

ONE HUNDRED TWENTY-NINTH LEGISLATURE
 FIRST REGULAR SESSION
 48th Legislative Day
 Wednesday, June 5, 2019

Representative MOONEN of Portland assumed the Chair.
 The House met according to adjournment and was called
 to order by the Speaker Pro Tem.

Prayer by Reverend Shane Stoops, First United
 Pentecostal Church of Augusta.

National Anthem by Melissa Mann, Augusta.

Pledge of Allegiance.

The Journal of yesterday was read and approved.

The following items were taken up out of order by
 unanimous consent:

CONSENT CALENDAR

First Day

In accordance with House Rule 519, the following items
 appeared on the Consent Calendar for the First Day:

(S.P. 569) (L.D. 1720) Bill "An Act To Amend the So-
 called Dig Safe Law" Committee on **ENERGY, UTILITIES
 AND TECHNOLOGY** reporting **Ought to Pass**

(S.P. 266) (L.D. 912) Bill "An Act To Establish the Wood
 Energy Investment Program" Committee on **ENERGY,
 UTILITIES AND TECHNOLOGY** reporting **Ought to Pass as
 Amended by Committee Amendment "A" (S-193)**

(S.P. 495) (L.D. 1560) Bill "An Act Regarding Utility
 Reorganizations" (EMERGENCY) Committee on **ENERGY,
 UTILITIES AND TECHNOLOGY** reporting **Ought to Pass as
 Amended by Committee Amendment "A" (S-192)**

(H.P. 1075) (L.D. 1468) Bill "An Act To Enact the Maine
 Uniform Directed Trust Act" Committee on **JUDICIARY**
 reporting **Ought to Pass**

(H.P. 1161) (L.D. 1609) Bill "An Act To Set Off Court
 Fines, Surcharges and Assessments against Lottery Winnings"
 Committee on **JUDICIARY** reporting **Ought to Pass**

(H.P. 884) (L.D. 1223) Bill "An Act To Amend the Traffic
 Movement Permit Process To Incorporate a Multimodal
 Approach to Infrastructure Planning" Committee on
TRANSPORTATION reporting **Ought to Pass as Amended
 by Committee Amendment "A" (H-454)**

(H.P. 890) (L.D. 1229) Resolve, To Establish the
 Committee To Study and Develop Recommendations To
 Address Guardianship Challenges That Delay Patient
 Discharges from Hospitals Committee on **JUDICIARY**
 reporting **Ought to Pass as Amended by Committee
 Amendment "A" (H-452)**

(H.P. 919) (L.D. 1258) Bill "An Act To Increase Access
 to Transportation for Workforce and Other Essential
 Transportation Needs" Committee on **TRANSPORTATION**
 reporting **Ought to Pass as Amended by Committee
 Amendment "A" (H-453)**

(H.P. 1029) (L.D. 1416) Bill "An Act To Implement the
 Recommendations of the Right To Know Advisory Committee
 Concerning Freedom of Access Training for Public Officials"
 Committee on **JUDICIARY** reporting **Ought to Pass as
 Amended by Committee Amendment "A" (H-451)**

(H.P. 1138) (L.D. 1576) Bill "An Act To Improve the
 Department of Corrections' Response to Emergency Situations
 by Including Vehicles Operated by Certain Department
 Employees in the Definition of Authorized Emergency
 Vehicles" Committee on **TRANSPORTATION** reporting **Ought**

to Pass as Amended by Committee Amendment "A" (H-455)

(H.P. 1231) (L.D. 1729) Bill "An Act To Create a Carrier
 License for Pelagic and Anadromous Fish" Committee on
MARINE RESOURCES reporting **Ought to Pass as
 Amended by Committee Amendment "A" (H-457)**

(H.P. 1244) (L.D. 1745) Bill "An Act Regarding the
 Tagging and Sale of Shellfish" Committee on **MARINE
 RESOURCES** reporting **Ought to Pass as Amended by
 Committee Amendment "A" (H-456)**

Under suspension of the rules, Second Day Consent
 Calendar notification was given.

There being no objection, the Senate Papers were
PASSED TO BE ENGROSSED or **PASSED TO BE
 ENGROSSED as Amended** in concurrence and the House
 Papers were **PASSED TO BE ENGROSSED** or **PASSED TO
 BE ENGROSSED as Amended** and sent for concurrence.

By unanimous consent, all matters having been acted
 upon were **ORDERED SENT FORTHWITH**.

ENACTORS

Acts

An Act To Fully Fund and Restore State-Municipal
 Revenue Sharing

(H.P. 156) (L.D. 193)

(C. "A" H-260; S. "A" S-174)

An Act Regarding the Process for Obtaining Prior
 Authorization for Health Insurance Purposes

(S.P. 218) (L.D. 705)

(C. "A" S-175)

An Act To Increase Funding for Staffing and for Office
 Space for the Child Welfare Services Ombudsman Program

(S.P. 326) (L.D. 1094)

(C. "A" S-180)

An Act To Clarify the Oversight of the Family
 Development Account Program

(S.P. 379) (L.D. 1217)

(C. "A" S-167)

An Act To Allow Funds from the Federal E-Rate Program
 To Be Applied to Maine Preschool Programs

(S.P. 382) (L.D. 1262)

(C. "A" S-173)

An Act To Increase the Availability of Foster Homes

(S.P. 475) (L.D. 1526)

(C. "A" S-178)

An Act To Prevent Medicaid Payment from a Savings
 Account Established under the Federal ABLE Act of 2014

(S.P. 526) (L.D. 1637)

(C. "A" S-179)

An Act To Exempt Auctioneers from Certain Record-
 keeping Requirements

(S.P. 530) (L.D. 1640)

An Act To Place Funds for the Retired County and
 Municipal Law Enforcement Officers and Municipal Firefighters
 Health Insurance Program into a Trust

(S.P. 541) (L.D. 1664)

(C. "A" S-188)

An Act To Authorize Common Consumption Area
 Licenses for the Consumption of Alcoholic Beverages within
 Designated Entertainment Districts

(S.P. 551) (L.D. 1680)

(C. "A" S-184)

An Act To Address the Opioid Crisis through Evidence-based Public Health Policy

(S.P. 554) (L.D. 1689)
(C. "A" S-177)

An Act To Create a Postsecondary Educational Institution Sampling License

(S.P. 576) (L.D. 1734)
(C. "A" S-185)

Reported by the Committee on **Engrossed Bills** as truly and strictly engrossed, **PASSED TO BE ENACTED**, signed by the Speaker Pro Tem and sent to the Senate.

Resolves

Resolve, To Examine Issues Relating to the School Transportation Workforce

(S.P. 531) (L.D. 1641)
(C. "A" S-172)

Reported by the Committee on **Engrossed Bills** as truly and strictly engrossed, **FINALLY PASSED**, signed by the Speaker Pro Tem and sent to the Senate.

CONSENT CALENDAR

First Day

In accordance with House Rule 519, the following items appeared on the Consent Calendar for the First Day:

(H.P. 140) (L.D. 177) Resolve, To Improve Access to Bariatric Care Committee on **HEALTH AND HUMAN SERVICES** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-472)**

(H.P. 317) (L.D. 408) Resolve, To Improve Access to Neurobehavioral Services Committee on **HEALTH AND HUMAN SERVICES** reporting **Ought to Pass as Amended by Committee Amendment "B" (H-471)**

(H.P. 654) (L.D. 880) Bill "An Act To Respond to Federal Changes to Social Programs" Committee on **HEALTH AND HUMAN SERVICES** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-470)**

(H.P. 1105) (L.D. 1512) Bill "An Act Regarding Persons Who Are Found Not Criminally Responsible and Are Sent out of State for Treatment" Committee on **HEALTH AND HUMAN SERVICES** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-469)**

(H.P. 1151) (L.D. 1592) Bill "An Act To Allow the Dissolution of Regional School Units Composed of a Single Municipality" Committee on **EDUCATION AND CULTURAL AFFAIRS** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-474)**

(H.P. 1171) (L.D. 1628) Bill "An Act To Implement Recommendations of the Department of Environmental Protection Regarding the State's Container Redemption Laws" Committee on **ENVIRONMENT AND NATURAL RESOURCES** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-461)**

(H.P. 1242) (L.D. 1743) Bill "An Act To Reclassify Certain Waters of the State" Committee on **ENVIRONMENT AND NATURAL RESOURCES** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-462)**

Under suspension of the rules, Second Day Consent Calendar notification was given.

There being no objection, the House Papers were **PASSED TO BE ENGROSSED as Amended** and sent for concurrence.

By unanimous consent, all matters having been acted upon were **ORDERED SENT FORTHWITH**.

SENATE PAPERS

Non-Concurrent Matter

An Act To Change the Name of Township 17, Range 3 to Van Buren Cove (EMERGENCY)

(H.P. 1067) (L.D. 1455)
(C. "A" H-338)

PASSED TO BE ENACTED in the House on May 28, 2019.

Came from the Senate **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-338) AND SENATE AMENDMENT "A" (S-197) in NON-CONCURRENCE**.

The House voted to **RECEDE AND CONCUR**.

COMMUNICATIONS

The Following Communication: (H.C. 193)

**STATE OF MAINE
CLERK'S OFFICE**

**2 STATE HOUSE STATION
AUGUSTA, MAINE 04333-0002**

June 5, 2019

Honorable Sara Gideon
Speaker of the House
2 State House Station
Augusta, Maine 04333

Dear Speaker Gideon:

Pursuant to Joint Rule 310, the following Joint Standing Committees have voted unanimously to report the following bills out "Ought Not to Pass:"

Energy, Utilities and Technology

L.D. 1542 An Act To Allow a Municipality To Choose Its Power Provider

L.D. 1742 An Act To Encourage Broadband Deployment in Unserved Areas

Health and Human Services

L.D. 876 Resolve, Directing the Department of Health and Human Services, Office of Substance Abuse and Mental Health Services To Build Peer Respite Program Capacity in Maine by Implementing at Least One Peer Respite Program

Judiciary

L.D. 536 An Act To Direct the Judicial Branch To Establish a Veterans Treatment Court

L.D. 690 An Act To Amend the Maine Uniform Probate Code Regarding Claims for Personal Injury (EMERGENCY)

L.D. 1388 Resolve, Directing the Attorney General To Pursue the State's Claim That It Holds Title to Maine's Intertidal Lands (EMERGENCY)

Labor and Housing

L.D. 580 An Act To Improve the Advocate Program Established by the Workers' Compensation Board

L.D. 601 An Act To Create Fairness by Reinstating the Cost-of-living Adjustment for Workers' Compensation Benefits

L.D. 758 An Act To Clarify Work Search Requirements for Workers' Compensation

- L.D. 809 An Act To Expand and Clarify the Disqualification from Workers' Compensation Benefits of an Employee Who Is Injured While Under the Influence of Drugs or Alcohol
- L.D. 883 An Act To Establish the Opt-in Maine Paid Family Leave Insurance Program
- L.D. 947 An Act To Extend the Notice of Injury Period in the Maine Workers' Compensation Act of 1992
- L.D. 1095 An Act Regarding Workers' Compensation Liens
- L.D. 1204 An Act To Eliminate the Cap on Weekly Benefits in Workers' Compensation Cases
- L.D. 1239 An Act To Mandate Paid Maternity and Parental Leave
- L.D. 1253 An Act To Fairly Compensate for Fatal Accidents under the Maine Workers' Compensation Act of 1992
- L.D. 1385 An Act To Amend the Laws Governing Corrections Officers Who Suffer Certain Injuries, Impairments or Medical Conditions
- L.D. 1500 An Act To Improve Workers' Compensation Protection for Injured Workers Whose Employers Have Wrongfully Not Secured Workers' Compensation Insurance
- L.D. 1600 An Act To Support E-9-1-1 Dispatchers and Corrections Officers Diagnosed with Post-traumatic Stress Disorder
- L.D. 1625 An Act To Eliminate the Durational Cap on Partial Benefits under the Workers' Compensation Laws

Sincerely,
S/Robert B. Hunt
Clerk of House

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

By unanimous consent, all matters having been acted upon were **ORDERED SENT FORTHWITH.**

SPECIAL SENTIMENT CALENDAR

In accordance with House Rule 519 and Joint Rule 213, the following items:

In Memory of:

Barbara Hawkes, of Westbrook. Mrs. Hawkes was the longtime City Clerk of Westbrook and a co-owner with her husband Al of Hawkes TV Sales and Service, Event Recording Studio and the Sound Cellar at Hawkes Plaza, where she was in charge of purchasing, hiring, accounting and payroll. She was elected Westbrook City Clerk in 1994 and served seven two-year terms. Mrs. Hawkes will be long remembered and sadly missed by her family and friends and by all those whose lives she touched;

(HLS 495)

Presented by Representative PEOPLES of Westbrook. Cosponsored by Senator BREEN of Cumberland, Senator SANBORN, H. of Cumberland, Representative GATTINE of Westbrook.

On **OBJECTION** of Representative PEOPLES of Westbrook, was **REMOVED** from the Special Sentiment Calendar.

READ and **ADOPTED** and sent for concurrence.

In Memory of:

Al Hawkes, of Westbrook. Mr. Hawkes was a country and bluegrass music legend and was considered a national treasure and an icon of the City of Westbrook. Mr. Hawkes wrote and performed *Song of Westbrook*, which was named the official song of the city, on his 2015 album, *I Love the State of Maine*. He formed his first band, The Al Hawkes Hillbillies, in high school and was part of Allerton and Alton, considered to be perhaps the first interracial bluegrass music duo in the country. Through his and his wife Barbara's recording studio, Event Records, he recorded a number of noted bluegrass musicians. He later focused on the family business, Hawkes TV Sales and Service, which operated until 1989. He received many honors, including induction into the Maine Country Music Hall of Fame in 1980 and being named the group's Bluegrass Artist of the Year in 1983 and Folk Artist of the Year in 1984. Mr. Hawkes will be long remembered and sadly missed by his family and friends and by his public;

(HLS 496)

Presented by Representative PEOPLES of Westbrook. Cosponsored by Senator BREEN of Cumberland, Senator SANBORN, H. of Cumberland, Representative GATTINE of Westbrook.

On **OBJECTION** of Representative PEOPLES of Westbrook, was **REMOVED** from the Special Sentiment Calendar.

READ.

The SPEAKER PRO TEM: The Chair recognizes the Representative from Westbrook, Representative Peoples.

Representative **PEOPLES**: Thank you, Mr. Speaker. I was so excited, I almost got started before I was meant to.

It's with great pleasure I stand today in memory of Barbara and Al Hawkes. They epitomize something that I think is something that we all hold dear, and that is the concept of home and family, and being part of our community, and having an adventurous take on life.

From the time they met, when they were both in their teens and Barbara met Al when he was up a pole painting and told him she was going to marry him, and he said go away, don't bother me. Well, we know how that turned out. So they ended up having a very long, very productive, sometimes joyous, sometimes sad, adventure together over many, many years. They had a very successful business in that they had a TV sales and repair business which to this day is memorialized in the Register of Historic Places with the Walking Repairman on 302 in Westbrook.

Barbara was the bookkeeper and kept Al on the straight and narrow. She then went on to be 7-term Clerk of the City of Westbrook, when Clerk was an elected post. Al was a musician of unbelievable skill and talent. If you like bluegrass, you knew who Al was. He is a member of the Maine Bluegrass Hall of Fame, he has many, many albums and both songs and instrumentals that he created over the years. He's just a joy to listen to.

And it's interesting, towards the end of their lives, Barbara asked him only one thing; don't leave before me. So, Al said okay, and Barbara eventually went to her reward and I'm sure that she's quite busy organizing things in the hereafter, and Al followed her by two weeks. This is a love story for the ages. They are the kind of people you look up to almost like you would your own parents. In Westbrook, we will miss them and remember them always with fondness. Now, it's kind of hard to

forget when you drive down 302 and see a 20-foot-tall walking repairman. Thank you, Mr. Speaker.

The SPEAKER PRO TEM: The Chair recognizes the Representative from Standish, Representative Ordway.

Representative **ORDWAY**: Thank you, Mr. Speaker, my colleagues in the House. I just want to echo the sentiments of the Representative from Westbrook.

The State of Maine certainly is a much better place because of Al and Barbara Hawkes, and to anybody that didn't know the story of Al and Barbara, I highly recommend there's a Maine PBS special called *The Eventful Life of Al Hawkes* and if you get a second to watch that, it's just amazing and you see the service and the things that the Hawkes did for the State of Maine, the City of Westbrook, and for country music, it's just amazing and we're a sadder, sadder place to lose them. Thank you.

Subsequently, this Expression of Legislative Sentiment was **ADOPTED** and sent for concurrence.

The following item was taken up out of order by unanimous consent:

UNFINISHED BUSINESS

The following matter, in the consideration of which the House was engaged at the time of adjournment yesterday, had preference in the Orders of the Day and continued with such preference until disposed of as provided by House Rule 502.

Expression of Legislative Sentiment Recognizing Jon and Rosemary Hentz, of Georgetown

(HLS 207)

TABLED - April 11, 2019 (Till Later Today) by Representative HEPLER of Woolwich.

PENDING - **PASSAGE**.

Subsequently, this Expression of Legislative Sentiment was **PASSED** and sent for concurrence.

By unanimous consent, all matters having been acted upon were **ORDERED SENT FORTHWITH**.

Under suspension of the rules, members were allowed to remove their jackets.

REPORTS OF COMMITTEE
Divided Reports

Majority Report of the Committee on **EDUCATION AND CULTURAL AFFAIRS** reporting **Ought to Pass as Amended by Committee Amendment "A" (S-190)** on Bill "An Act To Fully Fund Career and Technical Education for Fiscal Year 2018-19" (EMERGENCY)

(S.P. 98) (L.D. 358)

Signed:
Senators:

MILLETT of Cumberland
CARSON of Cumberland
POULIOT of Kennebec

Representatives:

KORNFIELD of Bangor
BRENNAN of Portland
DODGE of Belfast

DRINKWATER of Milford
FARNSWORTH of Portland
INGWERSEN of Arundel
McCREA of Fort Fairfield
SAMPSON of Alfred

Minority Report of the same Committee reporting **Ought Not to Pass** on same Bill.

Signed:

Representatives:

FECTEAU of Augusta
RUDNICKI of Fairfield

Came from the Senate 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" (S-190)**.

READ.

On motion of Representative KORNFIELD of Bangor, the Majority **Ought to Pass as Amended** Report was **ACCEPTED**.

The Bill was **READ ONCE**. **Committee Amendment "A" (S-190)** was **READ** by the Clerk and **ADOPTED**.

Under suspension of the rules the Bill was given its **SECOND READING WITHOUT REFERENCE** to the Committee on **Bills in the Second Reading**.

Under further suspension of the rules the Bill was **PASSED TO BE ENGROSSED as Amended by Committee Amendment "A" (S-190)** in concurrence.

Majority Report of the Committee on **EDUCATION AND CULTURAL AFFAIRS** reporting **Ought Not to Pass** on Bill "An Act To Provide Autonomy for Health Care Providers To Practice Patient-centered Care by Amending the Laws Governing Medical Exemptions to Immunization Requirements"

(S.P. 277) (L.D. 987)

Signed:

Senators:

MILLETT of Cumberland
CARSON of Cumberland

Representatives:

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

Minority Report of the same Committee reporting **Ought to Pass** on same Bill.

Signed:

Senator:

POULIOT of Kennebec

Representatives:

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

Came from the Senate with the Majority **OUGHT NOT TO PASS** Report **READ** and **ACCEPTED**.

READ.

On motion of Representative KORNFIELD of Bangor, the Majority **Ought Not to Pass** Report was **ACCEPTED** in concurrence.

Majority Report of the Committee on **EDUCATION AND CULTURAL AFFAIRS** reporting **Ought to Pass as Amended by Committee Amendment "A" (S-191)** on Bill "An Act To Promote Social and Emotional Learning and Development for Young Children"

(S.P. 287) (L.D. 997)

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
SAMPSON of Alfred

Minority Report of the same Committee reporting **Ought Not to Pass** on same Bill.

Signed:

Representatives:

FECTEAU of Augusta
RUDNICKI of Fairfield

Came from the Senate 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" (S-191)**.

READ.

Representative KORNFIELD of Bangor moved that the House **ACCEPT** the Majority **Ought to Pass as Amended** Report.

Representative RUDNICKI of Fairfield **REQUESTED** a roll call on the motion to **ACCEPT** the Majority **Ought to Pass as Amended** Report.

More than one-fifth of the members present expressed a desire for a roll call which was ordered.

The SPEAKER PRO TEM: The Chair recognizes the Representative from Fairfield, Representative Rudnicki.

Representative **RUDNICKI**: Thank you, Mr. Speaker. I rise in opposition to this motion.

This takes a very real issue and expands it greatly. I worry that those that need the most services won't be able to get them because these services will be normalized and it will be hard to establish priorities. There are already lots of resources in this area, including Head Start services, coaching, professional development, parental training, response to intervention programs at every school, and the entire weight of DHHS. I fear the fiscal need will explode over time and there will be state services regularly in our classrooms conducting behavioral services and engineering. This is a function of DHHS, separate of the classroom and the family.

There were many nonprofit organizations at the public hearing testifying that they are already doing what this bill says. Why do we need another law? To quote the testimony

of the Department of Education, while the department supports the concept of a consultation program and is willing to distribute written guidance, the funding required to provide training for early childhood providers and educators, is not included in the current budget. Thank you, Mr. Speaker.

The SPEAKER PRO TEM: The Chair recognizes the Representative from Milford, Representative Drinkwater.

Representative **DRINKWATER**: Thank you, Mr. Speaker. Sorry to interrupt the roll, we were on a pretty good roll there.

This bill is another mandate put into the school which there's only so many hours in a day for school, we've used up pretty much all those hours. Secondly, they have guidance counselors in school. My own school, K through eight, they have a guidance counselor that is doing this work.

Secondly, do we want our teachers to get degrees in social work? Because, you know, the teachers are doing a lot in the classroom already. Oh, and by the way, they are doing what this bill is asking for right now. So, thank you for your time. Oh, by the way, the fiscal note, \$420,000 a year, it will expand. Thank you, Mr. Speaker.

The SPEAKER PRO TEM: A roll call has been ordered. The pending question before the House is Acceptance of the Majority Ought to Pass as Amended Report. All those in favor will vote yes, those opposed will vote no.

ROLL CALL NO. 178

YEA - Ackley, Alley, Austin B, Babbidge, Babine, Bailey, Beebe-Center, Berry, Blume, Brennan, Bryant, Caiazzo, Cardone, Carney, Cloutier, Collings, Cooper, Corey, Craven, Crockett, Cuddy, Daughtry, Denk, Dodge, Doore, Doudera, Dunphy, Evangelos, Farnsworth, Fay, Fecteau R, Foley, Gattine, Gramlich, Grohoski, Handy, Harnett, Hepler, Hickman, Higgins, Hobbs, Hubbell, Hymanson, Ingwersen, Jorgensen, Kessler, Kornfield, Landry, Madigan C, Marean, Martin J, Martin R, Mastraccio, Matlack, Maxmin, McCreA, McCreight, McDonald, Melaragno, Meyer, Moonen, Morales, Nadeau, O'Neil, Paulhus, Pebworth, Peoples, Perry A, Perry J, Pierce T, Pluecker, Reckitt, Riley, Riseman, Roberts-Lovell, Rykerson, Sampson, Schneck, Sharpe, Sheats, Skolfield, Stanley, Stover, Sylvester, Talbot Ross, Tepler, Terry, Tipping, Tucker, Warren, White B, Zeigler, Madam Speaker.

NAY - Andrews, Arata, Austin S, Bickford, Blier, Bradstreet, Campbell, Cebra, Costain, Curtis, DeVeau, Dillingham, Dolloff, Drinkwater, Fecteau J, Foster, Griffin, Haggan, Hall, Hanington, Hanley, Harrington, Head, Hutchins, Javner, Johansen, Keschl, Kinney, Kryzak, Lockman, Lyford, Martin T, Mason, Morris, O'Connor, Ordway, Perkins, Pickett, Prescott, Reed, Rudnicki, Stearns, Stetkis, Stewart, Strom, Swallow, Theriault, Tuell, Wadsworth, White D.

ABSENT - Faulkingham, Grignon, McLean, Millett, Verow.

Yes, 93; No, 50; Absent, 5; Excused, 2.

93 having voted in the affirmative and 50 voted in the negative, with 5 being absent and 2 excused, and accordingly the Majority **Ought to Pass as Amended** Report was **ACCEPTED**.

The Bill was **READ ONCE**. **Committee Amendment "A" (S-191)** was **READ** by the Clerk and **ADOPTED**.

Under suspension of the rules, the Bill was given its **SECOND READING WITHOUT REFERENCE** to the Committee on **Bills in the Second Reading**.

Under further suspension of the rules, the Bill was **PASSED TO BE ENGROSSED as Amended by Committee Amendment "A" (S-191)** in concurrence.

Majority Report of the Committee on **EDUCATION AND CULTURAL AFFAIRS** reporting **Ought to Pass as Amended by Committee Amendment "A" (S-171)** on Bill "An Act To Provide for Gubernatorial Appointments to the Maine Charter School Commission"

(S.P. 527) (L.D. 1638)

Signed:

Senators:

MILLETT of Cumberland
CARSON of Cumberland

Representatives:

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

Minority Report of the same Committee reporting **Ought Not to Pass** on same Bill.

Signed:

Senator:

POULIOT of Kennebec

Representatives:

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

Came from the Senate 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" (S-171)**.

READ.

Representative KORNFELD of Bangor moved that the House **ACCEPT** the Majority **Ought to Pass as Amended** Report.

Representative SAMPSON of Alfred **REQUESTED** a roll call on the motion to **ACCEPT** the the Majority **Ought to Pass as Amended** Report.

More than one-fifth of the members present expressed a desire for a roll call which was ordered.

The SPEAKER PRO TEM: The Chair recognizes the Representative from Alfred, Representative Sampson.

Representative **SAMPSON**: Thank you, Mr. Speaker. So, this bill is speaking about the Charter School Commission, which is a complementary arm of the State Board of Education and under the authority of the Department of Education. The current commission makes up a total of seven members, three of the members from the State Board of Education are appointed to the Board by the Chief Executive. And those three members then vet and interview and ultimately select the four at-large members who then must come before the State Board of Education and then the Education and Cultural Affairs Committee to be approved.

As a former State Board of Ed and Charter School Commission member, this commission has selected a very diverse group with tremendous depth of experience; from school startups, to administrative talents, as well as teaching. The commission has been a totally apolitical organization. They're all focused on helping create opportunities for students throughout the state with high quality and highly supervised

schools. The charter schools are supervised with greater scrutiny than any other public school in the State of Maine and the Charter Commission does this.

Changing the current approach is not needed. There is no benefit to students should the commission become highly politicized. I ask that you would oppose this motion and leave an effective commission as it is. Thank you.

The SPEAKER PRO TEM: A roll call has been ordered. The pending question before the House is Acceptance of the Majority Ought to Pass as Amended Report. All those in favor will vote yes, those opposed will vote no.

ROLL CALL NO. 179

YEA - Ackley, Austin B, Babbidge, Babine, Bailey, Beebe-Center, Berry, Blume, Brennan, Bryant, Caiazzo, Cardone, Carney, Cloutier, Collings, Cooper, Craven, Crockett, Cuddy, Daughtry, Denk, Dodge, Doore, Doudera, Dunphy, Evangelos, Farnsworth, Fay, Fecteau R, Foley, Gattine, Gramlich, Grohoski, Handy, Harnett, Hepler, Hickman, Hobbs, Hubbell, Hymanson, Ingwersen, Jorgensen, Kessler, Kornfield, Landry, Madigan C, Martin J, Martin R, Mastraccio, Matlack, Maxmin, McCREA, McCreight, McDonald, Melaragno, Meyer, Moonen, Morales, Nadeau, O'Neil, Paulhus, Pebworth, Peoples, Perry A, Perry J, Pierce T, Reckitt, Riley, Roberts-Lovell, Rykerson, Schneck, Sharpe, Sheats, Stanley, Stearns, Stover, Sylvester, Talbot Ross, Tepler, Terry, Tipping, Tucker, Warren, White B, Zeigler, Madam Speaker.

NAY - Alley, Andrews, Arata, Austin S, Bickford, Blier, Bradstreet, Campbell, Cebra, Corey, Costain, Curtis, DeVeau, Dillingham, Dolloff, Drinkwater, Fecteau J, Foster, Griffin, Haggan, Hall, Hanington, Hanley, Harrington, Head, Higgins, Hutchins, Javner, Johansen, Keschl, Kinney, Kryzak, Lockman, Lyford, Marean, Martin T, Mason, Millett, Morris, O'Connor, Ordway, Perkins, Pickett, Pluecker, Prescott, Reed, Riseman, Rudnicki, Sampson, Skolfield, Stetkis, Stewart, Strom, Swallow, Theriault, Tuell, Wadsworth, White D.

ABSENT - Faulkingham, Grignon, McLean, Verow.

Yes, 86; No, 58; Absent, 4; Excused, 2.

86 having voted in the affirmative and 58 voted in the negative, with 4 being absent and 2 excused, and accordingly the Majority **Ought to Pass as Amended** Report was **ACCEPTED**.

The Bill was **READ ONCE**. **Committee Amendment "A" (S-171)** was **READ** by the Clerk and **ADOPTED**.

Under suspension of the rules, the Bill was given its **SECOND READING WITHOUT REFERENCE** to the Committee on **Bills in the Second Reading**.

Under further suspension of the rules, the Bill was **PASSED TO BE ENGROSSED as Amended by Committee Amendment "A" (S-171)** in concurrence.

Majority Report of the Committee on **ENVIRONMENT AND NATURAL RESOURCES** reporting **Ought to Pass as Amended by Committee Amendment "A" (S-189)** on Bill "An Act To Ensure Public Notification of Air Quality Violations"

(S.P. 562) (L.D. 1706)

Signed:

Senators:

CARSON of Cumberland
CHENETTE of York

Representatives:

TUCKER of Brunswick
BLUME of York
FAY of Raymond

GRAMLICH of Old Orchard Beach
HOBBS of Wells
SKOLFIELD of Weld
ZEIGLER of Montville

Minority Report of the same Committee reporting **Ought Not to Pass** on same Bill.

Signed:
Representatives:
CAMPBELL of Orrington
JOHANSEN of Monticello
LYFORD of Eddington

Came from the Senate 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" (S-189)**.

READ.
On motion of Representative TUCKER of Brunswick, the Majority **Ought to Pass as Amended** Report was **ACCEPTED**.

The Bill was **READ ONCE**. **Committee Amendment "A" (S-189)** was **READ** by the Clerk and **ADOPTED**.

Under suspension of the rules the Bill was given its **SECOND READING WITHOUT REFERENCE** to the Committee on **Bills in the Second Reading**.

Under further suspension of the rules the Bill was **PASSED TO BE ENGROSSED as Amended by Committee Amendment "A" (S-189)** in concurrence.

Majority Report of the Committee on **HEALTH AND HUMAN SERVICES** reporting **Ought Not to Pass** on Bill "An Act To Restrict the Use of Mercury in Dental Fillings in State-funded Dental Procedures"

(S.P. 349) (L.D. 1161)

Signed:
Senators:
GRATWICK of Penobscot
MOORE of Washington

Representatives:
HYMANSON of York
GRIFFIN of Levant
JAVNER of Chester
MADIGAN of Waterville
O'CONNOR of Berwick
PERRY of Calais
STOVER of Boothbay

Minority Report of the same Committee reporting **Ought to Pass as Amended by Committee Amendment "A" (S-181)** on same Bill.

Signed:
Senator:
CLAXTON of Androscoggin

Representatives:
CRAVEN of Lewiston
MEYER of Eliot
TALBOT ROSS of Portland

Came from the Senate with 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)**.

READ.
Representative HYMANSON of York moved that the House **ACCEPT** the Majority **Ought Not to Pass** Report.

Representative ACKLEY of Monmouth **REQUESTED** a roll call on the motion to **ACCEPT** the Majority **Ought Not to Pass** Report.

More than one-fifth of the members present expressed a desire for a roll call which was ordered.

The **SPEAKER PRO TEM**: A roll call has been ordered. The pending question before the House is Acceptance of the Majority **Ought Not to Pass** Report. All those in favor will vote yes, those opposed will vote no.

ROLL CALL NO. 180

YEA - Andrews, Arata, Austin B, Austin S, Babbidge, Babine, Berry, Bickford, Blier, Blume, Bradstreet, Brennan, Caiazzo, Campbell, Cardone, Carney, Cebra, Cloutier, Collings, Cooper, Corey, Costain, Cuddy, Curtis, Denk, DeVeau, Dillingham, Dolloff, Doore, Drinkwater, Dunphy, Farnsworth, Fay, Fecteau J, Fecteau R, Foley, Foster, Gattine, Griffin, Haggan, Hall, Handy, Hanington, Hanley, Harrington, Head, Hepler, Hobbs, Hubbell, Hutchins, Hymanson, Ingwersen, Javner, Johansen, Jorgensen, Keschl, Kinney, Kornfield, Kryzak, Landry, Lockman, Lyford, Madigan C, Marean, Martin T, Mason, Mastraccio, Matlack, McCrea, Melaragno, Millett, Moonen, Morris, Nadeau, O'Connor, Ordway, Pebworth, Peoples, Perkins, Perry A, Pickett, Pierce T, Prescott, Reckitt, Reed, Riley, Rudnicki, Rykerson, Schneck, Sharpe, Sheats, Skolfield, Stearns, Stetkis, Stewart, Stover, Terry, Theriault, Tipping, Tucker, Tuell, Wadsworth, White B, White D, Zeigler, Madam Speaker.

NAY - Ackley, Alley, Bailey, Beebe-Center, Bryant, Craven, Crockett, Daughtry, Dodge, Doudera, Evangelos, Gramlich, Grohoski, Harnett, Hickman, Higgins, Kessler, Martin J, Martin R, Maxmin, McCreight, McDonald, Meyer, Morales, O'Neil, Paulhus, Perry J, Pluecker, Riseman, Roberts-Lovell, Sampson, Stanley, Strom, Swallow, Sylvester, Talbot Ross, Tepler, Warren.

ABSENT - Faulkingham, Grignon, McLean, Verow.
Yes, 106; No, 38; Absent, 4; Excused, 2.

106 having voted in the affirmative and 38 voted in the negative, with 4 being absent and 2 excused, and accordingly the Majority **Ought Not to Pass** Report was **ACCEPTED** in **NON-CONCURRENCE** and sent for concurrence.

Majority Report of the Committee on **INNOVATION, DEVELOPMENT, ECONOMIC ADVANCEMENT AND BUSINESS** reporting **Refer to the Committee on Appropriations and Financial Affairs** on Bill "An Act To Authorize a General Fund Bond Issue To Provide Student Debt Forgiveness To Support Workforce Attraction and Retention"

(S.P. 36) (L.D. 149)

Signed:
Senators:
HERBIG of Waldo
MILLETT of Cumberland

Representatives:
DAUGHTRY of Brunswick
BABINE of Scarborough
FECTEAU of Biddeford
HANDY of Lewiston
HARRINGTON of Sanford

PERRY of Bangor

Minority Report of the same Committee reporting **Ought Not to Pass** on same Bill.

Signed:

Senator:

GUERIN of Penobscot

Representatives:

AUSTIN of Gray

STETKIS of Canaan

Came from the Senate with the Majority **REFER TO COMMITTEE** Report **READ** and **ACCEPTED** and the Bill **REFERRED** to the Committee on **APPROPRIATIONS AND FINANCIAL AFFAIRS**.

READ.

On motion of Representative DAUGHTRY of Brunswick, the Majority **Refer to the Committee on Appropriations and Financial Affairs** Report was **ACCEPTED**.

Subsequently, the Bill was **REFERRED** to the Committee on **APPROPRIATIONS AND FINANCIAL AFFAIRS** in concurrence.

Majority Report of the Committee on **VETERANS AND LEGAL AFFAIRS** reporting **Ought to Pass as Amended by Committee Amendment "A" (S-194)** on Bill "An Act To Clarify Ranked-choice Voting Laws"

(S.P. 540) (L.D. 1663)

Signed:

Senators:

LUCHINI of Hancock

HERBIG of Waldo

Representatives:

SCHNECK of Bangor

ACKLEY of Monmouth

COOPER of Yarmouth

DOLLOFF of Rumford

HANINGTON of Lincoln

HICKMAN of Winthrop

HUBBELL of Bar Harbor

McCREIGHT of Harpswell

STROM of Pittsfield

Minority Report of the same Committee reporting **Ought Not to Pass** on same Bill.

Signed:

Senator:

CYRWAY of Kennebec

Representative:

ANDREWS of Paris

Came from the Senate 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" (S-194)**.

READ.

On motion of Representative SCHNECK of Bangor, the Majority **Ought to Pass as Amended** Report was **ACCEPTED**.

The Bill was **READ ONCE**. **Committee Amendment "A" (S-194)** was **READ** by the Clerk and **ADOPTED**.

Under suspension of the rules the Bill was given its **SECOND READING WITHOUT REFERENCE** to the Committee on **Bills in the Second Reading**.

Under further suspension of the rules the Bill was **PASSED TO BE ENGROSSED as Amended by Committee Amendment "A" (S-194)** in concurrence.

Majority Report of the Committee on **VETERANS AND LEGAL AFFAIRS** reporting **Ought to Pass as Amended by Committee Amendment "A" (S-195)** on Bill "An Act To Amend the Campaign Reports and Finances Laws and the Maine Clean Election Act"

(S.P. 570) (L.D. 1721)

Signed:

Senators:

LUCHINI of Hancock

CYRWAY of Kennebec

HERBIG of Waldo

Representatives:

SCHNECK of Bangor

ACKLEY of Monmouth

COOPER of Yarmouth

DOLLOFF of Rumford

HANINGTON of Lincoln

HICKMAN of Winthrop

HUBBELL of Bar Harbor

McCREIGHT of Harpswell

STROM of Pittsfield

Minority Report of the same Committee reporting **Ought Not to Pass** on same Bill.

Signed:

Representative:

ANDREWS of Paris

Came from the Senate 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" (S-195)**.

READ.

On motion of Representative SCHNECK of Bangor, the Majority **Ought to Pass as Amended** Report was **ACCEPTED**.

The Bill was **READ ONCE**. **Committee Amendment "A" (S-195)** was **READ** by the Clerk and **ADOPTED**.

Under suspension of the rules the Bill was given its **SECOND READING WITHOUT REFERENCE** to the Committee on **Bills in the Second Reading**.

Under further suspension of the rules the Bill was **PASSED TO BE ENGROSSED as Amended by Committee Amendment "A" (S-195)** in concurrence.

Majority Report of the Committee on **AGRICULTURE, CONSERVATION AND FORESTRY** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-449)** on Bill "An Act To Address the Browntail Moth Infestation"

(H.P. 767) (L.D. 1037)

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

Minority Report of the same Committee reporting **Ought Not to Pass** on same Bill.

Signed:
Senator:

BLACK of Franklin

Representatives:

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

READ.

On motion of Representative HICKMAN of Winthrop, the Majority **Ought to Pass as Amended** Report was **ACCEPTED.**

The Bill was **READ ONCE. Committee Amendment "A" (H-449)** was **READ** by the Clerk and **ADOPTED.**

Under suspension of the rules the Bill was given its **SECOND READING WITHOUT REFERENCE** to the Committee on **Bills in the Second Reading.**

Under further suspension of the rules the Bill was **PASSED TO BE ENGROSSED as Amended by Committee Amendment "A" (H-449)** and sent for concurrence.

Majority Report of the Committee on **JUDICIARY** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-450)** on Bill "An Act To Impose on Mental Health Professionals a Duty To Warn and Protect"

(H.P. 211) (L.D. 287)

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

Minority Report of the same Committee reporting **Ought Not to Pass** on same Bill.

Signed:

Representative:

DeVEAU of Caribou

READ.

On motion of Representative BAILEY of Saco, the Majority **Ought to Pass as Amended** Report was **ACCEPTED.**

The Bill was **READ ONCE. Committee Amendment "A" (H-450)** was **READ** by the Clerk and **ADOPTED.**

Under suspension of the rules the Bill was given its **SECOND READING WITHOUT REFERENCE** to the Committee on **Bills in the Second Reading.**

Under further suspension of the rules the Bill was **PASSED TO BE ENGROSSED as Amended by Committee Amendment "A" (H-450)** and sent for concurrence.

Majority Report of the Committee on **LABOR AND HOUSING** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-447)** 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)

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

Minority Report of the same Committee reporting **Ought Not to Pass** on same Bill.

Signed:

Senator:

GUERIN of Penobscot

Representatives:

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

READ.

On motion of Representative SYLVESTER of Portland, the Majority **Ought to Pass as Amended** Report was **ACCEPTED.**

The Bill was **READ ONCE. Committee Amendment "A" (H-447)** was **READ** by the Clerk and **ADOPTED.**

Under suspension of the rules the Bill was given its **SECOND READING WITHOUT REFERENCE** to the Committee on **Bills in the Second Reading.**

Under further suspension of the rules the Bill was **PASSED TO BE ENGROSSED as Amended by Committee Amendment "A" (H-447)** and sent for concurrence.

Majority Report of the Committee on **LABOR AND HOUSING** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-448)** on Bill "An Act Concerning Nondisclosure Agreements in Employment" (H.P. 1112) (L.D. 1529)

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

Minority Report of the same Committee reporting **Ought Not to Pass** on same Bill.

Signed:
Senator: GUERIN of Penobscot

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

READ.

On motion of Representative SYLVESTER of Portland, the Majority **Ought to Pass as Amended** Report was **ACCEPTED**.

The Bill was **READ ONCE. Committee Amendment "A" (H-448)** was **READ** by the Clerk and **ADOPTED**.

Under suspension of the rules the Bill was given its **SECOND READING WITHOUT REFERENCE** to the Committee on **Bills in the Second Reading**.

Under further suspension of the rules the Bill was **PASSED TO BE ENGROSSED as Amended by Committee Amendment "A" (H-448)** and sent for concurrence.

Majority Report of the Committee on **LABOR AND HOUSING** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-446)** 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)

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

Minority Report of the same Committee reporting **Ought Not to Pass** on same Bill.

Signed:

Senator: GUERIN of Penobscot

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

READ.

Representative SYLVESTER of Portland moved that the House **ACCEPT** the Majority **Ought to Pass as Amended** Report.

The SPEAKER PRO TEM: The Chair recognizes the Representative from Vassalboro, Representative Bradstreet.

Representative **BRADSTREET**: Thank you, Mr. Speaker. Mr. Speaker, Ladies and Gentlemen of the House, and just in case you're wondering why there's a Minority Ought Not to Pass Report, when this bill was first presented, it gave all appearances of something we could all support but then the fiscal note came forth and I would like to point out that fiscal note. Passage of the bill will create an unfunded actuarial liability of between \$350 and \$450 million plus yearly costs of about \$4 million that will increase every year. It's just not practical, and unfortunately it creates somewhat of a false and unrealistic promise. Thank you, Mr. Speaker.

Subsequently, the Majority **Ought to Pass as Amended** Report was **ACCEPTED**.

The Bill was **READ ONCE. Committee Amendment "A" (H-446)** was **READ** by the Clerk and **ADOPTED**.

Under suspension of the rules the Bill was given its **SECOND READING WITHOUT REFERENCE** to the Committee on **Bills in the Second Reading**.

Under further suspension of the rules the Bill was **PASSED TO BE ENGROSSED as Amended by Committee Amendment "A" (H-446)** and sent for concurrence.

Majority Report of the Committee on **VETERANS AND LEGAL AFFAIRS** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-458)** on Bill "An Act To Create an Automatic Voter Registration System"

(H.P. 1070) (L.D. 1463)

Signed:
Senators: LUCHINI of Hancock
HERBIG of Waldo

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

Minority Report of the same Committee reporting **Ought Not to Pass** on same Bill.

Signed:
Senator: CYRWAY of Kennebec

Representatives:
ANDREWS of Paris
DOLLOFF of Rumford

HANINGTON of Lincoln
STROM of Pittsfield

READ.

Representative SCHNECK of Bangor moved that the House **ACCEPT** the Majority **Ought to Pass as Amended Report**.

The same Representative **REQUESTED** a roll call on the motion to **ACCEPT** the Majority **Ought to Pass as Amended Report**.

More than one-fifth of the members present expressed a desire for a roll call which was ordered.

The SPEAKER PRO TEM: The Chair recognizes the Representative from Bangor, Representative Schneck.

Representative **SCHNECK**: Thank you, Mr. Speaker, Men and Women of the House. Automatic voter registration is a simple idea. Rather than putting the burden of voter registration on individuals, the State should do it when individuals interact with State agencies, while at the same time giving individuals the opportunity to opt out. This allows the State to create clean, reliable, and secure voter rolls, and also expands access to the ballot. When individuals interact with public agencies, referred to as a source agency, such as DMV or the Department of Health, the State has much, if not all the relevant information to add them to the voter rolls or update their voter information record. Thank you, Mr. Speaker.

The SPEAKER PRO TEM: The Chair recognizes the Representative from Pittsfield, Representative Strom.

Representative **STROM**: Thank you, Mr. Speaker. I rise in opposition to the pending motion.

This bill does start out simple enough. It does allow the Department of Motor Vehicles to register people they interact with to vote. However, from there it goes on and gives the power to the Secretary of State's office to look into other departments of the state government to participate in this program and at this time we don't know which departments those will be, what the requirements will be for them, what documents they have to collect to be involved in this and how it will work, and I feel like that's just giving away too much authority that belongs with the Legislature and gives it to the Secretary of State's office. Thank you.

The SPEAKER PRO TEM: The Chair recognizes the Representative from Lewiston, Representative Cloutier.

Representative **CLOUTIER**: Thank you, Mr. Speaker. Mr. Speaker and Honorable Women and Men of the House, I rise today in support of the pending motion.

In this country, we are fortunate to have the right to vote. Unfortunately, across the nation we have seen systems and strategies used to limit this right for underrepresented populations. Implementing an automatic voter registration system would eliminate many of the barriers individuals face when registering to vote. This bill would unite Maine with nearly a third of the states in the nation who have already approved and adopted an AVR system.

In the 2012 election, nearly 51 million eligible Americans were not registered to vote. This number disproportionately represents low-income residents, people of color, and younger Americans. Additionally, as we all know, DMV hours are inconvenient, locations can be limited depending upon where you live, people's lives are busy and complicated, and meeting registration deadlines can be difficult. Registering to vote should be easy and the creation of an AVR system would help us to accomplish that.

In 2015, Oregon became the first state in the nation to implement an AVR system. Since then, they've seen

registration rates quadruple at their DMV offices, not just in overall turnout but disproportionately among lower-income, younger, and voters of color. Similarly, when Vermont approved this policy, registration rates increased by 62%. Increased voter registration is not the only advantage. AVR systems increase security, reduce the risk of human error, create cleaner voter rolls and, in turn, reduce errors and delays on election day, that can then prevent eligible voters from casting their ballots. The opt-in registration system we have been using has proven to be difficult and discriminatory. This bill would create an opt-out system that is straightforward and inclusive.

Every vote is important. Passing this bill would create an equitable system that adds a needed level of ease to voter registration. I ask my fellow Members of this body to join me in support of the pending motion. Thank you.

The SPEAKER PRO TEM: The Chair recognizes the Representative from Canaan, Representative Stetkis.

Representative **STETKIS**: I'd like to ask permission to ask a question through the Chair.

The SPEAKER PRO TEM: The Member may proceed.

Representative **STETKIS**: Thank you. How does a law possibly passed here in the State of Maine like this one actually influence the much lower voter turnout in other states? My understanding is currently the State of Maine tends to be one of the top voter turnout states in the country.

The SPEAKER PRO TEM: The Representative from Canaan, Representative Stetkis, has posed a question through the Chair to anyone who cares to answer.

The Chair recognizes the Representative from Monmouth, Representative Ackley.

Representative **ACKLEY**: Thanks, Mr. Speaker. In response to the question just asked, I would say that our law does not affect other states and Maine should be very proud of its high voter turnout in general elections. Yet, still, even at its best, only 75% of registered voters are participating in elections and if you look at other democracies across the world, there are many that are far superior to what we are experiencing here in the State of Maine. So, there's plenty of room for us to grow and be better and that's what this bill does.

The SPEAKER PRO TEM: A roll call has been ordered. The pending question before the House is Acceptance of the Majority Ought to Pass as Amended Report. All those in favor will vote yes, those opposed will vote no.

ROLL CALL NO. 181

YEA - Ackley, Alley, Austin B, Babbidge, Babine, Bailey, Beebe-Center, Berry, Blume, Brennan, Bryant, Caiazzo, Cardone, Carney, Cloutier, Collings, Cooper, Craven, Crockett, Cuddy, Daughtry, Denk, Dodge, Doore, Doudera, Dunphy, Evangelos, Farnsworth, Fay, Fecteau R, Foley, Gattine, Gramlich, Grohoski, Handy, Harnett, Hepler, Hickman, Hobbs, Hubbell, Hymanson, Ingwersen, Jorgensen, Kessler, Kornfield, Landry, Madigan C, Martin J, Martin R, Mastraccio, Matlack, Maxmin, McCrea, McCreight, McDonald, Melaragno, Meyer, Moonen, Morales, Nadeau, O'Neil, Paulhus, Pebworth, Peoples, Perry A, Perry J, Pierce T, Pluecker, Reckitt, Riley, Riseman, Roberts-Lovell, Rykerson, Schneck, Sharpe, Sheats, Stanley, Stover, Sylvester, Talbot Ross, Tepler, Terry, Tipping, Tucker, Warren, White B, Zeigler, Madam Speaker.

NAY - Andrews, Arata, Austin S, Bickford, Blier, Bradstreet, Campbell, Cebra, Corey, Costain, Curtis, DeVeau, Dillingham, Dolloff, Drinkwater, Fecteau J, Foster, Griffin, Haggan, Hall, Hanington, Hanley, Harrington, Head, Higgins, Hutchins, Javner, Johansen, Keschl, Kinney, Kryzak, Lockman, Lyford, Marean, Martin T, Mason, Millett, Morris,

O'Connor, Ordway, Perkins, Pickett, Prescott, Reed, Rudnicki, Sampson, Skolfield, Stearns, Stetkis, Stewart, Strom, Swallow, Theriault, Tuell, Wadsworth, White D.

ABSENT - Faulkingham, Grignon, McLean, Verow.
Yes, 88; No, 56; Absent, 4; Excused, 2.

88 having voted in the affirmative and 56 voted in the negative, with 4 being absent and 2 excused, and accordingly the Majority **Ought to Pass as Amended** Report was **ACCEPTED**.

The Bill was **READ ONCE**. **Committee Amendment "A" (H-458)** was **READ** by the Clerk and **ADOPTED**.

Under suspension of the rules, the Bill was given its **SECOND READING WITHOUT REFERENCE** to the Committee on **Bills in the Second Reading**.

Under further suspension of the rules, the Bill was **PASSED TO BE ENGROSSED as Amended by Committee Amendment "A" (H-458)** and sent for concurrence.

Majority Report of the Committee on **VETERANS AND LEGAL AFFAIRS** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-459)** on Bill "An Act To Amend the Laws Governing Elections"

(H.P. 1232) (L.D. 1730)

Signed:
Senators:

LUCHINI of Hancock
CYRWAY of Kennebec
HERBIG of Waldo

Representatives:

SCHNECK of Bangor
ACKLEY of Monmouth
COOPER of Yarmouth
DOLLOFF of Rumford
HANINGTON of Lincoln
HICKMAN of Winthrop
HUBBELL of Bar Harbor
McCREIGHT of Harpswell
STROM of Pittsfield

Minority Report of the same Committee reporting **Ought Not to Pass** on same Bill.

Signed:

Representative:

ANDREWS of Paris

READ.

Representative SCHNECK of Bangor moved that the House **ACCEPT** the Majority **Ought to Pass as Amended** Report.

On further motion of the same Representative, **TABLED** pending his motion to **ACCEPT** the Majority **Ought to Pass as Amended** Report and later today assigned.

By unanimous consent, all matters having been acted upon were **ORDERED SENT FORTHWITH**.

ENACTORS

Emergency Measure

An Act To Amend the Maine Seed Capital Tax Credit Program

(S.P. 375) (L.D. 1200)
(C. "A" S-169)

Reported by the Committee on **Engrossed Bills** as truly and strictly engrossed. This being an emergency measure, a two-thirds vote of all the members elected to the House being necessary, a total was taken. 131 voted in favor of the same and 1 against, and accordingly the Bill was **PASSED TO BE ENACTED**, signed by the Speaker Pro Tem and sent to the Senate.

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)

Reported by the Committee on **Engrossed Bills** as truly and strictly engrossed. This being an emergency measure, a two-thirds vote of all the members elected to the House being necessary, a total was taken. 131 voted in favor of the same and 0 against, and accordingly the Bill was **PASSED TO BE ENACTED**, signed by the Speaker Pro Tem and sent to the Senate.

Emergency Measure

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)

Reported by the Committee on **Engrossed Bills** as truly and strictly engrossed. This being an emergency measure, a two-thirds vote of all the members elected to the House being necessary, a total was taken. 127 voted in favor of the same and 0 against, and accordingly the Resolve was **FINALLY PASSED**, signed by the Speaker Pro Tem and sent to the Senate.

The following items were taken up out of order by unanimous consent:

UNFINISHED BUSINESS

The following matters, in the consideration of which the House was engaged at the time of adjournment yesterday, had preference in the Orders of the Day and continued with such preference until disposed of as provided by House Rule 502.

HOUSE DIVIDED REPORT - Majority (9) **Ought to Pass as Amended by Committee Amendment "A" (H-413)** - Minority (3) **Ought Not to Pass** - Committee on **ENERGY, UTILITIES AND TECHNOLOGY** on Bill "An Act To Establish a Green New Deal for Maine"

(H.P. 924) (L.D. 1282)

TABLED - June 3, 2019 (Till Later Today) by Representative BERRY of Bowdoinham.

PENDING - Motion of same Representative to **ACCEPT** the Majority **UGHT TO PASS AS AMENDED** Report.

Representative HANLEY of Pittston **REQUESTED** a roll call on the motion to **ACCEPT** the Majority **Ought to Pass as Amended** Report.

More than one-fifth of the members present expressed a desire for a roll call which was ordered.

The SPEAKER PRO TEM: The Chair recognizes the Representative from Pittston, Representative Hanley.

Representative **HANLEY**: Thank you, Mr. Speaker. Mr. Speaker, Ladies and Gentlemen of the House, I rise in opposition to this.

The original bill, thank goodness, was amended so that we don't have to deal with. However, the result is still troubling. This is governing at the worst. This is governing at its worst. The State of Maine will tell a job site manager, a general foreman or a foreman, how to man their project with a certain number of apprentices. Now, this is an incredible thing because someone who has never bid a job, run a crew, signed a paycheck, met a deadline or a budget, but that person will tell us how many skilled or unskilled people you will have on your job site. The Soviet Union called and they want their central planning back.

I got to tell you, in 1974, I ended an apprenticeship program with Local Union Pipefitters 783 in Winthrop. I went through the apprenticeship program, became a journeyman. I instructed in that program. And I also, because I spent most of my life in construction and I ran crews of ten, projects of 60, I bid jobs, and I know what it means to come in under budget and on time. In all my work that I oversaw, I had a number of apprentices, but I never needed the State of Maine to instruct me on how many to have, and that's what this bill does. It takes away the authority and the decision-making of a project and puts it in the hands of the State of Maine. They are going to dictate from on high how many skilled or unskilled people you will have on your job site.

This legislation just drives industry away. I ask you to follow my light and end central planning before it starts. Thank you, Mr. Speaker.

The SPEAKER PRO TEM: The Chair recognizes the Representative from Nobleboro, Representative Maxmin.

Representative **MAXMIN**: Thank you, Mr. Speaker, and colleagues in the House. I rise today because I care about Maine, I care about our past, where we've come from, our heritage. I care about our present, our communities, our homes, our families, what we represent and why we're here. And I care about our future. I want the Maine that I hand down to my children to be the same Maine that raised me. But I already see this changing and that's because of climate change. Even though I'm only 26, in my lifetime I've seen the winters and the summers change. Our \$3 billion --

The SPEAKER PRO TEM: The Member will defer. The Chair recognizes the Representative from Pittston, Representative Hanley, and inquires as to his Point of Order.

Representative **HANLEY**: The issue before us is not climate change. It is the number of apprentices being dictated on a job site, as well as the promotion of solar panels on schools.

On **POINT OF ORDER**, Representative HANLEY of Pittston asked the Chair if the remarks of Representative MAXMIN of Nobleboro were germane to the pending question.

The SPEAKER PRO TEM: The Chair would answer that if the Member speaking can connect concerns about climate change to the content of the bill, that would be helpful for everyone.

The Chair reminded Representative MAXMIN of Nobleboro to stay as close as possible to the pending question.

The SPEAKER PRO TEM: The Member may proceed. Representative **MAXMIN**: I will. That is my purpose. Thank you very much. Our \$3 billion a year snowmobile industry here in Maine will see its season cut 70%, our \$1.4 billion a year forest industry is under threat, the Gulf of Maine which supports \$393 million a year fishing industry is warming faster than 99% of the world's oceans and we all know the statistics beyond this around ticks, agriculture, sea level rise.

I've been working on this issue for 15 years and I feel like I've been waiting for this moment because the one thing --

The SPEAKER PRO TEM: The Member will defer. The Chair recognizes the Representative from Pittston, Representative Hanley and inquires as to why --

Representative **HANLEY**: I raise the same objection that I raised before.

The SPEAKER PRO TEM: The Member will wait until he is recognized before speaking. The Chair recognizes the Representative from Pittston, Representative Hanley.

Representative **HANLEY**: My apologies, Mr. Speaker. My excitement; I'm sorry. I raise the same objection that I raised earlier, that the discussion on the Floor now has nothing to do with the content of the bill before us.

On **POINT OF ORDER**, Representative HANLEY of Pittston asked the Chair if the remarks of Representative MAXMIN of Nobleboro were germane to the pending question.

The SPEAKER PRO TEM: The Chair would respond that the person currently in the Chair and the other person who is always in the Chair has given Members wide latitude on a range of bills throughout the session and I will give latitude on this one as well.

The Chair advised Representative HANLEY of Pittston that the remarks of Representative MAXMIN of Nobleboro were germane to the pending question.

The SPEAKER PRO TEM: The Member may proceed. Representative **MAXMIN**: Thank you, Mr. Speaker. The issue of climate change circles back to politics. We need law and leadership to move away from fossil fuels and towards renewable energy. If we do not lead, then who will? If we do not pave the way, then who will? It is our most important work. Our work is to think long-term to guide the future and after knowing about this crisis for decades, we are nowhere where we should be in terms of action. The question before us today in this bill is not if we will act, but how we will act.

One of the greatest injustices of climate change is that the communities that have done --

The SPEAKER PRO TEM: The Member will defer. The Chair recognizes the Representative from Canaan, Representative Stetkis, and inquires as to his Point of Order.

Representative **STETKIS**: Thank you, Mr. Speaker. Not at one point has there been one item referenced to this bill. Once again, this bill is about the amount of people on a job site and solar panels on a school. I'm not sure that in the Atlantic Ocean there's either one of those. Thank you.

On **POINT OF ORDER**, Representative STETKIS of Canaan asked the Chair if the remarks of Representative MAXMIN of Nobleboro were germane to the pending question.

The SPEAKER PRO TEM: The Chair would respond that the Member who was speaking, her last sentence literally included the words "this bill" so I think she is talking about the bill.

The Chair advised Representative STETKIS of Canaan that the remarks of Representative MAXMIN of Nobleboro were germane to the pending question.

The SPEAKER PRO TEM: The Member may proceed. The Chair recognizes the Representative from Caribou, Representative DeVeau, and inquires as to his Point of Order.

Representative **DeVEAU**: Thank you. As I've been gracious enough to have some of the latitude that was given here, I think this has gone far enough and it has actually proven that it has nothing to do other than proper wording of putting "bill" in there. I'm going to expect that the next word might be "solar panel." This is outside of --

The SPEAKER PRO TEM: The Member will defer. The previous Member has not finished his Point of Order. Is there a Point of Order or --?

Representative **DeVEAU**: There is. This has actually gone on far enough. It should be taken care of properly.

The SPEAKER PRO TEM: The Chair would answer that that is not a Point of Order. The Member may proceed.

Representative **DeVEAU**: I said the fact that this hasn't been corrected by the Chair is not a Point of Order?

The SPEAKER PRO TEM: The Chair recognizes the Representative from Oxford, Representative Dillingham.

Representative **DILLINGHAM**: Thank you, Mr. Speaker. I'd like to clarify that we have had our Point of Orders and on each time the Speaker has made it clear that the breadth of debate that he is going to allow on the House Floor, I encourage we move on.

The SPEAKER PRO TEM: The Chair recognizes the Representative from Nobleboro, Representative Maxmin.

Representative **MAXMIN**: Thank you, Mr. Speaker. As the youngest woman in this House, I can tell you that this bill is about climate change and if I would not be interrupted, then I can explain that.

As I was saying, the question of this bill is not if we will act, but how we will act. The greatest injustice of climate change is that those who have done the least to cause it are the most impacted and Maine is the perfect example. My question is; will the transition to renewable energy reflect the same disparities as the climate crisis? I hope not, because Maine deserves a just transition. And that's what this bill is all about.

This bill was rooted in rural and working communities, it came out of conversations that I had with my constituents who told me that they want growing jobs, growing workforces, growing industries, and to lower our property taxes. These are all of the pieces that we are voting on today. This bill was crafted with the labor community as well. Some of you may have heard that the national Green New Deal was not endorsed by the national AFL-CIO, but we are the first Green New Deal bill here in Maine or in the country to be endorsed by an AFL-CIO affiliate, and that is huge, and it is because of the apprenticeship language that is in this bill.

Matt Schlobohm, who runs the AFL-CIO here in Maine said, we believe that our ecological and economic challenges must be confronted together. For the labor movement and all working people, the simple reality is that the energy transition can happen with us or to us. On this bill, IBEW Local 1253, Local 7 Ironworkers, and the Maine State Building and Construction Trades Council testified in support. We also had so many young people come and testify in support because their futures are impacted by the conversations that we're having here and they cannot vote. Mira Hartman, who is 11 years old, from Edgecomb said: "I support the Green New Deal because it gives us in my generation a voice to speak and a voice to make our future sustainable".

This bill that we're voting on today is not as comprehensive as the original one that I introduced, but it echoes the same themes. The first part requires construction employers constructing grid-scale generation facilities to hire a certain percentage of apprentices to work on construction subject to the availability of qualified apprentices. The other parts of the bill are focused on our schools to lower the energy burden of operating our schools as we transition to renewable energy from energy conservation projects to making sure that new schools are solar-ready. Maine is the most rural state in the country, Mr. Speaker, and our path forward must be

unique, it must be by us and for us, and that's what this bill is. So please join me in supporting a just transition. Thank you.

The SPEAKER PRO TEM: The Chair recognizes the Representative from Bowdoinham, Representative Berry.

Representative **BERRY**: Thank you, Mr. Speaker. Mr. Speaker, Men and Women of the House, I just want to clarify that the work of the committee on this bill and the Majority Report is simply to ensure that Maine has a workforce for our clean energy future. Apprenticeship is a proven model. It has been a subject of great bipartisan support in previous Legislatures in which I have served. It is broadly supported as well by the business community and the additional provisions in the bill relating to the Efficiency Maine Trust will enable our schools to not only access the benefits of efficiency and clean energy but also to inspire our young people to get involved in these kinds of careers and in building a future that we can count on. Thank you, Mr. Speaker.

The SPEAKER PRO TEM: The Chair recognizes the Representative from Jay, Representative Riley.

Representative **RILEY**: Thank you, Mr. Speaker. Existing state law sets minimum oversight requirements for electricians, one to one for untrained helpers, and one to two for apprentices or helpers who have completed certain training requirements. No contractor would be apt to avoid the use of these lower-wage employees and unscrupulous employers often try to employ more of them than is advisable. This bill sets a simple standard that employers who take advantage of the opportunities set out in this bill will take responsibility for training their employees rather than simply taking advantage of low-skill, low-wage workers who finish the job with no credible advancement in their trades. If a contractor cannot complete a job within the hiring parameters set forth in this bill, Mr. Speaker, that contractor has a leadership problem.

I strongly support this bill. I think it moves Maine in the right direction. We have a worker training shortage, especially when it comes to tradespeople, Skilled tradespeople, and it's a step in the right direction for the state for us to continue in this direction and I hope you'll follow my light.

The SPEAKER PRO TEM: The Chair recognizes the Representative from Dexter, Representative Foster.

Representative **FOSTER**: Thank you, Mr. Speaker, Ladies and Gentlemen of the House. I stand in opposition to this bill. While I appreciate the sponsors' reasons for putting this bill forward, I will deal directly with the issues at hand.

First of all, in regards to the Good Representative from Pittston's concern about us as a legislative body deciding to direct how a contractor will manage his workforce, I believe is a step too far. Having been involved with many large industrial construction projects and the contracting of both union and nonunion labor, I know that when an RFP is put out, it has parameters in it dealing with the number of craftspeople and their qualifications that will be included in that bid scope. That is to protect both parties and especially to protect the person who is the industry or person who is paying for the construction. In that, it ensures that the bidder will have properly qualified people, that they will not have people who are unqualified, and list them in grades above what their qualification is. State law already requires certain levels of qualifications for certain types of jobs that we are talking about here. We do not need to go beyond that.

My understanding was in committee, we heard from a few concerned testimonies that this may, if not hold up projects, it may in fact curtail projects where margins are slim and people are looking to put dollars, capital dollars in play to move

forward with energy generation projects that will help fight climate change. That's a concern.

In regards to schools, the DOE for several years now has looked at energy requirements in regards to school construction and I believe they will continue to do so. As a matter of fact, a few years ago, I was involved with a school building project in my hometown. They looked at the option of replacing larger oil boilers with biomass boilers and through funding that was provided from the State we did so and that has worked out very well, saving hundreds of gallons, if not thousands of gallons of oil over that few years. And I would leave that to them as they look at what's available today for those opportunities. A school is unlike most facilities that we think of, and I sometimes think we forget this. Whatever the power generation capabilities that are put in place in a school building, it is only a part-time use facility and it is not used throughout the entire year. So, the DOE, I think, can best look at, along with the Chief Executive's energy office, how we address that going forward. Solar panels on school roofs sounds like a great idea, but it may not be the best idea, so I would leave that to them.

I would ask that you vote this down, and that we let the state agencies in place and the labor laws in place already in the State of Maine continue. I am very confident that those who are looking to build these projects and those contractors we have in the State will best man the jobs, and that both laborers and apprentices will be used and will learn through that experience. Thank you, Mr. Speaker.

The SPEAKER PRO TEM: The Chair recognizes the Representative from Portland, Representative Sylvester.

Representative **SYLVESTER**: Thank you, Mr. Speaker. In the summary of LD 1282, it requires construction employers constructing grid-scale generation facilities to hire a certain percentage of apprentices who work on the construction beginning in 2021. Now, why is this important? This is the skilled work of the future. People in this building, in this chamber, in this State, we speak about work, about where is the work going, where is the work going to come from, and why our young folks leave this state to chase jobs. We need our young people to stay here and this bill ensures that our apprentices stay here, learn the trades of the future here, and creates the industry to support those jobs.

In Section 2 of the summary, Mr. Speaker, it requires that Efficiency Maine Trust in collaboration with the Department of Education identify and provide incentives for the cost-effective electric and natural gas conservation projects in new school construction projects. And in Section 3, it requires that this happens through a competitive bid process and that a power purchase agreement for solar capacity be installed on school property when a new school is being constructed.

Now, in reference to the discussion of contractors, and whether or not the State has the duty or the right to direct their work, this Legislature directs the duties and rights of citizens and workers in this state on a regular basis, particularly when it is creating new markets. That is part of the social contract which says that government will do good things and will ask of its citizens that it does things that it finds good.

Now, Mr. Speaker, we can speak for the past with a longing and regret that our choices had been right, that our choices had been better, or we can plan for the future. Otherwise, I guarantee that our grandchildren will speak with regret of us, of our shortsightedness, of our inability to speak civilly about the problems before us and seek solutions. I thank Representative Maxmin for her work on this, I thank the committee for their work on this, and I believe that this should

follow the Ought to Pass as Amended Report. Thank you, Mr. Speaker.

The SPEAKER PRO TEM: The Chair will remind all Members to refer to other Members by their town and not their name.

The Chair recognizes the Representative from Orrington, Representative Campbell.

Representative **CAMPBELL**: Thank you, Mr. Speaker, Men and Women of the House. I've been in the construction business for 46 years now. And I came from a training program, not an apprenticeship. I went through the community college, technical college, BTI process. We in this body have been encouraging more of that. For all those years, I've hired people from high school students to trained individuals, all above minimum wage for start, and as they come into my company, I've had up to 55 people, they always get a chance to advance. Some of the people that have come into my company have gone from a laborer to a master carpenter to a millwork specialist to a superintendent in charge of projects. That's how you learn. For the State to mandate that we hire a certain number of apprentices is one thing. Maybe we should add to this amendment they should hire a certain number of community college graduates, which does the same thing. The problem I've had with this Floor speech, we tend to get emotional and we tend to get into these labels. I've just been labeled a leader with a problem. I have a leadership problem. I don't think that's right.

I think many of the companies that hire people do it right, I think we don't need this legislation, the State is doing well. But to mandate a certain number of apprentices in employment is getting way out over our skis. Thank you, Mr. Speaker.

The SPEAKER PRO TEM: The Chair recognizes the Representative from Portland, Representative Brennan.

Representative **BRENNAN**: Thank you, Mr. Speaker, Men and Women of the House. I rise to support the pending motion because I think it complements two earlier initiatives that came out of the Education Committee. One instructs the Board of Education to look at new construction projects and look how we can foster renewable energy within those projects as best we possibly can --

The SPEAKER PRO TEM: The Member will defer. The Chair will remind all Members not to make reference to other bills and please stick to the bill in front of us.

The Chair reminded all Members to stay as close as possible to the pending question.

The SPEAKER PRO TEM: The Member may proceed.

Representative **BRENNAN**: Thank you, Mr. Speaker. There's also another idea that was being considered in terms of how we can promote energy conservation within schools and I believe that the pending motion will complement other initiatives that may be considered by this body in the future. Both of those initiatives, if not one in particular, was unanimously supported by the committee. Thank you.

The SPEAKER PRO TEM: The Chair recognizes the Representative from Nobleboro, Representative Maxmin.

Representative **MAXMIN**: Thank you, Mr. Speaker. I just wanted to clarify the language that's in the bill. It says a construction employer shall, to the extent qualified apprentices are determined to be available, in accordance with rules adopted by the department, shall employ a number of apprentices that, etcetera, etcetera. So, I would not call this a mandate. I would also say that emotion has every place in this conversation. Thank you.

The SPEAKER PRO TEM: The Chair recognizes the Representative from Pittston, Representative Hanley.

Representative **HANLEY**: Thank you, Mr. Speaker. Mr. Speaker, Ladies and Gentlemen of the House, my complaint with this legislation is that government is telling someone how to hire and who to hire in construction. And, as I told you, in my history, I never needed that oversight. Apprentices were always on the job and I was one of them at some times.

Are we going to at some point legislate how many baggers we're going to have in grocery stores? This is my complaint; not apprentices, not that someone is on a job getting trained, that I lived through myself, I totally and completely support it, but having government mandate it. And if you read the bill in its entirety, it is a mandate because there is a penalty and that's why it is a mandate. I ask you to follow my light and defeat a bad idea. Thank you, Mr. Speaker.

The SPEAKER PRO TEM: The Chair recognizes the Representative from Dover-Foxcroft, Representative Higgins.

Representative **HIGGINS**: Thank you, Mr. Speaker and Ladies and Gentlemen of the House. This is one of those bills that I wish I had a third hand; on one hand and then the other hand and I'm looking for the third hand here.

As you all, I think, know, I'm a strong supporter of solar power and renewable energy and as a former educator, I certainly support us looking at renewable energy as we build new facilities here in Maine. I think that's a commonsense thing for us to do. My concern with the bill gets down to more the ground-level specifics. And we've wrestled with this question in our committee, particularly around electricians, master electricians, journeyman electricians, apprenticeships, and helpers, in such detail it keeps me awake at night trying to figure out what exactly we're doing.

My concern is that I have a particular solar project that will be completed before any of these rules go into effect. We just got approval three days ago to enlarge our solar project in Milo, which final approval date will be at the end of January, for 33 megawatts, \$37 million. Unless one of the other states does something dramatic in between, it will be the largest solar installation in New England. The question that we're wrestling with is the issue of manpower, which is part of the concern I have here. If this bill was in effect, it would be very difficult to meet those manpower requirements.

I understand the Good Representative that just spoke about if available, if applicable, but this leaves that discretion to the Department of Labor to decide what those standards are. I would've preferred to see it more specific because I think it could have the potential of actually undermining our ability to do good scale solar here in Maine because of the lack of the sufficient workforce.

So, if anyone could help me, I'm looking for the third hand. Thank you, Mr. Speaker.

The SPEAKER PRO TEM: The Chair recognizes the Representative from Brunswick, Representative Daughtry.

Representative **DAUGHTRY**: Thank you, Mr. Speaker, Ladies and Gentlemen of the House. I rise in support of this pending motion.

As the House Chair of the IDEA-B Committee, we heard a lot about innovation and making sure we were doing everything to build Maine's workforce. And this is an innovative workforce bill that takes strong steps towards moving our State further into the 21st century. As much as I hate to disagree with the Good Representative from Dover-Foxcroft, I think that this actually works towards ensuring that we're building out our workforce. It provides opportunities for apprentices to learn a highly-skilled trade that will benefit both them and our state. It helps us create the people power to be able to fulfill those future projects. And after six prior terms on

the Education Committee, I heard from across our State that we have many school districts that are suffering from aging facilities. We even heard it from our university systems. And that many are struggling to pay for the heating costs associated with these aging buildings. So this bill provides incentives to not only modernize those facilities but make sure that we're investing in the future and reducing those costs for our communities.

So not only is it creating a workforce, incentivizing a labor pool, helping us save money on our schools and our facilities, it's a bold step. And I have to say, as the third youngest woman in this chamber, I think now is the time for bold action and this is a good step. I urge you to follow my light.

The SPEAKER PRO TEM: The Chair recognizes the Representative from Penobscot, Representative Hutchins.

Representative **HUTCHINS**: Thank you, Mr. Speaker, Ladies and Gentlemen of the House. This is an issue that I'm split some on and what it seems we're talking here about requiring labor and also about solar, the solar side of it I'd love to see go. It just seems to me that solar is something that has great potential, but I think the only potential it's going to have is when government gets out of the way of it. Because if we, in this particular piece of legislation, if we encourage schools to put solar power on their roofs, how many schools are going to be covered with solar panels over a roof that should've been shingled first? That's the kind of thing that's going to happen when government gets involved with it.

To do enough solar to make any difference, the way solar is made and the way that the material for it, for the building of it, the mining; all of that building and mining is going to have to be done with traditional energy, probably a hundred years' worth of it, before you'd have enough solar collectors to be generating enough power to do anything. Maybe only 99 years; who knows? That study took me quite a long time, a minute and a half.

But I do think it is wrong for us to think that we here in this body can tell the State of Maine that they need to do solar power from here and how many people that it's going to take to do it, especially we tell them that they're going to have to have a certain percentage of unqualified people, maybe too big a percentage of unqualified people. Thank you very much.

The SPEAKER PRO TEM: The Chair recognizes the Representative from Scarborough, Representative Caiazzo.

Representative **CAIAZZO**: Thank you, Mr. Speaker. I'd like to pose a question through the Chair, if I may.

The SPEAKER PRO TEM: The Member may proceed.

Representative **CAIAZZO**: Thank you, Mr. Speaker. The question I would ask is; what happens to a contractor who cannot find the adequate percentage of apprentices required by this bill?

The SPEAKER PRO TEM: The Member has posed a question through the Chair to anyone who cares to answer. The Chair recognizes the Representative from Nobleboro, Representative Maxmin.

Representative **MAXMIN**: Thank you, Mr. Speaker. If a contractor cannot find the apprentices required in the bill then they would not be subject to the rule.

The SPEAKER PRO TEM: The Chair recognizes the Representative from Canaan, Representative Stetkis.

Representative **STETKIS**: Thank you, Mr. Speaker. I'd like to ask a question through the Chair.

The SPEAKER PRO TEM: The Member may proceed.

Representative **STETKIS**: So, if a contractor has a choice between a laborer that's deemed an apprentice and one

that's not, is the apprentice given favor over the other regardless of their skills?

The SPEAKER PRO TEM: The Member has posed a question through the Chair to anyone who cares to answer. A roll call has been ordered. The pending question before the House is Acceptance of the Majority Ought to Pass as Amended Report. All those in favor will vote yes, those opposed will vote no.

ROLL CALL NO. 182

YEA - Ackley, Alley, Austin B, Babbidge, Babine, Bailey, Beebe-Center, Berry, Blume, Brennan, Bryant, Caiazzo, Cardone, Carney, Cloutier, Collings, Cooper, Craven, Crockett, Cuddy, Daughtry, Denk, Dodge, Doore, Doudera, Dunphy, Evangelos, Farnsworth, Fay, Fecteau R, Foley, Gattine, Gramlich, Grohoski, Handy, Harnett, Hepler, Hickman, Hobbs, Hubbell, Hymanson, Ingwersen, Jorgensen, Kessler, Kornfield, Madigan C, Martin J, Martin J, Mastraccio, Matlack, Maxmin, McCrea, McCreight, McDonald, Melaragno, Meyer, Moonen, Morales, O'Neil, Paulhus, Pebworth, Peoples, Perry A, Perry J, Pierce T, Pluecker, Reckitt, Riley, Riseman, Roberts-Lovell, Rykerson, Schneck, Sharpe, Sheats, Stanley, Stover, Sylvester, Talbot Ross, Tepler, Terry, Tipping, Tucker, Warren, Zeigler.

NAY - Andrews, Arata, Austin S, Bickford, Blier, Bradstreet, Campbell, Cebra, Corey, Costain, Curtis, DeVeau, Dillingham, Dolloff, Drinkwater, Fecteau J, Foster, Griffin, Haggan, Hall, Hanington, Hanley, Harrington, Head, Higgins, Hutchins, Javner, Johansen, Keschl, Kinney, Kryzak, Lockman, Lyford, Marean, Martin T, Mason, Millett, Morris, O'Connor, Ordway, Perkins, Pickett, Prescott, Reed, Rudnicki, Sampson, Skolfield, Stearns, Stetkis, Stewart, Strom, Swallow, Tuell, Wadsworth, White D.

ABSENT - Faulkingham, Grignon, Landry, McLean, Nadeau, Theriault, Verow, White B, Madam Speaker.

Yes, 84; No, 55; Absent, 9; Excused, 2.

84 having voted in the affirmative and 55 voted in the negative, with 9 being absent and 2 excused, and accordingly the Majority Ought to Pass as Amended Report was **ACCEPTED**.

The Bill was **READ ONCE**. **Committee Amendment "A" (H-413)** was **READ** by the Clerk.

Representative MAXMIN of Nobleboro **PRESENTED House Amendment "A" (H-460)** to **Committee Amendment "A" (H-413)**, which was **READ** by the Clerk.

The SPEAKER PRO TEM: The Representative may proceed.

Representative **MAXMIN**: Thank you, Mr. Speaker. This amendment merely clarifies that apprentices can be from a Maine Department of Labor apprenticeship program or a United States Department of Labor apprenticeship program.

Subsequently, **House Amendment "A" (H-460)** to **Committee Amendment "A" (H-413)** was **ADOPTED**.

Committee Amendment "A" (H-413) as Amended by **House Amendment "A" (H-460)** thereto was **ADOPTED**.

Under suspension of the rules, the Bill was given its **SECOND READING WITHOUT REFERENCE** to the Committee on **Bills in the Second Reading**.

Under further suspension of the rules, the Bill was **PASSED TO BE ENGROSSED** as Amended by **Committee Amendment "A" (H-413)** as Amended by **House Amendment "A" (H-460)** thereto and sent for concurrence.

By unanimous consent, all matters having been acted upon were **ORDERED SENT FORTHWITH**.

Resolve, Directing the Department of Agriculture, Conservation and Forestry To Convey Certain Lands to Roosevelt Conference Center Doing Business as Eagle Lake Sporting Camps (PUBLIC LAND)

(H.P. 107) (L.D. 125)
(C. "A" H-303)

TABLED - June 4, 2019 (Till Later Today) by Representative HICKMAN of Winthrop.

PENDING - FINAL PASSAGE.

The SPEAKER PRO TEM: The Chair recognizes the Representative from Sinclair, Representative Martin.

Representative **MARTIN**: Thank you, Mr. Speaker. Mr. Speaker and Ladies and Gentlemen of the House, for several years I served as Aroostook County's administrator and for most of these years I spent much time trying to promote economic development for the county, which is why I agreed to sponsor this legislation that's here before you this afternoon.

This Resolve will allow the Department of Agriculture, Conservation and Forestry to convey certain lengths to the Eagle Lake Sporting Camps. This property, as most of you know, is currently used as a developed traditional sporting camp business. The buildings are located on leased property not owned by the owners but the land is owned by the State and therefore the land is leased to the owners of the current property. You might hear that there's no precedence for the sale of leased land, however there is precedence. To gain support for this Resolve, this bill was amended in committee to convey by quitclaim deed and including a covenant to the sale of the Eagle Lake Sporting Camps. The amendment requires both the State and the owner to each obtain a professional appraiser of the property and the higher of the two appraisals would be the sale price. This is no give-away. The owners will pay for the property based on the higher of the two appraisals. The amendment also stipulates that the use of the property is restricted to the operation of a commercial sporting camp. The amendment provides that if the property is no longer used for the purpose of a traditional commercial sporting camp, title to the property reverts to the State without cost and any buildings that occupy the site must be removed by the property owner at his expense. This covenant is what was needed to garnish support from the administration and to garnish a clear majority from the ACF committee. It is my understanding that the initial vote, this came out as unanimous Ought to Pass, and it's now a divided report.

The Eagle Lake Sporting Camps are a 130-year-old historical treasure and its preservation is an important part of Aroostook County's tradition to a tourism economy. Supporting this Resolve will enable the sporting camps to make the necessary investments to restore the property and to avoid the situation of turning away business, managing the decay of property by demolishing buildings and reducing services as has been the case with many sporting camps in this great state. Leasing land does not provide enough protection to lenders, investors, and insurers.

Mr. Speaker and Ladies and Gentlemen of the House, I ask that you support the Majority Ought to Pass Report of this committee. As some of you may know, I spent several years as the Commissioner of the Department of Inland Fisheries and Wildlife, and one of the opportunities that I had in this role was to travel throughout the state, northern Maine, southern Maine, and, yes, there are sporting camps in southern Maine, and to visit a lot of these sporting camps and to speak with the owners of these sporting camps. And the one thing that I

heard was how challenging it was to be an owner and to continue maintaining and operating these sporting camps because people from away who come, customers who come and rent space, whether its for fishing or hunting in Maine, to enjoy our natural resources, they want the best. They want running water - not only do they want running water, they want hot and cold running water, and they also Wi-Fi internet services and everything that they're used to. So, these traditional sporting camps are under hardships and this afternoon, ladies and gentlemen, I need your support to give Aroostook County an opportunity to continue promoting economic development. So, I need your help, and Aroostook County needs your help, and I hope that you would follow my light. Thank you very much, Mr. Speaker; I apologize.

The SPEAKER PRO TEM: The Chair recognizes the Representative from Belgrade, Representative Keschl.

Representative **KESCHL**: Thank you, Mr. Speaker. May I pose a question to anyone that cares to answer?

The SPEAKER PRO TEM: The Member may proceed.

Representative **KESCHL**: In the amendment in the last paragraph, if I could read, it says if at any time following conveyance the property is no longer used for the purpose described in this section, title to the property reverts to the State without cost and any buildings that occupy the site must be removed by the owner at the owner's own cost upon request of the State. But then it goes on to say the owner has 180 days from the date of notice to remove the buildings. The final sentence is where my question comes into play. After 180 days from the date of notice, ownership of any buildings remaining on the property reverts to the State. The implication is that there won't be and should not be any buildings on the property so why would we want to take ownership of buildings that should have been removed?

The SPEAKER PRO TEM: The Representative from Belgrade has posed a question through the Chair to anyone who cares to answer.

The Chair recognizes the Representative from Saco, Representative O'Neil.

Representative **O'NEIL**: Thank you, Mr. Speaker. I want to open by saying that the success of this business is good for the region. I support such a venture in a rural area that will benefit from the success of businesses like the Theriault's.

That said, this is a perennial bill. It's the third time that this has come before us and I want to give a bit of background. Over the years, it has been opposed by Appalachian Mountain Club, NRCM, Maine Audubon, and the Maine Professional Guides Association. And I want to read some testimony from the 128th from Don Kliner:

"My name is Don Kliner. I live in Union and I am representing the nearly 1200 members of the Maine Professional Guides Association. From bear hunts to yoga on paddleboards, each a small business that helps to deliver the economic value of conservation mostly to our rural areas and towns, the Maine Professional Guides Association opposes the proposed sale of property currently held by the State to Eagle Lake Sporting Camps. The State purchased various public lots in perpetuity for the people of the State. Many of these lots currently have commercial operations on them, from sporting camps to logging operations, and many of our member services. Most of those existed when the land was purchased, as in this case, although not under current ownership. When Eagle Lake signed their lease, they must have been aware that the land belonged to the people of the State and because of that it could not be developed as if they owned it. As you might imagine, many of our members currently guide on state lands

and more than a few of them would like to own properties to operate on, along with the other sporting camps on state leases. All of them would have precedent for asking for a piece of state land on which to operate if you should choose to pass this bill. Giving up state land assets to a private business is something we should not do easily or readily. I might also point out that there are other sporting camps that operate on state leases and they seem to be able to make a go of it without having the land they're on transferred to private ownership. Please do not endorse the transfer of our land to this or any private business."

This is my voice now. The ACF Committee looked at this issue last session and to support the Theriaults' efforts, because we wanted to support their business, we declined to sell them the public land but we did double their lease from 15 to 30 years and initiated a rule change for the camps related to bear baiting. The IF&W committee also went ahead with a change, that the Theriaults advocated for, that helped hunting camps secure moose permits for their customers. I would be more comfortable with this transaction if it wasn't public reserve land that was being sold, land that belongs to the people of Maine. I'd be more comfortable if the Legislature had not already made a number of accommodations for the family in the previous session. And I'd be more comfortable if we had received an official notice of refusal from a financial institution saying that they could not get a loan, rather than an informal letter addressed to the committee. And I'll also say, I'd be more comfortable if I didn't worry about the covenant being amended or skirted around.

So, for these reasons, I ask you to join me in voting against enactment. Thank you.

The SPEAKER PRO TEM: The Chair recognizes the Representative from Fort Fairfield, Representative McCrea.

Representative **MCCREA**: Thank you, Mr. Speaker, Women and Men of the House. I rise in favor of LD 125.

The current owners purchased Eagle Lake Sporting Camps in 2007, as far as I can recall, and have improved the facility considerably over the ensuing ten to 12 years. However, to make considerably more upgrades to the property, they will need to make large financial investments. Before they commit to this additional investment, it's quite imperative that they obtain title to the 12.9 acres on which the lodge sits. This is a considerable investment in Aroostook County, where we certainly can use the influx of business and the increased tourism dollars as well as the exposure of our beautiful wild part of the State of Maine to more of the world.

This Resolve provides for the following: The land's sale price will be determined by two appraisals, one hired by the current owner and the other by the State of Maine, and the one that is the higher of the prices would be the sale price. All money obtained by the State from the sale of this, or any other State-owned land, for that matter, will be held by IF&W and the Bureau of Parks and Lands to be used to purchase land in the county that the original sale took place. If the sale of this parcel is approved, the sale will be a conveyance with covenant. The covenant in this case states that if the purpose of the facility should change from its current purpose at any time in the future, the ownership of the land will revert back to the State of Maine at no cost and that the owners of the facilities will only have 180 days to remove any buildings or non-land property at their own expense, of course.

There is considerable precedent regarding this practice, however I wish to remind the body that both IF&W as well as the Agriculture, Conservation and Forestry Departments review each proposal on its individual merits before moving forward to

seek legislative approval. According to research obtained from the Bureau of Parks and Lands recently, there have been many such sales and/or transfers. Their admittedly incomplete list states that there have been at least ten transfers of ownership of state-owned land to municipalities, and at least 26 such transfers to non-municipal, private, or business entities over the past 50 years or so. The size of these transfers range from very small acreage, like some like 0.2 acres, to a maximum of 1203 acres on the municipal side, and up to 320 acres on the non-municipal side. I could read the list for you, but I don't think we need that. I sincerely ask that you support LD 125 by following my light. Thank you, Mr. Speaker.

The SPEAKER PRO TEM: The Chair recognizes the Representative from Presque Isle, Representative Stewart.

Representative **STEWART**: Thank you very much, Mr. Speaker, Ladies and Gentlemen of the House. I rise today in strong support of this, the pending motion that's in front of us, and hope that folks will follow my light.

This is a deal that has broad bipartisan and regional support. This is something that's going to be a big deal for Aroostook County, and it's frustrating to me as a Member of this body that folks from hundreds of miles away are going to suggest that they should get in the way of progress that's going to be helpful to a region of our state that desperately needs it. I hope that folks have pieced together now what the issue is here; that, quite simply, we have folks in Aroostook County who are willing to make a very serious financial investment in a part of our state that needs it, and are unable to do so because financial institutions would rather that they actually own the land before making such a large loan.

This isn't that complicated. This happens pretty routinely and this is something that this body should strongly support. And, with that, I'm asking you as not just a Member of this body but as someone from Aroostook County, to support this because we need it. And I do not ask that lightly. Thank you very much, Mr. Speaker.

Representative **TEPLER** of Topsham **REQUESTED** a roll call on **FINAL PASSAGE**.

More than one-fifth of the members present expressed a desire for a roll call which was ordered.

The SPEAKER PRO TEM: The Chair recognizes the Representative from Monmouth, Representative Ackley.

Representative **ACKLEY**: Thank you. Mr. Speaker, if someone could inform me how many other sporting camps are in a similar situation and if we approve this one would then have precedent, recent precedent, to follow through with a similar transaction?

The SPEAKER PRO TEM: The Member has posed a question through the Chair to anyone who cares to answer.

Representative **MARTIN**: Mr. Speaker, I honestly don't have an answer to that, and I apologize to the Good Representative. But while I'm standing, I would request that the Clerk read the Committee Report.

Representative **MARTIN** of Sinclair **REQUESTED** that the Clerk **READ** the Committee Report.

The Clerk **READ** the Committee Report in its entirety.

The SPEAKER: A roll call has been ordered. The pending question before the House is Final Passage. All those in favor will vote yes, those opposed will vote no.

Reported by the Committee on **Engrossed Bills** as truly and strictly engrossed. In accordance with the provisions of Section 23 of Article IX of the Constitution, a two-thirds vote of all the members elected to the House being necessary, a total was taken.

ROLL CALL NO. 183

YEA - Alley, Andrews, Arata, Austin B, Austin S, Bickford, Blier, Blume, Bradstreet, Brennan, Bryant, Cardone, Cebra, Collings, Cooper, Corey, Costain, Craven, Crockett, Cuddy, Curtis, Denk, DeVeau, Dillingham, Dolloff, Doore, Drinkwater, Evangelos, Farnsworth, Fay, Fecteau J, Fecteau R, Foster, Gattine, Griffin, Haggan, Hall, Hanington, Hanley, Harrington, Head, Hickman, Hobbs, Hutchins, Hymanson, Javner, Johansen, Keschl, Kinney, Kornfield, Kryzak, Landry, Lockman, Lyford, Madigan C, Martin J, Martin R, Martin T, Mason, Maxmin, McCrea, Millett, Moonen, Morris, O'Connor, Ordway, Peoples, Perkins, Perry A, Perry J, Pickett, Pluecker, Prescott, Reckitt, Reed, Riley, Rudnicki, Sampson, Schneck, Sheats, Skolfield, Stanley, Stearns, Stetkis, Stewart, Stover, Strom, Swallow, Terry, Theriault, Tuell, Wadsworth, White B, White D, Zeigler, Madam Speaker.

NAY - Ackley, Babbidge, Babine, Bailey, Beebe-Center, Berry, Caiazzo, Carney, Cloutier, Daughtry, Dodge, Doudera, Dunphy, Foley, Gramlich, Grohoski, Handy, Harnett, Hepler, Higgins, Hubbell, Ingwersen, Jorgensen, Kessler, Marean, Mastraccio, Matlack, McCreight, McDonald, Melaragno, Meyer, Morales, Nadeau, O'Neil, Paulhus, Pebworth, Pierce T, Riseman, Roberts-Lovell, Rykerson, Sharpe, Sylvester, Talbot Ross, Tepler, Tipping, Tucker, Warren.

ABSENT - Campbell, Faulkingham, Grignon, McLean, Verow.

Yes, 96; No, 47; Absent, 5; Excused, 2.

96 having voted in the affirmative and 47 voted in the negative, with 5 being absent and 2 excused, and accordingly the Resolve **FAILED FINAL PASSAGE** and was sent to the Senate.

By unanimous consent, all matters having been acted upon were **ORDERED SENT FORTHWITH**.

ENACTORS

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)

Reported by the Committee on **Engrossed Bills** as truly and strictly engrossed. This being an emergency measure, a two-thirds vote of all the members elected to the House being necessary, a total was taken. 122 voted in favor of the same and 0 against, and accordingly the Bill was **PASSED TO BE ENACTED**, signed by the Speaker Pro Tem and sent to the Senate.

Emergency Measure

An Act To Amend the Laws Governing the State Compensation Commission

(H.P. 1193) (L.D. 1667)
(C. "A" H-422)

Reported by the Committee on **Engrossed Bills** as truly and strictly engrossed. This being an emergency measure, a two-thirds vote of all the members elected to the House being necessary, a total was taken. 118 voted in favor of the same and 0 against, and accordingly the Bill was **PASSED TO BE ENACTED**, signed by the Speaker Pro Tem and sent to the Senate.

Emergency Measure

An Act To Align the Harness Racing Laws with Current Policies

(H.P. 1230) (L.D. 1728)

Reported by the Committee on **Engrossed Bills** as truly and strictly engrossed. In accordance with the provisions of Section 23 of Article IX of the Constitution This being an emergency measure, a two-thirds vote of all the members elected to the House being necessary, a total was taken. 124 voted in favor of the same and 2 against, and accordingly the Bill was **PASSED TO BE ENACTED**, signed by the Speaker Pro Tem and sent to the Senate.

Emergency Measure

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)

Reported by the Committee on **Engrossed Bills** as truly and strictly engrossed. This being an emergency measure, a two-thirds vote of all the members elected to the House being necessary, a total was taken. 122 voted in favor of the same and 0 against, and accordingly the Resolve was **FINALLY PASSED**, signed by the Speaker Pro Tem and sent to the Senate.

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 Provide Funding for Maine Public

(H.P. 438) (L.D. 610)

(C. "A" H-401)

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)

An Act To Encourage Public Participation in School Board Meetings

(H.P. 526) (L.D. 721)

(C. "A" H-394)

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)

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)

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)

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 Advance Children's Cancer Research in Maine

(H.P. 774) (L.D. 1044)

(C. "A" H-441)

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)

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 Improve Dental Health for Maine Adults with Low Incomes

(H.P. 1065) (L.D. 1453)

(C. "A" H-409)

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 Exempt Holders of Gold Star Family Registration Plates from Vehicle Registration Fees

(H.P. 1089) (L.D. 1487)

(C. "A" H-444)

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)

An Act To Eliminate Single-use Plastic Carry-out Bags

(H.P. 1115) (L.D. 1532)

(C. "A" H-378)

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 To Implement a Presidential Primary System in
Maine

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

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 Facilitate Entry of Immigrants into the
Workforce

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

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)

Reported by the Committee on **Engrossed Bills** as truly
and strictly engrossed, **PASSED TO BE ENACTED**, signed by
the Speaker Pro Tem and sent to the Senate.

Resolves

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)

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

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

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)

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)

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, 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)

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)

Reported by the Committee on **Engrossed Bills** as truly
and strictly engrossed, **FINALLY PASSED**, signed by the
Speaker Pro Tem and sent to the Senate.

COMMUNICATIONS

The Following Communication: (H.C. 194)

STATE OF MAINE
HOUSE OF REPRESENTATIVES
SPEAKER'S OFFICE
AUGUSTA, MAINE 04333-0002

June 5, 2019

Honorable Robert B. Hunt

Clerk of the House

2 State House Station

Augusta, Maine 04333

Dear Clerk Hunt:

Pursuant to my authority under House Rule 201.1 (H), I
appoint Representative Matthew W. Moonen of Portland . to
serve as Speaker Pro Tem to convene the House on June 5,
2019.

Sincerely,

S/Sara Gideon

Speaker of the House

READ and ORDERED PLACED ON FILE.

SENATE PAPERS

Bill "An Act To Authorize a General Fund Bond Issue for
Infrastructure, Economic Development, Workforce
Development and Energy and Environment Investment"

(S.P. 621) (L.D. 1836)

Came from the Senate, **REFERRED** to the Committee on
APPROPRIATIONS AND FINANCIAL AFFAIRS and ordered
printed.

REFERRED to the Committee on **APPROPRIATIONS**
AND FINANCIAL AFFAIRS in concurrence.

Bill "An Act To Authorize Early Payment of Anticipated
Funds to the Loring Job Increment Financing Fund"
(EMERGENCY)

(S.P. 620) (L.D. 1835)

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

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

ORDERS

On motion of Representative BERRY of Bowdoinham, 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.

READ and PASSED.

Sent for concurrence.

By unanimous consent, all matters having been acted upon were **ORDERED SENT FORTHWITH.**

The SPEAKER PRO TEM: The Chair recognizes the Representative from Yarmouth, Representative Cooper.

Representative **COOPER**: Mr. Speaker, I request permission to speak on the record.

The SPEAKER PRO TEM: I apologize; did you ask to speak on the record?

Representative **COOPER**: Yes.

The SPEAKER PRO TEM: The Representative from Yarmouth, Representative Cooper, has requested unanimous consent to address the House on the record. Hearing no objection, the Representative may proceed on the record.

Representative **COOPER**: Mr. Speaker, Ladies and Gentlemen of the House, I rise reluctantly but I feel that I must comment on an aspect of today's proceedings that I found most disturbing.

You have heard from the youngest female Member of this body as she spoke eloquently about her bill. Now you will hear from one of the oldest female Members of this body. I have served in this body with great pride for seven years --

The SPEAKER PRO TEM: The Member will defer. The Chair recognizes the Representative from Oxford, Representative Dillingham, and inquires as to why she rises.

Representative **DILLINGHAM**: I just wish we wouldn't go down this road. We had a debate; we were debating policy. To bring in somebody's sex or their age and to further conflagrate the issue that happened is going to continue to just cause problems going forward. So, if there needs to be an issue to address privately, I would say you take it Member to Member and not do it on this House Floor. Thank you.

The SPEAKER PRO TEM: The Member may proceed.

Representative **COOPER**: Thank you, Mr. Speaker. During the course of my time here, at one point I rose to give a tutorial to this body on the aspects of what constituted an impeachable offense. As a veteran of a congressional impeachment proceeding, I was well-qualified to do so. During my remarks, I was repeatedly, repeatedly interrupted by the then Minority Leader raising Points of Order. Each time, he was directed to defer.

I'm not asking that women of this body be treated any differently than the men, but I also want you to know that we will not tolerate being targeted, being ridiculed, being treated rudely.

The SPEAKER PRO TEM: The Member will defer. The Chair recognizes the Representative from Auburn, Representative Bickford, and inquires as to why he rises.

Representative **BICKFORD**: Mr. Speaker, she's impugning the character of Members of the body and we don't appreciate that.

On **POINT OF ORDER**, Representative BICKFORD of Auburn objected to the comments of Representative COOPER of Yarmouth because she was questioning the motives of other members of the House.

The SPEAKER PRO TEM: The Chair would advise the Representative from Yarmouth to be very careful about any statements that would question the motives or character of any other Members.

The Chair reminded Representative COOPER of Yarmouth that it was inappropriate to question the motives of other members of the House.

The SPEAKER PRO TEM: The Member may proceed.

Representative **COOPER**: I would leave it to each of you to assess whether or not you felt that the tone and frequency of these objections were fair and equitable. I find it ironic that this occurred on the very day that our Speaker and one of our top staff people are being honored as women of the year. Thank you, Mr. Speaker.

The SPEAKER PRO TEM: The Chair recognizes the Representative from Caribou, Representative DeVeau.

Representative **DeVEAU**: Mr. Speaker, request permission to speak on the record.

The SPEAKER PRO TEM: The Representative from Caribou, Representative DeVeau, has requested unanimous consent to address the House on the record. Hearing no objection, the Representative may proceed on the record.

Representative **DeVEAU**: Thank you. As one of the individuals that was up speaking in opposition of the discussion that we had earlier, I wouldn't've cared if it was male or female, old or young. At the age of 26, I had already served four years in the military, was divorced the first time, and was providing private security. So, it doesn't matter to me who it is, it's the fact of the matter is that it was not taken care of in a proper manner and was not addressing the bill. So, for those who wish to have some sharp comments, I invite you outside to have that conversation.

The SPEAKER PRO TEM: The Chair will advise Members not to threaten other Members.

By unanimous consent, all matters having been acted upon were **ORDERED SENT FORTHWITH.**

On motion of Representative PEOPLES of Westbrook, the House adjourned at 1:09 p.m., until 10:00 a.m., Thursday, June 6, 2019, in honor and lasting tribute to Barbara Hawkes, of Westbrook and Al Hawkes, of Westbrook.