

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

In Senate Chamber
Tuesday
April 25, 2023

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

Prayer by Chaplain Brittany Longsdorf of Bates College Multifaith Chaplaincy.

CHAPLAIN LONGSDORF: It's a great honor to be with you all today. Please join me in a posture of prayer in whatever manner is most at home for you.

Holy Sacred, we are grateful to have a moment this morning to pause, to breathe, and to center. Let us find, if even just for a moment, some sweet slowness, spaciousness, a time to set intentions for our day and our work ahead. Let us call to mind those people in our community who we do this work for. Picture their faces, their joys, their struggles in your mind. See the streets you share on walks and the smiles and nods kindly exchanged, each one a divine being full of light and potential. Let us call to mind our roots, our family, and mentors who taught us to care for each other and advocate for those around us. Our values and principles that serve as lighthouses in dark moments, each one a beacon that nurtures the way we work together, and let us call to mind each other in this room, our different perspectives, each inhabiting a seat in this Chamber but also inhabiting an entire world of lived experiences we cannot see. As you work today, look into each other's faces and see in each other that spark for change. We breathe in the slowness, in the spaciousness, and savor the sacred pause before our work begins. May we sense Your compassionate presence in our midst and be reminded of all that we hold dear and sacred today. May it be so. Amen.

Pledge of Allegiance led by Senator Cameron D. Reny of Lincoln County.

Reading of the Journal of Thursday, April 20, 2023.

Off Record Remarks

PAPERS FROM THE HOUSE

House Papers

Bill "An Act to Support an Insured Patient's Access to Affordable Health Care with Timely Access to Health Care Prices"
H.P. 1119 L.D. 1740

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

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

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

Bill "An Act to Require the Revenue Forecasting Committee to Prepare Economic Impact Statements for Certain Legislation"
H.P. 1112 L.D. 1733

Committee on **STATE AND LOCAL GOVERNMENT** suggested and ordered printed.

Comes from the House, **REFERRED** to the Committee on **APPROPRIATIONS AND FINANCIAL AFFAIRS**.

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

COMMUNICATIONS

The Following Communication: S.C. 362

**STATE OF MAINE
131st LEGISLATURE
OFFICE OF THE PRESIDENT
AUGUSTA, MAINE**

April 18, 2023

The Honorable Darek Grant
3 State House Station
Augusta, ME 04333

Dear Secretary Grant:

Pursuant to my authority under Title 38, MRSA, Ch. 3-A, §577-A, I am pleased to appoint Senator Matthew Harrington to the Maine Climate Council, representing the party holding the second largest number of seats in the Senate. This appointment is effective the date of this letter.

If you have any questions regarding this appointment, please let me know.

Sincerely,

S/Troy D. Jackson
President of the Senate

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 356

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

April 20, 2023

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

Dear Secretary Grant,

Pursuant to my authority under Title 38, MRSA, Ch. 3-A, §577-A, I am pleased to appoint Representative Walter Runte of York and Reagan Paul of Winterport to the Energy Working Group of the Maine Climate Council, effective immediately.

If you have any questions regarding these appointments, please do not hesitate to contact my office.

Sincerely,

S/Rachel Talbot Ross
Speaker of the House

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 357

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

April 20, 2023

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

Dear Secretary Grant,

Pursuant to my authority under Title 38, MRSA, Ch. 3-A, §577-A, I am pleased to appoint Representative Margaret Craven of Lewiston and Representative Amanda Collamore of Pittsfield to the Community Resilience Planning Working Group of the Maine Climate Council, effective immediately.

If you have any questions, please do not hesitate to contact my office.

Sincerely,

S/Rachel Talbot Ross
Speaker of the House

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 358

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

April 18, 2023

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

Dear Secretary Grant,

Pursuant to my authority under Title 38, MRSA, Ch. 3-A, §577-A, I am pleased to reappoint Representative Victoria Doudera of Camden to the Scientific and Technical Subcommittee of the Maine Climate Council, effective immediately.

Furthermore, I am pleased to appoint Representative Mark Babin of Fort Fairfield to the Scientific and Technical Subcommittee of the Maine Climate Council, effective immediately.

If you have any questions regarding these appointments, please do not hesitate to contact my office.

Sincerely,

S/Rachel Talbot Ross
Speaker of the House

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 359

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

April 20, 2023

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

Dear Secretary Grant,

Pursuant to my authority under Title 38, MRSA, Ch. 3-A, §577-A, I am pleased to appoint Representative Grayson Lookner of Portland and reappoint Representative Richard Bradstreet of Vassalboro to the *Building, Infrastructure and Housing Working Group of the Maine Climate Council*, effective immediately.

If you have any questions regarding these appointments, please do not hesitate to contact my office.

Sincerely,

S/Rachel Talbot Ross
Speaker of the House

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 360

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

April 20, 2023

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

Dear Secretary Grant,

Pursuant to my authority under Title 38, MRSA, Ch. 3-A, §577-A, I am pleased to appoint Representative Daniel Ankeles of Brunswick and Representative Wayne Parry of Arundel to the Transportation Working Group of the Maine Climate Council, effective immediately.

Should you have any questions, please do not hesitate to contact my office.

Sincerely,

S/Rachel Talbot Ross
Speaker of the House

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 361

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

April 19, 2023

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

Dear Secretary Grant,

Pursuant to my authority under Title 38, MRSA, Ch. 3-A, §577-A, I am pleased to appoint the following to the Coastal and Marine Working Group of the Maine Climate Council, effective immediately;

Representative Lydia Crafts of Newcastle – reappointment;
Representative Tiffany Strout of Harrington.

If you have any questions regarding these appointments, please do not hesitate to contact my office.

Sincerely,

S/Rachel Talbot Ross
Speaker of the House

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 363

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

April 18, 2023

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

Dear Secretary Grant,

Pursuant to my authority under Title 38, MRSA, Ch. 3-A, §577-A, I am pleased to appoint the following to the Maine Climate Council, effective immediately:

Honorable Christopher Kessler of South Portland;
Honorable Nathan Carlow of Buxton.

Representative Kessler and Representative Carlow will serve on this council as members of the House of Representative who are each a member of one of the two parties holding the most seats.

Should you have questions regarding these appointments, please do not hesitate to contact my office.

Sincerely,

S/Rachel Talbot Ross
Speaker of the House

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 370

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

April 21, 2023

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

Dear Secretary Grant,

Pursuant to my authority under Title 20, Ch. 5, Part 679, Subpart A, §679.110 (b)(2) of federal law, I am pleased to appoint the Honorable Amy Roeder of Bangor to the State Workforce Development Board, effective immediately.

Should you have any questions regarding this appointment, please do not hesitate to contact my office.

Sincerely,

S/Rachel Talbot Ross
Speaker of the House

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 364

**STATE OF MAINE
131ST LEGISLATURE**

April 20, 2023

Major General Douglas A. Farnham
Adjutant General, Maine National Guard
33 State House Station
Augusta, Maine 04333

Dear General Farnham:

We are pleased to invite you to address a Joint Session of the 131st Maine Legislature on Tuesday, May 9, 2023 at 10:45 a.m. concerning matters of defense, veterans' services, emergency management and any other matters that you may care to bring to our attention.

We look forward to seeing you then.

Sincerely,

S/Troy D. Jackson
President of the Senate

S/Rachel Talbot Ross
Speaker of the House

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 365

**STATE OF MAINE
131ST LEGISLATURE**

April 20, 2023

The Honorable Janet T. Mills
Governor, State of Maine
#1 State House Station
Augusta, Maine 04333

Dear Governor Mills:

We are pleased to invite you to a Joint Session of the 131st Maine Legislature on Tuesday, May 9, 2023, at 10:45 a.m. for the State of Defense, Veterans' Services, and Emergency Management Address in the House Chamber.

We look forward to hearing from you.

Sincerely,

S/Troy D. Jackson
President of the Senate

S/Rachel Talbot Ross
Speaker of the House

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 351

**STATE OF MAINE
ONE HUNDRED AND THIRTY FIRST LEGISLATURE
COMMITTEE ON ENVIRONMENT AND NATURAL
RESOURCES**

April 20, 2023

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

Dear President Jackson and Speaker Talbot Ross,

Pursuant to Joint Rule 310, we are writing to notify you that we have approved the request by the bill sponsor Rep. Campbell of Orrington, to report the following bill Leave to Withdraw:

L.D. 169 An Act to Amend and Clarify the Laws Governing Perfluoroalkyl and Polyfluoroalkyl Substances and Other Harmful Chemicals

Sincerely,

S/Sen. Stacy Fielding Brenner
Senate Chair

S/Rep. Lori K. Gramlich
House Chair

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

The Following Communication: S.C. 352

**STATE OF MAINE
ONE HUNDRED AND THIRTY FIRST LEGISLATURE
COMMITTEE ON ENVIRONMENT AND NATURAL
RESOURCES**

April 20, 2023

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

Dear President Jackson and Speaker Talbot Ross,

Pursuant to Joint Rule 310, we are writing to notify you that we have approved the request by the bill sponsor Rep. Campbell of Orrington, to report the following bill Leave to Withdraw:

L.D. 171 An Act to Provide That All Rules Regarding Perfluoroalkyl and Polyfluoroalkyl Substances Are Major Substantive Rules

Sincerely,

S/Sen. Stacy Fielding Brenner
Senate Chair

S/Rep. Lori K. Gramlich
House Chair

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

The Following Communication: S.C. 353

**STATE OF MAINE
ONE HUNDRED AND THIRTY FIRST LEGISLATURE
COMMITTEE ON HEALTH AND HUMAN SERVICES**

April 19, 2023

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

Dear President Jackson and Speaker Talbot Ross,

Pursuant to Joint Rule 310, we are writing to notify you that we have approved the request by the bill sponsor Rep. Madigan of Waterville, to report the following bill Leave to Withdraw:

L.D. 302 An Act to Ensure Sufficient Rates for Behavioral Health Services

Sincerely,

S/Sen. Joseph M. Baldacci
Senate Chair

S/Rep. Michele Meyer
House Chair

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

The Following Communication: S.C. 350

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

April 20, 2023

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

Dear President Jackson and Speaker Talbot Ross,

Pursuant to Joint Rule 310, we are writing to notify you that we have approved the request by the bill sponsor Rep. Ankeles of Brunswick, to report the following bill Leave to Withdraw:

L.D. 107 An Act Regarding Municipal Efforts to Avert Evictions and Heating Shut-offs During Winter (EMERGENCY)

Sincerely,

S/Sen. Teresa S. Pierce
Senate Chair

S/Rep. Traci Gere
House Chair

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

The Following Communication: S.C. 355

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

April 18, 2023

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

Dear President Jackson and Speaker Talbot Ross,

Pursuant to Joint Rule 310, we are writing to notify you that we have approved the request by the bill sponsor Rep. Roeder of Bangor, to report the following bill Leave to Withdraw:

L.D. 349 An Act to Support Farm Workers and Farmers by Addressing Unionization of Farm Workers

Sincerely,

S/Sen. Michael Tipping
Senate Chair

S/Rep. Amy Jean Roeder
House Chair

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

The Following Communication: S.C. 366

**STATE OF MAINE
ONE HUNDRED AND THIRTY FIRST LEGISLATURE
COMMITTEE ON ENVIRONMENT AND NATURAL RESOURCES**

April 18, 2023

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

Dear President Jackson and Speaker Talbot Ross:

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

L.D. 1126 Resolve, to Increase Community Action Grants

This is notification of the Committee's action.

Sincerely,

S/Sen. Stacy Fielding Brenner
Senate Chair

S/Rep. Lori K. Gramlich
House Chair

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

The Following Communication: S.C. 354

**STATE OF MAINE
ONE HUNDRED AND THIRTY FIRST LEGISLATURE
COMMITTEE ON HEALTH AND HUMAN SERVICES**

April 19, 2023

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

Dear President Jackson and Speaker Talbot Ross:

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

L.D. 378 Resolve, to Eliminate the So-called Fail First Requirement for Children's Residential Services for Certain Individuals Whose Needs Are Unable to Be Met with Home and Community-based Services by Expanding Eligibility for Those Individuals

L.D. 824 Resolve, Directing the Department of Health and Human Services to Review Reimbursement Rates for Nursing Facilities on Islands

This is notification of the Committee's action.

Sincerely,

April 19, 2023

S/Sen. Joseph M. Baldacci
Senate Chair

S/Rep. Michele Meyer
House Chair

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

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

Dear President Jackson and Speaker Talbot Ross:

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

The Following Communication: S.C. 372

**STATE OF MAINE
ONE HUNDRED AND THIRTY FIRST LEGISLATURE
COMMITTEE ON HEALTH COVERAGE, INSURANCE
AND FINANCIAL SERVICES**

April 24, 2023

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

L.D. 1310 An Act to Establish a State Emergency Rental Assistance Program (EMERGENCY)

This is notification of the Committee's action.

Sincerely,

S/Sen. Teresa S. Pierce
Senate Chair

S/Rep. Traci Gere
House Chair

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

Dear President Jackson and Speaker Talbot Ross:

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

The Following Communication: S.C. 367

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

L.D. 1262 An Act to Amend the Law Governing the Credit Card and Debit Card Surcharge Prohibition

L.D. 1354 An Act to Protect Medicare Beneficiaries from Surprise Bills and to Inform Medicare Beneficiaries About Medicare Part B Excess Charges

L.D. 1497 An Act to Strengthen Medicare by Preventing Providers from Adding Excess Charges (EMERGENCY)

April 20, 2023

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

Dear President Jackson and Speaker Talbot Ross:

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

This is notification of the Committee's action.

Sincerely,

S/Sen. Donna Bailey
Senate Chair

S/Rep. Anne C. Perry
House Chair

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

L.D. 888 An Act to Allow Use of Courthouse Facility Dogs by Criminal Justice Agencies for Criminal Justice Purposes

L.D. 1462 An Act to Provide Financial Incentives for Attorneys to Provide Indigent Legal Services

This is notification of the Committee's action.

The Following Communication: S.C. 368

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

Sincerely,

S/Sen. Anne Carney
Senate Chair

S/Rep. Matt Moonen
House Chair

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

The Following Communication: S.C. 369

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

April 20, 2023

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

Dear President Jackson and Speaker Talbot Ross:

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

- L.D. 1079 An Act Regarding Visitation Rights of Grandparents
- L.D. 1192 An Act Regarding the Composition of the Judiciary

This is notification of the Committee's action.

Sincerely,

S/Sen. Anne Carney S/Rep. Matt Moonen
Senate Chair House Chair

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

The Following Communication: S.C. 371

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

April 21, 2023

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

Dear President Jackson and Speaker Talbot Ross:

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

- L.D. 655 An Act to Address Climate Change by Reducing Carbon Emissions from State Vehicles

This is notification of the Committee's action.

Sincerely,

S/Sen. Tim Nangle S/Rep. Holly B. Stover
Senate Chair House Chair

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

The Following Communication: H.P. 1035

**STATE OF MAINE
DEPARTMENT OF THE
SECRETARY OF STATE
AUGUSTA, MAINE 04333-0148**

February 16, 2023

Honorable Robert B. Hunt
Clerk of the House
2 State House Station
Augusta, ME 04333

Dear Clerk Hunt:

Enclosed please find my official certification to the 131st Legislature of the citizen initiative petition entitled "An Act To Prohibit Campaign Spending by Foreign Governments and Promote an Anticorruption Amendment to the United States Constitution".

Sincerely,

S/Shenna Bellows
Secretary of State

**STATE OF MAINE
SECRETARY OF STATE**

I, Shenna Bellows, Secretary of State, hereby certify that written petitions bearing valid signatures of 67,550 electors of this State were addressed to the Legislature of the State of Maine and were filed in the office of the Secretary of State on November 1, 2022, requesting that the Legislature consider an act entitled, "An Act To Prohibit Campaign Spending by Foreign Governments and Promote an Anticorruption Amendment to the United States Constitution".

I further certify that the number of signatures submitted is in excess of ten percent of the total votes cast in the last gubernatorial election preceding the filing of such petitions, as required by Article IV, Part Third, Section 18 of the Constitution of Maine, that number being 63,067.

I further certify this initiative petition to be valid and attach herewith the text of the legislation circulated on the petition's behalf.

In testimony whereof, I have caused the Great Seal of the State of Maine to be hereunto affixed. Given under my hand at Augusta on the sixteenth day of February in the year Two Thousand and Twenty-three.

READ and ORDERED PLACED ON FILE.

The accompanying bill:

An Act to Prohibit Campaign Spending by Foreign Governments and Promote an Anticorruption Amendment to the United States Constitution

I.B. 1 L.D. 1610

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

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

The Following Communication: H.P. 1036

**STATE OF MAINE
DEPARTMENT OF THE
SECRETARY OF STATE
AUGUSTA, MAINE 04333-0148**

February 16, 2023

Honorable Robert B. Hunt
Clerk of the House
2 State House Station
Augusta, ME 04333

Dear Clerk Hunt:

Enclosed please find my official certification to the 131st Legislature of the citizen initiative petition entitled "An Act To Create the Pine Tree Power Company, a Nonprofit, Customer-owned Utility".

Sincerely,

S/Shenna Bellows
Secretary of State

**STATE OF MAINE
SECRETARY OF STATE**

I, Shenna Bellows, Secretary of State, hereby certify that written petitions bearing valid signatures of 69,735 electors of this State were addressed to the Legislature of the State of Maine and were filed in the office of the Secretary of State on October 31, 2022, requesting that the Legislature consider an act entitled, "An Act To Create the Pine Tree Power Company, a Nonprofit, Customer-owned Utility".

I further certify that the number of signatures submitted is in excess of ten percent of the total votes cast in the last gubernatorial election preceding the filing of such petitions, as required by Article IV, Part Third, Section 18 of the Constitution of Maine, that number being 63,067.

I further certify this initiative petition to be valid and attach herewith the text of the legislation circulated on the petition's behalf.

In testimony whereof, I have caused the Great Seal of the State of Maine to be hereunto affixed. Given under my hand at Augusta on the sixteenth day of February in the year Two Thousand and Twenty-three.

READ and ORDERED PLACED ON FILE.

The accompanying bill:

An Act to Create the Pine Tree Power Company, a Nonprofit, Customer-owned Utility

I.B. 2 L.D. 1611

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

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

The Following Communication: H.P. 1076

**STATE OF MAINE
DEPARTMENT OF THE
SECRETARY OF STATE
AUGUSTA, MAINE 04333-0148**

March 21, 2023

Honorable Robert B. Hunt
Clerk of the House
2 State House Station
Augusta, ME 04333

Dear Clerk Hunt:

Enclosed please find my official certification to the 131st Legislature of the citizen initiative petition entitled "An Act Regarding Automotive Right to Repair".

Sincerely,

S/Shenna Bellows
Secretary of State

**STATE OF MAINE
SECRETARY OF STATE**

I, Shenna Bellows, Secretary of State, hereby certify that written petitions bearing valid signatures of 74,686 electors of this State were addressed to the Legislature of the State of Maine and were filed in the office of the Secretary of State on January 19, 2023, requesting that the Legislature consider an act entitled, "An Act Regarding Automotive Right to Repair".

I further certify that the number of signatures submitted is in excess of ten percent of the total votes cast in the last gubernatorial election preceding the filing of such petitions, as required by Article IV, Part Third, Section 18 of the Constitution of Maine, that number being 67,682.

I further certify this initiative petition to be valid and attach herewith the text of the legislation circulated on the petition's behalf.

In testimony whereof, I have caused the Great Seal of the State of Maine to be hereunto affixed. Given under my hand at Augusta on the Twenty-first day of March in the year Two Thousand and Twenty-three.

S/Shenna Bellows
Secretary of State

READ and ORDERED PLACED ON FILE.

The accompanying bill:

An Act Regarding Automotive Right to Repair
I.B. 3 L.D. 1677

Comes from the House, **REFERRED** to the Committee on **INNOVATION, DEVELOPMENT, ECONOMIC ADVANCEMENT AND BUSINESS** and ordered printed.

REFERRED to the Committee on **INNOVATION, DEVELOPMENT, ECONOMIC ADVANCEMENT AND BUSINESS** and ordered printed, in concurrence.

SENATE PAPERS

Bill "An Act to Protect Maine's Transit Employees"
S.P. 721 L.D. 1796

Presented by President JACKSON of Aroostook.
Cosponsored by Representative MALON of Biddeford and Senators: BEEBE-CENTER of Knox, CHIPMAN of Cumberland, LaFOUNTAIN of Kennebec.

Bill "An Act to Add Certain Volunteer Firefighters to the Definition of "Volunteer Firefighter"

S.P. 727 L.D. 1802

Presented by Senator STEWART of Aroostook.
Cosponsored by Senator: HARRINGTON of York.

On motion by Senator **BEEBE-CENTER** of Knox, **REFERRED** to the Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY** and ordered printed.

Sent down for concurrence.

Bill "An Act to Support School Choice by Establishing Empowerment Scholarship Accounts"

S.P. 723 L.D. 1798

Presented by Senator LIBBY of Cumberland.
Cosponsored by Representative MORRIS of Turner and Senators: KEIM of Oxford, STEWART of Aroostook, Representative: PARRY of Arundel.

Bill "An Act to Expand Maine's High-quality Early Learning and Care for Children by Increasing Public Preschool Opportunities in Communities"

S.P. 724 L.D. 1799

Presented by Senator VITELLI of Sagadahoc.
Cosponsored by Representative LaROCHELLE of Augusta and Senators: BAILEY of York, HARRINGTON of York, President JACKSON of Aroostook, PIERCE of Cumberland, RAFFERTY of York, Representatives: CLUCHEY of Bowdoinham, JAUCH of Topsham, MILLETT of Cape Elizabeth.

Bill "An Act Regarding Parental Rights in Education"

S.P. 725 L.D. 1800

Presented by Senator KEIM of Oxford.
Cosponsored by Senators: BENNETT of Oxford, FARRIN of Somerset, GUERIN of Penobscot, MOORE of Washington, Representatives: ARATA of New Gloucester, HENDERSON of Rumford, LYMAN of Livermore Falls.

On motion by Senator **RAFFERTY** of York, **REFERRED** to the Committee on **EDUCATION AND CULTURAL AFFAIRS** and ordered printed.

Sent down for concurrence.

Bill "An Act to Make the ConnectMaine Authority Responsible for Attachments to and Joint Use of Utility Poles and to Establish Procedures for Broadband Service Infrastructure Crossing Railroad Tracks"

S.P. 716 L.D. 1791

Presented by Senator BENNETT of Oxford.
Cosponsored by Senator: GROHOSKI of Hancock.

On motion by Senator **GROHOSKI** of Hancock, **REFERRED** to the Committee on **ENERGY, UTILITIES AND TECHNOLOGY** and ordered printed.

Sent down for concurrence.

Bill "An Act to Establish the Office of the Inspector General of Child Protection"

S.P. 713 L.D. 1788

Presented by Senator **BALDACCI** of Penobscot.
Cosponsored by Senators: **BAILEY** of York, **BEEBE-CENTER** of Knox, **HICKMAN** of Kennebec, **NANGLE** of Cumberland.

Resolve, to Establish the Rural Health Services Task Force
S.P. 717 L.D. 1792

Presented by President **JACKSON** of Aroostook.
Cosponsored by Representative **ALBERT** of Madawaska and Senators: **BALDACCI** of Penobscot, **STEWART** of Aroostook, Representatives: **BABIN** of Fort Fairfield, **DILL** of Old Town, **GUERRETTE** of Caribou, **MEYER** of Eliot, **THERIAULT** of Fort Kent.

Resolve, Directing the Department of Health and Human Services to Contract for Discounted Insulin Manufactured and Distributed by Civica Rx

S.P. 718 L.D. 1793

Presented by President **JACKSON** of Aroostook.
Cosponsored by Speaker **TALBOT ROSS** of Portland and Senators: **BALDACCI** of Penobscot, **HICKMAN** of Kennebec, **INGWERSEN** of York, **MOORE** of Washington, **RENY** of Lincoln, **STEWART** of Aroostook, **TIPPING** of Penobscot, Representative: **MEYER** of Eliot.

Resolve, to Increase Transparency and Evaluate Emergency Response Through a COVID-19 Review Commission (EMERGENCY)

S.P. 726 L.D. 1801

Presented by Senator **KEIM** of Oxford.
Cosponsored by Senators: **BENNETT** of Oxford, **HICKMAN** of Kennebec, Representative: **ARATA** of New Gloucester.

On motion by Senator **BALDACCI** of Penobscot, **REFERRED** to the Committee on **HEALTH AND HUMAN SERVICES** and ordered printed.

Sent down for concurrence.

Bill "An Act to Protect Patients by Prohibiting Certain Medical Facility Fees"

S.P. 720 L.D. 1795

Presented by President **JACKSON** of Aroostook.
Cosponsored by Speaker **TALBOT ROSS** of Portland and Senators: **BALDACCI** of Penobscot, **DAUGHTRY** of Cumberland, **HICKMAN** of Kennebec, **INGWERSEN** of York, **NANGLE** of Cumberland, **TIPPING** of Penobscot, **VITELLI** of Sagadahoc.

On motion by Senator **BAILEY** of York, **REFERRED** to the Committee on **HEALTH COVERAGE, INSURANCE AND FINANCIAL SERVICES** and ordered printed.

Sent down for concurrence.

Bill "An Act to Expand Maine's Health Care Workforce by Expanding Educational Opportunities and Providing Tax Credits"
S.P. 722 L.D. 1797

Presented by President **JACKSON** of Aroostook.
Cosponsored by Speaker **TALBOT ROSS** of Portland and Senators: **CURRY** of Waldo, **DUSON** of Cumberland, **MOORE** of Washington, **STEWART** of Aroostook, Representatives: **GATTINE** of Westbrook, **MEYER** of Eliot, **MILLETT** of Waterford, **ROBERTS** of South Berwick.

Bill "An Act to Require Online Used Car Dealers to Be Licensed"
S.P. 731 L.D. 1806

Presented by Senator **LAWRENCE** of York.

On motion by Senator **CURRY** of Waldo, **REFERRED** to the Committee on **INNOVATION, DEVELOPMENT, ECONOMIC ADVANCEMENT AND BUSINESS** and ordered printed.

Sent down for concurrence.

Bill "An Act Regarding Trustee Duties to Beneficiaries"
S.P. 710 L.D. 1763

Presented by Senator **LAWRENCE** of York.
Cosponsored by Representative **SARGENT** of York and Representative: **RUNTE** of York.

Bill "An Act Regarding the Charge for Research Time by State Agencies for Freedom of Access Act Requests"
S.P. 711 L.D. 1764

Presented by Senator **LAWRENCE** of York.

Bill "An Act to Remove All Marijuana-related Provisions from the Maine Criminal Code and Expunge All Convictions Involving Marijuana"

S.P. 714 L.D. 1789

Presented by Senator **BALDACCI** of Penobscot.

Bill "An Act Removing the Statute of Limitations on Criminal and Civil Actions Involving Sexual Abuse of Minors"
S.P. 715 L.D. 1790

Presented by Senator BALDACCI of Penobscot.

On motion by Senator **CARNEY** of Cumberland, **REFERRED** to the Committee on **JUDICIARY** and ordered printed.

Sent down for concurrence.

Bill "An Act to Clarify the Disability Retirement Program of the Maine Public Employees Retirement System"
S.P. 706 L.D. 1759

Presented by Senator DUSON of Cumberland.
Cosponsored by Representative OSHER of Orono and Senators: HICKMAN of Kennebec, INGWERSEN of York, TIPPING of Penobscot, Representatives: BRENNAN of Portland, DODGE of Belfast, MALON of Biddeford, ROEDER of Bangor, Speaker TALBOT ROSS of Portland.

Bill "An Act to Include Certain Crisis Outreach and Crisis Services Workers Under the 1998 Special Plan for Retirement"
S.P. 707 L.D. 1760

Presented by President JACKSON of Aroostook.

Bill "An Act to Include Certain Mental Health Workers Under the 1998 Special Plan for Retirement"
S.P. 708 L.D. 1761

Presented by President JACKSON of Aroostook.

Bill "An Act to Require the Bureau of Labor Standards to Create and Distribute in Workplaces a Veterans' Benefits and Services Poster"
S.P. 709 L.D. 1762

Presented by President JACKSON of Aroostook.

Bill "An Act to Enhance the Predictability of Mandated Overtime for Pulp or Paper Manufacturing Facility Employees"
S.P. 719 L.D. 1794

Presented by President JACKSON of Aroostook.
Cosponsored by Representative ALBERT of Madawaska and Senators: DAUGHTRY of Cumberland, TIPPING of Penobscot, VITELLI of Sagadahoc, Representatives: ROEDER of Bangor, Speaker TALBOT ROSS of Portland.

Bill "An Act to Improve the Maine Workers' Compensation Act of 1992"
S.P. 728 L.D. 1803

Presented by Senator TIPPING of Penobscot.
Cosponsored by Representative ROEDER of Bangor.
Submitted by the Workers' Compensation Board pursuant to Joint Rule 204.

On motion by Senator **TIPPING** of Penobscot, **REFERRED** to the Committee on **LABOR AND HOUSING** and ordered printed.

Sent down for concurrence.

Bill "An Act to Provide Transparency and Accountability for Corporate Tax Expenditures"
S.P. 729 L.D. 1804

Presented by Senator BENNETT of Oxford.

On motion by Senator **GROHOSKI** of Hancock, **REFERRED** to the Committee on **TAXATION** and ordered printed.

Sent down for concurrence.

Bill "An Act to Increase State Oversight of Election Funding by Requiring Approval by the Legislature"
S.P. 730 L.D. 1805

Presented by Senator KEIM of Oxford.
Cosponsored by Senators: BRAKEY of Androscoggin, STEWART of Aroostook, TIMBERLAKE of Androscoggin.

On motion by Senator **HICKMAN** of Kennebec, **REFERRED** to the Committee on **VETERANS AND LEGAL AFFAIRS** and ordered printed.

Sent down for concurrence.

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

Off Record Remarks

ORDERS

Joint Resolution

On motion by Senator **MOORE** of Washington, the following Joint Resolution:

S.P. 712

**JOINT RESOLUTION
DESIGNATING MAY 1-7, 2023
AS TARDIVE DYSKINESIA AWARENESS WEEK**

WHEREAS, many people with serious, chronic mental health conditions, such as schizophrenia, bipolar disorder or severe depression, or gastrointestinal disorders, including gastroparesis, nausea and vomiting, require treatment with medications that work as dopamine receptor blocking agents, or DRBAs, including antipsychotic medications; and

WHEREAS, while ongoing treatment with these medications can be very helpful, and even lifesaving, for many people, it can also lead to tardive dyskinesia; and

WHEREAS, tardive dyskinesia is a movement disorder that is characterized by random, involuntary and uncontrolled movements of different muscles in the face, trunk and extremities; and

WHEREAS, tardive dyskinesia can develop months, years or decades after a person starts taking DRBAs and even after they have discontinued use of those medications. Not everyone who takes a DRBA develops tardive dyskinesia, but if it develops it is often permanent; and

WHEREAS, it is estimated that over 600,000 Americans suffer from tardive dyskinesia, and, according to the National Alliance on Mental Illness, one in every 4 patients receiving long-term treatment with an antipsychotic medication will experience tardive dyskinesia; and

WHEREAS, tardive dyskinesia is often unrecognized and patients suffering from the disorder are commonly misdiagnosed, and regular screening for tardive dyskinesia in patients taking DRBAs is therefore recommended by the American Psychiatric Association; and

WHEREAS, while years of difficult and challenging research have resulted in recent scientific breakthroughs regarding tardive dyskinesia, it is important to continue to raise awareness of tardive dyskinesia in the public and the medical community; now, therefore, be it

RESOLVED: That We, the Members of the One Hundred and Thirty-first Legislature now assembled in the First Special Session, on behalf of the people we represent, take this opportunity to designate May 1-7, 2023 as Tardive Dyskinesia Awareness Week and respectfully encourage each individual in the State to become aware of and better informed about tardive dyskinesia.

The Joint Resolution was **READ**.

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

Senator **MOORE:** Thank you, Mr. President. I rise in favor of the Resolution to recognize May 1st through May 7th as Tardive - I have to practice this - Dyskinesia Awareness Week. This condition results in involuntary movements in different areas of the body due to side effects from medications used to treat serious mental disorders. These movements can be uncomfortable, are painful in nature, with the majority of those with TD reporting difficulty sleeping and a near-majority reporting impairments on their ability to work. Recognition of Tardive Dyskinesia Awareness Week will help promote greater awareness about the impact and burden of TD both for the public and those who may be at risk of developing it. Increased awareness will support people living with TD, their caregivers, and their communities, and ensure what they do not feel - that they do not feel alone in their struggle. Therefore, I hope my Colleagues in the Senate today will join me in passing this

Resolution. Thank you, Mr. President.

The Joint Resolution was **ADOPTED**.

Sent down for concurrence.

REPORTS OF COMMITTEES

House

Ought to Pass

The Committee on **HEALTH AND HUMAN SERVICES** on Bill "An Act to Expand Availability of Naloxone Hydrochloride"
H.P. 377 L.D. 600

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

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

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

Bill **READ ONCE**.

ASSIGNED FOR SECOND READING NEXT LEGISLATIVE DAY.

Ought to Pass As Amended

The Committee on **ENVIRONMENT AND NATURAL RESOURCES** on Bill "An Act to Fund the Lake Restoration and Protection Fund"
H.P. 105 L.D. 164

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-41)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-41)**.

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

Bill **READ ONCE**.

Committee Amendment "A" (H-41) **READ** and **ADOPTED**, in concurrence.

ASSIGNED FOR SECOND READING NEXT LEGISLATIVE DAY.

The Committee on **ENVIRONMENT AND NATURAL RESOURCES** on Bill "An Act to Assist Municipalities in Preventing Damage from Storm Water"
H.P. 174 L.D. 276

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-43)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-43)**.

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

Bill **READ ONCE**.

Committee Amendment "A" (H-43) **READ** and **ADOPTED**, in concurrence.

ASSIGNED FOR SECOND READING NEXT LEGISLATIVE DAY.

The Committee on **HEALTH COVERAGE, INSURANCE AND FINANCIAL SERVICES** on Bill "An Act to Require Mortgage Holders to Notify a Homeowner's Insurance Company on the Sale or Transfer of a Mortgage"

H.P. 358 L.D. 553

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-37)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-37)**.

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

Bill **READ ONCE**.

Committee Amendment "A" (H-37) **READ** and **ADOPTED**, in concurrence.

ASSIGNED FOR SECOND READING NEXT LEGISLATIVE DAY.

Divided Report

The Majority of the Committee on **EDUCATION AND CULTURAL AFFAIRS** on Bill "An Act to Require Students to Demonstrate Knowledge of the Constitution of Maine and the United States Constitution"

H.P. 143 L.D. 222

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

Signed:

Senators:

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

Representatives:

- BRENNAN of Portland
- DODGE of Belfast
- LYMAN of Livermore Falls
- MILLETT of Cape Elizabeth
- MURPHY of Scarborough
- POLEWARCZYK of Wiscasset
- SAMPSON of Alfred
- SARGENT of York
- WORTH of Ellsworth

The Minority of the same Committee on the same subject reported that the same **Ought To Pass as Amended by Committee Amendment "A" (H-39)**.

Signed:

Representative:

- BAGSHAW of Windham

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

Reports **READ**.

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

Divided Report

The Majority of the Committee on **ENVIRONMENT AND NATURAL RESOURCES** on Resolve, Regarding Legislative Review of Chapter 171: Control of Petroleum Storage Facilities, a Major Substantive Rule of the Department of Environmental Protection (EMERGENCY)

H.P. 46 L.D. 71

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

Signed:

Senators:

- BRENNER of Cumberland
- CARNEY of Cumberland

Representatives:

- GRAMLICH of Old Orchard Beach
- BELL of Yarmouth
- BRIDGEO of Augusta
- DOUDERA of Camden
- HOBBS of Wells
- O'NEIL of Saco
- SCHMERSAL-BURGESS of Mexico
- SOBOLESKI of Phillips
- WOODSOME of Waterboro

The Minority of the same Committee on the same subject reported that the same **Ought To Pass as Amended by Committee Amendment "A" (H-42)**.

Signed:

Senator:

LYFORD of Penobscot

Representative:

CAMPBELL of Orrington

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

Reports **READ**.

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

Resolve **READ ONCE**.

ASSIGNED FOR SECOND READING NEXT LEGISLATIVE DAY.

Divided Report

The Majority of the Committee on **HEALTH COVERAGE, INSURANCE AND FINANCIAL SERVICES** on Resolve, to Require the Maine Board of Pharmacy to Review Work Practices and Treatment of Pharmacists

H.P. 173 L.D. 275

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-38)**.

Signed:

Senators:

BAILEY of York
BRAKEY of Androscoggin

Representatives:

PERRY of Calais
ARFORD of Brunswick
CLUCHEY of Bowdoinham
MASTRACCIO of Sanford
MATHIESON of Kittery
MORRIS of Turner
NUTTING of Oakland

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

Signed:

Representatives:

CYRWAY of Albion
SWALLOW of Houlton

Comes from the House with the Majority **OUGHT TO PASS AS AMENDED BY COMMITTEE AMENDMENT "A" (H-38)** Report **READ** and **ACCEPTED** and the Resolve **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-38)**.

Reports **READ**.

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

Resolve **READ ONCE**.

Committee Amendment "A" (H-38) **READ** and **ADOPTED**, in concurrence.

ASSIGNED FOR SECOND READING NEXT LEGISLATIVE DAY.

Divided Report

The Majority of the Committee on **JUDICIARY** on Bill "An Act to Amend the Laws Governing the Right to Counsel for Juveniles and Due Process for Juveniles"

H.P. 86 L.D. 140

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

Signed:

Senators:

CARNEY of Cumberland
BAILEY of York
LYFORD of Penobscot

Representatives:

MOONEN of Portland
HAGGAN of Hampden
HENDERSON of Rumford
KUHN of Falmouth
LEE of Auburn
MORIARTY of Cumberland
POIRIER of Skowhegan
RECKITT of South Portland
SHEEHAN of Biddeford

The Minority of the same Committee on the same subject reported that the same **Ought To Pass as Amended by Committee Amendment "A" (H-40)**.

Signed:

Representative:

ANDREWS of Paris

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

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

Reports **READ**.

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 **JUDICIARY** on Bill "An Act to Codify That Freedom of Access Act and Freedom of Information Act Requests Are Not Hate Crimes"

H.P. 454 L.D. 685

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

Signed:

Senators:

CARNEY of Cumberland
BAILEY of York

Representatives:

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

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

Signed:

Senator:

LYFORD of Penobscot

Representatives:

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

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

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

Reports **READ**.

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

On motion by Senator **KEIM** of Oxford, 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 **POULIOT**, the Senator from York, Senator **LAWRENCE**, and the Senator from Aroostook, Senator **STEWART**, and further excused the same Senators from today's Roll Call votes.

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#98)

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

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

EXCUSED: Senators: LAWRENCE, POULIOT, STEWART

22 Senators having voted in the affirmative and 10 Senators having voted in the negative, with 3 Senators being excused, the motion by Senator **CARNEY** of Cumberland to **ACCEPT** the Majority **OUGHT NOT TO PASS** Report, in concurrence, **PREVAILED**.

Divided Report

The Majority of the Committee on **JUDICIARY** on Bill "An Act Regarding the Limits on Civil Remedies Available Under the Maine Human Rights Act"

H.P. 607 L.D. 960

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

Signed:

Senators:

CARNEY of Cumberland
BAILEY of York

Representatives:

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

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

Signed:

Senator:

LYFORD of Penobscot

Representatives:

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

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 Define 'Mail' in the Employment Security Law to Include Electronic Notification"

H.P. 17 L.D. 13

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-45)**.

Signed:

Senators:

TIPPING of Penobscot
DAUGHTRY of Cumberland

Representatives:

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

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

Signed:

Senator:

POULIOT of Kennebec

Representatives:

BRADSTREET of Vassalboro
DRINKWATER of Milford
SOBOLESKI of Phillips

Comes from the House with the Majority **OUGHT TO PASS AS AMENDED BY COMMITTEE AMENDMENT "A" (H-45)** Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-45)**.

Reports **READ**.

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

Bill **READ ONCE**.

Committee Amendment "A" (H-45) **READ** and **ADOPTED**, in concurrence.

ASSIGNED FOR SECOND READING NEXT LEGISLATIVE DAY.

Divided Report

The Majority of the Committee on **TAXATION** on Bill "An Act to Establish a Sales Tax Holiday Weekend" (EMERGENCY)

H.P. 477 L.D. 708

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

Signed:

Senators:

GROHOSKI of Hancock
CHIPMAN of Cumberland
LIBBY of Cumberland

Representatives:

PERRY of Bangor
CROCKETT of Portland
HASENFUS of Readfield
MATLACK of St. George
RANA of Bangor

The Minority of the same Committee on the same subject reported that the same **Ought To Pass as Amended by Committee Amendment "A" (H-46)**.

Signed:

Representatives:

CARMICHAEL of Greenbush
QUINT of Hodgdon
RUDNICKI of Fairfield

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

Reports **READ**.

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

On motion by Senator **KEIM** 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 (#99)

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

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

EXCUSED: Senators: LAWRENCE, POULIOT, STEWART

24 Senators having voted in the affirmative and 8 Senators having voted in the negative, with 3 Senators being excused, the motion by Senator **GROHOSKI** of Hancock to **ACCEPT** the Majority **OUGHT NOT TO PASS** Report, in concurrence, **PREVAILED**.

Divided Report

Seven members of the Committee on **ENVIRONMENT AND NATURAL RESOURCES** on Bill "An Act to Remove the 5 Cent Fee for Bags in Retail Stores" (EMERGENCY)
H.P. 367 L.D. 572

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

Signed:

Senators:
BRENNER of Cumberland
CARNEY of Cumberland

Representatives:
GRAMLICH of Old Orchard Beach
BELL of Yarmouth
BRIDGEO of Augusta
DOUDERA of Camden
HOBBS of Wells

Five members of the same Committee on the same subject reported in Report "**B**" that the same **Ought to Pass**.

Signed:

Senator:
LYFORD of Penobscot

Representatives:

CAMPBELL of Orrington
SCHMERSAL-BURGESS of Mexico
SOBOLESKI of Phillips
WOODSOME of Waterboro

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 "A" (H-44)**.

Signed:

Representative:
O'NEIL of Saco

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

Reports **READ**.

Senator **BRENNER** of Cumberland moved the Senate **ACCEPT** Report "**A**", **OUGHT NOT TO PASS**, in concurrence.

On motion by Senator **KEIM** 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 (#100)

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

NAYS: Senators: BRAKEY, FARRIN, GUERIN, HARRINGTON, LIBBY, LYFORD, MOORE

EXCUSED: Senators: LAWRENCE, POULIOT, STEWART

25 Senators having voted in the affirmative and 7 Senators having voted in the negative, with 3 Senators being excused, the motion by Senator **BRENNER** of Cumberland to **ACCEPT** Report "**A**", **OUGHT NOT TO PASS**, in concurrence, **PREVAILED**.

Senate

Ought to Pass As Amended

Senator **BRENNER** for the Committee on **ENVIRONMENT AND NATURAL RESOURCES** on Resolve, Directing the Department of Environmental Protection to Examine Setback Requirements for Outdoor Wood Boilers

S.P. 181 L.D. 400

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-46).**

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

Resolve **READ ONCE**.

Committee Amendment "A" (S-46) **READ** and **ADOPTED**.

ASSIGNED FOR SECOND READING NEXT LEGISLATIVE DAY.

Senator BAILEY for the Committee on **HEALTH COVERAGE, INSURANCE AND FINANCIAL SERVICES** on Bill "An Act to Make Corrections to the Maine Insurance Code"
S.P. 28 L.D. 36

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-38).**

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

Bill **READ ONCE**.

Committee Amendment "A" (S-38) **READ** and **ADOPTED**.

ASSIGNED FOR SECOND READING NEXT LEGISLATIVE DAY.

Divided Report

The Majority of the Committee on **AGRICULTURE, CONSERVATION AND FORESTRY** on Bill "An Act to Prohibit Open Burning Under a Red Flag Warning and Regulate Recreational Campfires"
S.P. 16 L.D. 24

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-39).**

Signed:

Senators:

INGWERSEN of York
BLACK of Franklin
HICKMAN of Kennebec

Representatives:

PLUECKER of Warren
COSTAIN of Plymouth
CRAY of Palmyra
GUERRETTE of Caribou
HALL of Wilton
HEPLER of Woolwich
JAUCH of Topsham
OSHER of Orono
SHAW 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-40).**

Signed:

Representative:

JACKSON of Oxford

Reports **READ**.

On motion by Senator **INGWERSEN** of York, the Majority **OUGHT TO PASS AS AMENDED BY COMMITTEE AMENDMENT "A" (S-39)** Report **ACCEPTED**.

Bill **READ ONCE**.

Committee Amendment "A" (S-39) **READ** and **ADOPTED**.

ASSIGNED FOR SECOND READING NEXT LEGISLATIVE DAY.

Divided Report

The Majority of the Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY** on Resolve, Directing Maine Emergency Medical Services to Convene a Stakeholder Group to Explore Emergency Medical Services Career Pathways and Educational Opportunities in the State
S.P. 110 L.D. 244

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-35).**

Signed:

Senator:

BEEBE-CENTER of Knox

Representatives:

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

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

Signed:

Senator:

HARRINGTON of York

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

Reports **READ**.

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

Bill **READ ONCE**.

Committee Amendment "A" (S-35) **READ** and **ADOPTED**.

ASSIGNED FOR SECOND READING NEXT LEGISLATIVE DAY.

Divided Report

The Majority of the Committee on **JUDICIARY** on Bill "An Act to Update the Procedures for Issuance of Orders Related to Involuntary Hospitalizations"

S.P. 213 L.D. 459

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-44)**.

Signed:

Senators:
CARNEY of Cumberland
BAILEY of York
LYFORD of Penobscot

Representatives:
MOONEN of Portland
HAGGAN of Hampden
HENDERSON of Rumford
KUHN of Falmouth
LEE of Auburn
MORIARTY of Cumberland
POIRIER of Skowhegan
RECKITT of South Portland
SHEEHAN of Biddeford

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

Signed:

Representative:
ANDREWS of Paris

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

Reports **READ**.

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

Bill **READ ONCE**.

Committee Amendment "A" (S-44) **READ** and **ADOPTED**.

ASSIGNED FOR SECOND READING NEXT LEGISLATIVE DAY.

Divided Report

The Majority of the Committee on **JUDICIARY** on Bill "An Act to Clarify the Powers of a Conservator to Transfer Property"
S.P. 309 L.D. 751

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-45)**.

Signed:

Senators:
CARNEY of Cumberland
BAILEY of York

Representatives:
MOONEN of Portland
HAGGAN of Hampden
HENDERSON of Rumford
KUHN of Falmouth
LEE of Auburn
MORIARTY of Cumberland
POIRIER of Skowhegan
RECKITT of South Portland
SHEEHAN of Biddeford

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

Signed:

Senator:
LYFORD of Penobscot

Representative:
ANDREWS of Paris

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

Reports **READ**.

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

Bill **READ ONCE**.

Committee Amendment "A" (S-45) **READ** and **ADOPTED**.

ASSIGNED FOR SECOND READING NEXT LEGISLATIVE DAY.

Divided Report

The Majority of the Committee on **LABOR AND HOUSING** on Bill "An Act to Require a Person Receiving Unemployment Benefits to Attend Scheduled Interviews to Fulfill the Work Search Requirement"

S.P. 111 L.D. 245

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

Signed:

Senator:

TIPPING of Penobscot

Representatives:

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

The Minority of the same Committee on the same subject reported that the same **Ought To Pass as Amended by Committee Amendment "A" (S-37).**

Signed:

Senator:

POULIOT of Kennebec

Representatives:

- BRADSTREET of Vassalboro
- DRINKWATER of Milford
- SOBOLESKI of Phillips

Reports **READ.**

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

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

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

Senator **GUERIN:** Thank you, Mr. President. Mr. President and ladies and gentlemen of the Senate, my family and I run a small business in Veazie, Maine. For those in our position, finding willing - people willing to work in this day and age is as difficult as it has ever been. A large contributing factor to this problem is the fact that those that are on Maine's current unemployment assistance program are required to apply for jobs but are not required to attend the interviews they schedule, allowing them to

remain on unemployment assistance until their benefits run out. As the HR person at my business, there have been many times where someone has indicated they are going to attend the interview and then they don't show up, so I started calling the night before and saying I'm going to have to drive into town to do the interview, I'm just making sure you're going to be there. Oh, yes, going to be there. No show. Essentially, many of those on unemployment are effectively being paid to apply for open positions and then ghost potential employers. This proposed legislation would require the Department of Labor, Bureau of Unemployment Compensation to establish an online portal for employers to report individuals who refuse to appear for scheduled interviews. The Department testified that they had an online option for applying, but it is buried in the website of the Department and has a glaring error that it requires the Social Security number of the person who is applying, which no employer would have the Social Security number of a person applying for a job who didn't come to the interview. I originally heard this proposal from a Democrat, former Massachusetts Senator Diane DiZoglio. She sponsored the legislation for constituents of hers who are small business owners. According to the Salem News, DiZoglio says she supports the proposal and believes businesses have a legitimate gripe that enforcement of the state's work search requirements for people collecting unemployment benefits needs to be strengthened. Other states, including Arkansas, are currently considering similar changes to their statute, highlighting that this is a problem countrywide. The Arkansas proposal does allow for exceptions for those who provide legitimate reasons for not being able to make it to their interviews and Maine would do the same. My proposed legislation will close a glaring loophole in our system. We cannot and should not allow taxpayer dollars to be distributed through the unemployment system to be dishonestly collected by those who are not truly seeking work. Rather, it should be reserved for those who are making an honest effort.

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

Senator **BRAKEY:** Thank you, Mr. President. I will keep my comments brief because Senator Guerin has already very - articulated the need for this legislation very well. I will just say, as a cosponsor of this legislation, this is one of the issues I heard most frequently as I traveled door to door in my district when I spoke with small business owners was this problem of ghosting of people. In order to meet the terms of the work search requirement under unemployment, they apply for the job and they never show up for the interview. So, what can we do about it? Well, this is the ghostbusting bill. This would create consequences for those times when people apply for the job in order to meet the work search requirement but never show up for the interview. This wastes the time and resources of our small businesses. I remember hearing particularly from a woman with - she was an audiologist and she said, you know, this takes me away from serving - of serving her clients and her patients and working with them. She has to take time out for a job interview where people - where no one shows up for it. It really begs the question: if there are no penalties for not showing up for these interviews, then what's the point of having the work search requirement in the first place? It's a requirement we can put in statute to feel like we're doing something, but if there's no consequences for people not following through, then we might as

well not have the work search requirement in the first place. All it's doing is creating unnecessary busy work for our small businesses. So, let's strengthen the work search requirement, let's reject the Ought Not to Pass Report, and move forward with an alternate report. Thank you, Mr. President.

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

Senator **TIPPING:** Thank you very much, Mr. President. I rise today in support of the Ought Not to Pass Majority Report of the Committee. I think my colleague from Penobscot County's concerns are real and I also, as her business is in my district, am concerned with its continuation. I also wanted to thank her for allowing me to take pallet wood from outside her business. We built a set of shelves the other day. The reasons why the committee decided against this bill is that, one, the portion requiring an online form is already completed, it's at Maine.gov/unemployment. There can certainly be improvements to that but we didn't feel that it required new laws to require that. We also felt that the cutoff of unemployment benefits for simply missing an interview, which can happen for all kinds of reasons, was an unnecessarily cruel and damaging response and that that could be harmful to both workers and their families and unproductive in helping Mainers connect with jobs, which is supposed to be the point of this legislation. There are already ways to investigate people not doing an actual work search or not showing up or taking jobs that they are qualified for as part of the work search investigation. We also felt this was not an area of concern requiring such drastic action. There were no other business owners that testified about similar experiences. Of the reports through the form, there were about 314 reported from the Bureau of Unemployment Compensation over the last year. Only 52 of those actually had to do with people that were receiving unemployment benefits, only two of those were complaints about people not showing up for interviews, and those 52 were investigated by the Bureau. And that is all I have to say.

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

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#101)

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

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

EXCUSED: Senators: POULIOT, STEWART

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

Sent down for concurrence.

Divided Report

The Majority of the Committee on **VETERANS AND LEGAL AFFAIRS** on Bill "An Act to Amend Certain Laws Governing Pari-Mutuel Pools on Harness Racing" (EMERGENCY)
S.P. 132 L.D. 311

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-42)**.

Signed:

Senators:

HICKMAN of Kennebec
TIMBERLAKE of Androscoggin

Representatives:

SUPICA of Bangor
ANDREWS of Paris
BOYER of Poland
COLLINGS of Portland
HYMES of Waldo
MALON of Biddeford
MONTELL of Gardiner
RIELLY of Westbrook
RUDNICKI of Fairfield

The Minority of the same Committee on the same subject reported that the same **Ought To Pass as Amended by Committee Amendment "B" (S-43)**.

Signed:

Representative:

RISEMAN of Harrison

Reports **READ**.

On motion by Senator **HICKMAN** of Kennebec, the Majority **OUGHT TO PASS AS AMENDED BY COMMITTEE AMENDMENT "A" (S-42)** Report **ACCEPTED**.

Bill **READ ONCE**.

Committee Amendment "A" (S-42) **READ** and **ADOPTED**.

ASSIGNED FOR SECOND READING NEXT LEGISLATIVE DAY.

Divided Report

The Majority of the Committee on **VETERANS AND LEGAL AFFAIRS** on Bill "An Act to Provide for the Ethical Election of Constitutional Officers by Restricting Certain Campaign Contributions"

S.P. 238 L.D. 567

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

Signed:

Senator:

HICKMAN of Kennebec

Representatives:

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

The Minority of the same Committee on the same subject reported that the same **Ought To Pass as Amended by Committee Amendment "A" (S-41)**.

Signed:

Senator:

TIMBERLAKE of Androscoggin

Representatives:

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

Reports **READ**.

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

Sent down for concurrence.

SECOND READERS

The Committee on **Bills in the Second Reading** reported the following:

House

Bill "An Act to Improve Road Safety for Waste and Recycling Collection Employees"

H.P. 333 L.D. 528

Bill "An Act to Increase the Allowable Width of a Snowplow"

H.P. 456 L.D. 687

READ A SECOND TIME and **PASSED TO BE ENGROSSED**, in concurrence.

House As Amended

Resolve, Authorizing the State Tax Assessor to Convey the Interest of the State in Certain Real Estate in the Unorganized Territory

H.P. 10 L.D. 6
(C "A" H-33)

Bill "An Act to Amend the Laws Governing Severance Pay to Cover More Types of Employers and Include More Workers"

H.P. 16 L.D. 12
(C "A" H-35)

Bill "An Act to Amend the Authority of the Public Utilities Commission Regarding Special Rate Contracts"

H.P. 118 L.D. 177
(C "A" H-36)

Bill "An Act to Amend the Laws Governing Working Waterfront Covenants"

H.P. 369 L.D. 574
(C "A" H-34)

READ A SECOND TIME and **PASSED TO BE ENGROSSED AS AMENDED**, in concurrence.

Senate As Amended

Bill "An Act to Limit Public Access to or Dissemination of Electronic Citation Information"

S.P. 15 L.D. 23
(C "A" S-28)

Bill "An Act to Streamline Rulemaking for Revisions to Screening Levels for the Solid Waste Beneficial Use Program"

S.P. 20 L.D. 28
(C "A" S-31)

Bill "An Act to Update the Responsibilities of the Clean-up and Response Fund Review Board"

S.P. 46 L.D. 74
(C "A" S-33)

Bill "An Act to Increase the Handling Fee for Beverage Containers Reimbursed to Dealers and Redemption Centers"

S.P. 73 L.D. 134
(C "A" S-34)

Bill "An Act to Improve Access to Civil Legal Services" (EMERGENCY)

S.P. 235 L.D. 564
(C "A" S-30)

READ A SECOND TIME and **PASSED TO BE ENGROSSED AS AMENDED**.

Sent down for concurrence.

Off Record Remarks

ENACTORS

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

Emergency Measure

An Act to Simplify the Sale of Food Requirement for Certain Licenses for the Sale of Liquor to Be Consumed on the Licensed Premises

H.P. 87 L.D. 141
(C "A" H-29)

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

Acts

An Act to Establish Processing Time Limits for Permit by Rule Applications Under the Site Location of Development Laws

H.P. 13 L.D. 9
(C "A" H-30)

An Act to Include an Expanded Archery Permit in the Super Pack License Issued by the Department of Inland Fisheries and Wildlife

S.P. 93 L.D. 189
(C "A" S-21)

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

An Act to Promote Public Safety and Retain Essential First Responders by Funding the Maine Length of Service Award Program

S.P. 256 L.D. 588

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

Senate at Ease.

The Senate was called to order by the President.

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

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 (4/18/23) matter:

JOINT RESOLUTION - Designating May 7-13, 2023 As Tardive Dyskinesia Awareness Week

S.P. 686

Tabled - April 18, 2023 by Senator **MOORE** of Washington

Pending - **ADOPTION**

(In Senate, April 18, 2023, **READ**.)

On motion by Senator **MOORE** of Washington, the Joint Resolution was **INDEFINITELY POSTPONED**.

The Chair laid before the Senate the following Tabled and Later Assigned (4/20/23) matter:

Bill "An Act to Promote Educational Opportunity Through the Educational Choice Tax Credit Program, Eliminating Certain Restrictions on Charter Schools and Virtual Public Charter Schools, Allowing More Entities to Authorize Charter Schools and Clarifying Educational Policy on Immunization Requirements"

H.P. 1120 L.D. 1741

Tabled - April 20, 2023 by Senator **RAFFERTY** of York

Pending - **REFERENCE**

(In House, April 20, 2023, **REFERRED** to the Committee on **EDUCATION AND CULTURAL AFFAIRS** and ordered printed.)

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

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

Off Record Remarks

RECESSED until the sound of the bell.

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

Off Record Remarks

Brad Richard, of Princeton, a Game Warden with the Maine Warden Service, who found Kimberly Pushard and Angela Bussell, the subjects of an extensive statewide search, in a remote part of Hancock County over five days after they became lost while driving. He found them alive and in their vehicle near Nicatous Lake in East Hancock. We extend our appreciation and best wishes.

HLS 260

THE PRESIDENT: The Chair recognizes the Senator from Sagadahoc, Senator Vitelli.

Senator **VITELLI:** Men and Women of the Senate, it is my pleasure to speak in honor of Brad Richard of the Maine Warden Service. Two of my constituents, as was mentioned, Kimberly Pushard and Angela Bussell, were reported missing by Topsham police shortly after 12:30 on a Wednesday. There were several freezing days in February, where their car was spotted both south and north of Topsham, but we didn't know where they were. On that Sunday, Brad Richard of the Warden Service found the car up a dirt road near Nicatous Lake - I think I may have said that okay - all the way in Hancock County. When he found their snow-covered car, he feared the worst. But luckily, they were okay. Before he got them to safety and to home, he shared his lunchbox with them. I am so pleased and I was so relieved at the time that they were found safe and I'm very grateful to the Warden for having persisted in his efforts to locate the couple once they were missing. Thank you, Mr. President.

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

Senator **MOORE:** Thank you, Mr. President. I just wanted to rise myself and congratulate and thank with grateful thankfulness for Brad Richard and all that he does for the State and for -especially for Washington County, I appreciate that as well. So, I really thank him for his valor, his dedication, and his perseverance. Thank you very much.

THE PRESIDENT: The Chair is pleased to recognize in the rear of the Chamber Brad Richard, Maine Game Warden. He is joined by Commissioner of Inland Fisheries and Wildlife, Judy Camuso; Deputy Commissioner, Tim Peabody; and Colonel Dan Scott; and members of the Warden Service. They are the guests today of the Senator from Sagadahoc, Senator Vitelli, and the guests of the Senator from Washington, Senator Moore, and the entire Maine Senate. Would they all please rise and accept the greetings of the Maine Senate.

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

PAPERS FROM THE HOUSE

House Papers

Bill "An Act to Develop and Provide Technical Assistance for Meat Slaughtering and Processing"

H.P. 1131 L.D. 1767

Bill "An Act to Improve Pesticides Sales and Use Data Collection and Accessibility by the State"

H.P. 1134 L.D. 1770

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

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

Bill "An Act to Develop a Continuum of Care for Youth Involved in the Justice System and to Develop Alternatives for Juveniles Incarcerated in Long Creek Youth Development Center"

H.P. 1142 L.D. 1779

Comes from the House, **REFERRED** to the Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY** and ordered printed.

On motion by Senator **BEEBE-CENTER** of Knox, **REFERRED** to the Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY** and ordered printed, in concurrence.

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

H.P. 1133 L.D. 1769

Bill "An Act to Increase the State's Share of the Cost of Health Insurance for Retired Teachers" (EMERGENCY)

H.P. 1136 L.D. 1773

Bill "An Act to Repeal and Replace the Charter of the Boothbay-Boothbay Harbor Community School District"
H.P. 1149 L.D. 1786

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

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

Bill "An Act to Establish a Clean Hydrogen Pilot Program"
H.P. 1138 L.D. 1775

Bill "An Act to Ensure a Sustainable Electric Grid"
H.P. 1141 L.D. 1778

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

On motion by Senator **LAWRENCE** of York, **REFERRED** to the Committee on **ENERGY, UTILITIES AND TECHNOLOGY** and ordered printed, in concurrence.

Bill "An Act to Update the Alternative Base Year Payment Method for Federally Qualified Health Centers" (EMERGENCY)
H.P. 1132 L.D. 1768

Bill "An Act to Establish the Homeless Substance Use Disorder Service Program" (EMERGENCY)
H.P. 1144 L.D. 1781

Resolve, to Improve Access to Appropriate Levels of Long-term Care by Rebased and Increasing Reimbursement Rates (EMERGENCY)
H.P. 1147 L.D. 1784

Resolve, to Establish the Blue Ribbon Commission to Make Recommendations to Update Laws Governing the Continuum of Long-term Care Options (EMERGENCY)
H.P. 1148 L.D. 1785

Come from the House, **REFERRED** to the Committee on **HEALTH AND HUMAN SERVICES** and ordered printed.

On motion by Senator **BALDACCI** of Penobscot, **REFERRED** to the Committee on **HEALTH AND HUMAN SERVICES** and ordered printed, in concurrence.

Bill "An Act to Require Insurance Carriers to Compensate Providers for Costs of Providing Medical Records for Utilization Review"
H.P. 1130 L.D. 1766

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

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

Bill "An Act Regarding Speedy Trials"
H.P. 1135 L.D. 1771

Bill "An Act to Empower Jurors by Allowing Instructions That They May Find a Defendant Not Guilty if a Guilty Verdict Would Yield an Unjust Result"
H.P. 1145 L.D. 1782

Bill "An Act to Prohibit Health Care Services Without Parental Consent"
H.P. 1154 L.D. 1809

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

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

Bill "An Act Exempting Certain Emergency Distributions and Emergency Savings Accounts from Taxation"
H.P. 1137 L.D. 1774

Bill "An Act to Amend the State Tax Laws" (EMERGENCY)
H.P. 1153 L.D. 1808

Bill "An Act to Expand the Maine Historic Rehabilitation Credit and Establish a Weatherization Tax Credit"
H.P. 1155 L.D. 1810

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

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

Bill "An Act to Regulate the Operation of Micromobility Devices on Public Ways"
H.P. 1143 L.D. 1780

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

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

Bill "An Act Authorizing the Governor to Enter into Interstate Agreements Regarding the Cannabis Industry"
H.P. 1129 L.D. 1765

Bill "An Act to Create Economic Opportunity for Wabanaki Nations Through Internet Gaming"
H.P. 1140 L.D. 1777

Bill "An Act to Implement the Recommendations of the Governor's Advisory Council on Military Sexual Trauma"
H.P. 1146 L.D. 1783

Bill "An Act to Clarify Required Political Committees 24-hour Reports"
H.P. 1156 L.D. 1811

Come from the House, **REFERRED** to the Committee on **VETERANS AND LEGAL AFFAIRS** and ordered printed.

On motion by Senator **HICKMAN** of Kennebec, **REFERRED** to the Committee on **VETERANS AND LEGAL AFFAIRS** and ordered printed, in concurrence.

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

ORDERS OF THE DAY

The Chair laid before the Senate the following Tabled and Later Assigned (4/12/23) matter:

SENATE REPORTS - from the Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY** on Bill "An Act to Require All Emergency Medical Services Persons to Be Trained in the Dispensing of Naloxone Hydrochloride"
S.P. 400 L.D. 981

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

Minority - **Ought to Pass** (3 members)

Tabled - April 12, 2023 by Senator **BEEBE-CENTER** of Knox

Pending - **ACCEPTANCE OF EITHER REPORT**

(In Senate, April 12, 2023, Reports **READ**.)

Senator **BEEBE-CENTER** of Knox moved the Senate **ACCEPT** the Minority **OUGHT TO PASS** Report.

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

Senator **BRAKEY:** Thank you, Mr. President. I apologize. I didn't know this was coming up and I guess I would just love to hear, it sounds like there was some conversation about why the reports are switched, and just knowing the little bit what I know

about naloxone, it's very easy to administer. So, I'm just wondering if someone could share the reason for the - mandating the training and going with the Minority Report. Thank you.

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

Senator **BALDACCI:** Thank you, Mr. President. As the sponsor of the bill, it's a very fair question. I want to indicate that, because of some of the concerns the committee had, I went back and talked to Sam Hurley, our EMS people, about how they would like to see it structured. So I got feedback from the administration and that's what the - and I have an amendment to provide that's in accordance with that that we can add on the second reading, but it's been reviewed by both the administration, I believe with EMS people in general, and they're satisfied with it. It wouldn't take effect until July 1st of -

THE PRESIDENT: Senator, you're not to speak about the amendment.

Senator **BALDACCI:** Oh, sorry. More later.

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

Bill **READ ONCE**.

ASSIGNED FOR SECOND READING NEXT LEGISLATIVE DAY.

Off Record Remarks

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

Senator **HICKMAN:** Thank you, Mr. President. Permission to read poetry into the record.

THE PRESIDENT: So moved.

Senator **HICKMAN:** Thank you, Mr. President. April 22nd was Earth Day and I wrote this poem in 1997 and have read some version of it around Earth Day ever since. It's called Opening the Earth, the Wedding Song.

When the weather breaks, stand before the unquilted stretch of land and gaze directly across into your lover's eyes. Resist the half-second instinct to blink. Ready yourself for designing earth too hard to chop, remove the gloves of shame, clip the nails of fear, fall in unison to your knees. Fertilize the earth with raw honesty. Weed out dissension, plot vegetables and flowers, and talk about the colors that will bloom. Water often with fluid from a red, red heart. Welcome imperfection. When needed, rest in solitude near the tree-rooted corner. Surrender to the half-second instinct to blink. Pray. Pray. Pray. Refreshed, work steadfast till night's star nailed pewter clothes. Lie in your lover's arms, gaze once more into his eyes, anoint each other with moonlight. Sleep in the dream blossomed embrace of rich harvests to come, crack

open fever-bright eyes and awaken to morning's sun-forged opening. Begin again.

Off Record Remarks

THE PRESIDENT: The Chair recognizes the Senator from Somerset, Senator Farrin.

Senator **FARRIN:** Thank you, Senate President. Colleagues in the Senate, I have a little more somber anniversary today. Five years ago today, on April 25th, in my hometown of Norridgewock, Corporal Eugene Cole was murdered. Today is Eugene Cole Day and that event five years ago changed my hometown that I grew up in and our surrounding communities. I reached out to Sheryl - his wife, not his widow, his wife, and she makes that very clear if you talk to her - because she wrote a pretty moving post and I asked her if it was all right if I shared that with my colleagues in the Senate today, and she said absolutely. And it starts: 'Day 1,827. Happy Corporal Cole Day, everyone. This is a day to share joy, generosity, kindness, and respect with whoever you may meet, be it a long-time friend, a family member, or a stranger on the street. Show a smile for no reason. Open a door for the person behind you. Say thank you to any law enforcement officers, firemen, paramedics, dispatch operators, nurses, doctors, medical assistants, all those in the frontlines as well as those not so much in the front but still just as important. Teachers and all that help educate our young ones; cashiers and all that work in retail; truck drivers, plow drivers, line workers, mechanics, musicians, entertainers, chefs, cooks, waiters, waitresses, and all in the food industry; human services; blue collar or white collar; everyone and anyone that does a service for others. We, as the human race, would be nothing without those that choose to serve others. So, all you have to do is be nice. People, it's not that hard.' She goes on and she talks about the benefit and the scholarship funds that the local community raised this weekend, \$6500 for the Corporal Cole scholarships. She thanks a bunch of people for that. But in closing she said please never forget Eugene Cole. This is his day. So, try to do things the way Corporal Cole would do, and thank you all so very much, because Gene was the definition of community policing. He was a role model for everybody and to have Sheryl and her family still have this outlook five years later and have that light from Gene look down upon us all is pretty special. And I just thank you all for being able to share that with you today. Thank you, Mr. President.

On motion by Senator **FARRIN** of Somerset, **ADJOURNED** until Thursday, April 27, 2023 at 10:00 in the morning in memory of and lasting tribute to Corporal Eugene Cole of Norridgewock.