(C "A" H-824)

An Act To Allow Pharmacists To Dispense an Emergency Supply of Chronic Maintenance Drugs

H.P. 1327 L.D. 1776
(C "A" H-842)

An Act To Provide Consistency in the Laws Regarding Domestic Partners

H.P. 1346 L.D. 1804
(C "A" H-838)

An Act To Protect Public Election Officials

H.P. 1354 L.D. 1821
(C "A" H-840)

An Act To Amend the Enforcement Provisions of the Law Governing Earned Paid Leave

H.P. 1356 L.D. 1823
(C "A" H-780; H "A" H-831)

An Act To Amend the Election Laws
S.P. 647 L.D. 1830
(C "A" S-462)

An Act To Amend the Education Statutes
H.P. 1366 L.D. 1845
(C "A" H-852)

An Act To Prioritize the Prosecution of Child Homicide Cases
S.P. 618 L.D. 1857
(C "A" S-459)

An Act To Establish the Safe Homes Program
S.P. 660 L.D. 1861
(C "A" S-461)

An Act To Amend Laws Affecting Sex Offenders and Petitions for
the Determination of Parental Rights and Responsibilities
H.P. 1398 L.D. 1888
(C "A" H-851)

An Act To Equalize Sales Tax Treatment of Certain Vehicles
H.P. 1400 L.D. 1890
(C "A" H-841)

An Act To Allow Certain Bulk Sale Customers To Opt Out of
Paper Delivery Tickets
S.P. 666 L.D. 1896
(S "A" S-474 to C "A" S-451)

An Act To Streamline and Modernize the Department of
Administrative and Financial Services, Bureau of Alcoholic
Beverages and Lottery Operations
S.P. 668 L.D. 1906
(C "A" S-463)

An Act Related to Hunting Dogs and Civil Trespass
H.P. 1454 L.D. 1951
(C "A" H-823)

An Act To Implement Agency Recommendations Relating to Sea
Level Rise and Climate Resilience Provided Pursuant to Resolve
2021, Chapter 67
H.P. 1465 L.D. 1970
(C "A" H-825)

An Act To Implement the Recommendations of the Right To
Know Advisory Committee Concerning Public Records
Exceptions Related to Research and Aquaculture Leases
H.P. 1467 L.D. 1972

An Act Allowing Electric-powered School Buses To Have
Distinctively Colored Bumpers, Wheels and Rub Rails and
Allowing Public Service Vehicles To Be Equipped with a Flashing
Green Auxiliary Light
H.P. 1476 L.D. 1990
(C "A" H-832)

An Act To Implement Recommendations Regarding the
Regulation of Firefighting or Fire-suppressing Foams to Which
Perfluoroalkyl and Polyfluoroalkyl Substances Have Been
Intentionally Added

H.P. 1502 L.D. 2020
(C "A" H-856)

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

Acts

An Act To Strengthen the Governance of the University of Maine
System
H.P. 1353 L.D. 1820
(H "A" H-821 to C "A" H-811;
H "A" H-833)

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

An Act To Provide Electronic Access to Confidential Juror
Information
H.P. 163 L.D. 233
(C "A" H-836)

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

An Act To Promote Better Dental Care for Cancer Survivors
H.P. 492 L.D. 665
(C "A" H-864)

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

An Act To Balance Renewable Energy Development with Natural
and Working Lands Conservation
H.P. 624 L.D. 856
(C "A" H-826)

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

An Act To Improve Outcomes for Persons with Limb Loss
H.P. 741 L.D. 1003
(C "A" H-863)

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

An Act To Enhance Use of Critical Incident Stress Management Teams for Firefighters and for Employees and Members of a Public Safety Agency, a Fire Department or an Agency Involved in Emergency Care or Response

H.P. 1114 L.D. 1504
(C "A" H-810)

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

An Act To Promote Equity in Policy Making by Enhancing the State's Ability To Collect, Analyze and Apply Data

H.P. 1199 L.D. 1610
(C "A" H-829)

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

An Act To Build a Child Care System by Recruiting and Retaining Maine's Early Childhood Educators Workforce

H.P. 1223 L.D. 1652
(C "B" H-855)

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

An Act To Support Child Care Providers and School Readiness through Tax Credits

H.P. 1249 L.D. 1678
(C "A" H-854)

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

An Act To Require a Portion of Estate Tax Revenue To Be Transferred to the Housing Opportunities for Maine Fund for the Creation of New Affordable Housing for Low-income Households

H.P. 1267 L.D. 1704
(C "A" H-853)

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

An Act To Amend the Sales Tax Exemption for Nonprofit Housing Development Organizations

H.P. 1283 L.D. 1732
(C "A" H-844; H "A" H-873)

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

An Act To Expand Nursing Education Programs

S.P. 634 L.D. 1807
(C "A" S-469)

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

An Act To Prohibit Prior Authorization Requirements and Step Therapy Protocols for Medications Addressing Serious Mental Illness for MaineCare Recipients

H.P. 1387 L.D. 1877
(H "A" H-868 to C "A" H-848)

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

An Act To Make Technical Corrections to the Maine Juvenile Code

H.P. 1411 L.D. 1904
(C "A" H-850)

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

An Act To Improve Intensive Behavioral Health and Public Safety Case Management Services

H.P. 1421 L.D. 1915
(C "A" H-849)

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

An Act To Create the Education Stabilization Fund

H.P. 1460 L.D. 1963
(C "A" H-860)

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

An Act Related to the Electronic Registration and Tagging of Turkey

H.P. 1478 L.D. 1992
(C "A" H-878)

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

An Act To Establish the Progressive Treatment Program Fund

H.P. 1480 L.D. 1994
(C "A" H-834)

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

An Act To Prohibit Profiling and To Strengthen Civil Rights in Maine

H.P. 1486 L.D. 1999
(C "A" H-859)

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

Resolves

Resolve, To Review Maternal and Child Health Block Grant Spending

H.P. 241 L.D. 343
(C "A" H-874)

Resolve, Changing the Identifying and Reporting Responsibilities and Extending the Reporting Deadline for the Identification of Places in the State with Offensive Names

H.P. 1444 L.D. 1934

Resolve, Regarding Legislative Review of Chapter 180: Appliance Efficiency Standards, a Late-filed Major Substantive Rule of the Department of Environmental Protection's Bureau of Air Quality

H.P. 1507 L.D. 2026
(S "A" S-472)

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

Resolve, To Reestablish and Continue the Work of the Criminal Records Review Committee

H.P. 1351 L.D. 1818
(H "A" H-872 to C "A" H-782)

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

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

Senate at Ease.

The Senate was called to order by President Pro Tem **ELOISE A. VITELLI** of Sagadahoc County.

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

PAPERS FROM THE HOUSE

Joint Order

The following Joint Order:

H.P. 1523

ORDERED, the Senate concurring, that Bill, "An Act Relating to the Valuation of Retail Sales Facilities," H.P. 807, L.D. 1129, and all its accompanying papers, be recalled from the Governor's desk to the House.

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

The Joint Order was **READ**.

THE PRESIDENT PRO TEM: The Chair recognizes the Senator from Kennebec, Senator Pouliot.

Senator **POULIOT:** Roll call.

THE PRESIDENT PRO TEM: We usually like to speak in full sentences, Senator.

Senator **POULIOT:** Thank you, Madame President Pro Tem. Last time that I spoke too long you went like this, so I just wanted to speed it up.

THE PRESIDENT PRO TEM: I take it the Senator would like to request a roll call.

Senator **POULIOT:** Yes.

THE PRESIDENT PRO TEM: I don't want to put words in your mouth.

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

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

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#701)

YEAS: Senators: BAILEY, BALDACCI, BENNETT, BLACK, BREEN, BRENNER, CARNEY, CLAXTON, CURRY, CYRWAY, DAUGHTRY, DAVIS, DESCHAMBAULT, DIAMOND, DILL, FARRIN, HICKMAN, KEIM, LAWRENCE, LIBBY, MAXMIN, MIRAMANT, MOORE, RAFFERTY, ROSEN, SANBORN, STEWART, TIMBERLAKE, WOODSOME, PRESIDENT PRO TEM VITELLI

NAYS: Senators: POULIOT

EXCUSED: Senators: CHIPMAN, GUERIN, JACKSON

30 Senators having voted in the affirmative and 1 Senator having voted in the negative, with 3 Senators being excused, the Joint Order was **PASSED**, in concurrence.

ORDERS OF THE DAY

Unfinished Business

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

The Chair laid before the Senate the following Tabled and Later Assigned (3/31/22) matter:

HOUSE REPORTS - from the Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY** on Bill "An Act To Prohibit Solitary Confinement in Maine's Corrections System" H.P. 508 L.D. 696

Majority - **Ought to Pass as Amended by Committee Amendment "A" (H-846)** (7 members)

Minority - **Ought Not to Pass** (6 members)

Tabled - March 31, 2022 by Senator **VITELLI** of Sagadahoc

Pending - **ACCEPTANCE OF EITHER REPORT**

(In House, March 29, 2022, the Majority **OUGHT TO PASS AS AMENDED** Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-846)**.)

(In Senate, March 31, 2022, Reports **READ**.)

Senator **DESCHAMBAULT** of York moved the Senate **ACCEPT** the Minority **OUGHT NOT TO PASS** Report, in **NON-CONCURRENCE**.

THE PRESIDENT PRO TEM: The Chair recognizes the Senator from York, Senator Deschambault.

Senator **DESCHAMBAULT:** Thank you. Madame President and colleagues, I'm back here with a correction bill. This is a bill that was presented to us last year to do away with solitary confinement completely. It failed. It was voted on Ought Not to Pass. This one came in. It was voted Ought Not to Pass. It passed. It was then reconsidered and the passage, originally, was 7 for 6 against - 7 against and 6 for, and it has changed just by one, so one moved over. The amendment now is a definition of solitary confinement, 'in a cell more than 22 hours in a 24 day,' that would constitute as solitary confinement. Before I move on I made a note to myself because this might be my last hurrah to say this, we're talking about solitary confinement, an area that not too many people visit or have ever seen. No matter which way this bill is going, Commissioner Liberty, again, extends his invitation. Any of you want to come to any facility you're more than welcome and I can arrange that. So, I wanted to tell you that. What I did this time is I looked at 34A of our laws and it has terms and it has definitions of terms. It has a definition as law of segregation. Segregation means the separation of a prisoner from the general population of a correctional facility for administrative or punitive reason. People go into segregation, as I told you once before, it's a jail within a prison. You commit a crime, you break a rule, you get an assault, you meet a disciplinary board and are found guilty you may serve a weekend, ten days, or 30 days in seg. You are removed from general population. This would add a new definition. Solitary confinement means 'confinement in a cell for more than 22 hours per 24 hour period.' Now, I want to digress a little just to let you know general population is where you should be. You're in an area, maybe 100 prisoners, two to a cell, and you go to the dining room, you go to the gym, you go outside for recreation. You are free within that prison. Anytime you move a prisoner to another housing unit there's a bunch of red tape to do. You have to justify why you're doing it and guards in that - or the correctional officers in that unit know exactly what to do. It even includes whether someone should be handcuffed when they move. It depends on their custody and the intensity of the offense that they committed in prison. Title 34A under disciplinary action 'The Commissioner shall adopt rules describing disciplinary offenses and punishment in facilities under the general administrative supervision of the Department and establish a fair and orderly procedure for processing disciplinary complaints. The rules must conform to the following:' this is the law, 'Number 1, fairness and equity, the rules shall ensure the maintenance of high standard of fairness and equity.' There is no corporal punishment. Corporal punishment cannot be imposed. As I read, segregation is defined: 'all punishments involving segregation must first be

approved by the Warden of the correctional facility. The prisoner shall be provided with sufficient quantity of wholesome and nutritious food, adequate sanitary and other conditions required for health of the prison shall be maintained. When segregation exceeds 24 hours, the Chief Administrator Officer of the correctional facility shall cause the facility's physician or a member of the facility's medical staff to visit the person immediately and at least once in each succeeding 24 hour period of confinement to examine the person's state of health. When no physician or medical staff member is available within the facility to visit, another person who has received in-service training, and most probably it is a nurse, may visit the prisoner and will notify the physician. The Chief Administrative Officer shall give full consideration to recommendations of the physician.' I know that for a fact. They call the shots in terms of a person's health or if they're having a mental crisis or what have you. Then we would call the Mental Health Director.

This is me now, this is not the law. If a person is held in segregation or solitary confinement for more than five days the Warden shall report the confinement to the Commissioner. Segregation denotes that a prisoner is removed from general population housing into a restrictive housing unit pending a preliminary review and formal write-up stating the charges. I will explain that: if you're having an argument with your cellmate and there's an assault that occurs, the first thing that happens is officers go, separate you, and walk you down the hall because they have to take you away from 90 other guys that are watching this. A report is written up. It's submitted to both of them what the charges are. An investigation is conducted. The report is then given to the prisoners who are now in separate cells. They can ask - they acknowledge what the charges are. They can ask for a trusted staff member to be with them during the hearing or they can even ask an inmate to be a witness for them.

Solitary confinement is not a placement for punitive reasons, and I'll explain that further. A diagnosis or mental ailment, a diagnosis, often times requires placement in isolation. For the last couple of years with COVID anyone who tested positive was placed, and you could almost call it isolation, we never had a word for it and we don't even know it. But it's the medical doctor that says they have to be isolated. Another reason, they had a rash of influenza and people could not stay in the general population or else you would have a rash of people with the flu. I know, for myself, there was a time when we had people coming in and only after 48 hours did they know they were diagnosed with mercer, so even officers have a hard time going over and speaking with them. There's a certain protocol. I don't want to bore you with the whole thing. I mean, frankly, this was my life for many years. I will give you the count. Bolduc Correctional Facility - 169 prisoners. Downeast Correctional Facility, that just opened - 20 prisoners at this time. Maine Correctional Center, the only co-ed facility, probably, in the United States - 140 women, 440 men. Maine State Prison - 685 men. For a grand total of 140 women incarcerated - men 1,469. Maine State Prison has over half of those. I'll conclude with the - I should say, the Criminal Justice and Public Safety members get these reports of what really is going on, how many people are in seg and what have you.

This is called an Administrative Control Unit. In 2021, at the Maine State Prison, the residents that were in this unit, 3 were Black, 1 Native American, and 12 White men. The gender was - or I should say the age group, 7 were in their 20s, 5 in their 30s, 5 in their 40s. Now let me explain what the definition is of this unit.

The Administrative Control Unit is a housing unit at the Maine State Prison for residents in need of an extended period of intensive security and programing. When they return to the larger general population, they pose ongoing or serious threats to the safety of others, a risk to escape, or another repeated or serious threat to facility security. Residents in the ACU are afforded at least four hours of time out of cell per day and are afforded access to programs, services, communications comparable to the general population housing areas. The Commissioner said something I didn't even know, that must have happened after I left. In those cells they have their own TV, a tablet to communicate with their family and send texts, and they're afforded two free cell calls per week to their family. It's not the best, but with 1,600 people you're responsible for with various reasons that they're in there and there are others that prey on the weak link, you're always on the lookout of what will explode next. I just want you to know, I've told you this before, we don't use the word 'solitary confinement.' The status is it's a program. You just don't take someone out and put them in, and what happens it generates a report, a report, a report. So, I just wanted to share that with you and, please, any time. You know, when I first started, prisons were the best kept secret. No one came in and I'd like you to see, really, what our tax dollars are doing and we also have the MAT program, medically assisted treatment, where the prisoners are getting suboxone for their addiction. So, that was a complete - I left around that time. So, thank you for letting me share that. It's - those of you who know me, I would not have stayed there if it was a bad, bad place. Thank you very much.

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

THE PRESIDENT PRO TEM: The Chair recognizes the Senator from York, Senator Lawrence.

Senator **LAWRENCE:** Thank you, Madame President. I rise to ask the Senate to oppose the motion and I have great respect for the other Senator, one of the other Senators from York County. Her career in correctional facilities is legendary in the state of Maine. She was a pioneer in many different areas in our correctional facility but what led me to support this bill and what led me to be on the opposite side is I learned, with great surprise, there is no definition in state statute of what is solitary confinement. It's referred to. It's referred to in rules. It's referred to all over the place. But there is no definition. Nobody says this is solitary confinement. If we are to have a humane and just criminal justice system, if we are to be different than other societies and treat people who we incarcerate with humanity and justice, we have to define what we're doing and it has to be clear and open. That's what this bill would seek to do, just simply put a definition in the statute. It doesn't change what the correctional facilities can do. It simply says when you refer to solitary confinement this is what it is and it'll be the same for all facilities. Thank you.

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

Senator **CYRWAY:** Thank you, Madame Chair. Ladies and gentlemen of the Senate, I am for this motion and I will explain. I thank Senator Deschambault for the great explanation for the

state facilities and one thing that I'd like to mention also is that the Maine Sheriff's Association really wanted for this Body to understand a little bit on their end. This will also affect them, as far as the jails are much different than the correctional centers in the state. If this definition is put into place, a lot of times people misinterpret what it stands for and the Sheriffs have an obligation to make sure that everybody is safe in the facility and, according to them, this would put a danger by putting them in general population to the jail and to prisoners and also the officers would be, along with the person in custody, in danger by this definition. The Maine Sheriff's Association was not included in this final amendment when it was brought up and voted on. So, this was really disturbing to the Maine Sheriff's Association. When this was at the last moment in our committee meeting at 6:30 p.m. They were not made aware that this change was coming and it was just brought forward and just voted on without their input. They should have been brought up with stakeholders involved, especially when you have 16 county sheriffs and 15 jails and all the population involved for their safety. This bill would affect the jails and cause danger to all and it's easy to look for the outside but it is a lot different story on the inside. The discretion of the sheriffs and the administration discussion for safety for all is very important. Please understand that this is not a punishment, it is for safety that I am voting for this and hope this helps you understand why it's important to vote for Ought Not to Pass. Thank you, ladies and gentlemen.

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

Senator **TIMBERLAKE:** Thank you, Madame President. I stand here before you, the Body, today because my sheriff, who happens to be a member of the other side of the aisle, and you all know how bi-partisan I am, has asked me to oppose - I mean to actually vote no on L.D. 696. I'd like to read. It's a very short paragraph of what the Sheriff of Androscoggin County wrote. 'I would appreciate your support and encourage you to please vote no on L.D. 696. This is a bad bill and, if it passes as written, we will eventually create a significant unsafe environment inside our jail for our officers and the inmate population. County jails have to be excluded from this bill. As you well know, we handle a different type of inmate than the Maine Department of Corrections. Thank you for your consideration,' and I will be supporting my sheriff. So, thank you.

THE PRESIDENT PRO TEM: The Chair recognizes the Senator from Piscataquis, Senator Davis.

Senator **DAVIS:** Thank you very much, Madame Chair. Madame President, I shouldn't say Madame Chair should I. I had a hand in running a jail for three years, Somerset County Jail. I'll tell you three experiences. We had a man that went up on Route 201. He built a bonfire in the middle of the road out of dollar bills and then he rode up the road and he started shooting at people. We chased him for probably a week and a half. It was late in the fall. When we finally got him his toes were completely black and the doctor had to come in and take his toenails off his toes. You're going to put that man in with the general population? People, think about what you're voting for. Think about what you're doing. We had another man, he had AIDS and he had the hives at the same time. I never seen anybody suffer so much in my life as that man did. We couldn't possibly put him in with the general

population. You can't do that. We can't make rules here in the Senate on how they're going to run a county jail. Two years, in Piscataquis County, we had a guy murder his girlfriend, shot her and killed her. We chased him almost all summer. When they finally caught him they put him in solitary confinement and every time the corrections officers walked by he would either throw urine or human secretion at them. You going to put him in the general population? Please, people, think about what you're doing. Support this motion. Thank you very much, Madame President.

THE PRESIDENT PRO TEM: The Chair recognizes the Senator from Kennebec, Senator Hickman.

Senator **HICKMAN:** Thank you, Madame President. Women and men of the Senate, I agree with the good Senator from Piscataquis County, that we should know what we're voting on. I also agree with the good Senator from York, that the other good Senator from York has a legendary and historic record and trailblazed in the corrections institutions. The original bill, Madame President, if I may speak to it, has a provision in it that amends Title 30A, which is county jails and jailers. That is what the good Senator from Piscataquis just mentioned. That is what the good Senator from Kennebec mentioned. The amendment strikes the provision of Title 30A. So, one of the reasons I would expect why the Sheriff's Association wasn't invited into the final vote was because their concerns had been heard by the committee and all provisions regarding solitary confinement in county jails has been removed from the bill. What we have in front of us is clearly and only a definition of solitary confinement. It would amend Title 34A, which is corrections, and so every single thing that has been said here I agree with except that the bill in front of us does not include county jails. No provisions for county jails and so when I reached out to the Sheriff of Kennebec County after he reached out to me I just explained to him what this bill does and what it doesn't do any more and he understood. So, I just want to put that into the record for women and men of the Senate to consider how everybody vote, that we are not voting to change the way county jails conduct their business. Thank you, Madame President.

THE PRESIDENT PRO TEM: The Chair recognizes the Senator from Cumberland, Senator Sanborn.

Senator **SANBORN:** Thank you, Madame President. I just want to clarify that this bill, as we're voting on it today, is not about putting anyone into the general population at any facility but, instead, is about defining what the statute means by the words solitary confinement, which already appears in the statute but are undefined. It's really important for us, if we're going to live in a land of laws, for the words in our statute to be clear and obvious what they mean. That's all this bill does. It does not change policy with regard to solitary confinement but gives us legal clarity solely with regard to what those two words mean when they are used in this section of the Maine Revised Statutes. Thank you, Madame President.

THE PRESIDENT PRO TEM: The Chair recognizes the Senator from York, Senator Deschambault.

Senator **DESCHAMBAULT:** Thank you, Madame President. It took a while to figure out which amendment was the one that was

voted on and my good friend and colleague, Senator Hickman, is correct. It did - I thought it was an oversight, they didn't put the jails in there. However, the Commissioner of Corrections, the State Commissioner of Corrections oversees and sets standards for all the jails. There's nothing that would preclude him, that he would be setting that for the jails also. It doesn't seem to make sense. They all are standardized and so that's a way in.

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

Senator **CYRWAY:** Thank you, Madame Chair. Ladies and gentlemen of the Senate, Senator Deschambault is correct. I was an Assistant Jail Administrator and we had to do our policies and I had to work directly with the Department of Corrections here for our standards that work at the jails. So, this would affect the sheriffs and President of the Maine Sheriff's Association is Dale Lancaster, which was brought up by Senator Timberlake, and so this is very critical for saving lives and keeping them from being harmed. So, this is not just what happens at the Department of Corrections. It also affects the jails. Thank you, Madame President.

THE PRESIDENT PRO TEM: The Chair recognizes the Senator from Cumberland, Senator Daughtry.

Senator **DAUGHTRY:** Thank you, Madame President. May I pose a question through the Chair?

THE PRESIDENT PRO TEM: The Senator requested to pose a question through the Chair. Please proceed.

Senator **DAUGHTRY:** Thank you, Madame President. I pose a question to anyone in this Chamber who may answer it. I'm looking through this amendment and no where do I see in here anything to the extent to ban solitary confinement. The amendment - the motion before us is not the amendment but if we were to defeat the motion in front of us the amendment that would come afterwards, I'm looking at it and I'm not seeing anywhere that it would ban solitary confinement and it does do what other good Senators in this Chamber have done, it defines solitary confinement. So, I just want to ask for anyone who is in this Chamber, unless I'm missing something, I'm not seeing a ban that would enable our jails and our sheriffs to be able to do their jobs and make their own decisions to keep folks safe.

THE PRESIDENT PRO TEM: The Senator from Cumberland, Senator Daughtry, has posed a question through the Chair to anyone who may answer. The Chair recognizes the Senator from Kennebec, Senator Hickman.

Senator **HICKMAN:** Thank you, Madame President. I rise to answer the question and even if we take it that the jail system is run or overseen by the Commissioner of Corrections, in Title 34A segregation has a long list of things that must happen if a person is segregated. The term solitary confinement is used one time in statute. When I looked it up, all the other times have been repealed by previous Legislation. Under segregation is says, 'If a person is held in segregation or solitary confinement for more than five days the Chief Administrative Officer shall send a report of the confinement to the Commissioner, giving the reasons for the confinement.' There's nothing in the amended version of the

bill, that is the other report, that prohibits solitary confinement. Nothing at all. So, that is the answer to the good Senator from Cumberland's question.

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

Senator **CYRWAY:** Thank you, Madame Chair. I just - Pro Tem. I just wanted to say that in committee we - you've heard this discussion here today and this should have been vetted during committee and not just slipped in and voted on without discussion and the sheriffs would have been much more settled if that was the case but right now we are making a decision for 15 jails and the safety and protection of them and so I would just - I really am against this bill because I believe that is going to put people in danger and thank you.

THE PRESIDENT PRO TEM: The Chair recognizes the Senator from Knox, Senator Miramant.

Senator **MIRAMANT:** Thank you, Madame President Pro Tem. Members of the Senate, back to the answer. It's so hard when we work in a committee on a bill and it changes so much that we have to change the title, we just did that with one of my committees, because it would have been confusing to have it say one thing and do another. So, since the board seems to be accurate and reflected here on this electronic tablet, I thought I'd just make sure that I'm looking at the right thing. It says that this amendment becomes the committee amendment 'An Act to Prohibit Solitary Confinement in Maine's Correction System.' So, it's wrong. The title is wrong. The title is what it started out as, as many bills do in our committees. Sometimes we remember to change the title. Sometimes we don't think of it. Sometimes they think it's irrelevant. This might have been relevant. It says amend the bill by striking out the title and substituting the following. What a minute. It was done. The new title is 'An Act to Define Solitary Confinement.' This is really short. I know a lot of you don't use it but it's on this tablet. 'An Act to Define Solitary Confinement.' Amend the bill by striking out everything after the enacted clause and inserting the following. It starts with reference to where it goes in MRSA 17A, Solitary Confinement means confinement in a cell for more than 22 hours per 24 hour day. Amend the bill by relettering or renumbering any consecutive part, letter, or section number to read consecutively. That's it. It doesn't tell you you can or can't. It doesn't tell you that mentally ill folks that you chase for a week or a summer shouldn't be locked up in the medical ward in the state prison or taken to a mental institution if they are in the county jails. It doesn't say that. It doesn't say anything on the back of it either. It just says that. This is a definition of the term solitary confinement. I'd love having to talk. I could probably do a speech on this but that's all. I was just making sure. That was the answer and my statement all at once. All we're voting on is the definition of the words or the term solitary confinement. Thank you.

THE PRESIDENT PRO TEM: The pending question before the Senate is Acceptance of the Minority Ought Not to Pass Report, in **NON-CONCURRENCE**. Is the Senate ready for the question?

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#702)

YEAS: Senators: BENNETT, BLACK, CURRY, CYRWAY, DAVIS, DESCHAMBAULT, DIAMOND, DILL, FARRIN, KEIM, MOORE, POULIOT, ROSEN, STEWART, TIMBERLAKE, WOODSOME

NAYS: Senators: BAILEY, BALDACCI, BREEN, BRENNER, CARNEY, CHIPMAN, CLAXTON, DAUGHTRY, HICKMAN, LAWRENCE, LIBBY, MAXMIN, MIRAMANT, RAFFERTY, SANBORN, PRESIDENT PRO TEM VITELLI

EXCUSED: Senators: GUERIN, JACKSON

16 Senators having voted in the affirmative and 16 Senators having voted in the negative, with 2 Senators being excused, the motion by Senator **DESCHAMBAULT** of York to **ACCEPT** the Minority **OUGHT NOT TO PASS** Report, in **NON-CONCURRENCE, FAILED**.

The motion before the Senate was **ACCEPTANCE** of the Majority **OUGHT TO PASS AS AMENDED** Report, in concurrence.

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

On further motion by same Senator, **TABLED** until Later in Today's Session, pending **ACCEPTANCE** of the Majority **OUGHT TO PASS AS AMENDED** Report, in concurrence. (Roll Call Ordered)

Off Record Remarks

On motion by Senator **DAUGHTRY** of Cumberland, **ADJOURNED** until Thursday, April 7, 2022 at 10:00 in the morning.