

# 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  
Thursday  
April 7, 2022

Senate called to order by President Pro Tem Catherine E. Breen of Cumberland County.

Prayer by Pastor Tobin Curtis of Christ Community Fellowship in Madison.

**PASTOR CURTIS:** Thank you, Senator. Let us pray. Heavenly Father, I want to thank You for the great privilege we have and acknowledging our need for Your grace, our need for Your wisdom, and our need for Your presence here today. Thank You, God, for these Senators who have answered the call to humbly serve and represent the good people of Maine. Lord, I pray that each one here will recognize Your hand in bringing them together, from their many differing backgrounds, experiences, philosophies, and opinions. I ask that, through Your spirit of unity and peace, they may competently and effectively position this state and all of its people for future prosperity, security, and freedom. May all of their words be honest. May all of their motives be pure. May all of their decisions be wise and may the name of our Almighty Lord and Savior be praised. Amen.

National Anthem Performed by Senator Craig V. Hickman of Kennebec County.

Pledge of Allegiance led by Senator Scott W. Cyrway of Kennebec County.

Reading of the Journal of Tuesday, April 5, 2022.

Off Record Remarks

Legislative Memorial Scholarship Awards Ceremony

**THE PRESIDENT PRO TEM:** At this time the Chair will pause the work before us in our Senate calendar to recognize the recipients of the 2022 Legislative Memorial Scholarship Awards. Every year, the Maine Legislature recognizes one student from each county who is currently pursuing or planning to pursue education at a two or four year Maine college or technical school. Awards are given to a Maine resident high school senior or full or part time postsecondary student accepted to or enrolled in an

accredited Maine college for graduate or undergraduate degrees. The Chair calls members attention to the handout on your desk.

First, the Chair will recognize the recipients who are unable to be here today. The recipient from Aroostook County is Jillian Bosse of Madawaska. Jillian majors in Business Management at the University of Maine at Orono. The recipient from Knox County is Logan Putansu of Spruce Head. Logan majors in Pharmacy at Husson University. The recipient from Lincoln County is Kalista Andrews of Boothbay Harbor. Kalista is a Psychology major at the University of Southern Maine. The recipient from Penobscot County is Hannah Boone of Patten. Hannah majors in Business and Entrepreneurial Studies at the University of Maine at Machias. The recipient from Somerset County is Susannah Curtis of Madison, who actually happens to be the daughter of the Pastor who gave us our prayer this morning. Susannah majors in History and Social Studies and Secondary Teacher Education at the University of Southern Maine.

Unfortunately, the program did not receive any eligible results from Washington County. As a result, there are two recipients from Waldo County. Emma Fonger and Morgan Fonger of Jackson. They are twins and both Biology majors at the University of Maine at Orono.

Congratulation to those recipients. We wish them all the best in their academic endeavors. Please join me in congratulating them.

The Senate will now recognize the recipients who are here with us today. The Chair would ask that the Senator from Cumberland, Senator Diamond, come the well of the Chamber to present the awards. As each recipient is called, the Sergeant-At-Arms will escort the student with their guests and their Senator to the well of the Chamber to receive the award.

The recipient from Androscoggin County is Megan Libby of Lisbon Falls. Megan is a Nursing major at the University of New England. She is here today with her parents, Jen and Troy. Will the Sergeant-At-Arms please escort Megan and her family, along with the Senators from Androscoggin, Senator Timberlake, Senator Claxton, and Senator Libby, to the front of the Chamber.

The recipient from Cumberland County is Terra Gallo of Cumberland. Terra majors in Economics and Environmental Policy at Colby College. She is here today with her parents, Susan and David. Will the Sergeant-At-Arms please escort Terra and her family, along with the Senator from Cumberland, which would be myself, to the front of the Chamber.

The recipient from Franklin County is Troy Hupper of Kingfield. Troy majors in Biology at the University of Maine at Orono. He is here today with his parents, Melissa and James. Will the Sergeant-At-Arms please escort Troy and his guests, along with the Senator from Franklin, Senator Black, to the front of the Chamber.

The recipient from Hancock County is Jessica Gerrish of Bucksport. Jessica is a Psychology major at the University of Maine at Bangor. She is here today with her son, Gabriel; daughter, Amelia; sister, Caitlin; nephew, Isaiah; and mother, Lisa. Will the Sergeant-At-Arms please escort Jessica and her family, along with the Senator from Hancock, Senator Rosen, to the front of the Chamber.

The recipient from Kennebec County is Cooper Swan of Augusta. Cooper majors in Finance at the University of Southern Maine. Cooper is here today with their mother, Jennifer. Will the Sergeant-At-Arms please escort Cooper and their family, along

with the Senator from Kennebec, Senator Pouliot, to the front of the Chamber.

The recipient from Oxford County is Alexandria Dyke of Canton. Alexandria majors in Athletic Training at the University of Maine at Orono. She is here today with her parents, Sabrina and John. Will the Sergeant-At-Arms please escort Alexandria and her family, along with the Senator from Oxford, Senator Keim, to the front of the Chamber.

The recipient from Piscataquis County is Thomas Watt of Greenville. Thomas majors in an Accelerated MBA and Honor Program at the University of Southern Maine. He is here today with his parents, Leslie and Craig. Will the Sergeant-At-Arms please escort Thomas and his family, along with the Senator from Piscataquis, Senator Davis, and the Senator from Somerset, Senator Farrin, to the front of the Chamber.

The recipient from Sagadahoc County is Andrew Vachon of Richmond. Andrew is a Nursing major at St. Joseph's College. He is here today with his parents, Pamela and Aaron. Will the Sergeant-At-Arms please escort Andrew and his family, along with the Senator from Sagadahoc, Senator Vitelli, to the front of the Chamber.

The recipient from York County is Nicholas Hammond of Lyman. Nicholas majors in Mechanical Engineering at the University of Maine at Orono. He is here today with his parents, Cathryn and Thomas. Will the Sergeant-At-Arms please escort Nicholas and his family, along with the Senators from York, Senator Deschambault and Senator Woodsome, to the front of the Chamber.

Congratulation to each student receiving the award and best of luck in all of your endeavors. The Chair would also like to thank the Senator from Cumberland, Senator Diamond; the members of the Legislature; Legislative staff; and everyone else who volunteered, donated items, participated, and contributed to the Scholarship Fund. It was another successful year for the Legislative Memorial Scholarship and it's always most rewarding to see the positive results of this program. This concludes the Scholarship Ceremony. We will continue with our calendar.

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

**ORDERS**

**Joint Order**

Expression of Legislative Sentiment recognizing:

David Walker, of Old Town, Superintendent of Regional School Unit 34, on his retirement after 17 years of service as superintendent and 46 years of service as an educator overall. We extend our congratulations and best wishes;  
SLS 915

Sponsored by Senator DILL of Penobscot.  
Cosponsored by Representative: DUNPHY of Old Town.

The Joint Order was **READ**.

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

Senator **DILL:** Thank you, Madame President. Good morning, ladies and gentlemen of the Senate. It is my pleasure this morning to recognize Superintendent Davis Walker in the rear of the room. He's retiring at the end of the school year. David started his career path in education teaching in Aroostook County 46 years ago. From Aroostook he moved to Piscataquis County where he continued to teach and then went on to become a Principal and finally a Superintendent. Seventeen years ago, we managed to lure him to Old Town to become Superintendent of Schools for us. Much to his chagrin, I was the Chair of the School Board. After about a year, I spent the next 16 years trying to get him to move on before I finally succeeded. That's about as long as it takes me to convince this Body on anything when I'm trying to get them to. But all kidding aside, David has been a huge asset for the district. He started with a bang. In his first couple of years of his tenure he dealt with changing our school mascot, the local paper mill closing and reducing our school budget by about \$4 million, and, of course, school consolidation, whereby we became RSU 34. Of course, he's also going out with a bang, steering us through a couple of tough years of COVID and remote learning, to last month, from his entire career, having his first ever book banning. Our system will currently miss him as well as the state will be losing a great educator. Good luck and enjoy your retirement.

**THE PRESIDENT PRO TEM:** The Chair recognizes the Senator from Piscataquis, Senator Davis.

Senator **DAVIS:** Thank you very much, Madame Chair, Madame President, excuse me, I'm used to calling you Chair. Before Senator Dill managed to get him out of Piscataquis County, David was the Superintendent in Milo and I knew him well during my first couple of terms down here. He was a very hard worker for the students in his district. He did everything he could do. He was on the phone to me quite often about funding and all of that sort of thing. On top of that, he and I both at the time were auctioneers and we worked at the Kiwanis auction in Milo, and it was a great time. So, I would echo Senator Dill's comments. Congratulations, David.

The Joint Order was **PASSED**.

Sent down for concurrence.

**THE PRESIDENT PRO TEM:** The Chair is pleased to recognize in the back of the Chamber David Walker. Mr. Walker is the guest today of the Senator from Penobscot, Senator Dill. Please rise and accept the greetings of the Senate.

The Following Communication: S.C. 1248

**STATE OF MAINE  
130<sup>TH</sup> LEGISLATURE  
OFFICE OF THE PRESIDENT  
AUGUSTA, MAINE**

April 7, 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 Cumberland County, Senator Catherine Breen to serve as President Pro Tem and convene the Senate on Thursday, April 7, 2022.

Please let me know if you have any questions.

Sincerely,

S/Troy D. Jackson  
President of the Senate

**READ and ORDERED PLACED ON FILE.**

On motion by Senator **VITELLI** of Sagadahoc, the following Joint Order:

S.P. 745

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

**READ and PASSED.**

Ordered sent down forthwith for concurrence.

**PAPERS FROM THE HOUSE**

**Non-Concurrent Matter**

An Act To Require Telecommunications Companies To Divulge Location Information to Law Enforcement When Necessary To Respond to a 9-1-1 Call or Locate a Person in Danger

S.P. 492 L.D. 1581  
(S "A" S-482 to C "A" S-443)

In Senate, March 31, 2022, on motion by Senator **CARNEY** of Cumberland, the Minority **OUGHT TO PASS AS AMENDED** Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-443) AS AMENDED BY SENATE AMENDMENT "A" (S-482)** thereto.

Comes from the House, the Majority **OUGHT NOT TO PASS** Report **READ** and **ACCEPTED** in **NON-CONCURRENCE**.

On motion by Senator **VITELLI** of Sagadahoc, the Senate **INSISTED**.

Sent down for concurrence.

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

**Off Record Remarks**

**Joint Order**

The following Joint Order:

H.P. 1521

WHEREAS, science shows that early childhood experiences matter and a child's brain grows faster during the first years than at any later time in life, with more than a million new brain connections forming each second, strengthening cognitive and social-emotional capacities that prepare children for success in kindergarten to grade 12 and beyond; and

WHEREAS, Maine is one of 4 states where deaths outnumber births, and the declining number of births has implications for our cities, towns, schools and economy; and

WHEREAS, providing every infant with the opportunity for a positive early childhood experience is critical for Maine's future success; and

WHEREAS, it is critical to have a robust early childhood system, including care, education and child welfare, to support and strengthen families experiencing challenges and crises and to develop protective factors such as positive attachments and relationships; and

WHEREAS, a robust early childhood system will give adults the tools they need and support strong and resilient children in Maine; and

WHEREAS, 2021 set a new child death record in Maine, and the Child Welfare Services Ombudsman's annual report concludes that there continue to be struggles with practice issues and decision making regarding child welfare services, including deciding whether or not the child is safe during the initial investigation and whether the child will be safe in the home once reunified with the parents; and

WHEREAS, to achieve equitable care in early childhood, the State must focus on the early childhood environment, including child welfare, early learning, healthy development, poverty, systemic racism and disparities in access to resources and opportunities; and

WHEREAS, Maine can produce better early childhood and economic development results and improve community and family well-being with approaches that focus on state and regional coordination, integrated funding, multigenerational strategies, "no wrong door" access to services, comprehensive data analysis and continuous quality improvement and engagement with stakeholders that drives policy change; and

WHEREAS, it is essential that the Legislature work with the State's education, child welfare and early childhood community and workforce, as well as with policy experts, to develop and implement measures to strengthen the State's early childhood system; now, therefore, be it

ORDERED, the Senate concurring, that the Task Force on Early Childhood in Maine, referred to in this order as "the task force," is established as follows.

- 1. Appointments; composition. The task force consists of members appointed as follows:
  - A. Four members of the Senate, appointed by the President of the Senate, including 2 members of the party holding the largest number of seats in the Senate and 2 members of the party holding the 2nd largest number of seats in the Senate; and
  - B. Four members of the House of Representatives, appointed by the Speaker of the House of Representatives, including 2 members of the party holding the largest number of seats in the House and 2 members of the party holding the 2nd largest number of seats in the House.

2. Chairs. The first-named Senator is the Senate chair of the task force and the first-named member of the House of Representatives is the House chair of the task force. Notwithstanding Joint Rule 353, the chairs may invite the participation of, as nonvoting members, early childhood leaders, policy experts and individuals who represent the interests of or who work directly in early childhood fields. Any additional members invited pursuant to this section are not entitled to compensation or reimbursement under section 5.

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

4. Duties. The task force shall review ways to strengthen the State's early childhood environment, with a focus on early childhood education, family and child welfare and children's healthy development, including their physical, emotional, mental and behavioral health. The task force shall focus on strategies to define and coordinate leadership, integrate funding with strategic financing, improve equity and address racial disparities in early childhood and align local, regional and state initiatives. The task force shall recommend how to support system policies that drive continuous improvement in quality and delivery of services, that engage parents, educators, providers and others as part of system development and refinement and that use comprehensive data analysis to track progress on outcomes, assessments and benchmarks.

5. Compensation. The legislative members of the task force are entitled to receive the legislative per diem, as defined in the Maine Revised Statutes, Title 3, section 2, and reimbursement for travel and other necessary expenses related to their attendance at authorized meetings of the task force.

6. Quorum. A quorum is a majority of the members of the task force, including those members invited to participate who have accepted the invitation to participate.

7. Staffing. The Legislative Council may provide staffing support to the task force when the Legislature is not in session. The Legislative Council shall contract for necessary staff support for the task force during the legislative session and may contract for such staff support for a longer period to the extent needed and if sufficient funding is available. Notwithstanding Joint Rule 353,

at the request of the task force, the Legislative Council may provide drafting assistance to the task force during the legislative session.

8. Reports. The task force may submit an initial report, including suggested legislation, no later than August 1, 2022. The task force shall submit a final report that includes its findings and recommendations, including suggested legislation, for introduction to the First Regular Session of the 131st Legislature.

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

The Joint Order was **READ**.

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

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**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 wanted to rise and ask all of us to join in congratulating the Hall-Dale Bulldogs. They are with us today. They are an undefeated team, 23-0. They won the Mountain Valley Conference Championship and they are the Class C State Champion for Basketball. Their average margin of victory was 36 points throughout the year. I'm not competitive at all, I said it before, but this is the third team in my district to be in our Chamber in recent weeks. So, I'm very proud of Rita Benoit, Iris Ireland, Lily Platt, Averi Baker, Moira O'Connor, Hayden Madore, KJ Greenhalgh, Jenna Lee, Marie Benoit, Lucy Gray, KK Wills, Amanda Trepanie, Aubrey Gilbert, Jade Graham, and Kelsey Cormier, and I just would like to give - I'm proud. Congratulations for a great season and we're so happy to have you in the Senate. Thanks for your patience. I know you've been back and forth and forth and back but this is the way we do it here and I'm very glad that you're here today. Thank you all for being here. Congratulations.

**THE PRESIDENT PRO TEM:** The Chair is pleased to recognize in the balcony the Hall-Dale Girls Basketball Class C State Champions who are here today as the guest of the Senator from Kennebec, Senator Hickman. Would the guests please stand and accept the greetings of the Senate.

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Off Record Remarks

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**Joint Resolution**

The following Joint Resolution:

H.P. 1522

**JOINT RESOLUTION  
EXPRESSING SUPPORT  
FOR THE PEOPLE OF UKRAINE**

WHEREAS, Ukraine is the second largest country in Europe; and

WHEREAS, on January 21, 1990, more than 300,000 Ukrainians called for unity and independence from the Soviet Union by forming a human chain between the cities of Kyiv and Ivano-Frankivsk; and

WHEREAS, after years of oppression, in 1991 Ukraine won freedom from the Soviet Union's totalitarian dictatorship because of the Ukrainians' love of liberty; and

WHEREAS, Ukraine is a sovereign nation, and the United States and Ukraine have been partners since Ukraine declared its independence from the Soviet Union more than 30 years ago; and

WHEREAS, the people of Maine and the people of Ukraine share a commitment to democracy, human rights and the rule of law; and

WHEREAS, Ukrainians and Ukrainian Americans have enriched our communities through their leadership and contributions in agriculture, business, academia, government and the arts; and

WHEREAS, on December 5, 1994, in an effort to solidify security commitments to Ukraine in return for its nuclear disarmament, the United States, the Russian Federation and the United Kingdom signed the Budapest Memorandum on Security Assurances, whereby each country pledged to respect the independence and sovereignty of Ukraine's borders while refraining from the threat or use of force against Ukraine; and

WHEREAS, over the past 3 decades, the Russian Federation has illegally seized Ukrainian land in Crimea; armed Russian-backed separatists, leading to thousands of deaths; interfered in elections; used chemical weapons to attempt assassinations; carried out cyberattacks and disinformation campaigns abroad; and violated international arms control agreements; and

WHEREAS, on February 24, 2022, Russian President Vladimir Putin abandoned diplomacy and international pleas for peace and launched an unprovoked military invasion of Ukraine; and

WHEREAS, this attack on Ukraine has already killed thousands of Ukrainian service members and civilians and caused an urgent international humanitarian crisis; and

WHEREAS, President Putin has denied the existence of Ukraine and seeks to overthrow the democratically elected government of Ukraine; and

WHEREAS, the Russian Federation has flagrantly violated international law in attempting to unilaterally create 2 new so-called republics on sovereign Ukrainian territory; and

WHEREAS, lasting peace and prosperity require respect for the sovereignty and territorial integrity of countries and respect for human rights; and

WHEREAS, the people of Ukraine are now engaged in an armed conflict to defend their independence and democratic way of life; now, therefore, be it

RESOLVED: That We, the Members of the One Hundred and Thirtieth Legislature now assembled in the Second Regular Session, on behalf of the people we represent, take this opportunity to recognize the democratic values shared by the people of Maine and the people of Ukraine; and be it further

RESOLVED: That the State of Maine stands in solidarity with the people of Ukraine as they fight for their freedom; and be it further

RESOLVED: That the State of Maine condemns the unprovoked Russian invasion of Ukraine and reiterates its support for peace, diplomacy and an immediate end to the invasion; and be it further

RESOLVED: That the State of Maine recognizes the importance of and commends the steps the United States has taken so far to punish the Russian government for its actions and to offer humanitarian relief to the Ukrainian people; and be it further

RESOLVED: That the State of Maine encourages our citizens to support Ukrainian Americans and the people of Ukraine in their urgent time of need; and be it further

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

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

**READ** and **ADOPTED**, in concurrence.

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## COMMUNICATIONS

The Following Communication: S.C. 1246

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

April 4, 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. 13, Subchapter 1, §411.2-K, I am pleased to appoint Malcolm J. Leary of Augusta to the *Right to Know Advisory Committee*.

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

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

Sincerely,

S/Ryan M. Fecteau  
Speaker of the House

**READ** and **ORDERED PLACED ON FILE**.

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The Following Communication: S.C. 1247

**Joint Resolutions**

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

April 5, 2022

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

Dear Secretary Grant,

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

- Jared Blake of Sabattus as the representative of volunteer firefighters;
- Matt Barnes of Brunswick as the representative of organized labor

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

Sincerely,

S/Ryan M. Fecteau  
Speaker of the House

**READ and ORDERED PLACED ON FILE.**

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**ORDERS**

**Joint Orders**

Expressions of Legislative Sentiment recognizing:

The Southern Maine Community College Men's Basketball Team, of South Portland, which won the United States Collegiate Athletic Association Division II National Championship, the college's first team national championship in its 76-year history. We extend our congratulations and best wishes;

SLS 927

Sponsored by Senator CARNEY of Cumberland.  
Cosponsored by Representatives: KESSLER of South Portland, MORALES of South Portland, RECKITT of South Portland.

The Joint Order was **READ**.

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

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

Rita Moran, of Winthrop. Ms. Moran worked as a bookseller, at one time owning Apple Valley Books in Winthrop, and was a political activist, but had also worked as a photographer, union advocate and trainer of emergency medical technicians in New York State. She was a co-founder of EarthTides Pagan Network and for many years was a guiding spirit of the Pagan community, which she served as a teacher, celebrant, musician, organizer, ritual writer and performer. She was a founding board member of the Maine Pagan Clergy Association and was a part of interfaith clergy efforts to advocate for equality for LGBTQ+ people. She attended a Democratic National Convention and served for a time as chair of the Kennebec County Democrats. She was active with the Monmouth Community Players and central Maine library organizations. Ms. Moran will be long remembered and sadly missed by her family and friends and all those whose lives she touched;

SLS 920

Sponsored by Senator HICKMAN of Kennebec.  
Cosponsored by Representative: HASENFUS of Readfield.

The Joint Resolution was **READ**.

**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, Rita Moran was many things. One of the things that is not listed in her memoriam here is that she was a Winthrop Town Councilor at the time of her passing, so she, ultimately, died in office. She's a fearless advocate for what she believed in. A community organizer, she worked for 30 years in Winthrop to make sure that all of the community was well served. I probably wouldn't be standing here without Rita Moran. In 2010, she approached me to be a paper candidate to run alongside, or against, then-State Representative Pat Flood, who we all believed walked on water, and we knew I had no chance. But she asked me to be a paper candidate and I thought about it and I said 'Well, Rita, I don't really put my name on anything unless I intend to do it for real.' So, I agreed to do it. I ran for office. I lost. I wasn't going to run again and she said 'The heck you aren't.' So, in 2012, with her encouragement and that of others, I put my name on the ballot and I guess the rest is history. I just wanted to say that, again, Rita was many things. She was - her relation to me was very simple. She had the courage of her convictions in everything and she wouldn't let anyone turn her around and so her decline was pretty fast and I didn't even realize that she was as sick as she was because she was always present up until the bitter end and I just want to thank her for her work and for her inspiration and I will always remember Rita Moran. Thank you, Madame President.

The Joint Resolution was **ADOPTED**.

Sent down for concurrence.



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

The Honorable Joseph E. Brooks, of Winterport. Mr. Brooks was a veteran of the Army National Guard. He worked for the Bangor Daily News before retiring after almost 40 years of service. From 1997 to 2002 and from 2013 to 2014, he represented Winterport in the Maine House of Representatives. Mr. Brooks will be long remembered and sadly missed by his family and friends and all those whose lives he touched;

SLS 922

Sponsored by Senator CURRY of Waldo.  
Cosponsored by Representative: CUDDY of Winterport.

The Joint Resolution was **READ**.

**THE PRESIDENT PRO TEM:** The Chair recognizes the Senator from Waldo, Senator Curry.

Senator **CURRY:** Thank you, Madame President Pro Tem. I want to briefly stand and speak to Joe Brooks, the Honorable Joe Brooks. I did not have the pleasure of serving with him while he served here but Joe was a force in the community of Waldo County. He was well-known for his journalism and for his public service both here and in community organizations across the county and also well-known for his annual playing of Santa at various organizations and took great joy in delighting children and the magic of Christmas. So, I just want to recognize his passing today. Thank you.

The Joint Resolution was **ADOPTED**.

Sent down for concurrence.

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**REPORTS OF COMMITTEES**

**House**

**Ought to Pass As Amended**

The Committee on **AGRICULTURE, CONSERVATION AND FORESTRY** on Resolve, Authorizing the Director of the Bureau of Parks and Lands To Renew a Lease of Certain Land in Aroostook State Park to the Federal Aviation Administration

H.P. 1470 L.D. 1984

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-933)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Resolve **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-933)**.

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

Resolve **READ ONCE**.

Committee Amendment "A" (H-933) **READ** and **ADOPTED**, in concurrence.

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

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The Committee on **EDUCATION AND CULTURAL AFFAIRS** on Resolve, Regarding MaineCare Funding for Maine Schools  
H.P. 1326 L.D. 1775

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-923)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Resolve **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-923)**.

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

Resolve **READ ONCE**.

Committee Amendment "A" (H-923) **READ** and **ADOPTED**, in concurrence.

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

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The Committee on **ENERGY, UTILITIES AND TECHNOLOGY** on Bill "An Act To Establish a Wood-fired Combined Heat and Power Program"

H.P. 880 L.D. 1202

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-932)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-932)**.

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

Bill **READ ONCE**.

Committee Amendment "A" (H-932) **READ** and **ADOPTED**, in concurrence.

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

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The Committee on **HEALTH COVERAGE, INSURANCE AND FINANCIAL SERVICES** on Bill "An Act Regarding Targets for Health Plan Investments in Primary Care and Behavioral Health"  
H.P. 874 L.D. 1196

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-911)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-911)**.

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

Bill **READ ONCE**.

Committee Amendment "A" (H-911) **READ** and **ADOPTED**, in concurrence.

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

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The Committee on **HEALTH COVERAGE, INSURANCE AND FINANCIAL SERVICES** on Bill "An Act To Improve Access to Behavioral Health Services by Prohibiting Cost Sharing by Insurers"

H.P. 1355 L.D. 1822

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-910)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-910)**.

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

Bill **READ ONCE**.

Committee Amendment "A" (H-910) **READ** and **ADOPTED**, in concurrence.

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

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Off Record Remarks

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The Committee on **HEALTH COVERAGE, INSURANCE AND FINANCIAL SERVICES** on Bill "An Act To Improve Children's Mental Health by Requiring Insurance Coverage for Certain Mental Health Treatment" (EMERGENCY)

H.P. 1416 L.D. 1910

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-924)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-924)**.

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

Bill **READ ONCE**.

Committee Amendment "A" (H-924) **READ** and **ADOPTED**, in concurrence.

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

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The Committee on **INLAND FISHERIES AND WILDLIFE** on Bill "An Act To Allow the Commissioner of Inland Fisheries and Wildlife To Authorize the Hunting of Antlerless Deer without a Permit in Certain Areas"

H.P. 82 L.D. 116

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-903)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-903)**.

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

Bill **READ ONCE**.

Committee Amendment "A" (H-903) **READ** and **ADOPTED**, in concurrence.

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

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The Committee on **JUDICIARY** on Bill "An Act To Implement the Recommendations of the Right To Know Advisory Committee Concerning Remote Participation"

H.P. 1466 L.D. 1971

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-904)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-904)**.

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

Bill **READ ONCE**.

Committee Amendment "A" (H-904) **READ** and **ADOPTED**, in concurrence.

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

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The Committee on **LABOR AND HOUSING** on Bill "An Act To Clarify COVID-19 Paid Leave for School Employees" (EMERGENCY)

H.P. 1384 L.D. 1874

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-916)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-916)**.

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

Bill **READ ONCE**.

Committee Amendment "A" (H-916) **READ** and **ADOPTED**, in concurrence.

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

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The Committee on **LABOR AND HOUSING** on Bill "An Act To Improve the Low-income Home Energy Assistance Program" (EMERGENCY)

H.P. 1492 L.D. 2006

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-900)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-900)**.

Report **READ**.

On motion by Senator **VITELLI** of Sagadahoc, **TABLED** until Later in Today's Session, pending **ACCEPTANCE OF REPORT**, in concurrence.

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The Committee on **MARINE RESOURCES** on Bill "An Act To Create a Legal Defense Fund for the Maine Lobster Industry"

H.P. 1422 L.D. 1916

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-914)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-914)**.

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

Bill **READ ONCE**.

Committee Amendment "A" (H-914) **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 **TRANSPORTATION** on Bill "An Act To Make Supplemental Appropriations and Allocations for the Expenditures of State Government, Highway Fund and Other Funds and To Change Certain Provisions of the Law Necessary to the Proper Operations of State Government for the Fiscal Years Ending June 30, 2022 and June 30, 2023" (EMERGENCY)

H.P. 1483 L.D. 1996

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-919)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-919)**.

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

Bill **READ ONCE**.

Committee Amendment "A" (H-919) **READ** and **ADOPTED**, in concurrence.

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

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The Committee on **VETERANS AND LEGAL AFFAIRS** on Bill "An Act To Allow Christine Pratt To Be Buried at the Southern Maine Veterans Cemetery"

H.P. 455 L.D. 619

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-921)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-921)**.

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

Bill **READ ONCE**.

Committee Amendment "A" (H-921) **READ** and **ADOPTED**, in concurrence.

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

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The Committee on **VETERANS AND LEGAL AFFAIRS** on Bill "An Act To Allow Outdoor Stadiums To Sell Spirits" (EMERGENCY)

H.P. 1513 L.D. 2031

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-912)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-912)**.

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

Bill **READ ONCE**.

Committee Amendment "A" (H-912) **READ** and **ADOPTED**, in concurrence.

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

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**Divided Report**

The Majority of the Committee on **AGRICULTURE, CONSERVATION AND FORESTRY** on Bill "An Act To Implement the Recommendations of the Ending Hunger by 2030 Advisory Group"

H.P. 127 L.D. 174

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-899)**.

Signed:

Senators:

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

Representatives:

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

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

Signed:

Representative:

- UNDERWOOD of Presque Isle

Comes from the House with the Majority **OUGHT TO PASS AS AMENDED** Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-899) AS AMENDED BY HOUSE AMENDMENT "A" (H-925)** thereto.

Reports **READ**.

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

Bill **READ ONCE**.

Committee Amendment "A" (H-899) **READ**.

House Amendment "A" (H-925) to Committee Amendment "A" (H-899) **READ** and **ADOPTED**, in concurrence.

Committee Amendment "A" (H-899) as Amended by House Amendment "A" (H-925) thereto, **ADOPTED**, in concurrence.

Under suspension of the Rules, **READ A SECOND TIME** and **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-899) AS AMENDED BY HOUSE AMENDMENT "A" (H-925)** thereto, in concurrence.

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

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The President Pro Tem requested the Sergeant-At-Arms escort the Senator from Aroostook, Senator **JACKSON**, to the rostrum where he resumed his duties as President.

The Sergeant-At-Arms escorted the Senator from Cumberland, Senator **BREEN**, to her seat on the Floor.

The Senate was called to order by the President.

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Off Record Remarks

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**Divided Report**

The Majority of the Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY** on Bill "An Act To Require Training in Racial Issues, Racial Justice and Social Issues at the Maine Criminal Justice Academy and To Establish Additional Requirements for Law Enforcement Officers and Candidates"

H.P. 1063 L.D. 1447

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-893)**.

Signed:

Senator:

- DESCHAMBAULT of York

Representatives:

- WARREN of Hallowell
- LOOKNER of Portland
- MORALES of South Portland
- PLUECKER of Warren
- RECKITT of South Portland
- TALBOT ROSS of Portland

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

Signed:

Senator:

CYRWAY of Kennebec

Representatives:

NEWMAN of Belgrade

PICKETT of Dixfield

RUDNICKI of Fairfield

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-893)**.

Reports **READ**.

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

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

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

Senator **CYRWAY:** Thank you, Mr. President. Ladies and gentlemen of the Senate, I rise to speak in opposition to the motion before us as the proposed Resolve duplicates what already exists and may undermine the work that is being conducted by the Criminal Justice Academy, 17 member Board of Trustees. The Board holds regular public meetings where it discusses the Academy and the Board reviews training methodology, revises training curricular as needed, establishes the minimum standards of mandatory law enforcement, policies as required by state statute, it certifies instructors and in-service training programs for law enforcement and corrections personnel across the state, and is responsible for revoking or suspending law enforcement and corrections officers' certification who have failed to meet mandatory training standards and who have been engaged in criminal or other disqualifying conduct. The Board is responsive to issues that arise around police accountability. A prime example of this was their swift action during the pandemic when they made changes involving issues around the use of force, prohibiting choke holds, mandating officers' intervention if they saw violations. If someone feels there is an issue, they can bring it to the Board for review. As previously stated, the Board is compromised - is comprised of 17 members; 5 who serve by virtue of their public office, 12 are appointed by the Governor, and these individuals represent municipal, county, state, and federal law enforcement as well as correction officers, and 5 of the trustees are civilians who have never been a sworn member of law enforcement. This bill would undermine the Governor and the Academy trustees by creating a new committee of individuals appointed by Legislature leadership. Additionally, this Resolve would require the new committee to submit a report to the Legislature's Criminal Justice and Public Safety. The

Legislature's Criminal Justice and Public Safety Committee already receives a lengthy and very informative report from the Criminal Justice Academy's Board of Trustees which covers many of the areas this new committee would be tasked with reporting on. While I appreciate the efforts made to change this bill, this resolve creates a committee that is duplicative and unnecessary. I don't know of any other committee as large as this one would be because it would double the size and right now the committee that we use at the academy is probably one of the largest committees in the state. If you think about it, where do we have two committees reviewing the Department of Education or DHHS or any other when they have not brought any situation to the academy of a problem. DHHS has had several issues, in fact our Senator Diamond brought up a really serious event, and Senator Curry, and I agree with having some way of checking those things out and I think that I tip my hat off to them, but if they had an issue or this committee they should have brought some questions forward and then maybe, if we didn't have it resolved, then this committee would be appropriate. Thank you, Mr. President. I appreciate the time, and ladies and gentlemen, I am voting Ought Not to Pass on this.

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

Senator **DESCHAMBAULT:** Thank you, Mr. President. I pretty much didn't like the original bill and I'll explain why. The original bill was an act, it would have been the law, to require training in racial issues, racial justice, social issues at the Maine Criminal Justice Academy and to establish additional requirements for law enforcement officers and candidates. I agree a 17 member civilian board, mostly, to have that ability to change the curriculum was not the way to go. In the public hearing there was much testimony to that, including from the Commissioner of Public Safety, law enforcement, and the do's and the don't and the why's. I have to somewhat applaud the sponsor of the bill in that it has been amended, strikes out the title and instead of an act, and the absolute law, it's a Resolve. The Resolve to study training of racial issues, racial justice, social issues of the Academy. So, if you're going to have a Resolve, what are you going to do? Yes, there is a 17 member board and, yes, there's a very good responsible Board of Trustees at the Academy. But when you're talking about racial issues, racial justice, it would behoove us to at least bring the public to be on a committee, public that deal with education in these issues, and I wouldn't think that the trustees would feel this as a threat. Let me tell you, and as the good Senator Cyrway and a member of the committee stated, it is a 17 member board. Three members will be appointed by the Senate President, four by the House of Representatives. You'll have the Commissioner of Public Safety on that committee. The Director of the Academy will be on this board. Someone who does the curriculum at the Academy will also be on that board. Then you have a representative from the statewide association of police officers will be there. A representative from a statewide association of Maine sheriffs will be on that committee. Someone from municipalities. A representative that advocates for civil liberties. A representative of public education and higher education. Someone who's in restorative justice. Someone who advocates for victims. So, I find that to be a pretty well-balanced committee and, yes, he is correct, they will meet throughout the year and they are required

to submit a report and recommendations to the Maine Criminal Justice Academy. Thank you very much.

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

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

**ROLL CALL (#703)**

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

NAYS: Senators: CYRWAY, FARRIN, KEIM

EXCUSED: Senators: GUERIN, RAFFERTY

29 Senators having voted in the affirmative and 3 Senators having voted in the negative, with 2 Senators being excused, the motion by Senator **DESCHAMBAULT** of York to **ACCEPT** the Majority **OUGHT TO PASS AS AMENDED** Report, in concurrence, **PREVAILED**.

Bill **READ ONCE**.

Committee Amendment "A" (H-893) **READ** and **ADOPTED**, in concurrence.

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

Off Record Remarks

**Divided Report**

The Majority of the Committee on **EDUCATION AND CULTURAL AFFAIRS** on Resolve, Regarding Legislative Review of Portions of Chapter 60: New School Siting Approval, Portions of Chapter 61: State Board of Education Rules for Major Capital School Construction Projects and Portions of Chapter 125: Basic School Approval Standards: Public Schools and School Administrative Units, Major Substantive Rules of the Department of Education, State Board of Education (EMERGENCY)

H.P. 1446 L.D. 1935

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-928)**.

Signed:

Senators:

RAFFERTY of York  
DAUGHTRY of Cumberland  
WOODSOME of York

Representatives:

BRENNAN of Portland  
CROCKETT of Portland  
DODGE of Belfast  
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 To Pass as Amended by Committee Amendment "B" (H-929)**.

Signed:

Representatives:

LYMAN of Livermore Falls  
SAMPSON of Alfred

Comes from the House with the Majority **OUGHT TO PASS AS AMENDED BY COMMITTEE AMENDMENT "A" (H-928)** Report **READ** and **ACCEPTED** and the Resolve **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-928)**.

Reports **READ**.

On motion by Senator **DAUGHTRY** of Cumberland, the Majority **OUGHT TO PASS AS AMENDED BY COMMITTEE AMENDMENT "A" (H-928)** Report **ACCEPTED**, in concurrence.

Resolve **READ ONCE**.

Committee Amendment "A" (H-928) **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-928)**, in concurrence.

**Divided Report**

The Majority of the Committee on **HEALTH AND HUMAN SERVICES** on Bill "An Act To Amend the Laws Regarding Health and Human Services"

H.P. 277 L.D. 393

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-907).**

Signed:

Senators:  
CLAXTON of Androscoggin  
BALDACCI of Penobscot

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

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

Signed:

Senator:  
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-907).**

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-907) **READ** and **ADOPTED**, in concurrence.

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

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**Divided Report**

The Majority of the Committee on **HEALTH AND HUMAN SERVICES** on Bill "An Act To Make MaineCare Rules Pertaining to Global Home and Community-based Services Waiver Programs and Person-centered Planning and Settings Major Substantive Rules" (EMERGENCY)

H.P. 1324 L.D. 1773

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

Signed:

Senators:  
CLAXTON of Androscoggin  
BALDACCI of Penobscot  
MOORE of Washington

Representatives:  
MEYER of Eliot  
CONNOR of Lewiston  
GRIFFIN of Levant  
JAVNER of Chester  
LEMELIN of Chelsea  
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 To Pass as Amended by Committee Amendment "A" (H-908).**

Signed:

Representative:  
CRAVEN of Lewiston

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

Reports **READ.**

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

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**Divided Report**

The Majority of the Committee on **JUDICIARY** on Bill "An Act To Enact the Maine Data Collection Protection Act"  
H.P. 669 L.D. 913

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-905).**

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 as Amended** Report.)

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-905)**.

Reports **READ**.

Senator **CARNEY** 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 PRESIDENT:** The Chair recognizes the Senator from Cumberland, Senator Carney.

Senator **CARNEY:** Thank you, Mr. President. I wish to speak to the pending motion. L.D. 913 is an important bill because it balances the need for court transparency and access to information with the need to protect Mainers from unfair use of electronic court records as our state courts implement the E filing system. Landlords use prospective tenant's court histories of evictions when deciding whether to accept a tenant. Currently, there are few rules that limit the ways in which this information can be used to deny access to housing. This mean prospective tenants can be denied based on very old court records, court cases that the tenant actually won, and no-cause evictions in which a tenant's only fault was being unable to find a place to move before the court heard the case. Maine court records show when illegal evictions have been filed against - show that when legal actions, excuse me, have been filed against Mainers for eviction or debt collection they're often misinterpreted. When it comes to evictions, the moment a case is filed the tenant has a permanent eviction record. It does not matter if the tenancy lasted decades, ended amicably with a mediated court agreement, or even if the tenant won the case. An eviction record can burden a person's housing search for life. As amended, this bill continues court house access to eviction and small claims records but limits electronic access if the eviction action or small claims action is resolved by agreement of the parties, is dismissed, is resolved in favor of the defendant, or more than three years have lapsed since the judgment was entered. It will

stem the unfair use of on-line court records to prevent Mainers from finding housing in this tight rental market. I urge you to support the pending motion.

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

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

#### ROLL CALL (#704)

YEAS: Senators: BREEN, BRENNER, CARNEY, CHIPMAN, CLAXTON, CURRY, DAUGHTRY, DILL, HICKMAN, LIBBY, MAXMIN, MIRAMANT, POULIOT, SANBORN, VITELLI, PRESIDENT JACKSON

NAYS: Senators: BAILEY, BALDACCI, BENNETT, BLACK, CYRWAY, DAVIS, DESCHAMBAULT, DIAMOND, FARRIN, KEIM, LAWRENCE, MOORE, ROSEN, STEWART, TIMBERLAKE, WOODSOME

EXCUSED: Senators: GUERIN, RAFFERTY

16 Senators having voted in the affirmative and 16 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, in concurrence, **FAILED**.

On motion by Senator **DAUGHTRY** of Cumberland, **TABLED** until Later in Today's Session, pending **ACCEPTANCE** of the Minority **OUGHT NOT TO PASS** Report, in **NON-CONCURRENCE**.

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#### Divided Report

The Majority of the Committee on **LABOR AND HOUSING** on Bill "An Act To Improve Labor Laws for Workers in Maine" H.P. 130 L.D. 177

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-927)**.

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

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-927)**.

Reports **READ**.

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

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

Senator **DAUGHTRY:** Thank you, Mr. President. I just wanted to quickly rise and let the Chamber know what the contents of this bill does. It's actually a really exciting bill. It had been amended to give \$200,000 to the Registered Apprenticeship Program here in the state of Maine. This goes to an amazing slew of registered apprenticeships throughout the state. It's a really great opportunity to train our sort of postsecondary opportunities for students in Maine as well as those who are looking, you know, to switch careers. It provides a really amazing opportunity for a lot of employees and really a lot of amazing employers in the state of Maine. So, I urge you to support this bill.

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

Bill **READ ONCE**.

Committee Amendment "A" (H-927) **READ** and **ADOPTED**, in concurrence.

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

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**Divided Report**

The Majority of the Committee on **LABOR AND HOUSING** on Bill "An Act To Amend Certain Employment Laws To Help Front-line and Other Workers"

H.P. 336 L.D. 460

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-913)**.

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-913)**.

Reports **READ**.

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

Bill **READ ONCE**.

Committee Amendment "A" (H-913) **READ** and **ADOPTED**, in concurrence.

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

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**Divided Report**

The Majority of the Committee on **LABOR AND HOUSING** on Bill "An Act To Include within the Definitions of 'Public Employee' and 'Judicial Employee' Those Who Have Been Employed for Less Than 6 Months"

H.P. 580 L.D. 775

Reported that the same **Ought to Pass as Amended by Committee Amendment "B" (H-915)**.

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

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 "B" (H-915)**.

Reports **READ**.

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

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

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

**ROLL CALL (#705)**

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

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

EXCUSED: Senators: GUERIN, RAFFERTY

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 TO PASS AS AMENDED** Report, in concurrence, **PREVAILED**.

Bill **READ ONCE**.

Committee Amendment "B" (H-915) **READ** and **ADOPTED**, in concurrence.

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

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**Divided Report**

The Majority of the Committee on **LABOR AND HOUSING** on Bill "An Act To Provide Incentives to Unemployed Workers To Become Part of the Caregiver Workforce" (EMERGENCY) H.P. 654 L.D. 898

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-926)**.

Signed:

Senators:

DAUGHTRY of Cumberland  
HICKMAN of Kennebec

Representatives:

SYLVESTER of Portland  
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

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-926)**.

Reports **READ**.

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

Bill **READ ONCE**.

Committee Amendment "A" (H-926) **READ** and **ADOPTED**, in concurrence.

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

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**Divided Report**

The Majority of the Committee on **LABOR AND HOUSING** on Bill "An Act Concerning Nondisclosure Agreements in Employment" H.P. 711 L.D. 965

Reported that the same **Ought to Pass as Amended by Committee Amendment "B" (H-906)**.

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  
MORRIS of Turner

Comes from the House with the Majority **OUGHT TO PASS AS AMENDED** Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "B" (H-906)**.

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

Senator **DAUGHTRY:** Thank you, Mr. President. Ladies and gentlemen of the Senate, if you're looking at this and feeling like you're having déjà vu it's not just because it's Thursday. This bill has been through both Chambers before. It was actually pulled back to be part of the pilot project for the Racial Impact Statement for the Maine State Legislature that was put forth by the Legislative Council. Nothing has changed in the bill. It was able to have a presentation as part of its pilot. For those who are interested, the Racial Impact Statement is on-line. The conclusion from the report was that this bill would likely reduce inequities for historically disadvantaged racial populations. So, it's the same bill. It's just part of a pilot project.

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

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

**ROLL CALL (#706)**

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

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

**EXCUSED:** Senators: GUERIN, RAFFERTY

21 Senators having voted in the affirmative and 11 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 "B" (H-906) **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 **LABOR AND HOUSING** on Resolve, Regarding Legislative Review of Portions of Chapter 9: Rules Governing Administrative Civil Money Penalties for Labor Law Violations, a Major Substantive Rule of the Department of Labor, Bureau of Labor Standards (EMERGENCY)

H.P. 1432 L.D. 1925

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-901)**.

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 To Pass as Amended by Committee Amendment "B" (H-902)**.

Signed:

Senator:

GUERIN of Penobscot

Representatives:

BRADSTREET of Vassalboro  
MORRIS of Turner

Comes from the House with the Majority **OUGHT TO PASS AS AMENDED BY COMMITTEE AMENDMENT "A" (H-901)** Report **READ** and **ACCEPTED** and the Resolve **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-901)**.

Reports **READ**.

On motion by Senator **DAUGHTRY** of Cumberland, the Majority **OUGHT TO PASS AS AMENDED BY COMMITTEE AMENDMENT "A" (H-901)** Report **ACCEPTED**, in concurrence.

Bill **READ ONCE**.

Committee Amendment "A" (H-901) **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-901)**, in concurrence.

**Divided Report**

The Majority of the Committee on **VETERANS AND LEGAL AFFAIRS** on Bill "An Act To Improve Testing Requirements for Adult Use Marijuana" (EMERGENCY)

H.P. 1471 L.D. 1985

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-909)**.

Signed:

Senators:

HICKMAN of Kennebec  
MIRAMANT of Knox

Representatives:

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

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

Signed:

Representatives:

COREY of Windham  
DOLLOFF of Milton Township  
KINNEY of Knox

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-909) AS AMENDED BY HOUSE AMENDMENT "A" (H-922)** thereto.

Reports **READ**.

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

On motion by Senator **CYRWAY** 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 (#707)**

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

NAYS: Senators: CYRWAY, DESCHAMBAULT

EXCUSED: Senators: GUERIN, RAFFERTY

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

Bill **READ ONCE**.

Committee Amendment "A" (H-909) **READ**.

House Amendment "A" (H-922) to Committee Amendment "A" (H-909) **READ** and **ADOPTED**, in concurrence.

Committee Amendment "A" (H-909) as Amended by House Amendment "A" (H-922) thereto, **ADOPTED**, in concurrence.

Under suspension of the Rules, **READ A SECOND TIME** and **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-909) AS AMENDED BY HOUSE AMENDMENT "A" (H-922)** thereto, in concurrence.

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**Divided Report**

Five Members of the Committee on **ENERGY, UTILITIES AND TECHNOLOGY** on Bill "An Act Pertaining to Transmission Lines Not Needed for Reliability or Local Generation"  
H.P. 123 L.D. 170

Reported in Report "**A**" that the same **Ought to Pass as Amended by Committee Amendment "A" (H-931)**

Signed:

Senator:  
VITELLI of Sagadahoc

Representatives:  
BERRY of Bowdoinham  
GROHOSKI of Ellsworth  
KESSLER of South Portland  
SACHS of Freeport

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

Signed:

Senator:  
STEWART of Aroostook

Representatives:  
CARLOW of Buxton  
FOSTER of Dexter  
GRIGNON of Athens  
WADSWORTH of Hiram

Comes from the House with Report "**A**", **OUGHT TO PASS AS AMENDED, READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-931)**.

Reports **READ**.

Senator **LAWRENCE** of York moved the Senate **ACCEPT** Report "**A**", **OUGHT TO PASS AS AMENDED**, in concurrence.

On further motion by same Senator, **TABLED** until Later in Today's Session, pending the motion by same Senator to **ACCEPT** Report "**A**", **OUGHT TO PASS AS AMENDED**, in concurrence.

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**Senate**

**Ought to Pass As Amended**

Senator DILL for the Committee on **AGRICULTURE, CONSERVATION AND FORESTRY** on Resolve, To Authorize the Bureau of Parks and Lands To Enter into a Lease with Christian Camps and Conferences for a Parcel of Land Located in Somerset County

S.P. 715 L.D. 1983

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-511)**.

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

Bill **READ ONCE**.

Committee Amendment "A" (S-511) **READ** and **ADOPTED**.

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

Sent down for concurrence.

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Senator DILL for the Committee on **AGRICULTURE, CONSERVATION AND FORESTRY** on Bill "An Act Relating to Perfluoroalkyl and Polyfluoroalkyl Substances Contamination in the State"

S.P. 729 L.D. 2013

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-523).**

Report **READ.**

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

Senator **DILL:** Thank you, Mr. Chair. I just want to speak to this briefly. I know it's a unanimous report but PFAS, it's the newest four letter word on the list of four letter words. Just the sound of it makes people cringe and what this bill does is asks for \$100 million for remediation purposes. It puts an advisory group together. It talks about research and lots of other things that can be done with these funds. I would just say to the members of this Chamber, this is probably one of the few times in history where we'd actually have \$100 million sitting there, where we might be able to actually put it towards it without robbing Peter to pay Paul. So, I just want to say that there's other bills coming out on PFAS that you'll hear but on this one I just want everybody's support. I just want to mention that. Thank you.

Report **ACCEPTED.**

Bill **READ ONCE.**

Committee Amendment "A" (S-523) **READ and ADOPTED.**

Under suspension of the Rules, **READ A SECOND TIME.**

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 Doorkeepers secured the Chamber.

The Secretary opened the vote.

**ROLL CALL (#708)**

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, ROSEN, SANBORN, STEWART, TIMBERLAKE, VITELLI, WOODSOME, PRESIDENT JACKSON

NAYS: Senators: None

EXCUSED: Senators: GUERIN, RAFFERTY

32 Senators having voted in the affirmative and no Senators having voted in the negative, with 2 Senators being excused, the Bill was **PASSED TO BE ENGROSSED AS AMENDED.**

Sent down for concurrence.

Senator DILL for the Committee on **AGRICULTURE, CONSERVATION AND FORESTRY** on Resolve, To Authorize the Bureau of Parks and Lands To Enter into a Lease with Aroostook Technologies, Inc. for a Parcel of Land in Township 11, Range 4 WELS

S.P. 735 L.D. 2025

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-518).**

Report **READ and ACCEPTED.**

Resolve **READ ONCE.**

Committee Amendment "A" (S-518) **READ and ADOPTED.**

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

Sent down for concurrence.

Senator CLAXTON for the Committee on **HEALTH AND HUMAN SERVICES** on Resolve, To Assess the Feasibility of the Production of Insulin in Maine

S.P. 574 L.D. 1729

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-508).**

Report **READ and ACCEPTED.**

Resolve **READ ONCE.**

Committee Amendment "A" (S-508) **READ and ADOPTED.**

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

Sent down for concurrence.

Senator CLAXTON for the Committee on **HEALTH AND HUMAN SERVICES** on Bill "An Act To Improve the Quality and Affordability of Primary Health Care Provided by Federally Qualified Health Centers" (EMERGENCY)

S.P. 625 L.D. 1787

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-509).**

Report **READ and ACCEPTED.**

Bill **READ ONCE.**

Committee Amendment "A" (S-509) **READ and ADOPTED.**

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

Sent down for concurrence.

TUELL of East Machias

Reports **READ**.

Senator CLAXTON for the Committee on **HEALTH AND HUMAN SERVICES** on Bill "An Act To Create the Amyotrophic Lateral Sclerosis Incidence Registry"

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

S.P. 724 L.D. 2007

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-512)**.

**Divided Report**

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

The Majority of the Committee on **HEALTH AND HUMAN SERVICES** on Bill "An Act To Expand the Statewide Voluntary Early Childhood Consultation Program"

S.P. 220 L.D. 533

Bill **READ ONCE**.

Committee Amendment "A" (S-512) **READ** and **ADOPTED**.

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-510)**.

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

Signed:

Sent down for concurrence.

Senators:

CLAXTON of Androscoggin  
BALDACCI of Penobscot

**Divided Report**

The Majority of the Committee on **ENVIRONMENT AND NATURAL RESOURCES** on Bill "An Act To Sustain Good-paying Jobs in the Forest Products Industry by Ensuring Consistency between Comprehensive River Resource Management Plans and State Water Quality Standards"

Representatives:

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

S.P. 710 L.D. 1979

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-520)**.

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

Signed:

Signed:

Senators:

BRENNER of Cumberland  
BENNETT of Oxford  
CARNEY of Cumberland

Senator:

MOORE of Washington

Representatives:

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

Representatives:

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

The Minority of the same Committee on the same subject reported that the same **Ought To Pass as Amended by Committee Amendment "B" (S-521)**.

Reports **READ**.

Signed:

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

Representatives:

HANLEY of Pittston  
O'CONNOR of Berwick

Bill **READ ONCE**.

Committee Amendment "A" (S-510) **READ** and **ADOPTED**.

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

Sent down for concurrence.

**ROLL CALL (#709)**

**Divided Report**

The Majority of the Committee on **JUDICIARY** on Bill "An Act To Restrict Access to Weapons Pursuant to Court Order in Cases of Harassment"

S.P. 336 L.D. 1068

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

Signed:

Senators:

- CARNEY of Cumberland
- KEIM of Oxford
- SANBORN of Cumberland

Representatives:

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

The Minority of the same Committee on the same subject reported that the same **Ought To Pass as Amended by Committee Amendment "A" (S-515)**.

Signed:

Representative:

- BABBIDGE of Kennebunk

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

Reports **READ**.

Senator **CARNEY** of Cumberland 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.

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, ROSEN, SANBORN, STEWART, TIMBERLAKE, VITELLI, WOODSOME, PRESIDENT JACKSON

NAYS: Senators: None

EXCUSED: Senators: GUERIN, RAFFERTY

32 Senators having voted in the affirmative and no Senators having voted in the negative, with 2 Senators being excused, the motion by Senator **CARNEY** of Cumberland to **ACCEPT** the Majority **OUGHT NOT TO PASS** Report **PREVAILED**.

Sent down for concurrence.

**Divided Report**

The Majority of the Committee on **JUDICIARY** on Bill "An Act To Clarify and Recodify Maine's Protection from Abuse Statutes" S.P. 551 L.D. 1696

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

Signed:

Senators:

- CARNEY of Cumberland
- KEIM of Oxford
- SANBORN of Cumberland

Representatives:

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

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

Signed:

Representative:

- THORNE of Carmel

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



Reports **READ**.

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

Bill **READ ONCE**.

Committee Amendment "A" (S-516) **READ** and **ADOPTED**.

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

Sent down for concurrence.

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**Divided Report**

The Majority of the Committee on **JUDICIARY** on Bill "An Act To Improve the Child and Family Court Process"  
S.P. 648 L.D. 1831

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

Signed:

Senators:

- CARNEY of Cumberland
- KEIM of Oxford
- SANBORN of Cumberland

Representatives:

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

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

Signed:

Representatives:

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

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

Reports **READ**.

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

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

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

Senator **CARNEY:** Thank you, Mr. President. I just wish to speak briefly to my colleagues. This is a really important bill. It provides for additional magistrates to assist with decision making in family matters in our district courts. Our families and Maine children really need these additional resources and I urge you to support the pending motion.

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

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

**ROLL CALL (#710)**

**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, ROSEN, SANBORN, STEWART, TIMBERLAKE, VITELLI, WOODSOME, PRESIDENT JACKSON

**NAYS:** Senators: None

**EXCUSED:** Senators: GUERIN, RAFFERTY

32 Senators having voted in the affirmative and no 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-514) **READ** and **ADOPTED**. Under suspension of the Rules, **READ A SECOND TIME** and **PASSED TO BE ENGROSSED AS AMENDED**.

Sent down for concurrence.

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**Divided Report**

The Majority of the Committee on **LABOR AND HOUSING** on Bill "An Act To Amend the Laws Governing Retirement Benefit Reductions for Corrections Supervisors Currently Included in the 1998 Special Plan"

S.P. 658 L.D. 1840

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-517)**.

Signed:

Committee Amendment "A" (S-517) **READ** and **ADOPTED**.

Senators:

DAUGHTRY of Cumberland  
HICKMAN of Kennebec

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

Sent down for concurrence.

Representatives:

SYLVESTER of Portland  
GERE of Kennebunkport  
PEBworth of Blue Hill  
PRESCOTT of Waterboro  
ROEDER of Bangor  
WARREN of Scarborough

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

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

**ENACTORS**

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

Signed:

**Constitutional Amendment**

Senator:

GUERIN of Penobscot

RESOLUTION, Proposing an Amendment to the Constitution of Maine To Establish a Right to a Healthy Environment  
S.P. 196 L.D. 489  
(C "A" S-53)

Representatives:

BRADSTREET of Vassalboro  
DRINKWATER of Milford  
MORRIS of Turner

Comes from the House, **FAILED FINAL PASSAGE**.

Reports **READ**.

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

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.

**Emergency Measure**

The Doorkeepers secured the Chamber.

\_\_\_\_\_  
An Act Regarding Delegating Authority for Services Performed by Emergency Medical Services Personnel in Health Care Facilities  
S.P. 633 L.D. 1858  
(C "A" S-478)

The Secretary opened the vote.

**ROLL CALL (#711)**

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

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

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

**Emergency Measure**

EXCUSED: Senators: GUERIN, RAFFERTY

\_\_\_\_\_  
An Act To Facilitate Access to Heating Assistance  
S.P. 702 L.D. 1966  
(C "A" S-475)

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**.

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

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

Senate at Ease.

The Senate was called to order by the President.

**Acts**

An Act To Provide Maine Children Access to Affordable Health Care

S.P. 158 L.D. 372  
(C "C" S-476)

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

An Act To Clarify Health Insurance Coverage for Postpartum Care

S.P. 443 L.D. 1357  
(C "A" S-470)

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

An Act To Require Health Insurance Carriers and Pharmacy Benefits Managers To Appropriately Account for Cost-sharing Amounts Paid on Behalf of Insureds

S.P. 621 L.D. 1783  
(C "A" S-479)

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

An Act To Prohibit Discrimination in Employment and School Based on Hair Texture or Hairstyle

S.P. 237 L.D. 598

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

**Resolve**

Resolve, Clarifying the Conveyance of Land to the Passamaquoddy Tribe in the Town of Meddybemps

H.P. 1518 L.D. 2036

**ORDERS OF THE DAY**

**Unfinished Business**

The following matters 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 (3/24/22) matter:

An Act To Implement the Recommendations of the Motor Vehicle Inspection Working Group

S.P. 742 L.D. 2032

Tabled - March 31, 2022 by Senator **DIAMOND** of Cumberland

Pending - **ENACTMENT**, in concurrence

(In Senate, March 24, 2022, Report **READ** and **ACCEPTED** and Bill **PASSED TO BE ENGROSSED**.)

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

Senator **DIAMOND** of Cumberland 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 Doorkeepers secured the Chamber.

The Secretary opened the vote.

**ROLL CALL (#712)**

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, ROSEN, SANBORN, STEWART, TIMBERLAKE, VITELLI, WOODSOME, PRESIDENT JACKSON

NAYS: Senators: None

EXCUSED: Senators: GUERIN, RAFFERTY

32 Senators having voted in the affirmative and no Senators having voted in the negative, with 2 Senators being excused, the motion by Senator **DIAMOND** of Cumberland to **INDEFINITELY POSTPONE** the Bill and accompanying papers, in **NON-CONCURRENCE, PREVAILED**.

Sent down for concurrence.

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The Chair laid before the Senate the following Tabled and Later Assigned (4/5/22) matter:

SENATE REPORTS - from 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

Majority - **Ought to Pass as Amended by Committee Amendment "A" (S-504)** (11 members)

Minority - **Ought to Pass as Amended by Committee Amendment "B" (S-505)** (2 members)

Tabled - April 5, 2022 by Senator **DILL** of Penobscot

Pending - motion by same Senator to **ACCEPT** the Majority **OUGHT TO PASS AS AMENDED BY COMMITTEE AMENDMENT "A" (S-504)** Report

(In Senate, April 5, 2022, Reports **READ**.)

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

Senator **DILL:** Thank you, Mr. Chair. I just wanted to point out to everybody that, yes, you see the title here started out in favor of potato farmers but in committee it was changed so that it's for all farmers now. It does - not just for potato farmers and I would say that it's a very good bill. It's been a lot of problems with drought, as you know, around the state and this will give everybody the same opportunity for irrigation and other things.

On motion by Senator **DILL** of Penobscot, the Majority **OUGHT TO PASS AS AMENDED BY COMMITTEE AMENDMENT "A" (S-504)** Report **ACCEPTED**.

Bill **READ ONCE**.

Committee Amendment "A" (S-504) **READ** and **ADOPTED**.

Under suspension of the Rules, **READ A SECOND TIME** and **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-504)**.

Sent down for concurrence.

The Chair laid before the Senate the following Tabled and Later Assigned (4/5/22) matter:

SENATE REPORTS - from 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

Majority - **Ought to Pass as Amended by Committee Amendment "A" (S-484)** (8 members)

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

Tabled - April 5, 2022 by Senator **DAUGHTRY** of Cumberland

Pending - motion by Senator **LAWRENCE** of York to **ACCEPT** the Majority **OUGHT TO PASS AS AMENDED** Report (Roll Call Ordered)

(In Senate, April 5, 2022, Reports **READ**.)

**THE PRESIDENT:** The Chair recognizes the Senator from Sagadahoc, Senator Vitelli.

Senator **VITELLI:** Thank you, Mr. President. Men and women of the Senate, I rise today to speak in strong support of L.D. 1579, An Act to Transition State and Local Motor Vehicle Fleets to 100 Percent Zero-emission Vehicles. High gas prices, caused by volatile global markets, are hitting Maine at the gas pump hard. To relieve some of the strain on their budgets, many of our friends, neighbors, and constituents are cutting down on travel time and some are making the switch to electric vehicles or hybrid vehicles to avoid paying at the pump. State, county, and municipal governments are also paying more than ever to fuel their gas powered fleets, using taxpayer dollars. It doesn't appear that the global fossil fuel market will be calming any time soon. As Maine increases our domestic energy production, it's becoming increasingly clear that the switch from gas to electric and zero emission vehicles is the best use of Maine tax dollars. Of course, the switch to zero emission vehicles isn't just fiscally responsible. As explained by the Maine Climate Council in their Maine Won't Wait report, the single biggest contributor to Maine's greenhouse gas emissions is the transportation sector. Fifty-four percent of Maine's annual greenhouse gas emissions comes from transportation. In order to meet Maine's climate goals, the report explains, we must embrace the future of transportation in Maine by accelerating our transition to electric vehicles. This bill simply sets state, county, and local fleets on a path to begin this transition in earnest. It puts forward goals for the transition of these light duty fleets from traditional gas powered vehicles to electric and zero emission vehicles over the coming years, and this is an important phrase, to the extent practicable. This phrase appears in this bill several times because this bill is not a mandate. It does not require state or local entities to make the switch to zero emission vehicles. It simply encourages the switch to whatever degree is practical and affordable. It gives us a goal to strive towards and it moves us away from using taxpayer dollars to pay for increasingly costly gasoline. The future of transportation in Maine is zero emission vehicles. I respectfully ask that you follow my light and support this simple but important measure. Thank you, Mr. President.

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

Senator **TIMBERLAKE:** Thank you, Mr. President. Ladies and gentlemen of the Senate, I can't possibly support something that has the potential to tell local governments what they need to do at this point in time in the rural part of Maine. I'm sorry but I don't see electric vehicles anywhere near as good looking, in my future, as some people see at this point in time. I'm trying to come up with the right word of what I really think of them. But, at this point in time, I think we leave it to the locals. If they want to buy electric vehicles they'll buy electric vehicles. If they don't want to buy electric vehicles they won't. I understand the bill allows for some of that provision but this, in my opinion, is getting the camel's nose under the tent and I don't want it there. I want to maintain local control. So, I won't be supporting this bill for that reason. I don't think we're ready for a green new deal type bill at this point in time. So, I'll be opposing it.

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

Senator **DILL:** Thank you, Mr. Chair. I'm just a little confused on this bill from everything that's going around and I'm curious, if I may pose a question through the Chair.

**THE PRESIDENT:** The Senator may proceed.

Senator **DILL:** Thank you, Mr. President. So, does this bill actually include local school systems, contractors to local school systems like a bus contracting company, and does it impact the University of Maine in encouraging or mandating or not mandating them to do it to?

**THE PRESIDENT:** The Senator from Penobscot, Senator Dill, has posed a question through the Chair to anyone who can answer. The Chair recognizes the Senator from York, Senator Lawrence.

Senator **LAWRENCE:** Thank you, Mr. President. I can probably do two out of three. It does apply to local school districts. It does not apply to the University and, regarding the contracting, I'm not certain about but the University is excluded from this.

**THE PRESIDENT:** The Chair recognizes the Senator from Sagadahoc, Senator Vitelli.

Senator **VITELLI:** Thank you, Mr. President. I will attempt to cover the other issue. What the bill does, it sets up a group of representatives from school districts, from the Department of Transportation, and the Department of Education to look at what the process needs to be to move public schools towards a zero emission fleet. So, it starts the process. It starts a conversation. There are issues that schools face that other entities, perhaps, don't. School buses are slightly larger than other vehicles, so it may take them a while. This bill simply sets out a process for the school districts to figure out how they're going to move in this direction. Thank you, Mr. President.

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

Senator **DAUGHTRY:** Thank you, Mr. President. Ladies and gentlemen of the Senate, the good Senator from Androscoggin County is getting rather charged up on this bill and I think he needs to plug in and look at the text before us. Joking aside. Throughout Maine's legislation and throughout many laws that pass through this Chamber we have a practice of setting goals in many different areas. These aren't binding goals. These are aspiration goals. It's talking about a shared commitment to reach a certain point. It's not telling a town that might be in the good Senator's district, or any of ours, that they have to do something. It's saying that we agree that we need to find ways to make sure that we are looking towards the future and that we're looking at making sure that these types of, you know, the cars of the future that are becoming more and more mainstream are part of the conversation here. It doesn't require any town, it doesn't require any one to have to do this. It just says let's make a commitment to make sure that we have a greener future and that we're investing in vehicles that, honestly, actually could save our towns a heck of a lot of money. Just one last example of where this happens a lot. I come back and I've served on, you know, the Education Committee for almost eight years now. One of the things that we worked very hard on is putting a graduation completion goal. We have it for high school and one of the things that we worked really, really hard on was making sure that we had a goal for how many postsecondary graduates we have by the year 2025. It didn't require Maine students to have to have a college degree by that point. It just said that we're going to gather around and put our resources to an aspirational goal and that's exactly what this bill is going to do. I'm really proud to support my wonderful colleague from Sagadahoc County and I urge you all to vote for this wonderful, aspirational bill and get as charged up about it as I am.

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

Senator **POULIOT:** Thank you, Mr. President. I was wondering if somebody in this Chamber could help me better understand what percentage of our electricity is produced with non-renewable resources? The last time I looked it was over 40% of our electricity was made with either coal, natural gas, or oil. So, to me, when someone is being asked to spend more money on a vehicle, in many cases being paid for by the taxpayer, to plug it in to a source that is delivering electricity that then they can go around and say they're being clean when that electricity is actually being produced by oil, natural gas, or some other non-renewable form. To me, it just seems a bit disingenuous and so I'm wondering what percentage of our electricity is produced by renewable versus non-renewable resources. To me, this passage of legislation like eventually amounts to a tax increase for Maine people and I just can't, in good faith, support something that will increase costs for people across the state of Maine and also not actually solve the problem. Thank you, Mr. President.

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Senate at Ease.

The Senate was called to order by the President.

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

Senator **MIRAMANT:** Thanks, Mr. President. Men and women of the Senate, just to answer the other, some of the folks have been getting solar panels as they are buying electric cars so they are directly charging theirs and that's a nice way to change things. I also joined a solar farm as the result of some legislation we passed so that we're generating our own power and trying to move away from the coal and gas fired electricity and that's the model of the future. Also, just ignoring the fact that this doesn't require any one to do anything. The platforms for school buses are so ideal for transitioning quickly, because Tesla moved onto the truck, for their semis, because it can carry a lot of batteries and it can be exchanged quickly, as Tesla was going to do originally with their cars. You're going to be able - you could just charge yours if you had the time every night but if you're across country you just pull right through, you almost didn't stop, and it would replace your battery. They just haven't taken up on that but you can do that with large trucks but buses are great. Giant platform for batteries. Do a day run, not too many miles per bus, and then charge overnight. These are quickly changed over and, with the bad gas mileage, you can save a lot on cost there, so it makes up for the cost of the bus. But the other thing is - we keep not talking about the emissions. Being in Marine, we don't have any bills but we are dealing with all the aspects of it, whether it's acidification from the Co2 and then the acidic rain, the warming Gulf of Maine. We were the leading body of water in the planet for how fast it was warming. Some of these factors. So, even if it's not directly equivalent, just to stop burning the fuel to move vehicles in all our transportation is a big factor for stopping the pollution of land, air, and water that's killing so many of us and other species of animals. So, there is so much going on and we're just talking about a little part. We're really doing what we did at the end of the day Tuesday. We're talking about something it doesn't do, which is require anybody to do anything which, to me, is sad. Thank you, Mr. President.

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

Senator **SANBORN:** Thank you, Mr. President. I rise to answer the question of the good Senator from Kennebec with regard to the fuel mix in the electric grid at this moment. Anybody who wants to can download the ISO New England app and then you can look it up anytime. So, we'll start with the baseline, which is that anybody here who drove their car to Augusta today, that isn't driving an electric car yet, used 100% fossil fuels to get here and will use 100% fossil fuels to get home. At this moment, the New England grid is using only 58% fossil fuels. So, today you'd have a 42% improvement if you were driving, as Senator Brenner from Cumberland does, an electric vehicle to come back and forth to Augusta and that number fluctuates regularly but is always improving and I will also say that the natural gas plants that we have today are significantly more efficient in generating electric power than gasoline vehicles are in burning fossil fuels in controlling emissions and greenhouse gases out the tailpipes. So, we are already in a position where an electric car is a benefit to our world from a climate change perspective and that is just going to continue to grow. The future is electric. We'll get there eventually and we'll pull all you along with us. Thanks.

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

Senator **LAWRENCE:** Thank you, Mr. President. Men and women of the Senate, I can't tell you how excited I am to hear the Senator from Kennebec, Senator Pouliot, join with us in saying 40% is not enough, that we need more, that we need to improve that, and we are improving it. As the good Senator from Cumberland said, we're up to 42%. We have an RPS goal of getting, I think, 2% or 3% a year until we get up to 80% by 2030 and that's the goal of the state. The truth is when you plug something into an outlet you can't tell where that electron came from. It could come from anywhere. It comes from a carbon source. It could come from a renewable source. There's no way to track electrons. What we're getting at is the amount of energy that the state of Maine purchases being from a renewable source. As the good Senator from Cumberland said, right now it's around 42% and that's great. We need to do better and I join with the Senator from Kennebec saying we have to do better and I look forward to his support on those bills to get us to doing better. But I can guarantee him, when you stop at a gas pump it's 100% carbon.

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

Senator **BREEN:** Thank you, Mr. President. Men and women of the Senate, I just wanted to point out that a couple of years ago I was one of the drivers of the VW diesel, the clean diesel, and it turned out it wasn't clean. There was a Class Action law suit and states got settlement money. That money went directly into Efficiency Maine and it is being used by at least six municipalities around the state. It's about 12 vehicles that they've obtained with the assistance of Efficiency Maine's resources from that settlement and I think that this goal is absolutely in keeping with the resources and the master plans behind Efficiency Maine, whether it's helping towns with solar panels, helping towns with heat pumps, helping towns set their own clean energy goals and renewable goals, helping towns with electric vehicles and charging stations is absolutely in, wait for it, Efficiency Maine's wheelhouse.

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

Senator **DAUGHTRY:** Thank you, Mr. President. Ladies and gentlemen of the Senate, I really just want to drive this point home that this is a goal, that this is about saying that we're going to look towards the future with our aspirations for fleets and that, you know, I was going to say this was in our wheelhouse but the good Senator from Cumberland, to my left, unfortunately stole that pun. Joking aside though, this is not a requirement. This is really about doing the right thing. The world is moving this way. As others have said, when you drive your regular old car you're 100% fossil fuel powered. You know, there's a lot of potential here in our state to be able to generate Maine made energy that's clean and renewable, that can also be powering our fleets. I hope we can all agree that this is the right thing to do and the right way to charge our course forward and drive it home.

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

Senator **TIMBERLAKE:** Thank you, Mr. President. Ladies and gentlemen of the Senate, the good Senator from Cumberland will be glad to know that I've recharged and, as I read the summary in this, the amendment changes the county and municipal light duty motor vehicle acquisition goal to 100% plug-in hybrid electric vehicles and zero emission vehicles by 2035. I don't know how it could be any clearer of what the goal is to accomplish but I don't think it's accomplishable and I think it's a total tax on the municipalities of the state of Maine. If they want to do it it's their privilege and their right. I don't think it should be stuffed down their throat by what we do here and you can vote for this if you want but this is a tax increase on local government.

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

Senator **MIRAMANT:** Thank you. Just a - Thank you, Mr. President. Colleagues, just a chance to plug the way to get the grid to more renewable is to remember that you can get a loan, a loan set up through the credit unions, any credit union, I'm trying to get them all to do it, that you can become part of a solar farm and finance your equipment and, for most people, the size of what they need, all set up, all in, is the equivalent, and this was before the last rate increase, to what you're monthly electric bill will be. So, they'll set up a 12 year loan. You call them up, one of the companies, it doesn't matter which one, and say 'I use this much power. I want to have solar equipment' and they say 'Great, this is what it will cost you.' It cost me \$24,000 and they said 'You pay \$1,000 down in some way,' you could have financed that too, but \$1,000 I paid down and then this credit union financed the other \$23,000 but they also set up a payment for the first 15 months so that you're only paying the same payment you'd pay if you only paid for three-quarters of it, and the reason is they're still at 26% rebate, tax rebate, from the feds. So, when I get the rebate from my tax return I'm going to pay it into that loan and it will go for 12 years at the same price, which for me is \$170 a month which is under what the electricity would be now with all the wonderful increases that have gone on. So, anybody can do that if you still have a good credit rating after working in the Senate here for a while at \$12,000 a year. You can get that loan, so you can walk right into one of these for no money down and \$1,000 if you want to pay it or it can be financed too. No money down. You could be generating all your power from your solar panels, whether they're on your roof, in your field, or in a communal solar farm. The result of legislation that many of you helped to pass, thank you very much, so you're not part of the system. The only good part is if you put it on your roof or in your own field, you don't have to transmit it through CMP, which avoiding CMP at any cost is a good thing to do. That's a way to move towards all of our power being generated by renewables and the good news is, for those who have objections about the solar panels that will need to be recycled and we're not set up for it yet, there are several companies that are having, they're setting it up now, it so that when a bunch of them need to be recycled they'll go right back into making more solar panels. It's so amazing what technology is doing to help for a change instead of to just hurt us. So, thank you, Mr. President.

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

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

**ROLL CALL (#713)**

**YEAS:** Senators: BAILEY, BALDACCIO, BREEN, BRENNER, CARNEY, CHIPMAN, CLAXTON, CURRY, DAUGHTRY, DESCHAMBAULT, DIAMOND, DILL, HICKMAN, LAWRENCE, LIBBY, MAXMIN, MIRAMANT, SANBORN, VITELLI, PRESIDENT JACKSON

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

**EXCUSED:** Senators: GUERIN, RAFFERTY

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 PASS AS AMENDED** Report **PREVAILED**.

**Bill READ ONCE.**

Committee Amendment "A" (S-484) **READ** and **ADOPTED**.

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

Sent down for concurrence.

The Chair laid before the Senate the following Tabled and Later Assigned (4/5/22) matter:

SENATE REPORTS - from 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

Report "**A**" - **Ought to Pass as Amended by Committee Amendment "A" (S-494)** (10 members)

Report "**B**" - **Ought to Pass as Amended by Committee Amendment "B" (S-495)** (2 members)

Report "**C**" - **Ought Not to Pass** (1 member)

Tabled - April 5, 2022 by Senator **BRENNER** of Cumberland

Pending - **ACCEPTANCE OF ANY REPORT**

(In Senate, April 5, 2022, Reports **READ**.)

Senator **BRENNER** of Cumberland moved the Senate **ACCEPT Report "A", OUGHT TO PASS AS AMENDED BY COMMITTEE AMENDMENT "A" (S-494)**.

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

Senator **CARNEY:** Thank you, Mr. President. I wish to speak in favor of the pending motion.

**THE PRESIDENT:** The Senator may proceed.

Senator **CARNEY:** Thank you, Mr. President. I rise in support of the Majority report "A". This bill before us will close a loophole in Maine law that allows other states to dump hundreds of thousands of tons of construction debris in the Juniper Ridge Landfill in Old Town. This bill will help stop Maine from being a dumping ground for out-of-state construction waste, preserving valuable landfill capacity for Maine generated waste and saving money for Maine people by preventing the need for landfill expansion. As a state-owned landfill, Juniper Ridge is supposed to be reserved for in-state waste only. Near the entrance of the landfill a sign reads 'Juniper Ridge Landfill accepts waste generated in Maine' but that's not what's happening. Although Maine law prohibits disposal of out-of-state waste at state-owned landfills like Juniper Ridge, other states and waste management companies have figured out how to exploit a loophole in that policy. Actually, this is a double loophole situation because these companies are avoiding the tougher recycling laws in other states like Massachusetts. We will also be working on increasing recycling Maine generated construction debris through an ENR study committee in preparation for the next Legislature. One of the bedrock goals of Maine's waste policies has been to protect state-owned landfills for the benefit of residents of Maine. Right now, unfortunately, more than 60% of the licensed space at Juniper Ridge has been used up. It's filling up at an alarming rate, twice what it was just a few years ago. This is happening because of the influx of construction debris from other states. The volume of construction debris coming into Maine now averages about 16 big rig trucks worth every day. This loophole endangers the drinking water and environment of nearby communities and threatens sites of historical, cultural, and spiritual significance for the Penobscot Nation. Additionally, communities near Juniper Ridge have been disproportionately impacted by the landfill but haven't been involved in the decision making process regarding landfill expansions. This bill will provide communities most impacted by landfills a greater say in licensing and expansion of facilities by ensuring equal protection and environmental justice. To end on a positive note, the good news is that we have been working to preserve capacity at Juniper Ridge in a careful, bi-partisan way. Last Legislature two policy changes to preserve state-owned landfill capacity and limit the disposal of unprocessed solid waste had unanimous support in committee and passed the House and the Senate by unanimous consent. The bill before you will close a loophole in Maine law that should have been closed years ago. Now is the time to act. I urge my colleagues to support the motion and adopt Report "A". Thank you.

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

Senator **BENNETT:** Thank you, Mr. President. Fellow members of the Senate, this is momentous legislation before us today. Eighteen years ago, Maine bought the Juniper Ridge Landfill to be sure of that, with a closing of a municipal landfill, our citizens and our towns have a place to dispose of waste generated here in Maine. Yet right now 30% of the waste ending up at Juniper Ridge is coming there from Massachusetts. Massachusetts has repeatedly passed initiatives for a green economy and then passed those costs onto us. They did that with the CMP corridor and they're doing it with solid waste, particularly with construction and demolition debris. They can feel good about themselves while they externalize the degradation to us, their former province. It has the whiff of environmental colonialism about it. But guess what? We repeatedly allowed them to do this. Why? Because our political leadership too often is in the thrall of multi-billion dollar corporations who benefit from such arrangements. As New England states have taken actions to protect their own landfills, we've made landfilling in Maine cheap and easy to do and even created a loophole, as the Senator from Cumberland said, big enough to drive 16 tractor trailer trucks through daily. What we've done is allowed for carve out so the material delivered to a facility from out-of-state is then disguised and reclassified as in-state waste. This happens with the explicit purpose of being able to be legally disposed of at state-owned landfill for a cheap price. It meets the letter of the law as written but it is a fraud. We can right this wrong through the measure before you. ReSource in Lewiston is the Maine facility that this waste is laundered through. Under current law, that company doesn't even have to meet the same environmental standards as every other such facility in the state and that's because they make the most money from just grinding up the waste before they send it to Juniper Ridge. They could recycle more, as many similar facilities are capable of doing, and they could seek out more sources of in-state waste too. But that's not as much of a money maker as the current scenario. We need them to do better and, by the way, Lewiston deserves better too. In February of this year, the State Chamber of Commerce President, Dana Connors, wrote in the Sun Journal that we need to allow this current loophole to remain in place. That we need to keep our promise to this company owned by a \$70 billion private equity firm, to allow them to have a 20% recycling rate rather than the 50% required of every other solid waste processing facility in Maine. Mr. Connors claimed that L.D. 401 passed two years ago, and I quote, 'Statutorily compelled one of our small businesses,' he's talking about ReSource, 'to invest nearly \$2 million of its own capital.' I read that law. Nowhere does it do that. In fact, that law created a special carve-out for ReSource, requiring the company to have a 15% recycling rate this year, in 2022, and a 20% recycling rate next year. Now, this was up from its previous recycling rate of about 4%. By the way, ReSource was fine with agreeing to that because its own customers in Massachusetts required a 15% recycling rate in order for ReSource to receive their waste. Instead of arguing for special treatment for private equity assets, it would be good to hear Mr. Connors take up the cause of a level playing field for small Maine businesses to compete in a global market increasingly dominated by trans-national mega corporations. But that is not, unfortunately, what the Maine State Chamber of Commerce is about these days.

During the work sessions on this bill I asked some open, direct questions about the management of our state-owned facilities, like Casella, and their relationship with ReSource that imports these hundreds of thousands of tons of waste from



Massachusetts every year. I looked for information. They did not give that information. They've clearly got a very lucrative relationship they want to protect. Okay. Shame on us for not demanding in that 30 year contract, signed by the Baldacci administration in 2008, that we get better information so we can better serve the people of Maine. Now, you may have read an opinion piece in yesterday's Bangor Daily News about this bill from John W. Casella, Chairman and CEO of Casella Waste Systems. Mr. Casella argues that we should not worry about state borders, that we ought to simply open up our lands to all of New England's trash for dumping. He writes, 'Creating unnecessary borders on how we manage recycling and waste makes very little sense in a region such as New England. By allowing for shared resources to cross state lines we can minimize the amount of infrastructure necessary to achieve maximum economic and environmental benefits for the communities we serve.' Now such a vision fits well for Mr. Casella. He and his brother sit atop a \$4.5 billion multi-state company traded on Nasdaq. They own 4.5% of the company's equity worth, at today's trading, about \$215 million. Mr. Casella pays himself about \$4 million per year, which is, according to their own filings, about 66 times the median pay of the company, and he doesn't have the accountability to his shareholders that we, the members of this Senate, have to our constituents. With classified elections and dual class stock, he is well insulated from any accountability. Fellow Senators, how would our own accountability be affected if we could award our family members ten times the votes that other ordinary citizens get? But I digress. In his BDN piece, Mr. Casella claims that ReSource in Lewiston recycles or repurposes 60% of the 200,000 tons of out-of-state waste, which leads to the logical question: why would he oppose a bill that raises ReSources' recycling rate to 50% over time? Mr. Casella is not stopping there. His new Maine Work Boots Alliance, yet another AstroTurf group created with the complicity of this Maine State Chamber of Commerce, it's hard to keep track of them all, held a press conference today to tell us we should continue to spread PFAS contaminated sludge on farmlands rather than hold it in our landfill. Mr. Casella wants to reserve the capacity of the state-owned, but Casella managed, Juniper Ridge facility for the out-of-state waste his company profits from. Instead of maintaining that capacity for Maine people and Maine waste here, we've allowed this loophole to use that limited capacity in order to do exactly what we didn't want it to do, which is to allow out-of-state waste to come into Maine to the point, as I said, that now one-third of what goes into that landfill every year is from Massachusetts. At this rate the landfill will need another expansion in six years. It's imperative that we protect that remaining landfill capacity for the people of Maine as it was intended. The provisions within the Majority Report for L.D. 1639 are fair, methodical, responsible, and are restorative to the original purpose of state landfill ownership. With this bill we are doing what the people asked us to do when we acquired Juniper Ridge back in 2004. It's time to close this loophole and save this state asset to serve Maine people. Maine should not be the dumping ground for New England's trash. Mr. President, I request the yeas and nays.

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:** The Chair recognizes the Senator from Cumberland, Senator Brenner.

Senator **BRENNER:** Thank you, Mr. President. Today I rise, not to share my own words but with the honor of sharing a statement in support of L.D. 1639 submitted by Maulian Dana, the Penobscot Nation Tribal Ambassador. 'Thank you for hearing my words today on this important piece of legislation and thank you, Senator Carney, for your leadership on this. The Penobscot Nation is firmly in support of 1639. In the ENR Committee process, there was eloquent testimony from Penobscot citizen, Dawn Neptune Adams, who outlined some of the environmental injustice in our community. The Penobscot Nation is located between the Juniper Ridge Landfill and the Nine Dragons Paper Mill. We are blessed to still inhabit our ancestral territory while so many other tribal nations were displaced or terminated during the colonization of this country. We've survived and we've done so living where our people have lived since time immemorial. We've also been a riverine people for just as long as the Penobscot River was part of our homeland. The health of our river is intricately linked with the health of our people. Our reservation consists of Indian Island and the islands above Indian Island in the main stem of the river. We maintain that we have never ceded the river as part of that reservation area. L.D. 69 is important to us because it will reduce harm to the Penobscot River and the Penobscot people. Juniper Ridge Landfill accepts out-of-state waste and sends the discharge to be treated at Nine Dragons Paper Mill. We heard testimony raising concerns about how effectively the paper mill is treating this waste and doubts regarding their capacity. The leachate from this process is discharged into the Penobscot River. We are a sustenance fishing people and this time the fish are not safe to consume at a level consistence with sustenance. This pollution is impeding our ability to sustain our people, connect with our traditional life ways, and ensure health for our people now and in the future generations. By closing the loophole and ending the practice of accepting out-of-state waste, it will cut down on the amount of waste treated and dumped into our homeland. As Co-chair of the Maine Climate Council Subcommittee on Equity, I've been able to take a deep dive into environmental justice issues for many communities in our state. There's a clear pattern of marginalized and vulnerable populations being on the frontline facing the worse effects of climate change with the least amount of resources to combat them. Historically, the Penobscot Nation has suffered due to the environmental hazards positioned in our home. This bill takes a step towards that healing. Thank you.'

**THE PRESIDENT:** The pending question before the Senate is Acceptance of Report "A" Ought to Pass as Amended by Committee Amendment "A" (S-494). Is the Senate ready for the question?

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

**ROLL CALL (#714)**

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, ROSEN, SANBORN, STEWART, TIMBERLAKE, VITELLI, WOODSOME, PRESIDENT JACKSON

NAYS: Senators: None

EXCUSED: Senators: GUERIN, RAFFERTY

32 Senators having voted in the affirmative and no 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" (S-494), PREVAILED.**

Bill **READ ONCE.**

Committee Amendment "A" (S-494) **READ.**

On motion by Senator **CARNEY** of Cumberland, Senate Amendment "B" (S-525) to Committee Amendment "A" (S-494) **READ.**

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

Senator **CARNEY:** Thank you, Mr. President. Briefly, colleagues, this amendment delays implementation of Section 1 of the bill to February 1, 2023 in order to give the ENR Committee time to look at options for increased recycling of Maine generated construction demolition debris. I urge you to support its adoption. Thank you.

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

Senator **LIBBY:** Thank you, Mr. President. Men and women of the Senate, I realize the hour of the day so I'll be very brief. I support the amendment that's before us and as the Senator who represents the community that is host to the state's only construction and demolition recycling facility, obviously the company is important to our community for a variety of reasons, not just employment but in terms of taxes and disposal of our material that Lewiston generates and recycles. In fact, Lewiston's one of only four communities in the state, that I'm aware of, that actually does recycle its own c and d. I know we are pleased that we are moving unanimously a report that will close Maine to out-of-state construction and demolition material. We should applaud that action. But I urge members to consider looking inwards as well and that Maine's recycling rate for this material is pretty abysmal. I'm grateful for the sponsor of the bill who has engaged with me and others in discussing the ramifications of this important state asset located in my district; how we can transition it to support Maine; doing a better job of recycling c and d, especially in light of our collective goal of building more housing in the next ten year period. We all support that goal but behind that

is the fact that we're going to be generating a lot of material and we don't want that to go to a landfill. I think we all want to see that material recycled to the extent practicable, especially when we consider climate change and the amount of energy that's required to make steel and aluminum and all that material. We can't be landfilling that stuff and if we proceed in a fashion that puts the state's only recycling facility in a position where they cannot operate I think that would be a real tragedy. We will have lost an opportunity to get our own house in order. So, it's my hope with this amendment, and the companion Joint Order that we'll see later that establishes the group that will try to tackle this issue, working in tandem with the Lewiston facility to try to come up with an arrangement where it's economically feasible for municipalities to take that correct step and recycle more, if we can figure that stuff out I think we are in good shape. So, with that, I ask that the membership please support this amendment and the companion Joint Order that will follow and thank you, Mr. President.

On motion by Senator **CARNEY** of Cumberland, Senate Amendment "B" (S-525) to Committee Amendment "A" (S-494) **ADOPTED.**

Committee Amendment "A" (S-494) as Amended by Senate Amendment "B" (S-525) thereto, **ADOPTED.**

Under suspension of the Rules, **READ A SECOND TIME** and **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-494) AS AMENDED BY SENATE AMENDMENT "B" (S-525)** thereto.

Ordered sent down forthwith for concurrence.

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

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Senate at Ease.

The Senate was called to order by the President.

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

Expressions of Legislative Sentiment recognizing the Southern Maine Community College Men's Basketball Team, of South Portland, which won the United States Collegiate Athletic Association Division II National Championship, the college's first team national championship in its 76-year history. We extend our congratulations and best wishes;

SLS 927

Tabled - April 7, 2022 by Senator **VITELLI** of Sagadahoc

Pending - **PASSAGE**

(In Senate, April 7, 2022, **READ.**)

The Joint Order was **READ**.

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

Senator **CARNEY:** Thank you, Mr. President. Members of the Senate, I am pleased to rise today and speak about the recent accomplishments of the Southern Maine Community College Championship Men's Basketball Team, which won the United States Collegiate Athletic Association Division II National Championship on March 10, 2022. They are here with us today. In that title game, they prevailed 79-75 over Johnson and Wales University in Charlotte, North Carolina. Shortly after the tip-off, SMCC jumped out to an early 7-0 lead over the Wildcats and they never looked back. At halftime, the Sea Wolves led the Wildcats 36-28 and by the end the Sea Wolves held on to a four-point victory. While the team, as a whole, earned this hard-fought victory, some individual athletes really stood out. Zachary Mickle led the team with 20 points, Ian Regan had 15, and Anderson Kavutse had 12. Additionally, Ian and Anderson each had 10 rebounds. This win came after the Sea Wolves won three games in the USCAA national tournament, which was held in Richmond, Virginia. This is SMCC's first team national championship in the school's 76 year history. Overall, the team went 20-5 for the season and 13-1 in the Yankee Small College Conference. Once the regular season concluded, the team won the Yankee Small College Conference Tournament. I want to congratulate the coaches, including Matt Richards, and the athletes who worked so hard and made many sacrifices to literally make history for the program and the school. You should all be very proud of your efforts and I hope that you've taken some time to celebrate and rest. Congratulations, team.

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

Senator **BAILEY:** Thank you, Mr. President. Colleagues, I rise just to extend my congratulations to the team but, in particular, I just wanted to give a shout out to two of my constituents. One you've already heard about, Ian Regan from Old Orchard Beach, and also Jack Pzyznski from Saco. So, good job, boys. Thanks.

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

Senator **DESCHAMBAULT:** Not to be undone. Senator Bailey is from Saco. I'm from Biddeford. So, I have a constituent also, DeSean Cromwell. So, congratulations.

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

Senator **SANBORN:** And if everybody's doing this, I've got to do it to. So, I rise to recognize one of the team members from Westbrook, Anderson Kavutse. Thank you.

The Joint Order was **PASSED**.

Sent down for concurrence.

**THE PRESIDENT:** The Chair would like to recognize up in the gallery the Southern Maine Community College USCAA Division II National Champions Men's Basketball Team. They are the guest today of the entire Maine Senate but obviously of Senator Carney from Cumberland. Would they please rise and accept the greetings of the Maine State Senate.

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Off Record Remarks

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

**ORDERS**

**Joint Order**

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

S.P. 746

ORDERED, the House concurring, that Bill, "An Act To Increase Funding for the Animal Welfare Fund by Increasing Certain Fees," S.P. 599, L.D. 1744, and all its accompanying papers, be recalled from the Governor's desk to the Senate.

**READ and PASSED.**

Sent down for concurrence.

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

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On motion by Senator **HICKMAN** of Kennebec and Senator **CURRY** of Waldo, **ADJOURNED**, pursuant to the Joint Order, until the Call of the President of the Senate and the Speaker of the House in memory of and lasting tribute to Rita Moran of Winthrop and the Honorable Joseph E. Brooks of Winterport.