

ONE HUNDRED THIRTY-FIRST LEGISLATURE
FIRST SPECIAL SESSION
2nd Legislative Day
Thursday, April 6, 2023

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

Prayer by Nasser & Parivash Rohani, Portland Baha' Community, Portland.

National Anthem by Honorable James E. Thorne, Carmel. Pledge of Allegiance.

The Journal of yesterday was read and approved.

Under suspension of the rules, members were allowed to remove their jackets.

SENATE PAPERS
Non-Concurrent Matter

Resolve, Regarding Legislative Review of Portions of Chapter 305: Natural Resources Protection Act - Permit by Rule, a Major Substantive Rule of the Department of Environmental Protection (EMERGENCY)

(H.P. 243) (L.D. 392)

FAILED of **FINAL PASSAGE** in the House on March 30, 2023.

Came from the Senate **PASSED TO BE ENGROSSED AS AMENDED BY SENATE AMENDMENT "A" (S-17)** in **NON-CONCURRENCE**.

The House voted to **RECEDE AND CONCUR**.

COMMUNICATIONS
The Following Communication: (S.C. 289)
MAINE SENATE
131st LEGISLATURE

April 5, 2023

Honorable Rachel Talbot Ross

Speaker of the House

2 State House Station

Augusta, ME 04333-0002

Dear Speaker Talbot Ross:

In accordance with 3 M.R.S.A. §158 and Joint Rule 506 of the 131st Maine Legislature, please be advised that the Senate today confirmed the following nomination:

Upon the recommendation of the Committee on Labor and Housing, the Honorable Ralph Tucker of Brunswick for appointment to the Maine Unemployment Insurance Commission.

Best Regards,

S/Darek M. Grant

Secretary of the Senate

READ and **ORDERED PLACED ON FILE**.

At this point, the Chair recognized the Representative from Lewiston, Representative ABDI, the Representative from Plymouth, Representative COSTAIN, the Representative from Kennebunkport, Representative GERE, the Representative from Sanford, Representative LANIGAN and the Representative from Windham, Representative PRINGLE, and they were added to the roll call of the First Special Session of the 131st Legislature.

PETITIONS, BILLS AND RESOLVES REQUIRING REFERENCE

Resolve, to Establish the Commission to Recommend Cost-effective, Safe, Administrable and Healthful Programs to Reduce Violence in Prisons and Jails (EMERGENCY)

(H.P. 995) (L.D. 1543)

Sponsored by Representative MOONEN of Portland.

Cosponsored by Representative: SALISBURY of Westbrook.

Bill "An Act to Reduce Drug Overdoses and Death by Expanding the Crime of Aggravated Trafficking of Scheduled Drugs by Including Compounds, Mixtures or Substances"

(H.P. 997) (L.D. 1545)

Sponsored by Representative QUINT of Hodgdon.

Cosponsored by Senator STEWART of Aroostook and Representatives: ANDREWS of Paris, CYRWAY of Albion, FOSTER of Dexter, GRIFFIN of Levant, HAGGAN of Hampden, LYMAN of Livermore Falls, SCHMERSAL-BURGESS of Mexico, WHITE of Guilford.

Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY** suggested and ordered printed.

REFERRED to the Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY** and ordered printed.

Sent for concurrence.

Bill "An Act to Direct the Public Utilities Commission to Seek Informational Bids Regarding Small Modular Nuclear Reactors in the State"

(H.P. 1001) (L.D. 1549)

Sponsored by Representative PAUL of Winterport.

Cosponsored by Representatives: BABIN of Fort Fairfield, CAMPBELL of Orrington, DUNPHY of Embden, FOSTER of Dexter, WALKER of Naples, Senator: HARRINGTON of York.

Committee on **ENERGY, UTILITIES AND TECHNOLOGY** suggested and ordered printed.

REFERRED to the Committee on **ENERGY, UTILITIES AND TECHNOLOGY** and ordered printed.

Sent for concurrence.

Bill "An Act to Temporarily Prohibit the State from Mandating COVID-19 Vaccinations" (EMERGENCY)

(H.P. 999) (L.D. 1547)

Sponsored by Representative QUINT of Hodgdon.

Cosponsored by Senator MOORE of Washington and Representatives: BOYER of Poland, FOSTER of Dexter, GREENWOOD of Wales, GRIFFIN of Levant, HAGGAN of Hampden, LYMAN of Livermore Falls, MASON of Lisbon, SWALLOW of Houlton.

Committee on **HEALTH AND HUMAN SERVICES** suggested and ordered printed.

REFERRED to the Committee on **HEALTH AND HUMAN SERVICES** and ordered printed.

Sent for concurrence.

Bill "An Act to Amend the Laws Relating to the Certificate of Need"

(H.P. 993) (L.D. 1541)

Sponsored by Representative MORRIS of Turner.

Bill "An Act Regarding Nondiscrimination in Financial Services"

(H.P. 998) (L.D. 1546)

Sponsored by Representative QUINT of Hodgdon.

Cosponsored by Senator STEWART of Aroostook and Representatives: BOYER of Poland, CAMPBELL of Orrington, DUCHARME of Madison, GREENWOOD of Wales, PAUL of Winterport, PERKINS of Dover-Foxcroft, SAMPSON of Alfred, SWALLOW of Houlton.

Committee on **HEALTH COVERAGE, INSURANCE AND FINANCIAL SERVICES** suggested and ordered printed.

REFERRED to the Committee on **HEALTH COVERAGE, INSURANCE AND FINANCIAL SERVICES** and ordered printed.

Sent for concurrence.

Bill "An Act to Promote a Diverse, More Experienced Construction Workforce and Ensure High-quality Careers by Increasing Registered Apprenticeship Programs"

(H.P. 991) (L.D. 1539)

Sponsored by Representative GERE of Kennebunkport.

Cosponsored by Representatives: DOUDERA of Camden, GATTINE of Westbrook, GOLEK of Harpswell, LaROCHELLE of Augusta, RUSSELL of Verona Island, SKOLD of Portland, Senator: PIERCE of Cumberland.

Committee on **LABOR AND HOUSING** suggested and ordered printed.

REFERRED to the Committee on **LABOR AND HOUSING** and ordered printed.

Sent for concurrence.

Bill "An Act to Create the Stable Home Fund Program" (EMERGENCY)

(H.P. 992) (L.D. 1540)

Sponsored by Representative MILLETT of Cape Elizabeth.

Cosponsored by Senator VITELLI of Sagadahoc and Representatives: GATTINE of Westbrook, GOLEK of Harpswell, KESSLER of South Portland, LOOKNER of Portland, PERRY of Calais, RANA of Bangor, WORTH of Ellsworth, Senator: PIERCE of Cumberland.

Committee on **LABOR AND HOUSING** suggested.

On motion of Representative ROEDER of Bangor, the Bill was **REFERRED** to the Joint Select Committee on **HOUSING**, ordered printed and sent for concurrence.

Bill "An Act to Improve Economic Security for Maine Children by Establishing the Maine Dependent Tax Credit"

(H.P. 996) (L.D. 1544)

Sponsored by Representative TERRY of Gorham.

Cosponsored by Senator DAUGHTRY of Cumberland and Representatives: CLOUTIER of Lewiston, COLLINGS of Portland, GATTINE of Westbrook, GRAHAM of North Yarmouth, GRAMLICH of Old Orchard Beach, MILLIKEN of Blue Hill.

Committee on **TAXATION** suggested and ordered printed.

REFERRED to the Committee on **TAXATION** and ordered printed.

Sent for concurrence.

Resolve, to Direct the Department of Transportation to Study the Use of Micromobility Devices

(H.P. 994) (L.D. 1542)

Sponsored by Representative WILLIAMS of Bar Harbor.

Cosponsored by Representatives: ALBERT of Madawaska, ANKELES of Brunswick, MASON of Lisbon, PARRY of Arundel.

Committee on **TRANSPORTATION** suggested and ordered printed.

REFERRED to the Committee on **TRANSPORTATION** and ordered printed.

Sent for concurrence.

Bill "An Act to Support Maine Craft Brewers by Amending the Law Regarding Breweries with Multiple Locations"

(H.P. 1000) (L.D. 1548)

Sponsored by Representative CROCKETT of Portland.

Committee on **VETERANS AND LEGAL AFFAIRS** suggested and ordered printed.

REFERRED to the Committee on **VETERANS AND LEGAL AFFAIRS** and ordered printed.

Sent for concurrence.

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

SPECIAL SENTIMENT CALENDAR

In accordance with House Rule 519 and Joint Rule 213, the following items:

Recognizing:

Mazie Peach, of Garland, a student at Dexter Regional High School, who received the 2023 Girls High School Basketball Class C Owen Osborne Most Valuable Player Award. We extend our congratulations and best wishes;

(HLS 217)

Presented by Representative FOSTER of Dexter.

Cosponsored by Senator GUERIN of Penobscot.

On **OBJECTION** of Representative FOSTER of Dexter, was **REMOVED** from the Special Sentiment Calendar.

READ.

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

Representative **FOSTER**: Thank you, Madam Speaker, Ladies and Gentlemen of the House. Mazie Peach of Garland, the small town of Garland, a member of the Dexter Regional High School Tigers Girls Basketball Team, led the 2023 girls' team to the Class C North Regional Championship and was named the Most Valuable Player. I would be remiss if I did not congratulate my good friend, the Representative from Old Orchard Beach, for their accomplishment in defeating the Dexter Tigers in the State Championship game. However, I would also remind the Good Representative that Mazie is a junior and we will return.

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

Recognizing:

the Dexter Regional High School Cheerleading Team, runner-up at the Class C State Championship and winner of the Class C North Championship. Members of the team include Sunny Bache, Alyvia Dorman, Andrea Gilman, Tiffany Heinrichs, Elyssa Jerome, Kenzie Kimball, Kelsey Loggans, Hailee McCourt, Taylor Michaud, Fannie Patel, Elizabeth Roberts, Abby Trafton, McKenzie Trafton and Cristin Warner and coaches Kirstie Mower and Danielle Mower. We extend our congratulations and best wishes;

(HLS 218)

Presented by Representative FOSTER of Dexter.
Cosponsored by Senator GUERIN of Penobscot.

On **OBJECTION** of Representative FOSTER of Dexter, was **REMOVED** from the Special Sentiment Calendar.

READ.

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

Representative **FOSTER**: Thank you, Madam Speaker. I rise to congratulate the Dexter Regional High School Cheerleading Team, the 2023 State Class C Championship runner-up and the Class C North Champions for the second year in a row. The cheering squad attended this House for this presentation last year and it was decided they would stay in classes today. However, I would remind folks when I spoke a year ago, they had lost to the State Champions by about three-quarters of a point, one of the closest finishes, I guess, in cheerleading history. This year, I would like to congratulate the Good Representative from Lisbon and the one from Lewiston for the Lisbon/St. Dom's combination team who won the State Championship by two-tenths of a point over my Dexter Tigers. And I will say this; we can get much closer, so, next year we're hopeful that we'll be on the other side of that line. Thank you.

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

In Memory of:

the Honorable Christian "Chris" Greeley, of Veazie, Chief of Police of the Town of Holden. Chief Greeley served Penobscot County as a law enforcement officer in the towns of Veazie, Brewer and, most recently, Holden, where he was Chief of Police for the past 7 years. A proponent of community policing, he believed that creating trust between law enforcement and the public was crucial in building community. His 25 Days of Kindness became a hallmark fund-raiser, raising money to be used to pay for fuel, food, rent and other resources for those in need. From 2002 to 2010, he represented House District 22 in the Maine Legislature, serving on the criminal justice and public safety committee. Working as a motivational speaker, he traveled the country for Skillpath Seminars. He also worked as a weatherman for NewsCenter2, where he sat on the anchor desk with his wife, Donna, and then weekends on WABI TV5. He often filled in as a guest host for WVOM, the Voice of Maine. In 2010, he and his wife took over Loving Touch in Home Care, a family business started by his mother. Throughout the 1980s, he was a stagehand for Rick Bronson Productions, working when large shows came to town. A musician and self-taught guitar player, he played in several rock bands, operated a DJ business and started the "Jingle Jungle" with his brother-in-law, Keith. Chief Greeley will be long remembered and sadly missed by his wife of 22 years, Donna, his family and friends and all those whose lives he touched;

(SLS 340)

On **OBJECTION** of Representative O'CONNELL of Brewer, was **REMOVED** from the Special Sentiment Calendar.
READ.

The SPEAKER: The Chair recognizes the Representative from Brewer, Representative O'Connell.

Representative **O'CONNELL**: Thank you, Madam Speaker, Ladies and Gentlemen of the House. I would be remiss for all of us here if Chris was not recognized for serving 10 years in the House. He served honorably and graciously and that would define Chris, that I've known him for almost 40 years, that was him on a daily basis; honorable and he was gracious.

He dealt with the dark side of people every single day, but yet every single time you'd see him, he turned every situation into a bright spot into that person's life. You'd come out of it positive, come out of it feeling good about yourself. He started the 25 Days of Kindness. The Town of Holden ordered 25 of these bracelets that say Chief Greeley, End of Watch, March 9, 2023. They ordered 500. They came in on Friday. I bought the last four Monday morning. They ordered another thousand. They're 5 bucks a piece and they will go toward the program that Chris started, the 25 Days of Kindness. The Town of Holden, coming in 1A and out the other end of 1A, has a sign saying now in Holden, the home of the 25 Days of Kindness.

So, the man; his memory will always be there and his acts of kindness and greatness. And I used to tease him, he was the DARE officer for the City of Brewer and I used to tease him and say listen, none of my three kids knew anything about drugs until you taught them, and we'd chuckle about it. Another time, he called me like 1:00 in the morning and I don't know if he was working for Holden or Brewer but he pulled my son over at 1:00 in the morning on Eastern Avenue going too fast. So, I get a call and he says Kevin, I got somebody here you might know. I said is he a good-looking kid? He goes yeah. And I said what was he doing, he said he was going a little too fast, and I said throw the book at him, put the cuffs on him, bring him to jail, I'll pick him up later. He goes oh, I can't do that, Kev, I can't, but he turned it into a positive thing for my kid and I think to this day, that's one of the reasons my son turned around and got a degree in law enforcement at Husson College in Criminal Justice. So, he's going to be really, really missed.

The SPEAKER: The Chair recognizes the Representative from Bangor, Representative Roeder.

Representative **ROEDER**: From my colleague's long acquaintance with Chief Greeley, I met Chief Greeley for about five seconds at a red light. I was coming home from work, he pulled up beside me, laid on the horn, told me to roll down the window. I'm like oh, God, what did I do? Oh, no, I'm in so much trouble. And he said I saw your legislative plates. I said yeah, I represent a portion of Bangor. He's like I used to be in the House and then I reformed myself. So, it was a very light and positive moment and right before the light turned green and we both went our separate ways, he said keep doing the good work that you're doing. I think we might be on different sides of the issues but keep doing the good work you're doing. And if somebody can make an impression in that short amount of time, that was truly a special person and I just wanted to extend my condolences and my gratitude to his family.

The SPEAKER: The Chair recognizes the Representative from Orrington, Representative Campbell.

Representative **CAMPBELL**: Thank you, Madam Speaker, Men and Women of the House. I first met Chris Greeley when he was running to serve here in this Body. Chris Greeley was a shining light. No matter who he met or how long they were together, he was always able to bring a smile to your

face. Very creative. This 25 Days of Kindness that he put together for Holden was an incredible program where if you drive through the town, you light up just by seeing the sign. Chris Greeley always had a smile on his face and always had a story. But, as you can see in this Sentiment, he's really involved in some very serious businesses. You know, to be a police chief, you've got to be able to relate to people when you're really talking to them about serious, serious businesses. And Chris Greeley is one of a kind and certainly will be missed.

The SPEAKER: The Chair recognizes the Representative from Albion, Representative Cyrway.

Representative **CYRWAY**: Thank you, Madam Speaker, Ladies and Gentlemen of the House. I just wanted to speak about Chris Greeley. Being the DARE training coordinator for the State of Maine, I've known him a long time, since Waterville Academy, you know, when we had it at the Academy in Waterville where the Thomas College used to be. He's been a great, great asset for DARE. I can remember I had a DARE x2 band and I played guitar and sang and we had Lauren Fields, who was band director at Lawrence High School be my partner but we were doing a performance for the DARE Association and Chris Greeley came up and he actually sang The Lion Sleeps Tonight with us and had a great time. But he's been a good representative for law enforcement, for the communities and the kids. I just wanted to let you know that he will be recognized nationally with the DARE Association, they do a memorial service every time we have a DARE conference; in the international DARE conference, they do a memorial service so his name and picture will be shown in Las Vegas.

Subsequently, this Expression of Legislative Sentiment was **ADOPTED** in concurrence.

In Memory of:

Albert U. Liberatore, of Bangor, a Doctor of Dental Medicine. Dr. Liberatore moved to Maine and started practicing dentistry in 1973 in a small home office on School Street in Brewer. After moving to Massachusetts and earning a certificate in orthodontics and dentofacial orthopedics, he returned to Maine in 1983 and founded a new practice. His career in dental medical lasted for more than 37 years. Active in his community, he took on many leadership roles, including running the Rotary Club's "Angel Tree Drive," and cofounding the John Bapst hockey program. He also spearheaded the restoration project of John Bapst High School's Steinway grand piano. Piano was one of his greatest passions for 71 years. His love of music took him across the country to learn from some of the greatest Blues musicians of his time. Over the years, he composed and recorded his music and spent many evenings playing the piano for the patrons of Manna Soup Kitchen in Bangor. He became involved with youth hockey in the early 1980s and remained very active in it for more than 30 years. He ran the Learn To Skate program, as making the sport of hockey accessible to children was extremely important to him. Following his retirement, in 2010, his family, friends and colleagues established a scholarship in his honor providing recipients with funding to not only learn to skate but also purchase equipment each year they continue to play. Dr. Liberatore will be long remembered and sadly missed by his family and friends and all those whose lives he touched;

(HLS 219)

Presented by Representative O'CONNELL of Brewer.

Cosponsored by Senator BALDACCI of Penobscot, Senator LYFORD of Penobscot, Representative PERRY of Bangor, Representative RANA of Bangor, Representative ROEDER of Bangor, Representative SUPICA of Bangor.

On **OBJECTION** of Representative O'CONNELL of Brewer, was **REMOVED** from the Special Sentiment Calendar.

READ.

The SPEAKER: The Chair recognizes the Representative from Brewer, Representative O'Connell.

Representative **O'CONNELL**: Thank you, Madam Speaker, Ladies and Gentlemen of the House. I'm going to read to you an addition to an obituary for Dr. Liberatore. Dad, Grandpa, Dr. Lib and Coach, beloved husband of Jeannie Liberatore passed away March 8, 2023, surrounded by family and friends. He was a pillar in our community and truly cared about everyone around him. He changed the trajectory of so many peoples' lives with his wisdom and infectious personality. He was a loving father who dispensed wisdom to not only his four children but their friends as well. Always proud of his Italian heritage, his insights came with a side of spaghetti and meatballs. He was a proud grandfather, always sharing stories and cookies. He cherished the time he spent with his grandchildren. He took a leadership role in making the world around him a better place, running Rotary's Angel Tree Drive, co-founding the John Bapst High School hockey program and spearheading a fundraising campaign to restore the John Bapst High School Steinway piano. He played the piano for 71 years and enjoyed entertaining others, including performing at the Manna Soup Kitchen.

Dr. Lib practiced dentistry and orthodontics for 37 years, transforming peoples' smiles and lives. He guided thousands of patients through their teenage years. Coach Lib was involved with Brewer Youth Hockey for 40 years, many of those years running the learn to skate program. His passion for improving children's lives came from his time working at an orphanage in college. The first time I met Dr. Liberatore, he was an orthodontist. I'm going around getting signatures to run for the school board in 1992. I got my 2-year-old son with me to help me get these signatures. He's underneath his car in a dirt driveway; he's an orthodontist; he's underneath the car, in the dirt, and he comes out; all I see is his leg; and he comes out, he's covered in mud and dirt. He ignores me, totally ignores me, looks at my 2-year-old son and goes would you like some sugar-free gum? It's just the kind of guy he was and I loved him dearly. He did all three of my kids, made them all have beautiful smiles. And you think of the thousand kids that he taught how to skate and how to play hockey. You tell me they're not going to carry that on to their children and their grandchildren. So, he was just an amazing and giving man who will be greatly missed, myself included. Thank you.

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

In Memory of:

Robert Lawrence Davee, of Camden. Mr. Davee worked for a number of years in Ohio and Massachusetts before moving to Camden. In 1968, he joined L and M Construction, later renamed Maine Coast Construction, and served as president for 54 years. Active in community service and the Town of Camden, he served as a selectman and Planning Board chairman. He wrote the first Zoning Board ordinance, reorganized the Camden Snow Bowl, applied to the United States Federal Parks and Recreation Commission to obtain Curtis Island, designed and installed a dewatering system at the sewerage treatment plant and also worked on the development of the Camden Opera House building. He founded Mid-Coast Children's Services, served on the board for Coastal Opportunities for 24 years and was a former president of Coastal Workshop. He also served as the President of the Camden Community Health Care Center, Vice-president of Northeast Health and President of Health Connections and was a member of and was named a Paul Harris Fellow by the Camden Rotary. In 2007, he served as the lead project manager in the reconstruction of the Camden Arch. The Town of Camden proclaimed March 13, 1984 to be Robert L. Davee Day in recognition of his extensive community service. In 2019, University of Maine presented him and the Davee family with the Legacy Fogler Award. Mr. Davee will be long remembered and sadly missed by his family and friends and all those whose lives he touched;

(HLS 220)

Presented by Representative DOUDERA of Camden.
Cosponsored by Senator BEEBE-CENTER of Knox.

On **OBJECTION** of Representative DOUDERA of Camden, was **REMOVED** from the Special Sentiment Calendar.
READ.

The **SPEAKER**: The Chair is pleased to recognize the Representative from Camden, Representative Doudera.

Representative **DOUDERA**: Thank you, Madam Speaker. Madam Speaker, Ladies and Gentlemen of the House, the good thing about living in a small Maine town for close to 40 years is that you get to know some great people. The bad thing about living in a small Maine town for close to 40 years is that it hits you really hard when these people pass away. For me, there's no better example of this than the recent loss to our community of Bob Davee. Bob was a builder, not just of fine homes but of community. You've heard how he served our town in so many roles, how his efforts touched so many of the places that are landmarks in Camden; Curtis Island, the Snow Bowl, the Opera House and our iconic arch, the same one featured decades ago in the movie Peyton Place. But I think Bob was probably most proud to co-found Mid-Coast Children's Services. It's an organization that provides early intervention and training for the very young handicapped. Because quality health care and creating a dignified life for everybody was something that he truly believed in. Bob built infrastructure and community with kindness. He liked to dance, he had a wonderful, almost mischievous smile, he had a twinkle in his eye. I loved running into him around town and working with him professionally as a Realtor. I could call him up and he'd come and help me out with a client who needed building advice. Not only was he skilled and competent, devoted to his community and his family, but he loved to laugh and share a joke. Bob Davee's legacy lives on in Camden and in our hearts and I am really honored that I called him a friend. Thank you.

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

REPORTS OF COMMITTEE

Divided Report

Majority Report of the Committee on **STATE AND LOCAL GOVERNMENT** reporting **Ought Not to Pass** on Bill "An Act to Prevent a Conflict of Interest in State Elections by Requiring the Secretary of State to Resign Before Running for Elected Office" (H.P. 301) (L.D. 484)

Signed:

Senators:

NANGLE of Cumberland
BALDACCI of Penobscot

Representatives:

STOVER of Boothbay
ABDI of Lewiston
COPELAND of Saco
DHALAC of South Portland
PAULHUS of Bath
RISEMAN of Harrison

Minority Report of the same Committee reporting **Ought to Pass** on same Bill.

Signed:

Senator:

BRAKEY of Androscoggin

Representatives:

ADAMS of Lebanon
GREENWOOD of Wales
POMERLEAU of Standish
UNDERWOOD of Presque Isle

READ.

Representative STOVER of Boothbay moved that the House **ACCEPT** the Majority **Ought Not to Pass** Report.

Representative ANDREWS of Paris **REQUESTED** a roll call on the motion to **ACCEPT** the Majority **Ought Not to Pass** Report.

More than one-fifth of the members present expressed a desire for a roll call which was ordered.

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

Representative **ANDREWS**: Thank you, Madam Speaker. We've seen situations in other states where individuals are running for office, big offices like Governor, while they are still Secretary of State. This is less than optimal and far from a best practice for elections. Now, we've seen it in Georgia with a Republican and we recently saw it in Arizona with a Democrat. This is a bipartisan problem that needs a bipartisan solution. Overseeing your own election for another office creates an obvious conflict of interest. This is not a best practice for safe and secure elections and it is my hope that this bill would preemptively avoid a similar situation in Maine. We can avoid facing this embarrassing situation by passing LD 484, a bill that was endorsed by the League of Women Voters. LD 484 is pretty straightforward. It simply requires the sitting Secretary of State of Maine to resign from their office before being allowed to seek another elected office. This is not an undue burden. If anything, it establishes a best practice going forward. As we have seen with the recent news of the Attorney General's sex scandal, our constitutional officers are not infallible people. They are human. We must pass this bill to protect against human nature and its inclination to do what's best for oneself instead of what's right. The sanctity and security of our elections is extremely important to me, as it should be to all of you. The Secretary of State oversees our elections here in Maine and I feel that it is a conflict of interest for the Secretary of State to be overseeing the ballots for their own election to another office in government. The

Legislative Branch has an opportunity to fix this and I would urge you to please follow my light. Thank you, Madam Speaker.

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

Representative **UNDERWOOD**: Thank you, Madam Speaker. I'd like to pose a question to the Chamber.

The SPEAKER: The Member will proceed.

Representative **UNDERWOOD**: Thank you, Madam Speaker. And I'd like to pose a question to the Speaker and that is do we want the current Secretary of State to run her own election for Governor? Thank you, Madam Speaker.

The SPEAKER: The Member has posed a question to anyone who cares to answer.

A roll call has been ordered. The pending question before the House is Acceptance of the Majority Ought Not to Pass Report. All those in favor will vote yes, those opposed will vote no.

ROLL CALL NO. 28

YEA - Abdi, Ankeles, Arford, Bell, Boyle, Brennan, Cloutier, Cluchey, Copeland, Crafts, Craven, Crockett, Dill, Dodge, Doudera, Fay, Gattine, Geiger, Gere, Golek, Graham, Gramlich, Hasenfus, Hepler, Hobbs, Jauch, Kessler, Kuhn, Landry, LaRochelle, Lee, Madigan, Malon, Mastraccio, Mathieson, Matlack, Meyer, Millett R, Milliken, Montell, Moonen, Murphy, O'Neil, Osher, Paulhus, Perry A, Perry J, Pluecker, Pringle, Rana, Reckitt, Rielly, Riseman, Roberts, Roeder, Runte, Sachs, Salisbury, Sargent, Sayre, Shagoury, Shaw, Skold, Stover, Supica, Terry, Warren, White B, Williams, Worth, Zager, Zeigler, Madam Speaker.

NAY - Adams, Albert, Andrews, Arata, Ardell, Babin, Bagshaw, Blier, Bradstreet, Campbell, Carlow, Carmichael, Collamore, Collings, Costain, Cray, Cyrway, Davis, Drinkwater, Ducharme, Dunphy, Faulkingham, Foster, Fredericks, Gifford, Greenwood, Griffin, Guerrette, Haggan, Hall, Henderson, Hymes, Jackson, Javner, Lavigne, Libby, Lookner, Lyman, Mason, Millett H, Morris, Ness, Newman, Nutting, Parry, Paul, Perkins, Poirier, Polewarczyk, Pomerleau, Quint, Rudnicki, Russell, Sampson, Schmersal-Burgess, Smith, Soboleski, Strout, Swallow, Theriault, Thorne, Underwood, Walker, White J, Wood, Woodsome.

ABSENT - Boyer, Bridgeo, Dhalac, Eaton, Galletta, Lajoie, Lanigan, Lemelin, Moriarty, O'Connell, Sheehan.

Yes, 73; No, 66; Absent, 11; Vacant, 1; Excused, 0.

73 having voted in the affirmative and 66 voted in the negative, 1 vacancy with 11 being absent, and accordingly the Majority **Ought Not to Pass** Report was **ACCEPTED** and sent for concurrence.

CONSENT CALENDAR

First Day

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

(S.P. 19) (L.D. 27) Bill "An Act to Align Maine's Lead Abatement Law with Federal Definitions and to Clarify Lead Abatement Licensing and Certification Requirements" Committee on **ENVIRONMENT AND NATURAL RESOURCES** reporting **Ought to Pass**

(S.P. 53) (L.D. 114) Bill "An Act to Make Technical Amendments to Banking Laws" Committee on **HEALTH COVERAGE, INSURANCE AND FINANCIAL SERVICES** reporting **Ought to Pass as Amended by Committee Amendment "A" (S-12)**

(S.P. 239) (L.D. 568) Bill "An Act to Provide Funding for the Fund to Address Food Insecurity and Provide Nutrition Incentives" (EMERGENCY) Committee on **AGRICULTURE, CONSERVATION AND FORESTRY** reporting **Ought to Pass as Amended by Committee Amendment "A" (S-11)**

(S.P. 240) (L.D. 569) Bill "An Act to Allow the Adjutant General to Sell the Houlton Armory" Committee on **VETERANS AND LEGAL AFFAIRS** reporting **Ought to Pass as Amended by Committee Amendment "A" (S-10)**

(H.P. 139) (L.D. 218) Bill "An Act to Clarify Maine Law Regarding Background Checks for the Office of Child and Family Services" Committee on **HEALTH AND HUMAN SERVICES** reporting **Ought to Pass**

(H.P. 328) (L.D. 523) Resolve, Regarding Legislative Review of Chapter 5, Section 63: Home Based Supports and Services for Older and Disabled Adults and Chapter 11: Consumer Directed Personal Assistance Services, Major Substantive Rules of the Department of Health and Human Services, Office of Aging and Disability Services (EMERGENCY) Committee on **HEALTH AND HUMAN SERVICES** reporting **Ought to Pass**

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

There being no objection, the Senate Papers were **PASSED TO BE ENGROSSED** or **PASSED TO BE ENGROSSED as Amended** in concurrence and the House Papers were **PASSED TO BE ENGROSSED** and sent for concurrence.

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

ENACTORS

Acts

An Act to Provide Free Admission to State Parks and Historic Sites for the Immediate Family Members of Veterans and Active Military Personnel

(H.P. 31) (L.D. 56)

(C. "A" H-9)

An Act to Improve Family Economic Security Under the Temporary Assistance for Needy Families Program

(H.P. 50) (L.D. 80)

An Act to Expand the List of Persons Exempt from the Real Estate Transfer Tax

(H.P. 131) (L.D. 210)

(C. "A" H-10)

An Act to Allow the Department of Health and Human Services to Authorize Standing Orders

(H.P. 180) (L.D. 282)

An Act to Amend the Law Regarding Foreign Subpoenas

(H.P. 264) (L.D. 431)

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

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

SENATE PAPERS

Bill "An Act to Authorize the Expungement of Records of Nonviolent Crimes"

(S.P. 613) (L.D. 1550)

Came from the Senate, **REFERRED** to the Committee on **JUDICIARY** and ordered printed.

REFERRED to the Committee on **JUDICIARY** in concurrence.

Bill "An Act to Create the Lobster Innovation Fund"

(S.P. 615) (L.D. 1552)

Came from the Senate, **REFERRED** to the Committee on **MARINE RESOURCES** and ordered printed.

REFERRED to the Committee on **MARINE RESOURCES** in concurrence.

Bill "An Act to Increase Bicycle Safety by Allowing Cyclists to Treat Stop Signs as Yield Signs and Red Lights as Stop Signs"

(S.P. 614) (L.D. 1551)

Came from the Senate, **REFERRED** to the Committee on **TRANSPORTATION** and ordered printed.

REFERRED to the Committee on **TRANSPORTATION** in concurrence.

The following Joint Order: (S.P. 616)

ORDERED, the House concurring, that when the Senate and House adjourn, they do so until Tuesday, April 11, 2023, at 10:00 in the morning, or until the call of the President of the Senate and the Speaker of the House, respectively.

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

READ and **PASSED** in concurrence.

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

On motion of Representative O'CONNELL of Brewer, the House adjourned at 11:57 a.m., until 10:00 a.m., Tuesday, April 11, 2023, or until the call of the Speaker of the House and the President of the Senate, respectively, pursuant to the Joint Order (S.P. 616) and in honor and lasting tribute to John L. Palmer of Oxford, Albert U. Liberatore of Bangor and Robert Lawrence Davee of Camden.