

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
Wednesday
April 20, 2022

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

Prayer by Senator Ned Claxton of Androscoggin County.

SENATOR CLAXTON: Good morning, everyone. I'd like to thank the President for the opportunity to stand up here and give me ten hours notice before we had to do the prayer today. Didn't want that to go unmentioned. As I woke up this morning with the sun streaming in the window, I couldn't get it closed too well enough last night, and I checked my watch and said I hadn't had enough sleep, so I ask of the Chamber a little bit of tolerance as I try and wind my way through what, hopefully, will be helpful or interesting remarks. So, I'm offering a reflection and not a prayer, and as I left the State House last night I was struck first by the moon rising over there. Big, bright. And then for some reason, I don't usually do this but we also don't usually quit at 12:30 in the morning, I turned around and looked up at the top of the State House and I don't think I'd ever seen it as clearly and brilliantly and beautifully lit up as it was last night. I don't whether that was because we were a step closer to finishing but it made me think about perspective and what we can do to help ourselves in our lives, which are a mix of the dark, which allows us to see the light; the dark which allows us to appreciate the moon and the cupola and the dome; and our lives are full of good news and intermittent bad news, hopefully it's intermittent and short lived. But that's the nature of the lives we live and so I wanted to make a case for some self-care and the first point I want to make is that - stepping in - to give you something to think about, is to step into the darkness sometimes and learn what you can from that. There are things to be learned in the quiet of the night, in the darkness of self-reflection, that can be helpful as you wind your way through this life and one of the questions that I recommend along the way to colleagues and friends is to ask yourself periodically; 'What do I need more of in my life? What do I need less of in my life? Who is not helping me be my best self? And Who do I need to thank, hug, express gratitude or appreciation for?' Those are all questions that are part of self-care, very distinct from selfishness, and when I was in training one of the expressions that I fastened on early on in my career was a quote that says; 'You can pretend to know, you can pretend to care, but you can't pretend to be there,' and we have been here together working at this thing, bringing all of our foibles, our strengths, and our weaknesses together to try and make this a functional experience. So, I have been immensely proud to be part of that and it brings to mind the quote: 'If there's to be peace in the world there needs to be peace in the nations and if there is to be peace in the nations there needs to be peace in the cities and in the neighborhoods and in the homes and there needs to be peace in your own soul.' And for that I try and encourage you to find your own peace, find how to do that for yourself and support that and recognize that this last

session has been a huge drain on emotions and time and energy getting used a very a-typical session and I respect all of you and I hope that you will think, as you drive home or a quiet time, about you might to do to take care of yourselves. Thank you.

Pledge of Allegiance led by Senator Harold L. Stewart, III of Aroostook County.

Reading of the Journal of Tuesday, April 19, 2022.

Off Record Remarks

COMMUNICATIONS

The Following Communication: S.C. 1266

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

April 15, 2022

The Honorable Troy Dale Jackson, President of the Senate
The Honorable Ryan Fecteau, Speaker of the House
130th Maine Legislature
Augusta, Maine 04333

Dear President Jackson and Speaker Fecteau:

We are pleased to report that all business which was placed before the Joint Standing Committee on Agriculture, Conservation and Forestry during the Second Regular of the 130th Legislature has been completed. The breakdown of bills and papers before our committee follows:

Total Number of Bills and Papers		42
Unanimous Reports		19
Ought Not to Pass	1	
Ought to Pass	1	
Out to Pass as Amended	17	
Divided Reports		10
Leave to Withdraw		1
Gubernatorial Nominations		12

Respectfully Submitted,

S/James F. Dill
Senate Chair

S/Margaret M. O'Neil
House Chair

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 1267

**STATE OF MAINE
ONE HUNDRED AND THIRTIETH LEGISLATURE
COMMITTEE ON CRIMINAL JUSTICE AND PUBLIC SAFETY**

April 15, 2022

The Honorable Troy Dale Jackson, President of the Senate
The Honorable Ryan Fecteau, Speaker of the House
130th Maine Legislature
Augusta, Maine 04333

Dear President Jackson and Speaker Fecteau:

We are pleased to report that all business which was placed before the Joint Standing Committee on Criminal Justice and Public Safety during the Second Regular of the 130th Legislature has been completed. The breakdown of bills and papers before our committee follows:

Total Number of Bills and Papers	35
Unanimous Reports	18
Ought Not to Pass	2
Ought to Pass	1
Out to Pass as Amended	13
Refer to Another Committee	2
Divided Reports	17

Respectfully Submitted,

S/Susan A. Deschambault Senate Chair
S/Charlotte Warren House Chair

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 1268

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

April 15, 2022

The Honorable Troy Dale Jackson, President of the Senate
The Honorable Ryan Fecteau, Speaker of the House
130th Maine Legislature
Augusta, Maine 04333

Dear President Jackson and Speaker Fecteau:

We are pleased to report that all business which was placed before the Joint Standing Committee on Education and Cultural Affairs during the Second Regular of the 130th Legislature has

been completed. The breakdown of bills and papers before our committee follows:

Total Number of Bills and Papers	63
Unanimous Reports	19
Ought Not to Pass	2
Ought to Pass	1
Out to Pass as Amended	16
Divided Reports	24
Gubernatorial Nominations	20

Respectfully Submitted,

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

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 1269

**STATE OF MAINE
ONE HUNDRED AND THIRTIETH LEGISLATURE
COMMITTEE ON ENERGY, UTILITIES AND TECHNOLOGY**

April 15, 2022

The Honorable Troy Dale Jackson, President of the Senate
The Honorable Ryan Fecteau, Speaker of the House
130th Maine Legislature
Augusta, Maine 04333

Dear President Jackson and Speaker Fecteau:

We are pleased to report that all business which was placed before the Joint Standing Committee on Energy, Utilities and Technology during the Second Regular of the 130th Legislature has been completed. The breakdown of bills and papers before our committee follows:

Total Number of Bills and Papers	44
Unanimous Reports	21
Ought Not to Pass	5
Ought to Pass	4
Out to Pass as Amended	9
Refer to Another Committee	3
Divided Reports	18
Gubernatorial Nominations	5

Respectfully Submitted,

S/Mark W. Lawrence Senate Chair
S/Seth A. Berry House Chair

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 1270

**STATE OF MAINE
ONE HUNDRED AND THIRTIETH LEGISLATURE
COMMITTEE ON ENVIRONMENT AND NATURAL RESOURCES**

April 15, 2022

The Honorable Troy Dale Jackson, President of the Senate
The Honorable Ryan Fecteau, Speaker of the House
130th Maine Legislature
Augusta, Maine 04333

Dear President Jackson and Speaker Fecteau:

We are pleased to report that all business which was placed before the Joint Standing Committee on Environment and Natural Resources during the Second Regular of the 130th Legislature has been completed. The breakdown of bills and papers before our committee follows:

Total Number of Bills and Papers	31
Unanimous Reports	13
Ought Not to Pass	3
Ought to Pass	2
Out to Pass as Amended	8
Divided Reports	13
Gubernatorial Nominations	5

Respectfully Submitted,

S/Stacy Fielding Brenner Senate Chair S/Ralph L. Tucker House Chair

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 1271

**STATE OF MAINE
ONE HUNDRED AND THIRTIETH LEGISLATURE
COMMITTEE ON HEALTH COVERAGE,
INSURANCE AND FINANCIAL SERVICES**

April 15, 2022

The Honorable Troy Dale Jackson, President of the Senate
The Honorable Ryan Fecteau, Speaker of the House
130th Maine Legislature
Augusta, Maine 04333

Dear President Jackson and Speaker Fecteau:

We are pleased to report that all business which was placed before the Joint Standing Committee on Health Coverage, Insurance and Financial Services during the Second Regular of

the 130th Legislature has been completed. The breakdown of bills and papers before our committee follows:

Total Number of Bills and Papers	59
Unanimous Reports	33
Ought Not to Pass	6
Ought to Pass	2
Out to Pass as Amended	24
Referred to Another Committee	1
Divided Reports	6
Gubernatorial Nominations	20

Respectfully Submitted,

S/Heather B. Sanborn Senate Chair S/Denise A. Tepler House Chair

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 1272

**STATE OF MAINE
ONE HUNDRED AND THIRTIETH LEGISLATURE
COMMITTEE ON HEALTH AND HUMAN SERVICES**

April 15, 2022

The Honorable Troy Dale Jackson, President of the Senate
The Honorable Ryan Fecteau, Speaker of the House
130th Maine Legislature
Augusta, Maine 04333

Dear President Jackson and Speaker Fecteau:

We are pleased to report that all business which was placed before the Joint Standing Committee on Health and Human Services during the Second Regular of the 130th Legislature has been completed. The breakdown of bills and papers before our committee follows:

Total Number of Bills and Papers	101
Unanimous Reports	77
Ought Not to Pass	10
Ought to Pass	8
Out to Pass as Amended	58
Referred to Another Committee	1
Divided Reports	23
Leave to Withdraw	1

Respectfully Submitted,

S/Ned Claxton Senate Chair S/Michele Meyer House Chair

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 1273

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

April 15, 2022

The Honorable Troy Dale Jackson, President of the Senate
The Honorable Ryan Fecteau, Speaker of the House
130th Maine Legislature
Augusta, Maine 04333

Dear President Jackson and Speaker Fecteau:

We are pleased to report that all business which was placed before the Joint Standing Committee on Innovation, Development, Economic Advancement and Business during the Second Regular of the 130th Legislature has been completed. The breakdown of bills and papers before our committee follows:

Total Number of Bills and Papers	45
Unanimous Reports	14
Ought Not to Pass	4
Out to Pass as Amended	10
Divided Reports	13
Leave to Withdraw	2
Gubernatorial Nominations	16

Respectfully Submitted,

S/Glenn "Chip" Curry Senate Chair
S/Tiffany Roberts House Chair

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 1274

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

April 15, 2022

The Honorable Troy Dale Jackson, President of the Senate
The Honorable Ryan Fecteau, Speaker of the House
130th Maine Legislature
Augusta, Maine 04333

Dear President Jackson and Speaker Fecteau:

We are pleased to report that all business which was placed before the Joint Standing Committee on Inland Fisheries and Wildlife during the Second Regular of the 130th Legislature has been completed. The breakdown of bills and papers before our committee follows:

Total Number of Bills and Papers	16
Unanimous Reports	8
Ought Not to Pass	3
Out to Pass as Amended	4
Referred to Another Committee	1
Divided Reports	3
Gubernatorial Nominations	5

Respectfully Submitted,

S/James F. Dill Senate Chair
S/H. Scott Landry, Jr. House Chair

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 1275

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

April 15, 2022

The Honorable Troy Dale Jackson, President of the Senate
The Honorable Ryan Fecteau, Speaker of the House
130th Maine Legislature
Augusta, Maine 04333

Dear President Jackson and Speaker Fecteau:

We are pleased to report that all business which was placed before the Joint Standing Committee on Judiciary during the Second Regular of the 130th Legislature has been completed. The breakdown of bills and papers before our committee follows:

Total Number of Bills and Papers	87
Unanimous Reports	16
Ought Not to Pass	4
Out to Pass as Amended	10
Referred to Another Committee	2
Divided Reports	51
Gubernatorial Nominations	20

Respectfully Submitted,

S/Anne M. Carney Senate Chair
S/Thom Harnett House Chair

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 1276

**STATE OF MAINE
ONE HUNDRED AND THIRTIETH LEGISLATURE
COMMITTEE ON LABOR AND HOUSING**

April 15, 2022

The Honorable Troy Dale Jackson, President of the Senate
The Honorable Ryan Fecteau, Speaker of the House
130th Maine Legislature
Augusta, Maine 04333

Dear President Jackson and Speaker Fecteau:

We are pleased to report that all business which was placed before the Joint Standing Committee on Labor and Housing during the Second Regular of the 130th Legislature has been completed. The breakdown of bills and papers before our committee follows:

Total Number of Bills and Papers	89
Unanimous Reports	18
Ought Not to Pass	6
Out to Pass as Amended	12
Divided Reports	44
Gubernatorial Nominations	27

Respectfully Submitted,

S/Matthea Elisabeth Daughtry Senate Chair
S/Michael A. Sylvester House Chair

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 1277

**STATE OF MAINE
ONE HUNDRED AND THIRTIETH LEGISLATURE
COMMITTEE ON MARINE RESOURCES**

April 15, 2022

The Honorable Troy Dale Jackson, President of the Senate
The Honorable Ryan Fecteau, Speaker of the House
130th Maine Legislature
Augusta, Maine 04333

Dear President Jackson and Speaker Fecteau:

We are pleased to report that all business which was placed before the Joint Standing Committee on Marine Resources during the Second Regular of the 130th Legislature has been completed. The breakdown of bills and papers before our committee follows:

Total Number of Bills and Papers	8
Unanimous Reports	5
Ought to Pass	1
Out to Pass as Amended	4
Divided Reports	2
Taken Pursuant to Joint Rule 309	1

Respectfully Submitted,

S/David R. Miramant Senate Chair
S/Joyce "Jay" McCreight House Chair

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 1278

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

April 15, 2022

The Honorable Troy Dale Jackson, President of the Senate
The Honorable Ryan Fecteau, Speaker of the House
130th Maine Legislature
Augusta, Maine 04333

Dear President Jackson and Speaker Fecteau:

We are pleased to report that all business which was placed before the Joint Standing Committee on State and Local Government during the Second Regular of the 130th Legislature has been completed. The breakdown of bills and papers before our committee follows:

Total Number of Bills and Papers	24
Unanimous Reports	17
Ought Not to Pass	3
Ought to Pass	3
Out to Pass as Amended	11
Divided Reports	6
Gubernatorial Nominations	1

Respectfully Submitted,

S/Joseph M. Baldacci Senate Chair
S/Ann Higgins Matlack House Chair

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 1279

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

April 15, 2022

The Honorable Troy Dale Jackson, President of the Senate
The Honorable Ryan Fecteau, Speaker of the House
130th Maine Legislature
Augusta, Maine 04333

Dear President Jackson and Speaker Fecteau:

We are pleased to report that all business which was placed before the Joint Standing Committee on Taxation during the Second Regular of the 130th Legislature has been completed. The breakdown of bills and papers before our committee follows:

Total Number of Bills and Papers	60
Unanimous Reports	36
Ought Not to Pass	8
Out to Pass as Amended	27
Referred to Another Committee	1
Divided Reports	23
Gubernatorial Nominations	1

Respectfully Submitted,

S/Benjamin M. Chipman Senate Chair
S/Maureen Fitzgerald Terry House Chair

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 1280

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

April 15, 2022

The Honorable Troy Dale Jackson, President of the Senate
The Honorable Ryan Fecteau, Speaker of the House
130th Maine Legislature
Augusta, Maine 04333

Dear President Jackson and Speaker Fecteau:

We are pleased to report that all business which was placed before the Joint Standing Committee on Transportation during the Second Regular of the 130th Legislature has been completed. The breakdown of bills and papers before our committee follows:

Total Number of Bills and Papers 25

Unanimous Reports	17
Ought Not to Pass	5
Ought to Pass	3
Out to Pass as Amended	7
Referred to Another Committee	2

Divided Reports 3

Gubernatorial Nominations 5

Respectfully Submitted,

S/G. William Diamond Senate Chair
S/Roland Danny Martin House Chair

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 1281

**STATE OF MAINE
ONE HUNDRED AND THIRTIETH LEGISLATURE
COMMITTEE ON VETERANS AND LEGAL AFFAIRS**

April 15, 2022

The Honorable Troy Dale Jackson, President of the Senate
The Honorable Ryan Fecteau, Speaker of the House
130th Maine Legislature
Augusta, Maine 04333

Dear President Jackson and Speaker Fecteau:

We are pleased to report that all business which was placed before the Joint Standing Committee on Veterans and Legal Affairs during the Second Regular of the 130th Legislature has been completed. The breakdown of bills and papers before our committee follows:

Total Number of Bills and Papers 47

Unanimous Reports	25
Ought Not to Pass	4
Ought to Pass	2
Out to Pass as Amended	18
Referred to Another Committee	1

Divided Reports 17

Gubernatorial Nominations 5

Respectfully Submitted,

S/Craig V. Hickman Senate Chair
S/Chris Caiazzo House Chair

READ and ORDERED PLACED ON FILE.

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

The Following Communication: S.C. 1282

**STATE OF MAINE
SECRETARY OF STATE
AUGUSTA, MAINE**

April 14, 2022

The Honorable Troy D. Jackson
President of the Senate
3 State House Station
Augusta, ME 04333-0003

Dear President Jackson,

Pursuant to 5 MRSA, Chapter 371-A, §7030-D, I am submitting to the 130th Legislature, the 2022 Report of Maine's Permanent Commission on the Status of Women.

If you have any questions concerning this report or need additional information, please contact me at 626-8401.

Sincerely,

S/Shenna Bellows
Secretary of State

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

The Following Communication: H.C. 424

**STATE OF MAINE
CLERK'S OFFICE
2 STATE HOUSE STATION
AUGUSTA, MAINE 04333-0002**

April 19, 2022

Honorable Darek M. Grant
Secretary of the Senate
130th Maine Legislature
Augusta, Maine 04333

Dear Secretary Grant:

The House voted today to insist on its former action whereby it accepted the Majority Ought Not to Pass Report of the Committee on Health and Human Services on Bill "An Act To Enact the Maine Psilocybin Services Act" (S.P. 496) (L.D. 1582)

Sincerely,

S/Robert B. Hunt
Clerk of the House

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

The Following Communication: H.C. 407

**STATE OF MAINE
CLERK'S OFFICE
2 STATE HOUSE STATION
AUGUSTA, MAINE 04333-0002**

April 19, 2022

Honorable Darek M. Grant
Secretary of the Senate
130th Maine Legislature
Augusta, Maine 04333

Dear Secretary Grant:

The House voted today to insist on its former action whereby Bill "An Act To Prohibit Solitary Confinement in Maine's Corrections System" (H.P. 508) (L.D. 696) was Passed to be Engrossed as Amended by Committee Amendment "A" (H-1008).

Sincerely,

S/Robert B. Hunt
Clerk of the House

ORDERS

Joint Order

Expression of Legislative Sentiment recognizing:

Linda Conti, of Augusta, Chief of the Consumer Protection Division within the Office of the Maine Attorney General, on her retirement after 34 years of public service. Devoting her entire legal career to the office, mostly in the Consumer Protection Division, the past 20 years as Division Chief, Ms. Conti has fought the good fight against countless unscrupulous businesses taking advantage of Maine consumers, charitable fiduciaries too interested in their own financial gain and all manner of scammers and fraudsters, her cases returning hundreds of thousands of dollars to the people of Maine. More recently, she has participated in the massive national efforts to address the role of drug manufacturers and drug distributors in the opioid crisis plaguing our State, leading to millions of dollars coming to Maine to help treat and avoid opioid addiction, overdoses and deaths. Ms. Conti has been the epitome of a dedicated public servant. We extend our appreciation and best wishes;
SLS 983

Sponsored by Senator **POULIOT** of Kennebec.
 Cosponsored by Representatives: **BRADSTREET** of Vassalboro,
HARNETT of Gardiner, **LaROCHELLE** of Augusta.

The Joint Order was **READ**.

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

Senator **POULIOT:** Thank you, Mr. President. Ladies and gentlemen of the Senate, I appreciate just a few moments of your time. You know, I'm blessed to represent a number of really tremendous State employees who live in Augusta or around the area, but some of those folks I've actually had an opportunity to work with, you know, outside of this building and Linda's one of those people. For those of you who may not be aware, I had the pleasure of serving on the Planning Board in Augusta before getting elected to office. Kind of how I began my political journey, if you will, I guess, and Linda and I served together on the Planning Board. Now, when I first got elected to the Planning Board, I'm like 'What is with this lady? Like she has very high standards for what needs to be done with people's properties.' You know, this bush needs to be there. You'd better have this color mulch over there. It had to look good, you know, and as a young 20 something I guess I didn't really have a full appreciation for what that meant for our community and our property values and so forth and it's kind of interesting because as I've gotten older and more invested in development projects myself and doing things in the community and working with Linda on trying to create a way to help protect our historic west side neighborhood, it's beautiful historic residential neighborhood in Augusta, did I gain more of an appreciation for her approach to protecting our community really so that all could benefit from it and Linda's a bulldog. You know, when she gets on something she fights hard and not only were we together on the Planning Board and then Linda went on to serve in the City Council for a short time with our Secretary Councilor, Secretary Grant, and did great work for this community, and still do great work for this community. And so I think that not only have we been blessed with Linda's legal mind in the Attorney General's Office but this community of Augusta has been blessed with her leadership as well, at the local level, both on the Planning Board and the City Council and I want to wish Linda all the best of luck in her retirement. I'm sure she's going to be doing a lot of wonderful things around Augusta and beyond and probably making some nice planting beds out in front of her house over on Spring Street as well too. So, thank you, ladies and gentlemen of the Senate, and thank you, Linda, for your service to this state and this city. Thank you.

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

Senator **CYRWAY:** Thank you, Mr. President. Ladies and gentlemen of the Senate, Linda Conti started about 34 years ago in public service and that's about as long as I've been with the Kennebec County Sheriff's Office and her name would pop up many times throughout the history that I've been around and also I've managed to talk to her on the phone, be in present with her with the AG's Office, and discussed very serious situations and I really appreciate the job that she's done and I'm sure that she's made a big impact for the state and just, Linda, thank you - thank her. Thank you, Mr. President.

THE PRESIDENT: The Chair would like to say that Linda is originally from Washington County. Definitely has the rural Maine understanding and my time with knowing her, obviously, going after the opioid manufacturers, prescription drugs, things that I think are really important for a state to do, but in addition to that Linda took on people that were violating federal law on bringing in bonded workers in the logging industry. Made her trips to Caribou to the Superior Court, District Court excuse me, and took that on and got real relief for people that were using the system to lower wages. Those are the types of things that, for me, speaks a lot to somebody's belief that it doesn't matter how small an issue is, if it's the right issue you have to fight for it, and Senator Pouliot brought up the fact that she's a bulldog. I would say that, you know, you meet people in your life that were just the type of person that if you're in a fight you want them to be with you, definitely not against you, and Linda's one of the people that I would always want to be with me. She's been a tremendous public service - servant and losing her in the role that she's in is unfortunate but I look forward to seeing her in whatever role that she's in in the future because she's just a tremendous person and I certainly, for one, will be sad to see her leave, you know, the State House complex. So, with that, is it the pleasure of the Senate that this Joint Order be passed? It's a vote.

The Joint Order was **PASSED**.

Sent down for concurrence.

THE PRESIDENT: The Chair would like to recognize in the rear of the Chamber Linda Conti and Attorney General Aaron Frey. Linda's from the city of Augusta. She's the guest today of the Senator from Kennebec, Senator Pouliot, and the entire Maine Senate. She's here with a lot of other people from the Attorney General's Office, co-workers. Would she please rise and accept the greetings and thanks of the Maine State Senate.

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

PAPERS FROM THE HOUSE

Joint Resolutions

The following Joint Resolution:

H.P. 1533

JOINT RESOLUTION DESIGNATING MAY 1-7, 2022 AS TARDIVE DYSKINESIA AWARENESS WEEK

WHEREAS, many people with serious, chronic mental health conditions, such as schizophrenia, bipolar disorder or severe depression, or gastrointestinal disorders, including gastroparesis, nausea and vomiting, require treatment with medications that work as dopamine receptor blocking agents, or DRBAs, including antipsychotic medications; and

WHEREAS, while ongoing treatment with these medications can be very helpful, and even lifesaving, for many people, it can also lead to tardive dyskinesia; and

WHEREAS, tardive dyskinesia is a movement disorder that is characterized by random, involuntary and uncontrolled movements of different muscles in the face, trunk and extremities; and

WHEREAS, tardive dyskinesia can develop months, years or decades after a person starts taking DRBAs and even after they have discontinued use of those medications. Not everyone who takes a DRBA develops tardive dyskinesia, but if it develops it is often permanent; and

WHEREAS, it is estimated that over 600,000 Americans suffer from tardive dyskinesia, and, according to the National Alliance on Mental Illness, one in every 4 patients receiving long-term treatment with an antipsychotic medication will experience tardive dyskinesia; and

WHEREAS, tardive dyskinesia is often unrecognized and patients suffering from the disorder are commonly misdiagnosed, and regular screening for tardive dyskinesia in patients taking DRBAs is therefore recommended by the American Psychiatric Association; and

WHEREAS, while years of difficult and challenging research have resulted in recent scientific breakthroughs regarding tardive dyskinesia, it is important to continue to raise awareness of tardive dyskinesia in the public and the medical community; 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 designate May 1-7, 2022 as Tardive Dyskinesia Awareness Week and respectfully encourage each individual in the State to become aware of and better informed about tardive dyskinesia.

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

READ and **ADOPTED**, in concurrence.

The following Joint Resolution:

H.P. 1534

**JOINT RESOLUTION
DESIGNATING JUNE 27, 2022 AS
POST-TRAUMATIC STRESS INJURY
AWARENESS DAY AND JUNE AS
POST-TRAUMATIC STRESS INJURY AWARENESS MONTH**

WHEREAS, all citizens possess the basic human right to the preservation of personal dignity and deserve the investment of every possible resource to ensure their lasting physical, mental and emotional well-being; and

WHEREAS, post-traumatic stress can result from any number of stressors including combat, interpersonal violence, severe impact collisions, natural disasters and exposure to the suffering of others; and

WHEREAS, the diagnosis known as post-traumatic stress disorder, or PTSD, was initially formulated in 1980 by the American Psychiatric Association to describe and categorize the psychological aftermath of severe traumatic distress; and

WHEREAS, post-traumatic stress has historically been unjustly portrayed as a mental illness caused by a preexisting flaw in character or ability, and the term "disorder" carries a stigma that perpetuates this misconception; and

WHEREAS, it has been shown through electromagnetic imaging that severe post-traumatic stress causes physical changes within the brain that are more accurately described as an injury than as a disorder; and

WHEREAS, referring to post-traumatic stress as a disorder may seem to disparage the injured and may discourage them from seeking timely care for their behavioral health needs; and

WHEREAS, timely and appropriate treatment of post-traumatic stress injury can diminish complications and prevent suicides; and

WHEREAS, post-traumatic stress injury that meets the criteria for a diagnosis of post-traumatic stress disorder in the Diagnostic and Statistical Manual of Mental Disorders deserves disability compensation equal to that allowed for PTSD under the law; and

WHEREAS, while all citizens suffering post-traumatic stress injuries deserve our compassion and consideration, those brave members of the United States Armed Forces who have received these injuries while risking their lives to protect our freedom, health and welfare deserve special recognition for their gallantry, commitment, devotion and sacrifice; 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 designate June 27, 2022 as Post-traumatic Stress Injury Awareness Day and June as Post-traumatic Stress Injury Awareness Month and respectfully urge the Department of Health and Human Services and the Department of Defense, Veterans and Emergency Management to continue working to educate victims of interpersonal violence, combat, life-threatening accidents or natural disasters and their families, as well as the general public, about the causes, symptoms and treatment of post-traumatic stress injury.

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

READ and **ADOPTED**, in concurrence.

The following Joint Resolution:

H.P. 1535

**JOINT RESOLUTION
RECOGNIZING TEACHER APPRECIATION WEEK,
MAY 2, 2022 TO MAY 6, 2022**

WHEREAS, Maine's future depends upon the provision of high-quality education to all students; and

WHEREAS, teachers mold future citizens through guidance and education; and

WHEREAS, teachers are among the most dedicated of public servants in the State; and

WHEREAS, it is important to raise public awareness of the contributions of teachers and to promote greater respect for and understanding of the teaching profession; now, therefore, be it

RESOLVED: That We, the Members of the One Hundred and Thirtieth Legislature now assembled in the Second Regular Session, on behalf of the people we represent, take this opportunity to recognize the week of May 2, 2022 as Teacher Appreciation Week and strongly encourage the citizens of the State to recognize the efforts of teachers in educating the children of their communities and to support teachers in their efforts.

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

READ and **ADOPTED**, in concurrence.

Off Record Remarks

Senate at Ease.

The Senate was called to order by the President.

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

ORDERS

Joint Order

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

S.P. 753

ORDERED, the House concurring, that, in accordance with emergency authority granted under the Maine Revised Statutes, Title 3, section 2, the Second Regular Session of the 130th Legislature is extended for up to 2 legislative days.

The Joint Order was **READ**.

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 Androscoggin, Senator Timberlake.

Senator **TIMBERLAKE:** Thank you, Mr. President. Ladies and gentlemen of the Senate, I stand here today and ask, you know, why we're in this predicament of reading this Joint Order for the second time. Last night when I left here I went home and I thought back of how the 130th started and I looked back at where we were when we came in here January two years ago and I remember we came in and we started doing our work and then about mid-March I got a telephone call from my Lead on Appropriations that we had three days to either agree to the budget or have our own budget forward. So, we started off in March of that year by passing a Majority budget and that began - that begins to set the tone for where we was headed and we never once did anything at that point in time to disrupt that budget

or do anything. We was working and then we moved through the session and we did a Supplemental Budget that had to deal with the surplus. We got through that with a two-thirds budgets. Then later that year, last summer, in June we worked on another Supplemental Budget. We never walked from the table. We stayed there. We negotiated. We negotiated in good faith but yet, at the last minute, items were changed and put into the budget that made it so that we couldn't support it, and we told - that that wasn't the budget that we agreed on. Again, a Majority budget was passed. When we started in the 130th this date was set, April 20, 2022 was adjournment date. We have basically known for a year and a half when we was supposed to adjourn. For the last two weeks, not including the week of the flood, we have spent two to three hours a day in here doing our work. When we got ready to pass the budget, that we passed yesterday, we did it in about a day or so. It could have been done two weeks ago. Our door was open, our phones were on, we negotiated in good faith. I thank everybody here who negotiated and worked on it. Ladies and gentlemen, we have passed the budget. We have no bills left. I think there's two left down to the House or three that are going to come back and forth today. We want to do further, we can do further on veto day when we come back. We can add stuff on if we need to but, ladies and gentlemen, since we did this last night I've had one member come in my office and scream at me and threaten me. I've heard in multiple occasions if we continue we're going just keep putting bills in and we'll keep you here all summer. That's a decision you make, that's a decision you make. We negotiated in good faith. We have said all along that we was going to be out of here on the 20th. I think we should. There is a provision, I ain't going to lie, that allows the President not to bring the gavel down today and adjourn this day. So, we have a provision that can keep us here for another day or so. I'm not going to vote to extend this budget - to extend this session any longer. We've done our job. We've served the people of Maine. So, thank you, Mr. President, ladies and gentlemen of the Senate.

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

Senator **BREEN:** Thank you, Mr. President. When I first joined the Appropriations Committee in the 128th the good Senator from Androscoggin, Senator Timberlake, was a member of that Appropriations Committee and, just to draw us back to that difficult time, we had challenges coming to agreement in the committee so the Presiding Officers set up a Committee of Conference. We came to - finally came to an agreement we thought but then we also had a three day shut down and I resolved then that if I were in a position to lead the committee in the future that one of my primary goals was to restore the tradition of bi-partisan agreement and negotiations to that committee and to the endeavor of negotiating the Chief Executive's proposed budget and one of the things I've really appreciated in that leadership role is that I've had a lot of support from Senate Leadership to go downstairs and do the job and I think that's one of the reasons we've been able to find agreement. Last spring we had a unanimous committee vote on the budget, it was the change package after a lot of revenue had come in when we were here in June. We got a really robust bi-partisan vote in both Chambers. This session we did a lot of hard work, came to a bi-partisan unanimous committee vote, which we saw reflected in both Chambers last night. I'm really, really grateful for the

support I've gotten and for the great work of all the Senators who served on the committee, House members from every caucus. It's a slog and it's not very interesting to talk about the budget. It's not very sexy. It's not very flashy but it's what keeps the lights on and keeps people of Maine believing that their tax dollars are at work in Augusta and all over the state. So, to go back to the most recent budget deal, at the very end of the deal, as we were trying to really, you know, there's a few days in there where it was kind of some tough sledding but we were able to get to the finish and one of the provisions that came into that final deal was that we would have an Appropriations Table of \$12 million. That was as much a part of the deal as what we voted on last night and where I come from a deal's a deal and I would be really, really sad at this point in my career, having worked so hard to build consensus, to see that deal renege on at this late date. So, I'm hopeful that we can continue the bi-partisan spirit that we've had downstairs for all these months and get down to the final hour, run the table, and go home. Thank you, Mr. President.

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

Senator **HICKMAN:** Thank you, Mr. President. Women and men of the Senate, as you know, Mr. President, I'm a farmer. Farmers tend to look ahead. You don't quarrel too much about the past. You navigate weather and pests and weeds, all sorts of unforeseen circumstances that can allow the harvesting of our crop to be delayed. Every year I plant garlic the day after election. You could say that that is somewhat of a statutory planting garlic date that I put on my calendar every year but some years, like last year, I didn't actually get to plant garlic the day after the election because the ground had already frozen but three weeks later the ground thawed out again and I was able to plant but I could have said, 'Welp, I missed my day. Can't do it now because it's three weeks after the fact and I planned to do this the day after the election and so I'm not going to plant garlic because I missed the day.' The weather got in the way, Mr. President. In this building all sorts of things got in the way. We talked about the flood last night but there's something else we haven't talked about, the impact of which none really know. We're in the middle of a pandemic. Staffers, the people who help us do our work, have been out with COVID. We don't know how long. We don't know how much time has slowed us down. So, I would imagine that if I decided not to harvest the crop that was on the vines ready to be harvested because I didn't feel like it because the schedule had changed, circumstances got in the way of that, I wouldn't be able to feed my family or my community. Mr. President, we have all sorts of fruit on the vine downstairs on the Appropriations Table right now. Our constituents don't really know the shorthand for what that means necessarily. So, for the people who are listening, I'd like to share with them some of the fruit that's sitting on the table downstairs that we need to harvest before we actually can say we completed our work. This list, I won't read it all because it's very long. I think I heard here that we only have two bills left. That's not actually true. All of these are bills. But here are some of the things that we would be leaving to rot on the vine if we don't vote to extend session and maybe some of these things have been funded in that biennial budget that was almost unanimously voted on last night that we thanked each other for as though this were the Academy Awards but these are the things that are on the table right now that may not be harvested if we don't extend the session. An Act to Reinstate

and Increase the Income Tax Deduction for Contributions to Education Savings Plans; An Act to Allow Career Educators to Retire Without Penalty; An Act to Improve the Agricultural Marketing Loan Fund and Agricultural Development Grant; An Act to Establish a Semi-Open Primary, a bill that came before the Veterans and Legal Affairs Committee which absolutely has bi-partisan support. I even think some of our Congressional Delegation weighed in on that one; An Act Regarding Rural Water Districts, we heard in our debate on a certain bill the other day on PFAS how our water districts were going to somehow be burdened if we banned sludge spreading. That's on the table. An Act to Combat Hunger by Creating an Income Tax Credit of Up to \$5 Million Annually for Businesses Engaged in Food Productions for Donations to Tax Exempt Organizations; An Act to Stabilize Property Taxes for Individuals 65 Years of Age or Older Who Own a Homestead for at Least 10 Years; An Act to Include Certain Employees in the Bureau of Forestry's Forest Protection Unit and the Laws Concerning Cancer Suffered by Firefighters, that only says potential future cost increase. It's on the table, unless it was passed in the budget. An Act to Temporarily Waive Renewal Fees for On-premises Retail Liquor Licenses, because we're trying to help restore to some sense of wholeness our hospitality industry. An Act to Allow Custom Slaughter Houses to Produce Cuts of Meat to be Sold Commercially in the State; An Act to Combat the Sexual Exploitation of Minors in Maine, that's not important I guess. An Act to Increase Property Tax Relief for Veterans, what a concept. An Act to Expand Eligibility for the Veteran's Property Tax Exemption; An Act to Establish a Program to Assist Regional Firefighter Training Programs to Provide Tax Credits to Businesses that Employ Volunteer Firefighters and Emergency Medical Services Persons and to Provide Benefits to Volunteer Firefighters and Emergency Medical Services Persons, that's on the table and won't be considered if we don't extend our session. An Act to Reduce Property Taxes for All Maine Residents; An Act to Require the State to Meet the Mandatory 55% Contribution to Schools, still haven't gotten there, Mr. President. That was a campaign issue for me back in 2010. An Act to Permit Emergency Funding for Food Banks When a State of Emergency is Declared. We had a conversation last night about this bill at length, An Act to Regulate Sports Betting. That's still sitting on the table. Resolve Directing the Bureau of Alcoholic Beverages and Lottery Operations to Evaluate Direct to Consumer Wine and Spirit Sales, because, again, we want to support small businesses in the state of Maine. An Act to Expand Youth-Led Perspectives in Economic and Workforce Development Through the Maine Development Foundations to Realize Maine Network, because we know we need to do more for our youth who tell us that their tired of simply seeing micro-breweries and cannabis shops in their communities. They would rather see something, some businesses, that embrace them, but we can't really get there yet. An Act to Help Senior and Certain Persons With Disabilities Remain in Their Homes By Providing for Deferral of Property Taxes; An Act to Expand Access to Justice in Rural Maine Through Legal Education, there is a shortage of lawyers in rural parts of the State. That's on the table, unless it was funded in the budget. An Act to Provide Assistance to Areas Severely Infested With Brown Tail Moths; An Act to Establish a Disaster Relief Fund for Potato Farmers Adversely Effected by Drought Conditions, maybe that was funded in the budget. It's \$75,000. We know we have it. An Act to Attract and Retain Firefighters and Emergency Medical Services Personnel Through the Maine Length of Service Award Program, \$2.5 million. Not

sure if that was funded in the budget or not but there it is. This one's really important, Mr. President. Resolve Regarding Legislative Review of Chapter 26, Producing Margins, a Major Substantive Rule of the Maine Milk Commission, and for the constituents here who don't know what that is, that's what we call our tier program. It provides subsidies to our Maine dairy farmers to help our struggling dairy industry somehow remain whole and this year, for the first time in my entire time in the Legislature, the Agriculture, Conservation and Forestry Committee actually passed the Resolve that would focus those new payments on the smallest of the dairy farmers in the state. That's sitting on the table. I'm not so sure why people don't think that's important enough to stay and vote for it. Last but not least, we have these two bills here. An Act to Enhance Tribal/State Collaboration to Revise the Tax Laws Regarding the Houlton Band of Maliseet Indians, the Passamaquoddy Tribe, and Penobscot Nation and to Authorize Casino's Off-Track Betting Facilities Federally Recognized Indian Tribes and Certain Commercial Tracks to Conduct Sports Wagering. Long title. We debated it last night about 11:30. Finally, as we've been listening to the drum circle outside, An Act Implementing the Recommendations of the Task Force on Changes to the Maine Indian Claims Settlement Implementing Act. On the table. I've been here for ten years. I've never received so much support from people all over the state telling us it's time to allow for the tribes to be treated like every other federally recognized tribe in the country. It's time to make amends for the harm we have caused them with the so-called Settlement Act from 1980 that has settled nothing.

That's what's on the table, Mr. President. That's the fruit of our hard work and our harvest that we will be leaving on the vine if we choose not to vote to extend our session. The people of Maine sent us here to do their bidding. We make agreements with each other all the time and when we do not keep our word to each other what are we telling the people of the state of Maine. They worked hard on some of these bills. Some of these bills that I have mentioned have been in the hopper for six, seven, eight, nine years and we may finally have the funding for them and yet we're going to let them rot on the vine. I would say it's time for us to harvest the fruit of our labor, to finish our work, and vote to pass this Joint Resolution. Thank you, Mr. President.

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

Senator **POULIOT:** Thank you, Mr. President. The Appropriations Table. Boy, was I in for a rude awakening when I first got elected to the Legislature. I was super excited that I got my bill passed in a bi-partisan fashion only to find out that it went to the infamous Appropriations Table where some of the legislators have said bills go to die. It's nothing new, Mr. President, that we have bills on the Appropriations Table. I think often times some of us might even support bills, knowing full well the funding might actually not come through. I don't know why that is but I think that you should work diligently to make sure that the legislation that you think is worthy of being passed is incorporated and worked on in a long fashion and then get it funded. We did a great job with that, I think, with the Opportunity Maine Tax Credit Program, now called the Student Loan Debt Relief. This bill was put forward last session. The Legislature's Taxation Committee heard the bill. We supported it in a broad bi-partisan fashion. Started a study group, met four times all last year, and then I met with the Chief Executive last fall and we got it

baked into the budget. That's how you get things funded. You work on things and continue on. You know, I think sometimes we live in an echo chamber here whereby we think that if we don't get these bills passed the sky's going to fall and the reality could not be any further from the truth. Are these important bills? Some of them are. Yes. Some of them I'm a co-sponsor of. The Open Primaries Bill. Great bill. Let's get that funded and off the table at 2:17 this afternoon. We got tons of time to do it. The reality is the majority of the bills that are on the table are not necessary for us to function. We passed what we needed to continue state government, continue on with the people's work in a bi-partisan fashion yesterday in short order, in part because the Appropriations Committee worked diligently to craft a deal. So, to somehow think that now, at the eleventh hour, we have to have these things or else we're not going to be able to move forward, I think that that's a false choice. The other thing is we've been told that if we don't support to extend this that, you know, each caucus is supposed to get \$3 million and we're not going to get our \$3 million for our priorities if we don't vote to extend. Well, if I'm the only one I'll say it, I don't care. You know what, Mr. President? Some of these bills that were mentioned by the good representative from Kennebec, these were bills that I have supported and I'm behind but the reality is I'm not naive enough to believe that if these don't pass now that life isn't going to go on because for the majority of folks that are outside this building they want us to do what is the responsible thing to do, come here, get the job done, which in my opinion and the opinion of a lot of other folks was accomplished yesterday when we passed the budget in a bi-partisan fashion. So, I see no reason for us to continue. I will not be supporting the pending motion.

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

Senator **LIBBY:** Thank you, Mr. President. Men and women of the Senate, I rise to make two, I think, straightforward points in response to remarks that I've heard. First, the remark I heard from my friend and colleague, the Senator from Androscoggin, Senator Timberlake, that last night a member came into his office and yelled and I'll be quite upfront and admit that I was that member who came into this office quite hot after how we concluded last night. I used colorful language that I immediately regretted and I apologized in front of several folks who observed that brief interaction and Senator Timberlake, in turn, apologized to me and I think that's demonstrative of a friendship that we've developed over time. But I came in hot because a bill that could determine the future of the largest employer in Androscoggin County is sitting on that table and is poised to be in the crossfire of this game of chicken being profligated by the Minority caucus and I came in hot because jobs are on the line. Now Senator Timberlake and I walked out of the building together after we both apologized and Senator Timberlake said to me we'll figure this out. We'll figure this out. Now, to hear the remarks this morning that we are not going to consider this extension to be able to finish our work sort of runs contrary to that conversation that the Minority Floor Leader and I had last night that gave me a bit of hope. I came in hot and I regret that and I apologized and I know several of us last night made remarks or conducted ourselves in ways that perhaps had we had more sleep and a little less stress probably wouldn't have done.

My second point has to deal with agreements and handshakes. Last night, when we passed the budget, I heard

members from both parties say that the budget wasn't perfect, there are things that individuals liked and things that individuals didn't like. I think the public may not really understand all of the details surrounding what that really means and what we are talking about with respect to the table is part of a handshake deal. The \$12 million table was a proposal put forward by the Democrats. That was a priority of the Democrats and for us to secure that priority the Republicans put forward a priority of theirs, which was an increase on the pension exemption and an increase on the income limit for the \$850 checks. Now, the dollar amounts of those two initiatives, \$12 million for the table and over \$100 million in new tax cuts and checks, it couldn't be farther apart but there was a principle there. There were priorities in that table that all of us have worked hard to achieve and that was something that we put forward as a negotiating item and that was met with agreement on a Republican priority of tax cuts and more checks to higher earners and that was a deal that was made and that bill's now left the Chamber. It's been signed by the Governor and for the Minority caucus perspective they got what they want and so it doesn't matter what the other part of the deal was. Nothing like that has been said here this morning but that's the nature of this dispute, of this game of chicken, of this eleventh hour change in demands which has become a theme of the last eight years, ten years that I've been in this legislature. It's not a coincidence but it's also in keeping with the tradition of how we negotiate deals in the Maine Legislature. The Joint Order to extend for two days is about giving the non-partisan staff the time they need to complete our work. Even if we ask the non-partisan staff not to go to bed last night, to work through the night, to work through 48 hours of straight amendment production, it still would not have been enough time to get the table ready. Extending by two days is not about politics or brinkmanship or playing chicken. It's about making good on a deal that was made and respecting the non-partisan staff who help us do our work. That's what this is about, Mr. President. Thank you.

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

Senator **SANBORN:** Thank you, Mr. President. I rise to make a slightly different point that I think is incredibly relevant. Many of us left the Chamber well after midnight last night. Some of us drove home. Some of us were like lucky enough to find a bed in Augusta, even if we hadn't planned ahead for it, like myself. Ladies and gentlemen, if we do not extend what we are asking is not just for the legislators in this building to have a lack of sleep when they finally get to drive home, whenever that might be, but for the dozens of chamber staff, of non-partisan staff downstairs who are not paid a per diem for their hotel room so that they can sleep in Augusta when we adjourn at 10 o'clock tomorrow morning. We're asking them to drive home after staying up for hours and hours and hours and hours, and I know because I served in this Chamber for - well in this building for six years and we do it to ourselves all the time, and frequently for the same reason, this idea that we had enough time to do our work. No, we just need a reasonable, humane approach to a thing we've already agreed on. A \$12 million table. We need the time to pass paperwork back and forth. I know it sounds easy. I know it sounds like we could do it at 2:14. I thought so too but we just can't. A non-partisan staff, whether it's the clerks, the Senate - like all of the people, the Revisor's Office, the engrossment of bills, whatever that means. That all has to happen and the people

who have to do it have to drive home. The CDC tells us that sleep deprivation is as dangerous as driving drunk. I take that incredibly seriously. In my line of work you have to and I really hope that we will take the safety of the humans who work in this building above all else and vote in favor of this extension so that we can fulfill the agreement in the budget that we voted on yesterday and run a \$12 million table in a humane and appropriate timeline and that we can see the sunrise from our own beds tomorrow morning and so can all of the non-partisan staff that are in this building helping us get our work done safely. Thank you.

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

Senator **DAUGHTRY:** Thank you, Mr. President. Ladies and gentlemen of the Senate, we've heard a lot about good work - good faith in doing our work and, yes, looking at the communications of our calendar, the majority of our work has been completed. I just want to remind all of us, in committee we slam that gavel down and we end a work session or, you know, we pass an order to say we were done with our last work and all cheer a little bit. That gavel going down is not the end. It's not the final chapter. It's really just the beginning for the non-partisan staff. I remember when I first got into this building I kind of thought it was like the Wizard of Oz. You get to, you know, meet the man who's behind the curtain and the real hero of the story is our non-partisan staff who takes the time to create all of the verbiage and the words and the documents that are in front of us. I mean, the calendar alone. I want to draw in good faith, you know, my colleague's attention to the literal supplement that we have in front of us, supplement number three. For this to end up on our desks it required work from the non-partisan staff. If you look at the number of documents that are on our desks right now from the calendar to supplements, think about how much time it would take you, as an individual, to type that up, let alone being a little tired and all of us needing about twenty cups of coffee, making sure it's correctly spelled in all the right different places. This is the work that's still left to do. I heard a mention of more bills, that if we extend we'll just have bills on bills on bills. This order is not a blank check. It's just two more days. Two days to give our staff the time to compile and finish our work. I also heard it mentioned that, you know, the bills that are sitting on the Appropriations Table are not necessary to our work. I have a hard time looking my constituents in the face and saying that about any of the bills that are sitting on the table. Yes, all of us in this Chamber might be co-sponsors or prime sponsors, but often times those bills that end up on the Appropriations Table come from our own communities and people's passion. We were able to hear some of it outside during this debate. So saying that the bills that might be sitting there with a fiscal note are not important and not critical to our work is, frankly, rather sad to the folks who might have worked on these pieces of legislation. So, I hope we can agree. I don't think anyone wants any more bills. I think we all are ready to go home. We just want to make sure that we have the right pieces of paper on our desks, all of the pieces of paper on our desks, and that we keep our agreement and get everything done.

THE PRESIDENT: The pending question before the Senate is Passage. Is the Senate ready for the question?

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#799)

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

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

21 Senators having voted in the affirmative and 13 Senators having voted in the negative, the Joint Order **FAILED PASSAGE**.

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

Senate at Ease.

The Senate was called to order by the President.

The President requested the Sergeant-At-Arms escort the Senator from Cumberland, Senator **DAUGHTRY**, to the rostrum where she assumed the duties as President Pro Tem.

The President retired from the Chamber.

The Senate was called to order by President Pro Tempore **MATTHEA E. DAUGHTRY** of Cumberland County.

ORDERS OF THE DAY

Unfinished Business

The following matter in the consideration of which the Senate was engaged at the time of Adjournment had preference in the Orders of the Day and continued with such preference until disposed of as provided by Senate Rule 516.

The Chair laid before the Senate the following Tabled and Later Assigned (4/19/22) matter:

Bill "An Act To Ensure Transmission and Distribution Utility Accountability"

S.P. 697 L.D. 1959

Tabled - April 19, 2022 by Senator **VITELLI** of Sagadahoc

Pending - motion by Senator **STEWART** of Aroostook to **RECEDE** and **CONCUR**

(In House, April 19, 2022, Bill and accompanying papers **INDEFINITELY POSTPONED** in **NON-CONCURRENCE**.)

(In Senate, April 19, 2022, Report "**A**", **OUGHT TO PASS AS AMENDED BY COMMITTEE AMENDMENT "A" (S-550)**, **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-550) AS AMENDED BY SENATE AMENDMENT "A" (S-575)** thereto. On motion by Senator **STEWART** of Aroostook, **RECEDED** and **CONCURRED**. On motion by Senator **BREEN** of Cumberland, **RECONSIDERED**.)

On motion by Senator **BRENNER** of Cumberland, the Senate **RECEDED** from whereby the Bill was **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-550) AS AMENDED BY SENATE AMENDMENT "A" (S-575)** thereto.

On further motion by same Senator, the Senate **RECEDED** from whereby it **ADOPTED COMMITTEE AMENDMENT "A" (S-550) AS AMENDED BY SENATE AMENDMENT "A" (S-575)** thereto.

On further motion by same Senator, Senate Amendment "B" (S-583) to Committee Amendment "A" (S-550) **READ**.

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

Senator **BRENNER:** Thank you, Madame President. Madame President, men and women of the Senate, yesterday I spoke on this floor about all the important changes that this bill will make to protect Maine ratepayers and hold our investor-owned utilities accountable. To summarize, it brings us accountability now. It requires report cards that will regularly measure CMP and Versant's customer service, reliability, and other performance metrics. The best disinfectant is sunshine. Accountability now, Madame President. It will require the PUC to enforce penalties when they receive failing grades and pursue alternate options, divesture, for transmission and distribution of electricity if they consistently fail. Accountability now. It strengthens whistleblower protections and requires utilities to inform their employees and contractors of these protections because we want to enable folks with first-hand knowledge of poor, costly, or, worse, malfeasant practices by the IOUs to report those practices. Again, accountability now. It plans for our future grid and impacts of climate change by instituting regular planning. Accountability now. And it does more, Madame President. This amendment responds to requests from others to further strengthen the accountability this bill will provide. It will require CMP and Versant to do competitive bidding to ensure its business is run the way most cost effective - that is the most cost effective for Maine ratepayers. Maine people deserve accountability now. Thank you, Madame President.

On motion by Senator **BRENNER** of Cumberland, Senate Amendment "B" (S-583) to Committee Amendment "A" (S-550) **ADOPTED**.

Committee Amendment "A" (S-550) as Amended by Senate Amendments "A" (S-575) and "B" (S-583) thereto, **ADOPTED**.

PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-550) AS AMENDED BY SENATE AMENDMENTS "A" (S-575) AND "B" (S-583)

Ordered sent down forthwith for concurrence.

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

Senate at Ease.

The Senate was called to order by President Pro Tem **MATTHEA E. DAUGHTRY** of Cumberland County.

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

COMMUNICATIONS

The Following Communication: H.C. 425

**STATE OF MAINE
CLERK'S OFFICE
2 STATE HOUSE STATION
AUGUSTA, MAINE 04333-0002**

April 20, 2022

Honorable Darek M. Grant
Secretary of the Senate
130th Maine Legislature
Augusta, Maine 04333

Dear Secretary Grant:

The House voted today to insist on its former action whereby Bill "An Act To Regulate the Use of Biometric Identifiers" (H.P. 1450) (L.D. 1945) was Passed to be Engrossed as Amended by Committee Amendment "B" (H-1036) as amended by House Amendment "A" (H-1036) thereto.

Sincerely,

S/Robert B. Hunt
Clerk of the House

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

Senate at Ease.

The Senate was called to order by President Pro Tem **MATTHEA E. DAUGHTRY** of Cumberland County.

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 **DAUGHTRY**, to her seat on the Floor.

The Senate was called to order by the President.

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

PAPERS FROM THE HOUSE

Non-Concurrent Matter

Resolve, Regarding Monitoring of and Reporting on Energy Use Data Standards and Online Energy Data Platforms
H.P. 1499 L.D. 2017
(C "A" H-942)

In Senate, April 12, 2022, **FINALLY PASSED**, in concurrence.

Comes from the House, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-942) AND HOUSE AMENDMENT "A" (H-992)**, in **NON-CONCURRENCE**.

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

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

ENACTORS

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

Act

An Act To Reduce Volatility in the Net Energy Billing Program and To Define "Competitive Electricity Provider"
S.P. 248 L.D. 634
(S "A" S-581 to C "A" S-528)

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

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

PAPERS FROM THE HOUSE

Joint Order

The following Joint Order:

H.P. 1538

ORDERED, the Senate concurring, that, in accordance with emergency authority granted under the Maine Revised Statutes, Title 3, section 2, the Second Regular Session of the 130th Legislature is extended for one legislative day.

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

The Joint Order was **READ**.

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

Senator **POULIOT:** Thank you, Mr. President. I request a roll call and I wish to pose to the Chair - a question through the Chair.

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 Senator from Kennebec, Senator Pouliot, can pose his question.

Senator **POULIOT:** Thank you, Mr. President. I've got two questions. First, if this Joint Order were to pass what day would we come back and, second, if this Joint Order were to pass it's my understanding that, statutorily, that this Body has the authority to make another request for another five - up to another five days and would the Chair, or this Body, be requesting another extension at the end of this one day? Thank you, Mr. President.

THE PRESIDENT: The Senator from Kennebec, Senator Pouliot, has posed a question through the Chair, which I imagine wants from the Chair and the Chair would answer that I am not certain, having not discussed it with the leaders, to either one of your questions.

Senate at Ease.

The Senate was called to order by the President.

THE PRESIDENT: The Chair would advise that we just had a discussion that we're going to have Monday.

THE PRESIDENT: The pending question before the Senate is Passage. Is the Senate ready for the question?

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#800)

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

NAYS: Senators: BLACK, CYRWAY, FARRIN, GUERIN, POULIOT, STEWART, TIMBERLAKE

27 Senators having voted in the affirmative and 7 Senators having voted in the negative, the Joint Order was **PASSED**, in concurrence.

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

Senate at Ease.

The Senate was called to order by the President.

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

ORDERS

Joint Order

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

S.P. 754

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.

The Joint Order was **READ**.

THE PRESIDENT: The Chair would advise that this order is to bring us in on Monday. The Chair recognizes the Senator from Androscoggin, Senator Timberlake.

Senator **TIMBERLAKE:** Thank you, Mr. President. Which you kind of answered my question in that last comment and, Mr. President, may I pose a question through the Chair?

THE PRESIDENT: The Senator may proceed.

Senator **TIMBERLAKE**: And this isn't mean to be sarcastic or anything. Are we planning on coming in early on Monday morning because I heard the House, in their comments, we're planning on starting early so we could, hopefully, get out Monday by late afternoon or something like that.

THE PRESIDENT: I would intend, or hope, that Appropriations members have decided they're trying to work on the table at 9 o'clock Friday so that we can get everything ready, OFPR can get the amendments, and then get them out to the Secretary's Office but the intention would be to start early Monday to make sure we have time to finish before midnight. You know how these things go.

Off Record Remarks

THE PRESIDENT: All the Chair can say is that you've all been around here long enough to know that no one knows what's going to go on. But the definite intentions of this Order is early Monday. I would love to get done as early as possible, obviously. It will depend a lot on how Appropriations is able to move that stuff on Friday and, obviously, the Secretary's Office be able to get production to get everything ready for Monday.

The Joint Order was **PASSED**.

Sent down for concurrence.

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

ORDERS

Joint Order

On motion by Senator **MAXMIN** of Lincoln, the following Joint Order:

S.P. 755

ORDERED, the House concurring, that Bill, "An Act To Strengthen Maine's Good Samaritan Laws Concerning Drug-related Medical Assistance," S.P. 661, L.D. 1862, and all its accompanying papers, be recalled from the Governor's desk to the Senate.

The Joint Order was **READ**.

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

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#801)

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

NAYS: Senators: KEIM, WOODSOME

EXCUSED: Senator: FARRIN

31 Senators having voted in the affirmative and 2 Senators having voted in the negative, with 1 Senator being excused, the Joint Order was **PASSED**.

Sent down for concurrence.

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

Senate at Ease.

The Senate was called to order by the President.

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

ENACTORS

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

Constitutional Amendment

RESOLUTION, Proposing an Amendment to the Constitution of Maine To Explicitly Prohibit Discrimination Based on the Sex of an Individual

H.P. 242 L.D. 344
(C "A" H-764)

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

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

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

PAPERS FROM THE HOUSE

Non-Concurrent Matter

An Act To Ensure Transmission and Distribution Utility
Accountability

S.P. 697 L.D. 1959
(S "A" S-575; S "B" S-583
to C "A" S-550)

In Senate, April 20, 2022, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-550) AS AMENDED BY SENATE AMENDMENTS "A" (S-575) AND "B" (S-583)** thereto, in **NON-CONCURRENCE**.

Comes from the House, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-550) AS AMENDED BY HOUSE AMENDMENT "A" (H-1043)** thereto, in **NON-CONCURRENCE**.

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

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

Off Record Remarks

On motion by Senator **VITELLI** of Sagadahoc, **ADJOURNED**, pursuant to the Joint Order, until the Call of the President of the Senate and the Speaker of the House.