

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

In Senate Chamber
Thursday
June 10, 2021

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

Prayer by Senator Joseph E. Rafferty, Jr. of York County.

Senator **RAFFERTY**: Mr. President, ladies and gentlemen of the Senate, staff, and guests, let us pray. Lord, let us give thanks for the opportunity to assemble here today as legislators, duly elected to serve the people of Maine. We ask for Your guidance in the work that we do, as well as the wisdom to perform the job at hand. Help us remember that we represent all people and each has something to contribute to society. Grant us strength, supported by a spirit of cooperativeness, as we work to find solutions to the numerous challenges before us. Fill us with Your spirit in order that we be moved to take care of those who cannot take care of themselves. Help us to trust in You for the leadership so needed as we face the overwhelming responsibility to do what is right and good in Your eyes. Amen.

Pledge of Allegiance led by Senator Susan A. Deschambault of York County.

Reading of the Journal of Wednesday, June 9, 2021.

Off Record Remarks

COMMUNICATIONS

The Following Communication: S.C. 653

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

June 4, 2021

The Honorable Troy Dale Jackson
President of the Senate of Maine
130th Maine State Legislature
State House
Augusta, Maine 04333-0003

Dear Mr. President:

In accordance with 3 M.R.S.A., Section 157, and with Joint Rule 505 of the Maine Legislature, the Joint Standing Committee on Education and Cultural Affairs has had under consideration the nomination of Christine G. Boone of Stockton Springs, for appointment to the Maine School for Marine Science, Technology, Transportation and Engineering, Board of Trustees.

After public hearing and discussion on this nomination, the Committee proceeded to vote on the motion to recommend to the Senate that this nomination be confirmed. The Committee Clerk called the roll with the following result:

YEAS	Senators	2	Rafferty, J. of York, Woodsome, D. of York
	Representatives	10	Brennan, M. of Portland, Crockett, E. of Portland, Dodge, J. of Belfast, Hepler, A. of Woolwich, Lyman, S. of Livermore Falls, McCrea, D. of Fort Fairfield, Millett, R. of Cape Elizabeth, Roche, T. of Wells, Salisbury, S. of Westbrook, Stearns, P. of Guilford
NAYS		0	
ABSENT		1	Sen. Daughtry, M. of Cumberland

Twelve members of the Committee having voted in the affirmative and zero in the negative, it was the vote of the Committee that the nomination of Christine G. Boone of Stockton Springs, for appointment to the Maine School for Marine Science, Technology, Transportation and Engineering, Board of Trustees be confirmed.

Signed,

S/Joseph E. Rafferty
Senate Chair

S/Michael F. Brennan
House Chair

READ and ORDERED PLACED ON FILE.

The President laid before the Senate the following: "Shall the recommendation of the Committee on **EDUCATION AND CULTURAL AFFAIRS** be overridden?"

In accordance with 3 M.R.S.A., Chapter 6, Section 158, and with Joint Rule 506 of the 130th Legislature, the vote was taken by the Yeas and Nays.

The Chair noted the absence of the Senator from Franklin, Senator **BLACK**, the Senator from Androscoggin, Senator **LIBBY**, the Senator from Hancock, Senator **LUCHINI**, the Senator from Knox, Senator **MIRAMANT**, and the Senator from Androscoggin, Senator **TIMBERLAKE**, and further excused the same Senators from today's Roll Call votes.

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#272)

YEAS: Senators: None

NAYS: Senators: BAILEY, BALDACCI, BENNETT, BREEN, BRENNER, CARNEY, CHIPMAN, CLAXTON, CURRY, CYRWAY, DAUGHTRY, DAVIS, DESCHAMBAULT, DIAMOND, DILL, FARRIN, GUERIN, HICKMAN, KEIM, LAWRENCE, MAXMIN, MOORE, POULIOT, RAFFERTY, ROSEN, SANBORN, STEWART, VITELLI, WOODSOME, PRESIDENT JACKSON

EXCUSED: Senators: BLACK, LIBBY, LUCHINI, MIRAMANT, TIMBERLAKE

No Senator having voted in the affirmative and 30 Senators having voted in the negative, with 5 Senators being excused, and none being less than two-thirds of the Membership present and voting, it was the vote of the Senate that the Committee's recommendation be **ACCEPTED** and the nomination of **Christine G. Boone** of Stockton Springs for appointment to the Maine School for Marine Science, Technology, Transportation and Engineering, Board of Trustees was **CONFIRMED**.

The Secretary has so informed the Speaker of the House of Representatives.

The Following Communication: S.C. 657

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

June 4, 2021

The Honorable Troy Dale Jackson
President of the Senate of Maine
130th Maine State Legislature
State House
Augusta, Maine 04333-0003

Dear Mr. President:

In accordance with 3 M.R.S.A., Section 157, and with Joint Rule 505 of the Maine Legislature, the Joint Standing Committee on Education and Cultural Affairs has had under consideration the nomination of Michael S. Flanagan of Thomaston, for reappointment to the Maine School for Marine Science, Technology, Transportation and Engineering, Board of Trustees.

After public hearing and discussion on this nomination, the Committee proceeded to vote on the motion to recommend to the

Senate that this nomination be confirmed. The Committee Clerk called the roll with the following result:

YEAS	Senators	2	Rafferty, J. of York, Woodsome, D. of York
	Representatives	10	Brennan, M. of Portland, Crockett, E. of Portland, Dodge, J. of Belfast, Hepler, A. of Woolwich, Lyman, S. of Livermore Falls, McCrea, D. of Fort Fairfield, Millett, R. of Cape Elizabeth, Roche, T. of Wells, Salisbury, S. of Westbrook, Stearns, P. of Guilford
NAYS		0	
ABSENT		1	Sen. Daughtry, M. of Cumberland

Twelve members of the Committee having voted in the affirmative and zero in the negative, it was the vote of the Committee that the nomination of Michael S. Flanagan of Thomaston, for reappointment to the Maine School for Marine Science, Technology, Transportation and Engineering, Board of Trustees be confirmed.

Signed,

S/Joseph E. Rafferty
Senate Chair

S/Michael F. Brennan
House Chair

READ and ORDERED PLACED ON FILE.

The President laid before the Senate the following: "Shall the recommendation of the Committee on **EDUCATION AND CULTURAL AFFAIRS** be overridden?"

In accordance with 3 M.R.S.A., Chapter 6, Section 158, and with Joint Rule 506 of the 130th Legislature, the vote was taken by the Yeas and Nays.

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#273)

YEAS: Senators: None

NAYS: Senators: BAILEY, BALDACCI, BENNETT, BREEN, BRENNER, CARNEY, CHIPMAN, CLAXTON, CURRY, CYRWAY, DAUGHTRY, DAVIS, DESCHAMBAULT, DIAMOND, DILL, FARRIN, GUERIN, HICKMAN, KEIM, LAWRENCE, LUCHINI, MAXMIN, MOORE, POULIOT, RAFFERTY, ROSEN, SANBORN, STEWART, VITELLI, WOODSOME, PRESIDENT JACKSON

EXCUSED: Senators: BLACK, LIBBY, MIRAMANT, TIMBERLAKE

Representatives 10

Brennan, M. of Portland, Crockett, E. of Portland, Dodge, J. of Belfast, Hepler, A. of Woolwich, Lyman, S. of Livermore Falls, McCrea, D. of Fort Fairfield, Millett, R. of Cape Elizabeth, Roche, T. of Wells, Salisbury, S. of Westbrook, Stearns, P. of Guilford

No Senator having voted in the affirmative and 31 Senators having voted in the negative, with 4 Senators being excused, and none being less than two-thirds of the Membership present and voting, it was the vote of the Senate that the Committee's recommendation be **ACCEPTED** and the nomination of **Michael S. Flanagan** of Thomaston for reappointment to the Maine School for Marine Science, Technology, Transportation and Engineering, Board of Trustees was **CONFIRMED**.

The Secretary has so informed the Speaker of the House of Representatives.

NAYS 0

ABSENT 1 Sen. Daughtry, M. of Cumberland

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

Twelve members of the Committee having voted in the affirmative and zero in the negative, it was the vote of the Committee that the nomination of Eric P. Jergenson of Stockton Springs, for reappointment to the Maine School for Marine Science, Technology, Transportation and Engineering, Board of Trustees be confirmed.

The Following Communication: S.C. 656

Signed,

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

S/Joseph E. Rafferty
Senate Chair

S/Michael F. Brennan
House Chair

June 4, 2021

The Honorable Troy Dale Jackson
President of the Senate of Maine
130th Maine State Legislature
State House
Augusta, Maine 04333-0003

READ and ORDERED PLACED ON FILE.

The President laid before the Senate the following: "Shall the recommendation of the Committee on **EDUCATION AND CULTURAL AFFAIRS** be overridden?"

In accordance with 3 M.R.S.A., Chapter 6, Section 158, and with Joint Rule 506 of the 130th Legislature, the vote was taken by the Yeas and Nays.

Dear Mr. President:

The Doorkeepers secured the Chamber.

In accordance with 3 M.R.S.A., Section 157, and with Joint Rule 505 of the Maine Legislature, the Joint Standing Committee on Education and Cultural Affairs has had under consideration the nomination of Eric P. Jergenson of Stockton Springs, for reappointment to the Maine School for Marine Science, Technology, Transportation and Engineering, Board of Trustees.

The Secretary opened the vote.

ROLL CALL (#274)

After public hearing and discussion on this nomination, the Committee proceeded to vote on the motion to recommend to the Senate that this nomination be confirmed. The Committee Clerk called the roll with the following result:

YEAS: Senators: None

NAYS: Senators: BAILEY, BALDACCI, BENNETT, BREEN, BRENNER, CARNEY, CHIPMAN, CLAXTON, CURRY, CYRWAY, DAUGHTRY, DAVIS, DESCHAMBAULT, DIAMOND, DILL, FARRIN, GUERIN, HICKMAN, KEIM, LAWRENCE, LUCHINI, MAXMIN, MIRAMANT, MOORE, POULIOT, RAFFERTY, ROSEN, SANBORN, STEWART, VITELLI, WOODSOME, PRESIDENT JACKSON

YEAS Senators 2 Rafferty, J. of York, Woodsome, D. of York

EXCUSED: Senators: BLACK, LIBBY, TIMBERLAKE

No Senator having voted in the affirmative and 32 Senators having voted in the negative, with 3 Senators being excused, and none being less than two-thirds of the Membership present and voting, it was the vote of the Senate that the Committee's recommendation be **ACCEPTED** and the nomination of **Eric P. Jergenson** of Stockton Springs for reappointment to the Maine School for Marine Science, Technology, Transportation and Engineering, Board of Trustees was **CONFIRMED**.

The Secretary has so informed the Speaker of the House of Representatives.

The Following Communication: S.C. 654

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

June 4, 2021

The Honorable Troy Dale Jackson
President of the Senate of Maine
130th Maine State Legislature
State House
Augusta, Maine 04333-0003

Dear Mr. President:

In accordance with 3 M.R.S.A., Section 157, and with Joint Rule 505 of the Maine Legislature, the Joint Standing Committee on Education and Cultural Affairs has had under consideration the nomination of Stacey S. Keefer of Union, for appointment to the Maine School for Marine Science, Technology, Transportation and Engineering, Board of Trustees.

After public hearing and discussion on this nomination, the Committee proceeded to vote on the motion to recommend to the Senate that this nomination be confirmed. The Committee Clerk called the roll with the following result:

YEAS	Senators	2	Rafferty, J. of York, Woodsome, D. of York
	Representatives	10	Brennan, M. of Portland, Crockett, E. of Portland, Dodge, J. of Belfast, Hepler, A. of Woolwich, Lyman, S. of Livermore Falls, McCrea, D. of Fort Fairfield, Millett, R. of Cape Elizabeth, Roche, T. of Wells, Salisbury, S. of Westbrook, Stearns, P. of Guilford
NAYS		0	
ABSENT		1	Sen. Daughtry, M. of Cumberland

Twelve members of the Committee having voted in the affirmative and zero in the negative, it was the vote of the Committee that the nomination of Stacey S. Keefer of Union, for appointment to the Maine School for Marine Science, Technology, Transportation and Engineering, Board of Trustees be confirmed.

Signed,

S/Joseph E. Rafferty
Senate Chair

S/Michael F. Brennan
House Chair

READ and ORDERED PLACED ON FILE.

The President laid before the Senate the following: "Shall the recommendation of the Committee on **EDUCATION AND CULTURAL AFFAIRS** be overridden?"

In accordance with 3 M.R.S.A., Chapter 6, Section 158, and with Joint Rule 506 of the 130th Legislature, the vote was taken by the Yeas and Nays.

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#275)

YEAS: Senators: None

NAYS: Senators: BAILEY, BALDACCI, BENNETT, BREEN, BRENNER, CARNEY, CHIPMAN, CLAXTON, CURRY, CYRWAY, DAUGHTRY, DAVIS, DESCHAMBAULT, DIAMOND, DILL, FARRIN, GUERIN, HICKMAN, KEIM, LAWRENCE, LUCHINI, MAXMIN, MIRAMANT, MOORE, POULIOT, RAFFERTY, ROSEN, SANBORN, STEWART, VITELLI, WOODSOME, PRESIDENT JACKSON

EXCUSED: Senators: BLACK, LIBBY, TIMBERLAKE

No Senator having voted in the affirmative and 32 Senators having voted in the negative, with 3 Senators being excused, and none being less than two-thirds of the Membership present and voting, it was the vote of the Senate that the Committee's recommendation be **ACCEPTED** and the nomination of **Stacey S. Keefer** of Union for appointment to the Maine School for Marine Science, Technology, Transportation and Engineering, Board of Trustees was **CONFIRMED**.

The Secretary has so informed the Speaker of the House of Representatives.

The Following Communication: S.C. 655

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

June 4, 2021

The Honorable Troy Dale Jackson
President of the Senate of Maine
130th Maine State Legislature
State House
Augusta, Maine 04333-0003

Dear Mr. President:

In accordance with 3 M.R.S.A., Section 157, and with Joint Rule 505 of the Maine Legislature, the Joint Standing Committee on Education and Cultural Affairs has had under consideration the nomination of Melissa E. Landon of Portland, for appointment to the Maine School for Marine Science, Technology, Transportation and Engineering, Board of Trustees.

After public hearing and discussion on this nomination, the Committee proceeded to vote on the motion to recommend to the Senate that this nomination be confirmed. The Committee Clerk called the roll with the following result:

YEAS	Senators	2	Rafferty, J. of York, Woodsome, D. of York
	Representatives	9	Brennan, M. of Portland, Crockett, E. of Portland, Dodge, J. of Belfast, Hepler, A. of Woolwich, Lyman, S. of Livermore Falls, McCrea, D. of Fort Fairfield, Millett, R. of Cape Elizabeth, Salisbury, S. of Westbrook, Stearns, P. of Guilford
NAYS		0	
ABSENT		2	Sen. Daughtry, M. of Cumberland, Rep. Roche, T. of Wells

Eleven members of the Committee having voted in the affirmative and zero in the negative, it was the vote of the Committee that the nomination of Melissa E. Landon of Portland, for appointment to the Maine School for Marine Science, Technology, Transportation and Engineering, Board of Trustees be confirmed.

Signed,

S/Joseph E. Rafferty
Senate Chair

S/Michael F. Brennan
House Chair

READ and ORDERED PLACED ON FILE.

The President laid before the Senate the following: "Shall the recommendation of the Committee on **EDUCATION AND CULTURAL AFFAIRS** be overridden?"

In accordance with 3 M.R.S.A., Chapter 6, Section 158, and with Joint Rule 506 of the 130th Legislature, the vote was taken by the Yeas and Nays.

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#276)

YEAS: Senators: None

NAYS: Senators: BAILEY, BALDACCI, BENNETT, BREEN, BRENNER, CARNEY, CHIPMAN, CLAXTON, CURRY, CYRWAY, DAUGHTRY, DAVIS, DESCHAMBAULT, DIAMOND, DILL, FARRIN, GUERIN, HICKMAN, KEIM, LAWRENCE, LUCHINI, MAXMIN, MIRAMANT, MOORE, POULIOT, RAFFERTY, ROSEN, SANBORN, STEWART, VITELLI, WOODSOME, PRESIDENT JACKSON

EXCUSED: Senators: BLACK, LIBBY, TIMBERLAKE

No Senator having voted in the affirmative and 32 Senators having voted in the negative, with 3 Senators being excused, and none being less than two-thirds of the Membership present and voting, it was the vote of the Senate that the Committee's recommendation be **ACCEPTED** and the nomination of **Melissa E. Landon** of Portland for appointment to the Maine School for Marine Science, Technology, Transportation and Engineering, Board of Trustees was **CONFIRMED**.

The Secretary has so informed the Speaker of the House of Representatives.

The Following Communication: S.C. 658

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

June 4, 2021

The Honorable Troy Dale Jackson
President of the Senate of Maine
130th Maine State Legislature
State House
Augusta, Maine 04333-0003

Dear Mr. President:

In accordance with 3 M.R.S.A., Section 157, and with Joint Rule 505 of the Maine Legislature, the Joint Standing Committee on Education and Cultural Affairs has had under consideration the nomination of Almon D. Rivers of Searsport, for reappointment to the Maine School for Marine Science, Technology, Transportation and Engineering, Board of Trustees.

After public hearing and discussion on this nomination, the Committee proceeded to vote on the motion to recommend to the Senate that this nomination be confirmed. The Committee Clerk called the roll with the following result:

YEAS Senators 2 Rafferty, J. of York,
Woodsome, D. of York

Representatives 9 Brennan, M. of Portland,
Crockett, E. of Portland,
Dodge, J. of Belfast, Hepler,
A. of Woolwich, Lyman, S. of
Livermore Falls, McCrea, D.
of Fort Fairfield, Millett, R. of
Cape Elizabeth, Salisbury, S.
of Westbrook, Stearns, P. of
Guilford

No Senator having voted in the affirmative and 32 Senators having voted in the negative, with 3 Senators being excused, and none being less than two-thirds of the Membership present and voting, it was the vote of the Senate that the Committee's recommendation be **ACCEPTED** and the nomination of **Almon D. Rivers** of Searsport for reappointment to the Maine School for Marine Science, Technology, Transportation and Engineering, Board of Trustees was **CONFIRMED**.

The Secretary has so informed the Speaker of the House of Representatives.

NAYS 0

ABSENT 2 Sen. Daughtry, M. of
Cumberland, Rep. Roche, T.
of Wells

Eleven members of the Committee having voted in the affirmative and zero in the negative, it was the vote of the Committee that the nomination of Almon D. Rivers of Searsport, for reappointment to the Maine School for Marine Science, Technology, Transportation and Engineering, Board of Trustees be confirmed.

Signed,

S/Joseph E. Rafferty
Senate Chair

S/Michael F. Brennan
House Chair

READ and ORDERED PLACED ON FILE.

The President laid before the Senate the following: "Shall the recommendation of the Committee on **EDUCATION AND CULTURAL AFFAIRS** be overridden?"

In accordance with 3 M.R.S.A., Chapter 6, Section 158, and with Joint Rule 506 of the 130th Legislature, the vote was taken by the Yeas and Nays.

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#277)

YEAS: Senators: None

NAYS: Senators: BAILEY, BALDACCI, BENNETT, BREEN,
BRENNER, CARNEY, CHIPMAN, CLAXTON,
CURRY, CYRWAY, DAUGHTRY, DAVIS,
DESCHAMBAULT, DIAMOND, DILL, FARRIN,
GUERIN, HICKMAN, KEIM, LAWRENCE, LUCHINI,
MAXMIN, MIRAMANT, MOORE, POULIOT,
RAFFERTY, ROSEN, SANBORN, STEWART,
VITELLI, WOODSOME, PRESIDENT JACKSON

EXCUSED: Senators: BLACK, LIBBY, TIMBERLAKE

The Following Communication: S.C. 652

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

June 4, 2021

The Honorable Troy Dale Jackson
President of the Senate of Maine
130th Maine State Legislature
State House
Augusta, Maine 04333-0003

Dear Mr. President:

In accordance with 3 M.R.S.A., Section 157, and with Joint Rule 505 of the Maine Legislature, the Joint Standing Committee on Education and Cultural Affairs has had under consideration the nomination of Timothy R. Beaulieu of Hollis, for appointment to the Maine School of Science and Mathematics, Board of Trustees.

After public hearing and discussion on this nomination, the Committee proceeded to vote on the motion to recommend to the Senate that this nomination be confirmed. The Committee Clerk called the roll with the following result:

YEAS Senators 2 Rafferty, J. of York,
Woodsome, D. of York

Representatives 9 Brennan, M. of Portland,
Crockett, E. of Portland,
Dodge, J. of Belfast, Hepler,
A. of Woolwich, Lyman, S. of
Livermore Falls, McCrea, D.
of Fort Fairfield, Millett, R. of
Cape Elizabeth, Salisbury, S.
of Westbrook, Stearns, P. of
Guilford

NAYS 0

ABSENT 2 Sen. Daughtry, M. of
Cumberland, Rep. Roche, T.
of Wells

Eleven members of the Committee having voted in the affirmative and zero in the negative, it was the vote of the Committee that the nomination of Timothy R. Beaulieu of Hollis, for appointment to the Maine School of Science and Mathematics, Board of Trustees be confirmed.

Signed,

S/Joseph E. Rafferty
Senate Chair

S/Michael F. Brennan
House Chair

READ and ORDERED PLACED ON FILE.

The President laid before the Senate the following: "Shall the recommendation of the Committee on **EDUCATION AND CULTURAL AFFAIRS** be overridden?"

In accordance with 3 M.R.S.A., Chapter 6, Section 158, and with Joint Rule 506 of the 130th Legislature, the vote was taken by the Yeas and Nays.

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#278)

YEAS: Senators: None

NAYS: Senators: BAILEY, BALDACCI, BENNETT, BREEN, BRENNER, CARNEY, CHIPMAN, CLAXTON, CURRY, CYRWAY, DAUGHTRY, DAVIS, DESCHAMBAULT, DIAMOND, DILL, FARRIN, GUERIN, HICKMAN, KEIM, LAWRENCE, LUCHINI, MAXMIN, MIRAMANT, MOORE, POULIOT, RAFFERTY, ROSEN, SANBORN, STEWART, VITELLI, WOODSOME, PRESIDENT JACKSON

EXCUSED: Senators: BLACK, LIBBY, TIMBERLAKE

No Senator having voted in the affirmative and 32 Senators having voted in the negative, with 3 Senators being excused, and none being less than two-thirds of the Membership present and voting, it was the vote of the Senate that the Committee's recommendation be **ACCEPTED** and the nomination of **Timothy R. Beaulieu** of Hollis for appointment to the Maine School of Science and Mathematics, Board of Trustees was **CONFIRMED**.

The Secretary has so informed the Speaker of the House of Representatives.

The Following Communication: S.C. 650

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

June 4, 2021

The Honorable Troy Dale Jackson
President of the Senate of Maine
130th Maine State Legislature
State House
Augusta, Maine 04333-0003

Dear Mr. President:

In accordance with 3 M.R.S.A., Section 157, and with Joint Rule 505 of the Maine Legislature, the Joint Standing Committee on Education and Cultural Affairs has had under consideration the nomination of Craig Cunningham of Kennebunk, for appointment to the Maine School of Science and Mathematics, Board of Trustees.

After public hearing and discussion on this nomination, the Committee proceeded to vote on the motion to recommend to the Senate that this nomination be confirmed. The Committee Clerk called the roll with the following result:

YEAS	Senators	2	Rafferty, J. of York, Woodsome, D. of York
	Representatives	8	Brennan, M. of Portland, Dodge, J. of Belfast, Hepler, A. of Woolwich, Lyman, S. of Livermore Falls, McCrea, D. of Fort Fairfield, Millett, R. of Cape Elizabeth, Salisbury, S. of Westbrook, Stearns, P. of Guilford
NAYS		0	
ABSENT		3	Sen. Daughtry, M. of Cumberland, Rep. Crockett, E. of Portland, Rep. Roche, T. of Wells

Ten members of the Committee having voted in the affirmative and zero in the negative, it was the vote of the Committee that the nomination of Craig Cunningham of Kennebunk, for appointment to the Maine School of Science and Mathematics, Board of Trustees be confirmed.

Signed,

S/Joseph E. Rafferty
Senate Chair

S/Michael F. Brennan
House Chair

READ and ORDERED PLACED ON FILE.

The President laid before the Senate the following: "Shall the recommendation of the Committee on **EDUCATION AND CULTURAL AFFAIRS** be overridden?"

In accordance with 3 M.R.S.A., Chapter 6, Section 158, and with Joint Rule 506 of the 130th Legislature, the vote was taken by the Yeas and Nays.

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

Representatives 8

Brennan, M. of Portland,
Dodge, J. of Belfast, Hepler,
A. of Woolwich, Lyman, S. of
Livermore Falls, McCrea, D.
of Fort Fairfield, Millett, R. of
Cape Elizabeth, Salisbury, S.
of Westbrook, Stearns, P. of
Guilford

ROLL CALL (#279)

YEAS: Senators: None

NAYS: Senators: BAILEY, BALDACCI, BENNETT, BREEN,
BRENNER, CARNEY, CHIPMAN, CLAXTON,
CURRY, CYRWAY, DAUGHTRY, DAVIS,
DESCHAMBAULT, DIAMOND, DILL, FARRIN,
GUERIN, HICKMAN, KEIM, LAWRENCE, LUCHINI,
MAXMIN, MIRAMANT, MOORE, POULIOT,
RAFFERTY, ROSEN, SANBORN, STEWART,
VITELLI, WOODSOME, PRESIDENT JACKSON

NAYS 0

ABSENT 3

Sen. Daughtry, M. of
Cumberland, Rep. Crockett,
E. of Portland, Rep. Roche,
T. of Wells

EXCUSED: Senators: BLACK, LIBBY, TIMBERLAKE

No Senator having voted in the affirmative and 32 Senators having voted in the negative, with 3 Senators being excused, and none being less than two-thirds of the Membership present and voting, it was the vote of the Senate that the Committee's recommendation be **ACCEPTED** and the nomination of **Craig Cunningham** of Kennebunk for appointment to the Maine School of Science and Mathematics, Board of Trustees was **CONFIRMED**.

Ten members of the Committee having voted in the affirmative and zero in the negative, it was the vote of the Committee that the nomination of Yoosuf S. Siddiqui of Easton, for appointment to the Maine School of Science and Mathematics, Board of Trustees be confirmed.

Signed,

S/Joseph E. Rafferty
Senate Chair

S/Michael F. Brennan
House Chair

The Secretary has so informed the Speaker of the House of Representatives.

READ and ORDERED PLACED ON FILE.

The President laid before the Senate the following: "Shall the recommendation of the Committee on **EDUCATION AND CULTURAL AFFAIRS** be overridden?"

The Following Communication: S.C. 651

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

June 4, 2021

The Honorable Troy Dale Jackson
President of the Senate of Maine
130th Maine State Legislature
State House
Augusta, Maine 04333-0003

In accordance with 3 M.R.S.A., Chapter 6, Section 158, and with Joint Rule 506 of the 130th Legislature, the vote was taken by the Yeas and Nays.

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#280)

YEAS: Senators: None

NAYS: Senators: BAILEY, BALDACCI, BENNETT, BREEN,
BRENNER, CARNEY, CHIPMAN, CLAXTON,
CURRY, CYRWAY, DAUGHTRY, DAVIS,
DESCHAMBAULT, DIAMOND, DILL, FARRIN,
GUERIN, HICKMAN, KEIM, LAWRENCE, LUCHINI,
MAXMIN, MIRAMANT, MOORE, POULIOT,
RAFFERTY, ROSEN, SANBORN, STEWART,
VITELLI, WOODSOME, PRESIDENT JACKSON

Dear Mr. President:

In accordance with 3 M.R.S.A., Section 157, and with Joint Rule 505 of the Maine Legislature, the Joint Standing Committee on Education and Cultural Affairs has had under consideration the nomination of Yoosuf S. Siddiqui of Easton, for appointment to the Maine School of Science and Mathematics, Board of Trustees.

EXCUSED: Senators: BLACK, LIBBY, TIMBERLAKE

After public hearing and discussion on this nomination, the Committee proceeded to vote on the motion to recommend to the Senate that this nomination be confirmed. The Committee Clerk called the roll with the following result:

YEAS Senators 2 Rafferty, J. of York,
Woodsome, D. of York

No Senator having voted in the affirmative and 32 Senators having voted in the negative, with 3 Senators being excused, and none being less than two-thirds of the Membership present and voting, it was the vote of the Senate that the Committee's recommendation be **ACCEPTED** and the nomination of **Yoosuf S. Siddiqui** of Easton for appointment to the Maine School of Science and Mathematics, Board of Trustees was **CONFIRMED**.

The Secretary has so informed the Speaker of the House of Representatives.

The Following Communication: S.C. 639

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

June 4, 2021

The Honorable Troy Dale Jackson
President of the Senate of Maine
130th Maine State Legislature
State House
Augusta, Maine 04333-0003

Dear Mr. President:

In accordance with 3 M.R.S.A., Section 157, and with Joint Rule 505 of the Maine Legislature, the Joint Standing Committee on Education and Cultural Affairs has had under consideration the nomination of Michelle Ames of Portland, for reappointment to the School Board of the Maine Educational Center for the Deaf and Hard of Hearing and the Governor Baxter School for the Deaf.

After public hearing and discussion on this nomination, the Committee proceeded to vote on the motion to recommend to the Senate that this nomination be confirmed. The Committee Clerk called the roll with the following result:

YEAS	Senators	2	Rafferty, J. of York, Woodsome, D. of York
	Representatives	10	Brennan, M. of Portland, Crockett, E. of Portland, Dodge, J. of Belfast, Hepler, A. of Woolwich, Lyman, S. of Livermore Falls, McCrea, D. of Fort Fairfield, Millett, R. of Cape Elizabeth, Roche, T. of Wells, Salisbury, S. of Westbrook, Stearns, P. of Guilford
NAYS		0	
ABSENT		1	Sen. Daughtry, M. of Cumberland

Twelve members of the Committee having voted in the affirmative and zero in the negative, it was the vote of the Committee that the nomination of Michelle Ames of Portland, for reappointment to the School Board of the Maine Educational Center for the Deaf and Hard of Hearing and the Governor Baxter School for the Deaf be confirmed.

Signed,

S/Joseph E. Rafferty
Senate Chair

S/Michael F. Brennan
House Chair

READ and ORDERED PLACED ON FILE.

The President laid before the Senate the following: "Shall the recommendation of the Committee on **EDUCATION AND CULTURAL AFFAIRS** be overridden?"

In accordance with 3 M.R.S.A., Chapter 6, Section 158, and with Joint Rule 506 of the 130th Legislature, the vote was taken by the Yeas and Nays.

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#281)

YEAS: Senators: None

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

EXCUSED: Senators: BLACK, LIBBY

No Senator having voted in the affirmative and 33 Senators having voted in the negative, with 2 Senators being excused, and none being less than two-thirds of the Membership present and voting, it was the vote of the Senate that the Committee's recommendation be **ACCEPTED** and the nomination of **Michelle Ames** of Portland for reappointment to the School Board of the Maine Educational Center for the Deaf and Hard of Hearing and the Governor Baxter School for the Deaf was **CONFIRMED**.

The Secretary has so informed the Speaker of the House of Representatives.

The Following Communication: S.C. 640

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

June 4, 2021

The Honorable Troy Dale Jackson
President of the Senate of Maine
130th Maine State Legislature
State House
Augusta, Maine 04333-0003

Dear Mr. President:

In accordance with 3 M.R.S.A., Section 157, and with Joint Rule 505 of the Maine Legislature, the Joint Standing Committee on Education and Cultural Affairs has had under consideration the nomination of Roxanne Baker of Cape Elizabeth, for reappointment to the School Board of the Maine Educational Center for the Deaf and Hard of Hearing and the Governor Baxter School for the Deaf.

After public hearing and discussion on this nomination, the Committee proceeded to vote on the motion to recommend to the Senate that this nomination be confirmed. The Committee Clerk called the roll with the following result:

YEAS	Senators	2	Rafferty, J. of York, Woodsome, D. of York
	Representatives	9	Brennan, M. of Portland, Crockett, E. of Portland, Hepler, A. of Woolwich, Lyman, S. of Livermore Falls, McCrea, D. of Fort Fairfield, Millett, R. of Cape Elizabeth, Roche, T. of Wells, Salisbury, S. of Westbrook, Stearns, P. of Guilford
NAYS		0	
ABSENT		2	Sen. Daughtry, M. of Cumberland, Rep. Dodge, J. of Belfast

Eleven members of the Committee having voted in the affirmative and zero in the negative, it was the vote of the Committee that the nomination of Roxanne Baker of Cape Elizabeth, for reappointment to the School Board of the Maine Educational Center for the Deaf and Hard of Hearing and the Governor Baxter School for the Deaf be confirmed.

Signed,

S/Joseph E. Rafferty
Senate Chair

S/Michael F. Brennan
House Chair

READ and ORDERED PLACED ON FILE.

The President laid before the Senate the following: "Shall the recommendation of the Committee on **EDUCATION AND CULTURAL AFFAIRS** be overridden?"

In accordance with 3 M.R.S.A., Chapter 6, Section 158, and with Joint Rule 506 of the 130th Legislature, the vote was taken by the Yeas and Nays.

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#282)

YEAS: Senators: None

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

EXCUSED: Senators: BLACK, LIBBY

No Senator having voted in the affirmative and 33 Senators having voted in the negative, with 2 Senators being excused, and none being less than two-thirds of the Membership present and voting, it was the vote of the Senate that the Committee's recommendation be **ACCEPTED** and the nomination of **Roxanne Baker** of Cape Elizabeth for reappointment to the School Board of the Maine Educational Center for the Deaf and Hard of Hearing and the Governor Baxter School for the Deaf was **CONFIRMED**.

The Secretary has so informed the Speaker of the House of Representatives.

The Following Communication: S.C. 641

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

June 4, 2021

The Honorable Troy Dale Jackson
President of the Senate of Maine
130th Maine State Legislature
State House
Augusta, Maine 04333-0003

Dear Mr. President:

In accordance with 3 M.R.S.A., Section 157, and with Joint Rule 505 of the Maine Legislature, the Joint Standing Committee on Education and Cultural Affairs has had under consideration the nomination of Lisette Belanger of Portland, for reappointment to the School Board of the Maine Educational Center for the Deaf and Hard of Hearing and the Governor Baxter School for the Deaf.

After public hearing and discussion on this nomination, the Committee proceeded to vote on the motion to recommend to the Senate that this nomination be confirmed. The Committee Clerk called the roll with the following result:

YEAS	Senators	2	Rafferty, J. of York, Woodsome, D. of York
	Representatives	9	Brennan, M. of Portland, Crockett, E. of Portland, Dodge, J. of Belfast, Hepler, A. of Woolwich, Lyman, S. of Livermore Falls, McCrea, D. of Fort Fairfield, Millett, R. of Cape Elizabeth, Salisbury, S. of Westbrook, Stearns, P. of Guilford

NAYS 0

ABSENT		2	Sen. Daughtry, M. of Cumberland, Rep. Roche, T. of Wells
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Eleven members of the Committee having voted in the affirmative and zero in the negative, it was the vote of the Committee that the nomination of Lisette Belanger of Portland, for reappointment to the School Board of the Maine Educational Center for the Deaf and Hard of Hearing and the Governor Baxter School for the Deaf be confirmed.

Signed,

S/Joseph E. Rafferty
Senate Chair

S/Michael F. Brennan
House Chair

READ and ORDERED PLACED ON FILE.

The President laid before the Senate the following: "Shall the recommendation of the Committee on **EDUCATION AND CULTURAL AFFAIRS** be overridden?"

In accordance with 3 M.R.S.A., Chapter 6, Section 158, and with Joint Rule 506 of the 130th Legislature, the vote was taken by the Yeas and Nays.

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#283)

YEAS: Senators: None

NAYS: Senators: BAILEY, BALDACCI, BENNETT, BREEN, BRENNER, CARNEY, CHIPMAN, CLAXTON, CURRY, CYRWAY, DAUGHTRY, DAVIS, DESCHAMBAULT, DIAMOND, DILL, FARRIN, GUERIN, HICKMAN, KEIM, LAWRENCE, LUCHINI, MAXMIN, MIRAMANT, MOORE, POULIOT, RAFFERTY, ROSEN, SANBORN, STEWART,

TIMBERLAKE, VITELLI, WOODSOME, PRESIDENT JACKSON

EXCUSED: Senators: BLACK, LIBBY

No Senator having voted in the affirmative and 33 Senators having voted in the negative, with 2 Senators being excused, and none being less than two-thirds of the Membership present and voting, it was the vote of the Senate that the Committee's recommendation be **ACCEPTED** and the nomination of **Lisette Belanger** of Portland for reappointment to the School Board of the Maine Educational Center for the Deaf and Hard of Hearing and the Governor Baxter School for the Deaf was **CONFIRMED**.

The Secretary has so informed the Speaker of the House of Representatives.

The Following Communication: S.C. 646

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

June 4, 2021

The Honorable Troy Dale Jackson
President of the Senate of Maine
130th Maine State Legislature
State House
Augusta, Maine 04333-0003

Dear Mr. President:

In accordance with 3 M.R.S.A., Section 157, and with Joint Rule 505 of the Maine Legislature, the Joint Standing Committee on Education and Cultural Affairs has had under consideration the nomination of Jamie Guerrette of Presque Isle, for appointment to the School Board of the Maine Educational Center for the Deaf and Hard of Hearing and the Governor Baxter School for the Deaf.

After public hearing and discussion on this nomination, the Committee proceeded to vote on the motion to recommend to the Senate that this nomination be confirmed. The Committee Clerk called the roll with the following result:

YEAS	Senators	2	Rafferty, J. of York, Woodsome, D. of York
	Representatives	9	Brennan, M. of Portland, Crockett, E. of Portland, Dodge, J. of Belfast, Hepler, A. of Woolwich, Lyman, S. of Livermore Falls, McCrea, D. of Fort Fairfield, Millett, R. of Cape Elizabeth, Salisbury, S. of Westbrook, Stearns, P. of Guilford
NAYS		0	

ABSENT 2 Sen. Daughtry, M. of Cumberland, Rep. Roche, T. of Wells

The Secretary has so informed the Speaker of the House of Representatives.

Eleven members of the Committee having voted in the affirmative and zero in the negative, it was the vote of the Committee that the nomination of Jamie Guerrette of Presque Isle, for appointment to the School Board of the Maine Educational Center for the Deaf and Hard of Hearing and the Governor Baxter School for the Deaf be confirmed.

The Following Communication: S.C. 642

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

Signed,

June 4, 2021

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

The Honorable Troy Dale Jackson President of the Senate of Maine 130th Maine State Legislature State House Augusta, Maine 04333-0003

READ and ORDERED PLACED ON FILE.

The President laid before the Senate the following: "Shall the recommendation of the Committee on EDUCATION AND CULTURAL AFFAIRS be overridden?"

Dear Mr. President:

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

In accordance with 3 M.R.S.A., Section 157, and with Joint Rule 505 of the Maine Legislature, the Joint Standing Committee on Education and Cultural Affairs has had under consideration the nomination of Corda L. Kinzie of Readfield, for reappointment to the School Board of the Maine Educational Center for the Deaf and Hard of Hearing and the Governor Baxter School for the Deaf.

In accordance with 3 M.R.S.A., Chapter 6, Section 158, and with Joint Rule 506 of the 130th Legislature, the vote was taken by the Yeas and Nays.

After public hearing and discussion on this nomination, the Committee proceeded to vote on the motion to recommend to the Senate that this nomination be confirmed. The Committee Clerk called the roll with the following result:

The Doorkeepers secured the Chamber.

Table with 4 columns: YEAS, Senators, Representatives, and names of members. YEAS: Senators 2 (Rafferty, J. of York, Woodsome, D. of York), Representatives 9 (Brennan, M. of Portland, Crockett, E. of Portland, Dodge, J. of Belfast, Hepler, A. of Woolwich, Lyman, S. of Livermore Falls, McCrea, D. of Fort Fairfield, Millett, R. of Cape Elizabeth, Salisbury, S. of Westbrook, Stearns, P. of Guilford). NAYS: 0. ABSENT: 2 (Sen. Daughtry, M. of Cumberland, Rep. Roche, T. of Wells).

The Secretary opened the vote.

ROLL CALL (#284)

YEAS: Senators: None NAYS: Senators: BAILEY, BALDACCI, BENNETT, BREEN, BRENNER, CARNEY, CHIPMAN, CLAXTON, CURRY, CYRWAY, DAUGHTRY, DAVIS, DESCHAMBAULT, DIAMOND, DILL, FARRIN, GUERIN, HICKMAN, KEIM, LAWRENCE, LUCHINI, MAXMIN, MIRAMANT, MOORE, POULIOT, RAFFERTY, ROSEN, SANBORN, STEWART, VITELLI, WOODSOME, PRESIDENT JACKSON

EXCUSED: Senators: BLACK, LIBBY, TIMBERLAKE

No Senator having voted in the affirmative and 32 Senators having voted in the negative, with 3 Senators being excused, and none being less than two-thirds of the Membership present and voting, it was the vote of the Senate that the Committee's recommendation be ACCEPTED and the nomination of Jamie Guerrette of Presque Isle for appointment to the School Board of the Maine Educational Center for the Deaf and Hard of Hearing and the Governor Baxter School for the Deaf was CONFIRMED.

Eleven members of the Committee having voted in the affirmative and zero in the negative, it was the vote of the Committee that the nomination of Corda L. Kinzie of Readfield, for reappointment to the School Board of the Maine Educational Center for the Deaf and Hard of Hearing and the Governor Baxter School for the Deaf be confirmed.

Signed,

S/Joseph E. Rafferty
Senate Chair

S/Michael F. Brennan
House Chair

READ and ORDERED PLACED ON FILE.

The President laid before the Senate the following: "Shall the recommendation of the Committee on **EDUCATION AND CULTURAL AFFAIRS** be overridden?"

In accordance with 3 M.R.S.A., Chapter 6, Section 158, and with Joint Rule 506 of the 130th Legislature, the vote was taken by the Yeas and Nays.

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#285)

YEAS: Senators: None

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

EXCUSED: Senators: BLACK, LIBBY

No Senator having voted in the affirmative and 33 Senators having voted in the negative, with 2 Senators being excused, and none being less than two-thirds of the Membership present and voting, it was the vote of the Senate that the Committee's recommendation be **ACCEPTED** and the nomination of **Corda L. Kinzie** of Readfield for reappointment to the School Board of the Maine Educational Center for the Deaf and Hard of Hearing and the Governor Baxter School for the Deaf was **CONFIRMED**.

The Secretary has so informed the Speaker of the House of Representatives.

The Following Communication: S.C. 643

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

June 4, 2021

The Honorable Troy Dale Jackson
President of the Senate of Maine
130th Maine State Legislature
State House
Augusta, Maine 04333-0003

Dear Mr. President:

In accordance with 3 M.R.S.A., Section 157, and with Joint Rule 505 of the Maine Legislature, the Joint Standing Committee on Education and Cultural Affairs has had under consideration the nomination of Terry Morrell of Gorham, for reappointment to the School Board of the Maine Educational Center for the Deaf and Hard of Hearing and the Governor Baxter School for the Deaf.

After public hearing and discussion on this nomination, the Committee proceeded to vote on the motion to recommend to the Senate that this nomination be confirmed. The Committee Clerk called the roll with the following result:

YEAS	Senators	2	Rafferty, J. of York, Woodsome, D. of York
	Representatives	9	Brennan, M. of Portland, Crockett, E. of Portland, Dodge, J. of Belfast, Hepler, A. of Woolwich, Lyman, S. of Livermore Falls, McCrea, D. of Fort Fairfield, Millett, R. of Cape Elizabeth, Salisbury, S. of Westbrook, Stearns, P. of Guilford
NAYS		0	
ABSENT		2	Sen. Daughtry, M. of Cumberland, Rep. Roche, T. of Wells

Eleven members of the Committee having voted in the affirmative and zero in the negative, it was the vote of the Committee that the nomination of Terry Morrell of Gorham, for reappointment to the School Board of the Maine Educational Center for the Deaf and Hard of Hearing and the Governor Baxter School for the Deaf be confirmed.

Signed,

S/Joseph E. Rafferty
Senate Chair

S/Michael F. Brennan
House Chair

READ and ORDERED PLACED ON FILE.

The President laid before the Senate the following: "Shall the recommendation of the Committee on **EDUCATION AND CULTURAL AFFAIRS** be overridden?"

In accordance with 3 M.R.S.A., Chapter 6, Section 158, and with Joint Rule 506 of the 130th Legislature, the vote was taken by the Yeas and Nays.

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#286)

Representatives 8

Brennan, M. of Portland,
Crockett, E. of Portland,
Dodge, J. of Belfast, Hepler,
A. of Woolwich, Lyman, S. of
Livermore Falls, Millett, R. of
Cape Elizabeth, Salisbury, S.
of Westbrook, Stearns, P. of
Guilford

YEAS: Senators: None

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

NAYS 0

ABSENT 3

Sen. Daughtry, M. of
Cumberland, Rep. McCrea,
D. of Fort Fairfield, Rep.
Roche, T. of Wells

EXCUSED: Senators: BLACK, LIBBY

No Senator having voted in the affirmative and 33 Senators having voted in the negative, with 2 Senators being excused, and none being less than two-thirds of the Membership present and voting, it was the vote of the Senate that the Committee's recommendation be **ACCEPTED** and the nomination of **Terry Morrell** of Gorham for reappointment to the School Board of the Maine Educational Center for the Deaf and Hard of Hearing and the Governor Baxter School for the Deaf was **CONFIRMED**.

Ten members of the Committee having voted in the affirmative and zero in the negative, it was the vote of the Committee that the nomination of Michael Pulsifer of Cape Elizabeth, for reappointment to the School Board of the Maine Educational Center for the Deaf and Hard of Hearing and the Governor Baxter School for the Deaf be confirmed.

Signed,

The Secretary has so informed the Speaker of the House of Representatives.

S/Joseph E. Rafferty
Senate Chair

S/Michael F. Brennan
House Chair

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 644

The President laid before the Senate the following: "Shall the recommendation of the Committee on **EDUCATION AND CULTURAL AFFAIRS** be overridden?"

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

In accordance with 3 M.R.S.A., Chapter 6, Section 158, and with Joint Rule 506 of the 130th Legislature, the vote was taken by the Yeas and Nays.

June 4, 2021

The Doorkeepers secured the Chamber.

The Honorable Troy Dale Jackson
President of the Senate of Maine
130th Maine State Legislature
State House
Augusta, Maine 04333-0003

The Secretary opened the vote.

Dear Mr. President:

ROLL CALL (#287)

YEAS: Senators: None

In accordance with 3 M.R.S.A., Section 157, and with Joint Rule 505 of the Maine Legislature, the Joint Standing Committee on Education and Cultural Affairs has had under consideration the nomination of Michael Pulsifer of Cape Elizabeth, for reappointment to the School Board of the Maine Educational Center for the Deaf and Hard of Hearing and the Governor Baxter School for the Deaf.

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

After public hearing and discussion on this nomination, the Committee proceeded to vote on the motion to recommend to the Senate that this nomination be confirmed. The Committee Clerk called the roll with the following result:

EXCUSED: Senator: BLACK

YEAS Senators 2 Rafferty, J. of York,
Woodsome, D. of York

No Senator having voted in the affirmative and 34 Senators having voted in the negative, with 1 Senator being excused, and none being less than two-thirds of the Membership present and voting, it was the vote of the Senate that the Committee's recommendation be **ACCEPTED** and the nomination of **Michael Pulsifer** of Cape Elizabeth for reappointment to the School Board of the Maine Educational Center for the Deaf and Hard of Hearing and the Governor Baxter School for the Deaf was **CONFIRMED**.

The Secretary has so informed the Speaker of the House of Representatives.

The Following Communication: S.C. 647

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

June 4, 2021

The Honorable Troy Dale Jackson
President of the Senate of Maine
130th Maine State Legislature
State House
Augusta, Maine 04333-0003

Dear Mr. President:

In accordance with 3 M.R.S.A., Section 157, and with Joint Rule 505 of the Maine Legislature, the Joint Standing Committee on Education and Cultural Affairs has had under consideration the nomination of Elizabeth A. Seal of Lisbon Falls, for appointment to the School Board of the Maine Educational Center for the Deaf and Hard of Hearing and the Governor Baxter School for the Deaf.

After public hearing and discussion on this nomination, the Committee proceeded to vote on the motion to recommend to the Senate that this nomination be confirmed. The Committee Clerk called the roll with the following result:

YEAS	Senators	2	Rafferty, J. of York, Woodsome, D. of York
	Representatives	10	Brennan, M. of Portland, Crockett, E. of Portland, Dodge, J. of Belfast, Hepler, A. of Woolwich, Lyman, S. of Livermore Falls, McCrea, D. of Fort Fairfield, Millett, R. of Cape Elizabeth, Roche, T. of Wells, Salisbury, S. of Westbrook, Stearns, P. of Guilford
NAYS		0	
ABSENT		1	Sen. Daughtry, M. of Cumberland

Twelve members of the Committee having voted in the affirmative and zero in the negative, it was the vote of the Committee that the nomination of Elizabeth A. Seal of Lisbon Falls, for appointment to the School Board of the Maine Educational Center for the Deaf and Hard of Hearing and the Governor Baxter School for the Deaf be confirmed.

Signed,

S/Joseph E. Rafferty
Senate Chair

S/Michael F. Brennan
House Chair

READ and ORDERED PLACED ON FILE.

The President laid before the Senate the following: "Shall the recommendation of the Committee on **EDUCATION AND CULTURAL AFFAIRS** be overridden?"

In accordance with 3 M.R.S.A., Chapter 6, Section 158, and with Joint Rule 506 of the 130th Legislature, the vote was taken by the Yeas and Nays.

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#288)

YEAS: Senators: None

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

EXCUSED: Senator: BLACK

No Senator having voted in the affirmative and 34 Senators having voted in the negative, with 1 Senator being excused, and none being less than two-thirds of the Membership present and voting, it was the vote of the Senate that the Committee's recommendation be **ACCEPTED** and the nomination of **Elizabeth A. Seal** of Lisbon Falls for appointment to the School Board of the Maine Educational Center for the Deaf and Hard of Hearing and the Governor Baxter School for the Deaf was **CONFIRMED**.

The Secretary has so informed the Speaker of the House of Representatives.

The Following Communication: S.C. 645

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

June 4, 2021

The Honorable Troy Dale Jackson
 President of the Senate of Maine
 130th Maine State Legislature
 State House
 Augusta, Maine 04333-0003

Dear Mr. President:

In accordance with 3 M.R.S.A., Section 157, and with Joint Rule 505 of the Maine Legislature, the Joint Standing Committee on Education and Cultural Affairs has had under consideration the nomination of Sandra K. Wood of Portland, for appointment to the School Board of the Maine Educational Center for the Deaf and Hard of Hearing and the Governor Baxter School for the Deaf.

After public hearing and discussion on this nomination, the Committee proceeded to vote on the motion to recommend to the Senate that this nomination be confirmed. The Committee Clerk called the roll with the following result:

YEAS	Senators	2	Rafferty, J. of York, Woodsome, D. of York
	Representatives	8	Brennan, M. of Portland, Crockett, E. of Portland, Dodge, J. of Belfast, Hepler, A. of Woolwich, Lyman, S. of Livermore Falls, Millett, R. of Cape Elizabeth, Salisbury, S. of Westbrook, Stearns, P. of Guilford
NAYS		0	
ABSENT		3	Sen. Daughtry, M. of Cumberland, Rep. McCrea, D. of Fort Fairfield, Rep. Roche, T. of Wells

Ten members of the Committee having voted in the affirmative and zero in the negative, it was the vote of the Committee that the nomination of Sandra K. Wood of Portland, for reappointment to the School Board of the Maine Educational Center for the Deaf and Hard of Hearing and the Governor Baxter School for the Deaf be confirmed.

Signed,

S/Joseph E. Rafferty
 Senate Chair

S/Michael F. Brennan
 House Chair

READ and ORDERED PLACED ON FILE.

The President laid before the Senate the following: "Shall the recommendation of the Committee on **EDUCATION AND CULTURAL AFFAIRS** be overridden?"

In accordance with 3 M.R.S.A., Chapter 6, Section 158, and with Joint Rule 506 of the 130th Legislature, the vote was taken by the Yeas and Nays.

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#289)

YEAS: Senators: None

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

EXCUSED: Senator: BLACK

No Senator having voted in the affirmative and 34 Senators having voted in the negative, with 1 Senator being excused, and none being less than two-thirds of the Membership present and voting, it was the vote of the Senate that the Committee's recommendation be **ACCEPTED** and the nomination of **Sandra K. Wood** of Portland for reappointment to the School Board of the Maine Educational Center for the Deaf and Hard of Hearing and the Governor Baxter School for the Deaf was **CONFIRMED**.

The Secretary has so informed the Speaker of the House of Representatives.

The Following Communication: S.C. 648

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

June 4, 2021

The Honorable Troy Dale Jackson
 President of the Senate of Maine
 130th Maine State Legislature
 State House
 Augusta, Maine 04333-0003

Dear Mr. President:

In accordance with 3 M.R.S.A., Section 157, and with Joint Rule 505 of the Maine Legislature, the Joint Standing Committee on Education and Cultural Affairs has had under consideration the nomination of Paulette Bonneau of Biddeford, for appointment to the State Board of Education.

After public hearing and discussion on this nomination, the Committee proceeded to vote on the motion to recommend to the Senate that this nomination be confirmed. The Committee Clerk called the roll with the following result:

YEAS	Senators	2	Rafferty, J. of York, Woodsome, D. of York
	Representatives	9	Brennan, M. of Portland, Crockett, E. of Portland, Hepler, A. of Woolwich, Lyman, S. of Livermore Falls, McCrea, D. of Fort Fairfield, Millett, R. of Cape Elizabeth, Roche, T. of Wells, Salisbury, S. of Westbrook, Stearns, P. of Guilford
NAYS		0	
ABSENT		1	Sen. Daughtry, M. of Cumberland, Rep. Dodge, J. of Belfast

Eleven members of the Committee having voted in the affirmative and zero in the negative, it was the vote of the Committee that the nomination of Paulette Bonneau of Biddeford, for appointment to the State Board of Education be confirmed.

Signed,

S/Joseph E. Rafferty Senate Chair	S/Michael F. Brennan House Chair
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READ and ORDERED PLACED ON FILE.

The President laid before the Senate the following: "Shall the recommendation of the Committee on **EDUCATION AND CULTURAL AFFAIRS** be overridden?"

In accordance with 3 M.R.S.A., Chapter 6, Section 158, and with Joint Rule 506 of the 130th Legislature, the vote was taken by the Yeas and Nays.

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#290)

YEAS: Senators: None

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

EXCUSED: Senator: BLACK

No Senator having voted in the affirmative and 34 Senators having voted in the negative, with 1 Senator being excused, and none being less than two-thirds of the Membership present and voting, it was the vote of the Senate that the Committee's recommendation be **ACCEPTED** and the nomination of **Paulette Bonneau** of Biddeford for appointment to the State Board of Education was **CONFIRMED**.

The Secretary has so informed the Speaker of the House of Representatives.

The Following Communication: S.C. 649

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

June 4, 2021

The Honorable Troy Dale Jackson
President of the Senate of Maine
130th Maine State Legislature
State House
Augusta, Maine 04333-0003

Dear Mr. President:

In accordance with 3 M.R.S.A., Section 157, and with Joint Rule 505 of the Maine Legislature, the Joint Standing Committee on Education and Cultural Affairs has had under consideration the nomination of Joshua Taft Leinwand of Yarmouth, for appointment to the State Board of Education.

After public hearing and discussion on this nomination, the Committee proceeded to vote on the motion to recommend to the Senate that this nomination be confirmed. The Committee Clerk called the roll with the following result:

YEAS	Senators	2	Rafferty, J. of York, Woodsome, D. of York
	Representatives	10	Brennan, M. of Portland, Crockett, E. of Portland, Dodge, J. of Belfast, Hepler, A. of Woolwich, Lyman, S. of Livermore Falls, McCrea, D. of Fort Fairfield, Millett, R. of Cape Elizabeth, Roche, T. of Wells, Salisbury, S. of Westbrook, Stearns, P. of Guilford
NAYS		0	
ABSENT		1	Sen. Daughtry, M. of Cumberland

Twelve members of the Committee having voted in the affirmative and zero in the negative, it was the vote of the Committee that the nomination of Joshua Taft Leinwand of Yarmouth, for appointment to the State Board of Education be confirmed.

Signed,

S/Joseph E. Rafferty
Senate Chair

S/Michael F. Brennan
House Chair

READ and ORDERED PLACED ON FILE.

The President laid before the Senate the following: "Shall the recommendation of the Committee on **EDUCATION AND CULTURAL AFFAIRS** be overridden?"

In accordance with 3 M.R.S.A., Chapter 6, Section 158, and with Joint Rule 506 of the 130th Legislature, the vote was taken by the Yeas and Nays.

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#291)

YEAS: Senators: None

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

EXCUSED: Senators: BLACK

No Senator having voted in the affirmative and 34 Senators having voted in the negative, with 1 Senator being excused, and none being less than two-thirds of the Membership present and voting, it was the vote of the Senate that the Committee's recommendation be **ACCEPTED** and the nomination of **Joshua Taft Leinwand** of Yarmouth for appointment to the State Board of Education was **CONFIRMED**.

The Secretary has so informed the Speaker of the House of Representatives.

The Following Communication: S.C. 660

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

June 4, 2021

The Honorable Troy Dale Jackson
President of the Senate of Maine
130th Maine State Legislature
State House
Augusta, Maine 04333-0003

Dear Mr. President:

In accordance with 3 M.R.S.A., Section 157, and with Joint Rule 505 of the Maine Legislature, the Joint Standing Committee on Education and Cultural Affairs has had under consideration the nomination of Sven Bartholomew of Brewer, for reappointment to the University of Maine System, Board of Trustees.

After public hearing and discussion on this nomination, the Committee proceeded to vote on the motion to recommend to the Senate that this nomination be confirmed. The Committee Clerk called the roll with the following result:

YEAS	Senators	2	Rafferty, J. of York, Woodsome, D. of York
	Representatives	10	Brennan, M. of Portland, Crockett, E. of Portland, Dodge, J. of Belfast, Hepler, A. of Woolwich, Lyman, S. of Livermore Falls, McCrea, D. of Fort Fairfield, Millett, R. of Cape Elizabeth, Roche, T. of Wells, Salisbury, S. of Westbrook, Stearns, P. of Guilford
NAYS		0	
ABSENT		1	Sen. Daughtry, M. of Cumberland

Twelve members of the Committee having voted in the affirmative and zero in the negative, it was the vote of the Committee that the nomination of Sven Bartholomew of Brewer, for reappointment to the University of Maine System, Board of Trustees be confirmed.

Signed,

S/Joseph E. Rafferty
Senate Chair

S/Michael F. Brennan
House Chair

READ and ORDERED PLACED ON FILE.

The President laid before the Senate the following: "Shall the recommendation of the Committee on **EDUCATION AND CULTURAL AFFAIRS** be overridden?"

In accordance with 3 M.R.S.A., Chapter 6, Section 158, and with Joint Rule 506 of the 130th Legislature, the vote was taken by the Yeas and Nays.

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#292)

Representatives 10

YEAS: Senators: None

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

EXCUSED: Senator: BLACK

No Senator having voted in the affirmative and 34 Senators having voted in the negative, with 1 Senator being excused, and none being less than two-thirds of the Membership present and voting, it was the vote of the Senate that the Committee's recommendation be **ACCEPTED** and the nomination of **Sven Bartholomew** of Brewer for reappointment to the University of Maine System, Board of Trustees was **CONFIRMED**.

The Secretary has so informed the Speaker of the House of Representatives.

The Following Communication: S.C. 659

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

June 4, 2021

The Honorable Troy Dale Jackson
President of the Senate of Maine
130th Maine State Legislature
State House
Augusta, Maine 04333-0003

Dear Mr. President:

In accordance with 3 M.R.S.A., Section 157, and with Joint Rule 505 of the Maine Legislature, the Joint Standing Committee on Education and Cultural Affairs has had under consideration the nomination of the Honorable Emily Ann Cain of Orono, for reappointment to the University of Maine System, Board of Trustees.

After public hearing and discussion on this nomination, the Committee proceeded to vote on the motion to recommend to the Senate that this nomination be confirmed. The Committee Clerk called the roll with the following result:

YEAS Senators 2 Rafferty, J. of York,
Woodsome, D. of York

Brennan, M. of Portland,
Crockett, E. of Portland,
Dodge, J. of Belfast, Hepler,
A. of Woolwich, Lyman, S. of
Livermore Falls, McCrea, D.
of Fort Fairfield, Millett, R. of
Cape Elizabeth, Roche, T. of
Wells, Salisbury, S. of
Westbrook, Stearns, P. of
Guilford

NAYS 0

ABSENT 1 Sen. Daughtry, M. of
Cumberland

Twelve members of the Committee having voted in the affirmative and zero in the negative, it was the vote of the Committee that the nomination of the Honorable Emily Ann Cain of Orono, for reappointment to the University of Maine System, Board of Trustees be confirmed.

Signed,

S/Joseph E. Rafferty
Senate Chair

S/Michael F. Brennan
House Chair

READ and ORDERED PLACED ON FILE.

The President laid before the Senate the following: "Shall the recommendation of the Committee on **EDUCATION AND CULTURAL AFFAIRS** be overridden?"

In accordance with 3 M.R.S.A., Chapter 6, Section 158, and with Joint Rule 506 of the 130th Legislature, the vote was taken by the Yeas and Nays.

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#293)

YEAS: Senators: None

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

EXCUSED: Senator: BLACK

No Senator having voted in the affirmative and 34 Senators having voted in the negative, with 1 Senator being excused, and none being less than two-thirds of the Membership present and voting, it was the vote of the Senate that the Committee's recommendation be **ACCEPTED** and the nomination of the Honorable **Emily Ann Cain** of Orono for reappointment to the University of Maine System, Board of Trustees was **CONFIRMED**.

The Secretary has so informed the Speaker of the House of Representatives.

The Following Communication: S.C. 661

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

June 07, 2021

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

Dear President Jackson and Speaker Fecteau:

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

L.D. 101 An Act To Prohibit Offshore Wind Energy Development

This is notification of the Committee's action.

Sincerely,

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

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

The Following Communication: S.C. 663

**WEST VIRGINIA HOUSE OF DELEGATES
OFFICE OF THE CLERK
CHARLESTON 25305**

April 7, 2021

WEST VIRGINIA HOUSE RESOLUTION 22

Calling for the construction of a licensed Off Highway Vehicle semi-contiguous trail to parallel the Appalachian Hiking Trail on the western side.

Whereas, The U.S. Department of Commerce's Bureau of Economic Analysis shows that the outdoor recreation economy accounted for 2.2 percent (\$412 billion) of current-dollar GDP in 2016; and

Whereas, In 2017 Backcountry Discovery Routes generated \$17.3 million in new tourism expenditures, with the average traveling party spending \$3,769 per trip; and

Whereas, The construction of a licensed Off Highway Vehicle (OHV) semi-contiguous trail to parallel the Appalachian Hiking Trail on the western side connecting existing OHV trails, and off-road parks where possible, would bring in significant tourism dollars. The proposed trail should enter West Virginia in the southern part of the state and exit in the Potomac Highlands; and

Whereas, The Legislature believes that the OHV trail will generate much needed economic stimulus to the state, create new jobs and increase tax revenue; therefore, be it

Resolved by the House of Delegates:

That the construction of a licensed Off Highway Vehicle semi-contiguous trail to parallel the Appalachian Hiking Trail on the western side should be a high priority for State Government; and, be it

Further Resolved, That the construction of a licensed Off Highway Vehicle semi-contiguous trail to parallel the Appalachian Hiking Trail on the western side can be supported by all West Virginians; and, be it

Further Resolved, That the Clerk of the House forward a copy of this resolution to the Governor and the state legislatures of the states where the Appalachian Trail traverses, Georgia, North Carolina, Tennessee, Virginia, Maryland, Pennsylvania, New Jersey, New York, Massachusetts, Vermont, New Hampshire and Maine with the addition of Alabama which lies to the west of Georgia and the trail.

House Resolution 22 was adopted by the House of Delegates on the ninth day of April, in the year of our Lord, Two Thousand Twenty-One, and in the One Hundred Fifty-Eighth year of the State.

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

The Following Communication: H.C. 171

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

June 9, 2021

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

Dear Secretary Grant:

The House voted today to insist on its former action whereby it accepted the Majority Ought Not to Pass Report of the Committee on Health and Human Services on Bill "An Act To Create a Separate Department of Child and Family Services" (S.P. 414) (L.D. 1263)

Sincerely,

S/Robert B. Hunt
Clerk of the House

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

REPORTS OF COMMITTEES

House

Divided Report

The Majority of the Committee on **AGRICULTURE, CONSERVATION AND FORESTRY** on Bill "An Act To Support Farms and Address Food Insecurity"
H.P. 503 L.D. 691

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-487).**

Signed:

Senators:
DILL of Penobscot
BLACK of Franklin
MAXMIN of Lincoln

Representatives:
O'NEIL of Saco
GIFFORD of Lincoln
HALL of Wilton
LANDRY of Farmington
McCREA of Fort Fairfield
OSHER of Orono
PLUECKER of Warren
SKOLFIELD of Weld

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

Signed:

Representative:
UNDERWOOD of Presque Isle

Comes from the House with the Majority **OUGHT TO PASS AS AMENDED** Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-487).**

Reports **READ.**

Senator **DILL** of Penobscot moved the Senate **ACCEPT** the Majority **OUGHT TO PASS AS AMENDED** 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 (#294)

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

NAYS: Senators: None

EXCUSED: Senator: BLACK

34 Senator having voted in the affirmative and no Senators having voted in the negative, with 1 Senator being excused, the motion by Senator **DILL** of Penobscot to **ACCEPT** the Majority **OUGHT TO PASS AS AMENDED** Report **PREVAILED.**

Bill **READ ONCE.**

Committee Amendment "A" (H-487) **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 Repeal the Changes Made by Public Law 2019, Chapter 478, 'An Act To Promote Solar Energy Projects and Distributed Generation Resources in Maine'"
H.P. 426 L.D. 583

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

Signed:

Senators:

LAWRENCE of York
VITELLI of Sagadahoc

Representatives:

BERRY of Bowdoinham
CUDDY of Winterport
GROHOSKI of Ellsworth
KESSLER of South Portland
ZEIGLER of Montville

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

Signed:

Senator:

STEWART of Aroostook

Representatives:

FOSTER of Dexter
GRIGNON of Athens
WADSWORTH of Hiram

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 **POULIOT** of Kennebec, 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 (#295)

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

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

EXCUSED: Senator: BLACK

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

Divided Report

The Majority of the Committee on **ENERGY, UTILITIES AND TECHNOLOGY** on Bill "An Act Regarding the Solicitation of Contracts for Distributed Resources That Use Renewable Energy"

H.P. 1051 L.D. 1435

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

Signed:

Senators:

LAWRENCE of York
VITELLI of Sagadahoc

Representatives:

BERRY of Bowdoinham
CUDDY of Winterport
GROHOSKI of Ellsworth
KESSLER of South Portland
WOOD of Portland
ZEIGLER of Montville

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

Signed:

Senator:

STEWART of Aroostook

Representatives:

FOSTER of Dexter
GRIGNON of Athens
WADSWORTH of Hiram

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.

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 going to order a roll call shortly on this matter but just would like to speak to it briefly first. This bill seeks to amend a narrow component within what's become known as L.D. 1711 from last session that made changes to the energy billing and distributed generation program within our state. The PUC, at the hearing on the bill, testified in a neither for nor against position, which is fairly difficult for that organization although they did say within their testimony that they do support the provisions within this bill specifically dealing with the ability for them to go through a more typical procurement process with regard to distributive generation projects. What they have seen,

particularly with solar projects over the last year or so, has been an increase of cost substantially beyond what they would have seen at a more grid scale in a typical R fee or procurement process, if they had undergone for larger grid scale level projects in the hundreds of megawatts range. When you zero in on these smaller projects that are under five megawatts the costs have ballooned from what you could have seen in the four or five cents a kilowatt hour to up to seventeen cents per kilowatt hour and, as I mentioned yesterday when we had a similar floor debate on this similar issue, that cost gets shifted to the ratepayer. So, this is a narrow bill that deals with one component of the changes that were made last year that have been proven to be incredibly harmful to the ratepayers and has, essentially, tied the hands of the PUC. They can delay but they can't essentially reject these proposals that are coming in and so this bill would seek to amend that process so that we can get a better handle on how much, and at what price, we're going to be procuring energy from distributive generation projects and, ultimately, how much will eventually get passed on to the ratepayer as well. So, with that, I would encourage you to reject the pending motion and, Mr. President, I would ask for 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 Chair recognizes the Senator from York, Senator Lawrence.

Senator **LAWRENCE:** Thank you, Mr. President. With all due respect to my good colleague from Aroostook, one of the great aspects of the distributive generation in solar energy market, a bill we passed last year, allows these distributive generation projects to pass cost savings onto ratepayers who sign up with the distributive generation projects and that's because the DG projects directly bill the customer rather than having CMP or Versant bill the customer and split out the cost. So, if the distributive generator can find ways to cut costs and find ways to do things under market, they can pass it along to the consumer, to the ratepayer, and that is one of the great aspects of this solar bill we passed. So, I'm asking you to go with the Minority Ought Not to Pass Report to keep in place what we passed with 17 - 11 last Legislature and keep these savings going on to customers and to allow them to get low cost renewable energy. Thank you.

THE PRESIDENT: The pending question before the Senate is Acceptance of the Majority Ought Not to Pass Report. Is the Senate ready for the question?

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#296)

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

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

EXCUSED: Senator: BLACK

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

Divided Report

The Majority of the Committee on **HEALTH AND HUMAN SERVICES** on Bill "An Act To Require Electronic Benefits Transfer Cards To Be Printed with the Beneficiary's Photograph" H.P. 203 L.D. 287

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

Signed:

Senators:
CLAXTON of Androscoggin
BALDACCI of Penobscot
MOORE of Washington

Representatives:
MEYER of Eliot
CRAVEN of Lewiston
MADIGAN of Waterville
PERRY of Calais
STOVER of Boothbay
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-469)**.

Signed:

Representatives:
CONNOR of Lewiston
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**.

On motion by Senator **CLAXTON** of Androscoggin, 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 More Transparency, Due Process, Education and Understanding between the Department of Health and Human Services and Certain Maine Businesses" H.P. 907 L.D. 1241

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

Signed:

Senators:
CLAXTON of Androscoggin
BALDACCI of Penobscot

Representatives:
MEYER of Eliot
CRAVEN of Lewiston
MADIGAN of Waterville
PERRY of Calais
STOVER of Boothbay
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-474)**.

Signed:

Senator:
MOORE of Washington

Representatives:
CONNOR of Lewiston
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**.

On motion by Senator **CLAXTON** of Androscoggin, 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 Directing the Maine Center for Disease Control and Prevention To Release Annually Public Health Data Regarding Certain Fatalities and Hospitalizations" H.P. 1026 L.D. 1392

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-477)**.

Signed:

Senators:
CLAXTON of Androscoggin

BALDACCI of Penobscot

Representatives:
MEYER of Eliot
CRAVEN of Lewiston
MADIGAN of Waterville
PERRY of Calais
STOVER of Boothbay
ZAGER of Portland

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

Signed:

Senator:
MOORE of Washington

Representatives:
CONNOR of Lewiston
GRIFFIN of Levant
JAVNER of Chester
LEMELIN of Chelsea

Comes from the House with the Majority **OUGHT TO PASS AS AMENDED** Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-477)**.

Reports **READ**.

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

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

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#297)

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

NAYS: Senators: BENNETT, CYRWAY, DAVIS, FARRIN, GUREIN, HICKMAN, KEIM, MOORE, POULIOT, ROSEN, STEWART, TIMBERLAKE, WOODSOME

EXCUSED: Senator: BLACK

21 Senators having voted in the affirmative and 13 Senators having voted in the negative, with 1 Senator being excused, the motion by Senator **CLAXTON** of Androscoggin to **ACCEPT** the Majority **OUGHT TO PASS AS AMENDED** Report, in concurrence, **PREVAILED**.

Bill **READ ONCE**.

Committee Amendment "A" (H-477) **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 COVERAGE, INSURANCE AND FINANCIAL SERVICES** on Bill "An Act Relating to the Use of Genetic Information for Insurance Purposes"

H.P. 800 L.D. 1085

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

Signed:

Senators:

SANBORN of Cumberland
BRENNER of Cumberland
STEWART of Aroostook

Representatives:

TEPLER of Topsham
BLIER of Buxton
CONNOR of Lewiston
MATHIESON of Kittery
MELARAGNO of Auburn
MORRIS of Turner
QUINT of Hodgdon

The Minority of the same Committee on the same subject reported that the same **Ought To Pass as Amended by Committee Amendment "A" (H-454)**.

Signed:

Representatives:

ARFORD of Brunswick
BROOKS of Lewiston
EVANS of Dover-Foxcroft

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

Reports **READ**.

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

Divided Report

The Majority of the Committee on **LABOR AND HOUSING** on Bill "An Act To Create the Maine Rental Assistance and Voucher Guarantee Program"

H.P. 347 L.D. 473

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-488)**.

Signed:

Senators:

HICKMAN of Kennebec
MIRAMANT of Knox

Representatives:

SYLVESTER of Portland
CUDDY of Winterport
GERE of Kennebunkport
PEBWORTH of Blue Hill
ROEDER of Bangor
WARREN of Scarborough

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

Signed:

Senator:

GUERIN of Penobscot

Representatives:

BRADSTREET of Vassalboro
DRINKWATER of Milford
MORRIS of Turner
PRESCOTT of Waterboro

Comes from the House with the Majority **OUGHT TO PASS AS AMENDED** Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-488)**.

Reports **READ**.

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

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

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#298)

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

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

EXCUSED: Senator: BLACK

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

Bill **READ ONCE**.

Committee Amendment "A" (H-488) **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 Direct the Department of Labor To Work with the Department of Education and Colleges and Universities and Career and Technical Education Centers To Develop a Preapprenticeship Program and Career Ladder for the Direct Care Workforce"

H.P. 591 L.D. 786

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

Signed:

Senators:
GUERIN of Penobscot
MIRAMANT of Knox

Representatives:
SYLVESTER of Portland
BRADSTREET of Vassalboro
CUDDY of Winterport
DRINKWATER of Milford
MORRIS of Turner
PRESCOTT of Waterboro
ROEDER of Bangor
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-472)**.

Signed:

Senator:
HICKMAN of Kennebec

Representatives:
GERE of Kennebunkport
PEBORTH of Blue Hill

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 **LABOR AND HOUSING** on Resolve, To Study Best Practices and Different Area Needs for Development of Affordable Homes and Expanding Home Ownership in Maine Communities

H.P. 912 L.D. 1246

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-475)**.

Signed:

Senators:
HICKMAN of Kennebec
MIRAMANT of Knox

Representatives:
SYLVESTER of Portland
CUDDY of Winterport
GERE of Kennebunkport
PEBORTH of Blue Hill
ROEDER of Bangor
WARREN of Scarborough

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

Signed:

Senator:
GUERIN of Penobscot

Representatives:
BRADSTREET of Vassalboro
MORRIS of Turner
PRESCOTT of Waterboro

Comes from the House with the Majority **OUGHT TO PASS AS AMENDED** Report **READ** and **ACCEPTED** and the Resolve **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-475)**.

Reports **READ**.

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

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

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#299)

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

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

EXCUSED: Senator: BLACK

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

Resolve **READ ONCE**.

Committee Amendment "A" (H-475) **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 Preserve Fair Housing in Maine"
H.P. 929 L.D. 1269

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-476)**.

Signed:

Senators:
HICKMAN of Kennebec
MIRAMANT of Knox

Representatives:
SYLVESTER of Portland
CUDDY of Winterport
GERE of Kennebunkport
PEBORTH of Blue Hill
ROEDER of Bangor
WARREN of Scarborough

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

Signed:

Senator:
GUERIN of Penobscot

Representatives:
BRADSTREET of Vassalboro
DRINKWATER of Milford
MORRIS of Turner
PRESCOTT of Waterboro

Comes from the House with the Majority **OUGHT TO PASS AS AMENDED** Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-476)**.

Reports **READ**.

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

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

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#300)

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

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

EXCUSED: Senator: BLACK

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

Bill **READ ONCE**.

Committee Amendment "A" (H-476) **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 Regarding the Waiting Period for Compensation for Incapacity To Work under the Maine Workers' Compensation Act of 1992"

H.P. 1046 L.D. 1430

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-478)**.

Signed:

Senators:

HICKMAN of Kennebec
MIRAMANT of Knox

Representatives:

SYLVESTER of Portland
CUDDY of Winterport
GERE of Kennebunkport
PEBORTH of Blue Hill
ROEDER of Bangor
WARREN of Scarborough

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

Signed:

Senator:

GUERIN of Penobscot

Representatives:

BRADSTREET of Vassalboro
DRINKWATER of Milford
MORRIS of Turner
PRESCOTT of Waterboro

Comes from the House with the Majority **OUGHT TO PASS AS AMENDED** Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-478)**.

Reports **READ**.

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

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

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#301)

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

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

EXCUSED: Senator: BLACK

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

Bill **READ ONCE**.

Committee Amendment "A" (H-478) **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 Energy-efficient Affordable Housing" H.P. 1227 L.D. 1656

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-479)**.

Signed:

Senators:

HICKMAN of Kennebec
MIRAMANT of Knox

Representatives:

SYLVESTER of Portland
CUDDY of Winterport
GERE of Kennebunkport
PEBORTH of Blue Hill
ROEDER of Bangor
WARREN of Scarborough

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

Signed:

Senator:
GUERIN of Penobscot

Representatives:
BRADSTREET of Vassalboro
DRINKWATER of Milford
MORRIS of Turner
PRESCOTT of Waterboro

Comes from the House with the Majority **OUGHT TO PASS AS AMENDED** Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-479)**.

Reports **READ**.

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

Bill **READ ONCE**.

Committee Amendment "A" (H-479) **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 Support Maine's Medical Marijuana Program and Ensure Patient Access"

H.P. 695 L.D. 939

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-468)**.

Signed:

Senators:
FARRIN of Somerset
HICKMAN of Kennebec

Representatives:
COREY of Windham
DOLLOFF of Milton Township
KINNEY of Knox
McCREIGHT of Harpswell
RIELLY of Westbrook
SUPICA of Bangor
WOOD of Portland

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

Signed:

Senator:
LUCHINI of Hancock

Representatives:
CAIAZZO of Scarborough
TUTTLE of Sanford

Comes from the House with the Majority **OUGHT TO PASS AS AMENDED** Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-468)**.

Reports **READ**.

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

Bill **READ ONCE**.

Committee Amendment "A" (H-468) **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

Eight members of the Committee on **EDUCATION AND CULTURAL AFFAIRS** on Bill "An Act To Require That Private Schools That Enroll 60 Percent or More Publicly Funded Students Meet Certain Requirements"

H.P. 1243 L.D. 1672

Reported in Report **"A"** that the same **Ought to Pass as Amended by Committee Amendment "A" (H-463)**.

Signed:

Senators:
RAFFERTY of York
DAUGHTRY of Cumberland

Representatives:
BRENNAN of Portland
CROCKETT of Portland
DODGE of Belfast
McCREA of Fort Fairfield
MILLETT of Cape Elizabeth
SALISBURY of Westbrook

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

Signed:

Senator:
WOODSOME of York

Representatives:
LYMAN of Livermore Falls
ROCHE of Wells
SAMPSON of Alfred

One member of the same Committee on the same subject reported in Report "C" that the same **Ought to Pass as Amended by Committee Amendment "B" (H-464)**.

Signed:

Representative:
STEARNS of Guilford

Comes from the House with Report "A", **OUGHT TO PASS AS AMENDED BY COMMITTEE AMENDMENT "A" (H-463)**, **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-463)**.

Reports **READ**.

On motion by Senator **RAFFERTY** of York, **TABLED** until Later in Today's Session, pending **ACCEPTANCE OF ANY REPORT**.

Divided Report

Eight members of the Committee on **STATE AND LOCAL GOVERNMENT** on Bill "An Act To Protect State Workers from Exposure to Harmful Substances"

H.P. 770 L.D. 1042

Reported in Report "A" that the same **Ought to Pass**.

Signed:

Senators:
BALDACCI of Penobscot
CLAXTON of Androscoggin

Representatives:
MATLACK of St. George
BRYANT of Windham
COPELAND of Saco
DOORE of Augusta
PAULHUS of Bath
RISEMAN of Harrison

Three members of the same Committee on the same subject reported in Report "B" that the same **Ought to Pass as Amended by Committee Amendment "A" (H-489)**.

Signed:

Senator:
ROSEN of Hancock

Representatives:
DOWNES of Bucksport
TUELL of East Machias

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

Signed:

Representatives:
GREENWOOD of Wales
HEAD of Bethel

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

Reports **READ**.

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

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

Senator **BALDACCI**: Thank you, Mr. President. I just want to briefly let my colleagues in the Senate know about the importance of this bill because not only does it provide - will provide an inventory of all State-owned buildings in the state of Maine for the presence of asbestos, lead, black mold, and other substances harmful to human health, it will create an electronic data base that can be assessable for state government remediation and abatement efforts and this is a companion matter because of the recovery money that we're receiving from the federal government because the estimate to do all this work is about \$87 million. We are - the State and Local Government approved the request from DAFS for \$87 million. It's going to, obviously, Appropriations but it's all coming from the federal government so that \$87 million of renovating all State buildings, a major undertaking, a positive undertaking for the public health of both the State employees and of the public, and we're doing it without bonding, which means we are saving several millions of dollars of interest by just having it done this way. So, I just wanted to share the good news with everybody here in the Senate and let you know what is happening. Thank you.

On motion by Senator **BALDACCI** of Penobscot, Report "A", **OUGHT TO PASS, ACCEPTED**, in concurrence.

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

Divided Report

Eight members of the Committee on **VETERANS AND LEGAL AFFAIRS** on Bill "An Act To Update the Voter Registration Process"

H.P. 804 L.D. 1126

Reported in Report "A" that the same **Ought to Pass as Amended by Committee Amendment "A" (H-461)**.

Signed:

Senators:

LUCHINI of Hancock
HICKMAN of Kennebec

Representatives:

CAIAZZO of Scarborough
McCREIGHT of Harpswell
RIELLY of Westbrook
SUPICA of Bangor
TUTTLE of Sanford
WOOD of Portland

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

Signed:

Senator:

FARRIN of Somerset

Representatives:

DOLLOFF of Milton Township
HARRINGTON of Sanford
KINNEY of Knox

One member of the same Committee on the same subject reported in Report "C" that the same **Ought to Pass as Amended by Committee Amendment "B" (H-462)**.

Signed:

Representative:

COREY of Windham

Comes from the House with Report "A", **OUGHT TO PASS AS AMENDED BY COMMITTEE AMENDMENT "A" (H-461)**, **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-461)**.

Reports **READ**.

Senator **LUCHINI** of Hancock moved the Senate **ACCEPT** Report "A", **OUGHT TO PASS AS AMENDED BY COMMITTEE AMENDMENT "A" (H-461)**, in concurrence.

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

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#302)

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

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

EXCUSED: Senator: BLACK

22 Senators having voted in the affirmative and 12 Senators having voted in the negative, with 1 Senator being excused, the motion by Senator **LUCHINI** of Hancock to **ACCEPT** Report "A", **OUGHT TO PASS AS AMENDED BY COMMITTEE AMENDMENT "A" (H-461)**, in concurrence, **PREVAILED**.

Bill **READ ONCE**.

Committee Amendment "A" (H-461) **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-461)**, in concurrence.

Senate

Ought to Pass As Amended

Senator DESCHAMBAULT for the Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY** on Bill "An Act Regarding Sentencing Options for a Person Convicted of a Crime Committed While Serving a Term of Imprisonment"
S.P. 109 L.D. 801

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-242)**.

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

Bill **READ ONCE**.

Committee Amendment "A" (S-242) **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 **TAXATION** on Bill "An Act To Support the Trades through a Tax Credit for Apprenticeship Programs"

S.P. 102 L.D. 241

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

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

Bill **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 CHIPMAN for the Committee on **TAXATION** on Bill "An Act To Improve Affordable Housing Options and Services To Address Homelessness"

S.P. 305 L.D. 953

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-237)**.

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

Bill **READ ONCE**.

Committee Amendment "A" (S-237) **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 Support the Continued Access to Solar Energy and Battery Storage by Maine Homes and Businesses"

S.P. 361 L.D. 1100

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-229)**.

Signed:

Senators:

LAWRENCE of York
VITELLI of Sagadahoc

Representatives:

BERRY of Bowdoinham
CUDDY of Winterport
GROHOSKI of Ellsworth
KESSLER of South Portland
WOOD of Portland
ZEIGLER of Montville

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

Signed:

Senator:

STEWART of Aroostook

Representatives:

CARLOW of Buxton
FOSTER of Dexter
WADSWORTH of Hiram

Reports **READ**.

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

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

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

Senator **STEWART:** Thank you, Mr. President. Ladies and gentlemen of the Senate, I rise in opposition to the pending motion. The long and the short of it is that this bill will have the effect of increasing the impact on ratepayers once again. The battery storage component here is really aimed at being able to, you know, apply the excess generation during the day on a solar project that you can carry over and use in the evening-time but the effect of that is that there's costs associated with that and it will, ultimately, be a net increase to the ratepayer. So, that is the basis of my opposition and I would request that you oppose the pending motion. Thank you.

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

Senator **LAWRENCE:** Thank you, Mr. President. I would ask that the Senate adopt the Majority Ought to Pass as Amended Committee Report. This is an excellent bill brought in by the good Senator from York, Senator Woodsome, to promote continuation of our solar energy projects and it simply allows the PUC to be involved in regulating best practices or interconnect agreements where these distributive generation projects connect with an investor-owned utility. So, I hope you will join me in supporting this bill.

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

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#303)

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

NAYS: Senators: CHIPMAN, CYRWAY, FARRIN, GUREIN, KEIM, MOORE, POULIOT, ROSEN, STEWART, TIMBERLAKE

EXCUSED: Senator: BLACK

24 Senators having voted in the affirmative and 10 Senators having voted in the negative, with 1 Senator being excused, the motion by Senator **LAWRENCE** of York to **ACCEPT** the Majority **OUGHT TO PASS AS AMENDED** Report **PREVAILED**.

Bill **READ ONCE**.

Committee Amendment "A" (S-229) **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 COVERAGE, INSURANCE AND FINANCIAL SERVICES** on Bill "An Act To Improve Access to HIV Prevention Medications"
S.P. 378 L.D. 1115

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

Signed:

Senators:
SANBORN of Cumberland
BRENNER of Cumberland

Representatives:
TEPLER of Topsham
ARFORD of Brunswick
BROOKS of Lewiston
EVANS of Dover-Foxcroft
MATHIESON of Kittery
MELARAGNO of Auburn

The Minority of the same Committee on the same subject reported that the same **Ought To Pass as Amended by Committee Amendment "B" (S-240)**.

Signed:

Senator:
STEWART of Aroostook

Representatives:
BLIER of Buxton
CONNOR of Lewiston
MORRIS of Turner
QUINT of Hodgdon

Reports **READ**.

Senator **SANBORN** of Cumberland moved the Senate **ACCEPT** the Majority **OUGHT TO PASS AS AMENDED BY COMMITTEE AMENDMENT "A" (S-239)** Report.

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

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

Senator **SANBORN:** Thank you, Mr. President. Ladies and gentlemen of the Senate, as we start to get a handle on our current pandemic after just about 18 months through the miracle of our DNA sequencing that we had today and the rapid development of vaccines, I find myself thinking back on the epidemic that has vexed our community and communities around the world for most of my entire life. In 1981, an unusual cluster of Pneumocystis pneumonia was identified in a group of otherwise healthy young gay men in Los Angeles. It took 18 months more for public health officials to figure out that this wasn't just happening among gay men but instead also happening among hemophilia, IV drug users, immigrants who were heterosexual from other countries as they were all falling ill to these opportunistic infectious diseases. It wasn't until two years later that there was a determination that it was the HIV virus that was even causing these infections and it was six years before the first treatment, AZT, was identified in 1987. Imagine if our current pandemic had gone on for so long. The leap forward didn't happen until 2012, 31 years after that cluster in Los Angeles and that was the approval of preexposure prophylaxis, a regime that can help folks at risk for HIV from ever getting sick. But make no mistake, this isn't a vaccine. You have to take this medicine every day. Today, 40 years later, eradicating HIV may be possible but only if we ensure that there are no barriers to accessing the medicine and so what this bill does is to tear down every barrier we know how to tear down as a state to ensure that pharmacists can be your first point of entry to be beginning to take this preexposure prophylaxis medicine, that pharmacists can be your point of entry to taking postexposure prophylaxis so that you do not get sick with HIV, and to ensuring that your insurance company will cover your preexposure prophylaxis medicine and the bloodwork that is associated with the need of that medication. Ladies and gentlemen of the Senate, I find it terrifying that this epidemic has gone on for 40 years and I hope that in the near future we can eradicate it entirely. Like all public health measures, the way that we do that is together, by ensuring that everyone has access to the healthcare that they need. I'm really proud to present this bill to the Senate today and I urge you to support the report. Thank you.

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

Senator **STEWART:** Thank you very much, Mr. President. Ladies and gentlemen of the Senate, you'll note that there are two Ought to Pass reports on this bill and that the opposition to the pending motion doesn't come from any of the points that the good Senator from Cumberland raised in her remarks. Certainly, our side feels just as passionately about the significance of HIV as a disease, the impact it has had on Americans and the world. You know, that said, President Trump, during his tenure, made substantial moves to increase access to these sort of drugs, these PrEP drugs, at the federal level and so, in large part, the mandate that is the difference here between these two reports, and is the only difference, are largely not needed. If you need access to any of these PrEP drugs your insurance company will have to provide you with that access and we have no issue with approaching a pharmacist as a point of entry, as the good Senator from Cumberland mentioned. That's all fine. The difference is that this bill proposes a mandate onto the insurance companies that will have the effect of, once again, increasing the rates for everybody else. It's not necessary in order to accomplish the goals that we want to accomplish going forward, particularly with eradication of HIV, and that is the basis for the opposition between the Majority and the Minority Report. With that, I would request that we vote down this motion and move on to a different report that does not include a mandate that will increase the cost of drugs for everybody else. Thank you.

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

Senator **HICKMAN:** Thank you, Mr. President. As a former public health professional, I have spent my entire adult life, yes, I'm older than I look, working to eradicate HIV from our communities. Back when I lived in Boston, I laid down in the street to block traffic as a member of the organization Act Up after burying 34 friends in the first six months of 1994. We have come a long way. So, today I guess it's serendipitous that I could proudly vote for this bill on the floor of the Maine Senate in the hopes that we will eradicate HIV from the planet in my lifetime. Thank you, Mr. President.

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

Senator **SANBORN:** Thank you, Mr. President. I just wanted to rise briefly to explain why I think that the mandate that is included in the Majority Report is so critical for us to pass. I mentioned that there's no vaccine yet for HIV and, sadly, that's true. But what we do know is in the pipeline is an injectable long-acting preexposure prophylaxis medicine. So, rather than requiring a daily compliance with a pill, we know that the FDA is on track to approve a long-acting injectable. That is the key to eradicating HIV and that is the mandate included in this bill. Insurance companies will have to include coverage for an injectable when an injectable exists and that's the key, that's the thing that's going to get us over the hump to truly eradicating HIV. It is a necessary mandate. It will reduce barriers and it will save lives. Thank you.

THE PRESIDENT: The pending question before the Senate is Acceptance of the Majority Ought to Pass as Amended by Committee Amendment "A" (S-239) Report. Is the Senate ready for the question?

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

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#304)

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

NAYS: Senators: FARRIN, GUREIN, STEWART

EXCUSED: Senators: BLACK, TIMBERLAKE

30 Senators having voted in the affirmative and 3 Senators having voted in the negative, with 2 Senators being excused, the motion by Senator **SANBORN** of Cumberland to **ACCEPT** the Majority **OUGHT TO PASS AS AMENDED BY COMMITTEE AMENDMENT "A" (S-239)** Report **PREVAILED**.

Bill 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 BY COMMITTEE AMENDMENT "A" (S-239)**.

Sent down for concurrence.

Divided Report

The Majority of the Committee on **STATE AND LOCAL GOVERNMENT** on Bill "An Act To Establish the Maine Buy American and Build Maine Act"

S.P. 461 L.D. 1411

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

Signed:

Senators:

BALDACCI of Penobscot
CLAXTON of Androscoggin

Representatives:

MATLACK of St. George
BRYANT of Windham
COPELAND of Saco
DOORE of Augusta
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:

ROSEN of Hancock

Representatives:

DOWNES of Bucksport
GREENWOOD of Wales
HEAD of Bethel
TUELL of East Machias

Reports **READ**.

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

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

Divided Report

The Majority of the Committee on **TAXATION** on Bill "An Act To Reduce Property Taxes for Maine Residents"
S.P. 339 L.D. 1071

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

Signed:

Senators:

CHIPMAN of Cumberland
LIBBY of Androscoggin
POULIOT of Kennebec

Representatives:

TERRY of Gorham
BICKFORD of Auburn
CARMICHAEL of Greenbush
COLLINGS of Portland
GRAMLICH of Old Orchard Beach
KRYZAK of Acton
MATLACK of St. George
SACHS of Freeport

The Minority of the same Committee on the same subject reported that the same **Ought To Pass as Amended by Committee Amendment "B" (S-236)**.

Signed:

Representative:

PERRY of Bangor

Reports **READ**.

On motion by Senator **CHIPMAN** of Cumberland, the Majority **OUGHT TO PASS AS AMENDED BY COMMITTEE AMENDMENT "A" (S-235)** Report **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 BY COMMITTEE AMENDMENT "A" (S-235)**.

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:

Constitutional Amendment

RESOLUTION, Proposing an Amendment to the Constitution of Maine To Prohibit the Consideration of a People's Veto at a Presidential Primary

H.P. 856 L.D. 1178
(C "A" H-378)

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

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

Emergency Measure

An Act To Ensure That Victims of Assault, Battery and False Imprisonment, Including Victims of Domestic Violence, Have Parity under Tort Law

H.P. 502 L.D. 690
(C "A" H-395)

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

This being an Emergency Measure and having received the affirmative vote of 32 Members of the Senate, with no Senators having voted in the negative, and 32 being more than two-thirds of the entire elected Membership of the Senate, was **PASSED TO BE ENACTED** and, having been signed by the President, was presented by the Secretary to the Governor for approval.

Emergency Measure

An Act To Include Career and Technical Education Teachers in the Minimum \$40,000 Salary Initiative

H.P. 866 L.D. 1188
(C "A" H-354)

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

Emergency Measure

An Act Regarding 2021 Municipal Elections and Town Meetings

H.P. 934 L.D. 1274
(C "A" H-386)

This being an Emergency Measure and having received the affirmative vote of 32 Members of the Senate, with no Senators having voted in the negative, and 32 being more than two-thirds of the entire elected Membership of the Senate, was **PASSED TO BE ENACTED** and, having been signed by the President, was presented by the Secretary to the Governor for approval.

Emergency Measure

An Act To Amend the Laws Banning Polystyrene Foam Regarding Packaging for Meat, Poultry, Fish, Seafood and Eggs

H.P. 1214 L.D. 1631
(C "A" H-416)

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

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

Senator **BENNETT:** Thank you, Mr. President. Just so there's no confusion about this bill, this bill actually extends the ban - extends the use of polystyrene in certain cases for an additional two years because of the difficulty that many companies, particularly grocery stores, have had in following the ban during the time of COVID. This bill, therefore, merits your support and I encourage you to vote yes on enactment.

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

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#305)

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

NAYS: Senators: CHIPMAN, HICKMAN

EXCUSED: Senator: BLACK

This being an Emergency Measure and having received the affirmative vote of 32 Members of the Senate, with 2 Senators having voted in the negative, and 32 being more than two-thirds of the entire elected Membership of the Senate, was **PASSED TO BE ENACTED** and, having been signed by the President, was presented by the Secretary to the Governor for approval.

Emergency Resolve

Resolve, To Establish a Commission To Increase Housing Opportunities in Maine by Studying Zoning and Land Use Restrictions

H.P. 445 L.D. 609
(S "B" S-177)

This being an Emergency Measure and having received the affirmative vote of 34 Members of the Senate, with no Senators having voted in the negative, and 34 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 Health and Human Services To Review the Progressive Treatment Program and Processes by Which a Person May Be Involuntarily Admitted to a Psychiatric Hospital or Receive Court-ordered Community Treatment
H.P. 637 L.D. 869
(C "A" H-390)

This being an Emergency Measure and having received the affirmative vote of 34 Members of the Senate, with no Senators having voted in the negative, and 34 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.

Mandate

An Act To Increase the Number of Franklin County Commissioners
H.P. 457 L.D. 621
(C "A" H-388)

This being a Mandate, in accordance with the provisions of Section 21 of Article IX of the Constitution, having received the affirmative vote of 33 Members of the Senate, with 1 Senator having voted in the negative, and 33 being more than two-thirds of the entire elected Membership of the Senate, was **PASSED TO BE ENACTED** and, having been signed by the President, was presented by the Secretary to the Governor for approval.

Acts

An Act To Resolve Conflicts in and Make Other Changes to the Laws Governing the Efficiency Maine Trust
H.P. 269 L.D. 385
(C "A" H-371)

An Act To Create a Graduated Real Estate Transfer Tax
H.P. 302 L.D. 418
(C "A" H-373)

An Act To Ensure Public Ways Are Compliant with the Federal Americans with Disabilities Act of 1990
H.P. 496 L.D. 669
(C "A" H-383)

An Act To Provide for Judicial Review in Compliance with the Federal Family First Prevention Services Act
H.P. 570 L.D. 765
(C "A" H-394)

An Act To Amend the Length of Time and Circumstances for Which a Sheriff May Furlough Individuals Incarcerated in a County Jail
H.P. 581 L.D. 776

An Act To Provide Equity in Access to Applications for the National School Lunch Program and School Breakfast Program
H.P. 707 L.D. 961
(C "A" H-360)

An Act To Protect Minor Political Parties That Seek To Retain Qualified Party Status
H.P. 790 L.D. 1061
(C "A" H-384)

An Act Concerning Marina-based Restaurants in the Shoreland Zone
H.P. 839 L.D. 1161
(C "A" H-382)

An Act Authorizing an Increase to the Maximum Annual Fund Balance for Public School Districts
H.P. 876 L.D. 1198
(C "A" H-361)

An Act Shielding Fire Departments That Install Smoke and Carbon Monoxide Detectors from Liability
H.P. 920 L.D. 1254
(C "A" H-407)

An Act To Clarify All-terrain Vehicle Registration Requirements and Establish Regular Maintenance of Designated State-approved All-terrain Vehicle Trails
H.P. 1055 L.D. 1439
(C "A" H-326)

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

An Act To Protect the Health of Students and Educators by Requiring School Emergency Management Plans To Address Health and Safety
H.P. 309 L.D. 429
(C "A" H-366)

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

An Act To Provide a Sales and Use Tax Exemption for Certain Educational Collaboratives
H.P. 315 L.D. 435
(C "A" H-408)

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

An Act To Increase the Number of Intensive Case Managers
H.P. 375 L.D. 512
(C "A" H-389)

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

An Act To Establish the Rare Disease Advisory Council
H.P. 718 L.D. 972
(C "A" H-391)

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

An Act To Accelerate Weatherization Efforts in the State
H.P. 396 L.D. 551
(C "A" H-376)

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

An Act To Clarify Safety Issues in Schools with Respect to Health-related States of Emergency
H.P. 1112 L.D. 1502
(C "A" H-404)

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

An Act To Increase Accountability for Wage Violations
H.P. 452 L.D. 616
(C "A" H-398)

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

An Act To Restrict the Use of Perfluoroalkyl and Polyfluoroalkyl Substances in Firefighting Foam
H.P. 1115 L.D. 1505
(C "A" H-418)

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

An Act Regarding Motor Vehicle Registration Violations
H.P. 475 L.D. 644
(C "A" H-353)

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

An Act To Fund Broadband Internet Infrastructure for Marginalized Groups in the State
H.P. 1160 L.D. 1555
(C "A" H-377)

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

An Act To Stabilize Student Count in Maine's School Funding Formula

H.P. 478 L.D. 651
(C "A" H-357)

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

An Act To Protect Drinking Water for Maine Residents
H.P. 1167 L.D. 1570
(C "A" H-392)

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

An Act To Expand Access to Certified Substance Use Disorder Recovery Residence Services

H.P. 710 L.D. 964
(C "A" H-393)

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

An Act To Ensure Full Payment of the State's Salary Supplement Obligation to Teachers with National Board Certification
H.P. 1271 L.D. 1716
(C "A" H-401)

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

Senate at Ease.

The Senate was called to order by the President.

An Act To Create a Graduated Real Estate Transfer Tax
H.P. 302 L.D. 418
(C "A" H-373)

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

Resolves

Resolve, Directing the Department of Education To Review and Assess State-mandated Instruction and Training for Students
H.P. 381 L.D. 518
(C "A" H-358)

Resolve, Directing the Department of Education To Develop Training for School Counselors and Review Limitations on Autism Spectrum Disorder Course Work for Special Education Certification
H.P. 470 L.D. 639
(C "A" H-365)

Resolve, Directing the Maine Vaccine Board To Review and Make Recommendations Regarding Expanding the Universal Childhood Immunization Program To Include Adults
H.P. 550 L.D. 745
(C "A" H-399)

Resolve, Directing the Department of Transportation To Develop and Adopt an Active Transportation Plan
H.P. 1004 L.D. 1370
(C "A" H-367)

Resolve, To Alleviate the Disproportionate Impact of COVID-19 and Public Health Outcomes
H.P. 1153 L.D. 1548
(C "A" H-412)

Resolve, Directing the Department of Economic and Community Development, the Department of Labor and the Department of Transportation To Develop Partnerships with Businesses, Unions and Educational Programs and Institutions To Provide Training and Transportation for Workers
H.P. 1202 L.D. 1613

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

Resolve, Establishing the Commission To Study Strategies To Assist Working-class Families in Building Wealth and Achieving Upward Mobility
H.P. 743 L.D. 1005
(C "A" H-396)

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

Resolve, To Study the Establishment of the Office of the Education Ombudsman
H.P. 1120 L.D. 1512
(C "A" H-355)

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

Resolve, Directing the Department of Economic and Community Development To Create and Share Measures of Progress
H.P. 1091 L.D. 1476
(C "A" H-400)

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

Senate at Ease.

The Senate was called to order by the President.

Off Record Remarks

ORDERS OF THE DAY

Unfinished Business

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 (6/7/21) matter:

An Act Regarding the Outdoor Release or Abandonment of Balloons
H.P. 761 L.D. 1023
(C "A" H-137)

Tabled - June 7, 2021 by Senator **VITELLI** of Sagadahoc

Pending - **ENACTMENT**, in concurrence

(In Senate, June 2, 2021, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-137)**, in concurrence.)

(In House, **PASSED TO BE ENACTED**.)

On motion by Senator **BENNETT** of Oxford, the Senate **SUSPENDED THE RULES**.

On further motion by same Senator, the Senate **RECONSIDERED** whereby the Bill was **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-137)**, in concurrence.

On further motion by same Senator, the Senate **SUSPENDED THE RULES**.

On further motion by same Senator, the Senate **RECONSIDERED** whereby it **ADOPTED** Committee Amendment "A" (H-137), in concurrence.

On further motion by same Senator, Senate Amendment "B" (S-232) to Committee Amendment "A" (H-137) **READ** and **ADOPTED**.

Committee Amendment "A" (H-137) as Amended by Senate Amendment "B" (S-232) thereto, **ADOPTED**, in **NON-CONCURRENCE**.

PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-137) AS AMENDED BY SENATE AMENDMENT "B" (S-232) thereto, in **NON-CONCURRENCE**.

Ordered sent down forthwith for concurrence.

The Chair laid before the Senate the following Tabled and Later Assigned (6/8/21) matter:

HOUSE REPORTS - from the Committee on **HEALTH COVERAGE, INSURANCE AND FINANCIAL SERVICES** on Bill "An Act To Allow a Qualifying Religious Organization To Self-insure for Automobile Insurance" H.P. 792 L.D. 1063

Majority - **Ought Not to Pass** (8 members)

Minority - **Ought to Pass** (5 members)

Tabled - June 8, 2021 by Senator **BENNETT** of Oxford

Pending - motion by Senator **SANBORN** of Cumberland to **ACCEPT** the Majority **OUGHT NOT TO PASS** Report, in concurrence (Roll Call Ordered)

(In House, June 7, 2021, the Majority **OUGHT NOT TO PASS** Report **READ** and **ACCEPTED**.)

(In Senate, June 8, 2021, Reports **READ**.)

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

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#306)

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

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

EXCUSED: Senators: BLACK, SANBORN

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

Senate at Ease.

The Senate was called to order by the President.

The Chair laid before the Senate the following Tabled and Later Assigned (6/9/21) matter:

SENATE REPORTS - from the Committee on **AGRICULTURE, CONSERVATION AND FORESTRY** on Bill "An Act To Clarify the Funding for the University of Maine Cooperative Extension Diagnostic and Research Laboratory" S.P. 141 L.D. 808

Majority - **Ought to Pass as Amended by Committee Amendment "A" (S-217)** (8 members)

Minority - **Ought to Pass as Amended by Committee Amendment "B" (S-218)** (5 members)

Tabled - June 9, 2021 by Senator **BLACK** of Franklin

Pending - motion by Senator **DILL** of Penobscot to **ACCEPT** the Majority **OUGHT TO PASS AS AMENDED BY COMMITTEE AMENDMENT "A" (S-217)** Report

On motion by Senator **DILL** of Penobscot, the Majority **OUGHT TO PASS AS AMENDED BY COMMITTEE AMENDMENT "A" (S-217)** Report **ACCEPTED**.

Bill **READ ONCE**.

Committee Amendment "A" (S-217) **READ** and **ADOPTED**.

Under suspension of the Rules, **READ A SECOND TIME** and **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-217)**.

Sent down for concurrence.

The Chair laid before the Senate the following Tabled and Later Assigned (6/9/21) matter:

SENATE REPORTS - from the Committee on **TAXATION** on Bill "An Act To Stabilize Property Taxes for Individuals 65 Years of Age or Older Who Own a Homestead for at Least 10 Years" S.P. 126 L.D. 290

Majority - **Ought Not to Pass** (7 members)

Minority - **Ought to Pass as Amended by Committee Amendment "A" (S-222)** (5 members)

Tabled - June 9, 2021 by Senator **CHIPMAN** of Cumberland

Pending - **ACCEPTANCE OF EITHER REPORT**

Senator **CHIPMAN** of Cumberland moved the Senate **ACCEPT** the Minority **OUGHT TO PASS AS AMENDED** Report.

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

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#307)

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

NAYS: Senators: CHIPMAN, DESCHAMBAULT, LIBBY

EXCUSED: Senator: BLACK

31 Senators having voted in the affirmative and 3 Senators having voted in the negative, with 1 Senator being excused, the motion by Senator **CHIPMAN** of Cumberland to **ACCEPT** the Minority **OUGHT TO PASS AS AMENDED** Report **PREVAILED**.

Bill **READ ONCE**.

Committee Amendment "A" (S-222) **READ** and **ADOPTED**.

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

Sent down for concurrence.

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

Off Record Remarks

RECESSED until 3:30 in the afternoon.

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

Off Record Remarks

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

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

S.P. 579

Ordered, the House concurring, that when the Senate and House adjourn, they do so until the call of the President of the Senate and the Speaker of the House, respectively.

READ and **PASSED**.

Ordered sent down forthwith for concurrence.

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

REPORTS OF COMMITTEES

House

Divided Report

The Majority of the Committee on **AGRICULTURE, CONSERVATION AND FORESTRY** on Bill "An Act To Prohibit Aerial Application of Perfluoroalkyl and Polyfluoroalkyl Substances"

H.P. 185 L.D. 264

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-522)**.

Signed:

Senators:

DILL of Penobscot
BLACK of Franklin
MAXMIN of Lincoln

Representatives:

O'NEIL of Saco
BERNARD of Caribou
GIFFORD of Lincoln
HALL of Wilton
LANDRY of Farmington
McCREA of Fort Fairfield
OSHER of Orono
PLUECKER of Warren
SKOLFIELD of Weld

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

Signed:

Representative:

UNDERWOOD of Presque Isle

Comes from the House with the Majority **OUGHT TO PASS AS AMENDED** Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-522)**.

Reports **READ**.

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

Bill **READ ONCE**.

Committee Amendment "A" (H-522) **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 **AGRICULTURE, CONSERVATION AND FORESTRY** on Bill "An Act To Strengthen Maine's Agriculture, Food and Forest Economy"
H.P. 1162 L.D. 1565

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-520)**.

Signed:

Senators:

DILL of Penobscot
BLACK of Franklin
MAXMIN of Lincoln

Representatives:

O'NEIL of Saco
BERNARD of Caribou
GIFFORD of Lincoln
HALL of Wilton
LANDRY of Farmington
McCREA of Fort Fairfield
PLUECKER of Warren
SKOLFIELD of Weld

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

Signed:

Representative:

UNDERWOOD of Presque Isle

Comes from the House with the Majority **OUGHT TO PASS AS AMENDED** Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-520)**.

Reports **READ**.

Senator **DILL** of Penobscot moved the Senate **ACCEPT** the Majority **OUGHT TO PASS AS AMENDED** 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 Chair noted the absence of the Senator from Hancock, Senator **ROSEN**, and further excused the same Senator from today's Roll Call votes.

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#308)

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

NAYS: Senators: None

EXCUSED: Senator: ROSEN

34 Senators having voted in the affirmative and no Senators having voted in the negative, with 1 Senator being excused, the motion by Senator **DILL** of Penobscot to **ACCEPT** the Majority **OUGHT TO PASS AS AMENDED** Report, in concurrence, **PREVAILED**.

Bill **READ ONCE**.

Committee Amendment "A" (H-520) **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 **EDUCATION AND CULTURAL AFFAIRS** on Bill "An Act To Create Parity between Private Schools and Public Schools Regarding Career and Technical Education Tuition Rates"

H.P. 298 L.D. 414

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

Signed:

Senators:
RAFFERTY of York
DAUGHTRY of Cumberland

Representatives:
BRENNAN of Portland
CROCKETT of Portland
DODGE of Belfast
McCREA of Fort Fairfield
MILLETT of Cape Elizabeth
ROCHE of Wells
SALISBURY of Westbrook
STEARNS of Guilford

The Minority of the same Committee on the same subject reported that the same **Ought To Pass as Amended by Committee Amendment "A" (H-507)**.

Signed:

Senator:
WOODSOME of York

Representatives:
LYMAN of Livermore Falls
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, **TABLED** until Later in Today's Session, pending **ACCEPTANCE OF EITHER REPORT**.

Divided Report

The Majority of the Committee on **EDUCATION AND CULTURAL AFFAIRS** on Bill "An Act To Add a Faculty Member and Nonfaculty Staff Member to the Board of Trustees of the University of Maine System"

H.P. 919 L.D. 1253

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-508)**.

Signed:

Senators:
RAFFERTY of York
DAUGHTRY of Cumberland

Representatives:
BRENNAN of Portland
CROCKETT of Portland
DODGE of Belfast
McCREA of Fort Fairfield
MILLETT of Cape Elizabeth
SALISBURY of Westbrook

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

Signed:

Senator:
WOODSOME of York

Representatives:
LYMAN of Livermore Falls
ROCHE of Wells
SAMPSON of Alfred
STEARNS of Guilford

Comes from the House with the Majority **OUGHT TO PASS AS AMENDED** Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-508)**.

Reports **READ**.

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

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

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#309)

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

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

EXCUSED: Senator: ROSEN

20 Senators having voted in the affirmative and 14 Senators having voted in the negative, with 1 Senator being excused, the motion by Senator **RAFFERTY** of York to **ACCEPT** the Majority **OUGHT TO PASS AS AMENDED** Report, in concurrence, **PREVAILED**.

Bill **READ ONCE**.

Committee Amendment "A" (H-508) **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 Provide Climate Change Transition Assistance for Maine's Energy-intensive Businesses" H.P. 1159 L.D. 1554

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-510)**.

Signed:

Senators:
LAWRENCE of York
STEWART of Aroostook

VITELLI of Sagadahoc

Representatives:

BERRY of Bowdoinham
CARLOW of Buxton
FOSTER of Dexter
WADSWORTH of Hiram
WOOD of Portland
ZEIGLER of Montville

The Minority of the same Committee on the same subject reported that the same **Ought To Pass as Amended by Committee Amendment "B" (H-511)**.

Signed:

Representatives:

CUDDY of Winterport
GROHOSKI of Ellsworth
KESSLER of South Portland

Comes from the House with the Majority **OUGHT TO PASS AS AMENDED BY COMMITTEE AMENDMENT "A" (H-510)** Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-510)**.

Reports **READ**.

On motion by Senator **LAWRENCE** of York, the Majority **OUGHT TO PASS AS AMENDED BY COMMITTEE AMENDMENT "A" (H-510)** Report **ACCEPTED**, in concurrence.

Bill **READ ONCE**.

Committee Amendment "A" (H-510) **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 Address Waste Associated with Solar Energy Equipment"

H.P. 1184 L.D. 1595

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

Signed:

Senators:

BRENNER of Cumberland
CARNEY of Cumberland

Representatives:

TUCKER of Brunswick
BELL of Yarmouth
BLUME of York
DOUDERA of Camden
GRAMLICH of Old Orchard Beach
ZEIGLER of Montville

The Minority of the same Committee on the same subject reported that the same **Ought To Pass as Amended by Committee Amendment "A" (H-523)**.

Signed:

Senator:

BENNETT of Oxford

Representatives:

HANLEY of Pittston
JOHANSEN of Monticello
O'CONNOR of Berwick
TUELL of East Machias

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

Reports **READ**.

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

Divided Report

The Majority of the Committee on **HEALTH COVERAGE, INSURANCE AND FINANCIAL SERVICES** on Bill "An Act To Increase the Availability of Health Care Services by Eliminating the Certificate of Need for All Health Care Services"
H.P. 683 L.D. 927

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

Signed:

Senators:

SANBORN of Cumberland
BRENNER of Cumberland

Representatives:

TEPLER of Topsham
ARFORD of Brunswick
BROOKS of Lewiston
EVANS of Dover-Foxcroft
MATHIESON of Kittery
MELARAGNO of Auburn

The Minority of the same Committee on the same subject reported that the same **Ought To Pass as Amended by Committee Amendment "A" (H-498)**.

Signed:

Senator:

STEWART of Aroostook

Representatives:

BLIER of Buxton
CONNOR of Lewiston
MORRIS of Turner
QUINT of Hodgdon

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

Reports **READ**.

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

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

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#310)

YEAS:

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

NAYS:

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

EXCUSED: Senator: ROSEN

21 Senators having voted in the affirmative and 13 Senators having voted in the negative, with 1 Senator being excused, the motion by Senator **SANBORN** of Cumberland to **ACCEPT** the Majority **OUGHT NOT TO PASS** Report, in concurrence, **PREVAILED**.

Divided Report

The Majority of the Committee on **JUDICIARY** on Bill "An Act To Enact the Stop Guilt by Accusation Act" (EMERGENCY)
H.P. 679 L.D. 923

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

Signed:

Senators:

CARNEY of Cumberland
SANBORN of Cumberland

Representatives:

HARNETT of Gardiner
BABBIDGE of Kennebunk
EVANGELOS of Friendship
MORIARTY of Cumberland
RECKITT of South Portland
SHEEHAN of Biddeford

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

Signed:

Senator:

KEIM of Oxford

Representatives:

HAGGAN of Hampden
LIBBY of Auburn
POIRIER of Skowhegan
THORNE of Carmel

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

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

Reports **READ**.

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

Divided Report

The Majority of the Committee on **LABOR AND HOUSING** on Bill "An Act To Ensure Maine Workers' Right To Request a Schedule Change at Their Places of Employment"

H.P. 694 L.D. 938

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

Signed:

Senators:

HICKMAN of Kennebec
GUERIN of Penobscot
MIRAMANT of Knox

Representatives:

SYLVESTER of Portland
BRADSTREET of Vassalboro
CUDDY of Winterport
DRINKWATER of Milford
GERE of Kennebunkport
MORRIS of Turner
PEBORTH of Blue Hill
ROEDER of Bangor

The Minority of the same Committee on the same subject reported that the same **Ought To Pass as Amended by Committee Amendment "A" (H-501)**.

Signed:

Representative:

WARREN of Scarborough

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 **LABOR AND HOUSING** on Bill "An Act To Promote the Sustainability of Unemployment Insurance by Linking the Duration of Benefits to the State's Average Unemployment Rate"

H.P. 927 L.D. 1260

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

Signed:

Senators:

HICKMAN of Kennebec
MIRAMANT of Knox

Representatives:

SYLVESTER of Portland
CUDDY of Winterport
GERE of Kennebunkport
PEBORTH of Blue Hill
ROEDER of Bangor
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-524)**.

Signed:

Senator:

GUERIN of Penobscot

Representatives:

BRADSTREET of Vassalboro
DRINKWATER of Milford
PRESCOTT of Waterboro

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 **POULIOT** of Kennebec, 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 (#311)

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

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

EXCUSED: Senator: ROSEN

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

Divided Report

The Majority of the Committee on **TAXATION** on Bill "An Act To Provide Stimulus for Economic Recovery by Enacting a 5 Percent Flat Income Tax"

H.P. 1003 L.D. 1369

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

Signed:

Senators:

CHIPMAN of Cumberland
LIBBY of Androscoggin

Representatives:

TERRY of Gorham
BICKFORD of Auburn
CARMICHAEL of Greenbush
COLLINGS of Portland
GRAMLICH of Old Orchard Beach
HANLEY of Pittston
KRYZAK of Acton
MATLACK of St. George
PERRY of Bangor
SACHS of Freeport

The Minority of the same Committee on the same subject reported that the same **Ought To Pass as Amended by Committee Amendment "A" (H-500)**.

Signed:

Senator:

POULIOT of Kennebec

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

Reports **READ**.

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

Divided Report

The Majority of the Committee on **TAXATION** on Bill "An Act To Serve the Public Interest, Promote Journalism and Save Jobs by Restoring the Sales and Use Tax Exemption for Newspapers" H.P. 1078 L.D. 1462

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

Signed:

Senator:

POULIOT of Kennebec

Representatives:

TERRY of Gorham
BICKFORD of Auburn
CARMICHAEL of Greenbush
KRYZAK of Acton
MATLACK of St. George
SACHS of Freeport

The Minority of the same Committee on the same subject reported that the same **Ought To Pass as Amended by Committee Amendment "A" (H-499)**.

Signed:

Senators:

CHIPMAN of Cumberland
LIBBY of Androscoggin

Representatives:

COLLINGS of Portland
GRAMLICH of Old Orchard Beach

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

Reports **READ**.

Senator **CHIPMAN** of Cumberland moved the Senate **ACCEPT** the Minority **OUGHT TO PASS AS AMENDED** Report, in **NON-CONCURRENCE**.

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

Senator **CHIPMAN:** Thank you, Mr. President. This bill is quite simple. This bill would repeal the sales tax on newspapers that we have here in the state. I hope you will join me in voting for the Ought to Pass as Amended by Committee Amendment "A" Report to repeal this sales tax to support lowering Maine's tax burden. Please vote with me, if you don't please vote red. I request a roll call. Thank you.

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 (#312)

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

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

EXCUSED: Senator: ROSEN

23 Senators having voted in the affirmative and 11 Senators having voted in the negative, with 1 Senator being excused, the motion by Senator **CHIPMAN** of Cumberland to **ACCEPT** the Minority **OUGHT TO PASS AS AMENDED** Report, **NON-CONCURRENCE, PREVAILED**.

Bill **READ ONCE**.

Committee Amendment "A" (H-499) **READ** and **ADOPTED**.

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

Ordered sent down forthwith for concurrence.

Divided Report

The Majority of the Committee on **VETERANS AND LEGAL AFFAIRS** on Bill "An Act To Protect Data Privacy and Security in Elections"

H.P. 672 L.D. 916

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-513)**.

Signed:

Senators:

LUCHINI of Hancock
HICKMAN of Kennebec

Representatives:

CAIAZZO of Scarborough
COREY of Windham
DOLLOFF of Milton Township
McCREIGHT of Harpswell
RIELLY of Westbrook
SUPICA of Bangor
TUTTLE of Sanford
WOOD of Portland

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

Signed:

Senator:

FARRIN of Somerset

Representatives:

HARRINGTON of Sanford
KINNEY of Knox

Comes from the House with the Majority **OUGHT TO PASS AS AMENDED** Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-513)**.

Reports **READ**.

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

Bill **READ ONCE**.

Committee Amendment "A" (H-513) **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 Regarding Controlled Entry Areas within Retail Marijuana Stores"

H.P. 1050 L.D. 1434

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-514)**.

Signed:

Senators:

LUCHINI of Hancock
FARRIN of Somerset
HICKMAN of Kennebec

Representatives:

CAIAZZO of Scarborough
COREY of Windham
DOLLOFF of Milton Township
McCREIGHT of Harpswell
RIELLY of Westbrook
SUPICA of Bangor
TUTTLE of Sanford
WOOD of Portland

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

Signed:

Representative:

KINNEY of Knox

Comes from the House with the Majority **OUGHT TO PASS AS AMENDED** Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-514)**.

Reports **READ**.

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

Bill **READ ONCE**.

Committee Amendment "A" (H-514) **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 Establish the Board of Canvassers for Certifying Election Results"

H.P. 1106 L.D. 1496

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

Signed:

Senators:

LUCHINI of Hancock
HICKMAN of Kennebec

Representatives:

CAIAZZO of Scarborough

McCREIGHT of Harpswell
RIELLY of Westbrook
SUPICA of Bangor
TUTTLE of Sanford
WOOD 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-515)**.

Signed:

Senator:

FARRIN of Somerset

Representatives:

COREY of Windham
DOLLOFF of Milton Township
KINNEY of Knox

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

Reports **READ**.

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

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 Further Protect Consumers from Surprise Medical Bills
H.P. 12 L.D. 46
(C "A" H-452)

This being an Emergency Measure and having received the affirmative vote of 34 Members of the Senate, with no Senators having voted in the negative, and 34 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 Amend the Dental Practice Act To Define "Supervision" and Authorize Teledentistry

H.P. 42 L.D. 76
(C "A" H-484)

This being an Emergency Measure and having received the affirmative vote of 34 Members of the Senate, with no Senators having voted in the negative, and 34 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 Making Unified Appropriations and Allocations for the Expenditures of State Government, Highway Fund and Other Funds and Changing Certain Provisions of the Law Necessary to the Proper Operations of State Government for the Fiscal Years Ending June 30, 2021, June 30, 2022 and June 30, 2023

H.P. 117 L.D. 161
(C "A" H-467)

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

Senator **DIAMOND:** Thank you, Mr. President. Ladies and gentlemen of the Senate, very briefly. This is the highway budget and, as you would expect or might expect, there was a lot of different opinions, especially this year because we weren't able to be together as much and we spent some more time than usual and we ended up, however, because I have to thank the Republicans and Democrats on the committee, we ended up with a unanimous committee report for the budget and I really appreciate everybody's hard work and all came together and finding some common grounds. So, it was very important. Mr. President, I just want to thank everybody on both sides for putting the time in and the willingness to listen to each other. Thank you.

This being an Emergency Measure and having received the affirmative vote of 34 Members of the Senate, with no Senators having voted in the negative, and 34 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 Protect Teachers from a Decrease in Retirement Benefits Arising from the COVID-19 Pandemic

H.P. 372 L.D. 509
(C "A" H-490)

This being an Emergency Measure and having received the affirmative vote of 34 Members of the Senate, with no Senators having voted in the negative, and 34 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 Amend the Marijuana Legalization Act

H.P. 441 L.D. 605
(C "A" H-466)

This being an Emergency Measure and having received the affirmative vote of 34 Members of the Senate, with no Senators having voted in the negative, and 34 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 Ensure Continued Health-related Services for Children To Access Education

H.P. 622 L.D. 854
(C "A" H-444)

This being an Emergency Measure and having received the affirmative vote of 34 Members of the Senate, with no Senators having voted in the negative, and 34 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 Amend the Teacher Certification Statutes

H.P. 867 L.D. 1189
(C "A" H-451)

This being an Emergency Measure and having received the affirmative vote of 34 Members of the Senate, with no Senators having voted in the negative, and 34 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 Stop Perfluoroalkyl and Polyfluoroalkyl Substances Pollution

H.P. 1113 L.D. 1503
(C "A" H-432)

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

Emergency Measure

An Act Regarding the Qualifications for Licensure as a Physician or Surgeon

H.P. 1212 L.D. 1629
(C "A" H-431)

This being an Emergency Measure and having received the affirmative vote of 34 Members of the Senate, with no Senators having voted in the negative, and 34 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 Reestablish the Commission To Study College Affordability and College Completion

S.P. 108 L.D. 247
(C "A" S-202)

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

Emergency Resolve

Resolve, To Extend Funding to Maine Veterans' Homes during the COVID-19 Pandemic

H.P. 450 L.D. 614
(C "A" H-448)

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

Emergency Resolve

Resolve, To Encourage Employment in the Direct Care Workforce

H.P. 642 L.D. 886
(C "A" H-473)

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

Emergency Resolve

Resolve, Regarding Legislative Review of Portions of Chapter 570: Uniform Reporting System for Prescription Drug Price Data Sets, a Major Substantive Rule of the Maine Health Data Organization

H.P. 7 L.D. 41

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

On motion by Senator **SANBORN** of Cumberland, the Senate **SUSPENDED THE RULES**.

On further motion by same Senator, the Senate **RECONSIDERED** whereby the Bill was **PASSED TO BE ENGROSSED**, in concurrence.

On further motion by same Senator, Senate Amendment "A" (S-244) **READ** and **ADOPTED**.

PASSED TO BE ENGROSSED AS AMENDED BY SENATE AMENDMENT "A" (S-244), in NON-CONCURRENCE.

Ordered sent down forthwith for concurrence.

Acts

An Act To Reduce the Landfilling of Municipal Solid Waste
H.P. 23 L.D. 57
(C "A" H-442)

An Act To Create Appropriate Standards for the Secretary of State To Follow When Approving the Assignments of Vanity Registration Plates

S.P. 65 L.D. 130
(C "A" S-192)

An Act To Make Technical Changes to the Tax Laws
H.P. 97 L.D. 141
(C "A" H-439)

An Act To Address Licensure of Behavioral Health Practice in the State

H.P. 212 L.D. 299
(C "A" H-485)

An Act To Enact the Maine Uniform Trust Decanting Act
H.P. 306 L.D. 422
(C "A" H-445)

An Act To Allow Microgrids That Are in the Public Interest
H.P. 782 L.D. 1053
(C "A" H-425)

An Act Regarding Career and Technical Education, Adult Education and Memoranda of Understanding with Community Colleges and the University of Maine System

S.P. 340 L.D. 1072
(C "A" S-201)

An Act To Update the Statutes Governing Membership of the Board of Trustees of the Maine Veterans' Homes

S.P. 373 L.D. 1111
(C "A" S-194)

An Act To Amend the Transportation Laws

H.P. 811 L.D. 1133
(C "A" H-414)

An Act To Exempt Certain Disabled Veterans from the Motor Vehicle Excise Tax

H.P. 871 L.D. 1193
(C "A" H-437)

An Act To Implement the Recommendations of the Stakeholder Group Convened by the Emergency Medical Services' Board Related to Reimbursement Rates for Ambulance Services by Health Insurance Carriers and To Improve Participation of Ambulance Service Providers in Carrier Networks
H.P. 925 L.D. 1258
(C "A" H-486)

An Act To Maximize Service to Students by Adopting Conditional Allowances for Participation by Families of School Board Members in School Activities
H.P. 975 L.D. 1323
(C "B" H-430)

An Act To Update and Improve the MaineEARNs Database and Reconvene the State Education and Employment Outcomes Task Force
S.P. 462 L.D. 1412
(C "A" S-190)

An Act To Allow Certain Veterans' Organizations To Be Billed for Electricity Usage at the Same Rate as Residential Customers and To Require the Public Utilities Commission To Consider Rate Design Modifications
H.P. 1047 L.D. 1431
(C "A" H-427)

An Act To Update the Municipal Gigabit Broadband Network Access Fund
H.P. 1048 L.D. 1432
(C "A" H-426)

An Act To Improve the Efficiency of Certain Consumer Credit Protection Laws
H.P. 1082 L.D. 1466
(C "A" H-483)

An Act To Improve Maine's Election Laws
H.P. 1172 L.D. 1575
(C "A" H-460)

An Act To Ensure Equity in the Membership of the Marijuana Advisory Commission
H.P. 1178 L.D. 1589
(C "A" H-465)

An Act To Integrate African American Studies and the History of Genocide into the Statewide System of Learning Results
H.P. 1235 L.D. 1664
(C "A" H-424)

An Act To Support Maine Students Who Are Dependents of Current or Former Members of the Military
S.P. 557 L.D. 1705
(C "A" S-189)

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

An Act To Establish Ongoing Absentee Voting
H.P. 104 L.D. 148
(C "A" H-459)

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

An Act To Establish Semi-open Primaries
S.P. 99 L.D. 231
(C "A" S-195)

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

An Act Regarding Rural Water Districts
S.P. 106 L.D. 245
(C "A" S-198)

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

An Act To Establish a Conditional Presumption of Compensability for Certain Employees in Cases of Impairment from Hypertension or Heart Disease
S.P. 228 L.D. 575
(C "A" S-73)

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

An Act To Establish a Program To Assist Regional Firefighter Training Programs, To Provide Tax Credits to Businesses That Employ Volunteer Firefighters and Emergency Medical Services Persons and To Provide Benefits to Volunteer Firefighters and Emergency Medical Services Persons
S.P. 283 L.D. 731
(C "A" S-187)

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

An Act To Promote Public Health by Eliminating Criminal Penalties for Possession of Hypodermic Apparatuses
H.P. 732 L.D. 994
(C "A" H-240)

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

An Act To Provide Funding for the Maine Outdoor Heritage Fund Program

H.P. 750 L.D. 1012
(C "A" H-195; H "A" H-420)

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

An Act To Provide Equity in the State Income Tax Deduction for Certain Public Employees Retirement System Pensions

H.P. 898 L.D. 1227
(C "A" H-321)

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

An Act To Establish the Career Advancement and Navigation Initiative in the Department of Education To Lower Barriers to Career Advancement

H.P. 981 L.D. 1329
(C "A" H-449)

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

An Act To Provide for Exemption from the Sales Tax for Menstrual Products

H.P. 986 L.D. 1335
(C "A" H-433)

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

An Act To Provide Equity in the State Income Tax Deduction for Certain Public Employees Retirement System Pensions

S.P. 463 L.D. 1413
(C "A" S-147)

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

An Act To Improve and Modernize Home-based Care

H.P. 1148 L.D. 1543
(C "A" H-491)

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

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

H.P. 1158 L.D. 1553
(C "A" H-443)

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

An Act To Require the State To Divest Itself of Assets Invested in the Fossil Fuel Industry

H.P. 65 L.D. 99
(C "A" H-337)

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

Senator **BENNETT:** Thank you, Mr. President. I rise to speak on item 7-15 if that is appropriate at this time.

THE PRESIDENT: The Senator may proceed.

Senator **BENNETT:** Thank you, Mr. President. The other day we debated this bill and the item that's listed as 7-22, both divestment bills directing Maine PERS to act in a certain way with respect to certain investments held there. I believe that some of the debate that was offered, frankly, stretched the truth a bit and so I wanted to speak on this again. I've heard, like many of you, from a large number of constituents and stakeholders who've been led to believe that these bills actually do something that they don't do. The titles of these bills are simply false. I sympathize with the goals of these bills but I think it's very unfortunate that we would pass the political responsibility for dealing with the veracity of these measures onto the Maine PERS Board and simply walk away from our responsibilities to enact faithful, honest legislation. I took the time yesterday to correspond with the Executive Director of Maine PERS, Sandy Matheson, who has served faithfully in the office for many years. In my private sector work I've had a chance to work with Sandy in my work in corporate governance and social responsibility. I actually volunteered my time when I was not a Senator to help set up the ESG Task Force which has brought together a lot of the information that Maine PERS is now using to invigorate its social responsibility program there, and they're doing great work and they're very well intentioned. Sandy is going to be retiring soon and I just want to take this opportunity in passing to say thank you, Sandy, for your service and thank you for doing such great work, always faithful to the public purpose for the people of Maine. I asked her three questions in writing and she gave me three answers, and I want it to be abundantly clear to those of us in the Senate what we are actually voting for and what we're not voting for so that we take the responsibility for the lack of honesty imbedded in these two bills. The first question I asked is: what is the assessment of Maine PERS on the statutory authority that L.D.s 99 and 319 will assert with respect to Article 9, Section 18 of the Maine Constitution, which I quoted yesterday?

THE PRESIDENT: Senator Bennett, would you address your comments to the Chair and try not to impugn anyone's integrity on what was actually in a bill or not.

Senator **BENNETT**: Mr. President, I will do that. I've always tried to be faithful to that and I am just simply recognizing the title of the bill and I'll present information that the title of the bill does not do what is promised.

THE PRESIDENT: Just, for the record, when you bring up someone lying that certainly seems to impugn the character of someone in the Chamber.

Senator **BENNETT**: I apologize to anybody that may have taken it that way. That was not my intent. I am talking about the bill, not the motivations or intentions of any member of the Chamber.

THE PRESIDENT: The Senator may proceed.

Senator **BENNETT**: Thank you. I asked again the question: what is the assessment of Maine PERS on the statutory authority that L.D.s 99 and 319 will assert with respect to Article 9, Section 18 of the Maine Constitution. Can the Legislature assert investment mandates on Maine PERS? Her answer: and I quote, 'The Legislature cannot assert investment mandates on Maine PERS under the Constitution. That is why L.D. 99 and 319 included fiduciary exceptions.' Second question: do L.D.s 99 and 319, if enacted in their current form as engrossed, require Maine PERS to divest of any assets? The answer: 'Under the Maine Constitution,' she writes, 'Maine PERS cannot be required to divest. Maine PERS may divest when it is in the best financial interest of its members.' Final question: I said, if not, to the previous question, what other prospects for divestment of assets relating to fossil fuels and for-profits prisons under the exercise of the fiduciary duties of Maine PERS as they currently exist? The answer: 'Wholesale divestment will not occur because the Constitution requires acting in the best financial interest of members. Divesting categorically, such as contained in L.D.s 99 and 319, that is fossil fuels or prisons, does not allow for financial analysis.' She continues: 'What many people do not appreciate is that most Maine PERS investments that have a fossil fuel component are primarily composed of non-fossil fuel investments. Divesting, therefore, would create a situation where Maine PERS would be selling unrelated profitable investment components, including renewable energy, at a loss. This would not make sense and would not be consistent with fiduciary duty nor would it meet the spirit of L.D. 99. Our investments in private prison,' she continues, 'fall far below diminutive at less than \$250,000 or .000014 of our \$17.7 billion portfolio.' This bill represents a sadly political response to a need being expressed by stakeholders that says that Legislators can pass a bill which says Maine PERS shall divest while also trying to have it both ways in saying that subject to their fiduciary duties. We, of course, have in our power to pass any statute we want. We can say that this bill is a divestment bill, but it is not a divestment bill and I want to alleviate the burden on the Board of Directors of Maine PERS to have to answer the question from stakeholders about why they did not divest when they were told to. Thank you, Mr. President. I ask for the yeas and nays.

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 Cumberland, Senator Breen.

Senator **BREEN**: Mr. President, I rise to pose a question through the Chair.

THE PRESIDENT: The Senator from Cumberland can pose her question.

Senator **BREEN**: Mr. President, can you tell me how many times a bill title has remained the same as when the bill was submitted but the bill language changed in the committee process before it landed in the Chamber for a final vote?

THE PRESIDENT: The Senator from Cumberland, Senator Breen, has posed a question I believe to the Chair and maybe anyone else, but in this Senator's experience that has changed an awful lot. I would say very frequently. I think to some people's chagrin, bills that they've actually brought into committee actually ended up doing the exact opposite of what the bill was intended for and what the title said. The Chair recognizes the Senator from Sagadahoc, Senator Vitelli.

Senator **VITELLI**: Thank you, Mr. President. I rise not to discuss the title of these bills but rather to just report on what I heard Sandy Matheson say when she addressed us in our caucus the other day which is that, in fact, the Maine PERS is already going in the direction of divesting, if you will, from fossil fuel companies in their investment portfolio and she felt comfortable that as long as the fiduciary language which is in the bill, both bills, remains there that she can fulfill her duties and preserve the assets of all the people of Maine who rely on that fund for their retirement. Thank you, Mr. President.

THE PRESIDENT: The pending question before the Senate is Enactment of L.D. 99. Is the Senate ready for the question?

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

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#313)

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

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

EXCUSED: Senators: LIBBY, ROSEN

18 Senators having voted in the affirmative and 15 Senators having voted in the negative, with 2 Senators being excused, was **PASSED TO BE ENACTED** and, having been signed by the President, was presented by the Secretary to the Governor for approval.

An Act To Promote Socially Responsible Investing by the Maine Public Employees Retirement System by Prohibiting Investment in For-profit Prisons

H.P. 223 L.D. 319
(C "A" H-233)

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

Senator **BENNETT:** Thank you, Mr. President. With respect to item 7-22, whose title has been amended to read An Act To Promote Socially Responsible Investing by the Maine Public Employees Retirement System by Prohibiting Investment in For-profit Prisons, an amended title, I ask for the yeas and nays.

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

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#314)

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

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

EXCUSED: Senator: ROSEN

19 Senators having voted in the affirmative and 15 Senators having voted in the negative, with 1 Senator being excused, was **PASSED TO BE ENACTED** and, having been signed by the President, was presented by the Secretary to the Governor for approval.

Resolves

Resolve, To Require a Review of Property Tax Assessment of Energy Efficiency Improvements

H.P. 132 L.D. 179
(C "A" H-438)

Resolve, Directing the Department of Education To Develop a Process for the Consideration and Implementation of Changes to Mandated Instruction or Training for Students

H.P. 194 L.D. 278
(C "A" H-450)

Resolve, Directing the Maine Public Employees Retirement System To Convene a Working Group To Investigate Public Pension Options

S.P. 366 L.D. 1105

Resolve, To Analyze the Impact of Sea Level Rise

H.P. 1169 L.D. 1572
(C "A" H-480)

Resolve, To Strengthen Maine's Workforce by Expanding English Language Acquisition and Workforce Training Programs

H.P. 1253 L.D. 1684
(C "A" H-423)

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

Resolve, To Improve Air Quality and Ventilation in Maine's Public Schools

H.P. 517 L.D. 705
(C "A" H-455)

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

Resolve, Directing the Department of Education To Study Disciplinary Policies

H.P. 652 L.D. 896
(C "A" H-458)

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

Resolve, To Require Continued MaineCare Reimbursement to Nursing Facilities for Bed Hold Days during Hospitalizations and Therapeutic Leaves of Absence

H.P. 875 L.D. 1197
(C "A" H-446)

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

Resolve, Directing the Department of Education To Study the Use of Homework in Public Schools

H.P. 1017 L.D. 1383
(C "A" H-456)

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

Resolve, Directing the Department of Education To Conduct an Analysis of Representation on Educational Boards
H.P. 1025 L.D. 1391
(C "A" H-457)

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

Resolve, Regarding Reimbursement for Providing Inpatient Care to Individuals with Acute Mental Health Care Needs
H.P. 1086 L.D. 1470
(C "A" H-447)

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

Resolve, To Study and Recommend Improvements to Maine's Dam Safety

H.P. 1102 L.D. 1488
(H "A" H-470 to C "A" H-436)

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

Resolve, To Establish an Advisory Panel To Study the Implications of Genome-editing Technology for the Citizens of the State

H.P. 1190 L.D. 1601
(C "A" H-413)

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

House

Ought to Pass As Amended

The Committee on **EDUCATION AND CULTURAL AFFAIRS** on Bill "An Act To Address Issues in Funding Prekindergarten Programs"

H.P. 91 L.D. 135

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-496)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-496)**.

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

Bill **READ ONCE**.

Committee Amendment "A" (H-496) **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 **ENERGY, UTILITIES AND TECHNOLOGY** on Bill "An Act To Create the Belgrade Water District" (EMERGENCY)

H.P. 1281 L.D. 1731

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-517)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-517)**.

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

Bill **READ ONCE**.

Committee Amendment "A" (H-517) **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 **ENVIRONMENT AND NATURAL RESOURCES** on Bill "An Act To Investigate Perfluoroalkyl and Polyfluoroalkyl Substance Contamination of Land and Groundwater"

H.P. 1189 L.D. 1600

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-494)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-494)**.

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

Bill **READ ONCE**.

Committee Amendment "A" (H-494) **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 Implement the Recommendations of the Committee To Study the Feasibility of Creating Basic Income Security"
H.P. 1192 L.D. 1603

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-495)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-495)**.

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

Bill **READ ONCE**.

Committee Amendment "A" (H-495) **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 Fairness in Communications from Pharmacy Benefits Managers"
H.P. 1066 L.D. 1450

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-493)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-493)**.

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

Bill **READ ONCE**.

Committee Amendment "A" (H-493) **READ** and **ADOPTED**, in concurrence.

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

The Committee on **INNOVATION, DEVELOPMENT, ECONOMIC ADVANCEMENT AND BUSINESS** on Bill "An Act To Require Vehicle Safety within the Funeral Industry"
H.P. 889 L.D. 1214

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-516)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-516)**.

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

Bill **READ ONCE**.

Committee Amendment "A" (H-516) **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 **STATE AND LOCAL GOVERNMENT** on Bill "An Act Regarding Winter Maintenance on Private Roads in the Town of Windham"
H.P. 1278 L.D. 1723

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-503)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-503) AS AMENDED BY HOUSE AMENDMENT "A" (H-526)** thereto.

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

Bill **READ ONCE**.

Committee Amendment "A" (H-503) **READ**

House Amendment "A" (H-526) to Committee Amendment "A" (H-503) **READ** and **ADOPTED**, in concurrence.

Committee Amendment "A" (H-503) as Amended by House Amendment "A" (H-526) thereto, **ADOPTED**, in concurrence.

Under suspension of the Rules, **READ A SECOND TIME** and **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-503) AS AMENDED BY HOUSE AMENDMENT "A" (H-526)** thereto, in concurrence.

The Committee on **TAXATION** on Bill "An Act To Create an Access to Justice Income Tax Credit"
H.P. 724 L.D. 978

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-497)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-497)**.

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

Bill **READ ONCE**.

Committee Amendment "A" (H-497) **READ** and **ADOPTED**, in concurrence.

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

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

PAPERS FROM THE HOUSE

Non-Concurrent Matter

An Act To Make Election Day a State Holiday
H.P. 202 L.D. 286

In Senate, May 19, 2021, the Majority **OUGHT NOT TO PASS** Report **READ** and **ACCEPTED**, in **NON-CONCURRENCE**.

Comes from the House, the Minority **OUGHT TO PASS AS AMENDED** Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-39) AND HOUSE AMENDMENT "A" (H-492)**, in **NON-CONCURRENCE**.

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

Sent down for concurrence.

Non-Concurrent Matter

An Act To Provide Transparency Regarding State Contracts during a State of Emergency
S.P. 280 L.D. 729
(S "A" S-197)

In Senate, June 8, 2021, the Minority **OUGHT TO PASS** Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED** by Senate Amendment "A" (S-197)

Comes from the House, the Majority **OUGHT NOT TO PASS** Report **READ** and **ACCEPTED**, in **NON-CONCURRENCE**.

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

On motion by Senator **BENNETT** of Oxford, the Senate **INSISTED** and **ASKED FOR A COMMITTEE OF CONFERENCE**.

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 **INNOVATION, DEVELOPMENT, ECONOMIC ADVANCEMENT AND BUSINESS** on Bill "An Act To Create the Small Business Capital Savings Account Program"

S.P. 537 L.D. 1650

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

Signed:

Senators:
CYRWAY of Kennebec
LUCHINI of Hancock

Representatives:
ANDREWS of Paris
AUSTIN of Gray
BERNARD of Caribou
COLLAMORE of Pittsfield
DUCHARME of Madison

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

Signed:

Senator:
CURRY of Waldo

Representatives:
ROBERTS of South Berwick
BAILEY of Gorham
GEIGER of Rockland
HASENFUS of Readfield
PEBWORTH of Blue Hill

Reports **READ**.

On motion by Senator **CURRY** of Waldo, the Minority **OUGHT NOT TO PASS** Report **ACCEPTED**.

On motion by Senator **STEWART** of Aroostook the Senate **RECONSIDERED** whereby it **ACCEPTED** 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 apologize. I had my button pressed. I'm standing in opposition to the pending motion today. This bill is my bill. I sponsored L.D. 1650 which is An Act to Create a Small Business Capital Savings Account Program. So, a little bit about what this bill does. The idea here is that in the staple industries of farming, fishing, and forestry there are what we commonly refer to as good years and bad years, like there are with any business, but in those good years of these small businesses were able to retain the earnings that they had, roll them into the following subsequent years, without paying taxes on them then. They would then be able to utilize those funds to later purchase capital equipment in order to strengthen the likelihood of the business surviving through those tougher

times. In talking with a number of stakeholders on this bill, I've actually worked on this issue for about three years at this point and have had many, many, many stakeholder conversations with folks in those key industries as well as within different positions in state government. We narrowed the scope of the bill substantially. The bill now would only apply to 30 businesses throughout Maine, ten within each of those staple industries of farming, fishing, forestry. In everybody's district here you've got at least one of those key industries, I would bet dollars to donuts on. So, if the narrowness of the bill isn't enough for you, there's also a sunset provision baked in and this program will sunset a couple years after it has begun. Really the point here is to be able to gather data on what small businesses in Maine, particularly in our staple industries that are the backbone of our economy and our GDP, what sort of tax system is most beneficial to those businesses so they continue to make jobs, employ our constituents, and put food on the table of the folks that we represent. With that, I would request that there be a roll call and I would request that pending motion be rejected. Thank you, Mr. President.

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

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

Senator **LIBBY:** Thank you, Mr. President. Men and women of the Senate, I rise in support of the pending motion and the Ought Not to Pass Report for this bill. I certainly appreciate the interest of the sponsor in trying to address concerns of some of our heritage industries that do struggle to stay afloat in low times in our economy. However, I just note three areas where the Senate might consider this solution as divided as problematic. One is a policy concern. One is a practical concern. One is a fairness concern. The policy concern is that Maine has spent quite a bit of time and effort in the last several years to develop tax incentives to help businesses invest in capital equipment. A few years ago, to match changes at the federal level, Maine devised the Maine Capital Investment Credit, a fairly easy credit for any business in Maine to use, to be able to realize some tax benefit for making investments in their capital equipment that flows from the federal bonus depreciation system so it's very seamless. It's easy for businesses to use. It's easy for accountants to track. So, in that sense, from a policy perspective, I don't really know what else this program is bringing to the table. From a practical concern, we heard that Maine Revenue Services, that has weighed in on this bill in the past and has done so presently, in creating a program like this there would be a mismatch with the federal tax code. These set-asides would be State tax free but they would still be taxable at the federal level and, basically, the MRS and DAFS implied to us what good accountant would recommend a business use this new program with that mismatch. It creates quite an administrative nightmare for them. Then the final concern I'd note is that of fairness. As the Senator from Aroostook noted, this program would be offered to 30 businesses in a state of, I think, well over 20,000 businesses, so you can imagine the folks that might get entered into this program are the most well-connected, those with ties to this building, because they're likely the only businesses that are going to be aware we're even taking this action to establish such a program. So, I do think there's a fairness issue there as well. For those reasons, I'd ask that we

oppose the pending motion - support the pending motion and oppose the bill. Thank you, Mr. President.

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

Senator **SANBORN:** Thank you, Mr. President. I rise only briefly to note that the program's goal of the Maine Capital Investment Credit is to encourage businesses to expedite purchases of qualifying business property in Maine. This bill incentivizes businesses to postpone purchases of qualified business property in Maine and so we would be enacting a tax program for 30 businesses that is directly at odds with another program that's meant to incentivize capital expenditures. To just respond to my good friend from Aroostook's comment about good years and bad years, the Maine Capital Investment Credit allows you to carry forward your credits and so you're able to take them against your good years in the future after you've bought that good equipment to make sure you have a good year in the future. Thank you, Mr. President.

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 Aroostook, Senator Stewart.

Senator **STEWART:** Thank you, Mr. President. I did hit my button to just bring that point up about the roll call, but that's been taken care of. While I'm up, I will address just a couple of points that have been made. At the public hearing there was no opposition to this bill. Subsequently, DAFS did come forward with some concerns which we feel, as did the stakeholders in support of this bill, namely those representing those key industries, that they have been addressed. In the end, I'd like to remind this Body that some of those points which the good Senator from Androscoggin brought up, particularly in the latter, that it's a small program. Specifically, it's a small program because it's a pilot in order to determine some of those other questions he had raised previously and this was the only way that we felt as though we could actually move it forward, that we limited the scope and the duration of the program purely to get some more information and so, in trying to make everybody happy on this one, you know, we've ended up where we are now, with the limited nature of it. Certainly not intended to be favoring any one business or put claim on any sort of political nepotistic games in that regards. So, I want to make sure that that is on the record, as certainly not a goal of this program if it were to be enacted. Thank you.

THE PRESIDENT: The pending question before the Senate is Acceptance of the Minority Ought Not to Pass Report. Is the Senate ready for the question?

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#315)

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

NAYS: Senators: BENNETT, BLACK, CURRY, CYRWAY, DAVIS, FARRIN, GUERIN, HICKMAN, KEIM, LUCHINI, MAXMIN, MOORE, POULIOT, STEWART, TIMBERLAKE, WOODSOME

EXCUSED: Senator: ROSEN

18 Senators having voted in the affirmative and 16 Senators having voted in the negative, with 1 Senator being excused, the motion by Senator **CURRY** of Waldo to **ACCEPT** the Minority **OUGHT NOT TO PASS** Report **PREVAILED**.

Sent down for concurrence.

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

REPORTS OF COMMITTEES

Senate

Ought to Pass As Amended

Senator RAFFERTY for the Committee on **EDUCATION AND CULTURAL AFFAIRS** on Bill "An Act To Increase High School Graduation Rates for Students Experiencing Education Disruption"

S.P. 424 L.D. 1318

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.

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

House

Divided Report

The Majority of the Committee on **AGRICULTURE, CONSERVATION AND FORESTRY** on Bill "An Act To Clarify the Law Enforcement Powers of the Bureau of Parks and Lands" H.P. 484 L.D. 657

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-518)**.

Signed:

Senators:

DILL of Penobscot
BLACK of Franklin

Representatives:

BERNARD of Caribou
GIFFORD of Lincoln
HALL of Wilton
LANDRY of Farmington
McCREA of Fort Fairfield
SKOLFIELD of Weld
UNDERWOOD of Presque Isle

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

Signed:

Senator:

MAXMIN of Lincoln

Representatives:

O'NEIL of Saco
OSHER of Orono
PLUECKER of Warren

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

Reports **READ**.

On motion by Senator **DILL** of Penobscot, the Majority **OUGHT TO PASS AS AMENDED** Report **ACCEPTED, NON-CONCURRENCE**

Bill **READ ONCE**.

Committee Amendment "A" (H-518) **READ** and **ADOPTED**.

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 **AGRICULTURE, CONSERVATION AND FORESTRY** on Bill "An Act To Establish the Maine Forest Advisory Board"

H.P. 1154 L.D. 1549

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

Signed:

Senator:

BLACK of Franklin

Representatives:

BERNARD of Caribou
GIFFORD of Lincoln
HALL of Wilton
LANDRY of Farmington
SKOLFIELD of Weld
UNDERWOOD of Presque Isle

The Minority of the same Committee on the same subject reported that the same **Ought To Pass as Amended by Committee Amendment "A" (H-519)**.

Signed:

Senators:

DILL of Penobscot
MAXMIN of Lincoln

Representatives:

O'NEIL of Saco
McCREA of Fort Fairfield
OSHER of Orono
PLUECKER of Warren

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

Reports **READ**.

Senator **DILL** of Penobscot moved the Senate **ACCEPT** the Minority **OUGHT TO PASS AS AMENDED** Report, **NON-CONCURRENCE**.

On motion by Senator **VITELLI** of Sagadahoc, **TABLED** until Later in Today's Session, pending the motion by Senator **DILL** of Penobscot **ACCEPT** the Minority **OUGHT TO PASS AS AMENDED** Report, **NON-CONCURRENCE**.

Divided Report

The Majority of the Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY** on Bill "An Act To Amend the Child Endangerment Laws To Include Certain Unauthorized Access to a Loaded Firearm"

H.P. 564 L.D. 759

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-292)**.

Signed:

Senators:

DESCHAMBAULT of York
LAWRENCE of York

Representatives:

WARREN of Hallowell
LOOKNER of Portland
MORALES of South Portland
PLUECKER of Warren
RECKITT of South Portland
SHARPE of Durham

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

Signed:

Senator:

CYRWAY of Kennebec

Representatives:

COSTAIN of Plymouth
NEWMAN of Belgrade
PICKETT of Dixfield
RUDNICKI of Fairfield

Comes from the House with the Majority **OUGHT TO PASS AS AMENDED** Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-292)**.

Reports **READ**.

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

Divided Report

The Majority of the Committee on **EDUCATION AND CULTURAL AFFAIRS** on Bill "An Act To Ensure Student Success"

H.P. 176 L.D. 255

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-504)**.

Signed:

Senators:

RAFFERTY of York
DAUGHTRY of Cumberland
WOODSOME of York

Representatives:

BRENNAN of Portland
CROCKETT of Portland
DODGE of Belfast
LYMAN of Livermore Falls
McCREA of Fort Fairfield
MILLETT of Cape Elizabeth
ROCHE of Wells
SALISBURY of Westbrook
STEARNS of Guilford

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

Signed:

Representative:

SAMPSON of Alfred

Comes from the House with the Majority **OUGHT TO PASS AS AMENDED** Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-504)**.

Reports **READ**.

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

Bill **READ ONCE**.

Committee Amendment "A" (H-504) **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 **EDUCATION AND CULTURAL AFFAIRS** on Bill "An Act To Improve Operations at the Department of Education"

H.P. 270 L.D. 386

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-506)**.

Signed:

Senators:

RAFFERTY of York
DAUGHTRY of Cumberland
WOODSOME of York

Representatives:

BRENNAN of Portland
CROCKETT of Portland
DODGE of Belfast
McCREA of Fort Fairfield
MILLETT of Cape Elizabeth
SALISBURY of Westbrook

STEARNS of Guilford

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

Signed:

Representatives:

LYMAN of Livermore Falls
ROCHE of Wells
SAMPSON of Alfred

Comes from the House with the Majority **OUGHT TO PASS AS AMENDED** Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-506)**.

Reports **READ**.

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

Bill **READ ONCE**.

Committee Amendment "A" (H-506) **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 Allow a Customer with a Net Energy Billing Arrangement To Annually Donate Any Unused Kilowatt-hour Credits"

H.P. 763 L.D. 1025

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-509)**.

Signed:

Senator:

VITELLI of Sagadahoc

Representatives:

BERRY of Bowdoinham
CUDDY of Winterport
GROHOSKI of Ellsworth
KESSLER of South Portland
WOOD of Portland
ZEIGLER of Montville

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

Signed:

Senator:

STEWART of Aroostook

Representatives:

CARLOW of Buxton
FOSTER of Dexter
WADSWORTH of Hiram

Comes from the House with the Majority **OUGHT TO PASS AS AMENDED** Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-509)**.

Reports **READ**.

Senator **LAWRENCE** of York moved the Senate **ACCEPT** the Majority **OUGHT TO PASS AS AMENDED** 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 Chair noted the absence of the Senator from Kennebec, Senator **HICKMAN**, and further excused the same Senator from today's Roll Call votes.

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#316)

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

NAYS: Senators: None

EXCUSED: Senators: HICKMAN, ROSEN

33 Senators having voted in the affirmative and no Senators having voted in the negative, with 2 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-509) **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 Ensure Parents' Access to Their Minor and Adult Children with Special Needs" (EMERGENCY) H.P. 739 L.D. 1001

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

Signed:

Senators:
CLAXTON of Androscoggin
BALDACCI of Penobscot

Representatives:

MEYER of Eliot
CRAVEN of Lewiston
MADIGAN of Waterville
MELARAGNO of Auburn
PERRY of Calais
STOVER of Boothbay
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-529)**.

Signed:

Senator:
MOORE of Washington

Representatives:

CONNOR of Lewiston
GRIFFIN of Levant
JAVNER of Chester

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

Reports **READ**.

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

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

Senator **CLAXTON:** Thank you, Mr. President. All of us have had challenging bills to address in committee and also in the Chamber and I want to start by recognizing that this bill originated from the concerns of parents who felt that they were, that their children with intellectual and developmental disabilities or autism were not getting access to the kind of support they needed. So, this came from a place of a big heart and in many ways is hard not to support. The issue that influenced most of us to vote against this were several, but before that I want to review how complicated the course was in the committee. We voted on the first consideration of this bill to pass the bill 7 - 6. At some point

over the next week or two several people approached me about whether reconsideration might be possible or whether they should just change their vote on the Floor. I told them both were actions and they asked if we would reconsider. That same day we reconsidered two bills, one from a Democrat and one from a Republican. This was one of the bills that we reconsidered. On reconsideration the Ought Not to Pass vote was nine and the Ought to Pass as Amended was four, flipping the bill on the vote. The reason most of us on the Majority side landed on Ought Not to Pass was that this bill puts into law a pretty inflexible standard for accessing people in nursing homes, group homes, and in the hospital that may not be applicable to the next public health emergency or the one after that or the particular circumstances of the community in which these folks were living at the time with their disabilities. That lack of flexibility was what led to hospitals systems oppose this bill because it took away some of their flexibility to assure safe visitation and removed their clinical and administrative options for protecting their other patients. It also created the very awkward circumstance that our laws might not match federal laws and that these facilities would need to be choosing between compliance with federal regulations or state regulations and that was another reason. The final piece was that there was some concerns about how access was defined and was it spontaneous, was it scheduled, was it in-person, or was it video. So, again, there were technical issues that made this bill hard to support. The underlying humanity of it, though, made it easier to support and the outcome was that this is not good law. It's good intent and for that reason we voted Ought Not to Pass.

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

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

Senator **MOORE:** Thank you very much, Mr. President. I really appreciate Senator Claxton explaining and going through the procedure because it was quite drawn out and it was quite emotional going back and forth as it was. The only thing I wanted to add to what he mentioned was that, sadly, the sponsor of the bill, who was also a member of our committee, was one of the ones that was reassigned and was not allowed to be on the committee and, as a result of that, was not able to even plead his case as far as keeping the bill. So, I just wanted to bring that up and bring that forward. Thank you, Mr. President.

THE PRESIDENT: The pending question before the Senate is Acceptance of the Majority Ought Not to Pass Report. Is the Senate ready for the question?

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#317)

YEAS: Senators: BAILEY, BALDACCI, BREEN, BRENNER, CARNEY, CHIPMAN, CLAXTON, DAUGHTRY, DESCHAMBAULT, DIAMOND, LAWRENCE, LIBBY, LUCHINI, RAFFERTY, SANBORN, VITELLI, PRESIDENT JACKSON

NAYS: Senators: BENNETT, BLACK, CURRY, CYRWAY, DAVIS, DILL, FARRIN, GUERIN, HICKMAN, KEIM, MAXMIN, MIRAMANT, MOORE, POULIOT, STEWART, TIMBERLAKE, WOODSOME

EXCUSED: Senator: ROSEN

17 Senators having voted in the affirmative and 17 Senators having voted in the negative, with 1 Senator being excused, the motion by Senator **CLAXTON** of Androscoggin to **ACCEPT** the Majority **OUGHT NOT TO PASS** Report, in concurrence, **FAILED**.

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

Bill **READ ONCE**.

Committee Amendment "A" (H-529) **READ** and **ADOPTED**.

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

Ordered sent down forthwith for concurrence.

ORDERS OF THE DAY

The Chair laid before the Senate the following Tabled and Later Assigned (6/2/21) matter:

HOUSE REPORTS - from the Committee on **LABOR AND HOUSING** on Bill "An Act To Set a Minimum Wage for School Support Staff"

H.P. 539 L.D. 734

Majority - **Ought to Pass as Amended by Committee Amendment "A" (H-135)** (8 members)

Minority - **Ought Not to Pass** (4 members)

Tabled - June 2, 2021 by Senator **HICKMAN** of Kennebec

Pending - motion by same Senator to **ACCEPT** the Majority **OUGHT TO PASS AS AMENDED** Report in concurrence

(In House, May 19, 2021, the Majority **OUGHT TO PASS AS AMENDED** Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-135)**.)

(In Senate, June 2, 2021, Reports **READ**.)

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

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#318)

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

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

EXCUSED: Senator: ROSEN

20 Senators having voted in the affirmative and 14 Senators having voted in the negative, with 1 Senator being excused, the motion by Senator **HICKMAN** of Kennebec to **ACCEPT** the Majority **OUGHT TO PASS AS AMENDED** Report, in concurrence, **PREVAILED**.

Bill **READ ONCE**.

Committee Amendment "A" (H-135) **READ** and **ADOPTED**, in concurrence.

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

The Chair laid before the Senate the following Tabled and Later Assigned (6/9/21) matter:

SENATE REPORTS - from the Committee on **VETERANS AND LEGAL AFFAIRS** on Bill "An Act Regarding Campaign Finance Reform"

S.P. 467 L.D. 1417

Majority - **Ought to Pass as Amended by Committee Amendment "A" (S-210)** (8 members)

Minority - **Ought Not to Pass** (5 members)

Tabled - June 9, 2021 by Senator **LUCHINI** of Hancock

Pending - **ACCEPTANCE OF EITHER REPORT**

Senator **LUCHINI** of Hancock moved the Senate **ACCEPT** the Majority **OUGHT TO PASS AS AMENDED** Report.

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

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

Senator **MAXMIN:** Thank you, Mr. President. I rise in support of the pending motion. Before I was a legislator I was a constituent and all I saw when I looked at politics was money and being in here I know that it's much more complicated than that but the presence of money and donors is very prevalent in this space and I believe a representative democracy should represent our people, our constituents, and not our donors. That's why I support this bill. It's a step that way. A few facts. The National Conference of State Legislators reports that 22 other states already prohibit corporate contributions to political campaigns. They're already banned at the federal level. More than one-third of the money raised by legislator-controlled PACs in Maine came from corporate sources and a majority of spending in the 2020 cycle came from corporate contributions. In my view, less corporate money in our campaigns means more voice for the people and that's something that I stand behind. Thank you.

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

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#319)

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

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

EXCUSED: Senator: ROSEN

24 Senators having voted in the affirmative and 10 Senators having voted in the negative, with 1 Senator being excused, the motion by Senator **LUCHINI** of Hancock to **ACCEPT** the Majority **OUGHT TO PASS AS AMENDED** Report **PREVAILED**.

Bill **READ ONCE**.

Committee Amendment "A" (S-210) **READ**.

On motion by Senator **LUCHINI** of Hancock, Senate Amendment "A" (S-233) to Committee Amendment "A" (S-210) **READ**.

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

Senator **LUCHINI:** Thank you, Mr. President. Mr. President, ladies and gentlemen of the Senate, just to quickly describe this amendment. First, it just adds a delayed effective date to January 1, 2023. That was - I accidentally left that off in committee and it's to make sure we give sufficient time for rule making and to make any program or software changes into the system, and we

don't typically change campaign finance rules midway through an election. Also, one other technical fix of a wording error that I made in the draft. So, thank you for your consideration.

On motion by Senator **LUCHINI** of Hancock, Senate Amendment "A" (S-233) to Committee Amendment "A" (S-210) **ADOPTED**.

Committee Amendment "A" (S-210) as Amended by Senate Amendment "A" (S-233) thereto, **ADOPTED**.

Under suspension of the Rules, **READ A SECOND TIME** and **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-210) AS AMENDED BY SENATE AMENDMENT "A" (S-233)** thereto.

Ordered sent down forthwith for concurrence.

The Chair laid before the Senate the following Tabled and Later Today Assigned matter:

An Act To Establish the Maine Forest Advisory Board
H.P. 1154 L.D. 1549

Majority - **Ought Not to Pass** (7 members)

Minority - **Ought To Pass as Amended by Committee Amendment "A" (H-519)** (6 members)

Tabled - June 10, 2021 by Senator **VITELLI** of Sagadahoc

Pending - motion by Senator **DILL** of Penobscot **ACCEPT** the Minority **OUGHT TO PASS AS AMENDED** Report, **NON-CONCURRENCE**

(In House, June 10, 2021, the Majority **OUGHT NOT TO PASS** Report **READ** and **ACCEPTED**.)

(In Senate, June 10, 2021, Reports **READ**.)

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

The President took a seat on the Floor.

The Senate was called to order by President Pro Tem **ELOISE A. VITELLI** of Sagadahoc County.

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

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

Senator **BENNETT:** Thank you, Madame President. This bill before us creates the Maine Forest Advisory Board to advise the Department of Agriculture, Conservation, and Forestry and the Bureau of Forestry. The board will consist of 18 individuals, each having a unique interest in how Maine maintains our forests. The board will be tasked with advising the Bureau on conditions and trends in the forest, facilitating dialogue among diverse interests, and promoting cooperation among state agencies, among other duties. On another bill relating to our forest more than 50 years ago Senator Horace Hildreth of Cumberland on June 13, 1967 spoke this here in this Chamber. He said, 'You must realize that within four hours drive from here live nearly 40 million people who each year have more and more spare time, who each year are earning more and more money, and who each year are looking for places to go, and where are they going to go? If they're interested in the outdoors, they're going to be interested in coming to Maine. Don't you think it would make some sense for the state of Maine for once to look ahead to what our problem is going to be and try and do something about it.' I have to say that engaging in ongoing dialogue about one of Maine's most critical and important assets is proactive, it's prudent, and it's practical. I believe the formation of this board will allow for a better means of mediating issues relating to the Maine forests, which I hope results in fewer issues coming here before the Legislature. In my career as a businessman and in my service as a legislator, I've always found that promoting dialogue and finding common ground is the best way to solve problems. Too often, when the issues reach the level of the Legislature, differences become battle lines and resolution becomes difficult. Forestry advisory boards like this one proposed work well in 15 other states. I believe the creation of this board in Maine will help foster conversation and compromise where possible. I encourage you to vote for the pending motion.

THE PRESIDENT PRO TEM: The Chair recognizes the Senator from Aroostook, Senator Jackson.

Senator **JACKSON:** Thank you, Madame President. I've got to say, Senator Bennett keeps me guessing but I am very, very pleased to stand up behind him in what he so eloquently put my thoughts in much better words. You know, this is an interesting issue right here for me. You know, the Representative O'Neil from the House actually has this bill and brought it forward and after all the time that I spent here in the Legislature I never really considered this and I was actually really pleased that she brought it forward and, the truth be told, I, you know, did make some suggestions of people that I thought would be good on it. But the idea really means a lot to me. You know, I think what Senator Bennett just said is exactly the point. You know, we have Inland, Fisheries, and Wildlife Advisory Council, you have Marine Resources Advisory Council, you have an HIV Advisory Council. We have all these councils that are, I believe, I mean I've watched many of these councils bring forward issues that are important for the people that was affected and to not have a Forestry Advisory Council is really dumbfounding to me that we don't do that. I mean, it's just shocking to me that I missed it, you know, for all the things that I've had to deal with in the Legislature on this issue and I think back, you know, Senator Bennett talked about, you know, 50 years ago. I think back to former-Representative Senator Doug Smith in Piscataquis County, who was down here during the enactment of the major fight for what we commonly refer to as the 14 day rule. The 14 day rule, loggers

are paid on a pre-weight basis and consistently, you know, wood sits for months, sometimes years, and dries out and, because of that, loggers fought down in these halls, before my time, to have the State enact a program that said that within 14 days you could ask for a scale from the State scaler and get paid. You know, when I served on the Ag Committee we asked the ACF Committee, you know, how often is that used? It hasn't been used for at least the last 4 years and you know why, because people are afraid to put a target on their back. Another bill that we heard from the committee, many of the members are in here that serve with me on the ACF Committee, brought forward was a bill and it was so insane that it even had to be asked for, but if you were a logging contractor and you asked what you were being paid to cut or haul lumber in the state of Maine that the landowner had to tell you what you were going to get paid. Now what kind of foolishness is that? Seriously, that you couldn't find out what you were actually getting paid to work for. I know many of the committee members at that time, ACF Committee, were floored by even the suggestion that something like that happens and, by gosh, landowners came down, all kinds of them. I remember being out in the hall with seven or eight of them around me, telling me how this was the end of the world and all that. In that committee, Republicans and Democrats actually voted unanimously to support that bill because how could you not and, as great as my relationship was with the former Governor, he actually let that bill go into effect without signing it. You know how many people used that law since we enacted it, even though it was asked for by many people, asked for by some of the logging community that frequently tell us today? Zero, because no one will put a target on their back. This session, right here, this Legislature passed Cabotage bill, and I had to go so far as to chase contractors, Canadian contractors, into the woods and videotape them and then I was made to feel like I shouldn't bring those videos to committee, but I had to show the Department and the committee what was actually happening in the North Maine woods and still the Department does not want to look at that issue. Another favorite of mine and the committees that I represent, H-2A logging. They say they've got to have them. Got to have them but, you know, that we have got confirmation from immigration, Homeland Security, that there's only two states in the entire nation that uses H-2A workers in the logging industry: Maine and Mississippi. Mississippi has two H-2A workers cutting wood with filibusters. That's the only two states but in Maine, for some reason, not only do we have to have H-2A workers but we have to allow them to break the law, the federal law, the Cabotage, going back and forth across the border and so on this issue right here, this week, coming down is an issue, to me, that seems so simple, just an advisory council, that doesn't really have any authority but can go forward and make issues come out in the light and people that don't actually log for a living, that maybe could be representing those people, could come forward and bring those issues out so that they put the target on their back for the loggers. You know, that is what we're talking about here, just having an open dialogue about issues that are happening, not times when people come down here and fight for a law and then go back home and are afraid to use it. Having just an open dialogue about what's happening, things like the 14 day rule, things like not being able to find out what you're getting paid, things like having Canadian trucks take their jobs even though it's a violation of federal law, and the state government not being able to do anything about it. And, I got to tell you, the thing that really gets me going about this is that organizations that came forward

in this hearing and spoke in opposition to this bill because they didn't want anyone to actually talk about these issues because they feel that they're the gatekeepers in this issue and only they can actually talk about these issues. Anyone else coming forward with these issues is not part of their club. That really bothers me, you know, because when I got, and I know that all of you got these emails, they sent them out to all their members this week. I got a great big list, huge list. I'll bet you I'm the one in here that has the most of these members out here telling me not to support this simply advisory council bill because it's not what they want. It's an attempt for other people to bring forward issues that they're not bringing forward. None of these issues that they ever fight for but they don't want anyone else to bring them forward. This list of contractors on it is all kinds of people that are out of Canada. So, I'm actually supposed to not support a bill for Maine loggers, to let Maine loggers have a voice, because Canadian loggers and some of these organizations don't want anyone else to have an opportunity to speak about what's going on in their state government. That, right there, sickens me about government altogether. We can't even have a place where just an opinion is brought forward because it's not somebody else's opinion. That, to me, ladies and gentlemen, is just insane. I mean it's just an advisory council. We have all kinds of them. But I think it's important that other people that aren't on the inside get a chance to express their views too and that's why a bill that's not mine, but I think is a great idea, I'm so passionate about because I always think, I mean I say it in here, I encourage debate in here. Even though I don't agree with some of the issues, I still encourage people to talk about it. But we're not willing to do that because a couple organizations feel that they're on the inside right and nobody else should join it.

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

Senator **HICKMAN:** Thank you, Madame President. Madame President, men and women of the Senate, I rise in support of the pending motion. This bill strikes me as commonsense. Imagine that, a commonsense approach to solving sometimes contentious issues. In my six years serving on the Joint Standing Committee on Agriculture, Conservation, and Forestry, four of them as House Chair, we found ourselves faced with numerous issues ranging from sustainable harvest levels on public lands, to harvesting in the shoreland zone, to forestry practices, including the application of herbicides in commercial forestry. Most of these issues saw opponents squaring off over very different points of view, sometimes with civility and sometimes not. This organic farmer received a great education on matters of forestry but I believe there is a better way to address these complicated, important, and controversial issues. Establishing a Maine Forest Advisory Board would create a forum for those many perspectives to be heard in the open, to look at the forest as whole, and to find solutions that serve the common good. Maine is the most forested state in the nation. Our vast forests support not only a \$8.5 billion forest products industry but also more than half of the largest globally important bird area in the United States. It's cold waters support the last stronghold of wild native brook trout in the nation and if we expect to leave these great assets to future generations we must take steps now to ensure their long-term health. Today, as we live with the impact of climate change, we understand more fully than ever before the importance of our forests to our own survival. Maine's forests absorb 60% of our

annual greenhouse gas emissions. They absorb carbon pollution and return it to us, giving lifegiving oxygen. We must ensure their sustainability for it is inexorably linked to ours. I think we might all be wise to heed the advice from the great Wendell Berry who wrote: 'The care of our earth is our most ancient and most worthy and, after all, our most pleasing responsibility. To cherish what remains of it and to foster its renewal is our only hope.' We can do that by bringing together ecologists and loggers, land conservationists and commercial foresters, wildlife biologists and indigenous people with traditional knowledge. We can charge them with assessing the full picture of all the conditions and trends in the forest and with contributing their expertise and perspective to the development of policy that works for all Mainers, for the forest, and for the wildlife that depends upon it. So, as we go away this evening, Madame President, let us go away with the knowledge that we came together tonight to value Maine's forest for all they do. Let us draw on common knowledge of Mainers from all walks of life in ensuring that our forests remain healthy, vibrant, whole ecosystems long into the future. I humbly ask you to join me in supporting the pending motion. Thank you, Madame President.

THE PRESIDENT PRO TEM: The pending question before the Senate is Acceptance of the Minority Ought to Pass as Amended Report. Is the Senate ready for the question?

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#320)

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

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

EXCUSED: Senator: ROSEN

23 Senators having voted in the affirmative and 11 Senators having voted in the negative, with 1 Senator being excused, the motion by Senator **DILL** of Penobscot to **ACCEPT** the Majority **OUGHT TO PASS AS AMENDED** Report, **NON-CONCURRENCE, PREVAILED.**

Bill **READ ONCE.**

Committee Amendment "A" (H-519) **READ** and **ADOPTED.**

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

Sent down for concurrence.

The Chair laid before the Senate the following Tabled and Later Today Assigned matter:

An Act To Establish the Maine Buy American and Build Maine Act
S.P. 461 L.D. 1411

Majority - **Ought to Pass as Amended by Committee Amendment "A" (S-234)** (8 members)

Minority - **Ought Not To Pass** (5 members)

Tabled - June 10, 2021 by Senator **BALDACC** of Penobscot

Pending - motion by same Senator to **ACCEPT** the Majority **OUGHT TO PASS AS AMENDED** Report

(In Senate, June 10, 2021, Reports **READ.**)

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

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

Senator **BALDACC**: Thank you, Madame President. I rise in support. This was through the State and Local Government Committee. I just want to offer a few remarks on this bill. L.D. 1411 is about both economic commonsense and economic patriotism, which are two important ideas that are at play here. We look out for our own, like any family or community or neighborhood would, and second, and more importantly, any economically successful nation in today's world has to have a strong manufacturing base and skilled manufacturing workers, not only for economic reasons but, even more importantly, for reasons for national security and defense. The importance of passing this bill will put us in line with many other states and with the federal government, which has had this type of law on the books since 1932. It would give preference to Maine contractors in the awarding of bids and, even more importantly, in some cases it would require contractors - contracts to purchase American manufactured goods, and there are specific definitions in the statute regarding the percentage of domestic content. But if we're serious about saving and protecting American jobs and about standing up for Maine workers then I ask you to join me in supporting this bill. Thank you.

THE PRESIDENT PRO TEM: The Chair recognizes the Senator from Somerset, Senator Farrin.

Senator **FARRIN**: Thank you, Madame Chair. Ladies and gentlemen of the Senate, I rise this evening in opposition to L.D. 1411. While the intention of this bill is admirable, the ability to comply with the conditions of both Buy America and Build Maine are complicated and unclear. This is why Maine DOT, the Bureau of General Services, and the Maine Turnpike Authority opposed this legislation and have consistently done so every session it has been submitted. The Buy America provision of this bill requires that any manufactured goods valued over \$500 purchased by a public agency must be American made. Without exempting

agencies such as Maine DOT, this provision would apply to almost any purchase they make. It is also believed that the bill, as drafted, could be interpreted to encompass all goods bought by a contractor working for Maine DOT, MTA, or DEFAS. While Maine DOT and the MTA is somewhat exempted from the Build Maine component, this provision would still apply to both agencies throughout their procurement of equipment, materials, and supplies. The Federal Highway Administration, FHWA, strictly prohibits the use of in-state preferences in the selection of contractors, labor, and materials. This guidance can be found within FHWA's contract administration core curriculum manual and states the State transportation agency shall not impose any requirement or force any procedure which requires the use of or provides a price differential in favor of contractors, labor, articles, or materials produced within the state. Because of these federal requirements, federal funding used to purchase materials that would be subject to in-state preference would be in jeopardy. Should Maine DOT lose the ability to use federal funding on equipment, materials, and supplies this would significantly exacerbate the already critical funding situation. Additionally, nearly all construction projects in Maine are completed by Maine firms. Maine contractors are not landlocked within our borders. A good deal of our construction firms work outside of Maine, throughout New England, and passage of this bill will hinder their ability to compete fairly outside of the state. Maine contractors win bids in Maine. At the Maine Turnpike Authority, between the years of 2016 and 2019, 54 projects were let and 161 bidders responded. Ninety percent of the bidders came from Maine. During the public hearing on this bill it was stated that many other states have in-state preferences. That statement is correct but these laws also vary in language and, in some instances, they have been struck down. For example, Arizona created a preference for Arizona contractors who have satisfactorily performed prior public contracts and have paid at least \$200 per year of real or personal property taxes for the two consecutive years prior to bidding. However, the statute was held unconstitutional by the Supreme Court of Arizona. In 1992, the New Hampshire Attorney General issued opinion stating that any legislative attempt to mandate an in-state preference policy would conflict with existing legislation that requires the award of capital budget contracts to the lowest responsible bidder following a competitive bidding process. In fact, during the public testimony a constituent of mine, who happens to be the Chief Executive's brother and Director of the Maine Turnpike Authority, informed everybody that 25 years ago Maine adopted the following law that prohibits states from competing unfairly on price in the awarding of public contracts when out-of-state contractors are bidding. The State shall add a percent increase on the bid of a non-resident bidder equal to the percent, if any, of the preference given to the bidder in the state in which the bidder resides. Almost there. Thirty-seven states have identical laws. This means that if any other state discriminates against the Maine contractor on price, we will do the same to theirs. As a result, we have a Mexican stand off. No one on the list discriminates against anyone else. This is important to Maine contractors who frequently win contracts in other states, much to the benefit of Maine people who work for them. I, like all of you, want to see Maine businesses succeed and it's kind of ironic we had the discussion about bill titles earlier today, Madame President. This bill has a terrific title but the context will create confusion in the bid process. It will have serious financial complications. I urge you to follow my light and vote against L.D. 1411. Thank you.

THE PRESIDENT PRO TEM: The Chair recognizes the Senator from Aroostook, Senator Jackson.

Senator **JACKSON:** Thank you, Madame President. Make America great. That's what we've been hearing for a couple of years now but when it actually comes down to it I don't think that's what many people want to actually do that. You know that we all represent people in this state, Mainers, and they work hard. They make some of the highest quality products in the world. As a state, I believe that we should be doing everything in our power to support the workers and businesses contributing to our communities and driving our economy, especially after a year like no other. Law makers can start by passing L.D. 1411, An Act to Establish the Maine Buy American and Build Maine Act. I have had a couple of people talk about the title is unbelievably great. I don't know. It seems to me that the title like that is something that we probably all are, you know, trying to strive for, so I'm not sure what the issues are. But this proposal is simple. Maine people deserve the benefit whenever their state spends taxpayer dollars on goods and services. If the State is going to spend taxpayer dollars on goods and services then they should look to Maine goods always and workers and businesses here first. You know, all too often our government spends taxpayer dollars supporting jobs and businesses based out-of-state or, unfortunately, overseas, and that's bad for workers, it's bad for businesses, and it's bad for the state of Maine. First, it denies Maine workers and businesses economic opportunities generated by their own tax dollars and, second, it's a missed opportunity to keep local tax dollars local where these dollars can go further and benefit the entire community and, third, it's a missed opportunity to raise the profile of Maine and Maine products, things like lumber, things like apples, things like potatoes, the products that skilled Maine workers and the quality of Maine based businesses. The Buy American, Build Maine Act is a win for the entire state and puts taxpayer dollars back into the community and keeps our economy humming and grows our made in Maine brand. It does all of this by supporting the workers and businesses here in our state that we represent. Maine small businesses and the hard-working people that keep them running don't just drive our economy, they really are a part of our communities. Small business owners sponsor our Little League teams. They help out with band fundraisers and they donate to our community food banks. They are our family members, our neighbors, and our friends and I say now, more than ever, Maine based businesses deserve our support as they build in the wake of this deadly pandemic. In the midst of the COVID-19 pandemic Maine businesses were forced to shift gears and overhaul their business models overnight to adapt to the new health and safety measures and, despite the continued hardships they experienced during this crisis, American workers, businesses, and manufacturers have stepped up to serve our communities, our state, and our country. This is true whether it's American Roots in Westbrook that many of us have worn in here for masks, Flow Fold down in Gorham, New Balance up in Norridgewock, and so many more. Now, more than ever, we owe it to these workers and small business owners to have their backs. There are too many stories of Maine workers and companies losing out on State contracts to lower bids from out-of-state companies and the difference between these two bids is often pennies. Don't take my word for it. If you were at the public hearing, you heard from Chris Lausier from Glenburn, who has experienced it firsthand, losing a State contract by as little as

\$1,300 to an out-of-state company, a company in a state that he can't even bid into. That's just not right, in my opinion. Over the years, these types of policies have gotten push-back from Democrats and Republicans alike and it doesn't make sense. I remember vividly here in this Body us taking this up before when it was a 31 - 4 vote and then the former-Governor vetoed it, magically people jumped off. That doesn't make sense. It just doesn't make sense to me at all why we wouldn't want to do everything we could in our power for 1.3 million people. I don't understand for the life of me how you don't put them first. The goal is not to be exclusionary. Rather it is to support and lift up the people, the business owners, the jobs, and products that we make right here in our own state. Other states and countries are already doing this with their own workers. Go across the border, they have very exclusionary policy there. Go to 38 other states and that is absolutely not true. Those states are doing it. It was even said in testimony that those states will retaliate against us. Well, if they are not doing it then, obviously, they're not going to retaliate against us. Thirty-eight other states have adopted something similar to this but this one is even more different because we didn't give a 5% or 10% preference. What we did was make sure that the taxpayer was held harmless and said that in the event that an in-state contractor lost a bid that they could go ahead and accept the lowest bid. Now, I think that's a pretty good deal. If we can make sure the taxpayer is always going to be put in the driver's seat, at the same time Maine businesses get an opportunity to take those contracts. The stories that we heard, and any of you that have bid on State contracts know, this is not the type of thing where people are going to be able to know exactly. These bids sometimes they come in very close. You might miss it by a little bit but you're trying to do the best you can. I think giving in-state contractors that ability to make their bid and if they want to accept something that is lower then at least they have that opportunity and that's good for the taxpayer. I believe that that levels the playing field here for people in the state of Maine. Buy American and Build Maine is about lifting up workers, businesses, and quality manufactured products here in our own backyard. Throughout this pandemic Maine workers, businesses, and manufacturers have stepped up to support our communities and I think we owe it to have their backs. I disagree with some of the things that were said. I know for a fact we've heard at the public hearing. We're had companies like Dragon down in Rockland that lost eight contracts on DOT projects to out-of-country contracts. I don't believe that's right. If you talk to people in this state, the frustration of not being able to get these contracts at times when they are quality businesses, that have just a right, just as good an ability, losing those and the idea that this is going to be so hard for these agencies, which brings me back to the former bill, but when it's so hard for these agencies we wrote into the bill that they have every opportunity to do what they want through rule making and, in the event that they don't like a contract, they still can reject it. So, don't tell me that it's hard for them. They can make their own rules on this issue and, in the end, they still have an escape clause. So why we still would not want to at least give an opportunity for a contractor to go in and say 'you know, I missed that bid by a couple hundred dollar. I'll accept it.' I think that's a good deal for the people of the state of Maine.

THE PRESIDENT PRO TEM: The pending question before the Senate is Acceptance of the Majority Ought to Pass as Amended Report. Is the Senate ready for the question?

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#321)

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

NAYS: Senators: BLACK, CYRWAY, DAVIS, DIAMOND, DILL, FARRIN, GUERIN, KEIM, MOORE, POULIOT, STEWART, TIMBERLAKE, WOODSOME

EXCUSED: Senator: ROSEN

21 Senators having voted in the affirmative and 13 Senators having voted in the negative, with 1 Senator being excused, the motion by Senator **BALDACCI** of Penobscot to **ACCEPT** the Majority **OUGHT TO PASS AS AMENDED** Report **PREVAILED**.

Bill **READ ONCE**.

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

On motion by Senator **JACKSON** of Aroostook, Senate Amendment "A" (S-247) to Committee Amendment "A" (S-234) **READ** and **ADOPTED**.

Committee Amendment "A" (S-234) as Amended by Senate Amendment "A" (S-247) thereto, **ADOPTED**.

Under suspension of the Rules, **READ A SECOND TIME** and **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-234) AS AMENDED BY SENATE AMENDMENT "A" (S-237)** thereto.

Ordered sent down forthwith for concurrence.

Off Record Remarks

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

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