

MAINE STATE LEGISLATURE

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**STATE OF MAINE
ONE HUNDRED AND THIRTY-FIRST LEGISLATURE
FIRST SPECIAL SESSION
JOURNAL OF THE SENATE**

In Senate Chamber
Tuesday
June 20, 2023

Senate called to order by President Pro Tem Eloise A. Vitelli of Sagadahoc County.

Prayer by Senator Craig V. Hickman of Kennebec County.

SENATOR HICKMAN: Good morning. If I speak in tongues of men or of angels but do not have love, I am only a resounding gong or a clanging cymbal. If I have the gift of prophesy and can fathom all mysteries and all knowledge, and if I have a faith that can move mountains but do not have love, I am nothing. If I give all I possess to the poor and give over my body to hardship that I may boast, but do not have love, I gain nothing. Love is patient, love is kind, it does not envy, it does not boast, it is not proud, it does not dishonor others, it is not self-seeking, it is not easily angered, it keeps no record of wrongs. Love does not delight in evil but rejoices with the truth. It always protects, always trusts, always hopes, always perseveres. Love never fails. But where there are prophesies, they will cease. Where there are tongues, they will be stilled. Where there is knowledge, it will pass away. For we know in part, and we prophesy in part, but when completeness comes, what is in part disappears. When I was a child, I talked like a child, I thought like a child, I reasoned like a child. When I became a man, I put the ways of childhood behind me. For now, we see only reflection as in a mirror, then we shall see face to face. Now, I know in part; then, I shall know fully even as I am fully known. And now these three remain; faith, hope, and love, but the greatest of these is love.

Dear Lord, those are the words You wrote in I Corinthians Chapter 13 through Your disciple, the Apostle Paul. Dear Lord, this is my prayer. Yesterday, on this year's Emancipation Day, this year's Freedom Day, the day we commemorate the end of chattel slavery in the United States, celebrate the lives of Black people and dance a prayer to our ancestors, I planted Clemson spineless okra, black-eyed peas, Georgia southern collard greens, and Beauregard sweet potatoes. I remembered my father, who taught me how to grow things, and my mother, who taught me how to love. Today, dear Lord, we begin the final days of our work in the 131st Special Session of the Maine Legislature. Dear Lord, as we embark on the many unpredictable long days, journeys into the nights ahead, dear Lord, as we take votes on legislation unprecedented in the state of Maine, dear Lord, let us remember to be civil and kind and patient with one another. Let us seek to understand the experiences and the stories and the morality of those of our colleagues and friends who differ from our own. Let us understand without judgment. To do our best, to do right by the people of this great state of Maine and, dear Lord, let us not grow weary in doing what is right. May those with privilege and power use it to break open systems and institutions that all may share equally and equitably in goodness and prosperity. May we elevate Black joy as a form of resistance and mutual care. May we celebrate the sacred vocation of Black fatherhood,

Black motherhood, and parenting. Dear Lord, help us to speak truth and shame the devil. Help us to listen and hear the full nature of our history as a state and as a nation. Let us walk together in peace as instruments of love overflowing toward the care of all people. May we always seek to do justice, have mercy, and walk humbly with thy God. And so, dear Lord, no matter our color or our creed, no matter where we come from, no matter who we love or how we walk or talk, today is a day to find joy in the face of sorrow, to take care of our blessings, to hold the ones we love a little bit closer, and as always, dear Lord, give us the strength, the guidance, and the wisdom to always lead with love. Dear Lord, this is my prayer.

Pledge of Allegiance led by Senator Matthew A. Harrington of York County.

Reading of the Journal of Friday, June 16, 2023.

Off Record Remarks

PAPERS FROM THE HOUSE

Non-Concurrent Matter

An Act to Protect Workers from Employer Surveillance
H.P. 596 L.D. 949
(C "A" H-173)

RECALLED from the Governor's Desk, pursuant to Joint Order H.P. 1290.

In Senate, June 6, 2023, **PASSED TO BE ENACTED**, in concurrence.

Comes from the House, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-173) AS AMENDED BY HOUSE AMENDMENT "A" (H-575)** thereto, in **NON-CONCURRENCE**.

On motion by Senator **DAUGHTRY** of Cumberland, the Senate **RECEDED** and **CONCURRED**.

Non-Concurrent Matter

An Act to Include Possession of Compounds, Mixtures or Substances Containing a Detectable Amount of Certain Scheduled Drugs to Prove the Offense of Unlawful Trafficking of Scheduled Drugs

H.P. 629 L.D. 994
(C "A" H-439)

In Senate, June 15, 2023, Report "A", **OUGHT TO PASS AS AMENDED, READ and ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-439)**, in **NON-CONCURRENCE**.

Comes from the House, that Body having **INSISTED** on its former action whereby Report "B", **OUGHT NOT TO PASS**, was **READ and ACCEPTED**.

On motion by Senator **DAUGHTRY** of Cumberland, the Senate **INSISTED**.

Non-Concurrent Matter

An Act to Increase the Number of Children a Family Child Care Provider May Care for Without Having to Be Licensed by the Department of Health and Human Services
S.P. 430 L.D. 1061
(C "A" S-243)

In Senate, June 15, 2023, **FAILED ENACTMENT**, in **NON-CONCURRENCE**.

Comes from the House, that Body having **INSISTED** on its former action whereby the Bill was **PASSED TO BE ENACTED**.

Senator **DAUGHTRY** of Cumberland moved the Senate **INSIST**.

Senator **STEWART** of Aroostook moved the Senate **RECEDE and CONCUR**.

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 Chair noted the absence of the Senator from Oxford, Senator **KEIM**, and the Senator from York, Senator **LAWRENCE**, and further excused the same Senators from today's Roll Call votes.

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#377)

YEAS: Senators: BENNETT, BLACK, BRAKEY, FARRIN, GUERIN, HARRINGTON, HICKMAN, LIBBY, LYFORD, MOORE, POULIOT, STEWART, TIMBERLAKE

NAYS: Senators: BAILEY, BALDACCI, BEEBE-CENTER, BRENNER, CARNEY, CHIPMAN, CURRY, DAUGHTRY, DUSON, GROHOSKI, INGWERSEN, JACKSON, LAFOUNTAIN, NANGLE, PIERCE, RAFFERTY, RENY, ROTUNDO, TIPPING, PRESIDENT PRO TEM VITELLI

EXCUSED: Senators: KEIM, LAWRENCE

13 Senators having voted in the affirmative and 20 Senators having voted in the negative, with 2 Senators being excused, the motion by Senator **STEWART** of Aroostook to **RECEDE and CONCUR FAILED**.

On motion by Senator **DAUGHTRY** of Cumberland, the Senate **INSISTED**.

Non-Concurrent Matter

An Act to Strengthen Maine Citizens' Second Amendment Rights by Allowing the Discharge of Firearms on Private Property That Is Within 500 Feet of School Property in Certain Circumstances
H.P. 356 L.D. 551
(C "A" H-463)

In Senate, June 15, 2023, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-463)**, in **NON-CONCURRENCE**.

Comes from the House, that Body having **INSISTED** on its former action whereby the Majority **OUGHT NOT TO PASS** Report was **READ and ACCEPTED**, in **NON-CONCURRENCE**.

On motion by Senator **DAUGHTRY** of Cumberland, the Senate **INSISTED**.

COMMUNICATIONS

The Following Communication: S.C. 639

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

June 15, 2023

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

Dear Secretary Grant:

Pursuant to my authority under Title 5, Part 4, Chapter 163 2001 through 2006, I have reappointed Sarah Haggerty of Falmouth to the Maine Library of Geographic Information Board, effective immediately.

Should you have any questions regarding this reappointment, please do not hesitate to contact me.

Sincerely,

S/Rachel Talbot Ross
Speaker of the House

READ and ORDERED PLACED ON FILE.

ORDERS

Joint Order

Expression of Legislative Sentiment recognizing:

Virginia Owings, of Andover, a member of Troop No. 580G, who has attained the high rank and distinction of Eagle Scout. This is the highest award in Scouting and is given for excellence in skills development, leadership, personal growth and community service. We extend our congratulations and best wishes;
SLS 890

Sponsored by Senator KEIM of Oxford.
Cosponsored by Representative: SOBOLESKI of Phillips.

The Joint Order was **READ**.

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

Senator **BENNETT:** Thank you, Madame President. Fellow members of the Senate, I rise today to recognize an incredible young lady from my neighboring district, Senator Keim's district, Virginia Owings. When the Boy Scouts of America was opened to girls in 2019, Virginia and a few friends decided to join. Virginia wanted to become an Eagle Scout because her father, Scott Owings, is an Eagle Scout. She had to complete the same requirements as the boys to move up in the ranks. Virginia is an incredibly impressive young lady. She is a homeschooled student and has completed over 50 college credits and many high school honors classes online. Last summer, she studied Russian in Kyrgyzstan after receiving the National Security Language Initiative for Youth Scholarships, a program of the U.S. State Department. This summer, she will be the only Maine delegate to the National Youth Science Camp in West Virginia. This is a prestigious honor that brings together the best and brightest students from around the country to honor and challenge some of the nation's rising leaders and provide them with opportunities to engage with STEAM professionals and participate in exciting outdoor activities. Madame President, she is truly an extraordinary young lady. It's an honor on behalf of Senator Keim of Oxford to represent - to recognize Virginia and her family today in the Chamber. Thank you, Madame President.

The Joint Order was **PASSED**.

Sent down for concurrence.

THE PRESIDENT PRO TEM: The Chair is pleased to recognize in the rear of the Chamber Virginia Owings and her family, members of Troop 580G. Would they please rise and accept the greetings of the entire Senate.

Joint Resolution

Joint Resolution in Memoriam:

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

Edward J. Roach, Jr., of Dixfield. Mr. Roach, a veteran of the United States Army Air Corps, was awarded the World War II Victory Medal and the Army of Occupation Medal. Following his military service, he worked at Oxford Paper Company, where he was a Licensed Boiler Operator and Steam Engineer and, in his later years with the company, a foreman in the 'C' recovery area. He was a longtime member of the School Administrative District 21 board. He served as a Dixfield Selectman from May 1988 to June 1997 and, beginning in 1998, represented Dixfield on the Med-Care Board of Directors. He served his church as a council member and was a member of the Knights of Columbus. He sang in the choir of St. Joseph's Mission in Dixfield and in Rumford Association for the Advancement of the Performing Arts Christmas shows. A charter member of the local Lions Club, he was awarded the Lions Club Golden Cane for exemplary service and dedication in 2016. He was a member of the Rumford Falls Aerie 1248 Fraternal Order of Eagles and had life memberships in LeParsseux Snowshoe Club, the VFW, the American Legion and the 40 and 8. He served as Commander of VFW Post 1641. During his more than 60 years in the American Legion, he held many offices at the local, district and state levels, including State Commander, and also served on several national-level committees. He served on the Special Olympics Board of Directors and volunteered at numerous Winter Games. Mr. Roach will be long remembered and sadly missed by his family and friends and all those whose lives he touched;
SLS 891

Sponsored by Senator KEIM of Oxford.
Cosponsored by Representative: SCHMERSAL-BURGESS of Mexico.

The Joint Resolution was **READ**.

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

Senator **BENNETT:** Thank you, Madame President. Fellow members of the Senate, again, Madam President, I rise today in behalf of Senator Keim, who regrets that she cannot be here on this day, to recognize the life of an extraordinary man from her district, smiling Ed Roach. Ed was born in Rumford in 1926 and attended Rumford schools. He married his wife, Barbara, in 1948. Together, they raised four children. As you've heard, at age 17, Ed was called by his country to serve in the Army Air Corps. For his military service, he was awarded the World War II Victory Medal and the Army of Occupation Medal. After the military, Ed started working at Oxford Paper Company, working as a licensed boiler operator and steam engineer. During his later years with the company, he served as a foreman in the 'C' recovery area. As the memoriam states, Ed was dedicated to public service. A long-time member of the school board, including

on the original SAD 21 board. He served as a Dixfield selectman for nine years and represented Dixfield on the Med-Care Board of Directors. So active in so many community organizations, you've heard some of them mentioned, the church council, the Knights of Columbus, the Fraternal Order of Eagles, the Snowshoe Club, the VFW, the American Legion, the 40 and 8, the local Lion's Club, and the Special Olympics Board of Directors. And, of course, he was more than 60 years a member of the American Legion and he's held positions with that organization at the local, state, and national level. The loss of Ed leaves a giant hole in Oxford County. On behalf of the Senate, and Senator Keim in particular, I offer his family and friends our deepest condolences. It's an honor to recognize Ed's family today in the Chamber, Madame President.

The Joint Resolution was **ADOPTED**.

Sent down for concurrence.

THE PRESIDENT PRO TEM: The Chair is very pleased to recognize in the rear of the Chamber the family of Ed Roach: Eliot, Sawyer, Don, Carol, and Kara Roach; Katie Chambers, Kylie Gould, Barbara Roach-Chambers, Elaine Michaud, Sue Clark, Ali and Suzanne Legere. Would they please rise and accept the greetings and condolences of the Maine Senate.

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

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

The Senate was called to order by the President.

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

REPORTS OF COMMITTEES

House

Divided Report

The Majority of the Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY** on Bill "An Act Requiring the Reporting of Stolen Firearms"

H.P. 647 L.D. 1011

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

Signed:

Senators:

HARRINGTON of York
LaFOUNTAIN of Kennebec

Representatives:

ARDELL of Monticello
HASENFUS of Readfield
MILLIKEN of Blue Hill
NEWMAN of Belgrade
NUTTING of Oakland
PERKINS of Dover-Foxcroft

The Minority of the same Committee on the same subject reported that the same **Ought To Pass as Amended by Committee Amendment "A" (H-554)**.

Signed:

Senator:

BEEBE-CENTER of Knox

Representatives:

SALISBURY of Westbrook
LOOKNER of Portland
MADIGAN of Waterville
MATHIESON of Kittery

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

Reports **READ**.

On motion by Senator **BEEBE-CENTER** of Knox, the Majority **OUGHT NOT TO PASS** Report **ACCEPTED**, in concurrence.

Divided Report

The Majority of the Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY** on Bill "An Act to Allow Persons Who Lawfully Use or Possess Cannabis to Own or Possess Firearms or Ammunition"

H.P. 698 L.D. 1103

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-553)**.

Signed:

Senators:

BEEBE-CENTER of Knox
LaFOUNTAIN of Kennebec

Representatives:

SALISBURY of Westbrook
HASENFUS of Readfield
LOOKNER of Portland
MADIGAN of Waterville
MATHIESON of Kittery
MILLIKEN of Blue Hill

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

Signed:

Senator:

HARRINGTON of York

Representatives:

ARDELL of Monticello

NEWMAN of Belgrade

NUTTING of Oakland

PERKINS of Dover-Foxcroft

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-553)**.

Reports **READ**.

Senator **BEEBE-CENTER** of Knox moved the Senate **ACCEPT** the Majority **OUGHT TO PASS AS AMENDED** Report, in concurrence.

On motion by Senator **STEWART** of Aroostook, 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 Brakey.

Senator **BRAKEY:** Thank you, Mr. President. I want to rise briefly in support of the pending majority Ought to Pass as Amended Report, which seeks to repeal in state statute a provision that was put in place conforming with federal law, prohibiting individuals in the state of Maine who lawfully use cannabis under our own state laws from owning and possessing firearms. I think a few things should be noted on this front. First, it's worth noting that according to a 2022 report by the Maine Office of Cannabis Policy, an estimated 25-30% of Maine residents have used cannabis since March of 2020. So that means that under this state statute and under federal statute, one in four Maine people are effectively prohibited from exercising their Second Amendment rights for no darn good reason at all. And as far as not conforming with federal law, I will say this, you know, I have a copy of the State Constitution right here, you know, when it comes to the Second Amendment, I think it's pretty darn clear that the federal government has no authority to issue such a prohibition in the first place on people's Second Amendment rights. But additionally, I don't see anywhere under Article I, Section 8, where we gave the federal government the power to prohibit people from using a plant and the Tenth Amendment is pretty clear that that jurisdiction on those sorts of policies if it's not expressly granted to the federal government, it belongs to the states and the people. So, it's very clear to me that the federal government is operating unconstitutionally with this policy on two counts. They're violating peoples' Second Amendment rights and they're violating the Tenth Amendment, and we should not conform with unconstitutional federal policies. My only critique of this report is that I think it took out a pretty important provision that had some teeth in the bill prohibiting our

own officials from enforcing this federal law. All this report does now is says that it's not going to be state law, this prohibition. It's a step in the right direction, even if it doesn't go as far as I would like, so I will be supporting the Majority Ought to Pass Report. Thank you.

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

Senator **HARRINGTON:** Thank you, Mr. President. I just wanted to put on the record my opposition to the bill isn't the merits of the bill, the substance of the bill. I would love if the federal government would get out of the way on this issue and make it more clear. However, they have not, and I do have concerns that this will be lulling people - the people of Maine into a false sense of security that they are able to possess a firearm while using marijuana or possessing marijuana. That is still very much federally illegal, and I do have concerns that with misunderstanding of this bill, they will be lulled into a false sense of security that they're able to possess a firearm, which they are very much not able to. I just wanted to put that on the record. Thank you.

THE PRESIDENT: The pending question before the Senate is Acceptance of the Majority Ought to Pass as Amended Report. A roll call has been ordered. Is the Senate ready for the question?

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#378)

YEAS: Senators: BAILEY, BEEBE-CENTER, BENNETT, BLACK, BRAKEY, BRENNER, CHIPMAN, CURRY, DAUGHTRY, DUSON, GROHOSKI, HICKMAN, INGWERSEN, MOORE, PIERCE, RAFFERTY, RENY, ROTUNDO, TIPPING, VITELLI, PRESIDENT JACKSON

NAYS: Senators: BALDACCI, CARNEY, FARRIN, GUERIN, HARRINGTON, LAFOUNTAIN, LIBBY, LYFORD, NANGLE, POULIOT, STEWART, TIMBERLAKE

EXCUSED: Senators: KEIM, LAWRENCE

21 Senators having voted in the affirmative and 12 Senators having voted in the negative, with 2 Senators being excused, the motion by Senator **BEEBE-CENTER** of Knox to **ACCEPT** the Majority **OUGHT TO PASS AS AMENDED** Report, in concurrence, **PREVAILED**.

Bill READ ONCE.

Committee Amendment "A" (H-553) **READ** and **ADOPTED**, in concurrence.

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

Divided Report

The Majority of the Committee on **HEALTH AND HUMAN SERVICES** on Bill "An Act to Require Reimbursement for Gender-affirming Care for MaineCare Members"
H.P. 676 L.D. 1040

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

Signed:

Senators:
BALDACCI of Penobscot
INGWERSEN of York

Representatives:
MEYER of Eliot
CRAVEN of Lewiston
GRAHAM of North Yarmouth
MADIGAN of Waterville
SHAGOURY of Hallowell
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:
FREDERICKS of Sanford
GRIFFIN of Levant
JAVNER of Chester
LEMELIN of Chelsea

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

Reports **READ**.

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

On motion by Senator **STEWART** of Aroostook, 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 (#379)

YEAS: Senators: BAILEY, BALDACCI, BEEBE-CENTER, BENNETT, BRAKEY, BRENNER, CARNEY, CHIPMAN, CURRY, DAUGHTRY, DUSON, GROHOSKI, HICKMAN, INGWERSEN, LAFOUNTAIN, NANGLE, PIERCE, RAFFERTY, RENY, ROTUNDO, TIPPING, VITELLI, PRESIDENT JACKSON

NAYS: Senators: BLACK, FARRIN, GUERIN, HARRINGTON, LIBBY, LYFORD, MOORE, POULIOT, STEWART, TIMBERLAKE

EXCUSED: Senators: KEIM, LAWRENCE

23 Senators having voted in the affirmative and 10 Senators having voted in the negative, with 2 Senators being excused, the motion by Senator **BALDACCI** of Penobscot to **ACCEPT** the Majority **OUGHT TO PASS** Report, in concurrence, **PREVAILED**.

Under suspension of the Rules, **READ TWICE**.

On motion by Senator **GUERIN** of Penobscot, Senate Amendment "A" (S-362) **READ**.

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

Senator **GUERIN:** Currently, L.D. 1040, An Act to Require Reimbursement for Gender Affirming Care for MaineCare Members, includes reimbursements to be provided for supposedly medically necessary treatment for or related to gender dysphoria. My concern is that this will only be seeing to pay for the initial altering procedures and not the consequences that arise from major surgeries including mastectomies, radical hysterectomies, vaginoplasties, and orchiectomies, removing of the testicles, and complications also from long-term hormone treatments. This amendment will include any and all complications that arise from sex change procedures and will also include the de-transitioning process if a person feels led down that path. Complications from hormone replacement therapy include changes in your blood sugar levels and therefore an increased risk of type 2 diabetes, osteoporosis, an increased risk for heart disease, stroke, and greater risk for breast cancer. One individual notes that they were on testosterone for five years and had to stop when their liver and kidneys failed. Life-long use of hormone therapy means long-term risks of the aforementioned complications and we must ensure we have a continuum of care. Complications from physical procedures such as vaginoplasty include when multiple infections occur during the hair continuing to grow inside the artificially created opening, necrosis - the death of body tissue that occurs when too little blood flows to the tissue - uro-vaginal and rectovaginal fistulas when bowel and urinary tracts continually leak and cause pain and ongoing internal harm to the patient. We must be committed to covering the costs of these very real and often painful lifelong complications. Regarding coverage of trying to reverse sex change procedures, there is growing evidence and data regarding those who have had a sex change and later found their choice to be a terrible mistake. You only have to do a quick internet search to find those who speak of the consequences of ill-informed transition and their

desire to once again find wholeness in their bodies. We cannot simply believe that those who have attempted to transition are now instantly happy and therefore finished with medical procedures. We must ensure our eyes are open for those whose medical needs will continue to be massive and state plainly in this statute that de-transitioning is covered. We need to ensure we are showing compassion and long-term care to all the people of Maine based on the facts that these procedures cause harm, and I ask you to do so by voting for this amendment. Thank you.

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

Senator **BRAKEY:** Thank you, Mr. President. I just wanted to speak very briefly in support of the pending motion as someone who just voted in support of the underlying bill. Myself, personally, knowing individuals who have and do suffer with gender dysphoria, and having seen that some of these treatments have been helpful and effective treatment for them, I support in MaineCare, you know, not having that discrimination there. But I also do think if we're going to cover in MaineCare one, it is reasonable to ensure that de-transition is also covered. There are individuals who have gone through these transitions who did realize that it was a mistake for them and sought to de-transition. Their individual experience doesn't negate the experience of others, but their experience is true as well. And so, if we are going to fund one under MaineCare, I absolutely support Senator Guerin's amendment to make sure that we're covering all sides of this. 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, I rise in opposition to the pending motion, and I do understand and thank the Good Senator for having the conversation. I just want to state that we need to make sure that we trust families and their doctors to make healthcare decisions for themselves and their children and not allow politicians like ourselves to deem what is best. We should really be prioritizing making sure that every individual is able to make their own healthcare decisions with their providers. That being said, I want to be clear that everything that was detailed by the good Senator and - from both sides - about making sure that de-transitioning is covered, is allowed, actually, by this bill, which renders the amendment not needed. I also want to highlight that when we're talking about gender affirming care, it's larger than what all has been brought up on the Senate Floor. It's not just the transitioning that we've heard about. Gender affirming care, you know, could involve, you know, de-transitioning, it can also involve if someone's going through hormonal changes like menopause and estrogen replacement as well. It's something that can potentially be a much greater argument and healthcare practice than what we've discussed today. So, once again, you know, the process of de-transitioning would be covered under this bill, the amendment is not needed, and I request a Roll Call and urge all to follow my light.

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 (#380)

YEAS: Senators: BENNETT, BLACK, BRAKEY, FARRIN, GUERIN, HARRINGTON, INGWERSEN, LIBBY, LYFORD, MOORE, STEWART, TIMBERLAKE

NAYS: Senators: BAILEY, BALDACCI, BEEBE-CENTER, BRENNER, CARNEY, CHIPMAN, CURRY, DAUGHTRY, DUSON, GROHOSKI, HICKMAN, LAFOUNTAIN, NANGLE, PIERCE, POULIOT, RAFFERTY, RENY, ROTUNDO, TIPPING, VITELLI, PRESIDENT JACKSON

EXCUSED: Senators: KEIM, LAWRENCE

12 Senators having voted in the affirmative and 21 Senators having voted in the negative, with 2 Senators being excused, the motion by Senator **GUERIN** of Penobscot to **ADOPT** Senate Amendment "A" (S-362) **FAILED**.

Senator **INGWERSEN** of York moved the Senate **RECONSIDER** whereby it **FAILED** to **ADOPT** Senate Amendment "A" (S-362).

Not having voted on the prevailing side, the motion by Senator **INGWERSEN** of York to **RECONSIDER** whereby the Senate **FAILED** to **ADOPT** of Senate Amendment "A" (S-362) was **NOT IN ORDER**.

On motion by Senator **NANGLE** of Cumberland, the Senate **RECONSIDERED** whereby **ADOPTION** of Senate Amendment "A" (S-362) **FAILED**.

The pending question before the Senate was the motion by Senator **GUERIN** of Penobscot to Adopt Senate Amendment "A" (S-362).

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#381)

YEAS: Senators: BENNETT, BLACK, BRAKEY, FARRIN, GUERIN, HARRINGTON, LIBBY, LYFORD, MOORE, STEWART, TIMBERLAKE

NAYS: Senators: BAILEY, BALDACCI, BEEBE-CENTER, BRENNER, CARNEY, CHIPMAN, CURRY, DAUGHTRY, DUSON, GROHOSKI, HICKMAN, INGWERSEN, LAFOUNTAIN, NANGLE, PIERCE, POULIOT, RAFFERTY, RENY, ROTUNDO, TIPPING, VITELLI, PRESIDENT JACKSON

EXCUSED: Senators: KEIM, LAWRENCE

11 Senators having voted in the affirmative and 22 Senators having voted in the negative, with 2 Senators being excused, the motion by Senator **GUERIN** of Penobscot to **ADOPT** Senate Amendment "A" (S-362) **FAILED**.

The pending question before the Senate was Passage to be Engrossed.

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 (#382)

YEAS: Senators: BAILEY, BALDACCI, BEEBE-CENTER, BENNETT, BRAKEY, BRENNER, CARNEY, CHIPMAN, CURRY, DAUGHTRY, DUSON, GROHOSKI, HICKMAN, INGWERSEN, LAFOUNTAIN, NANGLE, PIERCE, RAFFERTY, RENY, ROTUNDO, TIPPING, VITELLI, PRESIDENT JACKSON

NAYS: Senators: BLACK, FARRIN, GUERIN, HARRINGTON, LIBBY, LYFORD, MOORE, POULIOT, STEWART, TIMBERLAKE

EXCUSED: Senators: KEIM, LAWRENCE

23 Senators having voted in the affirmative and 10 Senators having voted in the negative, with 2 Senators being excused, the Bill was **PASSED TO BE ENGROSSED**, in concurrence.

Divided Report

The Majority of the Committee on **JUDICIARY** on Bill "An Act to Increase the Notice Period for Rent Increases" H.P. 470 L.D. 701

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-561)**.

Signed:

Senators:
CARNEY of Cumberland
BAILEY of York

Representatives:
MOONEN of Portland
KUHN of Falmouth
LEE of Auburn
MORIARTY of Cumberland
POIRIER of Skowhegan
RECKITT of South Portland

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

Signed:

Senator:
BRAKEY of Androscoggin

Representatives:
ANDREWS of Paris
HAGGAN of Hampden
HENDERSON of Rumford

(Representative DANA 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-561)**.

Reports **READ**.

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

Divided Report

The Majority of the Committee on **JUDICIARY** on RESOLUTION, Proposing an Amendment to the Constitution of Maine Establishing That All Maine Residents Have Equal Rights Under the Law

H.P. 908 L.D. 1412

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-560)**.

Signed:

Senators:
CARNEY of Cumberland
BAILEY of York

Representatives:
MOONEN of Portland
KUHN of Falmouth
LEE of Auburn
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:
BRAKEY of Androscoggin

Representatives:

ANDREWS of Paris
HAGGAN of Hampden
HENDERSON of Rumford
POIRIER of Skowhegan

Comes from the House with the Majority **OUGHT TO PASS AS AMENDED** Report **READ** and **ACCEPTED** and the **RESOLUTION PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-560)**.

Reports **READ**.

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

Resolution **READ ONCE**.

Committee Amendment "A" (H-560) **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 **JUDICIARY** on Bill "An Act to Amend the Freedom of Access Act and Related Provisions"
H.P. 1088 L.D. 1699

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

Signed:

Senators:

CARNEY of Cumberland
BAILEY of York

Representatives:

MOONEN of Portland
KUHN of Falmouth
LEE of Auburn
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 To Pass as Amended by Committee Amendment "A" (H-566)**.

Signed:

Senator:

BRAKEY of Androscoggin

Representatives:

ANDREWS of Paris
HAGGAN of Hampden

HENDERSON of Rumford
POIRIER of Skowhegan

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

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

Reports **READ**.

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

On motion by Senator **STEWART** of Aroostook, 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 Brakey.

Senator **BRAKEY:** Thank you, Mr. President. I rise in opposition to the pending motion. This bill would, very simply, require that nonprofit agencies that receive a majority of their funding from taxpayer dollars, whether those sources be state, federal, local taxpayer dollars, that they would be subject to FOIA the same as government agencies. I think that this is a good bill that we should be proceeding forward on and rejecting the pending motion. You know, one thing I have certainly noticed and expressed in this Chamber before is that in and around Augusta, there's a tangled web of nonprofit agencies that are - we're continuously funding with taxpayer dollars. Now, some of those - I'm sure some of the work that they're doing, perhaps all the work they're doing is very important and worthwhile use of taxpayer money, but it certainly seems like at a certain point when you're receiving all of this taxpayer money and you're lobbying the Legislature to change our laws and lobbying for more taxpayer money, at a certain point, you should be subject to some of the same transparency requirements that government agencies are, that - when you're receiving that much taxpayer money. So, let's vote for transparency, let's vote for accountability with our tax dollars, let's reject the pending motion. Thank you.

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

Senator **CARNEY:** Thank you, Mr. President and colleagues. I just want to rise briefly to address some other impacts of the bill before us. It would also impose a 60-day deadline for responding to FOIA requests and, while that may seem like a good thing to folks who are worried about those requests taking long, the reality is that most FOIA requests are responded to in much shorter timeframes, more than 90% of the time in less than 30 days. And so, there's a concern that this legislation would inadvertently end up extending that deadline and, in addition - actually, I'll stop there. I think that that basically covers it, and I urge you to support the pending motion. Thank you.

THE PRESIDENT: The pending question before the Senate is Acceptance of the Majority Ought Not to Pass Report. A roll call has been ordered. Is the Senate ready for the question?

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#383)

YEAS: Senators: BAILEY, BALDACCI, BEEBE-CENTER, BRENNER, CARNEY, CHIPMAN, CURRY, DAUGHTRY, DUSON, GROHOSKI, HICKMAN, INGWERSEN, LAFOUNTAIN, NANGLE, PIERCE, RAFFERTY, RENY, ROTUNDO, TIPPING, VITELLI, PRESIDENT JACKSON

NAYS: Senators: BENNETT, BLACK, BRAKEY, FARRIN, GUERIN, HARRINGTON, LIBBY, LYFORD, MOORE, POULIOT, STEWART, TIMBERLAKE

EXCUSED: Senators: KEIM, LAWRENCE

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

Divided Report

The Majority of the Committee on **JUDICIARY** on Bill "An Act to Empower Jurors by Allowing Instructions That They May Find a Defendant Not Guilty if a Guilty Verdict Would Yield an Unjust Result"

H.P. 1145 L.D. 1782

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

Signed:

Senators:
CARNEY of Cumberland
BAILEY of York

Representatives:
MOONEN of Portland
HAGGAN of Hampden
KUHN of Falmouth
LEE 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 To Pass**.

Signed:

Senator:
BRAKEY of Androscoggin

Representatives:
ANDREWS of Paris
HENDERSON of Rumford

(Representative DANA of the Passamaquoddy Tribe - of the House - supports the Minority **Ought To Pass** Report.)

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

Reports **READ**.

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

On motion by Senator **BRAKEY** of Androscoggin, 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 Brakey.

Senator **BRAKEY:** Thank you, Mr. President. This legislation before us seeks to do something very simple in keeping with longstanding - well, that wasn't me, okay - and keeping with longstanding traditions in our judicial process, going back hundreds of years. It just is seeking to have fully informed juries that know about the right of jury nullification. And to illustrate what jury nullification is, it's basically the idea that was there was a near - there was pretty much a consensus on among our founding generation that this is part of the jury process, is that the jury is not only determining matters of fact as to whether or not the accused committed the crime that they are accused of, but that they also have the right to judge the law itself, as well as the facts, and that if the application of that law would result in a clearly unjust outcome, that that is the right of the jury. Even if the person committed the act, it is the right of the jury to find the person not guilty. And I just want to read into the record a few quotes from some of our founding generation on this matter. I'll start with one by Thomas Jefferson, who said, 'it is left to the juries if they think the permanent judges are under any bias whatever in any cause to take on themselves to judge the law as well as the fact. They never exercise this power, but when they suspect partiality in the judges and by the exercise of this power, they have been the firmest bulwarks of English liberty.' He also said in another context that 'the juries are our judges of all fact and of law when they choose it.' And John Adams said, 'it is not only the juror's right but his duty to find the verdict according to his own best understanding, judgment, and conscience, though in direct opposition to the instruction of the court.' This legislation is simple. Fully informed juries who know the full - who are informed of the full extent of their power as a jury in terms of deciding these - the cases that come before them. I will be voting in opposition to the pending motion. Thank you.

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

Senator **CARNEY:** Thank you, Mr. President. Thank you, colleagues of the Senate, for listening to me on this one. It's something that I feel really strongly about. The pending motion Ought Not to Pass on this jury nullification bill is the right motion

to approve. When jurors are appointed in criminal cases in which there is likely to be punishment, or there's a possibility of being punished by imprisonment, they're required to swear under oath, and I will just quote to you, that quote, 'you will give a true verdict therein, according to the law and the evidence given you, so help you God.' So, that's the ground rule for serving on a criminal jury. What this legislation would do is it would allow jurors to violate the oath that they swear to when they begin jury service. In addition, because jurors - juries in criminal cases have to come to a unanimous verdict, this law - this bill, excuse me, would allow one juror to prevent a conviction even though all of the jurors, including that one juror, would agree that the prosecutor had proved each element of the case beyond a reasonable doubt. So, some of you may think that this is an important step to be able to take because you, for example, don't believe that certain things like use of cannabis or possession of drugs should be unlawful. And if that's how you feel, then you should be working to change those laws, because this bill would apply in every criminal case. So, for example, there are people in our state who might be selected for a criminal jury who don't think incest or sexual abuse of children is wrong. If they were on a jury involving a case of incest or sexual abuse of a child, they could stand in the way of a criminal conviction of the abuser, even though they and everyone else on the jury felt that the burden of proof on each element of the crime had been proven beyond a reasonable doubt. Again, I just urge you to think this through, think about the consequences to our society and to individual victims of crime. Please turn your energy to supporting unjust laws. This bill, on the other hand, would prevent justice and I urge you to support the pending motion.

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

Senator **BRAKEY:** Thank you, Mr. President. I just want to respond very briefly. It's certainly true that jurors are sworn to render a verdict in accordance with the law. But I just want to ask the question, which law? What about when a state statute is in conflict with a higher set of law? What if that state statute is in conflict with the Constitution, the supreme law of the land, or in conflict with the natural law, the law of nature and nature's God which Martin Luther King, Jr. wrote about from the Birmingham Jail? There are - we're not asking jurors to be able to render verdicts in violation of the law, but there are higher forms of law than simply the pieces of paper that we pass in this Body. Ideally, the laws that we are passing will be in accordance with the Constitution and in accordance with the natural law and juries should have the ability to consider that. And I will just also note for some historical context that jury nullification was used on multiple occasions in northern states where juries nullified the fugitive slave acts, which I think in this day and age in the 21st century, we can look back and acknowledge that those were statutes that were not in accordance with the higher law, certainly not with the natural law and the rights of human beings. And so, this has been used historically to nullify great injustices and I hope we will reject the motion. Thank you.

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

Senator **BALDACC:** Thank you, Mr. President. I just wanted to rise briefly in support of the committee Majority Ought Not to Pass Report. If we allow juries to - or each individual juror to consider the natural law or any other thing other than the law, we would be opening up a whole morass. This would basically tie up the criminal justice system for - it would encourage massive amount of litigation. If anything, this is an anti-law enforcement bill. And so, I will be happily supporting the Ought Not to Pass Report.

THE PRESIDENT: The pending question before the Senate is Acceptance of the Majority Ought Not to Pass Report. A roll call has been ordered. Is the Senate ready for the question?

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#384)

YEAS: Senators: BAILEY, BALDACC, BEEBE-CENTER, BENNETT, BLACK, BRENNER, CARNEY, CURRY, DAUGHTRY, DUSON, FARRIN, GROHOSKI, GUERIN, HARRINGTON, HICKMAN, INGWERSEN, LAFOUNTAIN, LIBBY, MOORE, NANGLE, PIERCE, POULIOT, RAFFERTY, RENY, ROTUNDO, STEWART, TIMBERLAKE, TIPPING, VITELLI, PRESIDENT JACKSON

NAYS: Senators: BRAKEY, CHIPMAN, LYFORD

EXCUSED: Senators: KEIM, LAWRENCE

30 Senators having voted in the affirmative and 3 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, in concurrence, **PREVAILED.**

Divided Report

The Majority of the Committee on **JUDICIARY** on Bill "An Act to Enact the Protection of Shared Physical and Digital Property from Warrantless Searches Act"

H.P. 1208 L.D. 1883

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

Signed:

Senators:

CARNEY of Cumberland
BAILEY of York

Representatives:

MOONEN of Portland
KUHN of Falmouth
LEE of Auburn
MORIARTY of Cumberland
SHEEHAN of Biddeford

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

Signed:

Senator:
BRAKEY of Androscoggin

Representatives:
ANDREWS of Paris
HAGGAN of Hampden
HENDERSON of Rumford
POIRIER of Skowhegan
RECKITT of South Portland

(Representative DANA of the Passamaquoddy Tribe - of the House - supports the Minority **Ought To Pass** Report.)

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

Reports **READ**.

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

Divided Report

Seven members of the Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY** on Bill "An Act Regarding Transition Coordination, Prisoner Attendance at Funerals, Furloughs, Visitation, Education and Discretionary Accounts at County Jails" H.P. 826 L.D. 1301

Reported in Report "A" that the same **Ought to Pass as Amended by Committee Amendment "A" (H-551)**.

Signed:

Senator:
BEEBE-CENTER of Knox

Representatives:
SALISBURY of Westbrook
HASENFUS of Readfield
LOOKNER of Portland
MADIGAN of Waterville
MATHIESON of Kittery
MILLIKEN of Blue Hill

Four members of the same Committee on the same subject reported in Report "B" that the same **Ought to Pass as Amended by Committee Amendment "B" (H-552)**.

Signed:

Representatives:
ARDELL of Monticello
NEWMAN of Belgrade
NUTTING of Oakland

PERKINS of Dover-Foxcroft

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

Signed:

Senator:
HARRINGTON of York

Comes from the House with Report "A", **OUGHT TO PASS AS AMENDED BY COMMITTEE AMENDMENT "A" (H-551)**, **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-551)**.

Reports **READ**.

On motion by Senator **BEEBE-CENTER** of Knox, Report "A", **OUGHT TO PASS AS AMENDED BY COMMITTEE AMENDMENT "A" (H-551)**, **ACCEPTED**, in concurrence.

Bill **READ ONCE**.

Committee Amendment "A" (H-551) **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-551)**, in concurrence.

Divided Report

Eight members of the Committee on **JUDICIARY** on Bill "An Act to Increase the Time Period for Notice to Terminate a Tenancy at Will" H.P. 493 L.D. 804

Reported in Report "A" that the same **Ought Not to Pass**.

Signed:

Senator:
BRAKEY of Androscoggin

Representatives:
MOONEN of Portland
ANDREWS of Paris
HAGGAN of Hampden
HENDERSON of Rumford
KUHN of Falmouth
LEE of Auburn
POIRIER of Skowhegan

Four members of the same Committee on the same subject reported in Report "B" that the same **Ought to Pass as Amended by Committee Amendment "A" (H-564)**.

Signed:

Senators:
CARNEY of Cumberland
BAILEY of York

Representatives:
MORIARTY of Cumberland
SHEEHAN of Biddeford

One member of the same Committee on the same subject reported in Report "C" that the same **Ought to Pass as Amended by Committee Amendment "B" (H-565).**

Signed:

Representative:
RECKITT of South Portland

(Representative DANA of the Passamaquoddy Tribe - of the House - supports Report "B", **Ought To Pass as Amended by Committee Amendment "A" (H-564).**)

Comes from the House with Report "A", **OUGHT NOT TO PASS, READ and ACCEPTED.**

Reports **READ.**

On motion by Senator **CARNEY** of Cumberland, Report "A", **OUGHT NOT TO PASS, ACCEPTED**, in concurrence.

Senate

Divided Report

The Majority of the Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY** on Bill "An Act to Standardize Requirements Between Boards of Visitors for County Jails and Department of Corrections Correctional Facilities"

S.P. 643 L.D. 1626

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-344).**

Signed:

Senator:
BEEBE-CENTER of Knox

Representatives:
SALISBURY of Westbrook
HASENFUS of Readfield
LOOKNER of Portland
MADIGAN of Waterville
MATHIESON of Kittery
MILLIKEN of Blue Hill

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

Signed:

Senator:
HARRINGTON of York

Representatives:
ARDELL of Monticello
NEWMAN of Belgrade
NUTTING of Oakland
PERKINS of Dover-Foxcroft

Reports **READ.**

On motion by Senator **BEEBE-CENTER** of Knox, the Majority **OUGHT TO PASS AS AMENDED** Report **ACCEPTED.**

Bill **READ ONCE.**

Committee Amendment "A" (S-344) **READ and ADOPTED.**

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

Sent down for concurrence.

Divided Report

The Majority of the Committee on **STATE AND LOCAL GOVERNMENT** on Bill "An Act to Clarify Licensing Jurisdiction for Manufactured Housing Communities"

S.P. 741 L.D. 1825

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

Signed:

Senator:
LYFORD of Penobscot

Representatives:
ABDI of Lewiston
COPELAND of Saco
DHALAC of South Portland
GREENWOOD of Wales
POMERLEAU of Standish
RISEMAN of Harrison
UNDERWOOD of Presque Isle

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

Signed:

Senators:
NANGLE of Cumberland
BALDACCI of Penobscot

Representative:
STOVER of Boothbay

Reports **READ.**

Senator **NANGLE** of Cumberland moved the Senate **ACCEPT** the Majority **OUGHT NOT TO PASS** Report.

On motion by Senator **STEWART** of Aroostook, **TABLED** until Later in Today's Session, pending the motion by Senator **NANGLE** of Cumberland to **ACCEPT** the Majority **OUGHT NOT TO PASS** Report.

Divided Report

The Majority of the Committee on **VETERANS AND LEGAL AFFAIRS** on Bill "An Act to Clarify Required Disclosure of Personally Identifying Information for Certain Nominating Petitions"

S.P. 393 L.D. 922

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-345)**.

Signed:

Senators:

- HICKMAN of Kennebec
- BRENNER of Cumberland
- TIMBERLAKE of Androscoggin

Representatives:

- SUPICA of Bangor
- BOYER of Poland
- COLLINGS of Portland
- MALON of Biddeford
- MONTELL of Gardiner
- RIELLY of Westbrook
- RISEMAN of Harrison

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

Signed:

Representative:

- RUDNICKI of Fairfield

Reports **READ**.

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

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

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 Require All Provisions in the Constitution to Be Included in the Official Printing

H.P. 48 L.D. 78
(C "A" H-479)

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

On motion by Senator **ROTUNDO** of Androscoggin, placed on the **SPECIAL APPROPRIATIONS TABLE** pending **FINAL PASSAGE**, in concurrence. (Roll Call Ordered)

Emergency Measure

An Act to Allow Golf Courses to Obtain a License to Conduct Off-premises Catering

S.P. 813 L.D. 1984
(C "A" S-323)

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

This being an Emergency Measure and having received the affirmative vote of 33 Members of the Senate, with no Senators having voted in the negative, and 33 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.

Acts

An Act to Promote Water Conservation and Water Quality and Create Habitat for Wildlife, Including Pollinator Species, by Protecting Low-impact Landscaping

S.P. 266 L.D. 649
(C "B" S-312)

An Act to Reduce the Penalty for Operating a Motor Vehicle Under a Suspended License in Certain Situations

H.P. 508 L.D. 819
(C "A" H-540)

An Act to Clarify Term Limitations for Legislators, Constitutional Officers and the State Auditor

H.P. 722 L.D. 1136
(C "A" H-491)

An Act to Make Revisions to the Tax Increment Financing and Development District Laws

H.P. 754 L.D. 1182

An Act to Improve the State's Election Laws by Amending the Laws Relating to Automatic Voter Registration

H.P. 858 L.D. 1344
(C "A" H-511)

An Act to Amend the Laws Regarding Violations of Condition of Release

S.P. 567 L.D. 1449
(C "A" S-307)

An Act Regarding Campaign Finance and Lobbying Disclosure and Enforcement of Income Source Reporting Requirements

S.P. 647 L.D. 1630
(C "A" S-322)

An Act to Foster Stable and Affordable Home Ownership in Mobile Home Parks by Amending the Laws Relating to the Sale of Mobile Home Parks

H.P. 1239 L.D. 1931
(C "A" H-527)

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

An Act to Make Menstrual Products Available in Certain Schools

H.P. 222 L.D. 348
(C "A" H-449)

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

An Act to Amend the Law Governing MaineCare Coverage of Chiropractic Treatment

S.P. 260 L.D. 592
(C "A" S-320)

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

An Act to Provide Funding for Positions in the Penobscot County Sheriff's Office

S.P. 314 L.D. 756
(C "A" S-308)

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

An Act to Phase Out the Insurance Premium Tax on Annuities

S.P. 683 L.D. 1720
(C "A" S-316)

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

An Act to Exempt Certain Youth Development Nonprofit Organizations from Sales Tax and the Service Provider Tax

S.P. 701 L.D. 1755
(C "A" S-315)

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

An Act to Protect Maine's Transit Employees

S.P. 721 L.D. 1796
(C "A" S-297)

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

An Act to Increase the Deduction from Income for Pension Benefits

H.P. 1207 L.D. 1882
(C "A" H-531)

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

An Act to Ensure That a Teacher Who Participates in the Prevention of Dangerous Behavior Is Protected Under a Collective Bargaining Agreement

S.P. 770 L.D. 1898
(C "A" S-317)

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

Resolves

Resolve, to Establish a Working Group to Study Polling Places at Schools in Order to Protect Security and Accessibility

H.P. 252 L.D. 419
(C "A" H-509)

Resolve, Directing the Secretary of State to Propose a State Calendar

H.P. 791 L.D. 1243
(C "A" H-488)

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

Resolve, to Establish the Blue Ribbon Commission on Guaranteed Health Care

S.P. 150 L.D. 329
(C "A" S-321)

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

Resolve, to Create the Commission to Study a Legislative Internship Program

H.P. 652 L.D. 1016
(C "A" H-543)

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

Resolve, to Reestablish the Criminal Records Review Committee

H.P. 1047 L.D. 1622
(C "A" H-514)

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

Resolve, to Study the Adoption of the Uniform Common Interest Ownership Act

S.P. 667 L.D. 1662
(C "A" S-306; H "A" H-538)

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

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

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 (6/14/23) matter:

SENATE REPORTS - from the Committee on **JUDICIARY** on Resolve, to Establish the Commission to Study the Constitution of Maine

S.P. 740 L.D. 1824

Majority - **Ought Not to Pass** (9 members)

Minority - **Ought to Pass as Amended by Committee Amendment "A" (S-305)** (4 members)

Tabled - June 14, 2023 by Senator **CARNEY** of Cumberland

Pending - **ACCEPTANCE OF EITHER REPORT**

(In Senate, June 14, 2023, Reports **READ**.)

Senator **CARNEY** of Cumberland moved the Senate **ACCEPT** the Majority **OUGHT NOT TO PASS** 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 Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#385)

YEAS: Senators: BEEBE-CENTER, CARNEY, DAUGHTRY, INGWERSEN, LAFOUNTAIN, LAWRENCE, NANGLE, PIERCE, RAFFERTY, ROTUNDO, TIMBERLAKE, VITELLI

NAYS: Senators: BAILEY, BALDACCI, BENNETT, BLACK, BRAKEY, BRENNER, CHIPMAN, CURRY, DUSON, GROHOSKI, GUERIN, HARRINGTON, HICKMAN, LIBBY, LYFORD, MOORE, POULIOT, RENY, STEWART, TIPPING, PRESIDENT JACKSON

EXCUSED: Senators: FARRIN, KIEM

12 Senators having voted in the affirmative and 21 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 **FAILED**.

The Minority **OUGHT TO PASS AS AMENDED** Report **ACCEPTED**.

Bill **READ ONCE**.

Committee Amendment "A" (S-305) **READ** and **ADOPTED**.

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

Sent down 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:

REPORTS OF COMMITTEES

Senate

Divided Report

The Majority of the Committee on **JUDICIARY** on Bill "An Act to Protect Certain Private Emergency Services Personnel from Liability Under the Maine Tort Claims Act"

S.P. 342 L.D. 783

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-350)**.

Signed:

Senators:

- CARNEY of Cumberland
- BAILEY of York
- BRAKEY of Androscoggin

Representatives:

- MOONEN of Portland
- HAGGAN of Hampden
- KUHN of Falmouth
- LEE 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:

Representatives:

- ANDREWS of Paris
- HENDERSON of Rumford

(Representative DANA of the Passamaquoddy Tribe - of the House - supports the Minority **Ought Not To Pass** 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-350) **READ** and **ADOPTED**.

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

Sent down for concurrence.

Divided Report

The Majority of the Committee on **JUDICIARY** on Bill "An Act to Limit the Immunity of Charitable Organizations"

S.P. 530 L.D. 1312

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-349)**.

Signed:

Senators:

- CARNEY of Cumberland
- BAILEY of York
- BRAKEY of Androscoggin

Representatives:

- MOONEN of Portland
- ANDREWS of Paris
- HAGGAN of Hampden
- KUHN of Falmouth
- LEE of Auburn
- 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:

Representative:

- POIRIER of Skowhegan

(Representative DANA 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-349) **READ** and **ADOPTED**.

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

Sent down for concurrence.

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

Off Record Remarks

RECESSED until 12:30 in the afternoon.

After Recess the Senate was called to order by the President.

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

REPORTS OF COMMITTEES

Senate

Divided Report

The Majority of the Committee on **ENERGY, UTILITIES AND TECHNOLOGY** on Bill "An Act to Clarify the Review and Procurement Process for Nonwires Alternatives"
S.P. 762 L.D. 1887

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-351)**.

Signed:

Senators:

LAWRENCE of York
GROHOSKI of Hancock

Representatives:

ZEIGLER of Montville
BOYLE of Gorham
GEIGER of Rockland
KESSLER of South Portland
RUNTE of York
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" (S-352)**.

Signed:

Senator:

HARRINGTON of York

Representatives:

BABIN of Fort Fairfield
DUNPHY of Embden
FOSTER of Dexter
PAUL of Winterport

Reports **READ**.

On motion by Senator **LAWRENCE** of York, the Majority **OUGHT TO PASS AS AMENDED BY COMMITTEE AMENDMENT "A" (S-351)** Report **ACCEPTED**.

Bill **READ ONCE**.

Committee Amendment "A" (S-351) **READ** and **ADOPTED**.

Under suspension of the Rules, **READ A SECOND TIME** and **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-351)**.

Sent down for concurrence.

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

REPORTS OF COMMITTEES

Senate

Divided Report

The Majority of the Committee on **ENERGY, UTILITIES AND TECHNOLOGY** on Bill "An Act to Enact the Beneficial Electrification Policy Act"
S.P. 688 L.D. 1724

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-357)**.

Signed:

Senators:

LAWRENCE of York
GROHOSKI of Hancock

Representatives:

ZEIGLER of Montville
BABIN of Fort Fairfield
BOYLE of Gorham
DUNPHY of Embden
FOSTER of Dexter
GEIGER of Rockland
KESSLER of South Portland
PAUL of Winterport
RUNTE of York
WARREN of Scarborough

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

Signed:

Senator:
HARRINGTON of York

Reports **READ**.

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

Bill **READ ONCE**.

Committee Amendment "A" (S-357) **READ** and **ADOPTED**.

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

Sent down for concurrence.

Divided Report

The Majority of the Committee on **ENERGY, UTILITIES AND TECHNOLOGY** on Bill "An Act to Reduce Electricity Costs for Maine's Consumers and Businesses by Amending the Laws Governing Renewable Resources" (EMERGENCY)
S.P. 763 L.D. 1888

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

Signed:

Senators:
LAWRENCE of York
HARRINGTON of York

Representatives:
ZEIGLER of Montville
BABIN of Fort Fairfield
BOYLE of Gorham
DUNPHY of Embden
FOSTER of Dexter
GEIGER of Rockland
PAUL of Winterport
RUNTE of York

The Minority of the same Committee on the same subject reported that the same **Ought To Pass as Amended by Committee Amendment "A" (S-358)**.

Signed:

Senator:
GROHOSKI of Hancock

Representatives:
KESSLER of South Portland
WARREN of Scarborough

Reports **READ**.

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

Sent down for concurrence.

Divided Report

The Majority of the Committee on **ENERGY, UTILITIES AND TECHNOLOGY** on Bill "An Act Regarding Future Energy Procurements for Renewable Energy Development in Northern Maine"

S.P. 792 L.D. 1943

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-359)**.

Signed:

Senators:
LAWRENCE of York
GROHOSKI of Hancock

Representatives:
ZEIGLER of Montville
BABIN of Fort Fairfield
BOYLE of Gorham
GEIGER of Rockland
KESSLER of South Portland
RUNTE of York
WARREN of Scarborough

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

Signed:

Senator:
HARRINGTON of York

Representatives:
DUNPHY of Embden
FOSTER of Dexter
PAUL of Winterport

Reports **READ**.

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

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

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

REPORTS OF COMMITTEES

Senate

Divided Report

The Majority of the Committee on **VETERANS AND LEGAL AFFAIRS** on Bill "An Act to Prohibit the Private Funding of Elections"

S.P. 753 L.D. 1869

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

Signed:

Senators:

HICKMAN of Kennebec
BRENNER of Cumberland

Representatives:

SUPICA of Bangor
COLLINGS of Portland
MALON of Biddeford
MONTELL of Gardiner
RIELLY of Westbrook
RISEMAN of Harrison

The Minority of the same Committee on the same subject reported that the same **Ought To Pass as Amended by Committee Amendment "A" (S-368)**.

Signed:

Senator:

TIMBERLAKE of Androscoggin

Representatives:

ANDREWS of Paris
BOYER of Poland
HYMES of Waldo
RUDNICKI of Fairfield

Reports **READ**.

Senator **HICKMAN** of Kennebec moved the Senate **ACCEPT** the Majority **OUGHT NOT TO PASS** 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 Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#386)

YEAS:

Senators: BAILEY, BALDACCI, BEEBE-CENTER, BRENNER, CARNEY, CHIPMAN, CURRY, DAUGHTRY, DUSON, GROHOSKI, HICKMAN, INGWERSEN, LAFOUNTAIN, LAWRENCE, NANGLE, PIERCE, RAFFERTY, RENY, ROTUNDO, TIPPING, VITELLI, PRESIDENT JACKSON

NAYS:

Senators: BENNETT, BLACK, BRAKEY, FARRIN, GUERIN, HARRINGTON, LIBBY, LYFORD, MOORE, POULIOT, STEWART, TIMBERLAKE

EXCUSED: Senator: KEIM

22 Senators having voted in the affirmative and 12 Senators having voted in the negative, with 1 Senator being excused, the motion by Senator **HICKMAN** of Kennebec to **ACCEPT** the Majority **OUGHT NOT TO PASS** Report **PREVAILED**.

Sent down for concurrence.

Divided Report

The Majority of the Committee on **VETERANS AND LEGAL AFFAIRS** on RESOLUTION, Proposing an Amendment to the Constitution of Maine To Implement Ranked-choice Voting for Governor, State Senator and State Representative
S.P. 779 L.D. 1917

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-367)**.

Signed:

Senators:

HICKMAN of Kennebec
BRENNER of Cumberland

Representatives:

SUPICA of Bangor
COLLINGS of Portland
MALON of Biddeford
MONTELL of Gardiner
RIELLY of Westbrook
RISEMAN of Harrison

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

Signed:

Senator:

TIMBERLAKE of Androscoggin

Representatives:

ANDREWS of Paris
BOYER of Poland
HYMES of Waldo
RUDNICKI of Fairfield

Reports **READ**.

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

Resolution **READ ONCE**.

Committee Amendment "A" (S-367) **READ** and **ADOPTED**.

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

Sent down for concurrence.

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

REPORTS OF COMMITTEES

Senate

Ought to Pass As Amended

Senator BEEBE-CENTER for the Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY** on Bill "An Act to Add Certain Volunteer Firefighters to the Definition of 'Volunteer Firefighter'" S.P. 727 L.D. 1802

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-356)**.

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

Bill **READ ONCE**.

Committee Amendment "A" (S-356) **READ** and **ADOPTED**.

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

Sent down for concurrence.

Senator LAWRENCE for the Committee on **ENERGY, UTILITIES AND TECHNOLOGY** on Bill "An Act to Clarify Cost Allocations and Insurance in the Joint Use of Public Utility Equipment" S.P. 504 L.D. 1223

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-348)**.

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

Bill **READ ONCE**.

Committee Amendment "A" (S-348) **READ** and **ADOPTED**.

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

Sent down for concurrence.

Senator LAWRENCE for the Committee on **ENERGY, UTILITIES AND TECHNOLOGY** on Bill "An Act to Promote Economic Reuse of Contaminated Land Through Clean Energy Development" S.P. 622 L.D. 1591

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-353)**.

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

Bill **READ ONCE**.

Committee Amendment "A" (S-353) **READ** and **ADOPTED**.

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

Sent down for concurrence.

Senator LAWRENCE for the Committee on **ENERGY, UTILITIES AND TECHNOLOGY** on Bill "An Act to Create the Guilford-Sangerville Utilities District" (EMERGENCY) S.P. 679 L.D. 1692

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-354)**.

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

Bill **READ ONCE**.

Committee Amendment "A" (S-354) **READ** and **ADOPTED**.

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

Sent down for concurrence.

Senator BALDACCI for the Committee on **HEALTH AND HUMAN SERVICES** on Bill "An Act to Modernize the State Supplement to Supplemental Security Income by Updating the State Supplement and Removing Marriage Disincentives" S.P. 671 L.D. 1666

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-363)**.

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

Bill **READ ONCE**.

Committee Amendment "A" (S-363) **READ** and **ADOPTED**.

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

Sent down for concurrence.

Senator BALDACCI for the Committee on **HEALTH AND HUMAN SERVICES** on Resolve, to Establish the Rural Health Services Task Force

S.P. 717 L.D. 1792

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-364)**.

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

Resolve **READ ONCE**.

Committee Amendment "A" (S-364) **READ** and **ADOPTED**.

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

Sent down for concurrence.

Senator CURRY for the Committee on **INNOVATION, DEVELOPMENT, ECONOMIC ADVANCEMENT AND BUSINESS** on Bill "An Act to Modernize Maine's Business Incentive Programs by Creating the Dirigo Business Incentives Program and Eliminating Certain Other Tax Incentive Programs"

S.P. 780 L.D. 1918

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-355)**.

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

Bill **READ ONCE**.

Committee Amendment "A" (S-355) **READ** and **ADOPTED**.

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

Sent down for concurrence.

Senator HICKMAN for the Committee on **VETERANS AND LEGAL AFFAIRS** on RESOLUTION, Proposing an Amendment to the Constitution of Maine to Allow Persons Under Guardianship for Mental Illness to Be Electors and to Protect All Electors from Harassment and Intimidation

S.P. 658 L.D. 1653

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-366)**.

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

Resolution **READ ONCE**.

Committee Amendment "A" (S-366) **READ** and **ADOPTED**.

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

Sent down for concurrence.

Senator HICKMAN for the Committee on **VETERANS AND LEGAL AFFAIRS** on Bill "An Act to Improve Election Laws and Notarial Laws"

S.P. 809 L.D. 1980

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-365)**.

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

Bill **READ ONCE**.

Committee Amendment "A" (S-365) **READ** and **ADOPTED**.

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

Sent down for concurrence.

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

Off Record Remarks

Senate at Ease.

The Senate was called to order by the President.

RECESSED until 3:00 in the afternoon.

After Recess 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:

Emergency Measure

An Act to Facilitate Communication Between Pro Se Defendants and Prosecutors While Protecting the Rights of Those Defendants
S.P. 244 L.D. 576
(C "A" S-339)

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

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.

Emergency Measure

An Act to Facilitate the Management of Wastewater Treatment Plant Sludge at the State-owned Juniper Ridge Landfill
S.P. 276 L.D. 718
(C "A" S-330)

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.

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

REPORTS OF COMMITTEES

House

Ought to Pass As Amended

The Committee on **HEALTH AND HUMAN SERVICES** on Bill "An Act to Clarify the Requirements for Family Caregivers"
H.P. 220 L.D. 346

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-577)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-577)**.

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

Bill **READ ONCE**.

Committee Amendment "A" (H-577) **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 **HEALTH AND HUMAN SERVICES** on Bill "An Act to Amend the Laws Regarding Estate Recovery and Planning for Long-term Care"

H.P. 902 L.D. 1406

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-589)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-589)**.

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

Bill **READ ONCE**.

Committee Amendment "A" (H-589) **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 **HEALTH AND HUMAN SERVICES** on Bill "An Act to Support Public Health by Protecting Certain Activities Conducted Under Comprehensive Community Drug Checking Initiatives"

H.P. 1124 L.D. 1745

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-578)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-578)**.

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

Bill **READ ONCE**.

Committee Amendment "A" (H-578) **READ** and **ADOPTED**, in concurrence.

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

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:

Acts

An Act to Eliminate the Energy Efficiency and Renewable Resource Fund and to Provide Needs-based Low-income Assistance

S.P. 91 L.D. 187
(C "A" S-133)

An Act Regarding Legal Representation for Residents Facing Eviction

S.P. 151 L.D. 330
(C "A" S-340)

An Act to Clarify and Amend the Department of Inland Fisheries and Wildlife Licensing Laws

H.P. 271 L.D. 438
(C "A" H-556)

An Act to Ensure the Quality of Bottled Water

H.P. 796 L.D. 1248
(H "A" H-483 to C "A" H-389)

An Act to Ensure the Accuracy of Vital Records with Respect to Gender

H.P. 962 L.D. 1507
(C "A" H-559)

An Act to Advance the State's Public Transit Systems by Reinvigorating the Public Transit Advisory Council

H.P. 1004 L.D. 1559
(C "A" H-568)

An Act to Amend the Law Governing Special Motions to Dismiss to Include Workplace and Title IX Claims

S.P. 623 L.D. 1592

An Act to Clarify the Procedure for Amending the Birth Certificate of an Adult to Recognize a Parent Not Known or Listed at the Time of Birth

H.P. 1049 L.D. 1624
(C "A" H-567)

An Act to Support Maine Forest Workers' Right to Work in Maine by Improving Labor Standards

S.P. 758 L.D. 1874
(S "A" S-341)

An Act to Amend the Membership of the Somerset Woods Trustees

H.P. 1265 L.D. 1968

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

An Act to Repurpose Vacant Shopping Mall and Retail Space to Mixed-use Housing and Retail

H.P. 309 L.D. 492
(C "A" H-557)

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

An Act to Promote Seamless and Flexible Home and Community Supports Across the Lifespan for Individuals with Intellectual and Developmental Disabilities or Autism

H.P. 428 L.D. 659
(C "A" H-558)

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

An Act to Allow Employees to Request Flexible Work Schedules

H.P. 516 L.D. 827
(C "A" H-322)

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

An Act to Prevent the Commercial Sexual Exploitation of Children in the State

H.P. 687 L.D. 1092
(C "A" H-574)

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

An Act to Exempt Utility Vehicles Purchased for Qualified Commercial Fishing or Commercial Farming from State Sales Tax

H.P. 828 L.D. 1303
(S "A" S-334 to C "A" H-524)

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

An Act to Implement the Recommendations of the Stakeholder Group Convened by the Emergency Medical Services' Board on Financial Health of Ambulance Services
S.P. 634 L.D. 1602
(C "A" S-338)

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

An Act to Create Greater Transparency for Facility Fees Charged by Health Care Providers and to Establish the Task Force to Evaluate the Impact of Facility Fees on Patients
S.P. 720 L.D. 1795
(C "A" S-335)

On motion by Senator **VITELLI** of Sagadahoc, placed on the **SPECIAL STUDY TABLE** pending **ENACTMENT**, in concurrence.

Resolves

Resolve, to Study the Effect of Current Laws and Rules on the Expansion of Broadband
S.P. 574 L.D. 1456
(C "A" S-336)

Resolve, Directing the Office of Tax Policy to Study Maine's Mining Excise Tax
H.P. 1185 L.D. 1855
(C "A" H-572)

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

Resolve, to Modify Security Screenings in the State House and Implement Security Screenings in the Burton M. Cross Building
H.P. 695 L.D. 1100
(S "A" S-337 to C "A" H-448)

On motion by Senator **BENNETT** of Oxford, placed on the **SPECIAL APPROPRIATIONS TABLE** pending **FINAL PASSAGE**, in concurrence.

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

REPORTS OF COMMITTEES

Senate

Ought to Pass As Amended

Senator BAILEY for the Committee on **HEALTH COVERAGE, INSURANCE AND FINANCIAL SERVICES** on Bill "An Act to Adopt the Audiology and Speech-Language Pathology Interstate Compact"
S.P. 275 L.D. 717

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-373)**.

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

Bill **READ ONCE**.

Committee Amendment "A" (S-373) **READ** and **ADOPTED**.

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

Sent down for concurrence.

Senator BAILEY for the Committee on **HEALTH COVERAGE, INSURANCE AND FINANCIAL SERVICES** on Bill "An Act to Amend the Physical Therapist Practice Laws"
S.P. 571 L.D. 1453

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-371)**.

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

Bill **READ ONCE**.

Committee Amendment "A" (S-371) **READ** and **ADOPTED**.

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

Sent down for concurrence.

Senator BAILEY for the Committee on **HEALTH COVERAGE, INSURANCE AND FINANCIAL SERVICES** on Bill "An Act to Establish the Physical Therapy Licensure Compact"
S.P. 694 L.D. 1749

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-372)**.

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

Bill **READ ONCE**.

Committee Amendment "A" (S-372) **READ** and **ADOPTED**.

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

Sent down for concurrence.

Senator GROHOSKI for the Committee on **TAXATION** on Bill "An Act to Create and Sustain Jobs and Affordable Housing Through the Development of Cooperatives and Employee-owned Businesses"

S.P. 513 L.D. 1276

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-370)**.

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

Bill **READ ONCE**.

Committee Amendment "A" (S-370) **READ** and **ADOPTED**.

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

Sent down for concurrence.

Senator HICKMAN for the Committee on **VETERANS AND LEGAL AFFAIRS** on Bill "An Act Regarding the Licensing of Persons to Conduct Advance Deposit Wagering"

S.P. 289 L.D. 731

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-381)**.

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

Bill **READ ONCE**.

Committee Amendment "A" (S-381) **READ** and **ADOPTED**.

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

Sent down for concurrence.

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

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

REPORTS OF COMMITTEES

Senate

Divided Report

The Majority of the Committee on **ENERGY, UTILITIES AND TECHNOLOGY** on Bill "An Act to Provide Maine Ratepayers with Equitable Access to Interconnection of Distributed Energy Resources"

S.P. 148 L.D. 327

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-380)**.

Signed:

Senators:

LAWRENCE of York
GROHOSKI of Hancock

Representatives:

ZEIGLER of Montville
BOYLE of Gorham
GEIGER of Rockland
KESSLER of South Portland
RUNTE of York
WARREN of Scarborough

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

Signed:

Senator:

HARRINGTON of York

Representatives:

BABIN of Fort Fairfield
DUNPHY of Embden
FOSTER of Dexter
PAUL of Winterport

Reports **READ**.

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

On motion by Senator **STEWART** of Aroostook, 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 (#387)

YEAS: Senators: BAILEY, BALDACCI, BEEBE-CENTER, BRENNER, CARNEY, CHIPMAN, CURRY, DAUGHTRY, GROHOSKI, HICKMAN, INGWERSEN, LAFOUNTAIN, LAWRENCE, NANGLE, PIERCE, RAFFERTY, RENY, TIPPING, VITELLI, PRESIDENT JACKSON

NAYS: Senators: BENNETT, BLACK, BRAKEY, FARRIN, GUERIN, HARRINGTON, LIBBY, LYFORD, MOORE, POULIOT, STEWART, TIMBERLAKE

EXCUSED: Senators: DUSON, KEIM, ROTUNDO

20 Senators having voted in the affirmative and 12 Senators having voted in the negative, with 3 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-380) **READ** and **ADOPTED**.

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

Sent down for concurrence.

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

REPORTS OF COMMITTEES

Senate

Divided Report

The Majority of the Committee on **HEALTH COVERAGE, INSURANCE AND FINANCIAL SERVICES** on Bill "An Act to Repeal Certificate of Need Requirements for Health Care Providers"

S.P. 618 L.D. 1554

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

Signed:

Senators:

BAILEY of York
RENY of Lincoln

Representatives:

PERRY of Calais
ARFORD of Brunswick
CLUCHEY of Bowdoinham
MASTRACCIO of Sanford
MATHIESON of Kittery
PRINGLE of Windham

The Minority of the same Committee on the same subject reported that the same **Ought To Pass as Amended by Committee Amendment "A" (S-375)**.

Signed:

Senator:

BRAKEY of Androscoggin

Representatives:

CYRWAY of Albion
MORRIS of Turner

NUTTING of Oakland
SWALLOW of Houlton

Reports **READ**.

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

On motion by Senator **STEWART** of Aroostook, 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 Brakey.

Senator **BRAKEY:** Thank you, Mr. President. I rise in opposition to the motion before us and in favor of the legislation to repeal the ongoing CON in our healthcare system. Certificate of Need laws, often referred to as CON laws, a requirement that healthcare providers, in order to expand services, must first receive permission from the state government demonstrating that genuine need for those services exists in the community. To illustrate this, I'd like to borrow an analogy from the Institute for Justice in which they published a recent nationwide survey of these laws, and they wrote: 'Imagine you came up with the perfect hamburger recipe and wanted to start a new restaurant, but before you could, you had to prove that your town needed a new hamburger restaurant. And to prove this, you had to show that your restaurant would not take away customers from any of the existing fast-food chains in your town, even though, of course, the whole reason you want to start your restaurant is to provide customers with something different and better. Now, imagine the application to open costs thousands of dollars. On top of that, the only way to prove there is a need for a new hamburger restaurant is to engage in full-blown litigation against the existing chains that have plenty of money to oppose your application. Do you risk it and apply, or do you give up and go into a different business? And even if you're lucky and get a certificate of need, a year later, if an appliance breaks in your kitchen, you may find yourself going through the same process just to buy a replacement.' This is how CONs function in the healthcare market. Predictably, restricting the supply of healthcare facilities and services harms patients and would-be providers. CONs reduce access to medical services, raise healthcare costs, and stifle innovation. The only winners are existing providers who benefit from decreased competition. That's from the Institute for Justice. But I will say for some historical context, Certificate of Need laws originated from the 1974 National Health Planning Resources and Development Act which required states to establish health planning agencies to control future healthcare expansion based on need. The thought process at the time was that growing healthcare costs were a result of an oversupply and maldistribution of healthcare resources and if only we could restrict the perceived overinvestment in healthcare, the costs of healthcare would decline. Twelve years later, in 1986, the federal government repealed this law because it had not succeeded in its intended goal bringing down healthcare costs. As a result, 14 states went on to repeal their CON laws. Thirty-six states, however, including Maine, choose to keep their CON laws in place. In 2023, 37 years later, we are still here, Certificate of Need requirements in our state, and let's examine how Certificate of Need states have performed compared to non-Certificate of Need states. As of

2009, the average healthcare cost per capita in states with Certificate of Need laws was 11% higher than states without such laws. Maine's healthcare costs were especially bad, 31% higher than the non-Certificate of Need average, making Maine the fourth most expensive state in the nation to purchase healthcare. Other studies support these findings. A Duke University study found that CON laws lead to a 2% reduction in bed supply and, quote, higher costs per day and per admission along with higher hospital profits. A study in the Journal of Regulatory Economics asserts that CON requirements were responsible for a 13.6% increase in per capita healthcare costs. Even the federal government which created this policy has called for CON abolishment. According to a 2004 Federal Trade Commission and Department of Justice joint report, quote, the agency's experience and expertise has taught us that Certificate of Need laws impede the efficient performance of healthcare markets. By their very natures, CON laws create barriers to entry and expansion to the detriment of healthcare competition and consumers. They undercut consumer choice, stifle innovation, and weaken markets' ability to contain healthcare costs. Together, we support the repeal of such laws as well as steps to reduce their scope. So, Mr. President, it is a rare day that I agree with any opinion of a federal agency, but a broken clock is right twice a day. And here in Maine and in the United States at large, we are desperate in our need to increase healthcare access and lower healthcare costs. Restoring competition by repealing Certificate of Need requirements, these healthcare monopoly laws would be a very good place to start, that is why I urge the Body to reject the pending motion and restore competition in healthcare. Thank you.

THE PRESIDENT: The pending question before the Senate is Acceptance of the Majority Ought Not to Pass Report. A roll call has been ordered. Is the Senate ready for the question?

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#388)

YEAS: Senators: BAILEY, BALDACCIO, BEEBE-CENTER, BRENNER, CARNEY, CHIPMAN, CURRY, DAUGHTRY, DUSON, GROHOSKI, HICKMAN, INGWERSEN, LAFOUNTAIN, LAWRENCE, NANGLE, PIERCE, RAFFERTY, RENY, ROTUNDO, TIPPING, VITELLI, PRESIDENT JACKSON

NAYS: Senators: BENNETT, BLACK, BRAKEY, FARRIN, GUERIN, HARRINGTON, LIBBY, LYFORD, MOORE, POULIOT, STEWART, TIMBERLAKE

EXCUSED: Senator: KEIM

22 Senators having voted in the affirmative and 12 Senators having voted in the negative, with 1 Senator being excused, the motion by Senator **BAILEY** of York to **ACCEPT** the Majority **OUGHT NOT TO PASS** Report **PREVAILED**.

Sent down for concurrence.

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

REPORTS OF COMMITTEES

Senate

Divided Report

The Majority of the Committee on **LABOR AND HOUSING** on Bill "An Act to Require the State to Pay Medicare Premiums for Certain Retired State Employees"

S.P. 259 L.D. 591

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-374)**.

Signed:

Senator:

TIPPING of Penobscot

Representatives:

ROEDER of Bangor
GEIGER of Rockland
GERE of Kennebunkport
MALON of Biddeford
RUSSELL of Verona Island
SKOLD of Portland

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

Signed:

Senator:

POULIOT of Kennebec

Representatives:

BRADSTREET of Vassalboro
DRINKWATER of Milford
SOBOLESKI of Phillips

Reports **READ**.

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

Bill **READ ONCE**.

Committee Amendment "A" (S-374) **READ** and **ADOPTED**.

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

Sent down for concurrence.

Divided Report

The Majority of the Committee on **LABOR AND HOUSING** on Bill "An Act to Ensure a Fair Workweek by Requiring Notice of Work Schedules"

S.P. 486 L.D. 1190

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-377)**.

Signed:

Senators:

TIPPING of Penobscot
DAUGHTRY of Cumberland

Representatives:

ROEDER of Bangor
GEIGER of Rockland
GERE of Kennebunkport
MALON of Biddeford
RUSSELL of Verona Island
SKOLD of Portland

The Minority of the same Committee on the same subject reported that the same **Ought To Pass as Amended by Committee Amendment "B" (S-378)**.

Signed:

Senator:

POULIOT of Kennebec

Representatives:

BRADSTREET of Vassalboro
SOBOLESKI of Phillips

Reports **READ**.

Senator **TIPPING** of Penobscot moved the Senate **ACCEPT** the Majority **OUGHT TO PASS AS AMENDED BY COMMITTEE AMENDMENT "A" (S-377)** Report.

Senator **STEWART** of Aroostook moved the Bill and accompanying papers be **INDEFINITELY POSTPONED**.

On motion by Senator **VITELLI** of Sagadahoc, 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 Penobscot, Senator **GUERIN**, and further excused the same Senator from today's Roll Call votes.

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#389)

YEAS: Senators: BENNETT, BLACK, BRAKEY, FARRIN, HARRINGTON, LIBBY, LYFORD, MOORE, POULIOT, STEWART, TIMBERLAKE

NAYS: Senators: BAILEY, BALDACCI, BEEBE-CENTER, BRENNER, CARNEY, CHIPMAN, CURRY, DAUGHTRY, DUSON, GROHOSKI, HICKMAN, INGWERSEN, LAFOUNTAIN, LAWRENCE, NANGLE, PIERCE, RAFFERTY, RENY, ROTUNDO, TIPPING, VITELLI, PRESIDENT JACKSON

EXCUSED: Senators: GUERIN, KEIM

11 Senators having voted in the affirmative and 22 Senators having voted in the negative, with 2 Senators being excused, the motion by Senator **STEWART** of Aroostook to **INDEFINITELY POSTPONE** the Bill and accompanying papers **FAILED**.

On motion by Senator **STEWART** of Aroostook, 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 (#390)

YEAS: Senators: BAILEY, BALDACCI, BEEBE-CENTER, BRENNER, CARNEY, CHIPMAN, CURRY, DAUGHTRY, DUSON, GROHOSKI, HICKMAN, INGWERSEN, LAFOUNTAIN, LAWRENCE, NANGLE, PIERCE, RAFFERTY, RENY, ROTUNDO, TIPPING, VITELLI, PRESIDENT JACKSON

NAYS: Senators: BENNETT, BLACK, BRAKEY, FARRIN, HARRINGTON, LIBBY, LYFORD, MOORE, POULIOT, STEWART, TIMBERLAKE

EXCUSED: Senators: GUERIN, KEIM

22 Senators having voted in the affirmative and 11 Senators having voted in the negative, with 2 Senators being excused, the motion by Senator **TIPPING** of Penobscot to **ACCEPT** the Majority **OUGHT TO PASS AS AMENDED BY COMMITTEE AMENDMENT "A" (S-377)** Report **PREVAILED**.

Bill **READ ONCE**.

Committee Amendment "A" (S-377) **READ** and **ADOPTED**.

Under suspension of the Rules, **READ A SECOND TIME** and **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-377)**.

Sent down for concurrence.

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

REPORTS OF COMMITTEES

Senate

Divided Report

The Majority of the Committee on **TAXATION** on Bill "An Act to Expand Access to the Homestead Property Tax Exemption" S.P. 403 L.D. 984

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

Signed:

Senator:
GROHOSKI of Hancock

Representatives:
CARMICHAEL of Greenbush
HASENFUS of Readfield
LIBBY of Auburn
MATLACK of St. George
RANA of Bangor
RUDNICKI of Fairfield

The Minority of the same Committee on the same subject reported that the same **Ought To Pass as Amended by Committee Amendment "A" (S-376)**.

Signed:

Senators:
CHIPMAN of Cumberland
LIBBY of Cumberland

Representatives:
PERRY of Bangor
CROCKETT of Portland
LAVIGNE of Berwick

Reports **READ**.

Senator **GROHOSKI** of Hancock moved the Senate **ACCEPT** the Majority **OUGHT NOT TO PASS** Report.

On motion by Senator **CHIPMAN** of Cumberland, 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 Chipman.

Senator **CHIPMAN:** Thank you, Mr. President. I'd like to just speak very briefly to this bill. I sponsored this bill because there are people all across the state who have two and three unit apartment buildings where they live in one of the units as a primary residence but because their lender requires them, in some cases, to have that building in an LLC for liability purposes, they're prohibited from getting a Homestead Exemption. While

others who have a two or three unit building, who don't have the building in an LLC, can get the Homestead Exemption. Under current law, revocable trusts, as well as buildings that are listed as a DBA, can get the Homestead Exemption, and I think this is an issue of fairness and that we should allow for this. We discussed this quite a bit in committee and, basically, couldn't come up with any added tax benefits or other benefits of having a building in an LLC other than for the liability. The deductions were the same and it's really an issue of fairness. And so, I'm asking that you please join me in voting against this report so we can move on and hopefully adopt the Ought to Pass Report and allow folks who live in these primary residences to receive the homestead exemption as the rest of us can. Thank you.

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

Senator **LIBBY:** Thank you, Mr. President. Men and women of the Senate, I support the Senator from Cumberland, I think he's right. I won't repeat what he said, but I do agree that there are people, even in this building, even in this room, who own these LLCs and live in them. I think it only makes sense - I'm going to speak on it, I'm sure - but I think it only makes sense that it is a pro-housing bill, it only makes sense to support it from - at least from that standpoint. Thank you very much, Mr. President.

THE PRESIDENT: The Chair recognizes the Senator from Hancock, Senator Grohoski.

Senator **GROHOSKI:** Thank you very much, Mr. President, and just to provide a counterpoint for those interested, I'll just read to you a quick excerpt from testimony from Maine Revenue Services. 'This bill is similar to bills you have heard earlier this session that expand homestead property tax exemption eligibility for homeowners who arrange their affairs away from direct ownership of their homestead to achieve other purposes,' for example, estate tax considerations or healthcare benefits. It's not necessarily true in this case, but in general. 'Bringing those decisions into the Homestead Property Tax Program, however, departs from the longstanding basic principle of direct homeownership under the Homestead Exemption Program, adds complexity to the Homestead Program, and raises inconsistencies with other property tax benefit programs.' I just wanted to share that information for you to make your decision.

THE PRESIDENT: The pending question before the Senate is Acceptance of the Majority Ought Not to Pass Report. A roll call has been ordered. Is the Senate ready for the question?

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#391)

YEAS: Senators: BAILEY, BALDACCI, BEEBE-CENTER, BENNETT, BRENNER, CARNEY, CURRY, DAUGHTRY, DUSON, GROHOSKI, HICKMAN, INGWERSEN, LAFOUNTAIN, LAWRENCE, MOORE, NANGLE, PIERCE, RAFFERTY, RENY, ROTUNDO, STEWART, TIPPING, VITELLI, PRESIDENT JACKSON

NAYS: Senators: BLACK, BRAKEY, CHIPMAN, FARRIN, HARRINGTON, LIBBY, LYFORD, POULIOT, TIMBERLAKE

EXCUSED: Senators: GUERIN, KEIM

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

Sent down for concurrence.

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

REPORTS OF COMMITTEES

Senate

Divided Report

The Majority of the Committee on **VETERANS AND LEGAL AFFAIRS** on Bill "An Act to Ensure That Effective Dates of First Regular Session Direct Initiatives of Legislation Will Occur After the November 2023 Election" (EMERGENCY)

S.P. 323 L.D. 764

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-379)**.

Signed:

Senator:

HICKMAN of Kennebec

Representatives:

SUPICA of Bangor
COLLINGS of Portland
MALON of Biddeford
MONTELL of Gardiner
RIELLY of Westbrook
RISEMAN of Harrison

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

Signed:

Senator:

TIMBERLAKE of Androscoggin

Representatives:

BOYER of Poland
HYMES of Waldo
RUDNICKI of Fairfield

Reports **READ**.

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

On motion by Senator **STEWART** of Aroostook, **TABLED** until Later in Today's Session, pending the motion by Senator **HICKMAN** of Kennebec to **ACCEPT** the Majority **OUGHT TO PASS AS AMENDED** Report.

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

REPORTS OF COMMITTEES

Senate

Divided Report

The Majority of the Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY** on Bill "An Act to Prohibit State and Local Enforcement of Federal Firearms Laws"

S.P. 569 L.D. 1451

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

Signed:

Senators:

BEEBE-CENTER of Knox
HARRINGTON of York
LaFOUNTAIN of Kennebec

Representatives:

SALISBURY of Westbrook
HASENFUS of Readfield
LOOKNER of Portland
MADIGAN of Waterville
MATHIESON of Kittery
MILLIKEN of Blue Hill
NEWMAN of Belgrade
NUTTING of Oakland

The Minority of the same Committee on the same subject reported that the same **Ought To Pass as Amended by Committee Amendment "A" (S-382)**.

Signed:

Representatives:

ARDELL of Monticello
PERKINS of Dover-Foxcroft

Reports **READ**.

Senator **BEEBE-CENTER** of Knox moved the Senate **ACCEPT** the Majority **OUGHT NOT TO PASS** Report.

On motion by Senator **BRAKEY** of Androscoggin, 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 Brakey.

Senator **BRAKEY:** Thank you, Mr. President. I rise in opposition to the pending motion as the sponsor of this legislation, which seeks to prohibit the use of state, county, and municipal resources for the enforcement of federal firearm laws that, one, restrict a person's right to own, possess, and purchase firearms and, two, have no parallel within Maine's state statutes. In other states where this policy has become law, including Missouri, our sister state, this proposal is called the Second Amendment Preservation Act. Despite the name, this legislation is at least as concerned with the Tenth Amendment as any other item in the Bill of Rights. The Maine people, through this elected legislature and through ballot referendums, have played an active role in crafting our state's firearm laws. When out-of-state financiers, like New York City billionaire Mike Bloomberg, have failed to convince majorities to change our laws and erode protections for the individual right to keep and bear arms, they have turned instead to the federal government, seeking to push their agendas upon us from the top down. But whether the policy is targeted at prohibiting particular firearms or prohibiting particular people from possessing them, the State of Maine has no legal obligation to expend any resources enforcing federal laws and regulations. Five U.S. Supreme Court cases have firmly established the anti-commandeering doctrine as a principle of American Constitutional Law. This is a legal principle that prohibits the federal government from commandeering state personnel or resources for federal purposes. There are and will continue to be many debates in this Body about policies regarding the right to keep and bear arms. All this legislation asks is that we preserve the democratic rights of Maine people, through their elected representatives and popular referendums, to be the ones making these determinations. Just as the State has established preemption over localities regarding firearm laws, we must insist on that same authority with Washington DC. Whatever firearm policies are enforced in Maine should be decided by the Maine people, not far away officials and federal bureaucrats. This legislation would not prohibit the State from cooperating with the federal government in the enforcement of any firearm law that is reflected in Maine statutes, it would only protect our lawmaking process from being circumvented by denying the federal government use of State resources to enforce their unconstitutional policies which we do not recognize. Please oppose the pending motion and vote in favor of both the Second and Tenth provisions in our Bill of Rights. Thank you, Mr. President.

THE PRESIDENT: The pending question before the Senate is Acceptance of the Majority Ought Not to Pass Report. A roll call has been ordered. Is the Senate ready for the question?

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#392)

YEAS: Senators: BAILEY, BALDACCI, BEEBE-CENTER, BENNETT, BLACK, BRENNER, CARNEY, CHIPMAN, CURRY, DAUGHTRY, DUSON, FARRIN, GROHOSKI, HARRINGTON, HICKMAN, INGWERSEN, LAFOUNTAIN, LAWRENCE, LIBBY, LYFORD, MOORE, NANGLE, PIERCE, POULIOT, RAFFERTY, RENY, ROTUNDO, TIMBERLAKE, TIPPING, VITELLI, PRESIDENT JACKSON

NAYS: Senators: BRAKEY, STEWART

EXCUSED: Senators: GUERIN, KEIM

31 Senators having voted in the affirmative and 2 Senators having voted in the negative, with 2 Senators being excused, the motion by Senator **BEEBE-CENTER** of Knox to **ACCEPT** the Majority **OUGHT NOT TO PASS** Report **PREVAILED**.

Sent down for 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 Prohibit Government Officials from Maintaining Records Related to Firearms Owners

H.P. 401 L.D. 624
(C "A" H-522)

In Senate, June 16, 2023, the Minority **OUGHT TO PASS AS AMENDED** Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-522)**, in **NON-CONCURRENCE**.

Comes from the House, that Body having **INSISTED** on its former action whereby the Majority **OUGHT NOT TO PASS** Report was **READ** and **ACCEPTED**.

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

Non-Concurrent Matter

Resolve, to Study the Effects of 5G Technology on Bird, Bee and Insect Populations and the Effects of Long-term Exposure on Children

H.P. 466 L.D. 697

In Senate, June 16, 2023, on motion by Senator **LAWRENCE** of York, Report **"B"**, **OUGHT NOT TO PASS**, **READ** and **ACCEPTED**, in **NON-CONCURRENCE**.

Comes from the House, that Body having **INSISTED** on its former action whereby Report "A", **OUGHT TO PASS AS AMENDED BY COMMITTEE AMENDMENT "A" (H-237)**, was **READ** and **ACCEPTED** and the Resolve **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-237)**.

Senator **DAUGHTRY** of Cumberland moved the Senate **ADHERE**.

Senator **STEWART** of Aroostook moved the Senate **RECEDE** and **CONCUR**.

On motion by Senator **VITELLI** of Sagadahoc, 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 (#393)

YEAS: Senators: BENNETT, BLACK, BRAKEY, FARRIN, GUERIN, HARRINGTON, LYFORD, MOORE, POULIOT, STEWART, TIMBERLAKE

NAYS: Senators: BAILEY, BALDACCI, BEEBE-CENTER, BRENNER, CARNEY, CHIPMAN, CURRY, DAUGHTRY, DUSON, GROHOSKI, HICKMAN, INGWERSEN, LAFOUNTAIN, LAWRENCE, LIBBY, NANGLE, PIERCE, RAFFERTY, RENY, ROTUNDO, TIPPING, VITELLI, PRESIDENT JACKSON

EXCUSED: Senator: KEIM

11 Senators having voted in the affirmative and 23 Senators having voted in the negative, with 1 Senator being excused, the motion by Senator **STEWART** of Aroostook to **RECEDE** and **CONCUR FAILED**.

On motion by Senator **DAUGHTRY** of Cumberland, the Senate **ADHERED**.

Non-Concurrent Matter

An Act to Allow a Qualifying Religious Organization to Self-insure for Automobile Insurance

H.P. 640 L.D. 1004

In Senate, June 16, 2023, on motion by Senator **BAILEY** of York, the Majority **OUGHT NOT TO PASS** Report **READ** and **ACCEPTED**, in **NON-CONCURRENCE**.

Comes from the House, that Body having **INSISTED** on its former action whereby the Minority **OUGHT TO PASS AS AMENDED** Report was **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY HOUSE AMENDMENT "A" (H-478)**.

Senator **VITELLI** of Sagadahoc moved the Senate **INSIST**.

Senator **STEWART** of Aroostook moved the Senate **RECEDE** and **CONCUR**.

On motion by Senator **VITELLI** of Sagadahoc, 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 (#394)

YEAS: Senators: BENNETT, BLACK, BRAKEY, FARRIN, GUERIN, HARRINGTON, LIBBY, LYFORD, MOORE, POULIOT, STEWART, TIMBERLAKE

NAYS: Senators: BAILEY, BALDACCI, BEEBE-CENTER, BRENNER, CARNEY, CHIPMAN, CURRY, DAUGHTRY, DUSON, GROHOSKI, HICKMAN, INGWERSEN, LAFOUNTAIN, LAWRENCE, NANGLE, PIERCE, RAFFERTY, RENY, ROTUNDO, TIPPING, VITELLI, PRESIDENT JACKSON

EXCUSED: Senator: KEIM

12 Senators having voted in the affirmative and 22 Senators having voted in the negative, with 1 Senator being excused, the motion by Senator **STEWART** of Aroostook to **RECEDE** and **CONCUR FAILED**.

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

Non-Concurrent Matter

An Act Requiring the Installation of Electric Vehicle Charging Stations in New Commercial and Multifamily Parking Lot Construction

H.P. 329 L.D. 524
(C "A" H-122)

In Senate, June 13, 2023, on motion by Senator **LAWRENCE** of York, the Minority **OUGHT TO PASS AS AMENDED** Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-122)**, in **NON-CONCURRENCE**.

Comes from the House, that Body having **INSISTED** on its former action whereby the Majority **OUGHT NOT TO PASS** Report was **READ** and **ACCEPTED**.

Senator **VITELLI** of Sagadahoc moved the Senate **INSIST**.

Senator **STEWART** of Aroostook moved the Senate **RECEDE** and **CONCUR**.

On motion by Senator **VITELLI** of Sagadahoc, 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 (#395)

YEAS: Senators: BLACK, BRAKEY, FARRIN, GUERIN, HARRINGTON, HICKMAN, LIBBY, LYFORD, MOORE, POULIOT, STEWART, TIMBERLAKE

NAYS: Senators: BAILEY, BALDACCI, BEEBE-CENTER, BENNETT, BRENNER, CARNEY, CHIPMAN, CURRY, DAUGHTRY, DUSON, GROHOSKI, INGWERSEN, LAFOUNTAIN, LAWRENCE, NANGLE, PIERCE, RAFFERTY, RENY, ROTUNDO, TIPPING, VITELLI, PRESIDENT JACKSON

EXCUSED: Senator: KEIM

12 Senators having voted in the affirmative and 22 Senators having voted in the negative, with 1 Senator being excused, the motion by Senator **STEWART** of Aroostook to **RECEDE** and **CONCUR FAILED**.

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

Non-Concurrent Matter

RESOLUTION, Proposing an Amendment to the Constitution of Maine to Change the Length of Legislators' Terms to 4 Years
H.P. 542 L.D. 852
(C "A" H-541)

In Senate, June 16, 2023, on motion by Senator **HICKMAN** of Kennebec, Report "**A**", **OUGHT TO PASS AS AMENDED**, **READ** and **ACCEPTED** and the RESOLUTION **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-541)**, in **NON-CONCURRENCE**.

Comes from the House, that Body having **INSISTED** on its former action whereby Report "**B**", **OUGHT NOT TO PASS**, was **READ** and **ACCEPTED**.

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

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

REPORTS OF COMMITTEES

House

Divided Report

The Majority of the Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY** on Bill "An Act to Increase the Transparency and Accountability of the Maine Information and Analysis Center" H.P. 947 L.D. 1492

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-587)**.

Signed:

Senator:
BEEBE-CENTER of Knox

Representatives:
SALISBURY of Westbrook
HASENFUS of Readfield
LOOKNER of Portland
MADIGAN of Waterville
MATHIESON of Kittery
MILLIKEN of Blue Hill

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

Signed:

Senator:
HARRINGTON of York

Representatives:
ARDELL of Monticello
NEWMAN of Belgrade
NUTTING of Oakland
PERKINS of Dover-Foxcroft

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-587)**.

Reports **READ**.

Senator **BEEBE-CENTER** of Knox moved the Senate **ACCEPT** the Majority **OUGHT TO PASS AS AMENDED** Report, in concurrence.

On motion by Senator **STEWART** of Aroostook, 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 (#396)

YEAS: Senators: BAILEY, BALDACCI, BEEBE-CENTER, BENNETT, BRAKEY, BRENNER, CARNEY, CHIPMAN, CURRY, DAUGHTRY, DUSON, GROHOSKI, HICKMAN, INGWERSEN, LAWRENCE, PIERCE, RAFFERTY, RENY, ROTUNDO, TIPPING, VITELLI, PRESIDENT JACKSON

NAYS: Senators: BLACK, FARRIN, GUERIN, HARRINGTON, LAFOUNTAIN, LIBBY, LYFORD, MOORE, NANGLE, POULIOT, STEWART, TIMBERLAKE

EXCUSED: Senator: KEIM

22 Senators having voted in the affirmative and 12 Senators having voted in the negative, with 1 Senator being excused, the motion by Senator **BEEBE-CENTER** of Knox to **ACCEPT** the Majority **OUGHT TO PASS AS AMENDED** Report, in concurrence, **PREVAILED**.

Bill **READ ONCE**.

Committee Amendment "A" (H-587) **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 **ENERGY, UTILITIES AND TECHNOLOGY** on Bill "An Act to Prohibit Offshore Wind Energy Development"

H.P. 1209 L.D. 1884

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

Signed:

Senators:
LAWRENCE of York
GROHOSKI of Hancock

Representatives:
ZEIGLER of Montville
BOYLE of Gorham
GEIGER of Rockland
KESSLER of South Portland
RUNTE of York
WARREN of Scarborough

The Minority of the same Committee on the same subject reported that the same **Ought To Pass as Amended by Committee Amendment "A" (H-588)**.

Signed:

Senator:
HARRINGTON of York

Representatives:
BABIN of Fort Fairfield
DUNPHY of Embden
FOSTER of Dexter
PAUL of Winterport

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

Reports **READ**.

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

On motion by Senator **STEWART** of Aroostook, 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 (#397)

YEAS: Senators: BAILEY, BALDACCI, BEEBE-CENTER, BENNETT, BRENNER, CARNEY, CHIPMAN, CURRY, DAUGHTRY, DUSON, GROHOSKI, HICKMAN, INGWERSEN, LAFOUNTAIN, LAWRENCE, NANGLE, PIERCE, RAFFERTY, RENY, ROTUNDO, TIPPING, VITELLI, PRESIDENT JACKSON

NAYS: Senators: BLACK, BRAKEY, FARRIN, GUERIN, HARRINGTON, LIBBY, LYFORD, MOORE, POULIOT, STEWART, TIMBERLAKE

EXCUSED: Senator: KEIM

23 Senators having voted in the affirmative and 11 Senators having voted in the negative, with 1 Senator being excused, the motion by Senator **LAWRENCE** of York to **ACCEPT** the Majority **OUGHT NOT TO PASS** Report, in concurrence, **PREVAILED**.

Divided Report

The Majority of the Committee on **ENVIRONMENT AND NATURAL RESOURCES** on Bill "An Act to Reduce Mercury in the Environment by Phasing Out Certain Fluorescent Light Bulbs" H.P. 1160 L.D. 1814

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-532)**.

Signed:

Senators:

BRENNER of Cumberland
CARNEY of Cumberland

Representatives:

GRAMLICH of Old Orchard Beach
BELL of Yarmouth
BRIDGEO of Augusta
DOUDERA of Camden
HOBBS of Wells
O'NEIL of Saco
WOODSOME of Waterboro

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

Signed:

Senator:

LYFORD of Penobscot

Representatives:

CAMPBELL of Orrington
SCHMERSAL-BURGESS of Mexico
SOBOLESKI of Phillips

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-532) AS AMENDED BY HOUSE AMENDMENT "B" (H-608)** thereto.

Reports **READ**.

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

On motion by Senator **STEWART** of Aroostook, 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 Brakey.

Senator **BRAKEY:** Thank you, Mr. President. I'll speak very briefly. I just want to say look, I'm not a fan of these compact fluorescent light bulbs. I just find it a little ironic because I remember I think it was about ten years ago, I remember when the Obama Administration was pushing us towards these compact fluorescent light bulbs and away from incandescent light bulbs. These were supposed to be so much better and now, ten years later, we're pushing out the compact fluorescents and moving to LEDs. I love LEDs, I think LEDs are great, but I think the market is already doing this and it just feels like we're in this pattern of every decade or so we're going to ban the thing that we were just pushed towards and require the new thing, rather than just letting the market work. So, I'm going to vote in opposition to this motion, not because I love compact fluorescents or I hate LEDs - in fact, I love LEDs - but I'm just sick and tired of our answer to be to ban everything. Thank you, Mr. President.

THE PRESIDENT: Does that include the Federal Reserve?

Senator **BRAKEY:** Also, the Federal Reserve should be destroyed. Thank you.

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

Senator **BRENNER:** Thank you, Mr. President. I just want to rise and share a little bit of detail about the bill and the work in committee. The fluorescent light bulbs are recycled at a rate of about 16% and actually, leading up to the point of being on the ENR committee, I myself was throwing them away because I didn't know we recycle them here in this state. And mostly because when I pull them out, the tubes out of my - what do you call them - fixtures, they always break. So, what I want to make sure everyone knows is that the LED replacements are readily available, the bill does not have a fiscal note with the House Amendment "B" that was added on in the other Chamber, and I think it is an appropriate and effective move in a direction of eliminating toxins in our environment to make sure that we don't encourage increased use of these light bulbs and go ahead and move forward with the legislation. Thank you.

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

Senator **BENNETT:** Thank you, Mr. President. I have to say, fellow Members of the Senate, I never liked these fluorescent bulbs even when they were being encouraged to - for our use by President Obama or whomever else. They are terrible for the environment, they contribute to our solid waste streams, they contain mercury, and I just simply resort to the old adage when you know better, you do better. This makes sense, we're not banning fluorescent bulbs, we're just stopping the sale going forward of fluorescent bulbs, so people can use out the natural life of their bulbs and then replace them with LEDs, which are much preferable for the environment and for energy consumption. Thank you, Mr. President.

THE PRESIDENT: The pending question before the Senate is Acceptance of the Majority Ought to Pass as Amended Report. A roll call has been ordered. Is the Senate ready for the question?

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

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#398)

YEAS: Senators: BAILEY, BALDACCI, BEEBE-CENTER, BENNETT, BLACK, BRENNER, CARNEY, CHIPMAN, CURRY, DAUGHTRY, DUSON, GROHOSKI, HICKMAN, INGWERSEN, LAFOUNTAIN, LAWRENCE, LIBBY, NANGLE, PIERCE, POULIOT, RAFFERTY, RENY, ROTUNDO, TIPPING, VITELLI, PRESIDENT JACKSON

NAYS: Senators: BRAKEY, FARRIN, HARRINGTON, LYFORD, MOORE, STEWART, TIMBERLAKE

EXCUSED: Senators: GUERIN, KEIM

26 Senators having voted in the affirmative and 7 Senators having voted in the negative, with 2 Senators being excused, the motion by Senator **BRENNER** of Cumberland to **ACCEPT** the Majority **OUGHT TO PASS AS AMENDED** Report, in concurrence, **PREVAILED**.

Bill **READ ONCE**.

Committee Amendment "A" (H-532) **READ**.

House Amendment "B" (H-608) to Committee Amendment "A" (H-532) **READ** and **ADOPTED**, in concurrence.

Committee Amendment "A" (H-532) as Amended by House Amendment "B" (H-608) 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-532) AS AMENDED BY HOUSE AMENDMENT "B" (H-608)** thereto, in concurrence.

Divided Report

The Majority of the Committee on **HEALTH AND HUMAN SERVICES** on Bill "An Act to Expand Testing for Perfluoroalkyl and Polyfluoroalkyl Substances to Private Drinking Water Wells" H.P. 943 L.D. 1488

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-583)**.

Signed:

Senators:
BALDACCI of Penobscot
INGWERSEN of York

Representatives:
MEYER of Eliot
CRAVEN of Lewiston
GRAHAM of North Yarmouth
MADIGAN of Waterville
SHAGOURY of Hallowell
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:
FREDERICKS of Sanford
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-583)**.

Reports **READ**.

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

Bill **READ ONCE**.

Committee Amendment "A" (H-583) **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 Joint Select Committee on **HOUSING** on Bill "An Act to Create the Stable Home Fund Program" (EMERGENCY)

H.P. 992 L.D. 1540

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-579)**.

Signed:

Senators:
PIERCE of Cumberland
VITELLI of Sagadahoc

Representatives:
GERE of Kennebunkport
BLIER of Buxton
CAMPBELL of Orrington
GATTINE of Westbrook
GOLEK of Harpswell
LOOKNER of Portland
RANA of Bangor

The Minority of the same Committee on the same subject reported that the same **Ought To Pass as Amended by Committee Amendment "B" (H-580).**

Signed:

Senator:

POULIOT of Kennebec

Representative:

MORRIS of Turner

Comes from the House with the Majority **OUGHT TO PASS AS AMENDED BY COMMITTEE AMENDMENT "A" (H-579)** Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-579).**

Reports **READ.**

On motion by Senator **PIERCE** of Cumberland, the Majority **OUGHT TO PASS AS AMENDED BY COMMITTEE AMENDMENT "A" (H-579)** Report **ACCEPTED**, in concurrence.

Bill **READ ONCE.**

Committee Amendment "A" (H-579) **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-579)**, in concurrence.

Divided Report

The Majority of the Joint Select Committee on **HOUSING** on Bill "An Act to Support Emergency Housing Facility Construction, Renovation and Acquisition Statewide by Creating a Matching Grant Program"

H.P. 1176 L.D. 1844

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-586).**

Signed:

Senators:

PIERCE of Cumberland
VITELLI of Sagadahoc

Representatives:

GERE of Kennebunkport
GATTINE of Westbrook
GOLEK of Harpswell
LOOKNER of Portland
RANA of Bangor
STOVER of Boothbay

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

Signed:

Senator:

POULIOT of Kennebec

Representatives:

BLIER of Buxton
BRADSTREET of Vassalboro
CAMPBELL of Orrington
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-586).**

Reports **READ.**

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

Bill **READ ONCE.**

Committee Amendment "A" (H-586) **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 **JUDICIARY** on Bill "An Act to Clarify Immunity from Liability for Municipalities Engaged in Recycling Activities"

H.P. 799 L.D. 1251

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-590).**

Signed:

Senators:

CARNEY of Cumberland
BAILEY of York

Representatives:

MOONEN of Portland
KUHN of Falmouth
LEE of Auburn
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:
BRAKEY of Androscoggin

Representatives:
ANDREWS of Paris
HAGGAN of Hampden
HENDERSON of Rumford
POIRIER of Skowhegan

(Representative DANA of the Passamaquoddy Tribe - of the House - supports the Minority **Ought Not To Pass** 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-590) AS AMENDED BY HOUSE AMENDMENT "A" (H-591)** thereto.

Reports **READ**.

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

Bill **READ ONCE**.

Committee Amendment "A" (H-590) **READ**.

House Amendment "A" (H-591) to Committee Amendment "A" (H-590) **READ** and **ADOPTED**, in concurrence.

Committee Amendment "A" (H-590) as Amended by House Amendment "A" (H-591) 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-590) AS AMENDED BY HOUSE AMENDMENT "A" (H-591)** thereto, in concurrence.

Divided Report

The Majority of the Committee on **TRANSPORTATION** on Bill "An Act to Assess a Slip Fee on Megayachts Registered in Overseas Tax Havens"

H.P. 749 L.D. 1177

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-472)**.

Signed:

Senators:
CHIPMAN of Cumberland
NANGLE of Cumberland

Representatives:
WILLIAMS of Bar Harbor
ANKELES of Brunswick
CRAFTS of Newcastle
O'CONNELL of Brewer

WHITE of Waterville

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

Signed:

Senator:
FARRIN of Somerset

Representatives:
ALBERT of Madawaska
MASON of Lisbon
PARRY of Arundel
THERIAULT of Fort Kent
WHITE of Guilford

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-472)**.

Reports **READ**.

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

On motion by Senator **STEWART** of Aroostook, 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 (#399)

YEAS: Senators: BAILEY, BALDACCI, BEEBE-CENTER, BENNETT, BRENNER, CARNEY, CHIPMAN, DAUGHTRY, DUSON, GROHOSKI, HICKMAN, INGWERSEN, LAFOUNTAIN, LAWRENCE, NANGLE, PIERCE, RAFFERTY, RENY, ROTUNDO, TIPPING, VITELLI, PRESIDENT JACKSON

NAYS: Senators: BLACK, BRAKEY, CURRY, FARRIN, HARRINGTON, LIBBY, LYFORD, MOORE, POULIOT, STEWART, TIMBERLAKE

EXCUSED: Senators: GUERIN, KEIM

22 Senators having voted in the affirmative and 11 Senators having voted in the negative, with 2 Senators being excused, the motion by Senator **CHIPMAN** of Cumberland to **ACCEPT** the Majority **OUGHT TO PASS AS AMENDED** Report, in concurrence, **PREVAILED**.

Bill **READ ONCE**.

Committee Amendment "A" (H-472) **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

Five Members of the Committee on **TAXATION** on Bill "An Act to Provide Financial Relief for Certain Volunteers Under the Corporation for National and Community Service, the Maine Service Fellows and the Maine Climate Corps"
H.P. 1018 L.D. 1573

Reported in Report "**A**" that the same **Ought to Pass as Amended by Committee Amendment "A" (H-584)**

Signed:

Senator:
GROHOSKI of Hancock

Representatives:
PERRY of Bangor
HASENFUS of Readfield
MATLACK of St. George
RANA of Bangor

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

Signed:

Senator:
LIBBY of Cumberland

Representatives:
CARMICHAEL of Greenbush
LAVIGNE of Berwick
QUINT of Hodgdon
RUDNICKI of Fairfield

Comes from the House with Report "**A**", **OUGHT TO PASS AS AMENDED BY COMMITTEE AMENDMENT "A" (H-584)**, **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-584)**.

Reports **READ**.

Senator **GROHOSKI** of Hancock moved the Senate **ACCEPT** Report "**A**", **OUGHT TO PASS AS AMENDED BY COMMITTEE AMENDMENT "A" (H-584)**, in concurrence.

On motion by Senator **STEWART** of Aroostook, 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 Oxford, Senator Bennett.

Senator **BENNETT:** Thank you, Mr. President. Fellow members of the Senate, I request permission to pose a question.

THE PRESIDENT: The Senator may proceed.

Senator **BENNETT:** Thank you. I noticed the committee amendment that's being before us now changed the title and strikes most of the bill and I'm wondering if a member who is informed about such matters could inform me and the rest of the Senate and the public about what the new proposed amendment actually accomplishes. Thank you, Mr. President.

THE PRESIDENT: The Senator from Oxford, Senator Bennett, has posed a number of questions through the Chair to anyone who can answer. The Chair recognizes the Senator from Hancock, Senator Grohoski.

Senator **GROHOSKI:** Thank you, Mr. President. And I just wanted to let colleagues know that I -- it's actually an even-steven report, so plurality wasn't really the right word. My apologies. What this bill does, as amended, is it would not tax for income tax filings an educational award that somebody received for their public service through a program like AmeriCorps or the Maine Service Fellows.

THE PRESIDENT: The pending question before the Senate is Acceptance Report "A", Ought to Pass as Amended by Committee Amendment "A" (H-584). A roll call has been ordered. Is the Senate ready for the question?

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#400)

YEAS: Senators: BAILEY, BALDACCI, BEEBE-CENTER, BENNETT, BLACK, BRAKEY, BRENNER, CARNEY, CHIPMAN, CURRY, DAUGHTRY, DUSON, GROHOSKI, HARRINGTON, HICKMAN, INGWERSEN, LAFOUNTAIN, LAWRENCE, LYFORD, MOORE, NANGLE, PIERCE, POULIOT, RAFFERTY, RENY, ROTUNDO, TIPPING, VITELLI, PRESIDENT JACKSON

NAYS: Senators: FARRIN, GUERIN, LIBBY, STEWART, TIMBERLAKE

EXCUSED: Senator: KEIM

29 Senators having voted in the affirmative and 5 Senators having voted in the negative, with 1 Senator being excused, the motion by Senator **GROHOSKI** of Hancock to **ACCEPT** Report "**A**", **OUGHT TO PASS AS AMENDED BY COMMITTEE AMENDMENT "A" (H-584)**, in concurrence, **PREVAILED**.

Bill **READ ONCE**.

Committee Amendment "A" (H-584) **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-584)**, in concurrence

All matters thus acted upon, with the exception of those matters being held, were ordered sent down forthwith for concurrence.

Senate at Ease.

The Senate was called to order by the President.

ORDERS OF THE DAY

The Chair laid before the Senate the following Tabled and Later Assigned (6/16/23) matter:

HOUSE REPORTS - from the Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY** on Bill "An Act to Prevent Opioid Overdose Deaths by Establishing Safe Consumption Sites"

H.P. 878 L.D. 1364

Report "**A**" - **Ought to Pass as Amended by Committee Amendment "A" (H-548)** (6 members)

Report "**B**" - **Ought Not to Pass** (5 members)

Report "**C**" - **Ought to Pass as Amended by Committee Amendment "B" (H-549)** (1 member)

Tabled - June 16, 2023 by Senator **BEEBE-CENTER** of Knox

Pending - motion by same Senator to **ACCEPT ANY REPORT**

(In House, June 15, 2023, Report "**A**", **OUGHT TO PASS AS AMENDED BY COMMITTEE AMENDMENT "A" (H-548)**, **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-548)**.)

Senator **BEEBE-CENTER** of Knox moved the Senate **ACCEPT Report "A", OUGHT TO PASS AS AMENDED BY COMMITTEE AMENDMENT "A" (H-548)**, in concurrence.

On motion by Senator **STEWART** of Aroostook, 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 Knox, Senator Beebe-Center.

Senator **BEEBE-CENTER:** Thank you, Mr. President. Colleagues in the Senate, I rise in support of the pending motion on L.D. 1364, 'An Act to Authorize Harm Reduction Health Centers.' Some will say that this bill enables drug use, that it will increase crime rates, and that these centers will cause havoc in our communities. Contrary to these assertions, this bill is very simple. This legislation authorizes the creation of harm reduction health centers in communities that want them, providing municipalities across Maine with the opportunity to decide for themselves if they want a center as part of their community

response to overdose and public drug use. To be clear, the legislation does not require anyone to do anything. In that sense, this bill is a home rule bill, and if your community doesn't want to authorize a center, they don't have to. Harm reduction health centers have been in operation around the world for over three decades. During that time, they have been studied at length and time and time again, these sources tell us that these centers reduce crime, overdoses, community costs for emergency healthcare service, public drug use and syringe waste in parks. These centers also help people get into treatment and long-term recovery. But most importantly, no one has ever died in a harm reduction health center. Why is that? Because inside these centers are doctors, nurses, and recovery coaches. We know that people who use drugs most often die when they are using alone. In these centers, trained professionals are there not only to reverse overdoses when they occur, but also to support people getting into treatment when they're ready. This bill will save lives a hundred percent of the time. The State of Maine already encourages supervised consumption through their **OPTIONS** program, don't use alone PR campaigns, fentanyl test strips and naloxone distribution. We talk about how much naloxone we have distributed. The Good Sam Law encourages people to call 9-1-1 and **OPTIONS** tells people to use drugs in groups. The only difference between that and a harm reduction health center is four walls, a roof, and a doctor. I'm calling on my colleagues to support passing the pending motion. Let's have the courage to move ahead and implement what research shows us is a hundred percent effective. Thank you.

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

Senator **BRAKEY:** Thank you, Mr. President. In regards to the pending motion, I'd like to begin with a quote from the great Dr. Ron Paul, a former congressman from Texas, OB/GYN, opponent of the Federal Reserve, and a political prophet for our age, if there ever was one. He wrote 12 years ago; 'prohibition is not compatible with a free society. Prohibiting acts of violence is one thing, but laws that prohibit the use of certain substances, food, drugs, or alcohol by adults is a dangerous intrusion on personal liberty.' Time and time again, we are shown that it simply does not work. The cost to pursue the drug war in the past 40 years runs into hundreds of billions of dollars. The social cost, including the loss of civil liberties, is incalculable. Crime related to the drug laws far surpasses the crime related to the 15 years of alcohol prohibition. I expect that someday the country will wake up and suddenly decide, as we did in 1933, that prohibition to improve personal behavior is a lost cause and the second repeal of prohibition will occur. Mr. President, at this point, we've fought the war on drugs for half a century and I'm sorry to report that the drugs won. The more we have cracked down with prohibitionist policies, the more potent and harmful the drugs have become. To avoid detection, traffickers are bringing in drugs that have become more concentrated and more potent, with fentanyl taking the place of heroin in our streets. Further, due to the nature of underground drug trafficking, black market drugs can be cut with so many unknown poisons and fillers that the end user has little idea what they are putting in their body in regard to either dosage or substance. The status quo is killing our constituents. I often hear well-intended arguments that we just need to crack down even harder in the war on drugs. For myself, I'm not inclined to try the same thing over and over, expecting different results. It's

time for a different approach. We cannot arrest our way out of this crisis of substance abuse. We need access to treatment and we need harm reduction strategies to keep people alive until they are ready to choose treatment for themselves. Six years ago similar legislation to what is before us today came through the Health and Human Services Committee. There was much less momentum behind the proposal at the time. I recall some other members of the committee from the other party expressing support for the concept of voting against the bill on the grounds that the time was not right. Still, I brought the Minority Report to the Floor and argued for its passage. My reasons for supporting this proposal are the same today as they were then, except that the need is more dire today than it was then. People turn to substance abuse for many reasons. Perhaps they began with a prescription from a physician which grew into an addiction. Perhaps they struggle with untreated physical or psychological pain, or they lack their purpose in life, and they cope through substance abuse. Whatever leads an individual to this point, we all hope those struggling will seek and find treatment. We should also acknowledge that succeeding at treatment is challenging, even for those who choose it. Until people are ready to make that decision, we want them to stay alive. That is why we should not pursue policies that increase harm, and we should pursue policies that reduce harm, especially when they come at no expense to the taxpayers and simply require the State to get out of the way, as this bill proposes. Without a single taxpayer dime, this legislation to authorize harm reduction centers would help remove drug use from our public streets and into safer environments. Through municipal opt-in, not a single center will open unless a municipality proactively pursues it. In other jurisdictions with these centers, overdose deaths, as was previously noted by Senator Beebe-Center, overdose deaths among those who utilize them dropped to zero. And the moment any person at a center is ready for treatment, staff is there and ready to connect with them treatment resources. Mr. President, no one in this Chamber wants any of our constituents to abuse substances. The reality, however, is that despite our prohibitions, substance abuse is happening. We can reduce the harm and keep people alive on their road to recovery. 'Just say no has failed' so today 'let's just say yes' to harm reduction centers. Thank you, Mr. President.

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

Senator **BALDACC:** Thank you, Mr. President. I hate to be the skunk at the tea party, but there's a number of factors that I think it's important for all of us to be aware of before we vote on this bill. The first is there is federal criminal laws that prohibit this, that are actively being enforced. And unlike the marijuana laws, where there's a standing letter to U.S. attorneys not to prosecute people, the federal government has shown no intention of stopping the prosecution for heroin or other hard drugs. That's just number one. Number two is that looking at the bill, first of all, which is opposed by the Maine Municipal Association and by the Sheriff's Association and by any law enforcement officer I know. First of all, there's no - nothing in the bill that says how the city or town can regulate this enterprise. There's nothing in there because the bottom line is that any city or town that tries to regulate them is going to be participating in a federal crime. I know that sounds old fashioned or antiquated or outdated, but that is the facts. The bill, as written, is also a huge invitation to undermining the criminal justice system. The bill says that if

you're in probation, or on probation or on bail, you can go to these sites and engage in as much drug activity as you want to, and nobody can prosecute you. I don't know if that's what any person in this room wants to have happen. This is basically a back door decriminalization bill. There's nothing in the bill that requires physicians to be involved. It says medical staff. In order for us to even consider something like this, it would have to be connected to some sort of professional medical physician medically managed program in substance abuse. At some point, we have to realize that we can't play Russian roulette with human lives. I firmly believe we need to do much more education, much more awareness, much more examination into a structured, medically supervised and legally sanctioned structure. And I would further urge my colleagues in the Senate, there's any number of bills that come across your desk every day from Health and Human Services, including today, about substance abuse treatment. So, if we are going to save lives, what we can do effectively is to work together to provide the money for substance abuse treatment and detox. The bill before us is an invitation for further drug abuse, for further problems in the community. That is why - and I would just respectfully say, because we held hearings, we held hearings at Health and Human Services about a similar bill that would create - that still has not hit the Floor yet - about this. There's no reliable data. While it can be said that no one has died at the site, there's no way for people to examine what has happened offsite. These sites aren't open 24 hours. People are going into the community. There are plenty of unintended effects. I would note that people as progressive as the current Governor of California, the prior Governor of California, both vetoed bills like this because of the huge amount of unintended consequences it would have on their society. If we're going to do anything like this, I would respectfully urge my colleagues to consider the Minority Report, to have a group convened by Gordon Smith and others, to look at this. I would note that this is consistent with what the federal government is doing, they recently awarded a \$5 million grant to NYU and a couple other universities to actually study the operation in New York City. I think we need to realize the enormous hole this would put us all in as a society. And I don't think being compassionate means that you let people shoot up at will and avoid any consequences at all. Finally, there's nothing in this bill that requires anybody to get treatment as a condition of coming to this site. We need to pause, we need to do a lot more research, we need to remain committed to substance abuse treatment, as many of us have been, we need to fund legitimate programs that have shown to succeed, and we need to study those - these kind of efforts much more closely before we experiment with peoples' lives. Thank you.

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

Senator **TIPPING:** Thank you, Mr. President. I just want to talk a little bit about why this bill is important in my part of Maine and why we need an all-hands approach here on this issue. So, we've heard some of the philosophy and some of the statistics on this so far, but for me, the number that really hits hard is that 716 people lost their lives due to overdose deaths last year. And it's hitting hard in my area, I know way too many people whose families have had that awful experience, and we had as many deaths in Penobscot County as we did in Cumberland last month. So, I do believe that an all-hands approach includes the option for overdose prevention sites. They reduce disease, they reduce

deaths, they reduce needles in other areas. In Canada, in certain jurisdictions, they reduced overdose deaths by 35%. That's a lot of lives. Now, just a couple of items. First of all, the Justice Department has a little bit of a different perspective on going after these sites than they did under the previous administration. The current plan is to evaluate, quote - this is from the Associated Press - 'such facilities and talk to regulators about appropriate guardrails. I think that's an appropriate stance.' I also think that it's appropriate for us to make sure that we can move forward in a way here that doesn't require anything, it's optional for municipalities, it uses no state funds, and that is important for a lot of people, especially in rural Maine. I got a note this morning from Kelly Cookson, who's the director of the Save a Life Recovery Center in Lincoln, and they've been doing amazing work fighting on the front lines here in rural Maine trying to stop overdose deaths and especially among Maine veterans, which is a significant part of the population that they serve. And she wrote to me and wanted me to share with my colleagues that, you know, she used to have some concerns about the idea of overdose prevention sites and shared some of that stigma. But she shared that that was until she took the time to research them, and my mind is completely changed. Quote, 'the data speaks for itself. Not a single recorded death at any of the over 200 safe consumption sites worldwide. Many have rehabilitation centers in the same building, making recovery much more accessible to people. It helps reduce the spread of disease within the community as a whole by having clean supplies and education for people who use drugs, and it will help us stay on top of all the new seemingly more terrible substances that are being cut into the drug supply.' So, that's why I'm supporting this bill. It's a chance to keep some people alive and so they can - until they're ready to get the help that they need. Thank you.

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

Senator **HARRINGTON:** Thank you, Mr. President. Just to reiterate the federal law, the Controlled Substances Act provides, in part, it shall be unlawful to manage or control any place with a permanently or temporarily either as an owner, lessee, agent, employee, occupant, mortgagee, in knowingly and intentionally rent, lease, profit from, or make available for use, with or without compensation, the place for the purpose of unlawfully manufacturing, storing, distributing, or using a controlled substance. That does not leave any gray area, that is very black and white, and I would urge you to vote against this motion. Thank you.

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

Senator **BRENNER:** Thank you, Mr. President. As a nurse, my world view is informed first and foremost by an ethos of doing no harm. And for me, the issue of harm reduction centers is an easy one. The efficacy of the data and the research is compelling and substantial, and I think we need a multi-pronged approach to managing substance use disorder. This weekend, Roby and Shay died - they were residents of an encampment in Portland - of overdose, and last week, Stanley Holmes died under an overpass in Portland, alone, and he was found in the morning, it was that cold, rainy night. These folks, they could've been helped by a harm reduction center, but we'll never know. And as a

nurse, that never knowing whether you could've made a difference is pretty heartbreaking. When you bring people together who have stigma and shame as a result of their substance use disorder and you give them an opportunity - you give them an opportunity to engage with a system that they distrust, you provide a chance for building relationships and creating capacity for entering treatment. We are not going to incarcerate our way to treating all of Maine's folks that have substance use disorder, and we can hope that over time that they find their way there, but it only makes sense for us to put all of our efforts into every initiative that comes forward because when over 700 people are dying a year, you have nothing to lose when you try something new, and the data for this initiative is compelling and it's not a new initiative, it's just new for Maine. It's new for the U.S. But it's worth a try. I'm just checking my notes here, hold on. I look forward to all of us finding our way to a compassionate solution for substance use disorder. This is one piece in that solution, it's not going to be the right fit for everybody, but for the person that it is the right fit for, we will have done the right thing. Thank you.

THE PRESIDENT: The Chair recognizes the Senator from Hancock, Senator Grohoski.

Senator **GROHOSKI:** Thank you, Mr. President, and thank you, Senate colleagues, for the very thoughtful debate. And I was trying to decide if I would add my voice or not, knowing that a lot has been said that I really agree with, but I feel compelled to do so on behalf of my community and the people that I know would want me to speak today. So, I thank you for that time. And I think it is clear, and we've heard that we are deep in the throes of a public health crisis that is resulting from substance use disorder, and I personally - and I know I speak for many people in my community - are tired of seeing our neighbors die from what are preventable overdoses. I think we must acknowledge that our current policy solutions are not working, overdose deaths are going up, not down. We need to look, as I try to do every day in this building, for evidence-based solutions - in this case, ones that save lives, reduce syringe waste, and help people get into treatment when they are ready. Over three decades of research show that harm reduction health centers do all of this. They provide necessary medical care and connection for community members for whom medical care is not always accessible for many reasons such as stigma and a lack of resources. People who use drugs die most often because they are using drugs alone. Harm reduction health centers fix that problem. People are not using alone, and therefore they do not die. This bill will save lives one hundred percent of the time, as so many of our colleagues have said, and it also creates a pathway to recovery. Regarding the legality of these centers, I think the application of federal law is uncertain and growing even more so every day. Sites are currently operating in New York, and the federal government has not prosecuted them. In addition, the federal government has committed \$5 million to studying these centers across the country. The Justice Department has signaled that they will not come after any state that determines that establishing harm reduction sites is a good decision for that state. I think that giving municipalities just one more tool, and it is appropriate to acknowledge this is just one tool, to address this public health crisis if they choose to do this, is a good decision for us. Furthermore, I wanted to point out that federal law also prohibits the cultivation, use, and possession of cannabis. That

has not stopped us here in Maine from legalizing, regulating, and taxing it. Maine is breaking federal law and, in the meantime, raising millions of dollars in cannabis tax revenue, and I think that saving lives should be of at least equal value to all of us. So, I just want to again thank you all for I know all of the deep thought that you're putting into this decision and for the really important and difficult conversation that we are having today in this Chamber. I hope that you will enable municipalities to have their own conversations about what is right for them and the people that they represent and serve by supporting the pending motion this afternoon. Thank you.

THE PRESIDENT: The Chair recognizes the Senator from Washington, Senator Moore.

Senator **MOORE:** Thank you, Mr. President. I rise to just briefly comment on the current bill and the motion on the Floor. I have always supported harm reduction, and oftentimes I was alone in my caucus in that support. And I strongly believe we must bring the resources to where help is so much needed. Resources such as health screening, disease prevention, and recovery assistance services are part of our efforts as it relates to our opiate crisis. However, creating safe injection sites, in my opinion, is not the answer and presents major issues of its own. Thank you, Mr. President.

THE PRESIDENT: The Chair recognizes the Senator from Lincoln, Senator Reny.

Senator **RENY:** Thank you, Mr. President. I didn't think I was going to say anything. To be honest, I'm not a hundred percent either way on this, but I feel the need to say a few things to it, at least just so it's on the record where my thinking is. I don't see this working in my district or happening in my district right now. I don't think my district is ready for it, to be honest. However, I also am really - it's a really big deal, the opioid crisis that we have in Maine, and speaking as somebody who has - excuse me - who has had loved ones and currently has loved ones that suffer from substance use disorder, I dread that phone call every day. I do. I don't think it will necessarily work for my district, and I think that's where municipal control is so important in this bill, and those towns or those cities in Maine that want to give this a try, because we need to be pulling out all the stops on this, I think I want them to be able to have that opportunity. Thank you.

THE PRESIDENT: The pending question before the Senate is Acceptance of Report "A", Ought to Pass as Amended by Committee Amendment "A" (H-548). A roll call has been ordered. Is the Senate ready for the question?

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#401)

YEAS: Senators: BAILEY, BEEBE-CENTER, BENNETT, BRAKEY, BRENNER, CARNEY, CHIPMAN, DAUGHTRY, DUSON, GROHOSKI, HICKMAN, LAWRENCE, PIERCE, RENY, ROTUNDO, TIPPING

NAYS: Senators: BALDACCI, BLACK, CURRY, FARRIN, GUERIN, HARRINGTON, INGWERSEN, LAFOUNTAIN, LIBBY, LYFORD, MOORE, NANGLE, POULIOT, RAFFERTY, STEWART, TIMBERLAKE, VITELLI, PRESIDENT JACKSON

EXCUSED: Senator: KEIM

16 Senators having voted in the affirmative and 18 Senators having voted in the negative, with 1 Senator being excused, the motion by Senator **BEEBE-CENTER** of Knox to **ACCEPT** Report "**A**", **OUGHT TO PASS AS AMENDED BY COMMITTEE AMENDMENT "A" (H-548)**, in concurrence, **FAILED**.

Senator **BENNETT** of Oxford moved the Senate **ACCEPT** Report "**C**", **OUGHT TO PASS AS AMENDED BY COMMITTEE AMENDMENT "B" (H-549)**.

Senate at Ease.

The Senate was called to order by the President.

On motion by Senator **BENNETT** of Oxford, Report "**C**", **OUGHT TO PASS AS AMENDED BY COMMITTEE AMENDMENT "B" (H-549)**, **ACCEPTED**, in **NON-CONCURRENCE**.

Bill **READ ONCE**.

Committee Amendment "B" (H-549) **READ** and **ADOPTED**.

Under suspension of the Rules, **READ A SECOND TIME** and **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "B" (H-549)**, in **NON-CONCURRENCE**.

Sent down for concurrence.

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

REPORTS OF COMMITTEES

House

Ought to Pass As Amended

The Committee on **EDUCATION AND CULTURAL AFFAIRS** on Bill "An Act to Clarify Requirements for Payment of Tuition for Children with Disabilities by the Department of Education's Child Development Services System" (EMERGENCY)
H.P. 834 L.D. 1309

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-612)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-612)**.

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

Bill **READ ONCE**.

Committee Amendment "A" (H-612) **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 **EDUCATION AND CULTURAL AFFAIRS** on Resolve, to Establish a Pilot Program and Convene a Work Group Regarding the Provision of Services by the Child Development Services System

H.P. 983 L.D. 1528

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-594)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Resolve **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-594)**.

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

Resolve **READ ONCE**.

Committee Amendment "A" (H-594) **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 **HEALTH AND HUMAN SERVICES** on Bill "An Act to Authorize the Department of Health and Human Services to License and Ensure the Quality of Personal Care Agencies"

H.P. 413 L.D. 636

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-617)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-617)**.

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

Bill **READ ONCE**.

Committee Amendment "A" (H-617) **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 **HEALTH AND HUMAN SERVICES** on Bill "An Act to Support Home Share Programming for Seniors"
H.P. 478 L.D. 709

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-616)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-616)**.

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

Bill **READ ONCE**.

Committee Amendment "A" (H-616) **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 **HEALTH AND HUMAN SERVICES** on Bill "An Act to Improve the Transition to Adult Services for Children with Intellectual Disabilities"

H.P. 702 L.D. 1106

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-615)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-615)**.

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

Bill **READ ONCE**.

Committee Amendment "A" (H-615) **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 **HEALTH AND HUMAN SERVICES** on Bill "An Act to Improve the Health of Maine Residents by Closing Coverage Gaps in the MaineCare Program for Incarcerated Persons"

H.P. 764 L.D. 1204

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-614)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-614)**.

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

Bill **READ ONCE**.

Committee Amendment "A" (H-614) **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 **HEALTH AND HUMAN SERVICES** on Bill "An Act Regarding Driver's Licenses for Individuals in Foster Care" H.P. 1101 L.D. 1712

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-619)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-619)**.

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

Bill **READ ONCE**.

Committee Amendment "A" (H-619) **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 **HEALTH AND HUMAN SERVICES** on Bill "An Act to Establish the Homeless Substance Use Disorder Service Program" (EMERGENCY) H.P. 1144 L.D. 1781

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-618)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-618)**.

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

Bill **READ ONCE**.

Committee Amendment "A" (H-618) **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 **HEALTH COVERAGE, INSURANCE AND FINANCIAL SERVICES** on Bill "An Act to Ensure Lower Costs and Consumer Protections for Patients by Prohibiting Certain Billing Practices" H.P. 701 L.D. 1105

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-609)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-609)**.

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

Bill **READ ONCE**.

Committee Amendment "A" (H-609) **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 **INNOVATION, DEVELOPMENT, ECONOMIC ADVANCEMENT AND BUSINESS** on Bill "An Act to Establish a Baseline of Consistency and Safety for the Operation of Construction Cranes and Elevators" H.P. 1098 L.D. 1709

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-593)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-593)**.

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

Bill **READ ONCE**.

Committee Amendment "A" (H-593) **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 **INNOVATION, DEVELOPMENT, ECONOMIC ADVANCEMENT AND BUSINESS** on Bill "An Act to Update Electrical Education and Other Licensure Requirements for Electricians" H.P. 1102 L.D. 1713

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-592)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-592)**.

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

Bill **READ ONCE**.

Committee Amendment "A" (H-592) **READ** and **ADOPTED**, in concurrence.

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

The Committee on **TAXATION** on RESOLUTION, Proposing an Amendment to the Constitution of Maine to Dedicate a Portion of Sales and Use Taxes from All Motor Vehicle Sales and Motor Vehicle-related Sales to the Highway Fund for Road and Bridge Capital Improvements

H.P. 482 L.D. 713

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-611)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the RESOLUTION **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-611)**.

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

Resolution **READ ONCE**.

Committee Amendment "A" (H-611) **READ** and **ADOPTED**, in concurrence.

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

The Committee on **TAXATION** on Bill "An Act to Create a Sustainable Funding Source for Recovery Community Centers Using a Percentage of the Adult Use Cannabis Tax Revenue"

H.P. 1103 L.D. 1714

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-620)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-620)**.

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

Bill **READ ONCE**.

Committee Amendment "A" (H-620) **READ** and **ADOPTED**, in concurrence.

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

The Committee on **TAXATION** on Bill "An Act to Provide the Mi'kmaq Nation with Sales Tax Revenue for Sales Occurring on Mi'kmaq Nation Territory"

H.P. 1260 L.D. 1958

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-610)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-610)**.

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

Bill **READ ONCE**.

Committee Amendment "A" (H-610) **READ** and **ADOPTED**, in concurrence.

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

Senate

Ought to Pass As Amended

Senator NANGLE for the Committee on **STATE AND LOCAL GOVERNMENT** on Bill "An Act to Improve Geographic Information System Data Acquisition and Maintenance"

S.P. 674 L.D. 1687

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-383)**.

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

Bill **READ ONCE**.

Committee Amendment "A" (S-383) **READ** and **ADOPTED**.

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

Sent down for concurrence.

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:

Emergency Measure

An Act to Provide Funding to Emergency Medical Services Organizations

H.P. 331 L.D. 526
(C "A" H-528)

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

Acts

An Act to Increase Transparency in Municipal Ballot Referenda Expenditures

H.P. 850 L.D. 1336
(C "A" H-544)

An Act to Allow Certain Social Workers to Diagnose Organic Mental Illnesses

H.P. 895 L.D. 1400
(H "A" H-423 to C "A" H-203)

An Act to Protect Access to Absentee Ballot Drop Boxes
H.P. 1013 L.D. 1568
(C "A" H-542)

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

An Act to Provide Funding for a Chapel at the Maine Veterans' Memorial Cemetery in Augusta

H.P. 889 L.D. 1375
(C "A" H-308)

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

An Act to Increase Reimbursement Under the General Assistance Program

S.P. 669 L.D. 1664
(H "A" H-535 to C "A" S-209)

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

An Act to Implement the Recommendations of the Working Group to Review the Process for Ongoing Review of Tax Expenditures by the Legislature

H.P. 538 L.D. 849
(C "A" H-530)

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

Resolves

Resolve, Directing the Public Utilities Commission to Investigate Time-of-use Rates

H.P. 347 L.D. 542
(H "A" H-526 to C "A" H-277)

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

Resolve, to Establish a Public Safety Health and Wellness Grant Pilot Program

H.P. 1187 L.D. 1857
(H "A" H-571 to C "A" H-539)

On motion by Senator **ROTUNDO** of Androscoggin, placed on the **SPECIAL APPROPRIATIONS TABLE** pending **FINAL PASSAGE**, in concurrence.

All matters thus acted upon, with the exception of those matters being held, were ordered sent down forthwith for concurrence.

Senate at Ease.

The Senate was called to order by the President.

Off Record Remarks

On motion by Senator **BENNETT** of Oxford, **ADJOURNED** until Wednesday, June 21, 2023 at 10:00 in the morning in memory of and lasting tribute to Edward J. Roach, Jr., of Dixfield.