

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

In Senate Chamber
Tuesday
June 6, 2017

Senate called to order by President Michael D. Thibodeau of
Waldo County.

Prayer by Pastor David Peterman, Breakwater Baptist Church in
Rockland.

PASTOR PETERMAN: Let us pray. Father, we thank You, Lord,
for this opportunity. Lord, as citizens of this great country, Lord,
as lawmakers of our great state, I pray that You will give each one
wisdom today. As Your word says, if any man lacks wisdom let
them ask of God who giveth to all men liberally and upbraideth
not and it shall be given unto him. So, Lord, we ask for wisdom
today as Your business is done here in this place. We thank You
in Jesus' name. Amen.

Pledge of Allegiance led by Senator Justin M. Chenette of York
County.

Reading of the Journal of Monday, June 5, 2017.

Doctor of the day, Alan Hymanson, M.D., York.

Off Record Remarks

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

ORDERS

Joint Resolution

On motion by Senator **SAVIELLO** of Franklin (Cosponsored by
Representative **RILEY** of Jay), the following Joint Resolution:
S.P. 585

**STATE OF MAINE
IN THE YEAR OF OUR LORD
TWO THOUSAND AND SEVENTEEN**

**JOINT RESOLUTION
RECOGNIZING JUNE 17, 2017
AS DESTROYER ESCORT DAY**

WHEREAS, WWII, the Korean War, the Vietnam War and the
Cold War called upon thousands of America's young men to join
in the fight by land, sea and air to restore freedom and peace
throughout the world; and

WHEREAS, the Destroyer Escort was designed for use in WWII
as an anti-submarine vessel to provide a lifeline for Allied forces
by protecting convoys from the U-Boat menace in the Atlantic and
was used extensively in surface-to-surface combat, shelling
shores for invasions and many other assignments; and

WHEREAS, in recognition of the lives lost in these endeavors,
and in commendation of the bravery and valor of the sailors of the
Destroyer Escorts, the Destroyer Escort Association will host a
special ceremony in Lewiston to honor the sailors of the
Destroyer Escorts of WWII, the Korean War, the Vietnam War
and the Cold War with special tribute paid to those who lost their
lives with their ships; now, therefore, be it

RESOLVED: That We, the Members of the One Hundred and
Twenty-eighth Legislature now assembled in the First Regular
Session, on behalf of the people we represent, take this
opportunity to recognize June 17, 2017 as Destroyer Escort Day
throughout the State of Maine in commemoration of the valiant
sailors who risked and often gave their lives for peace and
freedom worldwide.

READ.

THE PRESIDENT: The Chair recognizes the Senator from
Franklin, Senator Saviello.

Senator **SAVIELLO:** Thank you, Mr. President. Mr. President,
ladies and gentlemen of the Senate, in my time as a Senator I've
had the unique privilege of recognizing a lot of veterans and a lot
of things that they've done for this country. As we sit and we talk
about the budget and other things that we have great debates
over, if it wasn't for these gentlemen that are sitting behind me in
a minute we wouldn't be doing that and if we were we'd be
speaking a whole different language. In WWII - as WWI - the
United States and its allies faced great threat from German
submarines whose numbers and effectiveness threatened to
close Atlantic sea lanes, jeopardizing the war effort in Europe. At
first forces of anti-submarine capabilities, destroyers, Coast
Guard cutters, or other smaller ships, and land-based aircraft
were not available in sufficient numbers or organized to counter
this menace. That the battle of the Atlantic was decisively won
was due to no small measure to the arrival of the specialized
boat, destroyer escort, DE, and the hunter-killer taskforce they
formed with small aircraft carriers, which in the last two years of
the war virtually, nearly, eliminated the U-boats. The evolution of
the destroyer escort dated back to 1939 when the basic
characteristics were established for ships that could be built
rapidly and in large numbers without interfering with the
production of machinery and armament for other types.
Torpedoes were initially carried on some of these classes in case
of a surface threat and, of course, there were depth charges and
Hedgehog, plus sonar and radar, which were central to the

mission. During WWII destroyer escorts were a special class of fighting ships capable of a wide range of combat assignments, including the anti-submarine destroy, convoy escorting, radar picketing, shore bombardment, search and rescue missions for downed pilots and shipwreck survivors. I add at this point that my Dad was in the Merchant Marines and I feel that if some of the destroyer escorts were the ones that escorted him to Murmansk and why he was able to come home.

Today, in 1973, Frank Crawford started wondering why there was no organization for the DE sailors. This was discussed during the summer with some other DE veterans. He wrote an article and published it in the brief history of the DESA. Dozens of newspapers carried it throughout the country and there was a great response. It was published in 460 newspapers. December 1975 there were 100 members from 94 ships. As of May 1976 it exploded to being more chapters being formed around the country. They have annual conventions and a number of members. The largest convention had over 3,000 members. At its peak the DESA, the association, had over 16,000 members. In the beginning of 2017 they are hovering at about 4,000. This is largely due to the fact that many of our heroes that are here, and some of them here today, were part of the Greatest Generation. So it's a fitting day to honor our heroes from this generation because today marks the 73rd anniversary of D-Day. I thank you, gentlemen, on behalf of the State of Maine and this great country for the time you served it and brought us here to where we are today. Thank you, Mr. President.

On motion by Senator **SAVIELLO** of Franklin, the Joint Resolution was **ADOPTED**.

Ordered sent down forthwith for concurrence.

THE PRESIDENT: The Chair is pleased to recognize members of the DESA: Thomas Godin, Gregory Mrowka, Roland Therrien, Herbert Mann, Stephen Paquette, Stella Paquette, Normand Demers, and John Dube, as well as Bill Hayden. Would they all rise and accept the appreciation of the State Senate.

Off Record Remarks

PAPERS FROM THE HOUSE

Non-Concurrent Matter

SENATE REPORTS - from the Committee on **VETERANS AND LEGAL AFFAIRS** on Bill "An Act To Assist Veterans in Their Applications for Service-related Benefits"
S.P. 160 L.D. 465

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

Minority - **Ought to Pass as Amended by Committee Amendment "A" (S-168)** (6 members)

In Senate, June 1, 2017, on motion by Senator **COLLINS** of York, the Majority **OUGHT NOT TO PASS** Report **READ** and **ACCEPTED**.

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" (S-168)** in **NON-CONCURRENCE**.

On motion by Senator **MASON** of Androscoggin, the Senate **INSISTED**.

Sent down for concurrence.

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.

Non-Concurrent Matter

HOUSE REPORTS - from the Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY** on Bill "An Act To Protect the Safety of Emergency Medical Services Personnel and Patients"
H.P. 733 L.D. 1050

Report **"A" - Ought Not to Pass** (6 members)

Report **"B" - Ought to Pass as Amended by Committee Amendment "A" (H-337)** (4 members)

Report **"C" - Ought to Pass as Amended by Committee Amendment "B" (H-338)** (1 member)

In Senate, June 1, 2017, on motion by Senator **ROSEN** of Hancock, Report **"A" OUGHT NOT TO PASS** **READ** and **ACCEPTED** in **NON-CONCURRENCE**.

Comes from the House, that Body having **INSISTED** on its former action whereby Report **"B" OUGHT TO PASS AS AMENDED BY COMMITTEE AMENDMENT "A" (H-337)** was **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-337)**.

On motion by Senator **ROSEN** of Hancock, the Senate **INSISTED**.

Non-Concurrent Matter

HOUSE REPORTS - from the Committee on **STATE AND LOCAL GOVERNMENT** on Bill "An Act To Require Maine Governmental Departments That Affect Citizen Health and Safety To Staff at Least 75 Percent of Available Positions"
H.P. 829 L.D. 1192

Majority - **Ought to Pass as Amended by Committee Amendment "A" (H-200)** (7 members)

Minority - **Ought Not to Pass** (6 members)

In Senate, June 1, 2017, on motion by Senator **DAVIS** of Piscataquis, the Minority **OUGHT NOT TO PASS** Report **READ** and **ACCEPTED** in **NON-CONCURRENCE**.

Comes from the House, that Body having **INSISTED** on its former action whereby the Majority **OUGHT TO PASS AS AMENDED** Report was **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-200)**.

On motion by Senator **DAVIS** of Piscataquis, the Senate **INSISTED**.

Non-Concurrent Matter

HOUSE REPORTS - from the Committee on **VETERANS AND LEGAL AFFAIRS** on RESOLUTION, Proposing an Amendment to the Constitution of Maine Regarding Early Voting
H.P. 962 L.D. 1383

Majority - **Ought to Pass as Amended by Committee Amendment "A" (H-268)** (7 members)

Minority - **Ought Not to Pass** (6 members)

In Senate, June 1, 2017, on motion by Senator **COLLINS** of York, the Minority **OUGHT NOT TO PASS** Report **READ** and **ACCEPTED** in **NON-CONCURRENCE**.

Comes from the House, that Body having **INSISTED** on its former action whereby the Majority **OUGHT TO PASS AS AMENDED** Report was **READ** and **ACCEPTED** and the RESOLUTION **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-268)**.

On motion by Senator **MASON** of Androscoggin, the Senate **INSISTED**.

Non-Concurrent Matter

HOUSE REPORTS - from the Committee on **HEALTH AND HUMAN SERVICES** on Bill "An Act To Promote Testing of Drinking Water for Maine Families"
H.P. 702 L.D. 1001

Majority - **Ought to Pass as Amended by Committee Amendment "A" (H-162)** (7 members)

Minority - **Ought Not to Pass** (6 members)

In Senate, June 1, 2017, on motion by Senator **BRAKEY** of Androscoggin, the Minority **OUGHT NOT TO PASS** Report **READ** and **ACCEPTED** in **NON-CONCURRENCE**.

Comes from the House, that Body having **INSISTED** on its former action whereby the Majority **OUGHT TO PASS AS AMENDED** Report was **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-162)**.

On motion by Senator **BRAKEY** of Androscoggin, the Senate **INSISTED**.

COMMUNICATIONS

The Following Communication: H.C. 210

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

June 5, 2017

The Honorable Heather J.R. Priest
Secretary of the Senate
128th Maine Legislature
Augusta, Maine 04333

Dear Secretary Priest:

The House voted today to insist on its former action whereby it accepted the Majority Ought to Pass as Amended Report of the Committee on Labor, Commerce, Research and Economic Development on Bill "An Act To Support Healthy Workplaces and Healthy Families by Providing Paid Sick Leave to Certain Employees" (S.P. 380) (L.D. 1159) and Passage to be Engrossed as Amended by Committee Amendment "A" (S-126).

Sincerely,

S/Robert B. Hunt
Clerk of the House

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

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

Senate at Ease.

The Senate was called to order by the President.

Off Record Remarks

The following Joint Resolution:

S.P. 584

**STATE OF MAINE
IN THE YEAR OF OUR LORD
TWO THOUSAND AND SEVENTEEN**

**JOINT RESOLUTION
RECOGNIZING JUNE 6, 2017
AS SHRINERS INTERNATIONAL AWARENESS DAY**

WHEREAS, on June 6, 1876, the Imperial Council, the governing body of the Shriners fraternity, was founded and, to celebrate and recognize this important milestone in Shriners history, Shriners International has declared June 6th as Shriners International Awareness Day; and

WHEREAS, Shriners International is a fraternity based on fun, fellowship and the Masonic principles of brotherly love, relief and truth with nearly 200 temples, or chapters, in several countries and thousands of clubs around the world; and

WHEREAS, Shriners International is a brotherhood and an organization focused on bringing families together, and many of its activities are designed to involve family members, promote shared values and help develop the next generation of community and business leaders; and

WHEREAS, Shriners International is recognized around the world by an ancient symbol, the fez, and the modern man who wears the iconic red fez is a man who values philanthropy, brotherhood, family and, of course, fun; and

WHEREAS, Shriners are a brotherhood of men committed to family, engaged in ongoing personal growth and dedicated to providing care for children and families in need; and

WHEREAS, Shriners Hospitals for Children was founded in 1922 with the goal of providing expert medical care for children, with no financial burden to the patients or their families; and

WHEREAS, today, that philanthropic effort supports 22 facilities across the United States, Canada and Mexico, treating children up to 18 years of age who have orthopedic conditions, burns, spinal cord injuries, cleft lip and palate and other conditions, whose advanced care is provided in a family-centered environment that is focused on maximizing a child's quality of life, regardless of the families' ability to pay; now, therefore, be it

RESOLVED: That We, the Members of the One Hundred and Twenty-eighth Legislature now assembled in the First Regular Session, on behalf of the people we represent, take this opportunity to recognize June 6, 2017 as Shriners International Awareness Day.

READ.

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

Senator **CUSHING:** Thank you again, Mr. President. Mr. President, ladies and gentlemen of the Senate, it is my pleasure

to rise today to speak in recognition of Shriners International Awareness Day. The Shriners were formed in 1870, when a group of Masons began gathering at the Knickerbocker Cottage in New York City. These men centered their fraternity on fun, fellowship, and the Masonic principles. The first official meeting of the Mecca Shriners, the organization's first chapter established in the United States, was held on September 26, 1872. Membership quickly grew across the country and expanded to Canada, Mexico, and Panama in the early 1900s. Shriners International experienced one of its largest periods of growth in the years following WWII, as returning soldiers looked for new ways to continue the comradery they had experienced with their fellow soldiers. The idea to establish hospitals for children was brought to the membership in 1919 after a Shriners visited a Scottish Rite Hospital for crippled children in Atlanta. This visit made the organization aware of the overwhelming need to care for children with orthopedic disorders and the first patient to be admitted to a Shriners Hospital for Children was in Shreveport, Louisiana in 1922 when a little girl with a club foot, who had learned to walk on top of her foot rather than the sole, was taken in. Through the remarkable foresight, commitment, and fundraising skills of the Shriners, nearly one million children have been treated at one of the 22 Shriners Hospitals for Children across the United States and in Canada and Mexico. Today Shriners International is a fraternity with nearly 200 temples in several countries, thousands of clubs around the world, and hundreds of thousands of members dedicated to the founding principle of brotherly love and relief and truth. It is my pleasure to welcome representatives of the Anah and Kora Temples to the Senate today and I thank them for their service to our communities.

ADOPTED.

Sent down for concurrence.

THE PRESIDENT: The Chair would ask that all Maine Shriners please stand and accept the greetings of the State Senate.

REPORTS OF COMMITTEES

House

Ought to Pass As Amended

The Committee on **AGRICULTURE, CONSERVATION AND FORESTRY** on Bill "An Act To Amend and Add Consistency to the Maine Weights and Measures Law"

H.P. 1086 L.D. 1579

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-392).**

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-392).**

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

Bill **READ ONCE.**

Committee Amendment "A" (H-392) **READ** and **ADOPTED**, in concurrence.

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

The Committee on **HEALTH AND HUMAN SERVICES** on Bill "An Act To Increase Access to Hearing Aids"
H.P. 541 L.D. 761

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-403)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-403)**.

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

Bill **READ ONCE**.

Committee Amendment "A" (H-403) **READ** and **ADOPTED**, in concurrence.

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

The Committee on **HEALTH AND HUMAN SERVICES** on Bill "An Act To Increase the Availability of Foster Homes"
H.P. 1027 L.D. 1494

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-396)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-396)**.

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

Bill **READ ONCE**.

Committee Amendment "A" (H-396) **READ** and **ADOPTED**, in concurrence.

Under suspension of the Rules, Bill **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 Report Limited Information to the Controlled Substances Prescription Monitoring Program Concerning Methadone"
H.P. 1118 L.D. 1619

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-397)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-397)**.

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

Bill **READ ONCE**.

Committee Amendment "A" (H-397) **READ** and **ADOPTED**, in concurrence.

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

The Committee on **LABOR, COMMERCE, RESEARCH AND ECONOMIC DEVELOPMENT** on Bill "An Act To Create the Maine Family First Employer Award"
H.P. 957 L.D. 1378

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-390)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-390)**.

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

Bill **READ ONCE**.

Committee Amendment "A" (H-390) **READ** and **ADOPTED**, in concurrence.

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

The Committee on **LABOR, COMMERCE, RESEARCH AND ECONOMIC DEVELOPMENT** on Bill "An Act To Provide Support for Sustainable Economic Development in Rural Maine"
H.P. 1017 L.D. 1478

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-391)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-391)**.

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

Bill **READ ONCE**.

Committee Amendment "A" (H-391) **READ** and **ADOPTED**, in concurrence.

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

The Committee on **TAXATION** on Bill "An Act To Make Technical Changes to Maine's Tax Laws"

H.P. 1081 L.D. 1570

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-384)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-384)**.

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

Bill **READ ONCE**.

Committee Amendment "A" (H-384) **READ** and **ADOPTED**, in concurrence.

Under suspension of the Rules, Bill **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 Expand Educational Opportunities for Students in the Unorganized Territories"

H.P. 589 L.D. 840

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

Signed:

Senators:

LANGLEY of Hancock
MILLETT of Cumberland

Representatives:

KORNFELD of Bangor
DAUGHTRY of Brunswick
FARNSWORTH of Portland
FULLER of Lewiston
GINZLER of Bridgton
McCREA of Fort Fairfield
PIERCE of Falmouth
SAMPSON of Alfred
STEWART of Presque Isle
TURNER of Burlington

The Minority of the same Committee on the same subject reported that the same **Ought To Pass as Amended by Committee Amendment "A" (H-393)**.

Signed:

Senator:

MAKER of Washington

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

Reports **READ**.

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

Divided Report

The Majority of the Committee on **EDUCATION AND CULTURAL AFFAIRS** on Bill "An Act Regarding College Affordability"

H.P. 792 L.D. 1129

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-394)**.

Signed:

Senator:

MILLETT of Cumberland

Representatives:

KORNFELD of Bangor
DAUGHTRY of Brunswick
FARNSWORTH of Portland
FULLER of Lewiston
McCREA of Fort Fairfield
PIERCE of Falmouth

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

Signed:

Senators:

LANGLEY of Hancock
MAKER of Washington

Representatives:

GINZLER of Bridgton
SAMPSON of Alfred
STEWART of Presque Isle
TURNER of Burlington

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-394)**.

Reports **READ**.

Senator **LANGLEY** of Hancock moved the Senate **ACCEPT** the Minority **OUGHT NOT TO PASS** Report, in **NON-CONCURRENCE**.

On motion by Senator **MILLETT** of Cumberland, 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 (#222)

YEAS: Senators: BRAKEY, COLLINS, CUSHING, CYRWAY, DAVIS, DOW, HAMPER, KATZ, KEIM, LANGLEY, MAKER, MASON, ROSEN, SAVIELLO, VOLK, WHITTEMORE, WOODSOME, PRESIDENT THIBODEAU

NAYS: Senators: BELLOWS, BREEN, CARPENTER, CARSON, CHENETTE, CHIPMAN, DESCHAMBAULT, DIAMOND, DILL, DION, GRATWICK, HILL, JACKSON, LIBBY, MILLETT, MIRAMANT, VITELLI

18 Senators having voted in the affirmative and 17 Senators having voted in the negative, the motion by Senator **LANGLEY** of Hancock to **ACCEPT** the Minority **OUGHT NOT TO PASS** Report, in **NON-CONCURRENCE, PREVAILED**.

Sent down for concurrence.

Divided Report

The Majority of the Committee on **ENERGY, UTILITIES AND TECHNOLOGY** on Bill "An Act To Ensure Continued Availability of High-speed Broadband Internet at Maine's Schools and Libraries"

H.P. 189 L.D. 256

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-189)**.

Signed:

Senators:

WOODSOME of York
CUSHING of Penobscot

Representatives:

BERRY of Bowdoinham
COOPER of Yarmouth
DeCHANT of Bath
HARVELL of Farmington
RILEY of Jay
RYKERSON of Kittery
SANBORN of Portland
WADSWORTH of Hiram

The Minority of the same Committee on the same subject reported that the same **Ought To Pass as Amended by Committee Amendment "B" (H-190)**.

Signed:

Representatives:

HANLEY of Pittston
O'CONNOR of Berwick

Comes from the House with the Majority **OUGHT TO PASS AS AMENDED BY COMMITTEE AMENDMENT "A" (H-189)** Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-189)**.

Reports **READ**.

On motion by Senator **WOODSOME** of York, the Majority **OUGHT TO PASS AS AMENDED BY COMMITTEE AMENDMENT "A" (H-189)** Report **ACCEPTED**, in concurrence.

Bill **READ ONCE**.

Committee Amendment "A" (H-189) **READ** and **ADOPTED**, in concurrence.

Under suspension of the Rules, Bill **READ A SECOND TIME** and **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-189)**, in concurrence.

Divided Report

The Majority of the Committee on **HEALTH AND HUMAN SERVICES** on Bill "An Act Regarding Reimbursement for Speech and Language Pathology Services"

H.P. 478 L.D. 687

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-382)**.

Signed:

Senators:

BRAKEY of Androscoggin
CHIPMAN of Cumberland

Representatives:

HYMANSON of York
CHACE of Durham
DENNO of Cumberland
HAMANN of South Portland
HEAD of Bethel
MADIGAN of Waterville
MALABY of Hancock
PARKER of South Berwick
PERRY of Calais

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

Signed:

Senator:
HAMPER of Oxford

Representative:
SANDERSON 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-382)**.

Reports **READ**.

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

Bill **READ ONCE**.

Committee Amendment "A" (H-382) **READ** and **ADOPTED**, in concurrence.

Under suspension of the Rules, Bill **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 Confer Categorical Eligibility for Supplemental Nutrition Assistance Program Benefit Applications" H.P. 480 L.D. 689

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-398)**.

Signed:

Senator:
CHIPMAN of Cumberland

Representatives:
HYMANSON of York
DENNO of Cumberland
HAMANN of South Portland
MADIGAN of Waterville
PARKER of South Berwick
PERRY of Calais

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

Signed:

Senators:
BRAKEY of Androscoggin
HAMPER of Oxford

Representatives:
CHACE of Durham
HEAD of Bethel
MALABY of Hancock
SANDERSON 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-398)**.

Reports **READ**.

On motion by Senator **BRAKEY** of Androscoggin, the Minority **OUGHT NOT TO PASS** Report **ACCEPTED**, in **NON-CONCURRENCE**.

Sent down for concurrence.

Divided Report

The Majority of the Committee on **HEALTH AND HUMAN SERVICES** on Bill "An Act To Provide Supplemental Nutrition Assistance to Veterans and Rental Assistance to Long-term Homeless Persons"

H.P. 1059 L.D. 1538

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-399)**.

Signed:

Senator:
CHIPMAN of Cumberland

Representatives:
HYMANSON of York
DENNO of Cumberland
HAMANN of South Portland
MADIGAN of Waterville
PARKER of South Berwick
PERRY of Calais

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

Signed:

Senators:
BRAKEY of Androscoggin
HAMPER of Oxford

Representatives:
CHACE of Durham
HEAD of Bethel
MALABY of Hancock
SANDERSON 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-399)**.

Reports **READ**.

On motion by Senator **BRAKEY** of Androscoggin, the Minority **OUGHT NOT TO PASS** Report **ACCEPTED**, in **NON-CONCURRENCE**.

Sent down for concurrence.

Divided Report

The Majority of the Committee on **LABOR, COMMERCE, RESEARCH AND ECONOMIC DEVELOPMENT** on Bill "An Act To Protect Earned Pay"

H.P. 405 L.D. 563

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-72)**.

Signed:

Senator:
BELLOWS of Kennebec

Representatives:
FECTEAU of Biddeford
BATES of Westbrook
DUNPHY of Old Town
HANDY of Lewiston
MASTRACCIO of Sanford
SYLVESTER of Portland

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

Signed:

Senators:
VOLK of Cumberland
LANGLEY of Hancock

Representatives:
AUSTIN of Gray
LOCKMAN of Amherst
STETKIS of Canaan
VACHON of Scarborough

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-72)**.

Reports **READ**.

Senator **VOLK** of Cumberland moved the Senate **ACCEPT** the Minority **OUGHT NOT TO PASS** Report, in **NON-CONCURRENCE**.

On motion by Senator **BELLOWS** 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 (#223)

YEAS: Senators: BRAKEY, COLLINS, CUSHING, CYRWAY, DAVIS, DOW, HAMPER, KATZ, KEIM, LANGLEY, MASON, ROSEN, SAVIELLO, VOLK, WHITTEMORE, WOODSOME, PRESIDENT THIBODEAU

NAYS: Senators: BELLOWS, BREEN, CARPENTER, CARSON, CHENETTE, CHIPMAN, DESCHAMBAULT, DIAMOND, DILL, DION, GRATWICK, HILL, JACKSON, LIBBY, MAKER, MILLETT, MIRAMANT, VITELLI

17 Senators having voted in the affirmative and 18 Senators having voted in the negative, the motion by Senator **VOLK** of Cumberland to **ACCEPT** the Minority **OUGHT NOT TO PASS** Report, in **NON-CONCURRENCE, FAILED**.

The Majority **OUGHT TO PASS AS AMENDED** Report **ACCEPTED**, in concurrence.

Bill **READ ONCE**.

Committee Amendment "A" (H-72) **READ** and **ADOPTED**, in concurrence.

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

Divided Report

The Majority of the Committee on **LABOR, COMMERCE, RESEARCH AND ECONOMIC DEVELOPMENT** on Bill "An Act To Ensure Fair Employment Opportunity for Maine Citizens and Legal Residents"

H.P. 904 L.D. 1307

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

Signed:

Senator:
BELLOWS of Kennebec

Representatives:

FECTEAU of Biddeford
BATES of Westbrook
DUNPHY of Old Town
HANDY of Lewiston
MASTRACCIO of Sanford
SYLVESTER 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-400).**

Signed:

Senator:

VOLK of Cumberland

Representatives:

AUSTIN of Gray
LOCKMAN of Amherst
STETKIS of Canaan
VACHON of Scarborough

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

Reports **READ**.

On motion by Senator **VOLK** of Cumberland, the Minority **OUGHT TO PASS AS AMENDED** Report **ACCEPTED**, in **NON-CONCURRENCE**.

Bill **READ ONCE**.

Committee Amendment "A" (H-400) **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 **TAXATION** on Bill "An Act Regarding the Commercial Forestry Excise Tax"
H.P. 385 L.D. 541

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

Signed:

Senator:

CHENETTE of York

Representatives:

TIPPING of Orono
COOPER of Yarmouth
GRANT of Gardiner

McCREIGHT of Harpswell
POULIOT of Augusta
STANLEY of Medway
TERRY of Gorham

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

Signed:

Senators:

DOW of Lincoln
CUSHING of Penobscot

Representatives:

BICKFORD of Auburn
HILLIARD of Belgrade
WARD of Dedham

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 "B" (H-385).**

Reports **READ**.

On motion by Senator **DOW** of Lincoln, the Minority **OUGHT NOT TO PASS** Report **ACCEPTED**, in **NON-CONCURRENCE**.

Sent down for concurrence.

Divided Report

The Majority of the Committee on **TAXATION** on Bill "An Act To Provide an Income Tax Credit for Students Returning to College"
H.P. 674 L.D. 946

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

Signed:

Senators:

DOW of Lincoln
CUSHING of Penobscot

Representatives:

TIPPING of Orono
BICKFORD of Auburn
COOPER of Yarmouth
GRANT of Gardiner
HILLIARD of Belgrade
McCREIGHT of Harpswell
STANLEY of Medway
TERRY of Gorham
WARD of Dedham

The Minority of the same Committee on the same subject reported that the same **Ought To Pass as Amended by Committee Amendment "A" (H-386).**

Signed:

Senator:

CHENETTE of York

Representative:

POULIOT of Augusta

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

Reports **READ**.

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

Divided Report

The Majority of the Committee on **TAXATION** on RESOLUTION, Proposing an Amendment to the Constitution of Maine To Dedicate All Sales Taxes from All Vehicle Sales and Any Vehicle-related Sales to the Highway Fund for Roads and Bridge Capital Improvements

H.P. 780 L.D. 1106

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-387)**.

Signed:

Senators:

DOW of Lincoln
CHENETTE of York
CUSHING of Penobscot

Representatives:

BICKFORD of Auburn
HILLIARD of Belgrade
POULIOT of Augusta
WARD of Dedham

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

Signed:

Representatives:

TIPPING of Orono
COOPER of Yarmouth
GRANT of Gardiner
McCREIGHT of Harpswell
STANLEY of Medway
TERRY of Gorham

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

Reports **READ**.

Senator **DOW** of Lincoln moved the Senate **ACCEPT** the Majority **OUGHT TO PASS AS AMENDED** Report, in **NON-CONCURRENCE**.

On motion by Senator **COLLINS** of York, 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 Carson.

Senator **CARSON:** Thank you, Mr. President. May I pose a question through the Chair?

THE PRESIDENT: The Senator may proceed.

Senator **CARSON:** May I ask for someone to tell us what the fiscal note is for this bill and whether that is a factor that we should know. Thank you.

THE PRESIDENT: The Senator from Cumberland, Senator Carson, has posed a question through the Chair to anyone who may wish to respond. The pending question before the Senate is Acceptance of the Report "A", Ought to Pass. If you are in favor of accepting the Majority Ought to Pass as Amended by Committee Amendment "A" Report you will be voting yes. If you are opposed you will be voting no. Is the Senate ready for the question?

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#224)

YEAS: Senators: BELLOWS, BRAKEY, CHENETTE, COLLINS, CUSHING, CYRWAY, DAVIS, DILL, DION, DOW, HAMPER, JACKSON, KATZ, KEIM, LANGLEY, MAKER, MASON, MILLETT, MIRAMANT, ROSEN, SAVIELLO, VOLK, WHITTEMORE, WOODSOME, PRESIDENT THIBODEAU

NAYS: Senators: BREEN, CARPENTER, CARSON, CHIPMAN, DESCHAMBAULT, DIAMOND, GRATWICK, HILL, LIBBY, VITELLI

25 Senators having voted in the affirmative and 10 Senators having voted in the negative, the motion by Senator **DOW** of Lincoln to **ACCEPT** the Majority **OUGHT TO PASS AS AMENDED** Report, in **NON-CONCURRENCE**, **PREVAILED**.

Resolution **READ ONCE**.

Committee Amendment "A" (H-387) **READ** and **ADOPTED**.

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

Ordered sent down forthwith for concurrence.

ROLL CALL (#225)

Divided Report

The Majority of the Committee on **TAXATION** on Bill "An Act To Support Maine Families by Increasing the Dependent Care Credit"

H.P. 807 L.D. 1144

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

Signed:

Senator:

CHENETTE of York

Representatives:

TIPPING of Orono
BICKFORD of Auburn
COOPER of Yarmouth
GRANT of Gardiner
McCREIGHT of Harpswell
POULIOT of Augusta
STANLEY of Medway
TERRY of Gorham
WARD of Dedham

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

Signed:

Senators:

DOW of Lincoln
CUSHING of Penobscot

Representative:

HILLIARD of Belgrade

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-235)**.

Reports **READ**.

Senator **DOW** of Lincoln moved the Senate **ACCEPT** the Minority **OUGHT NOT TO PASS** Report, in **NON-CONCURRENCE**.

On motion by Senator **CHENETTE** of York, 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.

YEAS: Senators: BRAKEY, COLLINS, CUSHING, CYRWAY, DAVIS, DIAMOND, DOW, HAMPER, HILL, KATZ, KEIM, LANGLEY, MAKER, MASON, ROSEN, SAVIELLO, VOLK, WHITTEMORE, WOODSOME, PRESIDENT THIBODEAU

NAYS: Senators: BELLOWS, BREEN, CARPENTER, CARSON, CHENETTE, CHIPMAN, DESCHAMBAULT, DILL, DION, GRATWICK, JACKSON, LIBBY, MILLETT, MIRAMANT, VITELLI

20 Senators having voted in the affirmative and 15 Senators having voted in the negative, the motion by Senator **DOW** of Lincoln to **ACCEPT** the Minority **OUGHT NOT TO PASS** Report, in **NON-CONCURRENCE**, **PREVAILED**.

Sent down for concurrence.

Divided Report

The Majority of the Committee on **TAXATION** on Bill "An Act To Establish an Opioid Addiction Prevention and Rehabilitation Treatment Program Funded by a Tax Imposed upon the Sale of Opioids"

H.P. 1103 L.D. 1600

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

Signed:

Senators:

DOW of Lincoln
CUSHING of Penobscot

Representatives:

COOPER of Yarmouth
GRANT of Gardiner
HILLIARD of Belgrade
STANLEY of Medway
WARD of Dedham

The Minority of the same Committee on the same subject reported that the same **Ought To Pass as Amended by Committee Amendment "A" (H-388)**.

Signed:

Senator:

CHENETTE of York

Representatives:

TIPPING of Orono
McCREIGHT of Harpswell
POULIOT of Augusta
TERRY of Gorham

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

Reports **READ**.

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

Senate

Ought to Pass As Amended

Senator **LANGLEY** for the Committee on **EDUCATION AND CULTURAL AFFAIRS** on Bill "An Act To Clarify Laws Regarding Maine's Community Colleges"

S.P. 355 L.D. 1073

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-194)**.

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

Bill **READ ONCE**.

Committee Amendment "A" (S-194) **READ** and **ADOPTED**.

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

Sent down for concurrence.

Senator **MASON** for the Committee on **VETERANS AND LEGAL AFFAIRS** on Resolve, To Update Maine's Liquor Laws

S.P. 313 L.D. 957

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

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

Resolve **READ ONCE**.

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

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

Sent down for concurrence.

Divided Report

The Majority of the Committee on **EDUCATION AND CULTURAL AFFAIRS** on Bill "An Act To Support Workforce Development by Increasing Engineering Capacity"

S.P. 100 L.D. 312

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

Signed:

Senators:

MAKER of Washington
MILLETT of Cumberland

Representatives:

KORNFIELD of Bangor
DAUGHTRY of Brunswick
FARNSWORTH of Portland
FULLER of Lewiston
GINZLER of Bridgton
McCREA of Fort Fairfield
PIERCE of Falmouth
SAMPSON of Alfred
STEWART of Presque Isle
TURNER of Burlington

The Minority of the same Committee on the same subject reported that the same **Ought To Pass as Amended by Committee Amendment "A" (S-193)**.

Signed:

Senator:

LANGLEY of Hancock

Reports **READ**.

Senator **LANGLEY** of Hancock moved the Senate **ACCEPT** the Minority **OUGHT TO PASS AS AMENDED** 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.

Senate at Ease.

The Senate was called to order by the President.

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

On motion by same Senator, the Minority **OUGHT TO PASS AS AMENDED** Report **ACCEPTED**.

Bill **READ ONCE**.

Committee Amendment "A" (S-193) **READ** and **ADOPTED**.

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

Sent down for concurrence.

Divided Report

The Majority of the Committee on **EDUCATION AND CULTURAL AFFAIRS** on Bill "An Act To Attract, Educate and Retain New Mainers To Strengthen the Workforce"

S.P. 521 L.D. 1492

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

Signed:

Senators:

LANGLEY of Hancock
MAKER of Washington
MILLETT of Cumberland

Representatives:

KORNFELD of Bangor
DAUGHTRY of Brunswick
FARNSWORTH of Portland
FULLER of Lewiston
GINZLER of Bridgton
McCREA of Fort Fairfield
PIERCE of Falmouth
STEWART of Presque Isle

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

Signed:

Representatives:

SAMPSON of Alfred
TURNER of Burlington

Reports **READ**.

Senator **LANGLEY** of Hancock 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.

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 Reduce Volatility in State Pension Funding Requirements Caused by the Financial Markets

S.P. 240 L.D. 723
(C "A" S-148)

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

Emergency Measure

An Act Regarding Service of Criminal Process on Electronic Communication Service Providers and Remote Computing Service Providers

H.P. 246 L.D. 332
(C "A" H-339)

This being an Emergency Measure and having received the affirmative vote of 35 Members of the Senate, with no Senator having voted in the negative, and 35 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 his approval.

Ordered sent down forthwith.

Emergency Measure

An Act To Rename and Repurpose the Mountain View Youth Development Center as the Mountain View Correctional Facility and To Eliminate the Charleston Correctional Facility as a Facility Separate from Mountain View

S.P. 503 L.D. 1457
(C "A" S-158)

This being an Emergency Measure and having received the affirmative vote of 35 Members of the Senate, with no Senator having voted in the negative, and 35 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 his approval.

Ordered sent down forthwith.

Emergency Measure

An Act To Amend the Law Relating to the Crime of Hindering Apprehension or Prosecution

S.P. 504 L.D. 1458
(C "A" S-157)

This being an Emergency Measure and having received the affirmative vote of 35 Members of the Senate, with no Senator having voted in the negative, and 35 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 his approval.

Ordered sent down forthwith.

Emergency Resolve

Resolve, Regarding Legislative Review of Portions of Chapter 101: MaineCare Benefits Manual, Chapter III, Section 21, Allowances for Home and Community Services for Adults with Intellectual Disabilities or Autism Spectrum Disorder, a Late-filed Major Substantive Rule of the Department of Health and Human Services

H.P. 841 L.D. 1205
(C "A" H-325)

This being an Emergency Measure and having received the affirmative vote of 35 Members of the Senate, with no Senator having voted in the negative, and 35 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 his approval.

Ordered sent down forthwith.

Acts

An Act To Implement an Owner-Operator Requirement in the Scallop and Sea Urchin Fisheries

H.P. 55 L.D. 68
(C "A" H-323)

An Act To Ensure Safe Drinking Water for Families in Maine

H.P. 321 L.D. 454
(C "A" H-270)

An Act To Amend Certain Laws Affecting the Judicial Branch

H.P. 427 L.D. 611
(C "A" H-292)

An Act Regarding Certain Shellfish Certificates and Permits Issued by the Department of Marine Resources

H.P. 461 L.D. 647
(C "A" H-334)

An Act To Prohibit Feeding or Baiting Deer During Certain Parts of the Year

H.P. 547 L.D. 767
(C "A" H-308)

An Act To Amend the Laws Governing Tagging of Harvested Animals

H.P. 618 L.D. 869
(C "A" H-309)

An Act Regarding the State Retirement System

H.P. 657 L.D. 929
(C "A" H-277)

An Act To Separate the Authorities under the Licenses for Property and Casualty Insurance Adjusters and Workers' Compensation Insurance Adjusters

S.P. 323 L.D. 984
(C "A" S-149)

An Act To Allow for the Regulation of Transportation Network Companies at Airports

H.P. 711 L.D. 1010
(S "A" S-145 to C "A" H-123)

An Act Concerning Bridges on Discontinued Town Ways

H.P. 742 L.D. 1059
(C "A" H-317)

An Act To Exempt School Resource Officers from Department of Education Background Check and Fingerprinting Requirements

H.P. 778 L.D. 1104
(C "A" H-283)

An Act To Amend the Laws Governing Forensic Examination Kits

S.P. 410 L.D. 1219
(C "A" S-161)

An Act To Reduce Morbidity and Mortality Related to Opioid Misuse

H.P. 920 L.D. 1326
(C "A" H-293)

An Act To Prohibit Possession of Black Powder and Muzzle-loading Firearms by Certain Persons

H.P. 926 L.D. 1332
(C "A" H-336)

An Act To Prohibit Posing as a Governmental Entity in Commerce

H.P. 956 L.D. 1377
(C "A" H-324)

An Act Regarding the Threatened Use of Force in the Crime of Robbery

S.P. 474 L.D. 1387
(C "A" S-160)

An Act To Implement the Recommendations of the Right To Know Advisory Committee Concerning Advance Payment of Costs for Public Records Requests

H.P. 986 L.D. 1432

An Act To Improve the Aquaculture Leasing and Licensing Laws

H.P. 993 L.D. 1438
(C "A" H-287)

An Act To Implement the Recommendations of the Right To Know Advisory Committee Concerning Existing Public Records Exceptions

H.P. 1021 L.D. 1482
(C "A" H-333)

An Act To Correct and Clarify Maine's Fish and Wildlife Laws
H.P. 1030 L.D. 1497
(C "A" H-322)

An Act To Amend Maine Motor Vehicle Laws
H.P. 1048 L.D. 1524
(C "A" H-316)

An Act To Enable Earlier Introduction of Career and Technical
Education in Maine Schools
S.P. 554 L.D. 1576

An Act To Amend the Motor Vehicle Laws
H.P. 1084 L.D. 1577
(C "A" H-315)

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

Ordered sent down forthwith.

An Act To Provide Emergency Repair Funding for the Restoration
of the Official State Vessel, the Schooner Bowdoin
S.P. 37 L.D. 89
(H "A" H-286 to C "A" S-101)

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

An Act To Reduce Food Insecurity
H.P. 129 L.D. 173
(C "A" H-121)

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

An Act To Phase Out the Insurance Premium Tax on Annuities
H.P. 223 L.D. 290
(C "A" H-282)

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

An Act To Require Motorists To Yield to Transit Buses
S.P. 206 L.D. 591
(C "A" S-133)

On motion by Senator **COLLINS** of York, 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 Collins.

Senator **COLLINS:** Thank you, Mr. President. Mr. President, the last time we discussed L.D. 591 in the Senate Chamber I had a few folks, after we adjourned that particular day, that said, "You know, Ron, I should have voted with you." This bill allows passenger buses in our metropolitan areas to have the right-of-way, and this goes completely against what we've been used to years past - that being that the person, or the vehicle, in the travel lane has the right-of-way. Buses would have to wait until there was an opening in traffic to proceed out. During the committee proceedings it was mentioned to the Transportation Committee by the Maine State Police and their spokesman that they weren't in favor of this at all. They envisioned problems down the line, so to speak, with buses and the law changing dramatically. So that's the reason why I bring it forward to the Senate Chamber again, to give us an opportunity to think about what we did and to vote correctly and, hopefully, follow my light. Thank you, Mr. President.

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

Senator **CHIPMAN:** Thank you, Mr. President. Men and women of the Senate, again, I just wanted to remind folks a little bit about this bill. This is the bill that I sponsored in response to a serious public safety issue that we have out there in areas where we have public transit buses: Bangor, Brewer, Lewiston, Auburn, Biddeford, Saco, Greater Portland. These buses pull up to a curb to pick folks up from a bus stop. They put on their left signal to pull back out into traffic and immediately cars start trying to zoom by them because they don't want to be stuck behind the bus. That creates a serious public safety problem that has resulted, unfortunately, in many injuries and one fatality in my district. That's why I brought the bill forward. All it would simply do is say that when the bus puts on their left signal to pull back out into the travel lane that cars coming up behind it would yield to the bus so the bus can pull out. We have an opportunity to make things safer by passing the bill. It passed out of committee 12-1. It passed the House, I believe, unanimously and I hope you will join me in voting for it again this time. Thank you.

THE PRESIDENT: The Chair recognizes the Senator from Knox, Senator Miramant.

Senator **MIRAMANT:** Thank you, Mr. President. Men and women of the Senate, just a little reminder. We've got so much going on. Also that during those committee hearings the Public Safety sent some written testimony that was not even up to date with the amendment that had been put on. So they were behind and when the amendment, to them, was pointed out they seemed confused about it still and, again, there was only one person who was against doing this. So please consider that when you vote.

THE PRESIDENT: The pending question before the Senate is Final Enactment of L.D. 591. If you are in favor of Final Enactment you will be voting yes. If you are opposed you will be voting no. Is the Senate ready for the question?

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#226)

YEAS: Senators: BELLOWS, BREEN, CARPENTER, CARSON, CHENETTE, CHIPMAN, DAVIS, DESCHAMBAULT, DIAMOND, DILL, DION, GRATWICK, HILL, JACKSON, KATZ, LANGLEY, LIBBY, MAKER, MILLETT, MIRAMANT, ROSEN, SAVIELLO, VITELLI, VOLK, WHITTEMORE

NAYS: Senators: BRAKEY, COLLINS, CUSHING, CYRWAY, DOW, HAMPER, KEIM, MASON, WOODSOME, PRESIDENT THIBODEAU

25 Senators having voted in the affirmative and 10 Senators having voted in the negative, was **PASSED TO BE ENACTED** and, having been signed by the President, was presented by the Secretary to the Governor for his approval.

Ordered sent down forthwith.

An Act To Recognize Local Control Regarding Food Systems
S.P. 242 L.D. 725
(C "A" S-74; S "A" S-136)

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 (#227)

YEAS: Senators: BELLOWS, BRAKEY, BREEN, CARPENTER, CARSON, CHENETTE, CHIPMAN, COLLINS, CUSHING, CYRWAY, DAVIS, DESCHAMBAULT, DIAMOND, DILL, DION, DOW, GRATWICK, HAMPER, HILL, JACKSON, KATZ, KEIM, LANGLEY, LIBBY, MAKER, MASON, MILLETT, MIRAMANT, ROSEN, SAVIELLO, VITELLI, VOLK, WHITTEMORE, WOODSOME, PRESIDENT THIBODEAU

NAYS: Senators: None

35 Senators having voted in the affirmative and no Senator having voted in the negative, was **PASSED TO BE ENACTED** and, having been signed by the President, was presented by the Secretary to the Governor for his approval.

Ordered sent down forthwith.

An Act To Promote Academic Achievement through Hunger Relief for Maine Children

S.P. 261 L.D. 816
(C "A" S-150)

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

An Act To Adequately Pay for Emergency Medical Services

H.P. 699 L.D. 998
(C "A" H-296)

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

An Act To Increase State Funding to Maine Public Charter Schools and Noncharter Public Schools

H.P. 842 L.D. 1206
(C "A" H-304)

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

An Act To Promote Downtown Revitalization by Creating the Locating Businesses Downtown Loan Program

S.P. 457 L.D. 1343
(C "A" S-152)

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

An Act To Prohibit the Falsification of Medical Records

S.P. 475 L.D. 1388
(C "A" S-162)

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

An Act To Create an Aquaculture License
H.P. 1044 L.D. 1520
(C "A" H-288)

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

Resolves

Resolve, To Increase Access to Brain Injury Waiver Services
H.P. 701 L.D. 1000
(C "A" H-295)

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

Resolve, To Expand the Availability of Light-duty Zero Emission Vehicle Supply Equipment
H.P. 745 L.D. 1062
(C "A" H-320)

Resolve, To Establish a Pilot Project To Facilitate the Acquisition of Basic Emergency Medical Training in Rural Communities in the State
S.P. 508 L.D. 1462
(C "A" S-159)

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

Ordered sent down forthwith.

Resolve, To Establish the Commission To Study Transportation Funding Reform
H.P. 813 L.D. 1150
(C "A" H-318)

On motion by Senator **COLLINS** of York, placed on the **SPECIAL HIGHWAY TABLE** pending **FINAL PASSAGE** in concurrence.

Senate at Ease.

The Senate was called to order by the President.

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 (5/25/17) matter:

HOUSE REPORTS - from the Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY** on Resolve, To Address Substance Use and Addiction in County Jails
H.P. 588 L.D. 839

Majority - **Ought to Pass as Amended by Committee Amendment "A" (H-219)** (7 members)

Minority - **Ought Not to Pass** (6 members)

Tabled - May 25, 2017, by Senator **CUSHING** of Penobscot

Pending - motion by Senator **ROSEN** of Hancock to **ACCEPT** the Minority **OUGHT NOT TO PASS** Report in **NON-CONCURRENCE**

(In House, 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-219).**)

On motion by Senator **ROSEN** of Hancock, the Minority **OUGHT NOT TO PASS** Report **ACCEPTED**, in **NON-CONCURRENCE**.

Sent down for concurrence.

The Chair laid before the Senate the following Tabled and Later Assigned (5/25/17) matter:

SENATE REPORTS - from the Committee on **TAXATION** on Bill "An Act To Support Employees with Significant Commutes"
H.P. 675 L.D. 947

Majority - **Ought to Pass as Amended by Committee Amendment "A" (H-238)** (7 members)

Minority - **Ought Not to Pass** (6 members)

Tabled - May 25, 2017, by Senator **DOW** of Lincoln

Pending - motion by same Senator to **ACCEPT** the Majority **OUGHT TO PASS AS AMENDED** Report in concurrence

(In House, 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-238).**)

Senator **DOW** of Lincoln requested and received leave of the Senate to withdraw his motion to **ACCEPT** the Majority **OUGHT TO PASS AS AMENDED** Report, in concurrence.

Same Senator moved the Senate **ACCEPT** the Minority **OUGHT NOT TO PASS** Report, in **NON-CONCURRENCE**.

On motion by Senator **CHENETTE** of York, 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 (#228)

YEAS: Senators: BELLOWS, BRAKEY, BREEN, CARPENTER, CHIPMAN, COLLINS, CUSHING, CYRWAY, DAVIS, DESCHAMBAULT, DIAMOND, DILL, DION, DOW, GRATWICK, HAMPER, HILL, KATZ, KEIM, LANGLEY, LIBBY, MAKER, MASON, ROSEN, SAVIELLO, VITELLI, VOLK, WHITEMORE, WOODSOME, PRESIDENT THIBODEAU

NAYS: Senators: CARSON, CHENETTE, JACKSON, MILLETT, MIRAMANT

30 Senators having voted in the affirmative and 5 Senators having voted in the negative, the motion by Senator **DOW** of Lincoln to **ACCEPT** the Minority **OUGHT NOT TO PASS** Report, in **NON-CONCURRENCE**, **PREVAILED**.

Sent down for concurrence.

The Chair laid before the Senate the following Tabled and Later Assigned (5/25/17) matter:

HOUSE REPORTS - from the Committee on **TAXATION** on Bill "An Act To Extend the Veteran Property Tax Exemption to Veterans Who Have Served on Active Duty" H.P. 222 L.D. 289

Report "A" - **Ought to Pass as Amended by Committee Amendment "A" (H-232)** (8 members)

Report "B" - **Ought to Pass as Amended by Committee Amendment "B" (H-233)** (4 members)

Report "C" - **Ought Not to Pass** (1 member)

Tabled - May 25, 2017, by Senator **DOW** of Lincoln

Pending - motion by same Senator to **ACCEPT** Report "A" **OUGHT TO PASS AS AMENDED BY COMMITTEE AMENDMENT "A" (H-232)** in concurrence

(In House, Report "A" **OUGHT TO PASS AS AMENDED BY COMMITTEE AMENDMENT "A" (H-232)**, **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-232)**.)

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

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#229)

YEAS: Senators: BELLOWS, BRAKEY, BREEN, CARPENTER, CARSON, CHENETTE, CHIPMAN, COLLINS, CUSHING, CYRWAY, DAVIS, DESCHAMBAULT, DIAMOND, DILL, DION, DOW, GRATWICK, HAMPER, HILL, JACKSON, KATZ, KEIM, LANGLEY, LIBBY, MAKER, MASON, MILLETT, MIRAMANT, ROSEN, SAVIELLO, VITELLI, VOLK, WHITEMORE, WOODSOME, PRESIDENT THIBODEAU

NAYS: Senators: None

35 Senators having voted in the affirmative and No Senator having voted in the negative, the motion by Senator **DOW** of Lincoln to **ACCEPT** Report "A" **OUGHT TO PASS AS AMENDED BY COMMITTEE AMENDMENT "A" (H-232)**, in concurrence, **PREVAILED**.

Bill **READ ONCE**.

Committee Amendment "A" (H-232) **READ** and **ADOPTED**, in concurrence.

Under suspension of the Rules, Bill **READ A SECOND TIME** and **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-232)**, in concurrence.

The Chair laid before the Senate the following Tabled and Later Assigned (5/25/17) matter:

SENATE REPORT - from the Committee on **INSURANCE AND FINANCIAL SERVICES** on Bill "An Act To Amend the Usage and Consumer Protections of Guaranteed Asset Protection Waivers" S.P. 531 L.D. 1506

Report - **Ought to Pass as Amended by Committee Amendment "A" (S-142)**

Tabled - May 25, 2017, by Senator **WHITEMORE** of Somerset

Pending - **ACCEPTANCE OF REPORT**

Report **ACCEPTED**.

Bill **READ ONCE**.

Committee Amendment "A" (S-142) **READ**.

On motion by Senator **WHITTEMORE** of Somerset, Senate Amendment "A" (S-154) to Committee Amendment "A" (S-142) **READ** and **ADOPTED**.

Committee Amendment "A" (S-142) as Amended by Senate Amendment "A" (S-154) thereto, **ADOPTED**.

Under suspension of the Rules, Bill **READ A SECOND TIME** and **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-142) AS AMENDED BY SENATE AMENDMENT "A" (S-154)** thereto.

Ordered sent down forthwith for concurrence.

The Chair laid before the Senate the following Tabled and Later Assigned (6/1/17) matter:

HOUSE REPORTS - from the Committee on **JUDICIARY** on Bill "An Act To Establish a Veterans Treatment Court in Androscoggin County"

H.P. 79 L.D. 111

Majority - **Ought to Pass as Amended by Committee Amendment "A" (H-331)** (9 members)

Minority - **Ought to Pass as Amended by Committee Amendment "B" (H-332)** (4 members)

Tabled - June 1, 2017, by Senator **KEIM** of Oxford

Pending - motion by same Senator to **ACCEPT** the Minority **OUGHT TO PASS AS AMENDED BY COMMITTEE AMENDMENT "B" (H-332)** Report in **NON-CONCURRENCE**

(In House, the Majority **OUGHT TO PASS AS AMENDED BY COMMITTEE AMENDMENT "A" (H-331)** Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-331)**.)

On motion by Senator **KEIM** of Oxford, the Minority **OUGHT TO PASS AS AMENDED BY COMMITTEE AMENDMENT "B" (H-332)** Report **ACCEPTED**, in **NON-CONCURRENCE**.

Bill **READ ONCE**.

Committee Amendment "B" (H-332) **READ** and **ADOPTED**.

Under suspension of the Rules, Bill **READ A SECOND TIME** and **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "B" (H-332)**, in **NON-CONCURRENCE**.

Ordered sent down forthwith for concurrence.

The Chair laid before the Senate the following Tabled and Later Assigned (5/16/17) matter:

An Act To Opt Out of Federal Daylight Saving Time and To Ask the United States Secretary of Transportation To Place the State in the Atlantic Time Zone

H.P. 159 L.D. 203

Tabled - May 16, 2017, by Senator **HAMPER** of Oxford

Pending - **ENACTMENT** in concurrence

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

Senator **HAMPER** of Oxford moved to place on the **SPECIAL APPROPRIATIONS TABLE** pending **ENACTMENT** in concurrence.

Senator **DIAMOND** of Cumberland posed a parliamentary inquiry as to whether a motion to Indefinitely Postpone was in order.

THE CHAIR MADE THE FOLLOWING RULING:

"The Chair would advise the Senator from Cumberland that the motion to Indefinitely Postpone is not higher than the motion to lay on the Table, so the preference would be - the motion to lay on the Table would take preference over the motion to Indefinitely Postpone. For those who may want to look, it's Rule 502 - Senate Rule 502."

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

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

Senator **LIBBY:** Thank you, Mr. President. On this item, many of us were not able to register our objection to the concept behind that report before us, so I move Reconsideration and ask for a roll call.

Senator **LIBBY** of Androscoggin moved the Senate **RECONSIDER** whereby the Bill was placed on the **SPECIAL APPROPRIATIONS TABLE** pending **ENACTMENT**, 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 (#230)

YEAS: Senators: BELLOWS, BREEN, CARPENTER, CARSON, CHENETTE, CHIPMAN, DESCHAMBAULT, DIAMOND, DILL, DION, GRATWICK, HILL, JACKSON, LIBBY, MILLETT, MIRAMANT, VITELLI

NAYS: Senators: BRAKEY, COLLINS, CUSHING,
CYRWAY, DAVIS, DOW, HAMPER, KATZ,
KEIM, LANGLEY, MAKER, MASON,
ROSEN, SAVIELLO, VOLK,
WHITTEMORE, WOODSOME,
PRESIDENT THIBODEAU

17 Senators having voted in the affirmative and 18 Senators having voted in the negative, the motion by Senator **LIBBY** of Androscoggin to **RECONSIDER** whereby the Bill was placed on the **SPECIAL APPROPRIATIONS TABLE** pending **ENACTMENT**, in concurrence, **FAILED**.

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

ORDERS

Joint Order

On motion by Senator **SAVIELLO** of Franklin, the following Joint Order:

S.P. 583

STATE OF MAINE
128TH MAINE LEGISLATURE

ORDERED, the House concurring, that Bill, "An Act To Provide a Definition of "Primary Residence" for Purposes of Property Tax Abatements Based on Hardship or Poverty," S.P. 401, L.D. 1180, and all its accompanying papers, be recalled from the Governor's desk to the Senate.

READ and **PASSED**.

Sent down for concurrence.

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

Senate at Ease.

The Senate was called to order by the President.

Off Record Remarks

RECESSED until the sound of the bell.

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

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 **APPROPRIATIONS AND FINANCIAL AFFAIRS** on Bill "An Act To Include Additional Corrections Officers under the 1998 Special Plan for Retirement and To Amend the Laws Governing Retirement Benefits for Capitol Police Officers"

H.P. 942 L.D. 1365

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-410)**.

Signed:

Senator:

BREEN of Cumberland

Representatives:

GATTINE of Westbrook
FREY of Bangor
HUBBELL of Bar Harbor
JORGENSEN of Portland
MARTIN of Eagle Lake
TEPLER of Topsham

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

Signed:

Senators:

HAMPER of Oxford
KATZ of Kennebec

Representatives:

SEAVEY of Kennebunkport
SIROCKI of Scarborough
TIMBERLAKE of Turner
WINSOR of Norway

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-410)**.

Reports **READ**.

Senator **HAMPER** of Oxford moved the Senate **INSIST**.

Same Senator requested and received leave of the Senate to withdraw his motion to **INSIST**.

On motion by Senator **HAMPER** of Oxford, the Minority **OUGHT NOT TO PASS** Report **ACCEPTED**, in **NON-CONCURRENCE**.

Sent down for concurrence.

Divided Report

The Majority of the Committee on **EDUCATION AND CULTURAL AFFAIRS** on Bill "An Act To Maintain the Current Number of Appointees to the Maine Arts Commission"

H.P. 697 L.D. 996

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-408)**.

Signed:

Senator:

MILLETT of Cumberland

Representatives:

KORNFIELD of Bangor
DAUGHTRY of Brunswick
FARNSWORTH of Portland
FULLER of Lewiston
McCREA of Fort Fairfield
PIERCE of Falmouth

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

Signed:

Senators:

LANGLEY of Hancock
MAKER of Washington

Representatives:

GINZLER of Bridgton
SAMPSON of Alfred
STEWART of Presque Isle
TURNER of Burlington

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-408)**.

Reports **READ**.

Senator **LANGLEY** of Hancock moved the Senate **ACCEPT** the Minority **OUGHT TO PASS** Report, in **NON-CONCURRENCE**.

On motion by Senator **MILLETT** of Cumberland, 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 Millett.

Senator **MILLETT:** Thank you, Mr. President. I rise in opposition to the pending motion because this report that's being moved actually does not require a minimum number of members to be present in the Maine Arts Commission. They could have as few as one member and still be in compliance with Maine Statute. So I would urge you to vote against this pending motion so we could move another approach. Thank you.

THE PRESIDENT: The pending question before the Senate is Acceptance of the Minority Ought to Pass Report. If you are in favor of accepting that report you will be voting yes. If you are opposed you will be voting no. Is the Senate ready for the question?

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#231)

YEAS: Senators: BRAKEY, COLLINS, CUSHING, CYRWAY, DAVIS, DOW, HAMPER, KATZ, KEIM, LANGLEY, MAKER, MASON, ROSEN, SAVIELLO, VOLK, WHITTEMORE, WOODSOME, PRESIDENT THIBODEAU

NAYS: Senators: BELLOWS, BREEN, CARPENTER, CARSON, CHENETTE, CHIPMAN, DESCHAMBAULT, DIAMOND, DILL, DION, GRATWICK, HILL, JACKSON, LIBBY, MILLETT, MIRAMANT, VITELLI

18 Senators having voted in the affirmative and 17 Senators having voted in the negative, the motion by Senator **LANGLEY** of Hancock to **ACCEPT** the Minority **OUGHT TO PASS** Report, in **NON-CONCURRENCE, PREVAILED**.

Under suspension of the Rules, Bill **READ TWICE** and **PASSED TO BE ENGROSSED**, in **NON-CONCURRENCE**.

Ordered sent down forthwith for concurrence.

Divided Report

The Majority of the Committee on **EDUCATION AND CULTURAL AFFAIRS** on Bill "An Act To Provide Flexibility for Education Technology Programs in Maine Schools" (EMERGENCY)
H.P. 1106 L.D. 1603

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

Signed:

Senators:

LANGLEY of Hancock
MAKER of Washington
MILLETT of Cumberland

Representatives:

KORNFELD of Bangor
DAUGHTRY of Brunswick
FARNSWORTH of Portland
FULLER of Lewiston
McCREA of Fort Fairfield
PIERCE of Falmouth

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

Signed:

Representatives:

GINZLER of Bridgton
SAMPSON of Alfred
STEWART of Presque Isle
TURNER of Burlington

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

Reports **READ**.

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

Senator **WOODSOME** of York requested a Roll Call. Less than one-fifth of the members responding, a Roll Call was not in order.

Senate at Ease.

The Senate was called to order by the President.

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

Divided Report

The Majority of the Committee on **JUDICIARY** on Bill "An Act Concerning Guardians Ad Litem and Determinations Regarding the Best Interest of a Child in Custodial Relative Caregiver Cases"

H.P. 309 L.D. 429

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

Signed:

Senators:

KEIM of Oxford
HILL of York
WHITTEMORE of Somerset

Representatives:

MOONEN of Portland
BABBIDGE of Kennebunk
BAILEY of Saco
BRADSTREET of Vassalboro
CARDONE of Bangor
GUERIN of Glenburn
McCREIGHT of Harpswell
RECKITT of South Portland
SHERMAN 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-412)**.

Signed:

Representative:

JOHANSEN of Monticello

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

Reports **READ**.

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

Senate at Ease.

The Senate was called to order by the President.

Divided Report

The Majority of the Committee on **JUDICIARY** on Bill "An Act To Protect Political Speech and Prevent Climate Change Policy Profiling"

H.P. 551 L.D. 771

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

Signed:

Senators:

KEIM of Oxford
HILL of York
WHITTEMORE of Somerset

Representatives:

MOONEN of Portland
BABBIDGE of Kennebunk
BAILEY of Saco
BRADSTREET of Vassalboro
CARDONE of Bangor
GUERIN of Glenburn
McCREIGHT of Harpswell
RECKITT of South Portland
SHERMAN of Hodgdon

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

Signed:

Representative:

JOHANSEN of Monticello

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

Reports **READ**.

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

Divided Report

The Majority of the Committee on **JUDICIARY** on Bill "An Act To Hold Refugee Resettlement Agencies Accountable to Maine People"

H.P. 596 L.D. 847

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

Signed:

Senators:

KEIM of Oxford
HILL of York
WHITTEMORE of Somerset

Representatives:

MOONEN of Portland
BABBIDGE of Kennebunk
BAILEY of Saco
BRADSTREET of Vassalboro
CARDONE of Bangor
GUERIN of Glenburn
McCREIGHT of Harpswell
RECKITT of South Portland
SHERMAN 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-413)**.

Signed:

Representative:

JOHANSEN of Monticello

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

Reports **READ**.

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

Divided Report

The Majority of the Committee on **JUDICIARY** on Bill "An Act To Require Disclosures Relating to the Sale of Residential Real Property Accessible Only by a Private Way"

H.P. 620 L.D. 871

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-414)**.

Signed:

Senators:

KEIM of Oxford
HILL of York
WHITTEMORE of Somerset

Representatives:

MOONEN of Portland
BABBIDGE of Kennebunk
BAILEY of Saco
BRADSTREET of Vassalboro
CARDONE of Bangor
GUERIN of Glenburn
McCREIGHT of Harpswell
RECKITT of South Portland
SHERMAN of Hodgdon

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

Signed:

Representative:

JOHANSEN of Monticello

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-414)**.

Reports **READ**.

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

Bill **READ ONCE**.

Committee Amendment "A" (H-414) **READ** and **ADOPTED**, in concurrence.

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

Senate at Ease.

The Senate was called to order by the President.

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

REPORTS OF COMMITTEES

House

Ought to Pass As Amended

The Committee on **AGRICULTURE, CONSERVATION AND FORESTRY** on Bill "An Act To Limit the Use of Pesticides on School Grounds"

H.P. 130 L.D. 174

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

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

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

Bill **READ ONCE**.

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

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

The Committee on **EDUCATION AND CULTURAL AFFAIRS** on Bill "An Act To Protect Students from Identity Theft"
H.P. 469 L.D. 678

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-409)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-409)**.

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

Bill **READ ONCE**.

Committee Amendment "A" (H-409) **READ** and **ADOPTED**, in concurrence.

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

The Committee on **TAXATION** on Bill "An Act To Support the Trades through a Tax Credit for Apprenticeship Programs"
H.P. 561 L.D. 781

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-416)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-416)**.

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

Bill **READ ONCE**.

Committee Amendment "A" (H-416) **READ** and **ADOPTED**, in concurrence.

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

The Committee on **VETERANS AND LEGAL AFFAIRS** on Bill "An Act To Require the Text of a Direct Initiative To Be Printed on the Ballot"

H.P. 575 L.D. 795

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-404)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-404)**.

Report **READ**.

Senate at Ease.

The Senate was called to order by the President.

Report **ACCEPTED**, in concurrence.

Bill **READ ONCE**.

Committee Amendment "A" (H-404) **READ** and **ADOPTED**, in concurrence.

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

The Committee on **VETERANS AND LEGAL AFFAIRS** on Bill "An Act To Amend the Direct Initiative Signature Gathering Process"

H.P. 917 L.D. 1323

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-405)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-405)**.

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

Bill **READ ONCE**.

Committee Amendment "A" (H-405) **READ** and **ADOPTED**, in concurrence.

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

Off Record Remarks

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

On motion by Senator **MASON** of Androscoggin, **ADJOURNED** until Wednesday, June 7, 2017 at 10:00 in the morning.