

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

In Senate Chamber
Monday
June 12, 2023

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

Prayer by Senator Joseph M. Baldacci of Penobscot County.

SENATOR BALDACCI: My mother would be so proud. She said she had - there's eight of us, four of us were lawyers, she wanted at least one priest. Unfortunately, we weren't able to do anything with that, but today, I offer you a prayer from a mid-20th century South African writer and anti-apartheid activist, the author of Cry the Beloved Country, Alan Paton. It is a Prayer for Courage to do Justice.

O Lord, open my eyes that I may see the needs of others. Open my ears that I may hear their cries. Open my heart so that they need not be without support. Let me not be afraid to defend the weak because of the anger of the strong, nor afraid to defend the poor because of the anger of the rich. Show me where love and hope and faith are needed and use me to bring them to those places. And so, I open my eyes and ears that I may this coming day be able to do some work of peace for thee. Amen.

Pledge of Allegiance led by Senator Matthea E. L. Daughtry of Cumberland County.

Reading of the Journal of Thursday, June 8, 2023.

Off Record Remarks

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

PAPERS FROM THE HOUSE

The Following Communication: S.C. 611

**STATE OF MAINE
ONE HUNDRED AND THIRTY FIRST LEGISLATURE
COMMITTEE ON TAXATION**

June 06, 2023

Honorable Troy Dale Jackson, President of the Senate
Honorable Rachel Talbot Ross, Speaker of the House
131st Legislature
State House
Augusta, Maine 04333

Dear President Jackson and Speaker Talbot Ross:

Pursuant to Joint Rule 310, we are writing to notify you that the Joint Standing Committee on Taxation has voted unanimously to report the following bill(s) out "Ought Not to Pass":

- L.D. 758 An Act to Account for the Impact of Inflation on the Taxation of Capital Gains and Losses
- L.D. 1213 An Act to Reform Income Taxes by Reducing Tax Rates for Each of the 3 Income Tax Brackets
- L.D. 1504 An Act to Exempt Broadband Equipment from the Sales and Use Tax
- L.D. 1582 An Act to Clarify What Constitutes a Homestead for the Homestead Property Tax Exemption
- L.D. 1946 An Act to Amend the Income Tax Law to Expand the Middle Tax Bracket, Increase the Lodging Tax and Increase the Short-term Automobile Rental Tax

This is notification of the Committee's action.

Sincerely,

S/Sen. Nicole Grohoski
Senate Chair

S/Rep. Joe Perry
House Chair

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

The Following Communication: S.C. 616

**STATE OF MAINE
ONE HUNDRED AND THIRTY FIRST LEGISLATURE
COMMITTEE ON TAXATION**

June 07, 2023

Honorable Troy Dale Jackson, President of the Senate
Honorable Rachel Talbot Ross, Speaker of the House
131st Legislature
State House
Augusta, Maine 04333

Dear President Jackson and Speaker Talbot Ross:

Pursuant to Joint Rule 310, we are writing to notify you that the Joint Standing Committee on Taxation has voted unanimously to report the following bill(s) out "Ought Not to Pass":

L.D. 1386 An Act to Require That a Completed Form for the Homestead Property Tax Exemption Be Provided to a Person Purchasing a Home

This is notification of the Committee's action.

Sincerely,

S/Sen. Nicole Grohoski
Senate Chair

S/Rep. Joe Perry
House Chair

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

ORDERS

Joint Order

Expressions of Legislative Sentiment recognizing:

Edna and Lynn Cayford, of Hallowell, who are celebrating their 50th Wedding Anniversary on June 9, 2023. We extend our congratulations and best wishes;

SLS 753

Sponsored by Senator HICKMAN of Kennebec. Cosponsored by Senators: BAILEY of York, BALDACCI of Penobscot, BEEBE-CENTER of Knox, BENNETT of Oxford, BLACK of Franklin, BRAKEY of Androscoggin, BRENNER of Cumberland, CARNEY of Cumberland, CHIPMAN of Cumberland, CURRY of Waldo, DAUGHTRY of Cumberland, DUSON of Cumberland, FARRIN of Somerset, GROHOSKI of Hancock, GUERIN of Penobscot, HARRINGTON of York, INGWERSEN of York, President JACKSON of Aroostook, KEIM of Oxford, LaFOUNTAIN of Kennebec, LAWRENCE of York, LIBBY of Cumberland, LYFORD of Penobscot, MOORE of Washington, NANGLE of Cumberland, PIERCE of Cumberland, POULIOT of Kennebec, RAFFERTY of York, RENY of Lincoln, ROTUNDO of Androscoggin, STEWART of Aroostook, TIMBERLAKE of Androscoggin, TIPPING of Penobscot, VITELLI of Sagadahoc, Representatives: ABDI of Lewiston, ADAMS of Lebanon, ALBERT of Madawaska, ANDREWS of Paris, ANKELES of Brunswick, ARATA of New Gloucester, ARDELL of Monticello, ARFORD of Brunswick, BABIN of Fort Fairfield, BAGSHAW of Windham, BELL of Yarmouth, BLIER of Buxton, BOYER of Poland, BOYLE of Gorham, BRADSTREET of Vassalboro, BRENNAN of Portland, BRIDGEO of Augusta, CAMPBELL of Orrington, CARLOW of Buxton, CARMICHAEL of Greenbush, CLOUTIER of Lewiston, CLUCHEY of Bowdoinham, COLLAMORE of Pittsfield, COLLINGS of Portland, COPELAND of Saco, COSTAIN of Plymouth, CRAFTS of Newcastle, CRAVEN of Lewiston, CRAY of Palmyra, CROCKETT of Portland, CYRWAY of Albion, DANA of the Passamaquoddy Tribe, DAVIS of East Machias, DHALAC of South Portland, DILL of Old Town, DODGE of Belfast, DOUDERA of Camden, DRINKWATER of Milford, DUCHARME of Madison, DUNPHY of

Embden, EATON of Deer Isle, FAULKINGHAM of Winter Harbor, FAY of Raymond, FOSTER of Dexter, FREDERICKS of Sanford, GALLETTA of Durham, GATTINE of Westbrook, GEIGER of Rockland, GERE of Kennebunkport, GIFFORD of Lincoln, GOLEK of Harpswell, GRAHAM of North Yarmouth, GRAMLICH of Old Orchard Beach, GREENWOOD of Wales, GRIFFIN of Levant, GUERRETTE of Caribou, HAGGAN of Hampden, HALL of Wilton, HASENFUS of Readfield, HENDERSON of Rumford, HEPLER of Woolwich, HOBBS of Wells, HYMES of Waldo, JACKSON of Oxford, JAUCH of Topsham, JAVNER of Chester, KESSLER of South Portland, KUHN of Falmouth, LAJOIE of Lewiston, LANDRY of Farmington, LANIGAN of Sanford, LaROCHELLE of Augusta, LAVIGNE of Berwick, LEE of Auburn, LEMELIN of Chelsea, LIBBY of Auburn, LOOKNER of Portland, LYMAN of Livermore Falls, MADIGAN of Waterville, MALON of Biddeford, MASON of Lisbon, MASTRACCIO of Sanford, MATHIESON of Kittery, MATLACK of St. George, MEYER of Eliot, MILLETT of Waterford, MILLETT of Cape Elizabeth, MILLIKEN of Blue Hill, MONTELL of Gardiner, MOONEN of Portland, MORIARTY of Cumberland, MORRIS of Turner, MURPHY of Scarborough, NESS of Fryeburg, NEWMAN of Belgrade, NUTTING of Oakland, O'CONNELL of Brewer, O'NEIL of Saco, OSHER of Orono, PARRY of Arundel, PAUL of Winterport, PAULHUS of Bath, PERKINS of Dover-Foxcroft, PERRY of Calais, PERRY of Bangor, PLUECKER of Warren, POIRIER of Skowhegan, POLEWARCZYK of Wiscasset, POMERLEAU of Standish, PRINGLE of Windham, QUINT of Hodgdon, RANA of Bangor, RECKITT of South Portland, RIELLY of Westbrook, RISEMAN of Harrison, ROBERTS of South Berwick, ROEDER of Bangor, RUDNICKI of Fairfield, RUNTE of York, RUSSELL of Verona Island, SACHS of Freeport, SALISBURY of Westbrook, SAMPSON of Alfred, SARGENT of York, SAYRE of Kennebunk, SCHMERSAL-BURGESS of Mexico, SHAGOURY of Hallowell, SHAW of Auburn, SHEEHAN of Biddeford, SKOLD of Portland, SMITH of Palermo, SOBOLESKI of Phillips, STOVER of Boothbay, STROUT of Harrington, SUPICA of Bangor, SWALLOW of Houlton, Speaker TALBOT ROSS of Portland, TERRY of Gorham, THERIAULT of Fort Kent, THORNE of Carmel, WALKER of Naples, WARREN of Scarborough, WHITE of Waterville, WHITE of Guilford, WILLIAMS of Bar Harbor, WOOD of Greene, WOODSOME of Waterboro, WORTH of Ellsworth, ZAGER of Portland, ZEIGLER of Montville.

The Joint Order was **READ**.

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

Senator **BAILEY:** Thank you, Mr. President. Men and women of the Senate, and Lynn and Edna. As many of you know, Edna was the committee clerk for HCIFS and, if I do say so, the best committee clerk in the building. But when I found out that she and Lynn were celebrating their 50th wedding anniversary, of course I asked her what is your secret? And what she said was be willing to compromise and try to have fun. And I thought those are wise words not just for staying married for 50 years, but for life in general, and for this Chamber in particular. So, congratulations, Edna and Lynn, and many, many more to come.

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

Senator **HICKMAN**: Thank you, Mr. President. Mr. President, I rise to congratulate the lovebirds that are beaming in the back of the Chamber after 50 years. They are constituents of mine in Hallowell and I just pulled up a couple of 50th anniversary poems that a woman named Joanna Fuchs wrote, and I'm just going to read this one, because it's short, sweet, and to the point.

Golden Kudos. Another anniversary, kudos are now due to this radiant, golden couple. Your 50th is quite a coup. You keep on keeping on, however do you do it? You make marriage look so easy, like there's nothing really to it. Congratulations, you two. We wish you all the best. May all the years to come be just as richly blessed.

Congratulations, from the bottom of my heart.

The Joint Order was **PASSED**.

Sent down for concurrence.

THE PRESIDENT: The Chair is very pleased to recognize in the rear of the Chamber Edna and Lynn Cayford from Hallowell, celebrating their 50th wedding anniversary on June 9, 2023. We definitely extend our congratulations. The Chair is very, very pleased to recognize them. Great committee clerk and great Chamber staff and many other things. Always with a great smile on their faces. Would they please rise and accept the greetings and congratulations of the Maine Senate.

REPORTS OF COMMITTEES

House

Divided Report

The Majority of the Committee on **EDUCATION AND CULTURAL AFFAIRS** on Bill "An Act to Require School Board Approval of Superintendent Rules and Administrative Procedures"
H.P. 320 L.D. 515

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

Signed:

Senators:

- RAFFERTY of York
- LIBBY of Cumberland
- PIERCE of Cumberland

Representatives:

- BRENNAN of Portland
- DODGE of Belfast
- MILLETT of Cape Elizabeth
- MURPHY of Scarborough
- SARGENT of York
- WORTH of Ellsworth

The Minority of the same Committee on the same subject reported that the same **Ought To Pass as Amended by Committee Amendment "A" (H-362)**.

Signed:

Representatives:

- BAGSHAW of Windham
- LYMAN of Livermore Falls
- POLEWARCZYK of Wiscasset
- SAMPSON of Alfred

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

Reports **READ**.

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

Divided Report

The Majority of the Committee on **EDUCATION AND CULTURAL AFFAIRS** on Bill "An Act to Require Public Schools to Allow Parents and Guardians to Opt Out Their Children with Respect to Portions of the Curriculum"

H.P. 756 L.D. 1196

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

Signed:

Senators:

- RAFFERTY of York
- PIERCE of Cumberland

Representatives:

- BRENNAN of Portland
- DODGE of Belfast
- MILLETT of Cape Elizabeth
- MURPHY of Scarborough
- SARGENT of York
- WORTH of Ellsworth

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

Signed:

Senator:

- LIBBY of Cumberland

Representatives:

- BAGSHAW of Windham
- LYMAN of Livermore Falls
- POLEWARCZYK of Wiscasset
- SAMPSON of Alfred

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

Reports **READ**.

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

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

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

Senator **LIBBY:** Thank you, Mr. President. Mr. President, men and women of the Senate, it seems like common sense to us that we allow parents to have the decision to remove students from several aspects of the curriculum if they were to disagree with it. I just wanted to step up and make that statement and request it from our leadership, a Roll Call.

THE PRESIDENT: A roll call has been ordered. The Chair recognizes the Senator from York, Senator Rafferty.

Senator **RAFFERTY:** Thank you, Mr. President. I just appreciate those comments from the Senator, but I just want to bring the attention to the Chamber that there are rules that allow for folks to opt out currently, and it is required that the Commissioner develop accommodation provisions for instances where a course's content conflicts with religious beliefs and practices of a student or a guardian. And there's also an area where if a - there is a parent feels that they want to have their child not in a class that talks about some of the sex education topics that exist, those are already built-in protections. And this is just basically asking for kind of a carte blanche approach to say if this topic, I don't - I challenge this topic, I don't agree with this topic, and I want my child to opt out. And I just think that that's - the protections are there, and I think that you could potentially do that at the local level if you had that conversation within your school, but I think it opens a huge can of worms in terms of what that does to our learning results and the ultimate goals in terms of our education. An example, I was a Phys Ed guy for a long time, and how could this possibly be an issue in Phys Ed? Well, I was teaching a strength and conditioning class several years ago, and we were in the weight room. And the next day, I got phone calls from an angry parent, and the parent was concerned and said she wanted her son to be allowed to opt out of conditioning. And her justification was that weight lifting - in her opinion, weight lifting stunts your growth. So, there's a lot of different issues out there, and I think that, you know, we do have to trust that some of these existing curriculums are there for a reason and, again, as I said, there are opt-out options for you given certain circumstances. Thank you.

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

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

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#264)

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

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

EXCUSED: Senators: BLACK, FARRIN

22 Senators having voted in the affirmative and 11 Senators having voted in the negative, with 2 Senators being excused, the motion by Senator **RAFFERTY** of York to **ACCEPT** the Majority **OUGHT NOT TO PASS** Report, in concurrence, **PREVAILED**.

Divided Report

The Majority of the Committee on **EDUCATION AND CULTURAL AFFAIRS** on Bill "An Act Regarding the Rights of Parents to Withdraw Their Children from Public School Classes or Activities That Include Certain Controversial Viewpoints"
H.P. 973 L.D. 1518

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

Signed:

Senators:
RAFFERTY of York
PIERCE of Cumberland

Representatives:
BRENNAN of Portland
DODGE of Belfast
MILLETT of Cape Elizabeth
MURPHY of Scarborough
SARGENT of York
WORTH of Ellsworth

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

Signed:

Senator:
LIBBY of Cumberland

Representatives:

BAGSHAW of Windham
LYMAN of Livermore Falls
POLEWARCZYK of Wiscasset
SAMPSON of Alfred

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

Reports **READ**.

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

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

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

Senator **LIBBY:** Thank you, Mr. President. Men and women of the Senate, again, it seems like common sense that we wouldn't want to compel a student to accept some kind of a religious or a moral position, but that bill would allow the parents to, again, opt out a child in case like that there are racial issues, gender issues, equity issues. Some are not controversial, some we believe in, some are not. We leave it up to the parents, that's what we - where we really feel differently in terms of the division here. So, I would ask that you oppose the pending motion so we can go on and accept the Ought to Pass as Amended. Thank you.

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

Senator **RAFFERTY:** Thanks again, Mr. President. And, you know, I believe that the issues outlined in this particular bill, they're spelled out quite clearly and they list eight concepts that are currently not taught in Maine, nor can they be found taught in any public school curriculum nationwide. They stem from what's, you know, referred nationally as a critical race theory, and I just argue that they are not currently taught. There's no plan to teach them in Maine nor anywhere else in a public high school. So, I think there are - this already exists and we're asking to pass a bill on a curriculum that doesn't exist. Thank you.

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

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#265)

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

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

EXCUSED: Senators: BLACK, FARRIN

22 Senators having voted in the affirmative and 11 Senators having voted in the negative, with 2 Senators being excused, the motion by Senator **RAFFERTY** of York to **ACCEPT** the Majority **OUGHT NOT TO PASS** Report, in concurrence, **PREVAILED**.

Divided Report

The Majority of the Committee on **EDUCATION AND CULTURAL AFFAIRS** on Bill "An Act to Increase and Enhance School Safety by Allowing Individuals with Concealed Carry Permits to Possess Handguns on School Property"

H.P. 1002 L.D. 1557

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

Signed:

Senators:
RAFFERTY of York
PIERCE of Cumberland

Representatives:
BRENNAN of Portland
DODGE of Belfast
MILLETT of Cape Elizabeth
MURPHY of Scarborough
SARGENT of York
WORTH of Ellsworth

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

Signed:

Senator:
LIBBY of Cumberland

Representatives:
BAGSHAW of Windham
LYMAN of Livermore Falls
POLEWARCZYK of Wiscasset
SAMPSON of Alfred

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

Reports **READ**.

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

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

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

Senator **LIBBY:** Thank you, Mr. President. Men and women of the Senate, I'll be as brief as possible. This is the concealed carry bill that a lot of you are familiar with and a lot of people feel that lives are lost as a result of not being able to have somebody in a school who has - who is properly qualified and has had the training to be able to carry a weapon and defend our children against assaults. And so, this would allow that those handguns would be able to be possessed. Thank you.

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

Senator **RAFFERTY:** Thank you, Mr. President. As I read it, I find no evidence that the person carrying has any relationship or any function at the school in terms of they're not hired to work there, it could be anyone. It just basically says this allows individuals with concealed carry permits to possess handguns on school property. It doesn't explain any function for them to be there. So, they might be there at a baseball game or basketball game or just walking through the building for whatever reason. So, again, I see no - I think this is a dangerous zone to get into, and don't see the need to pass this and ask that you support the Ought Not to Pass motion. Thank you.

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

Senator **BRAKEY:** Thank you, Mr. President. I'll be very brief. I just wanted to share quickly a story I always recall from a constituent of mine who was telling me once he - I think he went to like a local baseball game being hosted by the school, his son was on, he went out to watch his son play - play baseball. And as he was sitting there at the game on school grounds - and he's an individual with a concealed carry permit who is highly trained and carries regularly and he wasn't even thinking about it, and he realized 'oh, shoot,' he had his concealed carry firearm with him. He realized wow, if he gets caught in that circumstance he could be facing a serious, serious penalty. But I remember that and always thought boy, that's really strange, because this is exactly the kind of person who's trained, who's a responsible citizen, who if someone wanted to come and, heaven forbid, hurt those children at that baseball game, I would be so glad to know that he was there armed and ready to act in defense of the people of his community. So, I guess as I see this - as I see this bill, I just think of my constituent there and how we are, in terms of establishing a lot of these gun-free zones, we are, in fact, not doing anything to protect our students from those who don't care if it's a gun-free zone. We're only restricting law-abiding citizens. Thank you.

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

Senator **BENNETT:** Thank you, Mr. President. Request permission to pose a question through the Chair?

THE PRESIDENT: The Senator may proceed.

Senator **BENNETT:** Thank you. I'm reading this, it says that prohibition on possession of a firearm does not apply to a person to whom a valid permit to carry a concealed handgun has been issued. I believe we're still issuing concealed carry permits, but there's also constitutional carry. Does this apply to people who are exercising their right of constitutional carry, or does it only apply to people with permits for concealed firearms? Thank you.

THE PRESIDENT: The Senator from Oxford, Senator Bennett, has posed a question through the Chair to anyone who may answer. The Chair recognizes the Senator from York, Senator Harrington.

Senator **HARRINGTON:** Thank you, Mr. President. To answer your question, we do still issue permits in Maine, and this bill would only affect those who have concealed carry permits. And I would just further say that this is not an out-of-the-world concept. New Hampshire has had this law in place for many years without any issues. Stickers on doors do not keep people safe. Good guys with guns keep people safe. Thank you.

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

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#266)

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

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

EXCUSED: Senators: BLACK, FARRIN

23 Senators having voted in the affirmative and 10 Senators having voted in the negative, with 2 Senators being excused, the motion by Senator **RAFFERTY** of York to **ACCEPT** the Majority **OUGHT NOT TO PASS** Report, in concurrence, **PREVAILED**.

Divided Report

The Majority of the Committee on **EDUCATION AND CULTURAL AFFAIRS** on Bill "An Act Regarding Instructional Materials, Surveys, Analyses, Evaluations and Events at Public Schools" H.P. 1053 L.D. 1643

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

Signed:

Senators:

RAFFERTY of York
PIERCE of Cumberland

Representatives:

BRENNAN of Portland
DODGE of Belfast
MILLETT of Cape Elizabeth
MURPHY of Scarborough
SARGENT of York
WORTH of Ellsworth

The Minority of the same Committee on the same subject reported that the same **Ought To Pass as Amended by Committee Amendment "A" (H-348)**.

Signed:

Senator:

LIBBY of Cumberland

Representatives:

BAGSHAW of Windham
LYMAN of Livermore Falls
POLEWARCZYK of Wiscasset
SAMPSON of Alfred

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

Reports **READ**.

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

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

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#267)

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

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

EXCUSED: Senators: BLACK, FARRIN

22 Senators having voted in the affirmative and 11 Senators having voted in the negative, with 2 Senators being excused, the motion by Senator **RAFFERTY** of York to **ACCEPT** the Majority **OUGHT NOT TO PASS** Report, in concurrence, **PREVAILED**.

Divided Report

The Majority of the Committee on **ENERGY, UTILITIES AND TECHNOLOGY** on Bill "An Act to Create a 21st-Century Electric Grid"

H.P. 599 L.D. 952

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-369)**.

Signed:

Senators:

LAWRENCE of York
GROHOSKI of Hancock

Representatives:

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

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

Signed:

Senator:

HARRINGTON of York

Representatives:

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

Comes from the House with the Majority **OUGHT TO PASS AS AMENDED BY COMMITTEE AMENDMENT "A" (H-369)** Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-369)**.

Reports **READ**.

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

Bill **READ ONCE**.

Committee Amendment "A" (H-369) **READ** and **ADOPTED**, in concurrence.

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

Divided Report

The Majority of the Committee on **ENERGY, UTILITIES AND TECHNOLOGY** on Bill "An Act to Support Lower Home Energy Costs by Establishing a Home Energy Scoring System" H.P. 696 L.D. 1101

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

Signed:

Senators:

LAWRENCE of York
GROHOSKI of Hancock

Representatives:

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

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

Signed:

Senator:

HARRINGTON of York

Representatives:

BABIN of Fort Fairfield
FOSTER of Dexter
PAUL of Winterport

Comes from the House with the Majority **OUGHT TO PASS AS AMENDED BY COMMITTEE AMENDMENT "A" (H-370)** Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-370)**.

Reports **READ**.

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

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

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

Senator **HARRINGTON:** Thank you, Mr. President. I have very serious concerns with this bill. My first question would be - and I would pose this question through the Chair - what is the purpose of creating a database of home energy scores? What will that database be used for? And second, I would just reiterate my concern that you're creating a voluntary database for people to report home energy scores. I fundamentally just have problems with government creating databases and what that will lead to. So, thank you.

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

Senator **LAWRENCE:** Thank you, Mr. President. Men and women of the Senate, this is a voluntary database, as the good Senator from York, Senator Harrington, says. It is also an anonymous database; it's not linked to who the homeowner is. It's for the purposes of collecting data on home energy efficiency.

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

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

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#268)

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

NAYS: Senators: BENNETT, BRAKEY, GUERIN, HARRINGTON, KEIM, LIBBY, LYFORD, MOORE, STEWART, TIMBERLAKE

EXCUSED: Senators: BLACK, FARRIN, POULIOT

22 Senators having voted in the affirmative and 10 Senators having voted in the negative, with 3 Senators being excused, the motion by Senator **LAWRENCE** of York to **ACCEPT** the Majority **OUGHT TO PASS AS AMENDED** Report, in concurrence, **PREVAILED**.

Bill **READ ONCE**.

Committee Amendment "A" (H-370) **READ** and **ADOPTED**, in concurrence.

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

Divided Report

The Majority of the Committee on **ENERGY, UTILITIES AND TECHNOLOGY** on Bill "An Act Requiring the Public Utilities Commission to Adopt Rules Promoting Renewable Energy" H.P. 927 L.D. 1431

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

Signed:

Senators:

LAWRENCE of York
GROHOSKI of Hancock
HARRINGTON of York

Representatives:

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

The Minority of the same Committee on the same subject reported that the same **Ought To Pass as Amended by Committee Amendment "A" (H-371)**.

Signed:

Representatives:

GEIGER of Rockland
WARREN of Scarborough

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

Reports **READ**.

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

Divided Report

The Majority of the Committee on **ENERGY, UTILITIES AND TECHNOLOGY** on Resolve, to Implement a 4-year Moratorium on Solar Energy Subsidies and Direct the Department of Environmental Protection to Study the Economic Impact of Industrial Solar Energy Projects H.P. 986 L.D. 1531

H.P. 986 L.D. 1531

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

Signed:

Senators:

LAWRENCE of York
GROHOSKI of Hancock

Representatives:

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

The Minority of the same Committee on the same subject reported that the same **Ought To Pass as Amended by Committee Amendment "A" (H-372)**.

Signed:

Senator:

HARRINGTON of York

Representatives:

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

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

Reports **READ**.

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

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

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#269)

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

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

EXCUSED: Senators: BLACK, FARRIN

22 Senators having voted in the affirmative and 11 Senators having voted in the negative, with 2 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 **ENVIRONMENT AND NATURAL RESOURCES** on Bill "An Act to Reestablish Annual Reporting on Solid Waste in Maine"

H.P. 744 L.D. 1172

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

Signed:

Senators:

BRENNER of Cumberland
CARNEY of Cumberland

Representatives:

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

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

Signed:

Senator:

LYFORD of Penobscot

Representatives:

CAMPBELL of Orrington
SCHMERSAL-BURGESS of Mexico
SOBOLESKI of Phillips

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

Reports **READ**.

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

Divided Report

The Majority of the Committee on **ENVIRONMENT AND NATURAL RESOURCES** on Bill "An Act to Require the Adoption of Sector-specific Greenhouse Gas Emissions Limits"

H.P. 907 L.D. 1411

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

Signed:

Senators:

BRENNER of Cumberland
CARNEY of Cumberland

Representatives:

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

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

Signed:

Senator:

LYFORD of Penobscot

Representatives:

CAMPBELL of Orrington
SCHMERSAL-BURGESS of Mexico
SOBOLESKI of Phillips

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

Reports **READ**.

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

Divided Report

The Majority of the Committee on **ENVIRONMENT AND NATURAL RESOURCES** on Bill "An Act to Impose a Moratorium on New Point Source Waste Discharge Licenses on the Lower Presumpscot River"

H.P. 1231 L.D. 1926

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-385)**.

Signed:

Senators:

BRENNER of Cumberland
CARNEY of Cumberland

Representatives:

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

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

Signed:

Senator:

LYFORD of Penobscot

Representatives:

CAMPBELL of Orrington
SCHMERSAL-BURGESS of Mexico
SOBOLESKI of Phillips

Comes from the House with the Majority **OUGHT TO PASS AS AMENDED BY COMMITTEE AMENDMENT "A" (H-385)** Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-385)**.

Reports **READ**.

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

Bill **READ ONCE**.

Committee Amendment "A" (H-385) **READ** and **ADOPTED**, in concurrence.

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

Divided Report

The Majority of the Committee on **HEALTH AND HUMAN SERVICES** on Bill "An Act to Repeal So-called MaineCare Expansion"

H.P. 558 L.D. 902

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

Signed:

Senators:

BALDACCI of Penobscot
INGWERSEN of York
MOORE of Washington

Representatives:

MEYER of Eliot
CRAVEN of Lewiston
GRAHAM of North Yarmouth
MADIGAN of Waterville
SHAGOURY of Hallowell
ZAGER of Portland

The Minority of the same Committee on the same subject reported that the same **Ought To Pass as Amended by Committee Amendment "A" (H-355)**.

Signed:

Representatives:

FREDERICKS of Sanford
GRIFFIN of Levant
JAVNER of Chester
LEMELIN of Chelsea

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

Reports **READ**.

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

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

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

Senator **BALDACCI:** Thank you, Mr. President. I just want to make a few brief remarks because obviously repealing the MaineCare expansion would cause severe damage to our healthcare system. There's over 100,000 people that have been covered. But I want to go back to some other remarks that I made last week just to provide some backup factual information. So, the report of the New England Journal of Medicine is dated September 13, 2012, and it conducted a study in three states - New York, Maine, and Arizona - and compared them to

neighboring states. From 2002 to 2010, we added approximately 100,000 people to MaineCare because pre-Obama, we allowed child - adults without dependents to also be covered. So, they did a study that involved close to 200,000 people and their health records over a five-year period of time. And the results - and I mean, these are public health experts, but you can read the report for yourself, I just told you the date of the report and the source material - but they found a 6% reduction in mortality rates between Maine and New Hampshire during that same time period, because obviously - because New Hampshire did not expand, and they found increased rates of people going to the doctor for care and increased rates of satisfaction with health and decreased rates - I'm sorry, decreased rates of having to go to emergency rooms and that type of care and increased rates of self-reported health status as excellent or very good. The point I'm trying to make is that I understand there are philosophical differences, but ultimately, these programs are about human beings, in my opinion, and we have - we save lives. I know we're going to have a lot of discussion over the next week about pro-life or not pro-life, this is a - what we did is a pro-life measure that has saved hundreds, if not thousands of lives, and it's statistically proven, and I ask for your support of this Ought Not to Pass motion.

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

Senator **BRAKEY:** Thank you, Mr. President. I hadn't planned on relitigating Medicaid expansion today, but since arguments are being made, I just think a few things should be noted. When the State expanded Medicaid, it was a choice between competing priorities. I remember the debates about Medicaid expansion and the debates about limited resources and where particularly when we're getting Medicaid dollars from the federal government in terms of matching funds, where should we prioritize who we're trying to help first. There was a debate between do we expand Medicaid which would primarily cover a lot of working-age, able-bodied adults, or do we use our limited resources to try to shore up the waitlists for adults with intellectual disabilities and autism, for funding our nursing homes which remain chronically underfunded to this day. We went ahead and expanded Medicaid, we're getting that nine to one match from the federal government - for however long that lasts, with the level of debt that our federal government is in - but we've left a lot of our seniors and our most vulnerable populations out to dry. The waitlists are still underfunded, our nursing homes are still underfunded. We could've put those - these funds into our nursing homes and our waitlists and we would've gotten a two to one match on our state dollars to cover our most vulnerable. Instead, we went for that nine to one match in order to cover able-bodied, working-age adults. I get why that federal money is very tempting, but I think that if we have a social safety net in this state, we should be catching our most vulnerable first. So, I will be voting against the Ought Not to Pass Report. I have no illusions it will pass today, but maybe if it did, we could take that at - what is it, I think about a hundred million or so of state dollars, and we could put it into our waitlists, we could put it into our nursing homes, we could take care of our most vulnerable. Thank you, Mr. President.

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

Senator **TIPPING:** I just wanted to note this is obviously after Mainers voted in 2017 overwhelmingly to pass Medicaid expansion, and I just wanted to mention since we were discussing the ethos of Dirigo last week that we led the way and many other states have followed, I believe it's nine states that passed it by referendum, including South Dakota, Idaho, Nebraska, Utah, and Oklahoma.

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

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#270)

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

NAYS: Senators: BRAKEY, GUERIN, HARRINGTON, KEIM, LIBBY, LYFORD, STEWART, TIMBERLAKE

EXCUSED: Senators: BLACK, FARRIN

25 Senators having voted in the affirmative and 8 Senators having voted in the negative, with 2 Senators being excused, the motion by Senator **BALDACCI** of Penobscot to **ACCEPT** the Majority **OUGHT NOT TO PASS** Report, in concurrence, **PREVAILED.**

Divided Report

The Majority of the Committee on **HEALTH AND HUMAN SERVICES** on Resolve, to Establish a Comprehensive Integrated Co-occurring Behavioral Health Home Model Within the MaineCare Program

H.P. 564 L.D. 908

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

Signed:

Senators:
BALDACCI of Penobscot
INGWERSEN of York
MOORE of Washington

Representatives:

MEYER of Eliot
CRAVEN of Lewiston
FREDERICKS of Sanford
GRAHAM of North Yarmouth
GRIFFIN of Levant
JAVNER of Chester
LEMELIN of Chelsea
SHAGOURY of Hallowell
ZAGER of Portland

The Minority of the same Committee on the same subject reported that the same **Ought To Pass as Amended by Committee Amendment "A" (H-381)**.

Signed:

Representative:

MADIGAN of Waterville

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

Reports **READ**.

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

Divided Report

The Majority of the Committee on **HEALTH AND HUMAN SERVICES** on Bill "An Act to Provide Training, Professional Development and Wellness Supports for Child Protective Services Workers"

H.P. 649 L.D. 1013

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

Signed:

Senators:

BALDACCI of Penobscot
INGWERSEN of York
MOORE of Washington

Representatives:

MEYER of Eliot
CRAVEN of Lewiston
FREDERICKS of Sanford
GRAHAM of North Yarmouth
GRIFFIN of Levant
JAVNER of Chester
LEMELIN of Chelsea
SHAGOURY of Hallowell
ZAGER of Portland

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

Signed:

Representative:

MADIGAN of Waterville

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

Reports **READ**.

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

Divided Report

The Majority of the Committee on **HEALTH AND HUMAN SERVICES** on Bill "An Act to Establish a Managed Care Program for MaineCare Services"

H.P. 848 L.D. 1334

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

Signed:

Senators:

BALDACCI of Penobscot
INGWERSEN of York

Representatives:

MEYER of Eliot
CRAVEN of Lewiston
GRAHAM of North Yarmouth
MADIGAN of Waterville
SHAGOURY of Hallowell
ZAGER of Portland

The Minority of the same Committee on the same subject reported that the same **Ought To Pass as Amended by Committee Amendment "A" (H-340)**.

Signed:

Senator:

MOORE of Washington

Representatives:

FREDERICKS of Sanford
GRIFFIN of Levant
JAVNER of Chester
LEMELIN of Chelsea

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

Reports **READ**.

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

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

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

Senator **MOORE:** Thank you, Mr. President. I just rise to briefly speak about this particular bill. The entire time that I have been in the Senate, we have been talking about managed care and the advantages of managed care and looking at different approaches to it. And so, this bill is actually expanding or requiring that we establish a managed care program for all covered MaineCare services, and it would be gradually phased in so it would not be super-overwhelming to the Department. We were looking at those that are covered under the Children's Health Insurance Program and members that are eligible for TANF, or the Temporary Assistance for Needy Families. That would be the beginning, we were suggesting that by 2025, and then in 2027, when we've worked out all the kinks to it, then we would have all eligible MaineCare members would be enrolled in the managed care program. Statistically, managed care programs have shown to be a huge cost savings and the monies that we are spending on our MaineCare services, we could really see a lot more funding that could be available for some of the things that like Senator Brakey was talking about earlier. So, I am in - I will be voting against the motion on the Floor. Thank you.

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

Senator **BALDACCI:** Yes, I just want to - I don't mean to take issue with my good friend from Washington, I just want to indicate I think the majority of the committee's observations were that there was really no cost savings that were clearly - that were clearly demonstrated, that it was actually going to be a lot more - it was going to be more - a lot more managerial work and a lot more transferring people, and we didn't see the cost savings. I would also note that the Department indicated that it is having ongoing conversations, it is looking at managed care and certain aspects, but I don't think we are ready to force it on them wholesale. Thank you.

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

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#271)

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

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

EXCUSED: Senators: BLACK, FARRIN

22 Senators having voted in the affirmative and 11 Senators having voted in the negative, with 2 Senators being excused, the motion by Senator **BALDACCI** of Penobscot to **ACCEPT** the Majority **OUGHT NOT TO PASS** Report, in concurrence, **PREVAILED**.

Divided Report

The Majority of the Committee on **HEALTH AND HUMAN SERVICES** on Bill "An Act to Ensure Treatment for MaineCare Recipients with Serious Mental Illness by Prohibiting the Requirements for Prior Authorization and Step Therapy for Medications" (EMERGENCY)

H.P. 924 L.D. 1428

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

Signed:

Senators:

BALDACCI of Penobscot
INGWERSEN of York

Representatives:

MEYER of Eliot
CRAVEN of Lewiston
FREDERICKS of Sanford
GRAHAM of North Yarmouth
GRIFFIN of Levant
JAVNER of Chester
LEMELIN of Chelsea
SHAGOURY of Hallowell
ZAGER of Portland

The Minority of the same Committee on the same subject reported that the same **Ought To Pass as Amended by Committee Amendment "A" (H-383)**.

Signed:

Senator:

MOORE of Washington

Representative:

MADIGAN of Waterville

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

Reports **READ**.

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

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

Senator **BALDACC**I: Thank you. I would ask those, and I'm sure - first of all, the committee is extremely sympathetic and concerned about the issues, and we spent a lot of time at - in terms of public hearings on this issue. But I would ask my friends in the Senate, they should look at the testimony of Michelle Probert, the Director of MaineCare, who clearly indicated the - not only the administrative hurdles for this, but also the enormous cost. So, the cost to enact this could be clearly in the tens of millions of dollars, which would take away from other programs and other healthcare efforts. So, while it's something we need to pay more attention to and we need to look at, I would ask the Senate to adopt our Ought Not to Pass Report.

THE PRESIDENT: The Chair recognizes the Senator from Aroostook, Senator Stewart.

Senator **STEWART:** Thank you, Mr. President. Ladies and gentlemen of the Senate, I'm not going to ask for a Roll Call here, I understand that this bill isn't going to go very far, but I do just want to say that in terms of cost, it's incredibly frustrating to me that the way that this system works, or the way that this Body works, the way the Department works, is that it doesn't capture the fact that when we're mandating that people with severe mental illness have to fail with dealing with that mental illness by a lack of access, a lack of the prescriptions that they need that actually work, that will keep them out of places like hospitals and places like emergency rooms and places like police departments, there's a cost associated with that, too. And we have worked hard in this Body, I've sponsored legislation in the past to that effect, that deals with getting away from this fail first model that sends people to those places that are completely inappropriate for what they actually need and the treatment that they actually need. And so, I hope in the next Legislature, we can actually deal with this in a more appropriate way than what we've done here today, and I don't want the folks that are listening out there to think that the Legislature doesn't care about them and doesn't care about the problems that they're encountering, and the fact that we are mandating that they have to fail first in order to receive access to the prescriptions that we know will actually work and treat their mental illness. So, thank you, Mr. President.

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

Senator **BALDACC**I: I would just indicate to my good friend from Aroostook that we would certainly reconsider our position if the - if our friends in the other party were going to come up with a 50 or 100 million without taking from any other programs that this would cost. So, I think what we're doing is following established practices right now, and we have - I think anyone who has been here would see that the Health and Human Services Committee has passed a broad array of very significant legislation to address mental illness and substance abuse. So, no one should take away from anything that we have done that nobody is listening. This is a complicated financial issue more than anything else, and I understand and sympathize with those concerns, but we're going to have to figure out other ways to address them without breaking the budget, which this would do, and it would take away from healthcare and services for others. Thank you.

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

THE PRESIDENT: The Chair recognizes the Senator from Aroostook, Senator Stewart.

Senator **STEWART:** Thank you, Mr. President. Ladies and gentlemen of the Senate, I rise just to respond to my good friend from Penobscot. At a time when the State has historic excess revenues, this is something we absolutely could pass, we could absolutely fund it, and in fact, without touching any funds that are currently going towards other services. Now, the Governor's proposed her budget, and that's good and fine, but the Legislature still has a job to do, and we still have to pick our priorities. To me, this should be one of them. I would think that again instead of mandating that people have to fail first on the prescriptions that we are providing them and requiring them to take, we could keep them out of jails, we could keep them out of ERs, we could save money in the long term in that regard and be doing a societal good at the same time by addressing this problem. And I'd certainly like to see our funds go to things like this instead of some of the other things that were proposed in the Governor's budget. So, with that, I hope you follow my light and send this bill to the Appropriations Table; that way, we could have a meaningful conversation around how we're going to pay for it. Thank you.

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

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#272)

YEAS: Senators: **BALDACC**I, **BEEBE-CENTER**, **CARNEY**, **DAUGHTRY**, **DUSON**, **INGWERSEN**, **LAFOUNTAIN**, **LAWRENCE**, **PIERCE**, **RAFFERTY**, **ROTUNDO**, **TIPPING**, **VITELLI**, **PRESIDENT JACKSON**

NAYS: Senators: **BAILEY**, **BENNETT**, **BRAKEY**, **BRENNER**, **CHIPMAN**, **CURRY**, **GROHOSKI**, **GUERIN**, **HARRINGTON**, **HICKMAN**, **KEIM**, **LIBBY**, **LYFORD**, **MOORE**, **NANGLE**, **POULIOT**, **RENY**, **STEWART**, **TIMBERLAKE**

EXCUSED: Senators: **BLACK**, **FARRIN**

14 Senators having voted in the affirmative and 19 Senators having voted in the negative, with 2 Senators being excused, the motion by Senator **BALDACC**I of Penobscot to **ACCEPT** the Majority **OUGHT NOT TO PASS** Report, in concurrence, **FAILED**.

The Minority **OUGHT TO PASS AS AMENDED** Report **ACCEPTED**, in **NON-CONCURRENCE**.

Bill **READ ONCE**.

Committee Amendment "A" (H-383) **READ** and **ADOPTED**, in **NON-CONCURRENCE**.

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

Sent down for concurrence.

Divided Report

The Majority of the Committee on **INLAND FISHERIES AND WILDLIFE** on Bill "An Act to Expand Protections to Maine's Loons from Lead Poisoning by Prohibiting the Sale and Use of Certain Painted Lead Jigs"

H.P. 605 L.D. 958

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

Signed:

Senators:

- LaFOUNTAIN of Kennebec
- BLACK of Franklin
- CURRY of Waldo

Representatives:

- LANDRY of Farmington
- CLUCHEY of Bowdoinham
- DILL of Old Town
- GOLEK of Harpswell
- HEPLER of Woolwich
- THORNE of Carmel
- WOODSOME of Waterboro

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

Signed:

Representatives:

- DRINKWATER of Milford
- MASON of Lisbon
- WOOD of Greene

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

Reports **READ**.

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

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

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

Senator **BRAKEY:** Thank you, Mr. President. I rise in opposition to the pending motion on behalf of a constituent of mine in Poland, Maine, who is affiliated with Maine Bass Nation and is very knowledgeable and passionate about this issue. You know, just a few weeks ago, he invited myself and his State Representative, Representative Boyer, out to come and meet and speak with him on this. And he showed us a lot of the different kinds of jigs that exist, which, I'll be honest, I'm no expert on, but going from what he said, he raised some concerns about this bill that I think should be considered before we vote on it.

First, I want to say I understand the good intent of this legislation, seeking to ban painted lead jigs, but there are a few facts we should consider. First, the proposal seems to be somewhat unenforceable. There are primarily two kinds of jigs currently lawful and utilized for fishing in Maine - painted lead jigs and tungsten jigs. If you were to look at one next to the other, there really is no telling one from the other. For a law enforcement officer to determine this, he or she would have to basically destroy the person's property by scraping off the paint, and is that really what we are expecting our law enforcement officers to spend their time doing?

Second, painted lead jigs are made here in Maine, but 80% of the global tungsten supply is controlled by China and, as such, the tungsten jigs are much more expensive. This bill would drive up the price for Maine consumers, harm Maine businesses in the process, and ship Maine jobs overseas.

Third, we all love our loons, and our loon population has, as I understand it, actually greatly expanded in recent years. It does not seem that the loon population is at risk or in - or in decline. Further, with proper education, which my constituent with Maine Bass Nation tells me is taking place and that he regularly helps to facilitate, we could avoid jigs being left behind in our lakes and waterways, mitigating the potential problem.

In short, this bill, to me, seems to be unenforceable, counterproductive, and unnecessary. I hope the Senate will join with me in opposing the pending motion.

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

Senator **LAFOUNTAIN:** Thank you, Mr. President. I just rise to speak that this is easily enforceable with the two-year timeframe where you're not allowed to sell painted lead jigs. It's as simple as that.

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

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

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#273)

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

NAYS: Senators: BRAKEY, GUERIN, KEIM, LYFORD, MOORE

EXCUSED: Senators: BLACK, DAUGHTRY, FARRIN

27 Senators having voted in the affirmative and 5 Senators having voted in the negative, with 3 Senators being excused, the motion by Senator **LAFOUNTAIN** of Kennebec to **ACCEPT** the Majority **OUGHT TO PASS** Report, in concurrence, **PREVAILED**.

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

Divided Report

The Majority of the Committee on **LABOR AND HOUSING** on Bill "An Act to Expand the 1998 Special Retirement Plan to Include Employees Who Work for the Office of Chief Medical Examiner" H.P. 387 L.D. 610

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

Signed:

Senator: TIPPING of Penobscot

Representatives:
ROEDER of Bangor
BRADSTREET of Vassalboro
DRINKWATER of Milford
GEIGER of Rockland
GERE of Kennebunkport
MALON of Biddeford
RUSSELL of Verona Island
SKOLD of Portland
SOBOLESKI of Phillips

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

Signed:

Senator: POULIOT of Kennebec

Comes from the House with the Majority **OUGHT TO PASS AS AMENDED BY COMMITTEE AMENDMENT "A" (H-379)** Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-379)**. Reports **READ**.

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

Bill **READ ONCE**.

Committee Amendment "A" (H-379) **READ** and **ADOPTED**, in concurrence.

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

Divided Report

The Majority of the Committee on **LABOR AND HOUSING** on Bill "An Act to Provide Rural Sober Living Housing for Mothers" H.P. 712 L.D. 1116

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

Signed:

Senators:
TIPPING of Penobscot
POULIOT of Kennebec

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

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

Signed:

Representatives:
BRADSTREET of Vassalboro
DRINKWATER of Milford
SOBOLESKI of Phillips

Comes from the House with the Majority **OUGHT TO PASS AS AMENDED BY COMMITTEE AMENDMENT "A" (H-374)** Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-374)**.

Reports **READ**.

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

Bill **READ ONCE**.

Committee Amendment "A" (H-374) **READ** and **ADOPTED**, in concurrence.

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

Divided Report

The Majority of the Committee on **LABOR AND HOUSING** on Bill "An Act to Ensure Fairness in Unemployment Benefits by Clarifying Laws Regarding Labor Organizations"
H.P. 882 L.D. 1368

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-378)**.

Signed:

Senator:
TIPPING of Penobscot

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

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

Signed:

Senator:
POULIOT of Kennebec

Representatives:
BRADSTREET of Vassalboro
DRINKWATER of Milford
SOBOLESKI of Phillips

Comes from the House with the Majority **OUGHT TO PASS AS AMENDED BY COMMITTEE AMENDMENT "A" (H-378)** Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-378)**.

Reports **READ**.

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

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

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#274)

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

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

EXCUSED: Senators: BLACK, FARRIN

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

Bill **READ ONCE**.

Committee Amendment "A" (H-378) **READ** and **ADOPTED**, in concurrence.

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

Divided Report

The Majority of the Committee on **LABOR AND HOUSING** on Bill "An Act to Inform Fair Minimum Rates of Wages and Benefits in Bids for Public Contracts Using State and Federal Data"
H.P. 915 L.D. 1419

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

Signed:

Senator:
TIPPING of Penobscot

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

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

Signed:

Senator:
POULIOT of Kennebec

Representatives:
BRADSTREET of Vassalboro
DRINKWATER of Milford
SOBOLESKI of Phillips

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

Reports **READ**.

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

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

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#275)

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

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

EXCUSED: Senators: BLACK, FARRIN

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

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

Divided Report

The Majority of the Committee on **LABOR AND HOUSING** on Bill "An Act to Provide Public Sector Labor Unions Reasonable Access to Information Regarding Employees"
H.P. 1033 L.D. 1588

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

Signed:

Senators:
TIPPING of Penobscot
DAUGHTRY of Cumberland

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

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

Signed:

Representatives:
DRINKWATER of Milford
GALLETTA of Durham
SOBOLESKI of Phillips

Comes from the House with the Majority **OUGHT TO PASS AS AMENDED BY COMMITTEE AMENDMENT "A" (H-377)** Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-377)**.

Reports **READ**.

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

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

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#276)

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

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

EXCUSED: Senators: BLACK, FARRIN

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

Bill **READ ONCE**.

Committee Amendment "A" (H-377) **READ** and **ADOPTED**, in concurrence.

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

Divided Report

The Majority of the Committee on **LABOR AND HOUSING** on Bill "An Act to Promote Workforce Development by Establishing a Workforce Development Program"

H.P. 1243 L.D. 1935

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-375)**.

Signed:

Senators:

TIPPING of Penobscot
DAUGHTRY of Cumberland

Representatives:

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

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

Signed:

Representatives:

BRADSTREET of Vassalboro
DRINKWATER of Milford
SOBOLESKI of Phillips

Comes from the House with the Majority **OUGHT TO PASS AS AMENDED BY COMMITTEE AMENDMENT "A" (H-375)** Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-375)**.

Reports **READ**.

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

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

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#277)

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

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

EXCUSED: Senators: BLACK, FARRIN

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

Bill **READ ONCE**.

Committee Amendment "A" (H-375) **READ** and **ADOPTED**, in concurrence.

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

Divided Report

The Majority of the Committee on **STATE AND LOCAL GOVERNMENT** on Bill "An Act to Replace Participation Thresholds in Municipal Referenda with Lower Approval Thresholds"

H.P. 692 L.D. 1097

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

Signed:

Senators:

NANGLE of Cumberland
BALDACCI of Penobscot
LYFORD of Penobscot

Representatives:

STOVER of Boothbay
ADAMS of Lebanon
COPELAND of Saco
DHALAC of South Portland
GREENWOOD of Wales
POMERLEAU of Standish
RISEMAN of Harrison
UNDERWOOD of Presque Isle

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

Signed:

Representatives:

ABDI of Lewiston
PAULHUS of Bath

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

Reports **READ**.

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

Divided Report

The Majority of the Committee on **STATE AND LOCAL GOVERNMENT** on Bill "An Act to Allow for the Recall of an Elected Municipal Official for Any Reason" H.P. 753 L.D. 1181

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

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

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

Signed:

Representatives:

ADAMS of Lebanon
GREENWOOD of Wales
POMERLEAU of Standish

UNDERWOOD of Presque Isle

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

Reports **READ**.

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

Divided Report

The Majority of the Committee on **STATE AND LOCAL GOVERNMENT** on Bill "An Act to Provide Staffing for Ongoing Study Commissions During Legislative Sessions" H.P. 1066 L.D. 1668

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-361)**.

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

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

Signed:

Senator:

LYFORD of Penobscot

Representatives:

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

Comes from the House with the Majority **OUGHT TO PASS AS AMENDED BY COMMITTEE AMENDMENT "A" (H-361)** Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-361)**.

Reports **READ**.

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

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

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#278)

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

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

EXCUSED: Senators: BLACK, FARRIN

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

Bill **READ ONCE**.

Committee Amendment "A" (H-361) **READ** and **ADOPTED**, in concurrence.

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

Divided Report

The Majority of the Committee on **VETERANS AND LEGAL AFFAIRS** on Bill "An Act to Provide Consistency of Process for Maine's Electoral Votes by Prohibiting Enactment of the National Popular Vote Interstate Compact"

H.P. 957 L.D. 1502

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

Signed:

Senators:
HICKMAN of Kennebec
BRENNER of Cumberland

Representatives:
SUPICA of Bangor
COLLINGS of Portland
MALON of Biddeford
MONTELL of Gardiner
RIELLY of Westbrook

RISEMAN of Harrison

The Minority of the same Committee on the same subject reported that the same **Ought To Pass as Amended by Committee Amendment "A" (H-349)**.

Signed:

Senator:
TIMBERLAKE of Androscoggin

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

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

Reports **READ**.

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

Divided Report

The Majority of the Committee on **VETERANS AND LEGAL AFFAIRS** on Bill "An Act to Amend a Circulator's Oath for Petitions and Nomination Papers by Including the Number of Signatures Collected"

H.P. 1178 L.D. 1846

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

Signed:

Senators:
HICKMAN of Kennebec
BRENNER of Cumberland

Representatives:
SUPICA of Bangor
COLLINGS of Portland
MALON of Biddeford
MONTELL of Gardiner
RIELLY of Westbrook
RISEMAN of Harrison
RUDNICKI of Fairfield

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

Signed:

Senator:
TIMBERLAKE of Androscoggin

Representatives:

ANDREWS of Paris
BOYER of Poland
HYMES of Waldo

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

Reports **READ**.

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

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

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

Senator **BRAKEY:** Could leadership approach the rostrum? I don't usually request it.

Senate at Ease.

The Senate was called to order by the President.

Senator **STEWART** of Aroostook requested and received leave of the Senate to withdraw his request for a Roll Call.

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

Divided Report

Six Members of the Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY** on Resolve, to Study Training in Racial Issues, Racial Justice and Social Issues at the Maine Criminal Justice Academy and Study Additional Requirements for Law Enforcement Officers and Candidates

H.P. 795 L.D. 1247

Reported in Report "**A**" that the same **Ought to Pass as Amended by Committee Amendment "A" (H-231)**.

Signed:

Senator:
BEEBE-CENTER of Knox

Representatives:

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

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

Signed:

Senators:
HARRINGTON of York
LaFOUNTAIN of Kennebec

Representatives:

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

Comes from the House with Report "**A**", **OUGHT TO PASS AS AMENDED BY COMMITTEE AMENDMENT "A" (H-231)**, **READ** and **ACCEPTED** and the Resolve **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-231)**.

Senator **BEEBE-CENTER** of Knox moved the Senate **ACCEPT** Report "**A**", **OUGHT TO PASS AS AMENDED BY COMMITTEE AMENDMENT "A" (H-231)**, in concurrence.

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

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

Senator **HARRINGTON:** Thank you, Mr. President. While the issue at hand here and the topic is a worthy one, I think it should be noted that the opposition is not the cause but rather that the Maine Criminal Justice Academy Board already has a 17-member board that deals with annual training and training of cadets at the Maine Criminal Justice Academy, Basic Law Enforcement Training Program, and that creating a redundant board that would potentially be in conflict with prescribing training for new cadets and annual training for law enforcement officers seems redundant and I think we should move to address the members of the current board if we want to look at the makeup of that board. So, thank you.

THE PRESIDENT: The pending question before the Senate is Acceptance of Report "A", Ought to Pass as Amended by Committee Amendment "A" (H-231). A roll call has been ordered. Is the Senate ready for the question?

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#279)

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

NAYS: Senators: BALDACCI, BENNETT, BRAKEY, GUERIN, HARRINGTON, KEIM, LAFOUNTAIN, LIBBY, LYFORD, MOORE, NANGLE, POULIOT, STEWART, TIMBERLAKE

EXCUSED: Senators: BLACK, FARRIN

19 Senators having voted in the affirmative and 14 Senators having voted in the negative, with 2 Senators being excused, the motion by Senator **BEEBE-CENTER** of Knox to **ACCEPT** Report "**A**", **OUGHT TO PASS AS AMENDED BY COMMITTEE AMENDMENT "A" (H-231)**, in concurrence, **PREVAILED**.

Resolve **READ ONCE**.

Committee Amendment "A" (H-231) **READ** and **ADOPTED**, in concurrence.

Under suspension of the Rules, **READ A SECOND TIME** and **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-231)**, in concurrence.

Divided Report

Six Members of the Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY** on Bill "An Act to Establish a Model Residential Ventilation Design and Installation Standard"

H.P. 867 L.D. 1353

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

Signed:

Senator:
BEEBE-CENTER of Knox

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

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

Signed:

Senators:
HARRINGTON of York
LaFOUNTAIN of Kennebec

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

Comes from the House with Report "**A**", **OUGHT TO PASS AS AMENDED BY COMMITTEE AMENDMENT "A" (H-350)**, **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-350)**.

Reports **READ**.

Senator **BEEBE-CENTER** of Knox moved the Senate **ACCEPT** Report "**A**", **OUGHT TO PASS AS AMENDED BY COMMITTEE AMENDMENT "A" (H-350)**, in concurrence.

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

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

Senator **POULIOT:** Thank you, Mr. President. So, I think - I can't figure out, can somebody help me understand why a model residential ventilation design and installation standard went to Criminal Justice and Public Safety? Is it because of the public safety aspect that it didn't go to the Housing Committee? I'm just kind of curious on that.

THE PRESIDENT: The Senator from Kennebec, Senator Pouliot, has posed a question through the Chair to anyone who may answer. I would say I think part of it is because the fire marshal's office is housed in Public Safety and MUBEC codes, but I'm going to let the - Senator from Knox, Senator Beebe-Center respond. The Chair recognizes the Senator from Knox, Senator Beebe-Center.

Senator **BEEBE-CENTER:** Thank you, Mr. President. Because MUBEC is under Criminal Justice and Public Safety Committee, that's why it came to the Public Safety part of the Criminal Justice Committee.

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

Senator **POULIOT:** Thank you, Mr. President. So, I think a lot of these pieces of legislation are super well-intentioned. You know, we want to make the environment safer for people. We wouldn't want to build housing out there in which case people weren't safe. But, I mean, we're all here today, we've all survived all these years without this additional regulation in place. And I have to ask, you know, what are we - what are we doing to help with making sure there's more places for people to live? Inventory is down 50% this year, Mr. President. I remember when I became a real estate agent just 13 years ago, dreaming of being able to list a home for \$250,000. There was an agent in my office, she got a

listing, and I was like someday I'm going to list a house for \$250,000. And wouldn't you know it, Mr. President, that now a \$250,000 house in Augusta is a two-bedroom, one-bath ranch on a slab built 15 years ago with an attached one-car garage. And I hate to say it, and it's tough because, you know, we want to keep our constituents safe, we want to keep people safe, we want good, clean environments, but then we're - we've got pieces of legislation like this that make it really, really challenging for people to bring new inventory to the market to help bring those costs down. So, inadvertently, with a piece of legislation like this, the challenge then becomes, you know, what are we trying to prioritize here? You know, do we want to be able to make sure that people have access to affordable places to live or do we want to make sure that only the people that can afford the places that are created are able to live in a safe environment? Because I know that all of you probably have constituents who we've gone and knocked on their doors and you're like wow, I can't believe somebody actually lives in this building. Which is sad, and I empathize with that, for sure. But when we start going to this degree to put in certain ventilation standards and requirements and so forth, this is when it becomes really challenging for us to achieve the goal that I think we all have around providing more places for people to live. And I'm a big proponent of the energy code, MUBEC, I think that we should be doing things to incorporate that in, but this really just seems to go too far in an age where we're trying to bring, you know, more affordable housing options to our constituents. Thank you, Mr. President.

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

Senator **NANGLE:** Sorry for the late push, Mr. President. Thank you. I think all this bill does is asks the State to create a model - model ventilation design. The cities and towns can accept it or not accept it based on their choice.

THE PRESIDENT: The pending question before the Senate is Acceptance Report "A", Ought to Pass as Amended by Committee Amendment "A" (H-350). A roll call has been ordered. Is the Senate ready for the question?

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#280)

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

NAYS: Senators: BENNETT, BRAKEY, CURRY, GUERIN, HARRINGTON, KEIM, LAFOUNTAIN, LIBBY, LYFORD, MOORE, POULIOT, STEWART, TIMBERLAKE

EXCUSED: Senators: BLACK, FARRIN

20 Senators having voted in the affirmative and 13 Senators having voted in the negative, with 2 Senators being excused, the motion by Senator **BEEBE-CENTER** of Knox to **ACCEPT** Report **"A", OUGHT TO PASS AS AMENDED BY COMMITTEE AMENDMENT "A" (H-350)**, in concurrence, **PREVAILED**.

Bill **READ ONCE**.

Committee Amendment "A" (H-350) **READ** and **ADOPTED**, in concurrence.

Under suspension of the Rules, **READ A SECOND TIME** and **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-350)**, in concurrence

Senate

Ought to Pass

Senator **CHIPMAN** for the Committee on **TRANSPORTATION** on Resolve, to Designate the Route 15 Bridge Located in the Town of Kenduskeag the William S. Pullen Bridge (EMERGENCY) S.P. 749 L.D. 1848

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

Report **READ**.

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

Senator **GUERIN:** Thank you, Mr. President, and thank you for allowing me to honor the name of one of our fallen heroes from my hometown. William "Bill" S. Pullen, the son of Ervin and Amy Pullen, and a sibling to four brothers and seven sisters was an active student at East Corinth Academy and worked on the family farm and played with his siblings along the Kenduskeag stream much as I did when I was a child. And then came war. Like other towns and cities in the 1940s, most of the young men in Kenduskeag volunteered to serve. Bill joined his brothers, George, Lamont, and Raymond, in enlisting in the military. His first mission was the Battle of Monte Cassino. Followed by that was the Battle of Venafrò, where 48 of the 193 men in his company survived - a very small number. Moving forward, he would be part of numerous attacks and counterattacks, resulting in the loss of friends who fell victim to war. He paid the ultimate price of war on September 12, 1944, when he was killed in action. The military report sent to his family stated his squad was cut off from the company by heavy machinegun fire. Your son was last seen during that action. When I was contacted in February about submitting legislation to name Bridge 2967 in Kenduskeag after William S. Pullen, I was more than happy to do so. Kenduskeag is my hometown and the home of many generations of Bill Pullen and my families. I'm certain he and my father must've been friends before going off to war to fight for our country in World War II. While his - while my father and others returned home, tragically Corporal Pullen was the only one who did not make it safely back to Kenduskeag at the end of the war. I know how much naming the bridge means to his family and this veteran-centered community, so I'm asking you to support L.D. 1848, and

I thank you for allowing me to honor his name in this Chamber today.

Report **ACCEPTED**.

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

Sent down for concurrence.

Ought to Pass As Amended

Senator BEEBE-CENTER for the Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY** on Bill "An Act to Improve Sexual Assault Kit Tracking"

S.P. 605 L.D. 1484

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-235)**.

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

Bill **READ ONCE**.

Committee Amendment "A" (S-235) **READ** and **ADOPTED**.

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

Sent down for concurrence.

Senator RAFFERTY for the Committee on **EDUCATION AND CULTURAL AFFAIRS** on Resolve, Directing the Department of Education and the Maine Municipal Bond Bank to Amend Their Rules Regarding the Maine School Facilities Finance Program and the School Revolving Renovation Fund

S.P. 591 L.D. 1472

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-238)**.

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

Resolve **READ ONCE**.

Committee Amendment "A" (S-238) **READ** and **ADOPTED**.

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

Sent down for concurrence.

Senator RAFFERTY for the Committee on **EDUCATION AND CULTURAL AFFAIRS** on Bill "An Act to Allow Student Representation Within the Governance of the University of Maine System"

S.P. 661 L.D. 1656

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-241)**.

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

Bill **READ ONCE**.

Committee Amendment "A" (S-241) **READ** and **ADOPTED**.

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

Sent down for concurrence.

Senator RAFFERTY for the Committee on **EDUCATION AND CULTURAL AFFAIRS** on Bill "An Act to Provide Critical Matching Funds for Child Care Services on the Northern Maine Community College Campus"

S.P. 817 L.D. 1988

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-240)**.

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

Bill **READ ONCE**.

Committee Amendment "A" (S-240) **READ** and **ADOPTED**.

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

Sent down for concurrence.

Senator CHIPMAN for the Committee on **TRANSPORTATION** on Resolve, Directing the Maine-Canadian Legislative Advisory Commission and the New England and Eastern Canada Legislative Commission to Examine Restoring Passenger Rail from Boston to Montreal

S.P. 312 L.D. 754

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-239)**.

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

Resolve **READ ONCE**.

Committee Amendment "A" (S-239) **READ** and **ADOPTED**.

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

Sent down for concurrence.

Senator CHIPMAN for the Committee on **TRANSPORTATION** on Resolve, to Install a Suicide Barrier on the Penobscot Narrows Bridge (EMERGENCY)

S.P. 454 L.D. 1120

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-234)**.

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

Resolve **READ ONCE**.

Committee Amendment "A" (S-234) **READ** and **ADOPTED**.

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

Sent down for concurrence.

Divided Report

The Majority of the Committee on **EDUCATION AND CULTURAL AFFAIRS** on Bill "An Act Regarding Safe Schools" S.P. 138 L.D. 317

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

Signed:

Senators:

RAFFERTY of York
PIERCE of Cumberland

Representatives:

BRENNAN of Portland
DODGE of Belfast
MILLETT of Cape Elizabeth
MURPHY of Scarborough
SARGENT of York
WORTH of Ellsworth

The Minority of the same Committee on the same subject reported that the same **Ought To Pass as Amended by Committee Amendment "A" (S-242)**.

Signed:

Senator:

LIBBY of Cumberland

Representatives:

BAGSHAW of Windham
LYMAN of Livermore Falls
POLEWARCZYK of Wiscasset
SAMPSON of Alfred

Reports **READ**.

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

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

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#281)

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

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

EXCUSED: Senators: BLACK, FARRIN

22 Senators having voted in the affirmative and 11 Senators having voted in the negative, with 2 Senators being excused, the motion by Senator **RAFFERTY** of York to **ACCEPT** the Majority **OUGHT NOT TO PASS PREVAILED**.

Sent down for concurrence.

Divided Report

The Majority of the Committee on **EDUCATION AND CULTURAL AFFAIRS** on Bill "An Act to Allow School Activity Buses for Public Schools"

S.P. 422 L.D. 1053

Reported that the same be **REFERRED** to the Committee on **TRANSPORTATION**.

Signed:

Senator:

LIBBY of Cumberland

Representatives:

BAGSHAW of Windham
LYMAN of Livermore Falls
MILLETT of Cape Elizabeth
POLEWARCZYK of Wiscasset
SAMPSON of Alfred
SARGENT of York

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

Signed:

Senators:

RAFFERTY of York
PIERCE of Cumberland

Representatives:

BRENNAN of Portland
DODGE of Belfast
MURPHY of Scarborough
WORTH of Ellsworth

Reports **READ**.

Senator **RAFFERTY** of York moved the Senate **ACCEPT** the Minority **OUGHT NOT TO PASS** Report.

Senator **STEWART** of Aroostook moved the Bill and accompanying papers be **COMMITTED** to the Committee on **TRANSPORTATION**.

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

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

Senator **BRAKEY:** Thank you, Mr. President. This is a piece of legislation that is a bipartisan piece of legislation that I submitted along with the entire Auburn delegation on - at the request of our Superintendent of Schools. We had a public hearing in the Education and Cultural Affairs Committee at the end of March, almost two and a half months ago. This legislation is pretty simple in that our superintendent brought to us a problem, and I think it's a problem that all of our districts are experiencing, which is the bus driver shortage. And she noticed that private schools are able to use these short school activity buses for point-to-point transportation, going to school events or sporting events, not drop-off and pickup for bus stops, but just point to point transportation. And she - but public schools are not able to do that for some reason in the law. I'll give it to Representative Adam Lee in the Other Chamber helped kind of craft the language on this to try to really remedy that. And -

THE PRESIDENT: Senator? The motion is to commit the bill back to committee, not actually on the bill.

Senator **BRAKEY:** I understand. I want to - my intent, and you can correct me if I'm out of line, is to speak to the process that happened that got to this point and why the process should continue on to the Transportation Committee, not to speak in favor of passage of the bill.

THE PRESIDENT: The Senator may proceed.

Senator **BRAKEY:** I appreciate it. So, in the process in the committee that this - this was heard on March 29th, two and a half months ago. At the time, Representative Millett, a former

member of this Chamber and former Senate Chairman of the Education Committee, noted as we heard from people, from the superintendent of schools to many of our school officials who came up in support of this to try to alleviate the bus driver shortage, noted that it seemed to be in the wrong title of law, and that it was - you know, this was the transportation area of law and that it should go to transportation. That was noted on March 29th. The work session was not held. I don't know why there was such a long delay on it, but the work session was not held for another month and a half, at which point we were told it's too late to send it to Transportation by some, but I'll hand it to a bipartisan majority on the committee supported sending it to Transportation and trying to address this problem. I don't understand why it was delayed for so long. I don't understand why there was such opposition to having it go to Transportation. I guess I just would say this is a very real problem, the bus driver shortage, it's affecting all of our districts, and if there's something we can do, here is a bipartisan piece of legislation that can help alleviate that even just a little bit. So, I hope that we will recommit this to - we will commit this to the Transportation Committee so that process can continue, and we can get a solution that can help our constituents. Thank you.

THE PRESIDENT: The pending question before the Senate is to Commit back to Transportation - commit to the Transportation Committee. A roll call has been ordered. Is the Senate ready for the question?

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#282)

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

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

EXCUSED: Senators: BLACK, FARRIN

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

The pending question before the Senate was the motion by Senator Rafferty of York to Accept the Minority Ought Not to Pass Report.

THE PRESIDENT: The Chair recognizes the Senator from Aroostook, Senator Stewart.

Senator **STEWART**: Thank you, Mr. President. I'd request a roll call. I believe we're back to the underlying movement of the Minority Report, which I'd like to roll call and that has not been ordered yet.

Senator **STEWART** of Aroostook requested a Roll Call.

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

Senator **LAWRENCE**: Thank you, Mr. President. Important point of order, I don't think your microphone is on.

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

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

Senator **LIBBY**: Thank you, Mr. President. Men and women of the Senate, I do want to note that that was an important point of order. I mean, we - I think we've got to think about this for just a moment. I know I went back to my school districts and they asked me for these small buses. And so, it - and there are members in the Chamber that they're with me and they're like we need these small buses for these specific purposes. And so, we thought well, look - I don't know why we're moving a Minority report because we thought look, let's send it where it belongs. We'll send it to Transportation, they can evaluate the safety issue, if there really is one. I mean, I think this goes back to the old times when we had the minivans that rolled and that, you know, created this wave of legislation and, you know, the DOE got all caught up in it. These are solid vehicles that have a good safety record, but it would be fantastic if we were able to send this to the Transportation Committee and let them evaluate that, even if it was carried over. It's an issue, our schools are asking for it, so I hope you'll vote against the pending motion. Thank you very much.

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

Senator **RAFFERTY**: Thank you, Mr. President. I just want to speak to clarify a couple of issues. There was confusion on this bill and there was a big gap between the public hearing and the actual work session and so it was during that work session that there was confusion in terms of where does this belong in terms of committee. But ultimately, I think this is, you know, looks on the surface like a solution to a problem that exists statewide. There's no doubt about it. I know my own school district and the schools throughout, whether it be middle schools or high schools, have had to cancel or reschedule games oftentimes because they just flat-out don't have the drivers to accommodate their schedules. However, if you look closer, and we learned this at the work session through a Representative from the - the same person that would speak to the Transportation Committee spoke to the Education Committee. And they basically said (A) if you do a side-by-side comparison of these two vehicles, there is a huge discrepancy in terms of safety. They do not match up. Buses are very different than these type of vans. So, the safety piece is an issue. Also, it's important to note that public funds cannot be

used to purchase these equipment - this equipment. So, you can't use - the money can't come out of the school budget to buy these vehicles. And (B) money can't come out of the school budget to operate these vehicles. So, what happens is oftentimes that schools that are allowed to use these buses is that a coach will be the driver, and the coach will transport the team back and forth. Now, the reality is there's a licensing issue as well. All school drivers have CDLs. You don't need a CDL to operate this vehicle. So, I just am nervous any time that we, you know, intend or unintentionally lower safety standards for our students is a mistake. That's just my perspective. It is a mistake. So, I urge you to think through that. Think through that. We can't go back in time if something happens using one of these vehicles and say 'oh, I didn't know that.' We do know it. They don't match up safety wise. You can't use public funds to purchase or operate. There is no magic answer to this transportation issue. There's none. But this is not it, and I thank you for listening and urge you to vote Ought Not to Pass.

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

Senator **BRAKEY**: Thank you, Mr. President. To speak in opposition of the motion and this time in favor of the actual bill, and to respond to the good Senator Rafferty. The fact that you don't need a commercial driver's license to drive one of these school activity buses is exactly the point of this legislation. That's not a problem, that's a feature. The problem is we have a shortage of people with commercial driver's licenses, which you need to drive - and rightfully, you need to drive - one of these much longer buses that require a lot more skill to drive because it's like - to some degree, like driving a big truck. It's a very big vehicle. These school activity buses are much smaller. You don't need a CDL, and as I talked with my superintendent of schools, if you allowed people to use a school activity bus for point-to-point transportation, you free up the CDL drivers to be able to drive people to and from the bus stops. Right now, it's just not functional. We just don't have enough drivers to go around. I know we're dealing with workforce shortages in all aspects of our workforce, but this is something that, well, certainly, we're feeling it with our school bus drivers. It's - it's such a simple thing. Our private schools are already doing it, and I haven't heard of any problems from the private schools doing this. Has anyone heard of any huge safety issues that have come up from a private school putting students on a school activity bus and driving them to a sporting event? I've never heard that. So, it's - we're not even just dealing in the realm of hypotheticals. We could hypothetically talk about safety issues that could occur, or we could look at the reality of what's already going on and see that it's working out fine. If the private schools can do it, let's just let the public schools do it. It's already happening. Thank you, Mr. President.

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

Senator **TIMBERLAKE**: Thank you, Mr. President. I guess I'd like to pose a question through the Chair. I don't know as I understand what I'm voting on now because I thought these vehicles were already in our school districts and had already been purchased. I know in SAD 52, we have everything from minivans to what I call our short bus, which will carry under 16 students,

and we have some that will carry up to 26 that were bought with taxpayer money, paid for our hauling around our special needs students. If they're safe enough to haul them, I think they'd be safe enough to haul any of our other students. I don't know as I really understand, I guess I'd ask for an explanation because I am a commercial inspection licenses for everything up to over 100,000 pounds. I also have a CDL, I also have a bus driver's endorsement, so I know the laws pretty well. I guess I don't understand what the good Senator was saying when he says these buses, because I can think within my own school district, I think there's 16 minivans and I think there's seven buses that are under - that carry under 16, because 16 happens to be the magic number to not have to have a bus driver's endorsement. So, I'd just like clarity of what they mean by - by not allowed to have them. I just - I can't grasp it yet.

THE PRESIDENT: The Senator from Androscoggin, Senator Timberlake, has posed a series of questions through the Chair to anyone who may answer. The Chair recognizes the Senator from York, Senator Rafferty.

Senator **RAFFERTY:** Thank you, Mr. President. And I will say that these - the ones that your school owns, they are allowed to purchase those using public funds and they're allowed to use public funds to operate them. There's a difference between the shuttles that we're talking about, essentially, are very similar to a hotel shuttle. They don't have lights and flashing and bars to guide kids across the street or whatever. They're just pickup/drop-off. But there is a huge difference between the two in terms of overall safety. And in my opinion, we'd be making a mistake to lessen the safety standards because we are in need. The type of vehicle is not going to necessarily answer that call, it's just a case of training more people and attracting those folks to the jobs. But I think to sacrifice safety is the wrong direction to go in. Thank you.

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

Senator **TIMBERLAKE:** Thank you, Senator, and thank you, Mr. President. After hearing that explanation, I go back to my point is we already own these buses. We just got to give them permission to use them for all of the most efficient way that we can to operate our school districts in these times that we're in with buses. I don't know as I agree with the good Senator about safety on them. These buses are designed - these vehicles are designed and built to carry students, to carry athletes. They do have lights on them, on most of them. They either have the strobes on top or they have wigwags. I believe that we need to vote down the pending motion and send this over to Transportation and verify for a fact that - that this is a safety issue, because as I say, I've been involved in this for a number of years. I do have a CDL. I have bus driver endorsements. I've worked on training with it. I just think there is a way that we could help out. We let private schools do it. I don't understand why public schools would be treated any different. And when we talk private schools, we're talking, you know, some of the academies that are just as big as some of our high schools. They get to do it but yet we won't let our schools, and I think it's bad business at this point in time with the problem we're having with finding people to move - to move students around. I know my grandson this year at a track meet, we got a telephone call that the bus

driver had to leave and we got a bunch of parents together and went and picked up all the kids and brought them back home. And if they could've used one of the buses, the smaller buses that was equipped, I think that's safer than moving them in cars and having it moved that way. So, I would hope you would vote down the pending motion. I think there's some work to be done and I think there's a reason to do it and we shouldn't make this a partisan issue. I really think there's a solution here that can be found.

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

Senator **NANGLE:** Thank you, Mr. President. I find it ironic that we are - we voted on a bill to make schools safer earlier and now we're voting on a bill that would make our students less safe. School buses are designed with the seats in particular ways and if you want to just take a look, you can google shuttle bus accidents and take a look at the images. I think they're probably a little less safe. So, I just - I support the Ought Not to Pass.

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

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#283)

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

NAYS: Senators: BENNETT, BRAKEY, CURRY, GUERIN, HARRINGTON, KEIM, LIBBY, LYFORD, MOORE, POULIOT, STEWART, TIMBERLAKE

EXCUSED: Senators: BLACK, FARRIN

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

Sent down for concurrence.

Divided Report

The Majority of the Committee on **EDUCATION AND CULTURAL AFFAIRS** on Bill "An Act to Address Student Hunger and Nutrition Through Expanded Access to Free Milk in Schools" (EMERGENCY)

S.P. 465 L.D. 1128

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-236)**.

Signed:

Senators:

RAFFERTY of York
LIBBY of Cumberland
PIERCE of Cumberland

Representatives:

BRENNAN of Portland
DODGE of Belfast
MILLETT of Cape Elizabeth
MURPHY of Scarborough
SARGENT of York
WORTH of Ellsworth

The Minority of the same Committee on the same subject reported that the same **Ought To Pass as Amended by Committee Amendment "B" (S-237)**.

Signed:

Representatives:

BAGSHAW of Windham
LYMAN of Livermore Falls
POLEWARCZYK of Wiscasset
SAMPSON of Alfred

Reports **READ**.

On motion by Senator **RAFFERTY** of York, the Majority **OUGHT TO PASS AS AMENDED BY COMMITTEE AMENDMENT "A" (S-236)** Report **ACCEPTED**.

Bill **READ ONCE**.

Committee Amendment "A" (S-236) **READ** and **ADOPTED**.

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

Sent down for concurrence.

Divided Report

The Majority of the Committee on **HEALTH AND HUMAN SERVICES** on Bill "An Act to Increase the Number of Children a Family Child Care Provider May Care for Without Having to Be Licensed by the Department of Health and Human Services"
S.P. 430 L.D. 1061

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

Signed:

Senator:

INGWERSEN of York

Representatives:

MEYER of Eliot
CRAVEN of Lewiston
GRAHAM of North Yarmouth
MADIGAN of Waterville
SHAGOURY of Hallowell
ZAGER of Portland

The Minority of the same Committee on the same subject reported that the same **Ought To Pass as Amended by Committee Amendment "A" (S-243)**.

Signed:

Senators:

BALDACCI of Penobscot
MOORE of Washington

Representatives:

FREDERICKS of Sanford
GRIFFIN of Levant
JAVNER of Chester
LEMELIN of Chelsea

Reports **READ**.

Senator **BALDACCI** of Penobscot moved the Senate **ACCEPT** the Minority **OUGHT TO PASS AS AMENDED** Report.

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

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

Senator **KEIM**: Thank you, Mr. President. Ladies and gentlemen of the Senate, I stand in support, strong support, of the motion before us. When we were shut down with COVID, one of the Governor's emergency orders was to increase the number of children that a home - that a family childcare provider could take into their homes. And if we were to increase it from two, which is current law in Maine, to three, which was the Governor's emergency order, we would still be one of the states that are most restrictive on these homecare providers. There has been absolutely no evidence to show that we have been more safe since we've moved it to this lower number, nor is there really any conclusive evidence to show that states that have a slightly higher number than two - whether it be three, four, five, or six - have safer outcomes for their children in these homecare settings. But what we do know is that we have a homecare desert, a childcare desert in the state of Maine. People need to find locations that work for them and, especially in rural Maine, there's not going to be large daycare centers set up all over my district, because it just doesn't work. But what does work is that your next-door neighbor or your next-door neighbor's grandmother takes in a few children, and it eases all across the communities in Maine the access to childcare. So, this is an incredibly simple bill, it's something the Governor already put in as an emergency order, and again, there's zero proof that children are less safe when we went down to two and - or that there's increased safety vice versa

with that. So, I would ask that you vote in support of the pending motion. Thank you.

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

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#284)

YEAS: Senators: BAILEY, BALDACCI, BENNETT, BRAKEY, CURRY, GUERIN, HARRINGTON, HICKMAN, KEIM, LAFOUNTAIN, LIBBY, LYFORD, MOORE, POULIOT, STEWART, TIMBERLAKE

NAYS: Senators: BEEBE-CENTER, BRENNER, CARNEY, CHIPMAN, DAUGHTRY, DUSON, GROHOSKI, INGWERSEN, LAWRENCE, PIERCE, RAFFERTY, RENY, ROTUNDO, TIPPING, VITELLI, PRESIDENT JACKSON

EXCUSED: Senators: BLACK, FARRIN

17 Senators having voted in the affirmative and 16 Senators having voted in the negative, with 2 Senators being excused, the motion by Senator **BALDACCI** of Penobscot to **ACCEPT** the Minority **OUGHT TO PASS AS AMENDED** Report **PREVAILED**.

Bill **READ ONCE**.

Committee Amendment "A" (S-243) **READ** and **ADOPTED**.

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

Sent down for concurrence.

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

ENACTORS

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

Emergency Measure

An Act to Amend the Hunting Laws as They Pertain to the Training of Dogs

H.P. 352 L.D. 547
(C "A" H-226)

This being an Emergency Measure and having received the affirmative vote of 33 Members of the Senate, with no Senators having voted in the negative, and 33 being more than two-thirds of the entire elected Membership of the Senate, was **PASSED TO BE ENACTED** and, having been signed by the President, was presented by the Secretary to the Governor for approval.

Emergency Measure

An Act to Establish the Companion Animal Sterilization Program in the Maine Revised Statutes

S.P. 263 L.D. 595
(C "A" S-175)

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

Emergency Measure

An Act to Continue the Department of Education Diploma Program Related to the COVID-19 Pandemic

S.P. 370 L.D. 873
(C "A" S-142)

This being an Emergency Measure and having received the affirmative vote of 33 Members of the Senate, with no Senators having voted in the negative, and 33 being more than two-thirds of the entire elected Membership of the Senate, was **PASSED TO BE ENACTED** and, having been signed by the President, was presented by the Secretary to the Governor for approval.

Emergency Measure

An Act Concerning the Authority for Pharmacists to Administer Vaccines

S.P. 478 L.D. 1151
(C "A" S-126)

This being an Emergency Measure and having received the affirmative vote of 33 Members of the Senate, with no Senators having voted in the negative, and 33 being more than two-thirds of the entire elected Membership of the Senate, was **PASSED TO BE ENACTED** and, having been signed by the President, was presented by the Secretary to the Governor for approval.

Emergency Measure

An Act to End Homelessness and Assist Students Who Are Homeless by Establishing a Rental Subsidy Program

H.P. 918 L.D. 1422
(C "A" H-239)

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

Emergency Measure

An Act to Validate Certain Proceedings Authorizing the Issuance of Bonds and Notes by the City of Bath

S.P. 736 L.D. 1821
(C "A" S-147)

This being an Emergency Measure and having received the affirmative vote of 31 Members of the Senate, with 2 Senators having voted in the negative, and 31 being more than two-thirds of the entire elected Membership of the Senate, was **PASSED TO BE ENACTED** and, having been signed by the President, was presented by the Secretary to the Governor for approval.

Emergency Measure

An Act Regarding Enhanced 9-1-1 Public Safety Answering Points

S.P. 744 L.D. 1828
(C "A" S-164)

This being an Emergency Measure and having received the affirmative vote of 33 Members of the Senate, with no Senators having voted in the negative, and 33 being more than two-thirds of the entire elected Membership of the Senate, was **PASSED TO BE ENACTED** and, having been signed by the President, was presented by the Secretary to the Governor for approval.

Emergency Resolve

Resolve, to Establish the Commission to Study the Feasibility of Establishing a Recovery High School in the State

H.P. 189 L.D. 291
(C "A" H-258)

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

Emergency Resolve

Resolve, Establishing the Commission to Study Improvements to Conventional Infrastructure and Storm Water Management at the Former Brunswick Naval Air Station

H.P. 588 L.D. 941
(C "A" H-257)

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

Emergency Resolve

Resolve, to Reestablish the Task Force to Study the Creation of a Comprehensive Career and Technical Education System

S.P. 520 L.D. 1283
(C "A" S-153)

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

Emergency Resolve

Resolve, to Reestablish and Continue the Work of the Blue Ribbon Commission to Study Emergency Medical Services in the State

H.P. 1090 L.D. 1701
(C "A" H-228)

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

**Pursuant to Constitution
Public Land**

Resolve, Authorizing the Department of Agriculture, Conservation and Forestry, Bureau of Parks and Lands to Enter into Certain Leases

S.P. 664 L.D. 1659
(C "A" S-121)

In accordance with the provisions of Article IX, Section 23 of the Constitution, passage requires the affirmative vote of two-thirds of the entire elected Membership of the Senate. 33 Senators having voted in the affirmative and no Senators having voted in the negative, and 33 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.

Acts

An Act to Allow Incentive Continuity Following a Catastrophic Occurrence Under the Pine Tree Development Zone and Major Food Processing and Manufacturing Facility Expansion Tax Credit Programs

S.P. 80 L.D. 150
(C "A" S-156)

An Act to Amend the Laws Regarding the Use of Licensed Professional Engineers on Certain Public Works Projects
S.P. 161 L.D. 354
(C "A" S-150)

An Act to Strengthen Freedom of Access Protections by Allowing Remote Meetings to Be Recorded
H.P. 921 L.D. 1425
(C "A" H-249)

An Act to Allow Nonalcoholic Sparkling Cider to Be Sold in Maine
S.P. 196 L.D. 415

An Act to Amend the Definition of "Educational Institution" Under the Maine Human Rights Act to Include Single-sex Educational Institutions
H.P. 1165 L.D. 1833

An Act to Simplify and Clarify the Licensing of Assisted Housing Facilities
H.P. 292 L.D. 475
(C "A" H-256)

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

An Act to Clarify Provisions of the Maine Good Samaritan Law
S.P. 361 L.D. 864
(C "A" S-144)

An Act to Establish Parity in Tipping Laws for Restaurant Workers
H.P. 559 L.D. 903
(C "A" H-254)

An Act to Ensure a High-quality Education for Students with Disabilities by Clarifying the Definition of "State Agency Client" and Who Provides Special Education Programs and Services
H.P. 49 L.D. 79
(C "A" H-327)

An Act Regarding Temporary Transfers of Elver Fishing Quotas for Medical Reasons
S.P. 391 L.D. 920
(C "A" S-160)

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

An Act to Allow Maine Families to Increase Their Savings by Changing the Asset Limits for Eligibility for the Temporary Assistance for Needy Families Program
H.P. 592 L.D. 945
(C "A" H-299)

An Act to Update the Special Education Laws
H.P. 66 L.D. 98
(C "A" H-328)

An Act to Support the Distribution of Free Summer Lunches for Children
H.P. 594 L.D. 947
(C "A" H-246)

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

An Act to Improve the Telecommunications Relay Services Council by Reducing Its Membership and Allowing for the Hiring of an Executive Director
S.P. 434 L.D. 1065
(C "A" S-154)

An Act to Provide Funds to the Malaga 1912 Scholarship Fund
H.P. 171 L.D. 273
(C "A" H-329)

An Act to Require Presentation of the Maine Charter School Commission's Annual Report
H.P. 684 L.D. 1089
(C "A" H-271)

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

An Act to Ensure the Rights of Survivors of Sexual Assault
H.P. 876 L.D. 1362
(C "A" H-251)

An Act to Support the Maine Multicultural Center
S.P. 141 L.D. 320
(C "A" S-168)

An Act to Allow Employers to Shop for Competitive Health Plan Options by Expanding the Disclosure of Health Claims Information
H.P. 887 L.D. 1373
(C "A" H-259)

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

An Act to Expand and Strengthen the Competitive Skills Scholarship Program
S.P. 561 L.D. 1394
(C "A" S-169)

An Act to Provide Support Services for a Transitional Housing Program for Homeless Persons

H.P. 376 L.D. 599
(C "A" H-301)

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

An Act to Create the Public Art Fund

H.P. 438 L.D. 669
(C "A" H-247)

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

An Act to Allow Retired Teachers and Educational Technicians to Be Recertified

S.P. 311 L.D. 753
(C "A" S-152)

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

An Act to Improve Behavioral Health Support for Students in Public Schools

H.P. 518 L.D. 829
(C "A" H-287)

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

An Act to Provide Support for the Maine Discovery Museum's Informal Science, Technology, Engineering and Mathematics Education Programs Throughout the State

S.P. 368 L.D. 871
(C "A" S-172)

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

An Act to Require Employers to Disclose Pay Ranges and Maintain Records of Employees' Pay History

H.P. 583 L.D. 936
(C "A" H-255)

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

An Act to Invest in Maine's Fire Service Training Facilities

S.P. 517 L.D. 1280
(C "A" S-162)

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

An Act to Extend Funding for the Land for Maine's Future Program

S.P. 522 L.D. 1285
(C "A" S-141)

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

An Act to Require Public Schools to Offer Training for Secondary Students on the Administration of Naloxone Hydrochloride

S.P. 533 L.D. 1315
(C "A" S-174)

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

An Act to Promote the Community School Program

H.P. 982 L.D. 1527
(C "A" H-268)

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

An Act to Create the Lobster Innovation Fund

S.P. 615 L.D. 1552
(C "A" S-161)

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

An Act Regarding Environmental Justice

H.P. 1046 L.D. 1621
(C "A" H-318)

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

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

An Act Concerning Students Who Experience Educational Disruption Due to Temporary or Permanent Changes Where They Live

H.P. 1133 L.D. 1769
(C "A" H-332)

Resolve, Directing the Department of Education and the Department of Health and Human Services to Study Placing Child Care Facilities in Schools

H.P. 975 L.D. 1520
(C "A" H-330)

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

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

An Act to Reduce Chronic Student Absenteeism

H.P. 1191 L.D. 1861
(C "A" H-331)

Resolve, Establishing the Commission to Update Maine's Public Policy on Higher Education

H.P. 812 L.D. 1264
(C "A" H-248)

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

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

Resolves

Resolve, Directing the Public Utilities Commission to Convene a Stakeholder Group Regarding Liquefied Propane Gas Systems and the So-called Dig Safe Law

S.P. 599 L.D. 1479
(C "A" S-163)

Resolve, to Establish the Gagetown Harmful Chemical Study Commission

S.P. 628 L.D. 1597
(C "A" S-170)

Resolve, to Name 2 Brooks in the Town of Orient

H.P. 1198 L.D. 1868

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

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

Senate at Ease.

The Senate was called to order by the President.

Resolve, to Direct the University of Maine System to Study the Feasibility of Establishing a Public Allopathic Medical School in Penobscot County

S.P. 68 L.D. 129
(C "A" S-173)

Off Record Remarks

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

ORDERS OF THE DAY

Unfinished Business

Resolve, Directing the Department of Health and Human Services to Amend MaineCare Rules Regarding Pharmacy Services

H.P. 144 L.D. 223
(C "A" H-253)

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

The Chair laid before the Senate the following Tabled and Later Assigned (6/7/23) matter:

SENATE REPORT - from the Committee on **AGRICULTURE, CONSERVATION AND FORESTRY** on Bill "An Act to Support Outdoor Education by Establishing the Outdoor School for All Maine Students Program"

S.P. 732 L.D. 1817

Report - **Ought to Pass as Amended by Committee Amendment "A" (S-192)**

Tabled - June 7, 2023 by Senator **VITELLI** of Sagadahoc

Pending - **ACCEPTANCE OF REPORT**

(In Senate, June 7, 2023, Report **READ**.)

Report **ACCEPTED**.

Bill **READ ONCE**.

Committee Amendment "A" (S-192) **READ**.

On motion by Senator **INGWERSEN** of York, Senate Amendment "A" (S-261) to Committee Amendment "A" (S-192) **READ**.

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

Senator **INGWERSEN:** Thank you, Mr. President. Mr. President, this quick little amendment was requested at - by the Department of Inland Fisheries and Wildlife. It simply strikes out the paragraph A and replaces it with the requirements of Chapter 927 regarding licensed guides, youth camp trip leaders and educational trip leaders as appropriate. Thank you.

On motion by Senator **INGWERSEN** of York, Senate Amendment "A" (S-261) to Committee Amendment "A" (S-192) **ADOPTED**.

Committee Amendment "A" (S-192) as Amended by Senate Amendment "A" (S-261) thereto, **ADOPTED**.

Under suspension of the Rules, **READ A SECOND TIME** and **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-192) AS AMENDED BY SENATE AMENDMENT "A" (S-261)** thereto.

Sent down for concurrence.

The Chair laid before the Senate the following Tabled and Later Assigned (6/13/13) matter:

HOUSE REPORTS - from the Committee on **ENERGY, UTILITIES AND TECHNOLOGY** on Bill "An Act to Comprehensively and Equitably Reform Electricity Rates" H.P. 347 L.D. 542

Report **"A" - Ought to Pass as Amended by Committee Amendment "A" (H-277)** (6 members)

Report **"B" - Ought to Pass as Amended by Committee Amendment "B" (H-278)** (4 members)

Report **"C" - Ought Not to Pass** (3 members)

Tabled - June 8, 2023 by Senator **LAWRENCE** of York

Pending - motion by same Senator to **ACCEPT** Report **"A", OUGHT TO PASS AS AMENDED BY COMMITTEE AMENDMENT "A" (H-277)**, in concurrence

(In House, June 6, 2023, Report **"A", OUGHT TO PASS AS AMENDED BY COMMITTEE AMENDMENT "A" (H-277)**, **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-277)**.)

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

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

Senator **GROHOSKI:** Thank you, Mr. President, and good afternoon, colleagues in the Senate. I'd like to speak just for a brief moment about this bill. This bill aims to improve the performance of our for-profit electric utilities by employing what I would call the carrot and stick approach. It also includes a study about time of use electricity rates, which happens to be something our Public Utilities Commission has already been investigating earlier this year. Last year, recognizing that CMP and Versant have worst-in-the-nation service, the Legislature said that there needs to be minimum performance standards for the utilities or else they will be fined. This is what I would call the stick approach. The maximum penalty for a related series of violations may not exceed \$575,000 for CMP. The PUC is adopting rules now, so we have yet to see if this approach will be effective. Contrary to how the fines are levied, this bill would allow the PUC to use an unrestricted amount of incentives to try to get our utilities to improve, or the carrot approach or maybe even the really, really big carrot approach. Incentives may be effective in some business models, but regulated monopolies are not like other businesses. They are guaranteed a profit no matter what they do. In fact, in 2022, CMP made \$156.6 million in profit. That is more money than all of their employees' salaries and wages combined. In the best-case scenario, the authority granted to the PUC in this bill might not be used, and so it does no harm. In the worst-case scenario, this bill results in CMP and Versant making even bigger profits for their mediocre service. As the Office of the Public Advocate testified, 'OPA questions why a utility should ever be rewarded for simply complying with statutory requirements.' Perhaps CMP, too, sees dollar signs with this bill. They testified, and I quote, 'there is a lot about this bill that we agree with. Incentives and penalties to motivate performance at a multi-year rate plan that includes financial incentives related to performance goals make sense.' Today, I am voting against the pending motion because it doesn't make sense to me to give CMP even more money from the pockets of the people that we represent in order to incentivize them to provide just decent service. I hope you'll join me in voting no.

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

Senator **LAWRENCE:** Thank you, Mr. President, and I hope you will support the pending motion. This had overwhelming support from the environmental community, from the Acadia Center to NRCM to Sierra Club, to all the different environmental organizations who have seen the benefit of performance-based ratemaking. This allows the commission to consider it and allows them to put it into place, but it goes beyond the minimum standards and gives incentives to the investor-owned utilities for their efforts to increase grid resiliency, including but not limited to facilitating the development and interconnection of distributed generation resources and grid security and measures to take in to encourage peak load reduction and beneficial load shaping. Those are two very important things - beyond the minimum standards, those are two very important things for our efforts to get to our renewable energy goals. This is very common in business practices to give encouragement to private enterprise to go above and beyond to meet goals and to reward them. I fully understand, though, there are those in this Body who want to solely punish the investor-owned utilities. I think it works well to have both punishment and an incentive when they achieve the goals that we need them to achieve. Thank you.

THE PRESIDENT: The pending question before the Senate is Acceptance of Report "A", Ought to Pass as Amended by Committee Amendment "A" (H-277). A roll call has been ordered. Is the Senate ready for the question?

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#285)

YEAS: Senators: BAILEY, BALDACCI, BRENNER, CARNEY, CURRY, DAUGHTRY, DUSON, HICKMAN, INGWERSEN, LAFOUNTAIN, LAWRENCE, PIERCE, RAFFERTY, ROTUNDO, VITELLI, PRESIDENT JACKSON

NAYS: Senators: BEEBE-CENTER, BENNETT, BRAKEY, CHIPMAN, GROHOSKI, GUERIN, HARRINGTON, KEIM, LIBBY, LYFORD, MOORE, NANGLE, POULIOT, RENY, STEWART, TIMBERLAKE, TIPPING

EXCUSED: Senators: BLACK, FARRIN

16 Senators having voted in the affirmative and 17 Senators having voted in the negative, with 2 Senators being excused, the motion by Senator **LAWRENCE** of York to **ACCEPT** Report "A", **OUGHT TO PASS AS AMENDED BY COMMITTEE AMENDMENT "A" (H-277)**, in concurrence, **FAILED**.

On motion by Senator **STEWART** of Aroostook, Report "**C**", **OUGHT NOT TO PASS, ACCEPTED**, in **NON-CONCURRENCE**.

Sent down for concurrence.

The Chair laid before the Senate the following Tabled and Later Assigned (6/8/23) matter:

Resolve, Directing the University of Maine System to Study the Potential Effects of the State's Adopting Permanent Eastern Standard Time or Permanent Eastern Daylight Time
S.P. 408 L.D. 989
(C "A" S-140)

Tabled - June 8, 2023 by Senator **ROTUNDO** of Androscoggin

Pending - **FINAL PASSAGE**, in concurrence

(In Senate, March 30, 2023, **PASSED TO BE ENGROSSED AS AMENDED BY** Committee Amendment "A" (S-140).)

(In House, June 6, 2023, **FINALLY PASSED**.)

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

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

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

REPORTS OF COMMITTEES

Senate

Ought to Pass As Amended

Senator BALDACCI for the Committee on **HEALTH AND HUMAN SERVICES** on Bill "An Act to Increase the Reimbursement for Electronic Consultations Through Medicaid"
S.P. 168 L.D. 361

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-254)**.

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

Bill **READ ONCE**.

Committee Amendment "A" (S-254) **READ** and **ADOPTED**.

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

Sent down for concurrence.

Senator BALDACCI for the Committee on **HEALTH AND HUMAN SERVICES** on Bill "An Act to Ensure Transparent and Accountable Temporary Nurse Agencies"

S.P. 205 L.D. 451

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-247)**.

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

Bill **READ ONCE**.

Committee Amendment "A" (S-247) **READ** and **ADOPTED**.

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

Sent down for concurrence.

Senator BALDACCI for the Committee on **HEALTH AND HUMAN SERVICES** on Bill "An Act to Make Permanent the Submission of Certain Reports to the Legislature Concerning Child Welfare"

S.P. 542 L.D. 1325

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-248)**.

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

Bill **READ ONCE**.

Committee Amendment "A" (S-248) **READ** and **ADOPTED**.

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

Sent down for concurrence.

Senator BALDACCI for the Committee on **HEALTH AND HUMAN SERVICES** on Bill "An Act Regarding Clearance for Occupancy Under the Lead Poisoning Control Act" (EMERGENCY)

S.P. 602 L.D. 1481

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-249)**.

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

Bill **READ ONCE**.

Committee Amendment "A" (S-249) **READ**.

On motion by Senator **CHIPMAN** of Cumberland, Senate Amendment "A" (S-278) to Committee Amendment "A" (S-249) **READ**.

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

Senator **CHIPMAN:** Thank you, Mr. President. Just so folks know what we're doing, this bill originally had an emergency clause on it, there was a committee amendment that struck all the language from the bill and just worded it differently. And I talked with the analyst this morning, we believe it was just a mistake that that emergency clause got left off the committee amendment, so this just adds the emergency clause back on. Thank you.

On motion by Senator **CHIPMAN** of Cumberland, Senate Amendment "A" (S-278) to Committee Amendment "A" (S-249) **ADOPTED**.

Committee Amendment "A" (S-249) as Amended by Senate Amendment "A" (S-278) thereto, **ADOPTED**.

Under suspension of the Rules, **READ A SECOND TIME** and **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-249) AS AMENDED BY SENATE AMENDMENT "A" (S-278)** thereto.

Sent down for concurrence.

Senator BAILEY for the Committee on **HEALTH COVERAGE, INSURANCE AND FINANCIAL SERVICES** on Bill "An Act to Require the Termination of Private Mortgage Insurance"

S.P. 449 L.D. 1080

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-245)**.

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

Bill **READ ONCE**.

Committee Amendment "A" (S-245) **READ** and **ADOPTED**.

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

Sent down for concurrence.

Senator BAILEY for the Committee on **HEALTH COVERAGE, INSURANCE AND FINANCIAL SERVICES** on Bill "An Act to Amend the Laws Regarding Property Investment by Credit Unions"

S.P. 514 L.D. 1277

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-246)**.

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

Bill **READ ONCE**.

Committee Amendment "A" (S-246) **READ** and **ADOPTED**.

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

Sent down for concurrence.

Senator PIERCE for the Joint Select Committee on **HOUSING** on Bill "An Act to Require the Maine State Housing Authority to Report to the Legislature on the Housing Opportunities for Maine Fund"

S.P. 333 L.D. 774

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-253)**.

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

Bill **READ ONCE**.

Committee Amendment "A" (S-253) **READ** and **ADOPTED**.

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

Sent down for concurrence.

Senator HICKMAN for the Committee on **VETERANS AND LEGAL AFFAIRS** on Resolve, to Require the Department of Health and Human Services to Provide Additional Reimbursement to Maine Veterans' Homes

S.P. 404 L.D. 985

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-244)**.

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

Resolve **READ ONCE**.

Committee Amendment "A" (S-244) **READ** and **ADOPTED**.

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

Sent down for concurrence.

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

REPORTS OF COMMITTEES

Senate

Divided Report

The Majority of the Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY** on Bill "An Act to Impede the Transfer of Firearms to Prohibited Persons"

S.P. 14 L.D. 22

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-257)**.

Signed:

Senator:
BEEBE-CENTER of Knox

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

The Minority of the same Committee on the same subject reported that the same **Ought To Pass as Amended by Committee Amendment "B" (S-258)**.

Signed:

Senators:
HARRINGTON of York
LaFOUNTAIN of Kennebec

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

Reports **READ**.

On motion by Senator **BEEBE-CENTER** of Knox, **TABLED** until Later in Today's Session, pending **ACCEPTANCE OF EITHER REPORT**.

Divided Report

The Majority of the Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY** on Bill "An Act to Amend the Law Governing Certain Sexual Offenses"

S.P. 662 L.D. 1657

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-256)**.

Signed:

Senators:
BEEBE-CENTER of Knox
HARRINGTON of York
LaFOUNTAIN of Kennebec

Representatives:

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

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

Signed:

Representative:

ARDELL of Monticello

Reports **READ**.

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

Bill **READ ONCE**.

Committee Amendment "A" (S-256) **READ** and **ADOPTED**.

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

Sent down for concurrence.

Divided Report

The Majority of the Committee on **HEALTH AND HUMAN SERVICES** on Bill "An Act to Reduce Child Care Provider Regulation"

S.P. 693 L.D. 1729

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

Signed:

Senators:

BALDACCI of Penobscot
INGWERSEN of York

Representatives:

MEYER of Eliot
CRAVEN of Lewiston
GRAHAM of North Yarmouth
MADIGAN of Waterville
SHAGOURY of Hallowell
ZAGER of Portland

The Minority of the same Committee on the same subject reported that the same **Ought To Pass as Amended by Committee Amendment "A" (S-255)**.

Signed:

Senator:

MOORE of Washington

Representatives:

FREDERICKS of Sanford
GRIFFIN of Levant
JAVNER of Chester
LEMELIN of Chelsea

Reports **READ**.

Senator **BALDACCI** of Penobscot moved the Senate **ACCEPT** the Majority **OUGHT NOT TO PASS** Report.

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

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

Senator **MOORE:** Thank you, Mr. President. I just stand to briefly speak on this, the motion - against the motion that is currently on the Floor. This is really an important bill and it addressed several of the different areas of the childcare provider regulations. We did make some amendments to that due to some duplicity in some of the other bills, but one other part of it is to increase the number of the allowable children, as we did in L.D. 1061, that the Senate took up just a little while ago. It also - and with the subsidy, right now, it says up to 75% of the market rate, instead of actually setting it to be equal to the 75% of the market rate. And we feel that that was very necessary to have it equal across the state as to what everyone is getting for subsidies. It also allows for someone who is receiving a subsidy to pay the difference if a childcare provider charges more than what the subsidy is and they feel that it's important for the interest of the children that they attend a specific school, then it does allow them to pay the difference in what the subsidy provides and what the childcare provider provides. So, those are just a few of the things that the amendment does bring. I vote against the bill - the motion, rather, excuse me.

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

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#286)

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

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

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

Sent down for concurrence.

EXCUSED: Senators: BLACK, FARRIN

22 Senators having voted in the affirmative and 11 Senators having voted in the negative, with 2 Senators being excused, the motion by Senator **BALDACCI** of Penobscot to **ACCEPT** the Majority **OUGHT NOT TO PASS** Report **PREVAILED.**

Sent down for concurrence.

Divided Report

The Majority of the Committee on **STATE AND LOCAL GOVERNMENT** on Bill "An Act to Preserve Heating and Energy Choice by Prohibiting a Municipality from Prohibiting a Particular Energy System or Energy Distributor"

S.P. 386 L.D. 894

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-251).**

Signed:

Senators:

NANGLE of Cumberland
BALDACCI of Penobscot
LYFORD of Penobscot

Representatives:

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

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

Signed:

Representatives:

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

Reports **READ.**

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

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

Divided Report

The Majority of the Committee on **STATE AND LOCAL GOVERNMENT** on Bill "An Act to Increase Availability of Election Information on Local Government Websites"

S.P. 245 L.D. 577

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-252).**

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

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

Signed:

Senator:

LYFORD of Penobscot

Representatives:

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

Reports **READ.**

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

Bill **READ ONCE.**

Committee Amendment "A" (S-252) **READ** and **ADOPTED.**

Divided Report

The Majority of the Committee on **STATE AND LOCAL GOVERNMENT** on Bill "An Act to Restore Balanced Emergency Powers"

S.P. 756 L.D. 1872

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

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

The Minority of the same Committee on the same subject reported that the same **Ought To Pass as Amended by Committee Amendment "A" (S-250)**.

Signed:

Senator:

LYFORD of Penobscot

Representatives:

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

Reports **READ**.

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

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

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

Senator **BRAKEY:** Thank you, Mr. President. I rise in opposition to the pending motion as the sponsor of the legislation, which seeks to establish some checks and balances over emergency powers, should we ever find ourselves in a situation where we're living under an emergency declaration once again. I think there are some lessons that can be learned and applied from what we went through that I think are worth applying for the future. But I think it's also worth noting that what happened in the recent state of emergency is nothing new in the grand scheme of things, it's a tale as old as western civilization itself. I think as we look back, it's worth looking at the model that our government is based on, the Roman Republic. The Senate in those days, in those times of perceived emergency, would imbue the full authority of the state into one person, with the unified power to make and enforce the law. The title of office that they gave to this particular individual was the dictator. The periods of time Rome was ruled by someone in this fashion were referred to as dictatorships. For the republic, this was always a dangerous prospect. The dictator could literally command the state to do anything by mandate, with

no checks or balances. Power like that was prone to abuse. Some sought that power by creating their own emergencies. Once the emergency powers of dictatorship were granted, it was hard to ensure the dictator would relinquish that power. The republic itself ended when one dictator, Julius Caesar, extended his emergency powers multiple times, finally establishing himself as dictator for life. That word, dictatorship, carries many connotations today. It is a word that justifiably makes us uncomfortable. But I believe it is important to acknowledge that we recently lived under one. The Romans, at least, would've referred to the period from March 2020 to June 2021 as the dictatorship of Mills. And while I appreciate that she did eventually relinquish her emergency powers, what has happened before will happen again. And when the Legislature voted to grant these emergency powers with no limits on scope or time, we opened the - we opened the door. A precedent was established. Future Governors will take advantage of it, and a bell once rung cannot be unring. And even if you believe that Governor Mills did a fine job with these powers, please imagine for yourself these powers in the hands of your worst political adversary. Because one thing is certainly true in the grand - as time marches on, the pendulum generally swings from right to left and then back again. That is why now is the time, with the state of emergency passed but fresh in our memories, for prudent consideration on emergency power reform to safeguard the checks and balances of our constitutional system. L.D. 1872 seeks to bring a more balanced approach to how we deal with states of emergency by ensuring checks and balances remain within the three branches of our government. First, the legislation will put an end to indefinite grants of emergency powers, establishing a 30-day limit that is subject to renewal by the Legislature. Like all matters dealing with emergencies, renewal of emergency powers would require support from two-thirds of both legislative Chambers. Second, the legislation requires that any exercises of emergency power that curtail the rights of the people must be narrowly tailored to serve a public health or safety purpose. Further, it would ensure that only the Governor can issue orders that directly curtail constitutional rights, those rights specifically named in the U.S. Constitution or the Maine Constitution. No unelected body, unaccountable at the ballot box, should be able to use the cover of emergency to curtail our constitutional rights. And third, with respect to the Judicial Branch, a court of the state would have the ability to hear a case challenging the legality of an emergency order and shall do so expeditiously.

When it comes to a state of emergency, there's a fine balance to strike between preserving liberty and protecting health and safety. This legislation aims to achieve that balance by retaining the checks and balances of our constitutional system even in a time of emergency. With history as our teacher, we should jealously guard our liberties against the temptations of power. Thank you for your time and consideration. I hope that you join me in rejecting the pending motion.

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

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#287)

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

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

EXCUSED: Senators: BLACK, FARRIN

22 Senators having voted in the affirmative and 11 Senators having voted in the negative, with 2 Senators being excused, the motion by Senator **NANGLE** of Cumberland to **ACCEPT** the Majority **OUGHT NOT TO PASS** Report **PREVAILED**.

Sent down for concurrence.

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

Off Record Remarks

RECESSED until 3:00 in the afternoon.

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

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

REPORTS OF COMMITTEES

Senate

Divided Report

The Majority of the Committee on **ENERGY, UTILITIES AND TECHNOLOGY** on Bill "An Act to Amend the Laws Governing Consumer-owned Water Utilities"

S.P. 660 L.D. 1655

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-259)**.

Signed:

Senators:

LAWRENCE of York
GROHOSKI of Hancock
HARRINGTON of York

Representatives:

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

The Minority of the same Committee on the same subject reported that the same **Ought To Pass as Amended by Committee Amendment "B" (S-260)**.

Signed:

Representative:

WARREN of Scarborough

Reports **READ**.

On motion by Senator **LAWRENCE** of York, the Majority **OUGHT TO PASS AS AMENDED BY COMMITTEE AMENDMENT "A" (S-259)** Report **ACCEPTED**.

Bill **READ ONCE**.

Committee Amendment "A" (S-259) **READ** and **ADOPTED**. Under suspension of the Rules, **READ A SECOND TIME** and **PASSED TO BE ENGROSSED AS AMENDED**.

Sent down for concurrence.

Divided Report

The Majority of the Committee on **ENERGY, UTILITIES AND TECHNOLOGY** on Bill "An Act to Protect Northern Maine Standard-offer Ratepayers"

S.P. 691 L.D. 1727

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

Signed:

Senators:

LAWRENCE of York
GROHOSKI of Hancock
HARRINGTON of York

Representatives:

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

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

Signed:

Representative:

FOSTER of Dexter

Reports **READ**.

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

Sent down for concurrence.

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

REPORTS OF COMMITTEES

Senate

Divided Report

The Majority of the Committee on **EDUCATION AND CULTURAL AFFAIRS** on Bill "An Act to Eliminate the Educational Purposes Exception to the Prohibition on the Dissemination of Obscene Matter to Minors"

S.P. 62 L.D. 123

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

Signed:

Senators:

RAFFERTY of York
PIERCE of Cumberland

Representatives:

BRENNAN of Portland
DODGE of Belfast
MILLETT of Cape Elizabeth
MURPHY of Scarborough
SARGENT of York
WORTH of Ellsworth

The Minority of the same Committee on the same subject reported that the same **Ought To Pass as Amended by Committee Amendment "A" (S-262)**.

Signed:

Senator:

LIBBY of Cumberland

Representatives:

BAGSHAW of Windham
LYMAN of Livermore Falls
POLEWARCZYK of Wiscasset
SAMPSON of Alfred

Reports **READ**.

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

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

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

Senator **LIBBY:** Thank you, Mr. President. Men and women of the Senate, it's my honor to bring to you the - to your attention the contents of L.D. 123, An Act to Eliminate the Educational Purposes Exception on the Prohibition on the Dissemination of Obscene Matters to Minors. This bill's been worked and reworked long before we've taken a look at it today. So, an amendment replaces the original bill - take a good, close look at that. This bill clarifies the outcome of a violation by educational institutions of a longstanding standard of what is obscene. Current law is defined as follows. A minor is a person of 18 years of age. As we discuss this bill, we need to consider the fact that there are some items that regard the question what is age appropriate. The vast majority of Mainers are going to ask you to clarify that. Obscene matter, in current law as it pertains to other areas, not education, reads as follows: one, to the average individual, applying contemporary and community standards with respect to what is suitable material for minors, considered, as a whole, appeals to the prurient interest. Second, describes or depicts in a patently offensive manner ultimate sexual acts, a few other things, and then I'll say lewd exhibition and leave it at that. And then, three, considered as a whole, lacks serious literary, artistic, political, or scientific value. So, a person is guilty of disseminating obscene matter to a minor if that person knowingly distributes, exhibits, or offers to distribute or exhibit to a minor any matter declared obscene in an action to which that person was a party. So, the exception to that is any noncommercial distribution or exhibition for purely educational purposes by any library, art gallery, museum, public school, private school, or institution of learning, nor any commercial distribution for exhibition by any art gallery or museum. So, basically, the schools are exempted and, at present, able to, in libraries or even in everyday material that is in a classroom, distribute obscene matter to minors.

So, in the case of this bill, rather than face criminal prosecution or trial, the public school would face this - 3A, Public Schools: If a matter is declared obscene in a proceeding under subsection 3 and the Attorney General or District Attorney finds that any public school is disseminating obscene matter, the Attorney General or District Attorney shall issue a cease-and-

desist order, prohibiting the public school from dissemination of the obscene matter. Nothing in the subsection affects the exemption provided under paragraph A with respect to criminal prosecution. So, there would be no criminal prosecution if an educational institution had obscene matter in the library or in a classroom or anywhere else - in a pamphlet, could be a book, could be anything - if that obscene matter is there, then a complaint would arise to the Attorney General, the Attorney General would take a look at that and, if that were the case, issue a cease-and-desist order. So, this bill then addresses the content that children are exposed to, and I have a freshman, my son is a freshman at Bonny Eagle High School. And at Bonny Eagle High School, we faced all of this. So, there's been a very large contingent of parents that have showed up at the schoolboard meeting and said look, there's about 20 books here, but certainly one was called Gender Queer, which is a fine book with literary value but has three pages in it that fall below the standard that I just read to you, and it clearly falls below the standard I would ask you to take a look at. That's all I would ask. So, parents show up. They try to ask that just those pages be redacted, which is all this is asking, this bill, but no such luck. So, this has happened at school district after school district after school district all across the state of Maine. And it has become frustrating even more than just, you know, talking about obscene matter because what's happening now is that advocacy groups for parents are going to the superintendent of that school district and issuing a Freedom of Access Act request, which costs the school district \$10, \$20, \$30 thousand to comply with. So, first you've got material that never should be seen by my son who is a freshman at Bonny Eagle, or anywhere else, unless the parent decides that that should be the case. Not the school, the parent.

There's no opt out, there's nothing. We had a lot of testimony from librarians, in particular, and what I really was frustrated with was the librarians were saying let us do our jobs, we can handle this locally. If those librarians had simply had a restricted reserve in the library and asked parents -which is, by the way, the way one school district has handled it, you may have seen that in the news recently, and I think it came from discussion we had in our committee, because this is a recent development. But if they just had a restricted reserve, we wouldn't even be here talking about this. There has to be a line in sand when it comes to obscene material. There has to be a minimum. There has to be an area that we just aren't going to. It's not just to preserve and protect parents' rights, it's to protect the child and let the child be a child. Let them grow up. It's the parents' responsibility. I think I definitely am not the person to lecture on morality. That's not what I want to talk about from a personal standpoint. But if you look at the definition of morality from a community standpoint, you start to realize that there are reasons for these norms, there are reasons for these behaviors, there are reasons for these activities, there are reasons for these limits. They are fair, they are reasonable. It's critical that this Legislature and this Body provide the local schools with some guidance. Why is it critical? Well, in the case of one school system, they took a look at material and they didn't know how to evaluate it, so then they looked at the Maine learning results, and they pulled out Health Standard 5 and Health Standard 3, and this is coming from a Freedom of Access Act that I get this information, so - and I've read it - and after looking at those learning results standards, health standards, and comparing it to the material, they said oh, that's okay. It's kind of like a preponderance scenario instead of having a hard and fast line that you just cannot drop below. And

so, once again, our school system is going through that, going to face a lot of pushback, potential recalls, a lot of community angst, and real disappointment with leaders, community leaders, because that's their job. So, schoolboards around the state, and it's affected a lot of us, I mean, we have large Senate Districts, let's face it, and probably a schoolboard in every single one of our districts, or most of them, have at least faced this. Now's the time for the state of Maine to actually lead and declare a minimum, and it's a low bar, it's a low bar, but there are some materials that my 14-year-old son should not be able to access at school. That's just the way it is. It's a fact. And if people of Maine feel differently, all I ask is them provide an opt out somehow for that circumstance. Thank you, Mr. President, men and women of the Senate.

Off Record Remarks

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

Senator **RAFFERTY:** Thank you, Mr. President, and also thank you, Senator Libby. I mean, you can tell in terms of our committee work, there are some - certainly some difficult topics related to education. And fortunately, I feel very strongly that our committee, regardless of which side you come out on, is very respectful of the other. I appreciate that very much, so thank you in advance.

As most of you might know, and if you've heard us before, any conversations around anyone in our committee, you'll say that we hate to send anything that is a mandate to any school system. That said, I just would urge you, and as I put forward Ought Not to Pass L.D. 123. Librarians and educators have extensive training and are preparing our children to be informed and engaged citizens of the world. Criminalizing school librarians, teachers, and school districts would be a disservice to all. Schools and libraries are a place where students learn and grow and restricting resources available beyond what laws are already in place would only serve to negatively impact our communities. I have full confidence in our librarians, educators, to make decisions as to what is and isn't appropriate material for the students they serve. And as I mentioned, you know, I would urge you to vote Ought Not to Pass on L.D. 123 and would appreciate your support. Thank you very much.

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

Senator **NANGLE:** Thank you, Mr. President. Distinguished colleagues of the Senate, I rise in support of the pending Ought Not to Pass motion. L.D. 123 poses a threat to local control by taking the power of vetting educational materials away from local schoolboards. In my district, efforts to ban books at RSU 14 by a very vocal minority of parents have sparked contentious debates that have spread past the schoolboard and into the schools. At RSU 14, we've seen a sharp increase in LGBTQ+ students being bullied and blatantly called slurs by their peers. By eliminating the educational purposes exemption, this bill would amplify these challenges and make it more difficult for these students, who

already face a higher rate of bullying and suicide, to access resources that support their identities and promote understanding of their - among their peers. The emotional toll this takes on our young people should not be underestimated. I want to emphasize the importance of representation in educational materials. Books such as Gender Queer and Nick and Charlie have been instrumental in helping students right in my district understand and accept their identities. Removing these resources could further isolate these students who already are marginalized, leading to increased bullying, mental health issues, and feeling of exclusion. While I acknowledge some materials may not be suitable for all students, it's crucial to allow the communities to make these decisions on a case-by-case basis. Elected members - elected members of the local schoolboards can take into account the unique needs and values of their communities while ensuring that local - that educational materials meet rigorous standards and provide accurate and inclusive information. We must recognize that no single group of parents or individuals can claim to know what's best for every child in every community. This bill, if passed, would use State power to impose a one-size-fits-all approach to educational materials, disregarding the diverse needs and values of our students, their families, and the communities. I respectfully urge this Body to support the pending motion, oppose L.D. 123, and instead return our focus to fostering local control and allowing communities to make decisions that prioritize the wellbeing, growth, and success of all students. Thank you.

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

Senator **TIPPING:** Thank you very much, Mr. President. I rise with some significant concern around any bill that has the original draft of this and the motion we're voting on would do could potentially lead to the prosecution or incarceration of school librarians. And I want to thank my colleague from Cumberland from moving away from that language in the proposed amendment. I also wanted to ask, as a question through the Chair, our colleague from Cumberland mentioned that the specific book did have serious literary merit but that there were a few pages that were of concern. Under the definition of obscene matter, that would not be obscene. It's very clearly that you have to consider the work as a whole and it would have to lack any serious literary, artistic, political, or scientific value. So, if this bill doesn't apply to even that book, I'm wondering what books this would ban that are currently in Maine school libraries and what is the interest in passing this. Thank you.

THE PRESIDENT: The Senator from Penobscot, Senator Tipping, has posed a series of questions through the Chair to anyone who may answer. The Chair recognizes the Senator from Cumberland, Senator Libby.

Senator **LIBBY:** Thank you, Mr. President. I'll do my best to answer the question and also maybe rebut a few remarks from my fine colleagues who feel strongly about the issue. Yeah, I think the intention of this amendment is the redaction of the material and not censorship of the book. And so, that's the difference here, and so when I hear people talk about usurping local control, I'd just like to rebut that and say it sets a standard like any Maine law would, it sets - and in this case, I think it's a very low bar because there are some ultimate acts that would be

a violation of that line in the sand. The thing that I made sure that we talked about was that employees would not be criminalized at all, that it was simply a schoolboard-based action by the Attorney General and it - a simple cease and desist order. And I do admit that the original bill had all kinds of flaws in it, so I'd like to acknowledge that as well. We had a member of the LGBTQ community testify in favor of this bill. So, some of the things that I heard there, and not just because that happened, but I don't think that that community has anything to do with the description of the material that we're talking about. I don't think they have anything to do with it at all. I think they are two separate and distinct issues. I'm not even - any person would look at the material and feel like it was objectionable or not age-appropriate. And I finally want to just disagree with - again, my good friend and colleague from Cumberland, I don't think it's a minority of parents at all. When I was growing up, we always had something called the silent majority, people that show up at the ballot box, they don't like politics, they want to stay out of it, they show up, though, and they vote. And there's a lot of them and I think in this particular case, I really do believe that they object to the material that they're seeing their children exposed to and that they will take action, and I'm just trying to help them by establishing a criteria. There needs to be a criteria, that's what law is. Thank you very much.

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

Senator **PIERCE:** Thank you, Mr. President, and my fellow colleagues in the Senate. I rise to address just a couple of things from the Good Senator from Cumberland. We sit next to each other in Education, we have a great relationship, we had a robust discussion about this bill. But you brought up - he has brought up several times the amendment that talks about cease and desist for the Attorney General. The Attorney General came to our committee in person and gave testimony on this bill, on the amendment, and I'm going to quote, 'current law already provides sufficient process for the Attorney General or a District Attorney to respond to allegations that obscene materials are being distributed to minors. This proposed language adds nothing to a prosecutor's ability to protect minors from material that a court determines to be obscene.' So, I think it's very clear from the amendment proposed that it is unnecessary in order to protect minors from this. And then, in addition to that, we heard from many, many of our educators around our state that talked a lot about the professionalism of our librarians, the fact that a process for putting a book into our libraries goes through a robust process that involves the community, the superintendent, the schoolboard, the administration, and then if a parent still has concerns, there's an entire policy process for that within each school district. So, I take a lot of oaths here to protect kids. This doesn't need to be done to protect kids. So, thank you for your time.

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

Senator **RENY:** Thank you, Mr. President. I am rising in support of the Ought Not to Pass motion, as I'm sure many of you could've guessed. So, just a reminder, I'm a school counselor, I have worked in public education for several years. And this problem - and I do think there is a problem here - needs to be addressed. So, just to be clear, the problem is not librarians

being irresponsible or public educators not wanting what's best for kids. Once again, we are trained professionals. We've gone through so much school. We always take our communities into account when we are preparing lessons or choosing books for our libraries. I also want to make it clear that the problem is not parents being scared that their children might be exposed to something inappropriate, but that is a scary thing. We all want what's best for our kids as well. The problem here is there is rampant misinformation that is demonizing our schools and frightening our parents. And I truly do believe that this is misinformation, okay. It doesn't mean we're spreading it with ill intent. Misinformation is information that is spread that is incorrect but is spread nonetheless because the person spreading it believes it is correct. I've worked in a few different school systems; I have served as the President of the Maine School Counselors Association for the State. I've spoken to a lot of people around our state who work in public education. I don't think you can find one who doesn't want parents to be more involved. Please, please be more involved. I know you care about your kids. Teachers want to be able to give feedback. I love it when parents call me and ask me what I'm teaching in my classes because that helps me spread the work that we're doing. It allows me to answer questions, and if there are concerns, that's something that can be addressed. If you want to know what your child is checking out of the library, you should ask your child, and if you don't believe that your child is telling you the truth, call the school, please. If you don't want your child to be able to check out a certain book from the library, I don't know a librarian who would say no, I'm going to give it to them, anyways. That's not a thing that happens. This misinformation has been dividing communities and forcing schoolboards to have lots of meetings, and it takes attention away from what they want to do, which is educate our students. They want to be focusing on math and science and the arts and whatever other back to basics stuff you think there may be. That is what we want to be doing. This is a distraction. This is legislating a problem that can be fixed by simple communication. So, please vote Ought Not to Pass on this. Once again, parents and schools are on the same team when it comes to educating our youth. Okay? We're on the same team. We all care about this. If there's something you don't want your student to participate in, by all means, be in communication with the school, okay? That's it for now. Thank you. Ought Not to Pass.

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

Senator **BRENNER:** Thank you, Mr. President. I have a 16-year-old daughter and another daughter who's older, but what I've come to notice about her experience in school is that I'm far less concerned about a couple provocative pages with some sexual content in a graphic novel as I am about what she has access to on her cellphone, as well as everyone else at her lunch table and in class before, during, and after class. I feel like if we were really going to address that kind of concern about graphic content, that would be the place where I would like to address it. And I just want to read an excerpt from a testimony that was submitted by Emma Watson. 'Removing books from schools and libraries based on someone else's arbitrary moral judgment call about what is or not - is not obscene denies all parents the right to choose. The most frequently challenged or banned books seem to be those written by or about people of color, members of the

LGBTQIA+ community, and other marginalized and often underrepresented groups. As a public educator, it is my responsibility to teach all children, no matter their identity, background, race, or religion, equally. It is my privilege to encourage growth and creativity, independent thought, and understanding of the world around them. It is my hope to make school a safe and welcoming place for all students. By banning books by or with characters who are represented by such protected identities, any child who identifies as a member of one of those groups could be caused great harm. What lesson does it tell children if a book about a character with whom they identify is deemed obscene or immoral because of that character? Teachers and librarians have extensive training and education regarding book selection, student wellbeing, and understanding what is age-appropriate subject matter. Available books need to cover a wide range of age groups, abilities, and interests, and the teachers and librarians within the schools are the best ones to determine what should be within their classrooms and library collections. Parents are well within their right to decide their child should not read a certain book, but they should not be allowed to stop another child from reading that book as well by having it completely removed from the school.' That's Emma Watson, teacher in Cumberland. Thank you.

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

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

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#288)

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

NAYS: Senators: GUERIN, HARRINGTON, LIBBY, LYFORD, MOORE, POULIOT, STEWART

EXCUSED: Senators: BLACK, FARRIN, KEIM, TIMBERLAKE

24 Senators having voted in the affirmative and 7 Senators having voted in the negative, with 4 Senators being excused, the motion by Senator **RAFFERTY** of York to **ACCEPT** the Majority **OUGHT NOT TO PASS PREVAILED**.

Sent down for concurrence.

Divided Report

The Majority of the Committee on **EDUCATION AND CULTURAL AFFAIRS** on Bill "An Act Regarding Undesignated Ready-to-use Glucagon Rescue Therapies in Schools"

S.P. 364 L.D. 867

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-264)**.

Signed:

Senators:

RAFFERTY of York
LIBBY of Cumberland
PIERCE of Cumberland

Representatives:

BRENNAN of Portland
DODGE of Belfast
LYMAN of Livermore Falls
MILLETT of Cape Elizabeth
MURPHY of Scarborough
SAMPSON of Alfred
SARGENT of York
WORTH of Ellsworth

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

Signed:

Representatives:

BAGSHAW of Windham
POLEWARCZYK of Wiscasset

Reports **READ**.

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

Bill **READ ONCE**.

Committee Amendment "A" (S-264) **READ** and **ADOPTED**.

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

Sent down for concurrence.

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

PAPERS FROM THE HOUSE

House Paper

Bill "An Act to Correct Inconsistencies, Conflicts and Errors in the Laws of Maine" (EMERGENCY)

H.P. 1289 L.D. 2010

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

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

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

REPORTS OF COMMITTEES

House

Ought to Pass

The Committee on **TRANSPORTATION** on Resolve, to Name a Bridge in the Town of Bremen the Kitty Breskin Memorial Bridge
H.P. 1175 L.D. 1843

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

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

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

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

Ought to Pass As Amended

The Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY** on Bill "An Act to Require Standard Procedures to Protect Stalking Victims and Access to Certain Criminal Complaints"
H.P. 934 L.D. 1438

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-394)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-394)**.

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

Bill **READ ONCE**.

Committee Amendment "A" (H-394) **READ** and **ADOPTED**, in concurrence.

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

The Committee on **EDUCATION AND CULTURAL AFFAIRS** on Bill "An Act Requiring Water Bottle Filling Stations in New and Renovated Public Schools"

H.P. 604 L.D. 957

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-410)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-410)**.

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

Bill **READ ONCE**.

Committee Amendment "A" (H-410) **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 Concerning Home Care Services"

H.P. 129 L.D. 208

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-427)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-427)**.

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

Bill **READ ONCE**.

Committee Amendment "A" (H-427) **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 Resolve, to Establish the Blue Ribbon Commission to Study the Organization of and Service Delivery by the Department of Health and Human Services

H.P. 571 L.D. 915

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-408)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Resolve **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-408)**.

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

Resolve **READ ONCE**.

Committee Amendment "A" (H-408) **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 Access to Behavioral Health Services for Children and Individuals with Intellectual Disabilities or Autism" (EMERGENCY)

H.P. 639 L.D. 1003

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-407)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-407)**.

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

Bill **READ ONCE**.

Committee Amendment "A" (H-407) **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 Update the Alternative Base Year Payment Method for Federally Qualified Health Centers" (EMERGENCY)

H.P. 1132 L.D. 1768

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-406)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-406)**.

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

Bill **READ ONCE**.

Committee Amendment "A" (H-406) **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 Ensure Access to Newly Born Male Infant Circumcision by Requiring MaineCare Coverage"

H.P. 1188 L.D. 1858

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-405)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-405)**.

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

Bill **READ ONCE**.

Committee Amendment "A" (H-405) **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 Clarify and Improve the Laws Relating to the Background Check Center and the Maine Certified Nursing Assistant and Direct Care Worker Registry"

H.P. 1230 L.D. 1925

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-404)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-404)**.

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

Bill **READ ONCE**.

Committee Amendment "A" (H-404) **READ** and **ADOPTED**, in concurrence.

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

The Committee on **HEALTH COVERAGE, INSURANCE AND FINANCIAL SERVICES** on Bill "An Act Regarding Timely Payment of Undisputed Insurance Claims"

H.P. 792 L.D. 1244

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-398)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-398)**.

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

Bill **READ ONCE**.

Committee Amendment "A" (H-398) **READ** and **ADOPTED**, in concurrence.

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

The Committee on **HEALTH COVERAGE, INSURANCE AND FINANCIAL SERVICES** on Bill "An Act to Provide Alternative Methods of Payment to Health Care Providers"

H.P. 815 L.D. 1267

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-420)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-420)**.

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

Bill **READ ONCE**.

Committee Amendment "A" (H-420) **READ** and **ADOPTED**, in concurrence.

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

The Committee on **HEALTH COVERAGE, INSURANCE AND FINANCIAL SERVICES** on Bill "An Act to Allow Certified Nurse Practitioners to Provide In-home Care Without a Home Health Care Provider License"

H.P. 1244 L.D. 1936

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-399)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-399)**.

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

Bill **READ ONCE**.

Committee Amendment "A" (H-399) **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 **INLAND FISHERIES AND WILDLIFE** on Bill "An Act to Align Laws Governing Crossbow Hunting with Those Governing Archery Hunting"

H.P. 1204 L.D. 1879

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-409)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-409)**.

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

Bill **READ ONCE**.

Committee Amendment "A" (H-409) **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 Resolve, to Direct the Department of Transportation to Examine the Feasibility of Extending Interstate 95 to the St. John Valley

H.P. 384 L.D. 607

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-411)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Resolve **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-411)**.

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

Resolve **READ ONCE**.

Committee Amendment "A" (H-411) **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 Require and Encourage Safe and Interconnected Transportation Construction Projects"

H.P. 1072 L.D. 1674

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-412)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-412)**.

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

Bill **READ ONCE**.

Committee Amendment "A" (H-412) **READ** and **ADOPTED**, in concurrence.

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

Senate

Ought to Pass As Amended

Senator RAFFERTY for the Committee on **EDUCATION AND CULTURAL AFFAIRS** on Bill "An Act to Provide a Private Support Organization for the Maine Maritime Academy"
S.P. 620 L.D. 1556

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-263)**.

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

Bill **READ ONCE**.

Committee Amendment "A" (S-263) **READ** and **ADOPTED**.

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

Sent down for concurrence.

Senator BALDACCI for the Committee on **HEALTH AND HUMAN SERVICES** on Bill "An Act to Assess, Develop, Implement and Fund the Reuse of Existing Facilities at Dorothea Dix Psychiatric Center to Provide Mental Health, Substance Use Disorder and Homelessness Services"
S.P. 356 L.D. 859

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-268)**.

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

Bill **READ ONCE**.

Committee Amendment "A" (S-268) **READ** and **ADOPTED**.

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

Sent down for concurrence.

Senator BAILEY for the Committee on **HEALTH COVERAGE, INSURANCE AND FINANCIAL SERVICES** on Bill "An Act to Increase Transparency Regarding Certain Drug Pricing Programs"

S.P. 562 L.D. 1395

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-269)**.

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

Bill **READ ONCE**.

Committee Amendment "A" (S-269) **READ** and **ADOPTED**.

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

Sent down for concurrence.

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

REPORTS OF COMMITTEES

Senate

Divided Report

The Majority of the Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY** on Bill "An Act to End the Maine Information and Analysis Center Program"

S.P. 527 L.D. 1290

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

Signed:

Senators:

BEEBE-CENTER of Knox
HARRINGTON of York

Representatives:

SALISBURY of Westbrook
ARDELL of Monticello
HASENFUS of Readfield
MADIGAN of Waterville
NEWMAN of Belgrade
NUTTING of Oakland
PERKINS of Dover-Foxcroft

The Minority of the same Committee on the same subject reported that the same **Ought To Pass as Amended by Committee Amendment "A" (S-276)**.

Signed:

Representatives:

LOOKNER of Portland
MATHIESON of Kittery

MILLIKEN of Blue Hill

Reports **READ**.

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

Sent down for concurrence.

Divided Report

The Majority of the Committee on **HEALTH AND HUMAN SERVICES** on Bill "An Act to Allow an Exception to Immunization Requirements for Health Care Workers for Vaccines Approved Under Emergency Use Authorization"

S.P. 629 L.D. 1598

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

Signed:

Senators:

BALDACCI of Penobscot
INGWERSEN of York

Representatives:

MEYER of Eliot
CRAVEN of Lewiston
GRAHAM of North Yarmouth
MADIGAN of Waterville
SHAGOURY of Hallowell
ZAGER of Portland

The Minority of the same Committee on the same subject reported that the same **Ought To Pass as Amended by Committee Amendment "A" (S-270)**.

Signed:

Senator:

MOORE of Washington

Representatives:

FREDERICKS of Sanford
GRIFFIN of Levant
JAVNER of Chester
LEMELIN of Chelsea

Reports **READ**.

Senator **BALDACCI** of Penobscot moved the Senate **ACCEPT** the Majority **OUGHT NOT TO PASS** Report.

THE PRESIDENT: The Chair recognizes the Senator from Aroostook, Senator Stewart.

Senator **STEWART:** Thank you very much, Mr. President, and ladies and gentlemen of the Senate. This has been a subject we've kicked around and around in this Chamber so far this year, we're going to do it again here tonight, though. This particular bill,

if you didn't like the idea that other bills expanded beyond limitations that were previously put in place in Maine statute that you felt perhaps were too broad and made too many exemptions. Well, this one is a narrowly tailored bill that deals with immunization requirements specifically for healthcare workers, to hopefully address that shortage that we have where a score of healthcare workers were forced out of the profession due to the COVID-19 vaccination mandates. And so, if you thought the other bills were too expansive, this one's for you. It's narrowly tailored and addresses this one particular issue around healthcare workers. And with that, Mr. President, I'd request a Roll Call. Thank you.

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

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

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#289)

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

NAYS: Senators: BENNETT, BRAKEY, GUERIN, HARRINGTON, HICKMAN, LIBBY, LYFORD, MOORE, POULIOT, STEWART

EXCUSED: Senators: BLACK, FARRIN, KEIM, TIMBERLAKE

21 Senators having voted in the affirmative and 10 Senators having voted in the negative, with 4 Senators being excused, the motion by Senator **BALDACCI** of Penobscot to **ACCEPT** the Majority **OUGHT NOT TO PASS** Report **PREVAILED**.

Sent down for concurrence.

Divided Report

The Majority of the Committee on **HEALTH AND HUMAN SERVICES** on Bill "An Act to Build Maine's Economy by Supporting Child Care for Working Families"
S.P. 690 L.D. 1726

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-266)**.

Signed:

Senators:
BALDACCI of Penobscot
INGWERSEN of York

Representatives:
MEYER of Eliot
CRAVEN of Lewiston
GRAHAM of North Yarmouth
MADIGAN of Waterville
SHAGOURY of Hallowell
ZAGER of Portland

The Minority of the same Committee on the same subject reported that the same **Ought To Pass as Amended by Committee Amendment "B" (S-267)**.

Signed:

Senator:
MOORE of Washington

Representatives:
FREDERICKS of Sanford
GRIFFIN of Levant
JAVNER of Chester
LEMELIN of Chelsea

Reports **READ**.

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

Divided Report

The Majority of the Committee on **HEALTH COVERAGE, INSURANCE AND FINANCIAL SERVICES** on Bill "An Act to Regulate Insurance Carrier Prior Authorization Requirements for Physical and Occupational Therapy Services"
S.P. 548 L.D. 1383

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-272)**.

Signed:

Senators:
BAILEY of York
RENY of Lincoln

Representatives:
PERRY of Calais
ARFORD of Brunswick
CLUCHEY of Bowdoinham
CYRWAY of Albion
MASTRACCIO of Sanford
MATHIESON of Kittery
PRINGLE of Windham

The Minority of the same Committee on the same subject reported that the same **Ought To Pass as Amended by Committee Amendment "B" (S-273).**

Signed:

Representatives:

MORRIS of Turner
NUTTING of Oakland

Reports **READ.**

On motion by Senator **BAILEY** of York, the Majority **OUGHT TO PASS AS AMENDED BY COMMITTEE AMENDMENT "A" (S-272)** Report **ACCEPTED.**

Bill **READ ONCE.**

Committee Amendment "A" (S-272) **READ** and **ADOPTED.**

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

Sent down for concurrence.

Divided Report

The Majority of the Committee on **INNOVATION, DEVELOPMENT, ECONOMIC ADVANCEMENT AND BUSINESS** on Bill "An Act to Establish a Grant Program to Provide for Statewide and Equitable Access to Experiential Science, Technology, Engineering and Mathematics Education" S.P. 528 L.D. 1291

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

Signed:

Senator:

GUERIN of Penobscot

Representatives:

ROBERTS of South Berwick
COLLAMORE of Pittsfield
NESS of Fryeburg
SAYRE of Kennebunk
SMITH of Palermo
WALKER of Naples
WHITE of Waterville

The Minority of the same Committee on the same subject reported that the same **Ought To Pass as Amended by Committee Amendment "A" (S-265).**

Signed:

Senators:

CURRY of Waldo
RAFFERTY of York

Representatives:

CROCKETT of Portland
LANIGAN of Sanford
LaROCHELLE of Augusta

Reports **READ.**

On motion by Senator **CURRY** of Waldo, the Minority **OUGHT TO PASS AS AMENDED** Report **ACCEPTED.**

Bill **READ ONCE.**

Committee Amendment "A" (S-265) **READ** and **ADOPTED.**

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

Sent down for concurrence.

Divided Report

The Majority of the Committee on **JUDICIARY** on Bill "An Act to Extend the Protections of the Maine Civil Rights Act to Actions That Cause Emotional Distress or Fear of Violence" S.P. 365 L.D. 868

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-275).**

Signed:

Senators:

CARNEY of Cumberland
BAILEY of York

Representatives:

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

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

Signed:

Representatives:

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

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

Reports **READ.**

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

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

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

THE PRESIDENT: The Chair recognizes the Senator from Aroostook, Senator Stewart.

Senator **STEWART:** Thank you, Mr. President. I just wanted to confirm, because the board doesn't reflect this, that Senators Keim and Timberlake are excused. I think it was verbally mentioned, but I just want to make sure that that's being captured. On previous Roll Calls, it did the same thing here.

THE PRESIDENT: I see that now, Senator. It's definitely showing up on my board that they've been excused since I did. They definitely - there's no doubt about that they will definitely be excused. They did in the same roll call. Good catch.

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#290)

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

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

EXCUSED: Senators: BLACK, FARRIN, KEIM, TIMBERLAKE

23 Senators having voted in the affirmative and 8 Senators having voted in the negative, with 4 Senators being excused, the motion by Senator **CARNEY** of Cumberland to **ACCEPT** the Majority **OUGHT TO PASS AS AMENDED** Report **PREVAILED**.

Bill READ ONCE.

Committee Amendment "A" (S-275) **READ** and **ADOPTED**.

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

Sent down for concurrence.

Divided Report

The Majority of the Committee on **JUDICIARY** on RESOLUTION, Proposing an Amendment to the Constitution of Maine to Strengthen the Due Process Rights of Persons Accused by Requiring Notification of Those Rights
S.P. 476 L.D. 1149

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

Signed:

Senators:

CARNEY of Cumberland
BAILEY of York
BRAKEY of Androscoggin

Representatives:

MOONEN of Portland
HAGGAN of Hampden
HENDERSON of Rumford
KUHN of Falmouth
LEE of Auburn
MORIARTY of Cumberland
POIRIER of Skowhegan
RECKITT of South Portland
SHEEHAN of Biddeford

The Minority of the same Committee on the same subject reported that the same **Ought To Pass as Amended by Committee Amendment "A" (S-277)**.

Signed:

Representative:

ANDREWS of Paris

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

Reports **READ**.

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

Sent down for concurrence.

Divided Report

The Majority of the Committee on **JUDICIARY** on Bill "An Act to Prevent Dating Partner Abuse by Including Dating Partners in the Scope of Domestic Violence Crimes"
S.P. 579 L.D. 1461

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-274)**.

Signed:

MONTELL of Gardiner
RIELLY of Westbrook
RISEMAN of Harrison

Senators:

CARNEY of Cumberland
BAILEY of York
BRAKEY of Androscoggin

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

Representatives:

MOONEN of Portland
ANDREWS of Paris
HAGGAN of Hampden
KUHN of Falmouth
LEE of Auburn
MORIARTY of Cumberland
RECKITT of South Portland
SHEEHAN of Biddeford

Signed:

Senator:

TIMBERLAKE of Androscoggin

Representatives:

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

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

Reports **READ**.

Signed:

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

Representatives:

HENDERSON of Rumford
POIRIER of Skowhegan

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

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

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

Reports **READ**.

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

Senator **BRAKEY:** Thank you. I just had a question to the Chair. I'm a little confused by this legislation. Does this create a different reporting standard for Clean Elections candidates versus traditionally financed candidates? Thank you.

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

THE PRESIDENT: The Senator from Androscoggin, Senator Brakey, has posed a question through the Chair to anyone who can answer. The Chair recognizes the Senator from Kennebec, Senator Hickman.

Divided Report

The Majority of the Committee on **VETERANS AND LEGAL AFFAIRS** on Bill "An Act to Require Campaign Finance Reports for State and County Candidates Other than Governor to Be Filed on the 42nd Day Before Any Election"

S.P. 121 L.D. 255

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-271)**.

Signed:

Senators:

HICKMAN of Kennebec
BRENNER of Cumberland

Senator **HICKMAN:** Thank you, Mr. President. I rise to answer the question. Maine is one of the few states that only has one campaign finance report in an election year for candidates between January 1st and the primary. This bill adds another reporting requirement 42 days out. Testimony was that there's a lot of campaign financing money being raised in that period, even if it's not spent, so the extra reporting would allow for the public that transparency. The reason why candidates who use the Clean Election Act are exempted from this particular reporting requirement is that ten days earlier or later - I cannot remember which, off the top of my head - Maine Clean Elections candidates are required to file a report before the primary in addition to the 11-day report that everyone files. And so, while it looks as though there are two different tracks of reporting, one is more redundant than the other and is traditionally financed candidates that do not have to file anything until 11 days before the primary. This fixes that, allowing for more transparency to the general public. Thank you, Mr. President.

Representatives:

SUPICA of Bangor
COLLINGS of Portland
MALON of Biddeford

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

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#291)

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

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

EXCUSED: Senators: BLACK, FARRIN, KEIM, TIMBERLAKE

23 Senators having voted in the affirmative and 8 Senators having voted in the negative, with 4 Senators being excused, the motion by Senator **HICKMAN** of Kennebec to **ACCEPT** the Majority **OUGHT TO PASS AS AMENDED** Report **PREVAILED**.

Bill **READ ONCE**.

Committee Amendment "A" (S-271) **READ** and **ADOPTED**.

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

Sent down for concurrence.

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

Senate at Ease.

The Senate was called to order by the President.

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

ENACTORS

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

Emergency Measure

An Act to Minimize the Propagation of Invasive Aquatic Plants
H.P. 60 L.D. 92
(C "A" H-363)

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

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.

Emergency Measure

An Act to Extend the Time for Youth Deer Hunting
H.P. 299 L.D. 482
(C "A" H-262)

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.

Emergency Measure

An Act to Validate Certain Proceedings Authorizing the Issuance of Bonds and Notes by the City of Rockland
H.P. 573 L.D. 917

This being an Emergency Measure and having received the affirmative vote of 30 Members of the Senate, with 1 Senator 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.

Emergency Measure

An Act to Provide a Cost-of-living Increase to State Retirees
H.P. 691 L.D. 1096
(C "A" H-313)

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

Emergency Measure

An Act to Amend the Laws Governing Eligibility Restrictions for Commercial Menhaden Fishing Licenses

H.P. 940 L.D. 1444
(C "A" H-367)

This being an Emergency Measure and having received the affirmative vote of 31 Members of the Senate, with no Senators having voted in the negative, and 31 being more than two-thirds of the entire elected Membership of the Senate, was **PASSED TO BE ENACTED** and, having been signed by the President, was presented by the Secretary to the Governor for approval.

Emergency Measure

An Act to Clarify Statewide Laws Regarding Affordable Housing and Accessory Dwelling Units

H.P. 1095 L.D. 1706
(C "A" H-345)

This being an Emergency Measure and having received the affirmative vote of 31 Members of the Senate, with no Senators having voted in the negative, and 31 being more than two-thirds of the entire elected Membership of the Senate, was **PASSED TO BE ENACTED** and, having been signed by the President, was presented by the Secretary to the Governor for approval.

Emergency Measure

An Act to Increase the Debt Limit of the Limerick Water District

H.P. 1241 L.D. 1933

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

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.

Emergency Measure

An Act to Raise the Debt Limit of the Stonington Water Company

S.P. 793 L.D. 1950

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.

Emergency Resolve

Resolve, Regarding Legislative Review of Portions of Chapter 33: Rules Governing Physical Restraint and Seclusion, a Major Substantive Rule of the Department of Education

H.P. 244 L.D. 393
(C "A" H-391)

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.

Emergency Resolve

Resolve, Directing the Department of Education to Analyze Data on the Essential Programs and Services Funding Formula and Allocation Methodology

H.P. 732 L.D. 1160
(C "A" H-353)

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

Emergency Resolve

Resolve, to Ensure that Eligible Customers Receive Payments from the Energy Rate Relief Fund

S.P. 805 L.D. 1971
(C "A" S-196)

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

**Pursuant to Constitution
Public Land**

Resolve, to Authorize the Exchange of Interest in Certain Lands Owned by the State in Piscataquis County

H.P. 1238 L.D. 1930
(C "A" H-315)

In accordance with the provisions of Article IX, Section 23 of the Constitution, passage requires the affirmative vote of two-thirds of the entire elected Membership of the Senate. 30 Senators having voted in the affirmative and 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.

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

Sent down for concurrence.

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

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

REPORTS OF COMMITTEES

Senate

Divided Report

The Majority of the Committee on **LABOR AND HOUSING** on Bill "An Act to Ensure Consistency in Retirement Plans for Certain Law Enforcement Officers"

S.P. 134 L.D. 313

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-280)**.

Signed:

Senator:

TIPPING of Penobscot

Representatives:

- ROEDER of Bangor
- BRADSTREET of Vassalboro
- DRINKWATER of Milford
- GEIGER of Rockland
- GERE of Kennebunkport
- MALON of Biddeford
- RUSSELL of Verona Island
- SKOLD of Portland
- SOBOLESKI of Phillips

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

Signed:

Senator:

POULIOT of Kennebec

Reports **READ**.

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

Bill **READ ONCE**.

Committee Amendment "A" (S-280) **READ** and **ADOPTED**.

ENACTORS

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

Acts

An Act to Make Technical Changes to Maine's Marine Resources Laws

H.P. 20 L.D. 16
(H "A" H-354 to C "A" H-284)

An Act to Make Allocations from Maine Turnpike Authority Funds for the Maine Turnpike Authority for the Calendar Year Ending December 31, 2024

H.P. 47 L.D. 72
(C "A" H-366)

An Act to Allow Members of the Maine Public Employees Retirement System With Service in Multiple Plans to Defer Retirement Service Benefits Until Normal Retirement Age to Avoid a Reduction in Benefits

H.P. 74 L.D. 106
(C "A" H-376)

An Act Regarding Airboat Noise

H.P. 142 L.D. 221
(C "A" H-334)

An Act to Amend the Laws Governing Bonding Restrictions for School Administrative Units

H.P. 153 L.D. 232
(C "A" H-365)

An Act Regarding Replacement Candidates Under the Maine Clean Election Act

S.P. 113 L.D. 247
(C "A" S-188)

An Act to Amend the Laws Governing the Advisory Committee on the Fund to Address PFAS Contamination

H.P. 187 L.D. 289
(C "A" H-324)

An Act to Ensure Municipalities Receive a Higher Percentage of All-terrain Vehicle and Snowmobile Registration Fees to Cover Increased Expenses

H.P. 194 L.D. 296
(C "A" H-333)

LEGISLATIVE RECORD - SENATE, MONDAY, JUNE 12, 2023

An Act to Allow Signs at Outdoor Athletic Facilities H.P. 248 L.D. 397 (C "A" H-298)	An Act Regarding Payments to Recipients of Restitution H.P. 650 L.D. 1014 (C "A" H-311)
An Act to Address Battery Storage System Decommissioning and Clarify Solar Energy Development Decommissioning H.P. 313 L.D. 496 (C "A" H-288)	An Act to Streamline Label Registrations for Malt Liquor, Wine, Hard Cider and Low-alcohol Spirits S.P. 442 L.D. 1073
An Act to Require a Vehicle Operator to Notify an Owner or Law Enforcement Officer of an Accident Involving a Dog, a Cat or Livestock H.P. 375 L.D. 598 (C "A" H-265)	An Act to Facilitate Property Redevelopment and Encourage Affordable Housing by Allowing the Conveyance of Unfinished Commercial Condominium Units S.P. 526 L.D. 1289
An Act to Make Electric Breast Pumps More Accessible by Providing for MaineCare Reimbursement H.P. 380 L.D. 603 (C "A" H-356)	An Act Regarding the Legal Use or Possession of Cannabis or Marijuana Under Conditions of Bail, Pretrial Release or Probation H.P. 836 L.D. 1311 (C "A" H-310)
An Act Regarding Guidelines for Free Telephone Calls by Individuals Incarcerated in Department of Corrections Facilities H.P. 386 L.D. 609 (C "A" H-192)	An Act to Address Educational Technician Shortages in Public Schools by Establishing an Alternative Certification Pathway H.P. 880 L.D. 1366 (C "A" H-392)
An Act to Enhance Safety for Animal-drawn Vehicles on Highways H.P. 455 L.D. 686 (C "A" H-266)	An Act to Increase the Limits on Awards for Compensatory and Punitive Damages Under the Maine Human Rights Act H.P. 919 L.D. 1423
An Act Regarding Eligibility of County Jail Inmates for a Community Confinement Monitoring Program H.P. 461 L.D. 692 (C "A" H-316)	An Act to Allow the Public Utilities Commission to Provide Financial Assistance to Low-income Households in Emergency Situations H.P. 923 L.D. 1427 (C "A" H-276)
An Act to Increase Opportunities for the Development or Preservation of Low-income Housing S.P. 282 L.D. 724 (C "A" S-178)	An Act to Protect Certain Unfiltered Drinking Water Sources S.P. 592 L.D. 1473 (C "A" S-182)
An Act to Clarify the Criteria for State Approval of Alcoholic Beverage Container Labels S.P. 298 L.D. 740 (C "A" S-187)	An Act to Establish a Qualifying Condition Review Board to Provide Benefits to Certain Service Members H.P. 978 L.D. 1523 (C "A" H-306)
An Act to Provide Energy Efficiency Program Outreach and Assistance to Manufactured Housing Residents H.P. 504 L.D. 815 (C "A" H-323)	An Act to Allow for a Suspension of Licenses and Permits Issued Under the Inland Fisheries and Wildlife Laws for a Deferred Disposition or Written Filing Agreement H.P. 980 L.D. 1525 (C "A" H-368)
An Act to Provide for the Management of the Waste Components of a Solar Energy Development upon Decommissioning H.P. 515 L.D. 826 (C "A" H-275)	An Act to Permit the Expenditure of Accumulated Tax Increment Revenues H.P. 1054 L.D. 1644
An Act to Exempt Emergency Medical Services Community Paramedicine Programs from Home Health Care Provider Licensing Requirements Under Certain Circumstances H.P. 549 L.D. 883 (C "A" H-304)	An Act to Provide for Civil Recovery Based on Nonconsensual Removal of or Tampering with a Condom and Considering Sexual Assault in Evaluating Parental Rights H.P. 1082 L.D. 1683 (C "A" H-283)
	An Act to Amend the Maine Equal Pay Law by Prohibiting Pay Discrimination Based on Race H.P. 1092 L.D. 1703

An Act to Implement Changes to the Laws Relating to Judicial Separation and Divorce Regarding Preliminary Injunctions as Recommended by the Family Law Advisory Commission
H.P. 1109 L.D. 1730
(C "A" H-281)

An Act to Repeal and Replace the Charter of the Boothbay-Boothbay Harbor Community School District
H.P. 1149 L.D. 1786
(C "A" H-393)

An Act to Improve the Maine Workers' Compensation Act of 1992
S.P. 728 L.D. 1803
(C "A" S-181)

An Act to Implement the Recommendations of the Department of Inland Fisheries and Wildlife's Report on Boater Safety Education
H.P. 1152 L.D. 1807

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

An Act to Increase the Governor's Salary
H.P. 106 L.D. 165
(C "A" H-292)

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

An Act to Address Employee Retention at the Maine State Police Crime Laboratory and the Computer Crimes Unit in the Department of Public Safety
H.P. 121 L.D. 197
(C "A" H-312)

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

An Act to Support Certified Community Behavioral Health Clinic Projects
H.P. 289 L.D. 472
(C "A" H-302)

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

An Act to Amend the Laws Governing Retirement Benefit Reductions for Certain Employees Currently Included in the 1998 Special Plan
H.P. 300 L.D. 483
(C "A" H-293)

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

An Act to Promote Student Enrollment and Degree Completion in the University of Maine System by Providing Tuition Waivers to Eligible Students

S.P. 229 L.D. 512
(C "A" S-167)

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

An Act to Reduce Cancer Among Firefighters by Providing Grants for Safety Equipment
H.P. 321 L.D. 516
(C "A" H-317)

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

An Act to Support Individuals with Personality Disorder or Disorders Associated with Primary Emotional Dysregulation by Requiring Reimbursement Under the MaineCare Program
H.P. 529 L.D. 840
(C "A" H-344)

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

An Act Supporting the Rural Health Care Workforce in Maine
H.P. 560 L.D. 904
(C "A" H-343)

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

An Act to Ensure Access to Safe Drinking Water from Household Wells in Rural Areas by Expanding Testing
H.P. 642 L.D. 1006
(C "A" H-358)

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

An Act to Expand the Higher Education Tuition Waiver for Persons Who Have Resided in Foster Care
H.P. 664 L.D. 1028
(C "A" H-269)

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

An Act to Increase the Minimum Teacher Salary
S.P. 433 L.D. 1064
(C "A" S-176)

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

An Act to Address Legislative Salaries
H.P. 727 L.D. 1155
(C "A" H-267)

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

An Act to Establish the School Meal Equipment and Program Improvement Fund
H.P. 755 L.D. 1183
(C "A" H-272)

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

An Act Regarding the Funding Formula for Adult Education
H.P. 881 L.D. 1367
(C "A" H-270)

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

An Act to Reduce Commercial Sexual Exploitation
H.P. 931 L.D. 1435
(C "A" H-194)

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

An Act to Establish a Teacher Shortage Coordinator
H.P. 946 L.D. 1491
(C "A" H-351)

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

An Act to Create the Maine Experiential Education Program
H.P. 1081 L.D. 1682
(C "A" H-314)

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

An Act to Establish Substance Use Disorder Treatment Centers
H.P. 1106 L.D. 1719
(C "A" H-390)

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

An Act to Modify the Visual Impact Standards for Offshore Wind Port Development and Establish Labor Standards for Wind Power Projects
S.P. 748 L.D. 1847
(S "A" S-211 to C "A" S-183)

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

An Act to Require Transparency in Public Utility Advertising Expenditures
S.P. 146 L.D. 325
(C "A" S-155)

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

An Act to Protect Employee Freedom of Speech
S.P. 702 L.D. 1756

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

An Act to Ensure Fair and Timely Payment in the Harvesting of Forest Products

S.P. 750 L.D. 1849
(C "A" S-191)

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

An Act Regarding Water Testing Related to Storage Facilities

H.P. 655 L.D. 1019
(C "A" H-297)

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

An Act to Modernize the Bureau of Motor Vehicles' Mobile Services

H.P. 855 L.D. 1341
(C "A" H-295)

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

An Act to Amend the Definition of "Farming" Under the Motor Vehicle Laws to Include Equines Not Raised for Racing

S.P. 581 L.D. 1463
(C "A" S-148)

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

Resolves

Resolve, Requiring Progress Reports from the Department of Health and Human Services Regarding the Implementation of Secure Children's Psychiatric Residential Treatment Facility Services

S.P. 85 L.D. 181
(C "A" S-190)

Resolve, to Evaluate Options for the Recycling of Solar Panels and Wind Turbine Blades

H.P. 283 L.D. 466
(C "A" H-274)

Resolve, to Study Accessible Electric Vehicle Charging Stations
H.P. 284 L.D. 467
(C "A" H-264)

Resolve, Directing the State Board of Education to Study Educator Credential Requirements

H.P. 302 L.D. 485
(C "A" H-290)

Resolve, to Study the Creation of a State Employee and Legislative Child Care Center

H.P. 550 L.D. 884
(C "A" H-291)

Resolve, to Direct the University of Maine System to Study the Feasibility of Establishing a Dental Therapy Degree Program at the University of Maine at Augusta

H.P. 662 L.D. 1026
(C "A" H-273)

Resolve, to Review the MaineCare Hospital Readmission Protocol

H.P. 700 L.D. 1104
(C "A" H-341)

Resolve, to Ensure Efficiency and Effectiveness in Maine's Licensing and Certification of Behavioral Health Services

H.P. 913 L.D. 1417
(C "A" H-357)

Resolve, to Improve the Coordination and Delivery of Planning Grants and Technical Assistance to Communities in Maine

H.P. 1242 L.D. 1934

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

Resolve, to Require That Alcohol Misuse Be Disclosed as a Contributing Factor to Death on Death Certificates

H.P. 149 L.D. 228
(C "A" H-380)

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

Resolve, Directing the Department of Economic and Community Development to Study Methods to Encourage the Development of Accessory Dwelling Units

S.P. 271 L.D. 654
(C "A" S-177)

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

Resolve, to Reduce Workforce Barriers for Mental Health Professionals in Maine

H.P. 633 L.D. 997
(C "A" H-342)

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

Resolve, Directing the Department of Education to Establish a Working Group to Review the State Board of Education's Membership, Responsibilities, Functions and Staffing

H.P. 654 L.D. 1018
(C "A" H-289)

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

Resolve, Directing the Department of Education to Report on School Internet and Student Data Collection Best Practices

H.P. 847 L.D. 1333
(C "A" H-325)

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

Resolve, to Create the Commission to Study Post-traumatic Stress Disorder in Lineworkers

H.P. 827 L.D. 1302
(C "A" H-321)

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

Resolve, Establishing the Commission to Study the Role of Critical Minerals as a Resource in the State

H.P. 950 L.D. 1495
(C "A" H-359)

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

Resolve, to Establish the Commission to Improve the Educational Experience of People Who Are Resettling in Maine

H.P. 1091 L.D. 1702
(C "A" H-352)

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

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

REPORTS OF COMMITTEES

Senate

Ought to Pass As Amended

Senator BALDACCI for the Committee on **HEALTH AND HUMAN SERVICES** on Bill "An Act to Streamline Income Verification Requests for Income Supplementation and Assistance Programs" S.P. 519 L.D. 1282

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-279)**.

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

Bill **READ ONCE**.

Committee Amendment "A" (S-279) **READ** and **ADOPTED**.

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

Sent down for concurrence.

Senator NANGLE for the Committee on **STATE AND LOCAL GOVERNMENT** on Bill "An Act to Amend the Membership of the Maine-Canadian Legislative Advisory Commission and the New England and Eastern Canada Legislative Commission" (EMERGENCY)

S.P. 788 L.D. 1939

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-285)**.

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

Bill **READ ONCE**.

Committee Amendment "A" (S-285) **READ** and **ADOPTED**.

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

Sent down for concurrence.

Senator CHIPMAN for the Committee on **TRANSPORTATION** on Bill "An Act to Support the Use of Bicycles"

S.P. 210 L.D. 456

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-283)**.

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

Bill **READ ONCE**.

Committee Amendment "A" (S-283) **READ** and **ADOPTED**.

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

Sent down for concurrence.

Senator CHIPMAN for the Committee on **TRANSPORTATION** on
Bill "An Act Regarding the Bureau of Motor Vehicles"
S.P. 441 L.D. 1072

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-282)**.

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

Bill **READ ONCE**.

Committee Amendment "A" (S-282) **READ** and **ADOPTED**.

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

Sent down for concurrence.

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

Senate at Ease.

The Senate was called to order by the President.

Off Record Remarks

On motion by Senator **VITELLI** of Sagadahoc, **ADJOURNED**, until Tuesday, June 13, 2023 at 10:00 in the morning.