

**STATE OF MAINE  
ONE HUNDRED AND TWENTY-NINTH LEGISLATURE  
FIRST REGULAR SESSION  
JOURNAL OF THE SENATE**

In Senate Chamber  
Wednesday  
May 8, 2019

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

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Prayer by Senator Paul T. Davis, Sr. of Piscataquis County.

**SENATOR DAVIS:** Good morning. Let's go to prayer. Dear Lord, we thank You for safely bringing us together on this Welcome Back Day, a day when old memories and friendships are rekindled and new friendships are made. Today we come before You as Your children, giving thanks for the freedom that we have. We are blessed to live in a nation where men and women are free to pursue their ideals and desires, limited only by the characteristics of their own personality; a nation where those who get to do the governing do only with the permission of the governed and Your authority. As we enter, Father, into the last few weeks of this session, please help us to remember that when we disagree the things that will be remembered will not be the issue of the day but rather how we treated each other. If we are to disagree on a matter I ask that whenever possible we would do so without the nastiness that is far too often found in American politics today. Lord, as we go about our days and use this place as one to discuss and debate the issues of great importance to our state and nation, I pray that each of us would conduct business in a way that is pleasing and glorifying to You. Please, Father, guide us in all the things that we say and do. In Jesus' name. Amen.

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Pledge of Allegiance led by Senator Mark W. Lawrence of York County.

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Reading of the Journal of Tuesday, May 7, 2019.

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Off Record Remarks

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Welcome Back Day Ceremony

**THE PRESIDENT:** Well, alright. So I wanted to say, you know, and I've said this back during the swearing in day, what an honor and privilege it was to become Senate President, but, you know, you think about these things when they come at these times and I honestly never expected to be in this position and when you have a day like this come forward, and when you actually start the day out, once again it makes me think about how privileged I am and

what an honor it is, you know, to serve in this Body and serve with all of you. I may say this often but I honestly very much mean it, you know, the Legislature is a family. It includes sitting lawmakers, former lawmakers, and the next generation of lawmakers to come. It is at times a little bit dysfunctional, like families, but most of us are here for, you know, similar reasons, that you want to do the best you can for the people of the state of Maine. We love our state and we want to make things better for the people we love, our friends, families, and neighbors. The Legislature can definitely, at times, be a place of frustration and chaos, but it also is a place that gives way to surprising friendships and great, great bipartisan triumphs and Welcome Back Day is a great reminder of that. I mean, like I said, looking across at the people I've met this morning, if I hadn't become a legislator I never would have met all of you and that, you know, really gives me a great feeling in my heart because for a person coming from way up in Aroostook County to have had this experience with all of you is really amazing to me and something that I never could have dreamed of. Looking around the room, seeing all the people that have taught me about the way things work here in Augusta, both good and bad, and taught me the way that government should and can work for the people that we are fortunate to serve. I see a lot of people who challenged my long-held beliefs which has been instrumental in the way I view the world now. In some cases these challenges have led me to expand my views and sometimes even change them. These challenges have strengthened my beliefs and my values.

It's a real honor to host the Honorable Libby Mitchell here today, my first Senate President and the first person who led the nation as the first woman to serve as both the Speaker of the House and the President of the Maine Senate. Yes. I'm also honored to have up here Senator Lawrence who, obviously, served as Senate President too. A little bit less interested, well I think he wanted to just serve in his Senate role but I asked him to come up because, you know, he's a mentor. I mean, I don't know, maybe this has happened before, but to have a former Senate President serve with you also is really valuable. It's extremely valuable to me and, you know, Mark has been a great, great member and so I wanted him to come up and at least be up here today so he would know how much I appreciate his work and his service.

You know, I look again and, honestly, I won't probably be able to speak about everyone. There are people I never even thought of, but, you know, I have the self-proclaimed legend, the Honorable John Patrick sitting over here. You know, I had the good fortune of being placed on the Labor Committee and sitting alongside of him and that changed, you know, my life, mostly for the better. But getting back to those relationships you make, so I'm very glad to have Senator Patrick here. I have not seen her yet, and I could be wrong, but the Honorable Anne Haskell, who served as Assistant Majority Leader with me back in the 126<sup>th</sup> session. You know, as many of you know, being in leadership, having that person sitting alongside of you. I mean, Anne kept me out of so much trouble. Told me to shut my mouth at times, which was valuable. But I look forward to seeing her here today.

You know, the other thing about it, too, and I got a chance to talk to him, I don't know if he remembers me but I remember him, the Honorable Ken Lemont sitting up here in the front row. A union pipefitter who showed me that, you know, it's okay to cross party lines on contentious issues. Again, he probably doesn't remember but for me it's really kind of what brought me to this institution. Ken voted to help me get collective bargaining for

loggers way back in the 121<sup>st</sup> session, something that I'm actually working on right now and, Mr. Lemont, I definitely would like to see you back here to help me once again with that because, you know, we may need that support. But, I mean, there's a 16 year memory for me that, like I said, shows that people cross lines, they do what they think is best at times. I mean, it really shouldn't matter. It's what's best for the people of the state.

I'd also be very remiss if I didn't pay tribute to those who are no longer serving with us, particularly the Honorable Joy O'Brien, who served as Secretary of the Senate, enforcer of parliamentary rules, for 25 years. As a new member of this Body, if you didn't know the rules she sure made sure you learned them very quickly and Joy became a very good friend, someone that I never had to even think twice, you know, that she would be, you know, there in the foxhole with you when the worst days came. So I know that a lot of you have had those types of relationships with Senate Secretaries, Assistant Senate Secretaries, and that's an important part of this day also and we'll be recognizing a lot of them here later.

You know, we're here to do the work of the people of Maine. That's why I ran for office and why so many of you ran for office. But the comradery and the friendships we build, and often test, make us better lawmakers and people along the way. It's actually what led me to mix the seating in this Chamber at the start of the session and it's why it's so important to me that we all get to know each other as people. On Welcome Back Day I'm reminded of how fortunate I am to serve in the Legislature, and to serve as Senate President, and to have served with all of you. You will always be welcome back in this Chamber with open arms and, in fact, if I'm not here, Senator Carpenter and Senator Diamond will be here to welcome you. I only wish Senator Diamond was here today. But in all seriousness, thank you all for your service to the people of the state of Maine and, honestly, for the chance to know you as colleagues and consider you all as friends. Thank you very much, ladies and gentlemen.

So to kick off the Welcome Back Day ceremony, the Chair would like to recognize the former Presidents of the Senate. We will begin with the current member of the Body, President Mark Lawrence, who served as Senate President in the 118<sup>th</sup> and 119<sup>th</sup> Legislatures. He also served in the Senate during the 116<sup>th</sup> and was Minority Leader in the 117<sup>th</sup>. President Lawrence served in the House in the 114<sup>th</sup>, 115<sup>th</sup>, and then the 128<sup>th</sup>, just recently. We are very pleased to have him back in the Senate as a member of this session. Would President Lawrence please stand and accept the greetings of entire Senate.

The Chair is also pleased to welcome President Libby Mitchell, who served as Senate President in the 124<sup>th</sup> Legislature. She also served in the Senate during the 122<sup>nd</sup> and as Majority Leader during the 123<sup>rd</sup>. President Mitchell served in the House in the 107<sup>th</sup> through the 111<sup>th</sup>, the 115<sup>th</sup> through the 118<sup>th</sup>, and during her time in the House she served as Assistant Majority Leader, Majority Leader, and as Speaker of the House. The Chair would like to note that President Mitchell was the first woman in Maine to serve as Speaker and also was the first woman in the country to serve as both Speaker and President. The Chair is very pleased, very honored, to welcome President Mitchell. President Mitchell, would you like to come forward and offer some great remarks once again?

**ELIZABETH MITCHELL:** Thank you very much, Mr. President and honorable members of the Senate and distinguished staff. I've served with almost everyone up here, and I'm delighted to

say that, and I look back and I see old friends. I don't know why I've aged and they have not. It's just not fair. But I also learned a long time ago never to follow Senator Jackson in a floor speech. He is so eloquent that I remember standing here as a Presiding Officer. I forget what the bill was but he was so impassioned about it. Of course it had to do with loggers and of course he was making sure that the working people were cared for. Little known to me, he had decided the bill had no legs. He was going to make his speech and then say, 'Okay, I give up. I'll be back another day.' So I listened to him and I listened to him and I saw a lobbyist at the back of the room looking at his watch like 'I've got to be somewhere, hurry up with these speeches.' He was so persuasive I think I was the only one in the Senate who voted for his bill. Even he voted against it. But that's how articulate and how persuasive he is. I always wanted to talk like him. I never learned to talk Maine. I came in '71. I got here as quickly as I could but I just never learned to talk, and that was my ideal speech pattern. I wanted to be from the Allagash. Being in leadership, one of the most honorable things about it is you get to travel the length and breadth of this state because you want to walk in the shoes of the people who are here so that when you're standing up here, or when you're trying to preside, you understand what it's like to represent Brunswick or Allagash or Portland or Augusta. I look out, I'm having a great sense of déjà vu. There's Deb Plowman, Senator Plowman, sitting almost where she sat before and she really kept me on my toes. She was the loyal opposition but at the same time that's how it is and, as Senator Jackson has pointed out, Mr. President, that it is not about party. Everybody in here is a family and they're trying to get the right things done and, of course, Senator Courtney, he and Senator Raye, kept me on my toes because they didn't agree with anything about tax reform. But at any rate, it was an extraordinary experience. I'm sorry to take the mike but I'm a recovering politician, and now I wear a robe and I can't say anything politically, so I'm just taking advantage of this rare moment. I do want to thank you, and Senator Dill had a little pod cast this morning and she asked what brought me hope. What I should have said, as I look at your faces, it's you. All of you for giving up so much to be here and to do the right thing and it's just extraordinary and I'm so honored. So I'm just going to close with this one comment, and it also follows the President's remarks. Maya Angelou, who I love a lot, and she said, 'A person will not remember what you said or what you did, but they will remember how you made them feel,' and you all make the people of Maine feel well served and I'm so honored to have served in this Body. Thank you and congratulations on being here. Thank you.

**THE PRESIDENT:** Okay, so the Chair's pleased to welcome back the following Senators. Please rise when your name is called and, please, everybody else hold your applause until the end, when every Senator has been recognized. Starting off, I don't see him but the Honorable Severin M. Beliveau, served in the Senate in the 104<sup>th</sup> Legislature. The Honorable Beverly Bustin Hatheway, served in the Senate the 110<sup>th</sup>, 111<sup>th</sup>, 112<sup>th</sup>, 113<sup>th</sup>, 114<sup>th</sup>, 115<sup>th</sup>, 116<sup>th</sup>, 117<sup>th</sup>. She was Assistant Majority Leader during the 116<sup>th</sup> and Assistant Minority Leader during the 117<sup>th</sup>. The Honorable Pamela L. Cahill. She was in the Senate in the 113<sup>th</sup>, the 114<sup>th</sup>, 115<sup>th</sup>, 116<sup>th</sup>. Minority Leader during the 116<sup>th</sup>, Assistant Minority Leader during the 114<sup>th</sup> and the 115<sup>th</sup>, Secretary of the Senate during the 120<sup>th</sup> Second Regular Session, Assistant Secretary of the Senate during the 117<sup>th</sup> and the 120<sup>th</sup> First Regular Session. The Honorable Jonathan T.E.

Courtney. He served in the Senate in the 122<sup>nd</sup>, 123<sup>rd</sup>, 124<sup>th</sup>, 125<sup>th</sup>, Assistant Minority Leader in the 124<sup>th</sup> and Majority Leader during the 125<sup>th</sup>. The Honorable Andre Cushing, served in the Senate during the 126<sup>th</sup>, 127<sup>th</sup>, 128<sup>th</sup>. Assistant Majority Leader during the 127<sup>th</sup> and 128<sup>th</sup>. He also served in the House during the 124<sup>th</sup> and 125<sup>th</sup>. It's not on the card but I know Senator Courtney actually served in the House during the 121<sup>st</sup> because that's where I met him. The Honorable Cynthia Dill, served in the Senate during the 125<sup>th</sup> and served in the House for a number of session too. The Honorable Stan J. Gerzofsky, served in the Senate in the 124<sup>th</sup>, 125<sup>th</sup>, 126<sup>th</sup>, 127<sup>th</sup>. In the House in the 120<sup>th</sup>, 121<sup>st</sup>, 122<sup>nd</sup>, and 123<sup>rd</sup>. The Honorable Walter R. Gooley, served in the Senate during the 123<sup>rd</sup> and 124<sup>th</sup>. The Honorable Anne M. Haskell, Senate during the 126<sup>th</sup> and 127<sup>th</sup>. She was the Assistant Majority Leader during the 126<sup>th</sup>. The Honorable Barry Hobbins, served in the Senate during the 114<sup>th</sup>, 122<sup>nd</sup>, 123<sup>rd</sup>, 124<sup>th</sup>, and 125<sup>th</sup>. Minority Leader during the 125<sup>th</sup>. The Honorable Christopher Johnson, served in the Senate during the 125<sup>th</sup>, 126<sup>th</sup>, and 127<sup>th</sup>. The Honorable Roger Katz, served in the Senate during the 125<sup>th</sup>, 126<sup>th</sup>, 127<sup>th</sup>, and 128<sup>th</sup>. Assistant Minority Leader, and my cohort, during the 126<sup>th</sup>. The Honorable Marge L. Kilkelly, served in the Senate during the 118<sup>th</sup>, 119<sup>th</sup>, and 120<sup>th</sup>. The Honorable Lloyd P. LaFountain III, served in the Senate the 118<sup>th</sup>, 119<sup>th</sup>, 120<sup>th</sup>, and 121<sup>st</sup>. The Honorable Ken Lemont, served in the Senate during the 120<sup>th</sup> and 121<sup>st</sup>. The Honorable Susan Longley, served in the Senate in the 117<sup>th</sup>, 118<sup>th</sup>, 119<sup>th</sup>, and 120<sup>th</sup>. The Honorable Garrett Mason, served in the Senate during the 125<sup>th</sup>, 126<sup>th</sup>, 127<sup>th</sup>, and 128<sup>th</sup>. Majority Leader during the 127<sup>th</sup> and during the last session of the 128<sup>th</sup>. Great to see you, Garrett. The Honorable Zachary E. Matthews, served in the Senate in the 112<sup>th</sup>, 113<sup>th</sup>, 114<sup>th</sup>, and 115<sup>th</sup>. The Honorable Dale McCormick, served in the Senate during the 115<sup>th</sup>, 116<sup>th</sup>, and 117<sup>th</sup>. The Honorable Earle McCormick, served in the Senate in the 123<sup>rd</sup>, 124<sup>th</sup>, 125<sup>th</sup>, and 127<sup>th</sup>. The Honorable Richard A. Nass, served in the Senate during the 121<sup>st</sup>, 122<sup>nd</sup>, 123<sup>rd</sup>, and 124<sup>th</sup>. The Honorable John "the Legend" Patrick, served in the Senate during the 125<sup>th</sup>, 126<sup>th</sup>, and 127<sup>th</sup>. The Honorable Debra D. Plowman, served in the Senate during the 122<sup>nd</sup>, 123<sup>rd</sup>, 124<sup>th</sup>, and 125<sup>th</sup>. Served as Assistant Majority Leader during the 125<sup>th</sup>. The Honorable Gary Plummer, served in the Senate during the 126<sup>th</sup> Legislature. The Honorable Christopher W. Rector, served in the Senate during the 124<sup>th</sup> and 125<sup>th</sup>. The Honorable Richard W. Rosen, served in the Senate during the 122<sup>nd</sup>, 123<sup>rd</sup>, 124<sup>th</sup>, and 125<sup>th</sup>. Was Assistant Minority Leader during the 123<sup>rd</sup>. The Honorable Nancy B. Sullivan, served in the Senate in the 122<sup>nd</sup>, 123<sup>rd</sup>, 124<sup>th</sup>, and 125<sup>th</sup>. The Honorable Barbara M. Trafton, served in the Senate during the 109<sup>th</sup> and 110<sup>th</sup> Legislatures. The Honorable Sharon A. Treat, served in the Senate in the 118<sup>th</sup>, 119<sup>th</sup>, 120<sup>th</sup>, and 121<sup>st</sup>. She was Assistant Democratic Leader during the 120<sup>th</sup> and Senate Majority Leader during the 121<sup>st</sup>. The Honorable Howard M. Trotzky, served in the Senate during the 107<sup>th</sup>, 108<sup>th</sup>, 109<sup>th</sup>, and 110<sup>th</sup>. The Honorable John L. Tuttle, Jr., served in the Senate during the 112<sup>th</sup>, 113<sup>th</sup>, and then the 126<sup>th</sup>. The Honorable Ronald "Ron" E. Usher, served in the Senate during the 108<sup>th</sup>, 109<sup>th</sup>, 110<sup>th</sup>, 111<sup>th</sup>, 112<sup>th</sup>, and 113<sup>th</sup>. How could I forget, another good friend, someone I was very fortunate to meet, the Honorable Jim Boyle, served in the 126<sup>th</sup> Legislature. So there is a lot of people here today and I'm not sure if I missed anyone. Certainly, if I have, please rise and we'll definitely make sure. Wow, great job staff. So all of these fine people are former Senate members. The rest of us definitely need to give them a big, big round of

applause for their work and their service to the people of the state of Maine.

The Chair is also very pleased to recognize the former Senate Officials who served as Secretary of the Senate and Assistant Secretary of the Senate. I'd also ask that you please rise when your name is called and everyone could hold their applause until they're all standing. Recognized here as a State Senator already but Pam Cahill served as Secretary. The Honorable Pamela E. Lovely served in the Senate in the 113<sup>th</sup>, 114<sup>th</sup>, 115<sup>th</sup>, and was Assistant Secretary of the Senate in the 116<sup>th</sup>. The Honorable Heather Priest, served in the Senate as the Secretary of the Senate during the 127<sup>th</sup> and 128<sup>th</sup>. The Honorable Shawn Roderick, who served in the Senate as the Assistant Secretary of the Senate during the 127<sup>th</sup>. Once again, we all know that these truly are the people that make the Legislature and the State Senate actually operate and makes all of us look so much better than we actually are. So with that, once again, if I've missed any of you. Would everyone please rise and give greetings to these fine people for their work. So I'm sure this is because, well I would imagine it's because they just didn't want to be, but one member that should get include in that actually served in the 126<sup>th</sup> as Secretary of the Senate and is the current one, Darek Grant.

So we have a number of people that served as staff. Again, like I said, they make us all look so great. In the Senate Republican Office, members that are here today are Martha Currier and Anna Lyon. In the Senate President's Office, Peggy Schaffer and Diane White. Sergeant-At-Arms, I see him back there, good friend Robert Asselin. In the Secretary of the Senate's Office, Lisa Dresser. I'm not sure, once again, if I've missed anyone but if I have please. All these fine people, can we give them a round of applause for they truly do make us look good.

So, once again, it truly is an honor to, you know, preside up here during this and to have you all with us here today. I really do want to thank you all, current and past, for your service to the Senate. This actually concludes the Welcome Back Day Ceremony. Just a reminder, you know, we will have a lunch at noon downstairs in the Hall of Flags. I'm just going to put the Senate at ease for a moment so that some of us might be able to get a chance to take pictures with former members or former members can take pictures up here. But, truly, thank you so much for your Senate service. I can't tell you how much I appreciated working with all of you over the years and I just look forward to seeing you back in the Chamber, or anywhere else, in the coming years. With that, I'm going to put the Senate at ease. Thank you once again for being here today.

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Senate at Ease.

The Senate was called to order by the President.

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**PAPERS FROM THE HOUSE**

**Joint Resolutions**

The following Joint Resolution:

H.P. 1203

**JOINT RESOLUTION  
RECOGNIZING MAY 5, 2019 AS NATIONAL DAY  
OF AWARENESS FOR MISSING AND MURDERED  
NATIVE WOMEN AND GIRLS**

WHEREAS, according to a study commissioned by the federal Department of Justice, in some tribal communities Native American women face murder rates that are more than 10 times the national average; and

WHEREAS, according to the most recently available data from the federal Department of Health and Human Services, Centers for Disease Control and Prevention, in 2015 homicide ranged from the 2nd to the 7th leading cause of death for Native American and Alaska Native females between 1 and 39 years of age and remained a leading cause of death for most Native American and Alaska Native females between 40 and 64 years of age; and

WHEREAS, little data exists on the number of missing Native American and Alaska Native women and girls in the United States; and

WHEREAS, challenges in collecting and tracking data prevent a full understanding of the scope of the crisis of missing and murdered native women and girls; and

WHEREAS, over 175 tribal, state, regional and national organizations have joined with the National Indigenous Women's Resource Center in support of the resolution to create a National Day of Awareness for Missing and Murdered Native Women and Girls; now, therefore, be it

RESOLVED: That We, the Members of the One Hundred and Twenty-ninth Legislature now assembled in the First Regular Session, on behalf of the people we represent, take this opportunity to recognize May 5, 2019 as National Day of Awareness for Missing and Murdered Native Women and Girls and to recognize the importance of changes to address the crisis and to increase safety for Native American and Alaska Native women and girls.

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

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

The following Joint Resolution:

H.P. 1204

**JOINT RESOLUTION  
MEMORIALIZING THE PRESIDENT AND  
CONGRESS OF THE UNITED STATES  
TO SUPPORT THE REFORM OF THE  
SOCIAL SECURITY OFFSETS  
OF THE GOVERNMENT PENSION OFFSET  
AND THE WINDFALL ELIMINATION PROVISION**

WE, your Memorialists, the Members of the One Hundred and Twenty-ninth Legislature of the State of Maine now assembled in the First Regular Session, most respectfully present and petition the President of the United States and the Congress of the United States, as follows:

WHEREAS, under current federal law, individuals who receive a Social Security benefit and a public retirement benefit

derived from employment not covered under Social Security are subject to a reduction in the Social Security benefits; and

WHEREAS, these laws, contained in the federal Social Security Act, 42 United States Code, Chapter 7, Subchapter II, Federal Old-Age, Survivors, and Disability Insurance Benefits, and known as the Government Pension Offset and the Windfall Elimination Provision, greatly affect public employees, particularly women; and

WHEREAS, the Windfall Elimination Provision reduces by a formula the Social Security benefit of a person who is also receiving a pension from a public employer that does not participate in Social Security; and

WHEREAS, the Government Pension Offset and the Windfall Elimination Provision are particularly burdensome on the finances of low-income and moderate-income public service workers, such as school teachers, clerical workers and school cafeteria employees, whose wages are low to start; and

WHEREAS, the Government Pension Offset and the Windfall Elimination Provision both unfairly reduce benefits for those public employees and their spouses whose careers cross the line between the private and public sectors; and

WHEREAS, since many lower-paying public service jobs are held by women, both the Government Pension Offset and the Windfall Elimination Provision have a disproportionately adverse effect on women; and

WHEREAS, in some cases, additional support in the form of income, housing, heating and prescription drug and other safety net assistance from state and local governments is needed to make up for the reductions imposed at the federal level; and

WHEREAS, other participants in Social Security do not have their benefits reduced in this manner; and

WHEREAS, to participate or not to participate in Social Security in public sector employment is a decision of employers, even though both the Government Pension Offset and the Windfall Elimination Provision directly punish employees and their spouses; and

WHEREAS, although the Government Pension Offset was enacted in 1977 and the Windfall Elimination Provision was enacted in 1983, many of the benefits in dispute were paid into Social Security prior to that time; now, therefore, be it

RESOLVED: That We, your Memorialists, respectfully urge and request that the President of the United States and the Congress of the United States work together to support reform proposals that include the following protections for low-income and moderate-income government retirees:

1. Protections permitting retention of a combined public pension and Social Security benefit with no applied reductions;
2. Protections permanently ensuring that level of benefit by indexing it to inflation; and
3. Protections ensuring that no current recipient's benefit is reduced by the reform legislation; and be it further

RESOLVED: That suitable copies of this resolution, duly authenticated by the Secretary of State, be transmitted to the Honorable Donald J. Trump, President of the United States; the President of the United States Senate; the Speaker of the House of Representatives of the United States; and each Member of the Maine Congressional Delegation.

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

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

**COMMUNICATIONS**

The Following Communication: S.C. 379

**STATE OF MAINE  
OFFICE OF THE GOVERNOR  
AUGUSTA, MAINE**

May 6, 2019

The Honorable Troy Jackson  
President of the Senate  
3 State House Station  
Augusta, Maine 04333

RE: Appointment of James W. Gorman, Jr. of Freeport to the  
Maine Outdoor Heritage Fund Board

Dear President Jackson:

This is to inform you that I am today nominating James W.  
Gorman, Jr. of Freeport for appointment to the Maine Outdoor  
Heritage Fund Board.

Pursuant to Title 12, MRSA §10308, this appointment is  
contingent on the Maine State Senate's confirmation after review  
by the Joint Standing Committee on Environment and Natural  
Resources.

Thank you.

Very truly yours,

S/Janet T. Mills  
Governor

**READ and ORDERED PLACED ON FILE.**

**SENATE PAPERS**

Bill "An Act To Authorize a General Fund Bond Issue To  
Strengthen the Marine Economy" S.P. 561 L.D. 1705

Presented by President JACKSON of Aroostook.  
Cosponsored by Representative HUBBELL of Bar Harbor and  
Senators: DOW of Lincoln, HERBIG of Waldo, LUCHINI of  
Hancock, ROSEN of Hancock, VITELLI of Sagadahoc,  
Representatives: BLUME of York, McCREIGHT of Harpswell,  
TUELL of East Machias.

On motion by Senator **BREEN** of Cumberland, **REFERRED** to the  
Committee on **APPROPRIATIONS AND FINANCIAL AFFAIRS**  
and ordered printed.

Sent down for concurrence.

Bill "An Act To Ensure Public Notification of Air Quality Violations"  
S.P. 562 L.D. 1706

Presented by Senator MILLETT of Cumberland.  
Cosponsored by Representative KESSLER of South Portland and  
Senators: BREEN of Cumberland, CARSON of Cumberland,  
Representatives: MORALES of South Portland, RECKITT of  
South Portland.  
Approved for introduction by a majority of the Legislative Council  
pursuant to Joint Rule 205.

Bill "An Act To Ensure Accuracy and Reliability of Environmental  
Testing by Requiring Compliance Testing by 3rd-parties"  
S.P. 563 L.D. 1707

Presented by Senator MILLETT of Cumberland.  
Cosponsored by Representative KESSLER of South Portland and  
Senator: CARSON of Cumberland, Representatives: MORALES  
of South Portland, RECKITT of South Portland.  
Approved for introduction by a majority of the Legislative Council  
pursuant to Joint Rule 205.

On motion by Senator **CARSON** of Cumberland, **REFERRED** to  
the Committee on **ENVIRONMENT AND NATURAL  
RESOURCES** and ordered printed.

Sent down for concurrence.

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

**REPORTS OF COMMITTEES**

**House**

**Ought to Pass**

The Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY**  
on Bill "An Act To Revise and Recodify Certain Provisions of the  
Maine Criminal Code" (EMERGENCY)  
H.P. 1022 L.D. 1407

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

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

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

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

The Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY** on Bill "An Act To Clarify Guardianship over Detainees under 18 Years of Age Regarding Mental Health Care"

H.P. 1081 L.D. 1479

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

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

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

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

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**Ought to Pass As Amended**

The Committee on **AGRICULTURE, CONSERVATION AND FORESTRY** on Bill "An Act To Permit the Indoor Production of Industrial Hemp" (EMERGENCY)

H.P. 380 L.D. 523

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-193)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-193)**.

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

Bill **READ ONCE**.

Committee Amendment "A" (H-193) **READ** and **ADOPTED**, in concurrence.

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

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Off Record Remarks

The Committee on **AGRICULTURE, CONSERVATION AND FORESTRY** on Bill "An Act To Encourage the Purchase and Sale of Locally Grown and Raised Crops and Products"

H.P. 726 L.D. 971

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-203)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-203)**.

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

Bill **READ ONCE**.

Committee Amendment "A" (H-203) **READ** and **ADOPTED**, in concurrence.

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

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The Committee on **HEALTH AND HUMAN SERVICES** on Bill "An Act To Promote Healthy Living in Maine"

H.P. 239 L.D. 315

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-197)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-197)**.

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

Bill **READ ONCE**.

Committee Amendment "A" (H-197) **READ** and **ADOPTED**, in concurrence.

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

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The Committee on **HEALTH AND HUMAN SERVICES** on Bill "An Act To Provide Intensive Case Managers to Counties That Do Not Have County Jails or Regional Jails"

H.P. 323 L.D. 414

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-196)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-196)**.

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

Bill **READ ONCE**.

Committee Amendment "A" (H-196) **READ** and **ADOPTED**, in concurrence.

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

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The Committee on **HEALTH AND HUMAN SERVICES** on Bill "An Act To Create a Permanent Navigator Position within the Department of Health and Human Services"

H.P. 462 L.D. 633

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-195)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-195)**.

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

Bill **READ ONCE**.

Committee Amendment "A" (H-195) **READ** and **ADOPTED**, in concurrence.

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

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The Committee on **HEALTH AND HUMAN SERVICES** on Bill "An Act To Set Case Load Standards for the Office of Child and Family Services"

H.P. 595 L.D. 821

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-209)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-209)**.

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

Bill **READ ONCE**.

Committee Amendment "A" (H-209) **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 Increase the Viability of Assisted Living Facilities by Increasing the Rate of Reimbursement"

H.P. 690 L.D. 935

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-198)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-198)**.

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

Bill **READ ONCE**.

Committee Amendment "A" (H-198) **READ** and **ADOPTED**, in concurrence.

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

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The Committee on **HEALTH COVERAGE, INSURANCE AND FINANCIAL SERVICES** on Bill "An Act To Expand Health Insurance Options for Town Academies"

H.P. 285 L.D. 376

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-199)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-199)**.

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

Bill **READ ONCE**.

Committee Amendment "A" (H-199) **READ** and **ADOPTED**, in concurrence.

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

---

The Committee on **LABOR AND HOUSING** on Bill "An Act To Clarify the State's Commitments Concerning Certain Public Service Retirement Benefits"

H.P. 808 L.D. 1104

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-205)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-205)**.

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

Bill **READ ONCE**.

Committee Amendment "A" (H-205) **READ** and **ADOPTED**, in concurrence.

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

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The Committee on **STATE AND LOCAL GOVERNMENT** on Bill "An Act To Require Legislative Hearings on Citizen-initiated Legislation"

H.P. 873 L.D. 1209

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-204)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-204)**.

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

Bill **READ ONCE**.

Committee Amendment "A" (H-204) **READ** and **ADOPTED**, in concurrence.

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

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The Committee on **TRANSPORTATION** on Bill "An Act To Require Public School Buses To Be Equipped with School Bus Crossing Arms"

H.P. 20 L.D. 19

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-190)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-190)**.

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

Bill **READ ONCE**.

Committee Amendment "A" (H-190) **READ** and **ADOPTED**, in concurrence.

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

---

The Committee on **TRANSPORTATION** on Bill "An Act To Exempt Vehicles That Are More Than 15 Years Old from Titling Requirements"

H.P. 597 L.D. 823

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-191)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-191)**.

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

Bill **READ ONCE**.

Committee Amendment "A" (H-191) **READ** and **ADOPTED**, in concurrence.

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

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**Divided Report**

The Majority of the Committee on **AGRICULTURE, CONSERVATION AND FORESTRY** on Bill "An Act To Require Ingredient Lists at Certain Retail Food Locations"

H.P. 372 L.D. 515

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

Signed:

Senators:

DILL of Penobscot

BLACK of Franklin

Representatives:

HICKMAN of Winthrop

HALL of Wilton

KINNEY of Knox

KRYZAK of Acton

MAXMIN of Nobleboro

McCREA of Fort Fairfield

O'NEIL of Saco

ROBERTS-LOVELL of South Berwick

SKOLFIELD of Weld

The Minority of the same Committee on the same subject reported that the same **Ought To Pass as Amended by Committee Amendment "A" (H-202)**.

Signed:

Representative:

PLUECKER of Warren

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

Reports **READ**.

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

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**Divided Report**

The Majority of the Committee on **AGRICULTURE, CONSERVATION AND FORESTRY** on Bill "An Act To Establish the Fund To Support Local Fruits and Vegetables Purchasing"

H.P. 675 L.D. 920

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-192)**.

Signed:

Senators:

DILL of Penobscot

DIAMOND of Cumberland



Representatives:

HICKMAN of Winthrop  
HALL of Wilton  
KINNEY of Knox  
MAXMIN of Nobleboro  
McCREA of Fort Fairfield  
O'NEIL of Saco  
PLUECKER of Warren  
ROBERTS-LOVELL of South Berwick  
SKOLFIELD of Weld

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

Signed:

Senator:  
BLACK of Franklin

Representative:  
KRYZAK of Acton

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-192)**.

Reports **READ**.

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

Bill **READ ONCE**.

Committee Amendment "A" (H-192) **READ** and **ADOPTED**, in concurrence.

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

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**Divided Report**

The Majority of the Committee on **EDUCATION AND CULTURAL AFFAIRS** on Bill "An Act To Establish the Summer Success Program Fund"

H.P. 359 L.D. 502

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-200)**.

Signed:

Senators:  
MILLETT of Cumberland  
CARSON of Cumberland

Representatives:

KORNFIELD of Bangor  
BRENNAN of Portland  
DODGE of Belfast  
FARNSWORTH of Portland  
INGWERSEN of Arundel  
McCREA of Fort Fairfield

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

Signed:

Representatives:

DRINKWATER of Milford  
FECTEAU of Augusta  
RUDNICKI of Fairfield  
SAMPSON of Alfred

Comes from the House with the Majority **OUGHT TO PASS AS AMENDED** Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-200)**.

Reports **READ**.

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

Bill **READ ONCE**.

Committee Amendment "A" (H-200) **READ** and **ADOPTED**, in concurrence.

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

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**Divided Report**

The Majority of the Committee on **ENERGY, UTILITIES AND TECHNOLOGY** on Bill "An Act To Provide Sustainable Funding for Drinking Water and Wastewater Infrastructure"

H.P. 273 L.D. 347

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-206)**.

Signed:

Senators:  
LAWRENCE of York  
MIRAMANT of Knox  
WOODSOME of York

Representatives:

BERRY of Bowdoinham  
CAIAZZO of Scarborough  
DOUDERA of Camden  
FOSTER of Dexter  
GROHOSKI of Ellsworth  
KESSLER of South Portland  
RILEY of Jay  
RYKERSON of Kittery

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

Signed:

Representative:

GRIGNON of Athens

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-206)**.

Reports **READ**.

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

On motion by Senator **TIMBERLAKE** of Androscoggin, **TABLED** until Later in Today's Session, pending the motion by Senator **LAWRENCE** of York to **ACCEPT** the Majority **OUGHT TO PASS AS AMENDED** Report, in concurrence.

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**Divided Report**

The Majority of the Committee on **ENERGY, UTILITIES AND TECHNOLOGY** on Bill "An Act To Ensure the Regional Greenhouse Gas Initiative Trust Fund Continues To Promote Energy Efficiency and Benefit Maine Ratepayers"  
H.P. 559 L.D. 754

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

Signed:

Senators:

LAWRENCE of York  
MIRAMANT of Knox

Representatives:

BERRY of Bowdoinham  
DOUDERA of Camden  
GROHOSKI of Ellsworth  
KESSLER of South Portland  
RILEY of Jay  
RYKERSON of Kittery

The Minority of the same Committee on the same subject reported that the same **Ought To Pass as Amended by Committee Amendment "A" (H-207)**.

Signed:

Representatives:

CAIAZZO of Scarborough  
FOSTER of Dexter  
HANLEY of Pittston

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 **TIMBERLAKE** 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 York, Senator Woodsome.

Senator **WOODSOME:** Thank you, Mr. President, I'll be very brief. As you can see, I was not in attendance on the vote on this and as the bill reads, as it was written, I understand if there was any monies left, certain monies left over, that were not spent in Efficiency Maine would go back to the ratepayers which have contributed to that fund. The one thing we have not seen very much in this session is returning of money to ratepayers. So I would ask you to vote against the Ought Not to Pass.

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

Senator **LAWRENCE:** Thank you, Mr. President. I'd encourage you to support the Ought Not to Pass Committee Report. This bill would return funds to certain large industrial ratepayers. These are funds currently going to the Efficiency Maine Trust. These are very important funds to the Efficiency Maine Trust. REGI is one of the few funding sources that EMT can use, and all fuel efficiency measures. This bill would reduce the availability of funds to the Efficiency Maine Trust or all fuel efficiency programs, which are particularly important due to Maine's reliance on heating oil. This is the next big challenge we're going to face in Maine. We reduced our carbon-based fuels and electricity greatly. Now we have to move on to reducing our dependence on carbon-based fuels and heating oil, and this would prevent us from receiving the funds and Efficiency Maine Trust from attacking that problem. Thank you.

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The Chair noted the absence of the Senator from Cumberland, Senator **DIAMOND**, the Senator from Cumberland, Senator **H. SANBORN**, the Senator from Lincoln, Senator **DOW**, and the Senator from Oxford, Senator **KEIM**, and further excused the same Senators from today's Roll Call votes.

**THE PRESIDENT:** The pending question before the Senate is Acceptance of the Majority Ought Not to Pass Report. If you are in favor of accepting that report you will be voting yes. If you are opposed you will be voting no. Is the Senate ready for the question?

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

**ROLL CALL (#83)**

YEAS: Senators: BELLOWS, BREEN, CARPENTER, CARSON, CHENETTE, CHIPMAN, CLAXTON, DESCHAMBAULT, DILL, GRATWICK, HERBIG, LAWRENCE, LIBBY, LUCHINI, MILLETT, MIRAMANT, SANBORN L, VITELLI, PRESIDENT JACKSON

NAYS: Senators: BLACK, CYRWAY, DAVIS, FARRIN, FOLEY, GUERIN, HAMPER, MOORE, POULIOT, ROSEN, TIMBERLAKE, WOODSOME

EXCUSED: Senators: DIAMOND, DOW, KEIM, SANBORN H.

19 Senators having voted in the affirmative and 12 Senators having voted in the negative, with 4 Senators being excused, the motion by Senator **LAWRENCE** of York to **ACCEPT** the Majority **OUGHT NOT TO PASS** Report, in concurrence, **PREVAILED**.

Off Record Remarks

**Divided Report**

The Majority of the Committee on **ENERGY, UTILITIES AND TECHNOLOGY** on Bill "An Act To Eliminate the 100-megawatt Limit on Hydroelectric Generators under the Renewable Resources Laws"

H.P. 757 L.D. 1027

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

Signed:

Senators:  
LAWRENCE of York  
MIRAMANT of Knox

Representatives:  
BERRY of Bowdoinham  
CAIAZZO of Scarborough  
DOUDERA of Camden  
GROHOSKI of Ellsworth  
KESSLER of South Portland  
RILEY of Jay  
RYKERSON of Kittery

The Minority of the same Committee on the same subject reported that the same **Ought To Pass as Amended by Committee Amendment "A" (H-208)**.

Signed:

Senator:  
WOODSOME of York

Representatives:  
FOSTER of Dexter  
GRIGNON of Athens  
HANLEY of Pittston

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

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

**ROLL CALL (#84)**

YEAS: Senators: BELLOWS, BREEN, CARPENTER, CARSON, CHENETTE, CHIPMAN, CLAXTON, DESCHAMBAULT, DILL, GRATWICK, HERBIG, LAWRENCE, LIBBY, LUCHINI, MILLETT, MIRAMANT, SANBORN L, VITELLI, PRESIDENT JACKSON

NAYS: Senators: BLACK, CYRWAY, DAVIS, FARRIN, FOLEY, GUERIN, HAMPER, MOORE, POULIOT, ROSEN, TIMBERLAKE, WOODSOME

EXCUSED: Senators: DIAMOND, DOW, KEIM, SANBORN H.

19 Senators having voted in the affirmative and 12 Senators having voted in the negative, with 4 Senators 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 **HEALTH COVERAGE, INSURANCE AND FINANCIAL SERVICES** on Bill "An Act To Prevent Discrimination in Public and Private Insurance Coverage for Pregnant Women in Maine"

H.P. 594 L.D. 820

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-210).**

Signed:

Senators:  
SANBORN, H. of Cumberland  
GRATWICK of Penobscot

Representatives:  
TEPLER of Topsham  
BRENNAN of Portland  
BROOKS of Lewiston  
FOLEY of Biddeford  
MASTRACCIO of Sanford  
MELARAGNO of Auburn

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

Signed:

Senator:  
FOLEY of York

Representatives:  
BLIER of Buxton  
MORRIS of Turner  
PRESCOTT of Waterboro  
SWALLOW of Houlton

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-210).**

Reports **READ.**

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

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**Divided Report**

The Majority of the Committee on **VETERANS AND LEGAL AFFAIRS** on Bill "An Act Regarding State Licensure for the Sale of Spirits for Off-premises Consumption"  
H.P. 979 L.D. 1357

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

Signed:

Senators:  
LUCHINI of Hancock  
CYRWAY of Kennebec  
HERBIG of Waldo

Representatives:  
SCHNECK of Bangor  
ACKLEY of Monmouth  
ANDREWS of Paris  
COOPER of Yarmouth  
DOLLOFF of Rumford  
HANINGTON of Lincoln  
HUBBELL of Bar Harbor  
McCREIGHT of Harpswell

The Minority of the same Committee on the same subject reported that the same **Ought To Pass as Amended by Committee Amendment "A" (H-201).**

Signed:

Representatives:  
HICKMAN of Winthrop  
STROM of Pittsfield

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

Reports **READ.**

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

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**Senate**

**Ought to Pass**

Senator CHIPMAN for the Committee on **TAXATION** on Bill "An Act To Provide Additional Flexibility in the Municipal Property Tax Assistance Programs for Seniors"

S.P. 247 L.D. 811

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

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

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

Sent down for concurrence.

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Senator DIAMOND for the Committee on **TRANSPORTATION** on Resolve, To Name the Route 7 Bridge in Corinna in Honor of PFC Paul Earl Sudsbury

S.P. 451 L.D. 1471

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

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

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

Sent down for concurrence.

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**Ought to Pass As Amended**

Senator GRATWICK for the Committee on **HEALTH AND HUMAN SERVICES** on Resolve, To Classify Employee Health Insurance as a Fixed Cost for MaineCare Reimbursement in Nursing Homes

S.P. 346 L.D. 1126

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-87)**.

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

Bill **READ ONCE**.

Committee Amendment "A" (S-87) **READ** and **ADOPTED**.

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

Sent down for concurrence.

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

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**ENACTORS**

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

**Emergency Measure**

An Act To Ensure Proper Prosecution of Crimes Involving Domestic Violence and Enhance Protection of Victims of Domestic Violence

H.P. 19 L.D. 18  
(C "A" H-175)

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

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**Emergency Measure**

An Act To Increase the Handling Fee for Beverage Containers Reimbursed to Redemption Centers

S.P. 60 L.D. 248  
(S "A" S-56 to C "A" S-20)

This being an Emergency Measure and having received the affirmative vote of 30 Members of the Senate, with no Senators having voted in the negative, and 30 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.

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**Emergency Measure**

An Act To Increase the Betting Limit on Games of Chance at Fairs and Festivals and To Expand Allowed Operation

H.P. 843 L.D. 1154  
(C "A" H-162)

This being an Emergency Measure and having received the affirmative vote of 30 Members of the Senate, with no Senators having voted in the negative, and 30 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.

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**Emergency Resolve**

Resolve, Regarding Legislative Review of Portions of Chapter 692: Siting of Oil Storage Facilities, a Major Substantive Rule of the Department of Environmental Protection

H.P. 205 L.D. 281  
(C "A" H-121)

This being an Emergency Measure and having received the affirmative vote of 30 Members of the Senate, with no Senators having voted in the negative, and 30 being more than two-thirds of the entire elected Membership of the Senate, was **FINALLY PASSED** and, having been signed by the President, was presented by the Secretary to the Governor for approval.

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**Emergency Resolve**

Resolve, To Establish a Pilot Project To Save Lives and Support People with Substance Use Disorder in Washington County

H.P. 747 L.D. 1005  
(C "A" H-160)

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

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**Emergency Resolve**

Resolve, Regarding Biofuel in Heating Oil

H.P. 803 L.D. 1080  
(C "A" H-148)

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

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**Acts**

An Act To Protect Jobs in the State by Strengthening the Advance Notice Requirement for the Relocation or Closure of a Large Business

H.P. 164 L.D. 201  
(C "A" H-149)

An Act To Clarify the Requirements for High-hand Competitions in Games of Chance Tournament Games

S.P. 65 L.D. 253  
(C "A" S-64)

An Act To Help New Teachers Succeed

H.P. 271 L.D. 345  
(C "A" H-153)

An Act To Increase the Safety of Maine Residents in Extended Power Outages

H.P. 281 L.D. 372  
(C "A" H-171)

An Act Regarding Actions of the Owner or Keeper of a Dog That Assaults a Person and Causes an Injury That Requires Medical Attention

S.P. 150 L.D. 485  
(C "A" S-65)

An Act To Improve Reporting of Operating Under the Influence Offenses

H.P. 469 L.D. 648  
(C "A" H-152)

An Act To Improve Labor Laws for Maine Workers

H.P. 562 L.D. 757  
(C "A" H-151)

An Act To Facilitate Weekend Malt Liquor Purchases by Licensed Establishments

H.P. 627 L.D. 853  
(C "A" H-161)

An Act To Exempt from Natural Resources Protection Act Permit Requirements Certain Maintenance and Repairs of Nonhydropower Dams

H.P. 738 L.D. 983  
(C "A" H-174)

An Act To Clarify the Disqualification from Unemployment Benefits of a Person Who Is Terminated from Employment for Being Under the Influence of Marijuana

S.P. 292 L.D. 1013  
(S "B" S-71 to C "A" S-39)

An Act To Acknowledge Potable Water as a Necessity

S.P. 341 L.D. 1121

An Act To Establish Municipal Access to Utility Poles Located in Municipal Rights-of-way

S.P. 366 L.D. 1192  
(C "A" S-69)

An Act Regarding Utility Poles in Public Rights-of-way

H.P. 870 L.D. 1206  
(C "A" H-169)

An Act To Update and Clarify the Laws Governing Raffles

S.P. 388 L.D. 1268  
(C "A" S-67)

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

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An Act To Ensure Access to Justice for Victims of Sexual Assault

S.P. 20 L.D. 67  
(C "A" S-72)

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

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An Act To Fund Maine's School-based Health Centers

H.P. 301 L.D. 392  
(C "A" H-156)

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

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An Act To Create a Position within the Department of Health and Human Services To Coordinate Dementia Programs and Services

H.P. 368 L.D. 511  
(C "A" H-159)

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

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An Act To Clarify That Petitions for Certiorari to the Supreme Court of the United States Are Included within the Definition of Indigent Legal Services

H.P. 418 L.D. 574  
(C "A" H-155)

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

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An Act To Expand Maine's School-based Health Centers  
H.P. 610 L.D. 836  
(C "A" H-158)

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

An Act To Strengthen Resource Sharing and Access to Library Materials among Maine Libraries

H.P. 838 L.D. 1149  
(C "A" H-173)

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

**Resolves**

Resolve, To Facilitate School Access to Federal Title I Funds and Improve the Delivery of Special Education Services  
H.P. 472 L.D. 651  
(C "A" H-154)

Resolve, To Increase Energy Independence for Maine  
H.P. 479 L.D. 658  
(C "A" H-170)

Resolve, To End Hunger in Maine by 2030  
H.P. 848 L.D. 1159

Resolve, To Direct the ConnectME Authority To Report on the Progress of the Detailed 2019-2021 Strategic Plan for Broadband Service in Maine  
H.P. 909 L.D. 1248  
(C "A" H-168)

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

**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 (1/24/19) matter:

Bill "An Act To Sustain Maine's Forest Products Industry by Implementing Certain Existing Solid Waste Management Policies"  
S.P. 96 L.D. 356

Tabled - January 24, 2019 by Senator **DILL** of Penobscot

Pending - **REFERENCE**

(Committee on **AGRICULTURE, CONSERVATION AND FORESTRY** suggested and ordered printed.)

On motion by Senator **DILL** of Penobscot, **REFERRED** to the Committee on **ENVIRONMENT AND NATURAL RESOURCES**.

Sent down for concurrence.

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

**PAPERS FROM THE HOUSE**

**House Papers**

Bill "An Act To Make a Technical Correction to the Law Governing Certification of Seed Potatoes"  
H.P. 1214 L.D. 1699

Comes from the House, **REFERRED** to the Committee on **AGRICULTURE, CONSERVATION AND FORESTRY** and ordered printed.

On motion by Senator **DILL** of Penobscot, **REFERRED** to the Committee on **AGRICULTURE, CONSERVATION AND FORESTRY** and ordered printed, in concurrence.

Resolve, To Promote the Inclusion of African-American History and Culture in the Curricular Offerings of School Administrative Units  
H.P. 1215 L.D. 1700

Comes from the House, **REFERRED** to the Committee on **EDUCATION AND CULTURAL AFFAIRS** and ordered printed.

On motion by Senator **MILLETT** of Cumberland, **REFERRED** to the Committee on **EDUCATION AND CULTURAL AFFAIRS** and ordered printed, in concurrence.

Bill "An Act To Establish the Securities Restitution Assistance Fund for Victims of Securities Violations"  
H.P. 1219 L.D. 1704

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

On motion by Senator **LIBBY** of Androscoggin, **REFERRED** to the Committee on **HEALTH COVERAGE, INSURANCE AND FINANCIAL SERVICES** and ordered printed, in concurrence.

Bill "An Act To Clarify Various Provisions of the Maine Human Rights Act"

H.P. 1216 L.D. 1701

Bill "An Act To Enhance the Administration of the Maine Human Rights Act"

H.P. 1217 L.D. 1702

Bill "An Act To Improve Consistency within the Maine Human Rights Act"

H.P. 1218 L.D. 1703

Come from the House, **REFERRED** to the Committee on **JUDICIARY** and ordered printed.

On motion by Senator **CARPENTER** of Aroostook, **REFERRED** to the Committee on **JUDICIARY** and ordered printed, in concurrence.

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Bill "An Act To Create Jobs and Slow Climate Change by Promoting the Production of Natural Resources Bioproducts"

H.P. 1213 L.D. 1698

Comes from the House, **REFERRED** to the Committee on **TAXATION** and ordered printed.

On motion by Senator **CHIPMAN** of Cumberland, **REFERRED** to the Committee on **TAXATION** and ordered printed, in concurrence.

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

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Off Record Remarks

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On motion by Senator **LIBBY** of Androscoggin, **ADJOURNED** until Thursday, May 9, 2019 at 10:00 in the morning.