

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

In Senate Chamber
Thursday
June 6, 2019

Senate called to order by President Pro Tem Nathan L. Libby of Androscoggin County.

Prayer by Pastor Brian Rebert, New Hope Baptist Church in Farmington.

PASTOR REBERT: Shall we pray. My Father, Lord in Heaven, we thank You for this day, this opportunity to pray in the Maine Senate. Father, be with these folks today. Thank You that they come to serve the people of the great state of Maine. But most of all we thank You for Your word, for Jesus. Father, we thank You as King of the Universe. Oh Lord of Lords, sovereign God, before whom we will all bow one day, may we prepare for that day. But now on earth help these men and women today. In Jesus' name. Amen.

Pledge of Allegiance led by Senator Stacey K. Guerin of Penobscot County.

Reading of the Journal of Wednesday, June 5, 2019.

Doctor of the day, Jens Rueter, M.D. of Bangor.

Off Record Remarks

PAPERS FROM THE HOUSE

Non-Concurrent Matter

SENATE REPORTS - from the Committee on **HEALTH AND HUMAN SERVICES** on Bill "An Act To Restrict the Use of Mercury in Dental Fillings in State-funded Dental Procedures" S.P. 349 L.D. 1161

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

Minority - **Ought to Pass as Amended by Committee Amendment "A" (S-181)** (4 members)

In Senate, June 4, 2019, 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-181)**.

Comes from the House, the Majority **OUGHT NOT TO PASS** Report **READ** and **ACCEPTED** in **NON-CONCURRENCE**.

Senator **VITELLI** of Sagadahoc moved the Senate **INSIST**.

Senator **TIMBERLAKE** of Androscoggin moved the Senate **RECEDE** and **CONCUR**.

On motion by Senator **JACKSON** of Aroostook, 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 York, Senator **CHENETTE**, and further excused the same Senator from today's Roll Call votes.

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#203)

YEAS: Senators: **BLACK, CYRWAY, DAVIS, DILL, DOW, FARRIN, FOLEY, GRATWICK, GUERIN, HAMPER, KEIM, MOORE, ROSEN, TIMBERLAKE, WOODSOME**

NAYS: Senators: **BELLOWS, BREEN, CARPENTER, CARSON, CHIPMAN, CLAXTON, DESCHAMBAULT, DIAMOND, HERBIG, JACKSON, LAWRENCE, LUCHINI, MILLETT, MIRAMANT, POULIOT, SANBORN H, SANBORN L, VITELLI, PRESIDENT PRO TEM LIBBY**

EXCUSED: Senator: **CHENETTE**

15 Senators having voted in the affirmative and 19 Senators having voted in the negative, with 1 Senator being excused, the motion by Senator **TIMBERLAKE** of Androscoggin to **RECEDE** and **CONCUR FAILED**.

On motion by Senator **VITELLI** of Sagadahoc, the Senate **INSISTED**.

Joint Orders

Expressions of Legislative Sentiment recognizing:

Rob Tod, of Falmouth, founder of Allagash Brewing Company in Portland, who has received the prestigious James Beard Foundation Outstanding Wine, Beer or Spirits Producer Award. We extend our congratulations and best wishes;
HLS 491

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

The Joint Order was **READ**.

THE PRESIDENT PRO TEM: The Chair recognizes the Senator from Cumberland, Senator Breen.

Senator **BREEN:** Mr. President, men and women of the Senate, I rise today to congratulate Mr. Rod Tod, a constituent and friend of mine and founder of Allagash Brewery in Portland. Before Maine became tied for second in the United States in breweries per capita and Portland became the foodie capital of the north east, Rob Tod founded Allagash Brewery and began his work perfecting its signature Belgium beer. He did so by himself, even welded together the brewing system with his own hands, proving he is a true Mainer. Since then he has won numerous World Beer Cup gold medals and has grown his company from one employee to 132. Today we honor Mr. Tod for his latest achievement, earning a James Beard Award for this years' Outstanding Wine, Beer or Spirits Producer. He's only the third brewer to receive this prestigious award. The James Beard Foundation is a non-profit organization that shines a light on the importance of food in our lives and promotes sustainability, diversity, and equality in all aspects of the food industry in America. The annual James Beard Awards, often called the Oscars of the food world, recognizes excellence all across the culinary spectrum and represents the American food and restaurant industry's highest honor. Past winners include legendary figures such as Wolfgang Puck, Thomas Keller, and Alice Waters.

Rob's success can be chalked up to hard work, a strong business acumen, and his commitment to producing only Belgian-style beer. Anyone who has stopped at the store to buy a six pack recently and spent twenty minutes trying to decide between the flashy IPAs, pale ales, and sour beers can appreciate Mr. Tod's philosophy. He does one thing and he does it better than anyone else. In many ways, Allagash Brewery represents Maine at its best. The company is committed to using local ingredients and sustainable energy. Its spent grain is used as cattle feed and most of the other materials used in production are kept out of landfills through recycling and side-streaming, and it administers its own community grant program, giving money to many non-profits that help Mainers in need.

In short, Mr. Tod has created a quality product, played a critical role in the creation of a quarter billion dollar industry in Maine, made enormous efforts to be environmentally sustainable, and has pledged to give a significant amount of his profits to his fellow Mainers. He's done a great deal for this state and serves as an example of how not only to be successful in business but responsible, compassionate, and generous. I wish, and I'm sure others do, that we could recognize this monumental achievement appropriately with 35 Allagash Whites. However, that's not an option. Instead I'd like to present Mr. Tod with this Legislative Sentiment and our very best wishes. We appreciate the contribution you have made to Maine's business community, but more importantly, you have made us all proud by helping to put

Maine's craft beer industry on the map. Thank you, Mr. President.

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

Senator **H. SANBORN:** Thank you, Mr. President. I, too, am so pleased to be able to rise today to recognize my good friend, Rob Tod. In 2010, when my husband, Nathan, and I started our brewery Rob had already been paving the way for 13 years. In 1995, he had started Allagash on Industrial Way in Portland with just one beer, a Belgian-style wheat beer called White, and he got huge push-back. It was 1995, after all the beer drinkers then only had a few English-style ales and lots and lots of American lagers to choose from, and here comes Rob with his hazy concoctions brewed with coriander and Curacao orange peel, whatever that was. But Rob stuck with it and he managed to literally redefine what was possible in the craft beer industry in Maine, in the Northeast, and in the United States, and we are all better for it. We personally opened our brewery just 200 yards from Allagash in 2010 and Rob could not have been more gracious, welcoming, and generous to us as newcomers to his neighborhood. At one point, just after we had gotten started, Rob wandered into our tiny brewery where we were brewing just one barrel at a time, 31 gallons at a time, and told us that he had a large piece of equipment that he was taking out of service and he wanted to give it to us for free. We laughed. The thing was probably worth a couple of thousand dollars and it was larger than our entire brew house at the time. 'There's no way we could use that,' my husband told Rob. 'Take it anyways,' he said, 'You'll grow into it.' Rob loaded it up on a forklift and drove it down the street and stashed it in the back of our brewery. Fortunately, Rob was right and a couple of years later that piece of equipment became a critical part of the new brewery. The few thousand dollars we saved in not having to buy a new one helped us actually finish our new brewery and it chugged along for us until just this past spring when it finally went to the scrapyard. I could recount dozens of other stories of Rob's friendship and generosity; bailing us out when we came up short on ingredients, loaning us his talented lab staff to work through quality issues, and sharing beers together at the end of a long week. Every brewer in Southern Maine probably has stories of how Rob and Allagash helped them in some way, big or small. Rob has led by example in passing on the ethos of our industry, that we are stronger when we work together and lift each other up, when we treat our employees well, and when we stand by our values. As part of what has been called a third wave of craft beer in Maine, my husband and I stand on the shoulders of those who came before us, Rob as much as anyone, and I can't think of anyone more deserving of this James Beard Award and I am so pleased to be able to rise and honor him today in the Maine Senate. Thank you.

The Joint Order was **PASSED**, in concurrence.

THE PRESIDENT PRO TEM: The Chair is very pleased to recognize the founder of Allagash Brewing Company in Portland, Rob Tod of Falmouth. He's the guest today of the Senator from Cumberland, Senator Breen, and the Senator from Cumberland, Senator Heather Sanborn, and the entire Maine Senate. Would Mr. Tod please rise and accept the greetings of the Senate.

Off Record Remarks

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

Senator **FARRIN:** Thank you. Ladies and gentlemen of the Senate, I would like to take a moment on this 75th Anniversary of D-Day to recognize a friend of mine in the back of the Chamber here. Nunzio Biondello 75 years ago was a 19 year old radio operator on a landing craft infantry.

'At 0300 hours on 6 June 1944 LCI 401, with 12 other landing crafts part of Force B, got underway from Plymouth, England, bound for Omaha Beach carrying troops of C Company, 26th Infantry, 1st Division, the 'The Big Red One', to be part of the secondary assault on the beach. Proceeding through swept channels, the convoy reached the assault area about 1530, 6 June, and anchored. Getting underway at 1615, we proceeded to the beach, first attempting to land at Fox Green sectors scheduled. Failing to beach troops, we retracted and finally beached at sector Easy Red at 1800. All troops reached the beach safely in spite of enemy fire concentrated in the area. One man of ships company was wounded by shrapnel burst. The anchor cable was cut to get clear of the beach and they proceeded to the recon. During the air raid about 2300 that night an enemy plane dropped five bombs in a straddle around the ship, evidently attracted by the wake, for we were still underway, attempting to land wounded men on the LST. Failing this, we anchored for the night. At 0755, 7 June, 1944, we were underway, proceeding to England, and at 1900 that night arrived at Portland.'

That's the actual report from Nunzio's commanding officer from that day. Nunzio went on to serve in the Naval Reserves, serving his country in Korea, as well as Vietnam. He served in the Coast Guard as a recruiter, joined the New York National Guard before he and his wife, Margaret, moved to Maine in 1987, retiring as a Maineiac at the 101st Air Refueling Wing in Bangor, Maine. It is my honor and privilege to call Nunz my friend, my partner, and he's a national treasure and I'm so glad he's to be with us today on the 75th Anniversary of D-Day. Thank you.

THE PRESIDENT PRO TEM: The Chair is pleased to recognize in the rear of the Chamber Nunzio Biondello of Litchfield. He is the guest today of the entire Maine Senate. Would he please stand to be recognized and accept the greetings of the Maine State Senate.

THE PRESIDENT PRO TEM: The Chair recognizes the Senator from Aroostook, Senator Carpenter.

Senator **CARPENTER:** Mr. President, briefly to address the Senate on the record?

THE PRESIDENT PRO TEM: The member may proceed.

Senator **CARPENTER:** Thank you, Mr. President. I was going to speak after Senator Farrin but I didn't want to step on Nunzio's individual honor. I watched some of the proceedings, some of the television coverage last night of D-Day. I don't know if I could talk

about it without getting emotional. The incredible courage those men had as they went in those landing craft, hundreds of thousands of them, watching their fellows around them die. I heard a report of one man who is still alive, he was one of only seven who came out. I think there were 30 something per landing craft. They were walking into almost certain death. The decisions we have to make here today in our everyday, sometimes mundane, lives. Just think about that. Maybe equally important, I want to call our attention to Dwight David Eisenhower, Omar Bradley, George Marshall, that made the decisions to send these men to almost certain death and because they did, and because of the grace of God, changed the history of the world. So I want us to remember that today because 75 years is a long time. I know, I'm almost there. But it's easy to forget incredible courage, incredible life changing, universe changing decisions and I'd respectfully request that when the Senate adjourns today we do so in the memory of the men who died on D-Day.

The following Joint Order:

H.P. 1306

ORDERED, the Senate concurring, that the Joint Standing Committee on Energy, Utilities and Technology shall report out, to the House, a bill to establish a task force to analyze the advantages and disadvantages of establishing a consumer-owned electric utility for the State.

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

READ and **PASSED**, in concurrence.

COMMUNICATIONS

The Following Communication: S.C. 558

**STATE OF MAINE
ONE HUNDRED AND TWENTY-NINTH LEGISLATURE
COMMITTEE ON AGRICULTURE, CONSERVATION AND
FORESTRY**

June 4, 2019

The Honorable Troy Dale Jackson
President of the Senate of Maine
129th Maine State Legislature
State House
Augusta, Maine 04333-0003

Dear Mr. President:

In accordance with 3 M.R.S.A., Section 157, and with Joint Rule 505 of the Maine Legislature, the Joint Standing Committee on Agriculture, Conservation and Forestry has had under consideration the nomination of Richard R. Shiers of Gorham, for appointment to the State Harness Racing Commission.

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

YEAS	Senators	2	Dill, J. of Penobscot, Black, R. of Franklin
	Representatives	9	Hickman, C. of Winthrop, Hall, R. of Wilton, Kinney, M. of Knox, Kryzak, T. of Acton, Maxmin, C. of Nobleboro, McCrea, D. of Fort Fairfield, O'Neil, M. of Saco, Pluecker, B. of Warren, Roberts-Lovell, T. of South Berwick
NAYS		0	
ABSENT		2	Sen. Diamond, B. of Cumberland, Rep. Skolfield, T. of Weld

Eleven members of the Committee having voted in the affirmative and zero in the negative, it was the vote of the Committee that the nomination of Richard R. Shiers of Gorham, for appointment to the State Harness Racing Commission be confirmed.

Signed,

S/Jim Dill
Senate Chair

S/Craig V. Hickman
House Chair

READ and ORDERED PLACED ON FILE.

The President Pro Tem laid before the Senate the following: "Shall the recommendation of the Committee on **AGRICULTURE, CONSERVATION AND FORESTRY** be overridden?"

In accordance with 3 M.R.S.A., Chapter 6, Section 158, and with Joint Rule 506 of the 129th Legislature, the vote was taken by the Yeas and Nays.

The Chair noted the absence of the Senator from Oxford, Senator **HAMPER**, the Senator from Aroostook, Senator **JACKSON**, and the Senator from Cumberland, Senator **BREEN**, and further excused the same Senators from today's Roll Call votes.

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#204)

YEAS: Senators: None

NAYS: Senators: BELLOWS, BLACK, CARPENTER, CARSON, CHIPMAN, CLAXTON, CYRWAY, DAVIS, DESCHAMBAULT, DIAMOND, DILL, DOW, FARRIN, FOLEY, GRATWICK, GUERIN, HERBIG, KEIM, LAWRENCE, LUCHINI, MILLETT, MIRAMANT, MOORE, POULIOT, ROSEN, SANBORN H, SANBORN L, TIMBERLAKE, VITELLI, WOODSOME, PRESIDENT PRO TEM LIBBY

EXCUSED: Senators: BREEN, CHENETTE, HAMPER, JACKSON

No Senator having voted in the affirmative and 31 Senators having voted in the negative, with 4 Senators being excused, and none being less than two-thirds of the Membership present and voting, it was the vote of the Senate that the Committee's recommendation be **ACCEPTED** and the nomination of **Richard R. Shiers** of Gorham for appointment to the State Harness Racing Commission was **CONFIRMED**.

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

The Following Communication: S.C. 553

**STATE OF MAINE
ONE HUNDRED AND TWENTY-NINTH LEGISLATURE
COMMITTEE ON EDUCATION AND CULTURAL AFFAIRS**

June 4, 2019

The Honorable Troy Dale Jackson
President of the Senate of Maine
129th Maine State Legislature
State House
Augusta, Maine 04333-0003

Dear Mr. President:

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

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

YEAS	Senators	1	Carson, B. of Cumberland
	Representatives	7	Kornfield, V. of Bangor, Brennan, M. of Portland, Dodge, J. of Belfast, Farnsworth, D. of Portland, Ingwersen, H. of Arundel, Rudnicki, S. of Fairfield, Sampson, H. of Alfred

NAYS 0

ABSENT 5 Sen. Millett, R. of Cumberland, Sen. Pouliot, M. of Kennebec, Rep. Drinkwater, G. of Milford, Rep. Fecteau, J. of Augusta, Rep. McCrea, D. of Fort Fairfield

Eight members of the Committee having voted in the affirmative and zero in the negative, it was the vote of the Committee that the nomination of David King of Limestone, for reappointment to the Maine School of Science and Mathematics, Board of Trustees be confirmed.

Signed,

S/Rebecca Millett Senate Chair

S/Victoria P. Kornfield House Chair

READ and ORDERED PLACED ON FILE.

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

In accordance with 3 M.R.S.A., Chapter 6, Section 158, and with Joint Rule 506 of the 129th Legislature, the vote was taken by the Yeas and Nays.

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#205)

YEAS: Senators: None

NAYS: Senators: BELLOWS, BLACK, CARPENTER, CARSON, CHIPMAN, CLAXTON, CYRWAY, DAVIS, DESCHAMBAULT, DIAMOND, DILL, DOW, FARRIN, FOLEY, GRATWICK, GUERIN, HERBIG, KEIM, LAWRENCE, LUCHINI, MILLETT, MIRAMANT, MOORE, POULIOT, ROSEN, SANBORN H, SANBORN L, TIMBERLAKE, VITELLI, WOODSOME, PRESIDENT PRO TEM LIBBY

EXCUSED: Senators: BREEN, CHENETTE, HAMPER, JACKSON

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

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

The Following Communication: S.C. 554

**STATE OF MAINE
ONE HUNDRED AND TWENTY-NINTH LEGISLATURE
COMMITTEE ON EDUCATION AND CULTURAL AFFAIRS**

June 4, 2019

The Honorable Troy Dale Jackson
President of the Senate of Maine
129th Maine State Legislature
State House
Augusta, Maine 04333-0003

Dear Mr. President:

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

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

YEAS Senators 1 Carson, B. of Cumberland
Representatives 7 Kornfield, V. of Bangor, Brennan, M. of Portland, Dodge, J. of Belfast, Farnsworth, D. of Portland, Ingwersen, H. of Arundel, Rudnicki, S. of Fairfield, Sampson, H. of Alfred

NAYS 0

ABSENT 5 Sen. Millett, R. of Cumberland, Sen. Pouliot, M. of Kennebec, Rep. Drinkwater, G. of Milford, Rep. Fecteau, J. of Augusta, Rep. McCrea, D. of Fort Fairfield

Eight members of the Committee having voted in the affirmative and zero in the negative, it was the vote of the Committee that the nomination of David R. Ferguson of Kennebunk, for reappointment to the Maine School of Science and Mathematics, Board of Trustees be confirmed.

Signed,

S/Rebecca Millett Senate Chair

S/Victoria P. Kornfield House Chair

READ and ORDERED PLACED ON FILE.

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

In accordance with 3 M.R.S.A., Chapter 6, Section 158, and with Joint Rule 506 of the 129th Legislature, the vote was taken by the Yeas and Nays.

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#206)

YEAS: Senators: None

NAYS: Senators: BELLOWS, BLACK, CARPENTER, CARSON, CHIPMAN, CLAXTON, CYRWAY, DAVIS, DESCHAMBAULT, DIAMOND, DILL, DOW, FARRIN, FOLEY, GRATWICK, GUERIN, HERBIG, KEIM, LAWRENCE, LUCHINI, MILLETT, MIRAMANT, MOORE, POULIOT, ROSEN, SANBORN H, SANBORN L, TIMBERLAKE, VITELLI, WOODSOME, PRESIDENT PRO TEM LIBBY

EXCUSED: Senators: BREEN, CHENETTE, HAMPER, JACKSON

No Senator having voted in the affirmative and 31 Senators having voted in the negative, with 4 Senators being excused, and none being less than two-thirds of the Membership present and voting, it was the vote of the Senate that the Committee's recommendation be **ACCEPTED** and the nomination of **David R. Ferguson** of Kennebunk for reappointment to the Maine School of Science and Mathematics, Board of Trustees was **CONFIRMED**.

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

The Following Communication: S.C. 555

**STATE OF MAINE
ONE HUNDRED AND TWENTY-NINTH LEGISLATURE
COMMITTEE ON EDUCATION AND CULTURAL AFFAIRS**

June 4, 2019

The Honorable Troy Dale Jackson
President of the Senate of Maine
129th Maine State Legislature
State House
Augusta, Maine 04333-0003

Dear Mr. President:

In accordance with 3 M.R.S.A., Section 157, and with Joint Rule 505 of the Maine Legislature, the Joint Standing Committee on Education and Cultural Affairs has had under consideration the

nomination of Joel E. Pike of Jay, for appointment to the Maine School of Science and Mathematics, Board of Trustees.

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

YEAS	Senators	2	Millett, R. of Cumberland, Carson, B. of Cumberland
	Representatives	7	Kornfield, V. of Bangor, Brennan, M. of Portland, Dodge, J. of Belfast, Farnsworth, D. of Portland, Ingwersen, H. of Arundel, Rudnicki, S. of Fairfield, Sampson, H. of Alfred
NAYS		0	
ABSENT		4	Sen. Pouliot, M. of Kennebec, Rep. Drinkwater, G. of Milford, Rep. Fecteau, J. of Augusta, Rep. McCrea, D. of Fort Fairfield

Nine members of the Committee having voted in the affirmative and zero in the negative, it was the vote of the Committee that the nomination of Joel E. Pike of Jay, for appointment to the Maine School of Science and Mathematics, Board of Trustees be confirmed.

Signed,

S/Rebecca Millett
Senate Chair

S/Victoria P. Kornfield
House Chair

READ and ORDERED PLACED ON FILE.

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

In accordance with 3 M.R.S.A., Chapter 6, Section 158, and with Joint Rule 506 of the 129th Legislature, the vote was taken by the Yeas and Nays.

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#207)

YEAS: Senators: None

NAYS: Senators: BELLOWS, BLACK, CARPENTER, CARSON, CHIPMAN, CLAXTON, CYRWAY, DAVIS, DESCHAMBAULT, DIAMOND, DILL, DOW, FARRIN, FOLEY, GRATWICK, GUERIN, HERBIG, KEIM, LAWRENCE, LUCHINI, MILLETT, MIRAMANT, MOORE, POULIOT, ROSEN, SANBORN H, SANBORN L, TIMBERLAKE, VITELLI, WOODSOME, PRESIDENT PRO TEM LIBBY

YEAS Senators 2 Millett, R. of Cumberland, Carson, B. of Cumberland
Representatives 7 Kornfield, V. of Bangor, Brennan, M. of Portland, Dodge, J. of Belfast, Farnsworth, D. of Portland, Ingwersen, H. of Arundel, Rudnicki, S. of Fairfield, Sampson, H. of Alfred

EXCUSED: Senators: BREEN, CHENETTE, HAMPER, JACKSON

NAYS 0
ABSENT 4 Sen. Pouliot, M. of Kennebec, Rep. Drinkwater, G. of Milford, Rep. Fecteau, J. of Augusta, Rep. McCrea, D. of Fort Fairfield

No Senator having voted in the affirmative and 31 Senators having voted in the negative, with 4 Senators being excused, and none being less than two-thirds of the Membership present and voting, it was the vote of the Senate that the Committee's recommendation be **ACCEPTED** and the nomination of **Joel E. Pike** of Jay for appointment to the Maine School of Science and Mathematics, Board of Trustees was **CONFIRMED**.

Nine members of the Committee having voted in the affirmative and zero in the negative, it was the vote of the Committee that the nomination of James E. Havu of Augusta, for appointment to the Maine School of Science and Mathematics, Board of Trustees be confirmed.

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

THE PRESIDENT PRO TEM: The Chair is very pleased to recognize in the rear of the Chamber Joel E. Pike of Jay, recently confirmed to the Board of Trustees for the Maine School of Science and Mathematics. Will he please rise and accept the greetings of the Senate.

Signed,

S/Rebecca Millett
Senate Chair

S/Victoria P. Kornfield
House Chair

READ and ORDERED PLACED ON FILE.

The Following Communication: S.C. 556

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

**STATE OF MAINE
ONE HUNDRED AND TWENTY-NINTH LEGISLATURE
COMMITTEE ON EDUCATION AND CULTURAL AFFAIRS**

June 4, 2019

The Honorable Troy Dale Jackson
President of the Senate of Maine
129th Maine State Legislature
State House
Augusta, Maine 04333-0003

In accordance with 3 M.R.S.A., Chapter 6, Section 158, and with Joint Rule 506 of the 129th Legislature, the vote was taken by the Yeas and Nays.

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

Dear Mr. President:

ROLL CALL (#208)

YEAS: Senators: None

NAYS: Senators: BELLOWS, BLACK, CARPENTER, CARSON, CHIPMAN, CLAXTON, CYRWAY, DAVIS, DESCHAMBAULT, DIAMOND, DILL, DOW, FARRIN, FOLEY, GRATWICK, GUERIN, HERBIG, KEIM, LAWRENCE, LUCHINI, MILLETT, MIRAMANT, MOORE, POULIOT, ROSEN, SANBORN H, SANBORN L, TIMBERLAKE, VITELLI, WOODSOME, PRESIDENT PRO TEM LIBBY

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

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

EXCUSED: Senators: BREEN, CHENETTE, HAMPER, JACKSON

No Senator having voted in the affirmative and 31 Senators having voted in the negative, with 4 Senators being excused, and none being less than two-thirds of the Membership present and voting, it was the vote of the Senate that the Committee's recommendation be **ACCEPTED** and the nomination of **James E. Havu** of Augusta for appointment to the Maine School of Science and Mathematics, Board of Trustees was **CONFIRMED**.

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

THE PRESIDENT PRO TEM: The Chair is also pleased to recognize in the rear of the Chamber James Havu of Augusta, recently confirmed to the Board of Trustees for the Maine School of Science and Mathematics. Will he please rise and accept the greetings of the Senate.

The Following Communication: S.C. 557

**STATE OF MAINE
ONE HUNDRED AND TWENTY-NINTH LEGISLATURE
COMMITTEE ON EDUCATION AND CULTURAL AFFAIRS**

June 4, 2019

The Honorable Troy Dale Jackson
President of the Senate of Maine
129th Maine State Legislature
State House
Augusta, Maine 04333-0003

Dear Mr. President:

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

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

YEAS	Senators	1	Carson, B. of Cumberland
	Representatives	7	Kornfield, V. of Bangor, Brennan, M. of Portland, Dodge, J. of Belfast, Farnsworth, D. of Portland, Ingwersen, H. of Arundel, Rudnicki, S. of Fairfield, Sampson, H. of Alfred

NAYS 0

ABSENT 5 Sen. Millett, R. of Cumberland, Sen. Pouliot, M. of Kennebec, Rep. Drinkwater, G. of Milford, Rep. Fecteau, J. of Augusta, Rep. McCrea, D. of Fort Fairfield

Eight members of the Committee having voted in the affirmative and zero in the negative, it was the vote of the Committee that the nomination of Kelly L. Brackett of Ellsworth, for appointment to the Maine School of Science and Mathematics, Board of Trustees be confirmed.

Signed,

S/Rebecca Millett
Senate Chair

S/Victoria P. Kornfield
House Chair

READ and ORDERED PLACED ON FILE.

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

In accordance with 3 M.R.S.A., Chapter 6, Section 158, and with Joint Rule 506 of the 129th Legislature, the vote was taken by the Yeas and Nays.

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#209)

YEAS: Senators: None

NAYS: Senators: BELLOWS, BLACK, CARPENTER, CARSON, CHIPMAN, CLAXTON, CYRWAY, DAVIS, DESCHAMBAULT, DIAMOND, DILL, DOW, FARRIN, FOLEY, GRATWICK, GUERIN, HERBIG, KEIM, LAWRENCE, LUCHINI, MILLETT, MIRAMANT, MOORE, POULIOT, ROSEN, SANBORN H, SANBORN L, TIMBERLAKE, VITELLI, WOODSOME, PRESIDENT PRO TEM LIBBY

EXCUSED: Senators: BREEN, CHENETTE, HAMPER, JACKSON

No Senator having voted in the affirmative and 31 Senators having voted in the negative, with 4 Senators being excused, and none being less than two-thirds of the Membership present and voting, it was the vote of the Senate that the Committee's recommendation be **ACCEPTED** and the nomination of **Kelly L. Brackett** of Ellsworth for appointment to the Maine School of Science and Mathematics, Board of Trustees was **CONFIRMED**.

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

The Following Communication: S.C. 563

**STATE OF MAINE
ONE HUNDRED AND TWENTY-NINTH LEGISLATURE
COMMITTEE ON LABOR AND HOUSING**

June 3, 2019

The Honorable Troy Dale Jackson
President of the Senate of Maine
129th Maine State Legislature
State House
Augusta, Maine 04333-0003

Dear Mr. President:

In accordance with 3 M.R.S.A., Section 157, and with Joint Rule 505 of the Maine Legislature, the Joint Standing Committee on Labor and Housing has had under consideration the nomination of Mark A. Brunton of China, for appointment to the Maine Public Employees Retirement System Board of Trustees.

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

YEAS	Senators	2	Bellows, S. of Kennebec, Guerin, S. of Penobscot
	Representatives	9	Sylvester, M. of Portland, Austin, S. of Gray, Bradstreet, D. of Vassalboro, Carney, A. of Cape Elizabeth, Cuddy, S. of Winterport, Doore, D. of Augusta, Lockman, L. of Bradley, Morris, J. of Turner, Peoples, A. of Westbrook
NAYS		0	
ABSENT		2	Sen. Lawrence, M. of York, Rep. Rykerson, D. of Kittery

Eleven members of the Committee having voted in the affirmative and zero in the negative, it was the vote of the Committee that the nomination of Mark A. Brunton of China, for appointment to the Maine Public Employees Retirement System Board of Trustees be confirmed.

Signed,

S/Shenna Bellows
Senate Chair

S/Mike A. Sylvester
House Chair

READ and ORDERED PLACED ON FILE.

The President Pro Tem laid before the Senate the following:
"Shall the recommendation of the Committee on **LABOR AND HOUSING** be overridden?"

In accordance with 3 M.R.S.A., Chapter 6, Section 158, and with Joint Rule 506 of the 129th Legislature, the vote was taken by the Yeas and Nays.

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#210)

YEAS: Senators: None

NAYS: Senators: BELLOWS, BLACK, CARPENTER,
CARSON, CHENETTE, CHIPMAN, CLAXTON,
CYRWAY, DAVIS, DESCHAMBAULT, DIAMOND,
DILL, DOW, FARRIN, FOLEY, GRATWICK,
GUERIN, HERBIG, KEIM, LAWRENCE, LUCHINI,
MILLETT, MIRAMANT, MOORE, POULIOT, ROSEN,
SANBORN H, SANBORN L, TIMBERLAKE, VITELLI,
WOODSOME, PRESIDENT PRO TEM LIBBY

EXCUSED: Senators: BREEN, HAMPER, JACKSON

No Senator having voted in the affirmative and 32 Senators having voted in the negative, with 3 Senators being excused, and none being less than two-thirds of the Membership present and voting, it was the vote of the Senate that the Committee's recommendation be **ACCEPTED** and the nomination of **Mark A. Brunton** of China for appointment to the Maine Public Employees Retirement System Board of Trustees was **CONFIRMED**.

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

The Following Communication: S.C. 564

**STATE OF MAINE
ONE HUNDRED AND TWENTY-NINTH LEGISLATURE
COMMITTEE ON LABOR AND HOUSING**

June 3, 2019

The Honorable Troy Dale Jackson
President of the Senate of Maine
129th Maine State Legislature
State House
Augusta, Maine 04333-0003

Dear Mr. President:

In accordance with 3 M.R.S.A., Section 157, and with Joint Rule 505 of the Maine Legislature, the Joint Standing Committee on Labor and Housing has had under consideration the nomination of John S. Beliveau of Falmouth, for appointment to the Maine Public Employees Retirement System Board of Trustees.

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

YEAS Senators 2 Bellows, S. of Kennebec, Guerin, S. of Penobscot
Representatives 9 Sylvester, M. of Portland, Austin, S. of Gray, Bradstreet, D. of Vassalboro, Carney, A. of Cape Elizabeth, Cuddy, S. of Winterport, Doore, D. of Augusta, Lockman, L. of Bradley, Morris, J. of Turner, Peoples, A. of Westbrook

NAYS 0
ABSENT 2 Sen. Lawrence, M. of York, Rep. Rykerson, D. of Kittery

Eleven members of the Committee having voted in the affirmative and zero in the negative, it was the vote of the Committee that the nomination of John S. Beliveau of Falmouth, for appointment to the Maine Public Employees Retirement System Board of Trustees be confirmed.

Signed,

S/Shenna Bellows
Senate Chair

S/Mike A. Sylvester
House Chair

READ and ORDERED PLACED ON FILE.

The President Pro Tem laid before the Senate the following: "Shall the recommendation of the Committee on LABOR AND HOUSING be overridden?"

In accordance with 3 M.R.S.A., Chapter 6, Section 158, and with Joint Rule 506 of the 129th Legislature, the vote was taken by the Yeas and Nays.

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#211)

YEAS: Senators: None
NAYS: Senators: BELLOWS, BLACK, CARPENTER, CARSON, CHENETTE, CHIPMAN, CLAXTON, CYRWAY, DAVIS, DESCHAMBAULT, DIAMOND, DILL, DOW, FARRIN, FOLEY, GRATWICK, GUERIN, HERBIG, KEIM, LAWRENCE, LUCHINI, MILLETT, MIRAMANT, MOORE, POULIOT, ROSEN, SANBORN H, SANBORN L, TIMBERLAKE, VITELLI, WOODSOME, PRESIDENT PRO TEM LIBBY

EXCUSED: Senators: BREEN, HAMPER, JACKSON

No Senator having voted in the affirmative and 32 Senators having voted in the negative, with 3 Senators being excused, and none being less than two-thirds of the Membership present and voting, it was the vote of the Senate that the Committee's recommendation be ACCEPTED and the nomination of John S. Beliveau of Falmouth for appointment to the Maine Public Employees Retirement System Board of Trustees was CONFIRMED.

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

The Following Communication: S.C. 565

STATE OF MAINE
ONE HUNDRED AND TWENTY-NINTH LEGISLATURE
COMMITTEE ON LABOR AND HOUSING

June 3, 2019

The Honorable Troy Dale Jackson
President of the Senate of Maine
129th Maine State Legislature
State House
Augusta, Maine 04333-0003

Dear Mr. President:

In accordance with 3 M.R.S.A., Section 157, and with Joint Rule 505 of the Maine Legislature, the Joint Standing Committee on Labor and Housing has had under consideration the nomination of Bonita J. Usher of Buxton, for appointment as a Commissioner of the Maine State Housing Authority.

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

YEAS Senators 2 Bellows, S. of Kennebec, Guerin, S. of Penobscot
Representatives 8 Sylvester, M. of Portland, Austin, S. of Gray, Bradstreet, D. of Vassalboro, Carney, A. of Cape Elizabeth, Doore, D. of Augusta, Lockman, L. of Bradley, Morris, J. of Turner, Peoples, A. of Westbrook
NAYS 0
ABSENT 3 Sen. Lawrence, M. of York, Rep. Cuddy, S. of Winterport, Rep. Rykerson, D. of Kittery

Ten members of the Committee having voted in the affirmative and zero in the negative, it was the vote of the Committee that the nomination of Bonita J. Usher of Buxton, for appointment as a Commissioner of the Maine State Housing Authority be confirmed.

Signed,

S/Shenna Bellows
Senate Chair

S/Mike A. Sylvester
House Chair

READ and ORDERED PLACED ON FILE.

The President Pro Tem laid before the Senate the following:
"Shall the recommendation of the Committee on **LABOR AND HOUSING** be overridden?"

In accordance with 3 M.R.S.A., Chapter 6, Section 158, and with Joint Rule 506 of the 129th Legislature, the vote was taken by the Yeas and Nays.

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#212)

YEAS: Senators: None

NAYS: Senators: BELLOWS, BLACK, CARPENTER, CARSON, CHENETTE, CHIPMAN, CLAXTON, CYRWAY, DAVIS, DESCHAMBAULT, DIAMOND, DILL, DOW, FARRIN, FOLEY, GRATWICK, GUERIN, HERBIG, KEIM, LAWRENCE, LUCHINI, MILLETT, MIRAMANT, MOORE, POULIOT, ROSEN, SANBORN H, SANBORN L, TIMBERLAKE, VITELLI, WOODSOME, PRESIDENT PRO TEM LIBBY

EXCUSED: Senators: BREEN, HAMPER, JACKSON

No Senator having voted in the affirmative and 32 Senators having voted in the negative, with 3 Senators being excused, and none being less than two-thirds of the Membership present and voting, it was the vote of the Senate that the Committee's recommendation be **ACCEPTED** and the nomination of **Bonita J. Usher** of Buxton for appointment as a Commissioner of the Maine State Housing Authority was **CONFIRMED**.

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

The Following Communication: S.C. 559

**STATE OF MAINE
ONE HUNDRED AND TWENTY-NINTH LEGISLATURE
COMMITTEE ON ENVIRONMENT AND NATURAL
RESOURCES**

June 3, 2019

Honorable Troy Dale Jackson, President of the Senate
Honorable Sara Gideon, Speaker of the House
129th Legislature
State House
Augusta, Maine 04333

Dear President Jackson and Speaker Gideon:

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. 1802 An Act To Make Minor Changes and Corrections to Statutes Administered by or Concerning the Department of Environmental Protection

This is notification of the Committee's action.

Sincerely,

S/Sen. Brownie Carson
Senate Chair

S/Rep. Ralph L. Tucker
House Chair

READ and with accompanying papers ORDERED PLACED ON FILE.

The Following Communication: S.C. 560

**STATE OF MAINE
ONE HUNDRED AND TWENTY-NINTH LEGISLATURE
COMMITTEE ON INNOVATION, DEVELOPMENT,
ECONOMIC ADVANCEMENT AND BUSINESS**

May 30, 2019

Honorable Troy Dale Jackson, President of the Senate
Honorable Sara Gideon, Speaker of the House
129th Legislature
State House
Augusta, Maine 04333

Dear President Jackson and Speaker Gideon:

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

L.D. 50 An Act To Implement the Recommendations of the Government Oversight Committee To Improve the Development of a Long-range Strategic Plan for Economic Improvement in the State

L.D. 461 An Act To Improve the Affordability of Higher Education

L.D. 532 Resolve, Directing Professional Licensing and Certification Boards To Study the Barriers To Obtaining Professional Licensure and Certification

Sincerely,

S/Sen. Bill Diamond
Senate Chair

S/Rep. Andrew McLean
House Chair

L.D. 768 Resolve, To Establish the Commission To Research the Economic Disparities of Racial and Ethnic Populations (EMERGENCY)

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

L.D. 769 Resolve, To Direct the Commissioner of Professional and Financial Regulation To Create a Working Group To Study Credentialing Skilled Individuals with Foreign Credentials

Senate at Ease.

The Senate was called to order by President Pro Tem Libby.

L.D. 890 An Act To Expand Workforce Access by Creating Apprenticeship Programs To Increase Access to Licensure in Certain Occupations

ORDERS

Joint Resolution

This is notification of the Committee's action.

Sincerely,

S/Sen. Erin Herbig
Senate Chair

S/Rep. Matthea Elisabeth Larsen Daughtry
House Chair

On motion by Senator **VITELLI** of Sagadahoc, under unanimous consent on behalf of President **JACKSON** of Aroostook (Cosponsored by Speaker **GIDEON** of Freeport and Senators: **CARPENTER** of Aroostook, **LIBBY** of Androscoggin, Representatives: **BAILEY** of Saco, **FECTEAU** of Biddeford, **HAGGAN** of Hampden, **HARNETT** of Gardiner, **MARTIN** of Greene, **MORALES** of South Portland), the following Joint Resolution:

S.P. 622

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

**JOINT RESOLUTION
TO SUPPORT THE DEVELOPMENT OF MUTUALLY BENEFICIAL SOLUTIONS TO THE CONFLICTS ARISING FROM THE INTERPRETATION OF AN ACT TO IMPLEMENT THE MAINE INDIAN CLAIMS SETTLEMENT AND THE FEDERAL MAINE INDIAN CLAIMS SETTLEMENT ACT OF 1980**

The Following Communication: S.C. 561

**STATE OF MAINE
ONE HUNDRED AND TWENTY-NINTH LEGISLATURE
COMMITTEE ON TRANSPORTATION**

June 3, 2019

Honorable Troy Dale Jackson, President of the Senate
Honorable Sara Gideon, Speaker of the House
129th Legislature
State House
Augusta, Maine 04333

Dear President Jackson and Speaker Gideon:

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

L.D. 1157 An Act To Fix Maine's Roads and Bridges by Establishing a Seasonal Gasoline Tax Adjustment

This is notification of the Committee's action.

WHEREAS, the ancestors of the members of the federally recognized Indian tribes located in what is now the State have inhabited these lands since time immemorial; and **WHEREAS**, the United States of America adopted its Constitution in 1789 and the people of the State adopted their Constitution in 1819; and **WHEREAS**, Indian tribes and their members have a legal political status recognized by the United States Constitution, including in Article I, Section 8, by the Constitution of Maine, including in Article X, Section 5, and pursuant to various treaties entered into by the tribes and what is now the State; and **WHEREAS**, in 1972, the Passamaquoddy Tribe initiated a claim against the United States Government alleging that the transfer of a significant amount of tribal lands to the Commonwealth of Massachusetts, including the District of Maine, was legally invalid because such transfers were not approved by the United States Government, as required by the federal Indian Nonintercourse Act; and **WHEREAS**, in 1975, the United States Court of Appeals for the First Circuit in Joint Tribal Council of the Passamaquoddy Tribe v. Morton affirmed that a trust relationship similar to that between the United States Government and other tribes exists between the Maine tribes and the United States Government that would require the approval by the United States Government of such

land transfers and that the claims of the Maine tribes could proceed; and
WHEREAS, other Maine tribes alleged similar claims; and
WHEREAS, recognizing that protracted litigation would result in substantial economic and social hardship for large numbers of landowners, citizens and communities within the State, the Maine tribes decided it was more prudent to negotiate a settlement of the land claims and other claims rather than continue litigation; and
WHEREAS, the Maine tribes and Federal Government negotiated terms of settlement that were encompassed in the February 10, 1978 memorandum of understanding; and
WHEREAS, the Maine tribes were asked by the Maine Congressional Delegation to negotiate terms related to jurisdictional matters as a part of an overall settlement; and
WHEREAS, negotiations between the Maine tribes and State led to the enactment of An Act to Implement the Maine Indian Claims Settlement in April 1980 by the Legislature, but that Act was not effective until the United States Congress enacted the Maine Indian Claims Settlement Act of 1980 that October; and
WHEREAS, the language of these laws has resulted in disagreements with respect to sustenance and jurisdictional rights of the Maine tribes, and such disagreements have caused protracted and long-standing litigation between the State, Maine tribes and Federal Government; and
WHEREAS, these disagreements have also resulted in the diminishment of rights, privileges, powers and immunities of the Maine tribes compared to those generally enjoyed by other federally recognized Indian tribes within the United States; and
WHEREAS, this diminishment of rights, privileges, powers and immunities of the Maine tribes has caused disenfranchisement, undue hardship and suffering of individual members of the tribes and tribal communities that have resulted in a loss of health, education and general welfare compared to the overall population of the State and the United States; and
WHEREAS, significant time and taxpayer resources have been spent litigating with the Maine tribes rather than focusing on efforts to develop mutually beneficial solutions that allow all of the State's citizenry, including its tribal citizenry, to prosper and progress; and
WHEREAS, the State does not prosper when a specific portion of its citizenry suffers, and the State's resources are better spent on developing jobs, strengthening infrastructure and improving the health, education and safety of all its citizens; now, therefore, be it
RESOLVED: That We, the Members of the One Hundred and Twenty-ninth Legislature now assembled in the First Regular Session, on behalf of the people we represent, take this opportunity to recognize that the Maine tribes should enjoy the same rights, privileges, powers and immunities as other federally recognized Indian tribes within the United States; and be it further
RESOLVED: That the Legislature supports a collaborative process to develop amendments to An Act to Implement the Maine Indian Claims Settlement and the federal Maine Indian Claims Settlement Act of 1980 that would clarify that the Maine tribes enjoy the same rights, privileges, powers and immunities as other federally recognized Indian tribes within the United States.

The Joint Resolution was **READ**.

On further motion by same Senator, **TABLED** until Later in Today's Session, pending the motion by President **JACKSON** of Aroostook to **ADOPT**.

REPORTS OF COMMITTEES

House

Divided Report

The Majority of the Committee on **AGRICULTURE, CONSERVATION AND FORESTRY** on Bill "An Act To Address the Browntail Moth Infestation"

H.P. 767 L.D. 1037

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-449)**.

Signed:

Senator:

DILL of Penobscot

Representatives:

HICKMAN of Winthrop
 MAXMIN of Nobleboro
 McCREA of Fort Fairfield
 O'NEIL of Saco
 PLUECKER of Warren
 ROBERTS-LOVELL of South Berwick

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

Signed:

Senator:

BLACK of Franklin

Representatives:

HALL of Wilton
 KINNEY of Knox
 KRYZAK of Acton
 SKOLFIELD of Weld

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-449)**.

Reports **READ**.

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

Bill **READ ONCE**.

Committee Amendment "A" (H-449) **READ** and **ADOPTED**, in concurrence.

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

Divided Report

The Majority of the Committee on **ENERGY, UTILITIES AND TECHNOLOGY** on Bill "An Act To Establish a Green New Deal for Maine"

H.P. 924 L.D. 1282

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-413)**.

Signed:

Senators:

LAWRENCE of York
MIRAMANT of Knox

Representatives:

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

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

Signed:

Senator:

WOODSOME of York

Representatives:

FOSTER of Dexter
HANLEY of Pittston

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-413) AS AMENDED BY HOUSE AMENDMENT "A" (H-460)** thereto.

Reports **READ**.

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

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

Divided Report

The Majority of the Committee on **JUDICIARY** on Bill "An Act To Impose on Mental Health Professionals a Duty To Warn and Protect"

H.P. 211 L.D. 287

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-450)**.

Signed:

Senators:

CARPENTER of Aroostook
BELLOWS of Kennebec
KEIM of Oxford

Representatives:

BAILEY of Saco
BABBIDGE of Kennebunk
CARDONE of Bangor
CURTIS of Madison
EVANGELOS of Friendship
HAGGAN of Hampden
HARNETT of Gardiner
RECKITT of South Portland
TALBOT ROSS of Portland

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

Signed:

Representative:

DeVEAU of Caribou

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-450)**.

Reports **READ**.

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

Bill **READ ONCE**.

Committee Amendment "A" (H-450) **READ** and **ADOPTED**, in concurrence.

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

Divided Report

The Majority of the Committee on **LABOR AND HOUSING** on Bill "An Act To Protect Volunteer Search and Rescuers Certified by the Maine Association for Search and Rescue from Adverse Employment Actions"

H.P. 660 L.D. 886

ROLL CALL (#213)

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-447).**

Signed:

Senators:
BELLOWS of Kennebec
LAWRENCE of York

Representatives:
SYLVESTER of Portland
CARNEY of Cape Elizabeth
CUDDY of Winterport
DOORE of Augusta
PEOPLES of Westbrook
RYKERSON of Kittery

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

Signed:

Senator:
GUERIN of Penobscot

Representatives:
AUSTIN of Gray
BRADSTREET of Vassalboro
LOCKMAN of Bradley
MORRIS of Turner

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-447).**

Reports **READ.**

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

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

Senate at Ease.

The Senate was called to order by President Pro Tem Libby.

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

YEAS: Senators: BELLOWS, CARPENTER, CARSON, CHENETTE, CHIPMAN, CLAXTON, DESCHAMBAULT, DIAMOND, DILL, GRATWICK, HERBIG, LAWRENCE, LUCHINI, MILLETT, MIRAMANT, SANBORN H, SANBORN L, VITELLI, PRESIDENT PRO TEM LIBBY

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

EXCUSED: Senators: BREEN, HAMPER, JACKSON

19 Senators having voted in the affirmative and 13 Senators having voted in the negative, with 3 Senators being excused, the motion by Senator **BELLOWS** of Kennebec to **ACCEPT** the Majority **OUGHT TO PASS AS AMENDED** Report, in concurrence, **PREVAILED.**

Bill **READ ONCE.**

Committee Amendment "A" (H-447) **READ** and **ADOPTED**, in concurrence.

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

Divided Report

The Majority of the Committee on **LABOR AND HOUSING** on Bill "An Act Concerning Nondisclosure Agreements in Employment" H.P. 1112 L.D. 1529

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-448).**

Signed:

Senator:
BELLOWS of Kennebec

Representatives:
SYLVESTER of Portland
CARNEY of Cape Elizabeth
CUDDY of Winterport
DOORE of Augusta
PEOPLES of Westbrook
RYKERSON of Kittery

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

Signed:

Senator:
GUERIN of Penobscot

Representatives:

AUSTIN of Gray
BRADSTREET of Vassalboro
LOCKMAN of Bradley
MORRIS of Turner

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-448)**.

Reports **READ**.

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

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, in concurrence.

Divided Report

The Majority of the Committee on **LABOR AND HOUSING** on Bill "An Act To Increase the Portion of Retirement Benefits to Which the Cost-of-living Adjustment Applies"

H.P. 1120 L.D. 1537

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-446)**.

Signed:

Senator:

BELLOWS of Kennebec

Representatives:

SYLVESTER of Portland
CARNEY of Cape Elizabeth
CUDDY of Winterport
DOORE of Augusta
PEOPLES of Westbrook
RYKERSON of Kittery

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

Signed:

Senator:

GUERIN of Penobscot

Representatives:

AUSTIN of Gray
BRADSTREET of Vassalboro
LOCKMAN of Bradley
MORRIS of Turner

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-446)**.

Reports **READ**.

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

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

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#214)

YEAS: Senators: BELLOWS, CARPENTER, CARSON, CHENETTE, CHIPMAN, CLAXTON, CYRWAY, DAVIS, DESCHAMBAULT, DIAMOND, DILL, GRATWICK, HERBIG, LAWRENCE, LUCHINI, MILLETT, MIRAMANT, POULIOT, SANBORN H, SANBORN L, VITELLI, PRESIDENT PRO TEM LIBBY

NAYS: Senators: BLACK, DOW, FARRIN, FOLEY, GUERIN, KEIM, MOORE, ROSEN, TIMBERLAKE, WOODSOME

EXCUSED: Senators: BREEN, HAMPER, JACKSON

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

Bill **READ ONCE**.

Committee Amendment "A" (H-446) **READ** and **ADOPTED**, in concurrence.

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

Divided Report

The Majority of the Committee on **VETERANS AND LEGAL AFFAIRS** on Bill "An Act To Create an Automatic Voter Registration System"

H.P. 1070 L.D. 1463

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-458)**.

Signed:

Sent down for concurrence.

Senators:

LUCHINI of Hancock
HERBIG of Waldo

Ought to Pass As Amended

Senator CARSON for the Committee on **ENVIRONMENT AND NATURAL RESOURCES** on Bill "An Act To Reduce the Membership of the Clean-up and Response Fund Review Board" S.P. 600 L.D. 1776

Representatives:

SCHNECK of Bangor
ACKLEY of Monmouth
COOPER of Yarmouth
HICKMAN of Winthrop
HUBBELL of Bar Harbor
McCREIGHT of Harpswell

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

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

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

Signed:

Bill **READ ONCE**.

Senator:

CYRWAY of Kennebec

Committee Amendment "A" (S-210) **READ** and **ADOPTED**.

Representatives:

ANDREWS of Paris
DOLLOFF of Rumford
HANINGTON of Lincoln
STROM of Pittsfield

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

Sent down for concurrence.

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-458)**.

Off Record Remarks

Reports **READ**.

Senator GRATWICK for the Committee on **HEALTH AND HUMAN SERVICES** on Resolve, Establishing the Working Group on Mental Health (EMERGENCY) S.P. 508 L.D. 1602

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

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-213)**.

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, in concurrence.

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

Resolve **READ ONCE**.

Committee Amendment "A" (S-213) **READ** and **ADOPTED**.

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

Senate

Ought to Pass

Sent down for concurrence.

Senator **DIAMOND** for the Committee on **TRANSPORTATION** on Resolve, To Designate a Bridge in Indian Purchase Township the Detective Benjamin Campbell Bridge S.P. 617 L.D. 1827

Senator GRATWICK for the Committee on **HEALTH AND HUMAN SERVICES** on Bill "An Act To Clarify the Pathway for a Registered Dispensary under the Maine Medical Use of Marijuana Act To Become a For-profit Entity" (EMERGENCY) S.P. 577 L.D. 1735

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

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-214)**.

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

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

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

Bill **READ ONCE**.

Committee Amendment "A" (S-214) **READ** and **ADOPTED**.

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

Sent down for concurrence.

Senator CHIPMAN for the Committee on **TAXATION** on Bill "An Act To Provide an Income Tax Credit for Certain Student Loan Repayments"

S.P. 26 L.D. 73

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-219)**.

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

Bill **READ ONCE**.

Committee Amendment "A" (S-219) **READ** and **ADOPTED**.

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

Sent down for concurrence.

Senator CHIPMAN for the Committee on **TAXATION** on Bill "An Act To Create a Credit under the Commercial Forestry Excise Tax for Landowners Using Businesses Based in the United States"

S.P. 80 L.D. 268

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-218)**.

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

Bill **READ ONCE**.

Committee Amendment "A" (S-218) **READ** and **ADOPTED**.

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

Sent down for concurrence.

Senator DIAMOND for the Committee on **TRANSPORTATION** on Bill "An Act To Update the Laws Governing Child Safety Seats and Seat Belts"

S.P. 389 L.D. 1269

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-217)**.

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

Bill **READ ONCE**.

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

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

Sent down for concurrence.

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

Divided Report

The Majority of the Committee on **EDUCATION AND CULTURAL AFFAIRS** on Bill "An Act To Increase the Supplement for Certain National Board for Professional Teaching Standards Certified Teachers in Maine"

S.P. 486 L.D. 1549

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-216)**.

Signed:

Senators:

MILLETT of Cumberland
CARSON of Cumberland
POULIOT of Kennebec

Representatives:

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

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

Signed:

Representatives:

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

Reports **READ**.

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

Bill **READ ONCE**.

Committee Amendment "A" (S-216) **READ** and **ADOPTED**.

ROLL CALL (#215)

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

Sent down for concurrence.

YEAS: Senators: BELLOWS, CARPENTER, CARSON, CHENETTE, CHIPMAN, CLAXTON, DESCHAMBAULT, DIAMOND, DILL, GRATWICK, HERBIG, LAWRENCE, LUCHINI, MILLETT, MIRAMANT, SANBORN H, SANBORN L, VITELLI, PRESIDENT PRO TEM LIBBY

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

EXCUSED: Senators: BREEN, HAMPER, JACKSON

19 Senators having voted in the affirmative and 13 Senators having voted in the negative, with 3 Senators being excused, the motion by Senator **GRATWICK** of Penobscot to **ACCEPT** the Majority **OUGHT TO PASS AS AMENDED** Report **PREVAILED**.

Bill **READ ONCE**.

Committee Amendment "A" (S-215) **READ** and **ADOPTED**.

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

Sent down for concurrence.

Divided Report

The Majority of the Committee on **HEALTH AND HUMAN SERVICES** on Bill "An Act To Include Homelessness in the Laws Governing Emergency General Assistance"
S.P. 137 L.D. 459

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-215)**.

Signed:

Senators:

GRATWICK of Penobscot
CLAXTON of Androscoggin

Representatives:

HYMANSON of York
CRAVEN of Lewiston
MADIGAN of Waterville
MEYER of Eliot
PERRY of Calais
STOVER of Boothbay
TALBOT ROSS of Portland

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

Signed:

Senator:

MOORE of Washington

Representatives:

GRIFFIN of Levant
JAVNER of Chester
O'CONNOR of Berwick

Reports **READ**.

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

On motion by Senator **DOW** of Lincoln, 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.

Divided Report

The Majority of the Committee on **HEALTH AND HUMAN SERVICES** on Bill "An Act To Provide Stable Funding and Support for Child Care Providers"
S.P. 291 L.D. 1012

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-211)**.

Signed:

Senators:

GRATWICK of Penobscot
CLAXTON of Androscoggin

Representatives:

HYMANSON of York
CRAVEN of Lewiston
MADIGAN of Waterville
MEYER of Eliot
PERRY of Calais
STOVER of Boothbay
TALBOT ROSS of Portland

The Minority of the same Committee on the same subject reported that the same **Ought To Pass as Amended by Committee Amendment "B" (S-212)**.

Signed:

Senator:
MOORE of Washington

Representatives:
GRIFFIN of Levant
JAVNER of Chester
O'CONNOR of Berwick

Reports **READ**.

Senator **GRATWICK** of Penobscot moved the Senate **ACCEPT** the Majority **OUGHT TO PASS AS AMENDED BY COMMITTEE AMENDMENT "A" (S-211)** Report.

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

THE PRESIDENT PRO TEM: The Chair recognizes the Senator from Cumberland, Senator Millett.

Senator **MILLETT**: Thank you, Mr. President. Ladies and gentlemen of the Senate, the bill before us addresses a critical issue that our families are facing here in Maine, and that is around childcare. As amended, this bill would provide our providers with additional funds for not only providing quality standard care, high quality standard care for our youngest Maine citizens, but for our infants. This is incredibly important for our childcare providers because as more and more of our public schools provide access to public pre-K our childcare providers are left with our youngest, the infants, which is much more expensive for them to offer and is a huge financial strain on their businesses. So, as amended, those providers would see a 35% increase in their funding for all the infants that they have under their care. I really hope that you will join me in supporting our childcare providers. Thank you very much, Mr. President.

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

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#216)

YEAS: Senators: BELLOWS, CARPENTER, CARSON, CHENETTE, CHIPMAN, CLAXTON, DESCHAMBAULT, DIAMOND, DILL, GRATWICK, HERBIG, LAWRENCE, LUCHINI, MILLETT, MIRAMANT, SANBORN H, SANBORN L, VITELLI, PRESIDENT PRO TEM LIBBY

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

EXCUSED: Senators: BREEN, HAMPER, JACKSON

19 Senators having voted in the affirmative and 13 Senators having voted in the negative, with 3 Senators being excused, the motion by Senator **GRATWICK** of Penobscot to **ACCEPT** the Majority **OUGHT TO PASS AS AMENDED BY COMMITTEE AMENDMENT "A" (S-211)** Report **PREVAILED**.

Bill **READ ONCE**.

Committee Amendment "A" (S-211) **READ** and **ADOPTED**.

Under suspension of the Rules, **READ A SECOND TIME** and **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-211)**.

Sent down for concurrence.

Divided Report

The Majority of the Committee on **INNOVATION, DEVELOPMENT, ECONOMIC ADVANCEMENT AND BUSINESS** on Bill "An Act Concerning the Establishment of Benefit Corporations"

S.P. 468 L.D. 1519

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

Signed:

Senators:
HERBIG of Waldo
GUERIN of Penobscot
MILLETT of Cumberland

Representatives:
DAUGHTRY of Brunswick
AUSTIN of Gray
BABINE of Scarborough
CROCKETT of Portland
FECTEAU of Biddeford
HANDY of Lewiston
HIGGINS of Dover-Foxcroft
PERRY of Bangor

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

Signed:

Representative:
STETKIS of Canaan

Reports **READ**.

On motion by Senator **HERBIG** of Waldo, the Majority **OUGHT TO PASS** Report **ACCEPTED**.

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

Sent down for concurrence.

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

ENACTORS

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

Emergency Measure

An Act To Amend the Maine Seed Capital Tax Credit Program
S.P. 375 L.D. 1200
(C "A" S-169)

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

Emergency Measure

An Act To Require Criminal History Record Checks for All Prospective and Current Staff Members of the Office of the State Auditor
H.P. 968 L.D. 1340
(C "A" H-420)

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

Emergency Measure

An Act To Exempt Trailers Sold to Out-of-state Entities from Sales and Use Tax
S.P. 514 L.D. 1608
(C "A" S-168)

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

Emergency Measure

An Act To Amend the Laws Governing the State Compensation Commission
H.P. 1193 L.D. 1667
(C "A" H-422)

This being an Emergency Measure and having received the affirmative vote of 28 Members of the Senate, with 3 Senators having voted in the negative, and 28 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 Pro Tem, was presented by the Secretary to the Governor for approval.

Emergency Measure

An Act To Align the Harness Racing Laws with Current Policies
H.P. 1230 L.D. 1728

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

Emergency Resolve

Resolve, Directing the Department of Education To Direct a Study of the Regional Adjustment for School Administrative Units
H.P. 233 L.D. 309
(C "A" H-393)

This being an Emergency Measure and having received the affirmative vote of 21 Members of the Senate, with 12 Senators having voted in the negative, and 21 being less than two-thirds of the entire elected Membership of the Senate, **FAILED FINAL PASSAGE**, in **NON-CONCURRENCE**.

Sent down for concurrence.

Emergency Resolve

Resolve, To Improve Access to Early and Periodic Screening, Diagnostic and Treatment Services for Children from Birth to 8 Years of Age
S.P. 524 L.D. 1635
(C "A" S-182)

This being an Emergency Measure and having received the affirmative vote of 30 Members of the Senate, with 3 Senators having voted in the negative, and 30 being more than two-thirds of the entire elected Membership of the Senate, was **FINALLY PASSED** and, having been signed by the President Pro Tem, was presented by the Secretary to the Governor for approval.

**Pursuant to Constitution
Public Land**

Resolve, Directing the Department of Agriculture, Conservation and Forestry To Convey Certain Lands to Roosevelt Conference Center Doing Business as Eagle Lake Sporting Camps
H.P. 107 L.D. 125
(C "A" H-303)

Comes from the House: **FAILED FINAL PASSAGE**

On motion by Senator **DILL** of Penobscot, **TABLED** until Later in Today's Session, pending **FINAL PASSAGE**, in **NON-CONCURRENCE**.

Acts

An Act To Implement Changes to Maine's Solid Waste Laws Pursuant to a Review of the State Waste Management and Recycling Plan
H.P. 94 L.D. 112
(C "A" H-439)

An Act To Require Recovery Residences for Persons with Substance Use Disorder Be Equipped with Naloxone and To Exempt from Criminal Liability Persons Administering Naloxone
H.P. 227 L.D. 303
(C "A" H-406)

An Act To Encourage Public Participation in School Board Meetings
H.P. 526 L.D. 721
(C "A" H-394)

An Act To Prohibit Offshore Oil and Natural Gas Drilling and Exploration
H.P. 710 L.D. 955
(C "A" H-425)

An Act To Provide Protections for Maine Patients Facing Step Therapy
H.P. 751 L.D. 1009
(C "A" H-432)

An Act To Reduce Electricity Costs through Nonwires Alternatives
H.P. 855 L.D. 1181
(C "A" H-431)

An Act Regarding Telehealth
S.P. 383 L.D. 1263
(C "A" S-176)

An Act To Increase Transparency with Regard to Pawnshops
H.P. 933 L.D. 1290
(C "A" H-415)

An Act To Protect Teachers from Unfair Evaluations
H.P. 966 L.D. 1338
(C "A" H-400)

An Act To Clarify Recounts in Municipal Elections
H.P. 1078 L.D. 1476
(C "A" H-421)

An Act To Strengthen Supports for Adults with Intellectual Disabilities or Autism in Crisis
H.P. 1088 L.D. 1486
(C "A" H-411)

An Act To Support Infrastructure Improvements in Schools
H.P. 1152 L.D. 1593
(C "A" H-399)

An Act To Amend the Laws Governing the Educators for Maine Program
H.P. 1160 L.D. 1601
(C "A" H-417)

An Act Regarding Future Evaluations of the Pine Tree Development Zone Program
H.P. 1172 L.D. 1629

An Act To Create Veteran-friendly Workplaces
H.P. 1190 L.D. 1654
(C "A" H-445)

An Act To Implement Recommendations of the Department of Environmental Protection Regarding the State's Mercury-added Lamp Law
H.P. 1194 L.D. 1668
(C "A" H-389)

An Act To Update the Licensing Laws for Occupational Therapy Practice
H.P. 1227 L.D. 1716
(C "A" H-402)

An Act To Amend and Clarify the Laws Concerning American Sign Language Interpreters
H.P. 1246 L.D. 1751
(C "A" H-418)

An Act To Amend the Geologist and Soil Scientist Licensing Laws
H.P. 1249 L.D. 1754

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

An Act To Provide Funding for Maine Public
H.P. 438 L.D. 610
(C "A" H-401)

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

An Act To Provide Seniors and Certain Persons with Disabilities Assistance with Property Taxes through the Deferral of Those Taxes

H.P. 503 L.D. 682
(C "A" H-443)

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

An Act To Provide a Sales Tax Exemption for Nonprofit Career and Technical Student Organizations

H.P. 537 L.D. 732
(C "A" H-391)

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

An Act To Ensure That Incarcerated Individuals Are Eligible for Medicaid during Incarceration and Receive Food Supplement Program Benefits upon Release

H.P. 566 L.D. 761
(C "A" H-404)

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

An Act To Clarify the Application of the Motor Vehicle Excise Tax to Water Well Drilling Equipment

H.P. 647 L.D. 873
(C "A" H-442)

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

An Act To Advance Children's Cancer Research in Maine

H.P. 774 L.D. 1044
(C "A" H-441)

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

An Act To Address the Needs of Children with Intellectual Disabilities and Autism Spectrum Disorder

H.P. 852 L.D. 1178
(C "A" H-410)

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

An Act To Improve Dental Health for Maine Adults with Low Incomes

H.P. 1065 L.D. 1453
(C "A" H-409)

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

An Act To Allow Holders of Gold Star Family Registration Plates To Be Issued Complimentary Licenses To Hunt, Trap and Fish

H.P. 1090 L.D. 1488
(C "A" H-426)

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

An Act To Implement a Presidential Primary System in Maine

S.P. 523 L.D. 1626
(C "A" S-186)

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

An Act To Facilitate Entry of Immigrants into the Workforce

H.P. 1209 L.D. 1685
(C "A" H-416)

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

Senate at Ease.

The Senate was called to order by President Pro Tem Libby.

An Act To Exempt Holders of Gold Star Family Registration Plates from Vehicle Registration Fees

H.P. 1089 L.D. 1487
(C "A" H-444)

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

An Act To Eliminate Single-use Plastic Carry-out Bags
H.P. 1115 L.D. 1532
(C "A" H-378)

On motion by Senator **CARSON** of Cumberland, 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 Cumberland, Senator **DIAMOND**, and further excused the same Senator from today's Roll Call votes.

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#217)

YEAS: Senators: BELLOWS, BLACK, BREEN, CARPENTER, CARSON, CHENETTE, CHIPMAN, CLAXTON, DAVIS, DESCHAMBAULT, DILL, GRATWICK, HERBIG, KEIM, LAWRENCE, LUCHINI, MILLETT, MIRAMANT, MOORE, ROSEN, SANBORN H, SANBORN L, VITELLI, PRESIDENT PRO TEM LIBBY

NAYS: Senators: CYRWAY, DOW, FARRIN, FOLEY, GUERIN, HAMPER, POULIOT, TIMBERLAKE, WOODSOME

EXCUSED: Senators: DIAMOND, JACKSON

24 Senators having voted in the affirmative and 9 Senators having voted in the negative, with 2 Senators being excused, was **PASSED TO BE ENACTED** and, having been signed by the President Pro Tem, was presented by the Secretary to the Governor for approval.

Resolves

Resolve, To Clarify the Good Cause and Sanction Process in the Temporary Assistance for Needy Families and Additional Support for People in Retraining and Employment Programs
H.P. 908 L.D. 1247
(C "A" H-408)

Resolve, Directing Coordinated State Agencies To Engage with the Governing Leaderships of Portland Pipe Line Corporation and Montreal Pipe Line Limited for Sustainability-centered Repurposing of Stranded and At-risk Infrastructure Assets in Maine
H.P. 1048 L.D. 1436
(C "A" H-414)

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

H.P. 1237 L.D. 1739
(C "A" H-440)

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

Resolve, Directing the Office of the Attorney General To Review Free Speech on Public College and University Campuses

H.P. 486 L.D. 665
(C "A" H-395)

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

Resolve, To Address Reimbursement Rates for Licensed Clinical Social Workers under MaineCare

H.P. 512 L.D. 692
(C "A" H-407)

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

Resolve, To Direct the Department of Health and Human Services To Amend Its Rules for Eligibility for Community Support Services

H.P. 580 L.D. 775
(C "A" H-403)

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

Resolve, To Expand the Use of the Women, Infants and Children Special Supplemental Food Program at Farmers' Markets

H.P. 737 L.D. 982
(C "A" H-427)

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

Resolve, Establishing the Commission To Study the Economic, Environmental and Energy Benefits of Energy Storage to the Maine Electricity Industry

H.P. 1166 L.D. 1614
(C "A" H-433)

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

Senate at Ease.

The Senate was called to order by President Pro Tem Libby.

ORDERS OF THE DAY

Unfinished Business

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

The Chair laid before the Senate the following Tabled and Later Assigned (5/29/19) matter:

HOUSE REPORTS - from the Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY** on Bill "An Act To Bring Maine's Laws Concerning Implied Consent in Operating a Motor Vehicle into Compliance with Recent Opinions of the United States Supreme Court"

H.P. 567 L.D. 762

Majority - **Ought to Pass as Amended by Committee Amendment "A" (H-284)** (8 members)

Minority - **Ought Not to Pass** (5 members)

Tabled - May 29, 2019 by Senator **LIBBY** of Androscoggin

Pending - **ACCEPTANCE OF EITHER REPORT**

(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-284).**)

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

THE PRESIDENT PRO TEM: The Chair recognizes the Senator from York, Senator Deschambault.

Senator **DESCHAMBAULT:** Again, thank you very much. Mr. President, this is amended from the original bill and it replaces the original bill. I will explain that Maine's current OUI statutes impose a duty to motorists to submit implied consent and submit

to blood, breath, and urine testing without the need of a warrant. However, in 2016 the United States Supreme Court case held that police may not draw blood without a warrant in suspected OUI cases. This bill, L.D. 762, simply seeks to bring Maine's OUI laws into compliance with the Supreme Court case law and regards only to a blood draw. Presently, a law enforcement officer may advise a suspect that he or she has a duty to submit to a warrantless test and that refusing to submit will result in enhanced penalties if convicted. However, the enactment of this bill would make it clear that there is no duty to submit to blood testing unless the police have a warrant or there is a valid exception to the warrant requirement. Consent, however, if you consent, is an exception to the warrant requirement. The police do not need to obtain a warrant if a person consents to a search. The police and prosecutors can still use blood and urine as evidence in OUI cases as long as they do so in compliance with the federal Constitution. The police can: one; obtain a warrant or two; demonstrate the applicability of the exceptions of the warrant requirement. This has always been the case, even in our Maine law, and this bill does nothing to change that. The court ruling has, however, made it clear that breath testing does not require a warrant. The bill leaves Maine statutory language intact regarding breath testing. It is important to note that the U.S. Supreme Court has held civil penalties, such as license suspension, may be imposed if the subject refuses to submit to a warrantless breath testing or blood draws, or refused to give urine sample. I ask that you support the Majority Ought to Pass as Amended Report. Thank you.

THE PRESIDENT PRO TEM: The Chair recognizes the Senator from Kennebec, Senator Cyrway.

Senator **CYRWAY:** Thank you, Mr. President Pro Tem. Ladies and gentlemen of the Senate, I just have a question because I just don't want to see us weaken our laws on OUIs because people become victims in an accident and if we go and we change this they may have to have a warrant every time you get an accident with an OUI situation and then if there's an injury they can't have a breath test, so then they go to take a blood sample. My question to the President is: what happens, because what we could do before is when you took the blood sample because there was an accident, if they refused then they would get an automatic suspension. Is that going to continue or this going to be effected? So I want to make sure that we're not weakening our laws. We should be strengthening them to help the victims.

THE PRESIDENT PRO TEM: The Senator from Kennebec, Senator Cyrway, has posed a question through the Chair to whoever may care to answer. The Chair recognizes the Senator from Aroostook, Senator Carpenter.

Senator **CARPENTER:** Thank you, Mr. President. In response to Senator Cyrway's question, if you refuse you are automatically suspended by the Secretary of State's Office. I don't believe this bill will affect that.

THE PRESIDENT PRO TEM: The Chair recognizes the Senator from Kennebec, Senator Cyrway.

Senator **CYRWAY:** Thank you, Mr. President Pro Tem. Ladies and gentlemen of the Senate, I just want - I don't believe and I'd like to know that for sure before we vote on it because I do not

want to make an assumption. I want to make sure that we are not weakening the laws for the victims. Thank you.

THE PRESIDENT PRO TEM: The Chair recognizes the Senator from York, Senator Deschambault.

Senator **DESCHAMBAULT:** Yes, thank you, Mr. President. As I stated, the police, and this is still in our law, can either obtain the warrant or demonstrate the applicability of an exception to a warrant requirement. That's already in the statute. It doesn't change that part of the law. So if they can point to an exception that's what holds in court.

Senator **CYRWAY** of Kennebec moved to **TABLE** until Later in Today's Session pending the motion by Senator **DESCHAMBAULT** of York to **ACCEPT** the Majority **OUGHT TO PASS AS AMENDED** Report, in concurrence.

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

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

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#218)

YEAS: Senators: BLACK, CYRWAY, DAVIS, DOW, FOLEY, GUERIN, HAMPER, KEIM, LAWRENCE, MOORE, TIMBERLAKE, WOODSOME

NAYS: Senators: BELLOWS, CARPENTER, CARSON, CHENETTE, CHIPMAN, CLAXTON, DESCHAMBAULT, DILL, FARRIN, GRATWICK, HERBIG, LUCHINI, MILLETT, MIRAMANT, POULIOT, ROSEN, SANBORN H, SANBORN L, VITELLI, PRESIDENT PRO TEM LIBBY

EXCUSED: Senators: BREEN, DIAMOND, JACKSON

12 Senators having voted in the affirmative and 20 Senators having voted in the negative, with 3 Senators being excused, the motion by Senator **CYRWAY** of Kennebec to **TABLE** until Later in Today's Session pending the motion by Senator **DESCHAMBAULT** of York to **ACCEPT** the Majority **OUGHT TO PASS AS AMENDED** Report, in concurrence, **FAILED**.

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

Bill **READ ONCE**.

Committee Amendment "A" (H-284) **READ**.

On motion by Senator **ROSEN** of Hancock, Senate Amendment "A" (S-198) to Committee Amendment "A" (H-284) **READ**.

THE PRESIDENT PRO TEM: The Chair recognizes the Senator from Aroostook, Senator Carpenter.

Senator **CARPENTER:** Thank you, Mr. President Pro Tem. Now I'm more confused, perhaps, than ever but I fear that this weakens the OUI law. I think this will encourage people to refuse to take the test. So I would oppose the pending adoption.

On motion by Senator **VITELLI** of Sagadahoc, **TABLED** until Later in Today's Session, pending the motion by Senator **ROSEN** of Hancock to **ADOPT** Senate Amendment "A" (S-198) to Committee Amendment "A" (H-284).

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

REPORTS OF COMMITTEES

Senate

Ought to Pass

Senator CARSON for the Committee on **ENVIRONMENT AND NATURAL RESOURCES** on Bill "An Act To Restore the Authority of the Board of Environmental Protection" S.P. 605 L.D. 1789

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

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

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

Sent down for concurrence.

Ought to Pass As Amended

Senator LAWRENCE for the Committee on **ENERGY, UTILITIES AND TECHNOLOGY** on Bill "An Act To Transform Maine's Heat Pump Market To Advance Economic Security and Climate Objectives" S.P. 597 L.D. 1766

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-220)**.

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

Bill **READ ONCE**.

Committee Amendment "A" (S-220) **READ** and **ADOPTED**.

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

Sent down for concurrence.

Senator CARSON for the Committee on **ENVIRONMENT AND NATURAL RESOURCES** on Bill "An Act To Establish the Maine Climate Change Council To Assist Maine To Mitigate, Prepare for and Adapt to Climate Change"

S.P. 550 L.D. 1679

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-221).**

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

Bill **READ ONCE.**

Committee Amendment "A" (S-221) **READ** and **ADOPTED.**

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

Sent down for concurrence.

Senator GRATWICK for the Committee on **HEALTH AND HUMAN SERVICES** on Bill "An Act To Provide Lung Cancer Counseling and Screening for MaineCare Recipients"

S.P. 158 L.D. 493

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-223).**

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

Bill **READ ONCE.**

Committee Amendment "A" (S-223) **READ** and **ADOPTED.**

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

Sent down for concurrence.

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

ORDERS OF THE DAY

The Chair laid before the Senate the following Tabled and Later Today Assigned matter:

An Act To Bring Maine's Laws Concerning Implied Consent in Operating a Motor Vehicle into Compliance with Recent Opinions of the United States Supreme Court

H.P. 567 L.D. 762

Tabled - June 6, 2019 by Senator **VITELLI** of Sagadahoc

Pending - motion by Senator **ROSEN** of Hancock to **ADOPT** Senate Amendment "A" (S-198) to Committee Amendment "A" (H-284)

(In House, May 28, 2019, 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-284).**)

(In Senate, on motion by Senator **DESCHAMBAULT** of York, the Majority **OUGHT TO PASS AS AMENDED** Report, in concurrence, **ACCEPTED. READ ONCE.** Committee Amendment "A" (H-284) **READ.** On motion by Senator **ROSEN** of Hancock, Senate Amendment "A" (S-198) to Committee Amendment "A" (H-284) **READ.**)

THE PRESIDENT PRO TEM: The Chair recognizes the Senator from Aroostook, Senator Carpenter.

Senator **CARPENTER:** Thank you, Mr. President. Ladies and gentlemen of the Senate, my apologies. I misread the amendment as drafted by the good Senator from Hancock, Senator Rosen. My apologies to her and the Chamber. I think if we adopt this amendment now it would strengthen the OUI law and I support the adoption. Thank you.

Senate at Ease.

The Senate was called to order by President Pro Tem Libby.

Senate Amendment "A" (S-198) to Committee Amendment "A" (H-284) **ADOPTED.**

Committee Amendment "A" (H-284) as Amended by Senate Amendment "A" (S-198) thereto, **ADOPTED**, in **NON-CONCURRENCE.**

Under suspension of the Rules, **READ A SECOND TIME** and **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-284) AS AMENDED BY SENATE AMENDMENT "A" (S-198)** thereto, in **NON-CONCURRENCE.**

Ordered sent down forthwith for concurrence.

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

REPORTS OF COMMITTEES

House

Ought to Pass

The Committee on **ENERGY, UTILITIES AND TECHNOLOGY** on Bill "An Act To Modernize the E-9-1-1 Laws To Include Text Messaging and Other Methods of Contacting E-9-1-1" H.P. 1281 L.D. 1800

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

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

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

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

Ought to Pass As Amended

The Committee on **ENERGY, UTILITIES AND TECHNOLOGY** on Bill "An Act To Clarify the Definition of 'Consumer-owned Transmission and Distribution Utility'" (EMERGENCY) H.P. 1207 L.D. 1683

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

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

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

Bill **READ ONCE**.

Committee Amendment "A" (H-478) **READ** and **ADOPTED**, in concurrence.

Under suspension of the Rules, **READ A SECOND TIME**.

THE PRESIDENT PRO TEM: The Chair recognizes the Senator from Androscoggin, Senator Claxton.

Senator **CLAXTON:** Thank you, Mr. President. It looks like you're working off a sheet of paper that I don't have, Supplement 3. Thank you, sir.

Senate at Ease.

The Senate was called to order by President Pro Tem Libby.

Off Record Remarks

The Bill was **PASSED TO BE ENGROSSED AS AMENDED**, in concurrence.

The Committee on **ENERGY, UTILITIES AND TECHNOLOGY** on Resolve, To Study Transmission Grid Reliability and Rate Stability in Northern Maine H.P. 1275 L.D. 1796

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-480)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Resolve **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-480)**.

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

Resolve **READ ONCE**.

Committee Amendment "A" (H-480) **READ** and **ADOPTED**, in concurrence.

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

The Committee on **HEALTH COVERAGE, INSURANCE AND FINANCIAL SERVICES** on Bill "An Act Regarding Short-term, Limited-duration Health Plans" H.P. 921 L.D. 1260

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

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

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

Bill **READ ONCE**.

Committee Amendment "A" (H-476) **READ** and **ADOPTED**, in concurrence.

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

The Committee on **STATE AND LOCAL GOVERNMENT** on Resolve, Authorizing the Commissioner of Administrative and Financial Services To Convey the Interests in Certain Real Property Located in East Millinocket H.P. 549 L.D. 744

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-489)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Resolve **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-489)**.

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

Resolve **READ ONCE**.

Committee Amendment "A" (H-489) **READ** and **ADOPTED**, in concurrence.

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

The Committee on **STATE AND LOCAL GOVERNMENT** on Bill "An Act To Increase the Number of Franklin County Commissioners"

H.P. 695 L.D. 940

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

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

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

Bill **READ ONCE**.

Committee Amendment "A" (H-488) **READ** and **ADOPTED**, in concurrence.

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

The Committee on **STATE AND LOCAL GOVERNMENT** on Bill "An Act Regarding the Timeliness of Payments to the State"

H.P. 1212 L.D. 1697

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

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

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

Bill **READ ONCE**.

Committee Amendment "A" (H-479) **READ** and **ADOPTED**, in concurrence.

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

The Committee on **STATE AND LOCAL GOVERNMENT** on Bill "An Act Amending the Charter of the Boothbay-Boothbay Harbor Community School District"

H.P. 1248 L.D. 1753

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-486)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-486)**.

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

Bill **READ ONCE**.

Committee Amendment "A" (H-486) **READ** and **ADOPTED**, in concurrence.

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

The Committee on **TAXATION** on Bill "An Act To Create Affordable Workforce and Senior Housing and Preserve Affordable Rural Housing"

H.P. 1180 L.D. 1645

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-481)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-481)**.

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

Bill **READ ONCE**.

Committee Amendment "A" (H-481) **READ** and **ADOPTED**, in concurrence.

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

The Committee on **TRANSPORTATION** on Bill "An Act To Authorize the Use of Autocycles"

H.P. 1170 L.D. 1627

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

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

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

Bill **READ ONCE**.

Committee Amendment "A" (H-487) **READ** and **ADOPTED**, in concurrence.

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

Senate at Ease.

The Senate was called to order by President Pro Tem Libby.

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 **ENVIRONMENT AND NATURAL RESOURCES** on Bill "An Act To Protect Sustenance Fishing" H.P. 1262 L.D. 1775

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-490)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-490)**.

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

Bill **READ ONCE**.

Committee Amendment "A" (H-490) **READ** and **ADOPTED**, in concurrence.

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

The Committee on **ENVIRONMENT AND NATURAL RESOURCES** on Bill "An Act To Increase Land Permit by Rule Application Fees"

H.P. 1269 L.D. 1784

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-502)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-502)**.

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

Bill **READ ONCE**.

Committee Amendment "A" (H-502) **READ** and **ADOPTED**, in concurrence.

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

The Committee on **HEALTH AND HUMAN SERVICES** on Bill "An Act To Expand and Enhance Maine's Behavioral Health Direct Care Workforce"

H.P. 749 L.D. 1007

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-499)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-499)**.

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

Bill **READ ONCE**.

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

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

The Committee on **HEALTH AND HUMAN SERVICES** on Resolve, To Increase Funding for Evidence-based Therapies for Treating Emotional and Behavioral Problems in Children (EMERGENCY)

H.P. 1289 L.D. 1809

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-500)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Resolve **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-500)**.

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

Bill **READ ONCE**.

Committee Amendment "A" (H-500) **READ** and **ADOPTED**, in concurrence.

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

The Committee on **INLAND FISHERIES AND WILDLIFE** on Bill "An Act To Clarify and Correct Maine's Fish and Wildlife Laws" H.P. 1228 L.D. 1717

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-492).**

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-492).**

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

Bill **READ ONCE.**

Committee Amendment "A" (H-492) **READ** and **ADOPTED**, in concurrence.

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

The Committee on **INLAND FISHERIES AND WILDLIFE** on Bill "An Act To Clarify Inland Fisheries and Wildlife Laws Regarding Boating and Hunting Licensing" H.P. 1238 L.D. 1740

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-491).**

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-491).**

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

Bill **READ ONCE.**

Committee Amendment "A" (H-491) **READ** and **ADOPTED**, in concurrence.

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

The Committee on **LABOR AND HOUSING** on Bill "An Act To Improve Recruitment and Retention in State Law Enforcement by Offering Retirement Service Credit and To Improve Retirement Benefits for Veterans of the Cold War" H.P. 1015 L.D. 1400

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-495).**

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-495).**

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

Bill **READ ONCE.**

Committee Amendment "A" (H-495) **READ** and **ADOPTED**, in concurrence.

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

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:

PAPERS FROM THE HOUSE

**Pursuant to Statute
Department of Administrative and Financial Services**

The **Department of Administrative and Financial Services**, pursuant to the Maine Revised Statutes, Title 5, section 8072 asked leave to report that the accompanying Resolve, Regarding Legislative Review of Chapter 1: Adult Use Marijuana, a Late-filed Major Substantive Rule of the Department of Administrative and Financial Services, Office of Marijuana Policy (EMERGENCY) H.P. 1308 L.D. 1837

Be **REFERRED** to the Committee on **VETERANS AND LEGAL AFFAIRS** and ordered printed pursuant to Joint Rule 218.

Comes from the House, Report **READ** and **ACCEPTED**, and the Resolve **REFERRED** to the Committee on **VETERANS AND LEGAL AFFAIRS** and ordered printed pursuant to Joint Rule 218.

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

REFERRED to the Committee on **VETERANS AND LEGAL AFFAIRS** and ordered printed pursuant to Joint Rule 218, in concurrence.

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

Off Record Remarks

On motion by Senator **CARPENTER** of Aroostook, **ADJOURNED** until Friday, June 7, 2019 at 10:00 in the morning in honor of and lasting tribute to those who fought in D-Day.