

ONE HUNDRED TWENTY-NINTH LEGISLATURE
FIRST REGULAR SESSION
46th Legislative Day
Monday, June 3, 2019

The House met according to adjournment and was called to order by the Speaker.

Prayer by Rajan Zed, President, Universal Society of Hinduism, Reno, Nevada.

National Anthem by Honorable Deane Rykerson, Kittery.

Pledge of Allegiance.

The Journal of Thursday, May 30, 2019 was read and approved.

SENATE PAPERS
Non-Concurrent Matter

Resolve, To Increase Funding for Assertive Community Treatment (EMERGENCY)

(H.P. 824) (L.D. 1135)
(C. "A" H-253)

FAILED of **FINAL PASSAGE** in the House on May 23, 2019.

Came from the Senate **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-253) AS AMENDED BY SENATE AMENDMENT "A" (S-170)** thereto in **NON-CONCURRENCE**.

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

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

COMMUNICATIONS

The Following Communication: (H.C. 189)

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

June 3, 2019
Honorable Robert B. Hunt
Clerk of the House

2 State House Station
Augusta, Maine 04333

Dear Clerk Hunt:

Please be advised that pursuant to her authority, Governor Janet T. Mills has nominated the following:
on May 24, 2019

Kevin Hancock of Casco, Robert Checkoway of Freeport, the Honorable Michael Pearson of Enfield, the Honorable Richard Rosen of Bucksport, Mr. John H. Cashwell, II of Bangor and James Cote of Farmington for appointment to the Maine Indian Tribal State Commission.

Pursuant to MRSA 30 §6212, these appointments are contingent on confirmation by the Maine Senate after review by the Joint Standing Committee on Judiciary.

on May 28, 2019

The Honorable Philip L. Bartlett, II of Portland for appointment to serve as Chair of the Maine Public Utilities Commission.

Pursuant to Title 35-A, MRSA §105, this appointment is contingent on the Maine State Senate's confirmation after review by the Joint Standing Committee on Energy, Utilities and Technology.

Sincerely,

S/Sara Gideon
Speaker of the House

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

The Following Communication: (H.C. 190)

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

June 3, 2019
Honorable Sara Gideon
Speaker of the House
2 State House Station
Augusta, Maine 04333

Dear Speaker Gideon:

Pursuant to Joint Rule 310, the Committee on Veterans and Legal Affairs has approved the request by the sponsor, Senator Luchini of Hancock, to report the following "Leave to Withdraw:"

L.D. 702 An Act Regarding the Pricing of Spirits

Pursuant to Joint Rule 310, the Committee on Innovation, Development, Economic Advancement and Business has approved the request by the sponsor, Representative Hubbell of Bar Harbor, to report the following "Leave to Withdraw:"

L.D. 1506 Resolve, Directing the Department of Economic and Community Development To Facilitate the Creation of a Strategic Economic Plan (EMERGENCY)

Pursuant to Joint Rule 310, the Committee on Veterans and Legal Affairs has approved the request by the sponsor, Representative Stewart of Presque Isle, to report the following "Leave to Withdraw:"

L.D. 1805 An Act To Amend the Laws Governing Military Leave for Officials and State Employees

Sincerely,
S/Robert B. Hunt
Clerk of the House

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

The Following Communication: (H.C. 191)

STATE OF MAINE
OFFICE OF THE STATE AUDITOR
66 STATE HOUSE STATION
AUGUSTA, MAINE 04333-0066
LETTER OF TRANSMITTAL

Honorable Troy D. Jackson
President of the Senate
Honorable Sara Gideon
Speaker of the House of Representatives
Honorable Janet T. Mills
Governor of the State of Maine

I am pleased to submit the State of Maine Management Letter for the fiscal year ended June 30, 2018. During our audit of the State of Maine, we became aware of matters that offer opportunities for our government to improve its operations. Recommendations regarding these matters accompany this Management Letter as Management Letter Comments.

This publication of our Management Letter includes two sections: Management Letter Comments previously issued in relation to the Comprehensive Annual Financial Report (CAFR)

audit; and Management Letter Comments newly issued in relation to the Single Audit. Management Letter Comments related to the CAFR audit were separately issued on February 4, 2019 and are included in this report to provide the reader with a comprehensive set of our recommendations.

Please feel free to contact me with questions you may have. Like you, we are committed to improving our State government for the benefit of our citizens. Healthy discussion of the problems found and solutions considered are part of a dialogue that aims at improvement. I welcome your thoughts and inquiries about these matters.

Respectfully submitted,
S/Pola A. Buckley, CPA, CISA
State Auditor
May 23, 2019

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

The Following Communication: (H.C. 192)

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

June 3, 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:

Environment and Natural Resources

L.D. 565 An Act To Establish the Maine Coastal Risks and Hazards Commission

L.D. 590 An Act To Promote Climate Resiliency Measures To Protect Beaches and Near-shore Infrastructure

L.D. 797 An Act To Limit Greenhouse Gas Pollution and Effectively Use Maine's Natural Resources

L.D. 893 An Act To Create an Updated Unified Maine Climate Action Plan

Judiciary

L.D. 208 An Act Regarding Small Claims Court Jurisdiction

L.D. 328 An Act To Institute Safe Children Court Team Programs

L.D. 471 An Act To Amend the Child and Family Services and Child Protection Act To Require the Department of Health and Human Services To Make Best Efforts To Prevent Removal of a Child from a Home

L.D. 542 An Act To Allow a Person To Enter a Place of Public Accommodation Accompanied by a Medically Necessary Assistance Animal That Is a Dog

L.D. 846 Resolve, To Provide for the Sealing of Records of Convictions for Marijuana-related Violations That Are No Longer Crimes

L.D. 916 An Act To Improve the Child Protective Court System

L.D. 991 Resolve, To Expunge Criminal and Civil Records Related to Marijuana Activities Legalized by the Voters of Maine

L.D. 1113 An Act To Change Procedures of the Governor's Board on Executive Clemency and To Seal Marijuana Convictions

L.D. 1245 An Act To Protect Victims of Domestic and Sexual Violence in Certain Provisions under the Maine Human Rights Act

L.D. 1366 An Act To Require Information Regarding Implied Warranties When Offering an Extended Warranty at the Point of Sale

L.D. 1381 An Act To Create a Post-judgment Mechanism To Provide Relief to Victims of Sexual Exploitation and Sex Trafficking

L.D. 1688 An Act To Protect Original Birth Certificates

L.D. 1695 An Act Regarding the Law Governing the Disclosure of Vital Records

Marine Resources

L.D. 1284 An Act To Create the Science and Policy Advisory Council on the Impact of Climate Change on Maine's Marine Species

L.D. 1419 An Act To Improve Commercial Production of Shellfish by Allowing Municipalities To Establish Active Municipal Shellfish Management Areas

Transportation

L.D. 990 An Act To Improve Transportation in Maine

L.D. 1165 An Act To Support the Operation of Fixed-wing Air Medical Transport in Northern Maine

L.D. 1367 An Act To Preserve and Protect the State's Rail Corridors

Sincerely,
S/Robert B. Hunt
Clerk of House

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

The Following Communication: (S.C. 523)

**MAINE SENATE
129TH LEGISLATURE
OFFICE OF THE SECRETARY**

May 30, 2019

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

Dear Speaker Gideon:

In accordance with 3 MRSA §158 and Joint Rule 506 of the 129th Maine Legislature, please be advised that the Senate today confirmed the following nominations:

Upon the recommendation of the Committee on Agriculture, Conservation and Forestry,

- Roger K. Berle of Falmouth for appointment, to the Land For Maine's Future Board;
- James P. Norris of Winthrop for appointment, to the Land For Maine's Future Board;
- Upon the recommendation of the Committee on Innovation, Development, Economic Advancement and Business,
- Blue Keim of Dixfield for appointment, to the Finance Authority of Maine;

- Lee Webb of Union for appointment, to the Finance Authority of Maine;
- Richard L. Trafton of Brunswick for appointment, to the Finance Authority of Maine;
- The Honorable Stan Gerzofsky of Brunswick for appointment, to the Midcoast Regional Redevelopment Authority;
- Lance Boucher of Manchester for appointment, to the Midcoast Regional Redevelopment Authority.

Best Regards,
S/Darek M. Grant
Secretary of the Senate

READ and ORDERED PLACED ON FILE.

PETITIONS, BILLS AND RESOLVES REQUIRING REFERENCE

Resolve, To Ensure Safe and Inclusive Learning Environments (EMERGENCY)

(H.P. 1291) (L.D. 1813)

Sponsored by Representative DAUGHTRY of Brunswick.

Committee on **EDUCATION AND CULTURAL AFFAIRS** suggested and ordered printed.

REFERRED to the Committee on **EDUCATION AND CULTURAL AFFAIRS** and ordered printed.

Sent for concurrence.

Bill "An Act To Ensure the Safety and Well-being of Infants Affected by Substance Exposure"

(H.P. 1293) (L.D. 1816)

Sponsored by Representative McCREIGHT of Harpswell.

Submitted by the Department of Health and Human Services pursuant to Joint Rule 204.

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

REFERRED to the Committee on **HEALTH AND HUMAN SERVICES** and ordered printed.

Sent for concurrence.

Bill "An Act To Make Necessary Changes to State Law"

(H.P. 1290) (L.D. 1812)

Sponsored by Representative FECTEAU of Biddeford.

Bill "An Act To Amend the Laws Regarding the Legislature"

(H.P. 1292) (L.D. 1814)

Sponsored by Representative MOONEN of Portland.

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

REFERRED to the Committee on **STATE AND LOCAL GOVERNMENT** and ordered printed.

Sent for concurrence.

Bill "An Act To Make Technical Changes to the Maine Tax Laws"

(H.P. 1294) (L.D. 1817)

Sponsored by Representative TIPPING of Orono.

Submitted by the Department of Administrative and Financial Services pursuant to Joint Rule 204.

Committee on **TAXATION** suggested and ordered printed.

REFERRED to the Committee on **TAXATION** and ordered printed.

Sent for concurrence.

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

Bill "An Act To Amend the Laws Governing Investigations by School Entities into Holders of Credentials"

(H.P. 1297) (L.D. 1820)

Sponsored by Representative KORNFIELD of Bangor.

Submitted by the Department of Education and approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 205.

Committee on **EDUCATION AND CULTURAL AFFAIRS** suggested and ordered printed.

REFERRED to the Committee on **EDUCATION AND CULTURAL AFFAIRS** and ordered printed.

Sent for concurrence.

Bill "An Act To Allow a Float Haul-out or Marine Way within Shoreland Zone Setbacks"

(H.P. 1300) (L.D. 1823)

Sponsored by Representative CAMPBELL of Orrington.

Submitted by the Department of Environmental Protection pursuant to Joint Rule 204.

Committee on **ENVIRONMENT AND NATURAL RESOURCES** suggested and ordered printed.

REFERRED to the Committee on **ENVIRONMENT AND NATURAL RESOURCES** and ordered printed.

Sent for concurrence.

Bill "An Act To Protect Access to Services for Adults with Serious and Persistent Mental Illness"

(H.P. 1299) (L.D. 1822)

Sponsored by Representative GATTINE of Westbrook.

Submitted by the Department of Health and Human Services pursuant to Joint Rule 204.

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

REFERRED to the Committee on **HEALTH AND HUMAN SERVICES** and ordered printed.

Sent for concurrence.

Bill "An Act To Clarify and Enhance Certain Maine Wildlife Laws"

(H.P. 1295) (L.D. 1818)

Sponsored by Representative THERIAULT of China.

Submitted by the Department of Inland Fisheries and Wildlife pursuant to Joint Rule 204.

Committee on **INLAND FISHERIES AND WILDLIFE** suggested and ordered printed.

REFERRED to the Committee on **INLAND FISHERIES AND WILDLIFE** and ordered printed.

Sent for concurrence.

Resolve, To Address the Population Shortage in Rural Maine

(H.P. 1298) (L.D. 1821)

Sponsored by Representative STEWART of Presque Isle.

Committee on **INNOVATION, DEVELOPMENT, ECONOMIC ADVANCEMENT AND BUSINESS** suggested and ordered printed.

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

Bill "An Act Establishing the Office of Policy Innovation and the Future"

(H.P. 1301) (L.D. 1830)

Sponsored by Representative MARTIN of Sinclair.
(GOVERNOR'S BILL)

Cosponsored by Senator CLAXTON of Androscoggin.

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

REFERRED to the Committee on **STATE AND LOCAL GOVERNMENT** and ordered printed.

Sent for concurrence.

Bill "An Act To Harmonize State Income Tax Law and the Centralized Partnership Audit Rules of the Federal Internal Revenue Code of 1986"

(H.P. 1296) (L.D. 1819)

Sponsored by Representative TIPPING of Orono.

Submitted by the Department of Administrative and Financial Services pursuant to Joint Rule 204.

Committee on **TAXATION** suggested and ordered printed.

REFERRED to the Committee on **TAXATION** and ordered printed.

Sent for concurrence.

**Pursuant to Statute
Revisor of Statutes**

Representative BAILEY for the **Revisor of Statutes** pursuant to the Maine Revised Statutes, Title 1, section 94 asks leave to report that the accompanying Bill "An Act To Correct Inconsistencies, Conflicts and Errors in the Laws of Maine" (EMERGENCY)

(H.P. 1302) (L.D. 1831)

Be **REFERRED** to the Committee on **JUDICIARY** and printed pursuant to Joint Rule 218.

Report was **READ** and **ACCEPTED** and the Bill **REFERRED** to the Committee on **JUDICIARY** and ordered printed pursuant to Joint Rule 218.

Sent for concurrence.

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

**REPORTS OF COMMITTEE
Divided Reports**

Majority Report of the Committee on **AGRICULTURE, CONSERVATION AND FORESTRY** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-423)** on Bill "An Act To Ensure Accuracy in the Labeling of Maine Meat and Poultry"

(H.P. 277) (L.D. 351)

Signed:

Senators:

DILL of Penobscot
BLACK of Franklin

Representatives:

HICKMAN of Winthrop
HALL of Wilton
KINNEY of Knox
KRYZAK of Acton
MAXMIN of Nobleboro
O'NEIL of Saco
PLUECKER of Warren
ROBERTS-LOVELL of South Berwick
SKOLFIELD of Weld

Minority Report of the same Committee reporting **Ought to Pass as Amended by Committee Amendment "B" (H-424)** on same Bill.

Signed:

Representative:

McCREA of Fort Fairfield

READ.

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

The SPEAKER: The Chair recognizes the Representative from Gray, Representative Austin.

Representative AUSTIN: Thank you, Madam Speaker, Ladies and Gentlemen of the House. I approach you today from a little bit different angle than normally but I know in taking a full accounting of all of us that are here, I know that many have come with varied and valuable experiences. That's why you're here; you rose above in leadership skills and you worked within your communities, and you were chosen to come here to represent them.

I had a situation like that in my hometown and, actually, our school district of Gray-New Gloucester, where the Pineland campus was the only facility for what was called, at the time, at the origin, during those early years, the feeble-minded. It was the only facility for our disabled young and older people. Our previous governor chose to close that facility and that facility stood barren for a number of years. Our communities of Gray, New Gloucester, Pownal, North Yarmouth, became very concerned about the future of that facility. So plans were made and I was fortunate enough to become a representative for my community to that table. We worked for two solid years trying to market the campus and just before Christmas, I think it was maybe 2000, a gentleman came down to 31 and looked at the campus and, the visionary that he is and was at the time, saw the most incredible opportunity. And that was the beginning of the wonderful journey that we and the partnership that was formed with the Libra Foundation.

Our community at Pineland is now the most vigorous private-public partnership of campuses that you will see certainly in Southern Maine, perhaps all of Maine. Many of the original services that were given in the older days of Pineland have actually come back home to offer those services on that campus. During that time, Pineland purchased more land and purchased Wilsondale Farms. They then went on to purchase Wolfe's Neck Farm. This organization, as many of you may know, is one of the great entrepreneurial spirits that goes into places that have become barren, sort of a wasteland of properties, and has brought new life and a wonderful spirit into them. That certainly has happened in our communities of

Gray-New Gloucester. They also went on to do the triathlon that Olympians came to practice and maybe even compete up north. They're reach is far and wide. But I think the thing that is most important to me today to share with you, that in all of my years of being able to engage on initiatives, dealing with this organization; clearly, they are true gentlemen of business.

When they dealt with our towns of Gray-New Gloucester, they bent over backwards to cooperate with any zoning and in implication of changing zoning, so that certain things could be fostered and become very successful. To this day, our campus at Pineland is still growing and I believe there is a new and very exciting expansion that is going to be moving there within perhaps this month. That's the rest of the story I'll tell you some other time. But, today, I just want to say that I would like you to take that into consideration that these people are here for Maine and for Maine people and for Maine businesses, and I would like them to be able to continue with their beef operation, where they have plans to make a substantive expansion in New Gloucester, and I just would like to ask for support and that they be able to do what they do now and do so well and to continue to be successful, not so much for themselves, because that's not how they see this, they want to be successful for Maine and the localities that they go in and they want to offer jobs and opportunities, and they are benevolent in their use of allowing things to happen there on the campus that we would never ever be able to have.

And so I just would like you to think about them and parts of this bill that I realize there is a waiver, but I think that these people have proved themselves beyond any need of a waiver and I would ask you to please consider that as you cast your vote. Thank you, Madam Speaker.

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

Representative **McCREA**: Thank you, Madam Speaker, Men and Women of the House. As you all know, I'm from Fort Fairfield and Pineland Farms is a high-quality organic beef producer in Northern Maine. This bill is aimed at promoting the Maine brand in meat and the branding laws. As far as I know, the federal government, the USDA, in order for a meat product to be labeled, we'll say, raised in Connecticut or Connecticut raised or Maine-raised beef, whatever, there are certain guidelines as to how long it has to live in the state to make that claim. The USDA says that if, and I'll just use a different state rather than Maine but it could be any state, if poultry is hatched outside of the state but comes into the state before seven days of age, if pigs spend 100 days in that state or if beef animals are grown in that state for 150 days, they may be labeled raised, like Maine-raised beef, Connecticut-raised beef, whatever.

This bill carries it a little bit farther. The USDA says in our case if it is, we'll just say pigs, if it says Maine-raised pork, or what have you, it can be sold in 49 states as Maine-raised pork, Maine-raised beef, Maine-raised poultry. This bill will make it so that that cannot be claimed in the state of Maine. The beginning of this bill, and I think most everybody in this chamber can agree, the beginning of this bill said they can't send in boxed meat from Nebraska or wherever and label it just because there is a company that exists in Maine, they can't label it as Maine meat, okay? And I totally agree with that, okay? I'm very much in favor of small farms, personally, okay? But, not necessarily at the expense of other businesses. So, I am speaking against the motion, I shall so vote, and I would appreciate your support. Thank you.

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

Representative **ACKLEY**: Thank you, Madam Speaker. Madam Speaker, what this bill is about is truth in advertising, and whether or not we want to encourage big agriculture or small agriculture in this state, because there are some large corporate agriculture entities taking a free ride on the fine reputation of agriculture in our state.

Now, I don't have Pineland Farms in my district, but I do have a lot of small organic Maine farmers who are trying to do things right and uphold the fair and high standards of the reputation of the State of Maine. When someone sells a product that's labeled raised in Maine, what this bill says is that it should actually mean it.

The SPEAKER: The Chair recognizes the Representative from Warren, Representative Pluecker.

Representative **PLUECKER**: Thank you, Madam Speaker. This bill fundamentally is about small local farms. This bill fundamentally is about supporting the people who are raising meat in our state.

We have heard a lot about Pineland Farms. We thought we were going to hear from processors coming forward worried about this bill. They didn't come forward because this bill protects processors. What we did hear from is Pineland Farms. They are bringing in meat from out of state, bringing in calves from out of state, raising them in Fort Fairfield and then shipping them back out of state to be processed. So that hurts the folks who are raising calves in-state, this hurts the folks who are trying to build processing businesses in this state. And we've also heard from the small farmers who are in competition with Pineland Farms, who's bringing in calves at a lower price than can be raised here in Maine because we do deal with certain climatic issues here that raise the cost of calves in the state. We also heard from beef farmers who are trying to sell calves to Pineland Farms, who Pineland Farms has not been working with. This is not an issue around Pineland Farms, I don't want to make it about Pineland Farms. This is about our farmers and our livestock industry, and who we're going to choose to support. We raise really great grass here in Maine. Grass-fed beef can do amazing things for our economy, can do amazing things for our environment, and it's time to vote for the people who are doing the work and putting the money back into our state, not people who are working through the loopholes in the law.

Fundamentally, at the end of the day we have to decide if we are going to decide that the federal government has its own ways of doing things; yes, the USDA has its own ways of doing things and we're not going to do things any better. And I'm here to say that we can do things better as a Legislature and as a state. We can be leaders in this field, we can be people who are supporting our livestock farmers, making sure that when consumers go to the store, they are buying the thing that they think they are buying. And I urge you to vote for this bill. Thank you very much.

Representative McCrea of Fort 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: The Chair recognizes the Representative from New Gloucester, Representative Arata.

Representative **ARATA**: Thank you, Madam Speaker and Ladies and Gentlemen of the House. I believe that this legislation was well-intended but it inadvertently could harm a Maine business that has invested significantly in Maine, spending over a million dollars on feed from local farmers.

They also plan future investments in New Gloucester which could create up to 50 new jobs.

The issue with this bill is that there aren't enough calves that meet their criteria because it has to meet the Natural and Animal Welfare Standards which includes not treating your calves with antibiotics, hormones, things like that. So therefore, they have to ship in some of their calves from out of state and, from what I've been told, they would like to buy more from within Maine if they can find them. So, you know, there are some changes that could be made to this bill that would improve it and make it acceptable to everybody so I'm asking you to Ought Not to Pass and thank you very much.

The SPEAKER: The Chair recognizes the Representative from Winthrop, Representative Hickman.

Representative **HICKMAN**: Thank you, Madam Speaker. Madam Speaker, Women and Men of the House, I won't get into the debate between the small farming community and Pineland. I think that the committee dealt with that issue as gracefully as it could. I just want to make the chamber aware of the provision around 150 days for cattle.

This bill is asking for truth in advertising. On average, a cattle is two years old when it is fit for slaughter, whether it's finished on corn or whether it's grass-fed for its entire life. So, two years, on average, it could be up to three, but that's 24 months. The USDA allows for a person to apply for a Maine-raised label that only allows for that cattle to be raised in Maine for five months out of its two-year lifecycle. This bill says that's not Maine raised and that's ultimately what the bill is about. A waiver can be applied for from a business to the commissioner if they feel as though such labeling would be an economic disaster for their business and so in that case, I hope that the chamber respects the work of the committee and supports the 11-1 Majority Ought to Pass as Amended Report. Thank you, Madam Speaker.

The SPEAKER: The Chair recognizes the Representative from Gray, Representative Austin.

Representative **AUSTIN**: Thank you, Madam Speaker, Ladies and Gentlemen of the House. I've been listening really quite carefully and I just want to reiterate a couple of things that have been shared with me that I believe are facts so that no one gets the idea that Pineland does not raise a pretty good herd of calves. They are presently raising 4,000 and they do have agreement with eight to ten local smaller farmers who raise calves for them also. I guess what I want to speak to again is their benevolence to the environment within which they are working and within which they may be advancing and growing their line to foster not only good relationships, but offer help and assistance to those other smaller farms. In the past, and I don't know the timeframe on this but I have been told that they have shared \$140,000 loans, interest free, with some of the smaller farmers to help them.

I will share one other thing that is a piece of history that might be somewhat interesting, and I think it follows in a parallel to this. When Pineland first opened and had their special hydroponics tomatoes, I was very excited. We toured it and I remember having to gown all up like we were going into surgery so we could go into the facility. And it's right there, it's right there in New Gloucester, right there adjacent to the farm, and I went to a farmer's dinner after that and you know how they go around the room and they ask us, you know, what's going on and what do you think and I was all excited. Well, I immediately felt the damper and the downward pushing of my excitement because people were worried about their markets, and it's understandable. They were worried about maybe a larger facility, maybe a facility with a deeper pocket in

resources through the benevolence of the lady that started the entire foundation, but that has, in my opinion, as they have helped their neighbor farmers, that feeling of distrust and anxiety has gone away and I feel that this may be yet another example of that. I have all the faith in the world that this organization, this foundation, creates strong, lasting relationships and that they treat the people that they do business with and that surround them and their interests very well, to the point I have worked with them off and on now for 20 years. And I will give you one more example and then I promise. When they first entered into rejuvenating the campus, there were millions and millions of dollars that needed to be sunk into just the reclamation of it, the asbestos, and on and on. They persevered and I watched them, window by window, door by door, trim, and I never saw anything that was the lowest bidder. It was the best quality. Now, for many of us who have worked in initiatives in school and town, we often know the ruling; we're trying to save a lot of money and we have to take sometimes, questionably, the lower bidder because of our budgets. Our budgets are stretched so we stretch those dollars. When this organization goes in, they do it and they do it well and they do it to last, to be permanent, as permanent as they can foresee.

So, I just offer those little extra thoughts that I had that I thought worthy of sharing with you. Thank you very much.

The SPEAKER: The Chair recognizes the Representative from Warren, Representative Pluecker.

Representative **PLUECKER**: Sorry to rise one more time. I just want to be clear that we were approached by many small family farmers who are losing their share in the local grocery stores, who are losing their opportunity to sell to some of our small co-ops because of businesses that are competing on a price point they can't meet, all right? So we know today that Pineland Farms, which is a corporation owned by nonprofits, so let's be clear that for-profit business is separate from their nonprofit business, and that we need to recognize that their for-profit business is hurting the development of local agriculture. And that's why all the local agriculture farmers are calling us and writing us and telling us that we need to vote for this and there's only one large corporation that somehow has a lot of interest in this body that is fighting this bill.

So, today we need to choose and decide if we're standing up for the small farmers, family farmers like my own farm, or we're standing up for the corporations that are somehow cycling their profits through a nonprofit. And at the end of the day, we got to realize that agriculture in this state will not work if it's a race to the bottom, right? It's about elevating the dialogue; it's about having a clear vision for the future that we want to build. It's not about finding a lowest priced item and trying to market it the best way we can. And how do we as a Legislature decide that we really want to build something for the future, we want to build a beef industry, we want to build a piglet industry in our state, and this bill is one way to do it. Thank you.

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

Representative **ACKLEY**: Thank you, Madam Speaker. Thank you for allowing me to rise a second time. Let me echo the sentiments of the Good Representative from Warren. It's very simple; the question that's been raised about the quality of calves being imported from factory farms from Pennsylvania somehow being superior to what could be produced here in Maine is nonsense. Thank you, Madam Speaker.

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

Representative **HIGGINS**: Thank you, Madam Speaker, Ladies and Gentlemen of the House. It seems that conversation has evolved from what's good agricultural policy to what's good corporate policy.

I happen to live in a community that is benefitting from the generosity of the Libra Foundation. They're in the process of investing \$6 million in a brand-new ice arena, \$2 million in a new sports complex, they've done amazing things in Monson, and continue to plan to invest their nonprofit dollars into Piscataquis County. We appreciate that, we commend them for that. But this bill is not about Libra Foundation. This bill is about what is good agricultural policy. My family has been involved in operating agricultural farms, dairy farms and slaughterhouses, etcetera, for over 140 years in my community and they, along with the Farm Bureau, will tell you that this is good agricultural public policy. Thank you, Madam Speaker.

The **SPEAKER**: 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. 163

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

NAY - Andrews, Arata, Austin S, Bickford, Blier, Bradstreet, Curtis, Dillingham, Dolloff, Drinkwater, Foster, Haggan, Hanington, Hanley, Head, Hutchins, Javner, Keschl, Kinney, Lockman, Lyford, Martin J, Mason, McCrea, Millett, O'Connor, Ordway, Perkins, Prescott, Reed, Rudnicki, Sampson, Stetkis, Stewart, Strom, Tuell, White D.

ABSENT - Crockett, DeVeau, Faulkingham, Gattine, Griffin, Grignon, Martin T, Maxmin, Theriault, Warren.

Yes, 101; No, 37; Absent, 10; Excused, 2.

101 having voted in the affirmative and 37 voted in the negative, with 10 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-423)** 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-423)** and sent for concurrence.

Majority Report of the Committee on **EDUCATION AND CULTURAL AFFAIRS** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-401)** on Bill "An Act To Provide Funding for Maine Public"

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

Signed:

Senators:

MILLETT of Cumberland
CARSON of Cumberland

Representatives:

KORNFIELD of Bangor
BRENNAN of Portland
DODGE of Belfast
DRINKWATER of Milford
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:

PECTEAU of Augusta
RUDNICKI of Fairfield
SAMPSON of Alfred

READ.

Representative KORNFIELD 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 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.

Representative **SAMPSON**: Thank you, Madam Speaker. I strongly oppose this motion. As a member of the Education Committee, I was stunned at the reaction of this bill, "An Act to Enact the Campus Free Expression Act" - lots of acts.

The **SPEAKER**: The Member will defer. The Chair would inquire if the Member is still seeking a roll call.

Subsequently, the same Representative **WITHDREW** her **REQUEST** for a roll call.

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

The Bill was **READ ONCE**. **Committee Amendment "A" (H-401)** 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-401)** and sent for concurrence.

Majority Report of the Committee on **EDUCATION AND CULTURAL AFFAIRS** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-395)** on Bill "An Act To Enact the Campus Free Expression Act"

(H.P. 486) (L.D. 665)

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 as Amended by Committee Amendment "B" (H-396)** on same Bill.

Signed:

Senator:

POULIOT of Kennebec

Representatives:

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

READ.

Representative KORNFIELD 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 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**: The Chair recognizes the Representative from Alfred, Representative Sampson.

Representative **SAMPSON**: Thank you, Madam Speaker. So, I strongly oppose this motion. As a member of the Education Committee, I was stunned by the reaction of this bill, "An Act To Enact the Campus Free Expression Act". We as legislators all swear to uphold and guard the rights in our Constitution. Freedom of speech is chief among those rights. Instead, much to my dismay, we punted this bill. We should protect, not deflect freedom of speech. I urge you vote no on this measure. Thank you.

The **SPEAKER**: The Chair recognizes the Representative from Paris, Representative Andrews.

Representative **ANDREWS**: Thank you, Madam Speaker, Ladies and Gentlemen of the House. Free expression is a natural right. Natural rights are those most basic rights which are innate to humankind and do not need to depend upon a government to exist. Man created government to secure and protect these rights. They are the foundation of our civilization, our republic, and our democracy. The First Amendment states Congress shall make no law respecting an establishment of religion or prohibiting the free exercise thereof or abridging the freedom of speech or of the press or of the right of the people to peaceably to assemble and to petition the government for a redress of grievances.

Governmental abridgement of the freedom of speech and the right of the people to peacefully assemble in public educational spaces is why we find ourselves here today. The "Campus Free Expression Act" seeks to put into state law protections for our natural right of free speech and the freedom of assembly for Maine students. This bill is important because censorship often leads to limited exposure to ideas that you disagree with or may find offensive. This only exposes impressionable minds to one side of the coin. All people, but in particular young people, need to be exposed to all viewpoints. Maine's public campus students need to be exposed to the good, the bad, and the ugly of life and that is why this act is so important.

The nuts and bolts of the "Campus Free Expression Act" state that the expressive activities protected under its provisions include all forms of peaceable assembly, protests, speeches, distribution of literature, carrying signs and circulating petitions. These activities may all occur on the publicly accessible outdoor areas of public campuses of higher education in Maine. The "Campus Free Expression Act" still has reasonable measures to ensure accountability and public safety while respecting rights on campus. The public colleges and universities may still maintain and enforce reasonable time, place and manner restrictions. Any such restrictions must allow for members of the university community to spontaneously and contemporaneously distribute literature and also freely assemble.

Administrations, chancellors, and policies change over time, but our constitutionally-protected natural rights never do. That is why the "Campus Free Expression Act" is so important and must be passed. You in this chamber have an opportunity to put a sound and just policy into law so that it cannot change upon a whim or the political winds. You have the opportunity to pass the Campus Free Expression Act today and protect current and future generations of Maine's public higher education students.

Unfortunately, the Majority Report includes Amendment "A" (H-395), which completely guts and replaces the "Campus Free Expression Act". What's left is an unnecessary Resolve paired with an unnecessary fiscal note, and I worry this will kill the bill for Appropriations process. We owe it to our students to move the Minority Report after voting down the Majority Report. Placing red tape restrictions and erroneous monetary provisions on a bill designed to protect the students' First Amendment right to free expression is no different than setting up the physical barrier free speech zones as they did at the University of Maine. Both are designed to censor and restrict speech. A vote for the pending motion is a vote on record against constitutional free speech protections on Maine's public campuses. It would disenfranchise tens of thousands of Maine's higher education students and we must not let that happen.

Constitutional and natural rights exist both on and off public college campuses, that is not up for debate. I urge you to be faithful to the oath you swore in this very chamber and vote this motion down and move the Minority Report of Ought to Pass to --

The **SPEAKER**: The Representative will defer. The Chair recognizes the Representative from Kittery, Representative Rykerson, and inquires as to what his Point of Order is.

Representative **RYKERSON**: This body defends the Constitution, not natural rights. Thank you.

The **SPEAKER**: The Chair will advise the Member in the future, that is a statement, not a Point of Order, and when

Members want to make a statement, they should rise by pressing their button and being in queue to make such a point. The Member may continue.

Representative **ANDREWS**: Thank you, Madam Speaker. Just in response to that, the Bill of Rights is actually a restriction upon government to protect natural rights. Having said that, I urge every Member in this chamber to be faithful to the oath you swore in this very chamber and to vote this motion down and move the Minority Report of Ought to Pass to enact the "Campus Free Expression Act". Maine's students deserve our protection of their right to free speech and free assembly. Thank you.

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

Representative **RUDNICKI**: Thank you, Madam Speaker. I'd like to read a brief letter from a University of Maine student:

My name is Jack Wolfinson and I'm a freshman at the University of Maine. I'm in favor of the "Campus Free Expression Act" because I believe that free speech and self-expression are inalienable rights in the United States. I believe that the ability to express oneself freely is an important component of a healthy campus environment, as well as helping to better facilitate learning as a whole. There are many people I know who are unsure of how they are allowed to conduct themselves or speak as students. I hope that this Act will allow them to speak their minds and conduct themselves comfortably and freely. I hope that you take this testimony into consideration when passing this Act. Thank you, Jack Wolfinson.

Please vote against the current motion and for the Minority Report. Thank you.

The **SPEAKER**: The Chair recognizes the Representative from Hampden, Representative Haggan.

Representative **HAGGAN**: Thank you, Madam Speaker, Ladies and Gentlemen of the House. I would also like to read a letter from a student at the University of Maine, and he wrote:

I speak in favor of the "Campus Free Expression Act" because I do not want to live in fear of being disciplined for my thoughts and words. Legal consequences have little place in matters of free speech and I do not enjoy having to censor myself to avoid legal consequences. This moving of the goal post ever so slightly to prevent offense can quickly snowball into Orwellian speech restrictions to prevent the very subjective term of offense.

I teach Civics and Government, I've done it for 30 years. The First Amendment, freedom of speech and expression, is one of the most sacred things we hold dear to our hearts as Americans. Thank you, Madam Speaker.

The **SPEAKER**: The Chair recognizes the Representative from Rumford, Representative Dolloff.

Representative **DOLLOFF**: Thank you, Madam Speaker. I'd like to read a brief letter from a University of Maine student:

My name is Dylan Oliver and I'm a first-year Management and Entrepreneurship major in the University of Maine. I hereby speak in favor of the "Campus Free Expression Act" because as a college student in the State of Maine, I fully support the students' rights to free speech on campus. Freedom of speech is a God-given right and is something that must not be limited. I have seen freedom of speech to be limited to students specifically in the University of Maine, and I am deeply concerned about this issue. I hope that you take my testimony into consideration. Thank you.

The **SPEAKER**: The Chair would advise Members that there are ten people in the queue. The Chair recognizes the Representative from Bethel, Representative Head.

Representative **HEAD**: Thank you, Madam Speaker. I too have a letter from a student at the University of Maine:

My name is Justin Dimonacco and I am a first-year student at University of Maine. I hereby speak in favor of the "Campus Free Expression Act" because I support full speech rights for all people. I hope that as our country we will acknowledge that everyone deserves a right to say what they want as long as they do not threaten anyone else. Just because someone may not like what you are saying, does not mean their speech may be censored. It is my hope that you will all consider the rights of all Americans when you debate this issue. Thank you, Justin Dimonacco.

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

Representative **FOSTER**: Thank you, Madam Speaker, Ladies and Gentlemen of the House. This idea of free speech zones and the idea that we would need a bill to make sure that free speech is available to all of our students and faculty on campuses is somewhat foreign to me. Years ago, when I attended Maine Maritime Academy, I had no misconception about limitation on my free speech. As a matter of fact, I now realize that the free speech zone was in the privately-owned laundromat downtown and even at that point in time, I had to make sure there weren't any upper classmen in there at the same time.

That being said, we are at risk here with our University of Maine System and our institutions of higher learning, especially that are taxpayer funded, that free speech zones may be detrimental to all the students and members of the campus community. Institutions risk losing lawsuits, students risk punishment for protected speech under the Constitution that they may verbalize, and they will learn the wrong lesson about their expressive rights, concluding that speaking their minds is not worth the punishment.

Passing the "Campus Free Expression Act" would go a long way to protecting both student and administration. Please follow my light and vote against the pending motion. Thank you.

The **SPEAKER**: The Chair recognizes the Representative from Woolwich, Representative Hepler.

Representative **HEPLER**: Thank you, Madam Speaker, Ladies and Gentlemen of the House. I rise in support of the amended motion. Free inquiry is a fundamental purpose of a public higher education. In fact, the University of Maine System's first policy expressed an unequivocal commitment to protecting and promoting the rights of all members of its campus communities to free speech including free expression and assembly. This, of course, comes with an obligation to prohibit various forms of illegal speech, such as speech that violates the law, defames or threatens individuals or violates privacy. The university can also reasonably regulate the time, place and manner of the exercise of these rights due to public safety, for instance. But in my 25 years on the UMF campus, I found a place where students can and do discover and respectfully debate ideas because they believe that truth and knowledge are more likely to be advanced if the opportunity exists for the free exchange of opposing opinions.

It's our job to foster an environment where all are free to critically evaluate the ideas presented to them and to accept critical evaluation of their own ideas, even if some expressions of ideas or speech are disagreeable or even offensive. It's one of the best parts of my job; debating ideas, defending long-held ones, but also trying on new perspectives. I believe that the Attorney General's inquiry as defined by the amended version of this bill will find nothing of concern and nothing inconsistent

with our current policies and practices, but I welcome the review and look forward to hosting staff from the Attorney General to UMF. Thank you.

The SPEAKER: The Chair recognizes the Representative from Bradley, Representative Lockman.

Representative **LOCKMAN**: Thank you, Madam Speaker. Madam Speaker, Ladies and Gentlemen of the House, the University of Maine and the University of Maine at Presque Isle maintain policies that require students to inform the administration if they intend to engage in expressive activities. Imagine that; you have to ask for permission to express your opinions on, all places, a college campus.

Now, obviously, universities may enact reasonable narrow-tailored time and place restrictions on demonstrations to prevent interfering with the educational process, but restricting student speech to tiny little free speech zones is, frankly, so outrageous it's really a shame that we would have to legislate in this area. The truth is that free speech in America is dying the death of a thousand cuts, and not just on university campuses.

The summary of the amended bill says that this amendment, which is the Majority Report of the committee, directs the office of the Attorney General to review whether there have been any instances in the State of Maine in which the University of Maine System has violated or otherwise restricted a student's free speech rights. And, I mean, all they need to do is read the newspaper. So this shows the ability of this body to take a perfectly good piece of legislation and turn it into a piece of junk with a price tag on it, a \$43,000 price tag, to hire a new Assistant Attorney General to discover what's obvious to everyone --

The SPEAKER: The Representative will defer. The Chair will point out that when Members disagree with a report that is absolutely within the boundaries but to use the word "junk" regarding a report is to question the integrity, I would say, and motives of people.

The Chair reminded Representative **LOCKMAN** of Bradley that it was inappropriate to question the motives of other members of the House.

The SPEAKER: The Member may continue.

Representative **LOCKMAN**: Thank you, Madam Speaker. I urge a no vote on the pending motion. Thank you.

The SPEAKER: The Chair recognizes the Representative from North Turner, Representative Morris.

Representative **MORRIS**: Thank you, Madam Speaker, Ladies and Gentlemen of the House. I rise today to speak against the pending motion.

The "Campus Free Expression Act" simply codifies into law rules that courts have already used to determine whether restrictions on speech on a public campus pass constitutional muster. It also hopefully will allow persons whose rights were violated under this Act to potentially bring a suit in state courts to vindicate their rights. I think all of Maine's students on public campuses deserve the protections of the "Campus Free Expression Act". I would urge you to vote against this pending motion. Thank you.

The SPEAKER: The Chair recognizes the Representative from York, Representative Hymanson.

Representative **HYMANSON**: Thank you, Madam Speaker, Men and Women of the House. I rise in support of this motion.

This is exactly what needs to happen on campuses. This is a perfect, perfect issue that students in college should learn to deal with in ways that promote civic discussion. So I totally hand this issue over to the universities and take it away from

us. We have no business building a law that needs to be part of a student's growing experience as they mature into citizens of this world.

The SPEAKER: The Chair will advise Representatives that sometimes from the podium here it's difficult to see where your attention is directed when you are speaking, but I will just remind Members to please try to direct your attention not towards other Members but towards the rostrum.

The Chair reminded all Members to address their comments toward the Speaker.

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

Representative **STETKIS**: Thank you, Madam Speaker. I'll try to behave.

I stand in opposition of the current motion and hope we can vote this down and support Amendment "B". I thought it'd be interesting to share what the American Civil Liberties Union has to say about speech on campus. They say the First Amendment to the Constitution protects speech no matter how offensive its content. Restrictions on speech by public colleges and universities amount to government censorship in violation of the Constitution. Such restrictions deprive students of their right to invite speech they wish to hear, debate speech with which they disagree, and protest speech they find bigoted or offensive. An open society depends on liberal education, and the whole enterprise of liberal education is founded on the principle of free speech. How much we value the right of free speech is put to its severest test when the speaker is someone we disagree with most. Speech that deeply offends our morality or is hostile to our way of life warrants the same constitutional protection as other speech because the right of free speech is indivisible. When we grant the government the power to suppress controversial ideas, we are all subject to the censorship by the State. Since its founding in 1920, the ACLU has fought for the free expression of all ideas, popular or unpopular.

Madam Speaker, this bill provides us an opportunity to strongly support free speech on Maine's college campuses. Unfortunately, today far too many universities maintain so-called free speech zones. These zones limit rallies, demonstrations, distribution of literature, petition circulation, and speeches to small and/or out of the way areas of campus. In March, the University of Maine set up such a free speech zone to segregate students and their opinions. We need to pass this "Campus Free Expression Act" so that this does not happen again.

Madam Speaker, free speech limited to a specific place or time on a college campus is no free speech at all. Thank you.

The SPEAKER: The Chair recognizes the Representative from Biddeford, Representative Fecteau.

Representative **FECTEAU**: Thank you, Madam Speaker. I just wanted to make note for the record that the ACLU testified in opposition to LD 665.

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

Representative **HUTCHINS**: Madam Speaker, Members of the House, thank you very much for allowing me to speak.

I just jotted down a note so that I wouldn't forget this. I rise in opposition to the amended version here today, because of a little thing that happened in 1803, it was called Marbury and Madison. And its conclusion was an act of the Legislature repugnant to the Constitution is void, which would constitute this, I believe. Again, in 1886 in *Norton v. Shelby County*, an unconstitutional act is not law, it confers no rights, imposes no

duties, affords no protection, as though it had never happened. Thank you very much.

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

Representative **BRADSTREET**: Thank you, Madam Speaker. Madam Speaker, I'd like to pose a question through the Chair.

The SPEAKER: The Representative may proceed.

Representative **BRADSTREET**: Thank you, Madam Speaker. I'm looking at the bill and it refers to a students and I would like to know if one student is the threshold that the study will consider or will there be more than that?

The SPEAKER: The Representative from Vassalboro has posed a question through the Chair if there is anyone who wishes to answer or can.

The Chair recognizes the Representative from Bangor, Representative Kornfield.

Representative **KORNFIELD**: Thank you very much, Madam Speaker. Free speech zones on college campuses do not imply that there is not free speech in other places on campus, it simply designates where the particular rally where a lot of people are going to speak is going to take place.

The point of a university is for education, so rallies can't block doors to educational buildings, they try not to have them in parking lots because often literature goes under windshield wipers and then ends up on the ground. All of the universities feel very strongly that they have free speech on campus. They believe in that. In fact, the University of Maine System said that their policy was recently revised because of concerns and is already consistent with this bill.

What we asked for after the testimony on this bill was are there any specific examples of policies at Maine public universities that violate free speech laws and because we didn't get an answer to that, we decided to Ought to Pass it by asking the Attorney General's office to look into this and see if there were any violations in our public universities on free speech. Thank you. I hope you'll support this amendment.

The SPEAKER: The Chair recognizes the Representative from Augusta, Representative Fecteau.

Representative **FECTEAU**: Thank you, Madam Speaker. I hadn't planned on speaking but after the Representative from Bangor and a couple of other Representatives have mentioned the free speech areas, UMaine has curtailed free speech. There wasn't any sort of assembly, it was a political cartoon. And the weekend before the work session there was a political cartoon created by some students at UMaine, talking about the rampant substance abuse happening on campuses when compared to graduation rates. And they were even taking these stickers that they were selling and donating that money to a women's fund, and they were told they weren't allowed to do that.

So this isn't about free speech areas, this isn't about assembly, this isn't about blocking doors, this is about students' free speech were trampled upon, selling stickers and then donating that to a women's group. Free speech is under attack. Another person speaking on behalf of one of the colleges said we tell them where to go. So free speech is under attack at our college campuses, and it doesn't just have to do with blocking doorways and free speech areas. Thank you.

The SPEAKER: The Chair recognizes the Representative from Paris, Representative Andrews.

Representative **ANDREWS**: Thank you, Madam Speaker. In response to the Representative from Bangor, free speech zones restrict debate on campus and intimidate

students to keep their mouths shut. We must do away with free speech zones and pass the "Campus Free Expression Act" and vote down this motion. Thank you.

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

Representative **KESCHL**: Thank you, Madam Speaker. I also wasn't planning to speak on this issue but I just wanted to relay the fact that, like some of us, and probably a smaller group of us every year, I grew up in the '60s, when we were pushing for the expansion of free speech on college campuses. We wanted to participate in the marketplace of free ideas. And so we didn't want to be excluded from speaking; in fact, many of us, including me, had to write underground newspapers to get our ideas out on campus. That's changed and changed for the good. So, I urge you to vote Ought Not to Pass on the pending motion and thank you.

The SPEAKER: 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. 164

YEA - Ackley, Alley, Austin B, Babbidge, Babine, Bailey, Beebe-Center, Berry, Blume, Brennan, Bryant, Caiazzo, Cardone, Carney, Cloutier, Collings, Cooper, Craven, Cuddy, Daughtry, Denk, Dodge, Doudera, Dunphy, Evangelos, Farnsworth, Fay, Fecteau R, Foley, Gramlich, Grohoski, Handy, Harnett, Hepler, Hickman, Higgins, Hobbs, Hubbell, Hymanson, Ingwersen, Jorgensen, Kessler, Kornfield, Landry, Madigan C, Martin J, Martin R, Mastraccio, Matlack, McCrea, McCreight, McDonald, McLean, 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, Verow, Warren, White B, Zeigler, Madam Speaker.

NAY - Andrews, Arata, Austin S, Bickford, Blier, Bradstreet, Ceбра, Corey, Costain, Curtis, Dillingham, Dolloff, Drinkwater, Faulkingham, Fecteau J, Foster, Haggan, Hall, Hanington, Hanley, Harrington, Head, Hutchins, Javner, Johansen, Keschl, Kinney, Lockman, Lyford, Marean, Mason, Millett, Morris, O'Connor, Ordway, Perkins, Pickett, Prescott, Reed, Rudnicki, Sampson, Skolfield, Stearns, Stetkis, Stewart, Strom, Swallow, Theriault, Tuell, Wadsworth, White D.

ABSENT - Campbell, Crockett, DeVeau, Doore, Gattine, Griffin, Grignon, Kryzak, Martin T, Maxmin.

Yes, 87; No, 51; Absent, 10; Excused, 2.

87 having voted in the affirmative and 51 voted in the negative, with 10 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-395)** 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-395)** and sent for concurrence.

Majority Report of the Committee on **EDUCATION AND CULTURAL AFFAIRS** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-394)** on Bill "An Act To Encourage Public Participation in School Board Meetings" (H.P. 526) (L.D. 721)

Signed:
Senators:

MILLETT of Cumberland
CARSON of Cumberland
POULIOT of Kennebec

Representatives:

FECTEAU of Augusta
RUDNICKI of Fairfield
SAMPSON of Alfred

Representatives:

KORNFIELD of Bangor
BRENNAN of Portland
DODGE of Belfast
FARNSWORTH of Portland
FECTEAU of Augusta
INGWERSEN of Arundel
McCREA of Fort Fairfield
SAMPSON of Alfred

READ.

Representative KORNFIELD of Bangor moved that the House **ACCEPT** the Majority **Ought Not to Pass** Report.

Representative HANLEY of Pittston **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:** The Chair recognizes the Representative from Pittston, Representative Hanley.

Representative **HANLEY:** Thank you, Madam Speaker. Madam Speaker, Ladies and Gentlemen of the House, this legislation simply allows all the students in Maine the freedom to attend any school for any reason except for sports issues. This system is already used in my district in the town of Alna and there are other towns in the state that also have this. They had such good choices of schools that people were moving to the town just for that reason. The federal, state, and local governments all collect tax money on behalf of each student for the sole purpose of that child's education. That money doesn't belong to the Commissioner of Education, to the superintendent, to the principal, or to the teacher. It belongs to the student and their parents. Let's give them the freedom to choose as they see fit which school they wish to attend.

This is a very modest proposal. Under state law right now, a child can ask permission to go somewhere, to another school district, but they have to ask permission. This would simply allow it to happen. All they would need to do is ask and it could be made to happen. This is a very modest proposal, as I've said. Actually, I wish we could adopt Sweden's method of schools because they have 100% voucher program that allows any student nationwide to go to any school, public or private.

But if we truly believe in the right to choose, please follow my light and defeat the pending motion. Thank you.

The **SPEAKER:** The Chair recognizes the Representative from Bangor, Representative Kornfield.

Representative **KORNFIELD:** Thank you, Madam Speaker. There are approximately 1500 to 3000 requests per year, and superintendents typically approve more than 90% of those requests already. If the request is denied, a parent or guardian may appeal to the commissioner. Thank you, Madam Speaker.

The **SPEAKER:** 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. 165

YEA - Alley, Austin B, Babbidge, Babine, Bailey, Beebe-Center, Berry, Blume, Brennan, Bryant, Caiazza, Campbell, Cardone, Carney, Cloutier, Collings, Cooper, Corey, Craven, Cuddy, Daughtry, Denk, Dodge, Doore, Doudera, Dunphy, Evangelos, Farnsworth, Fay, Fecteau R, Foley, Gramlich, Grohoski, Haggan, Handy, Harnett, Hepler, Hickman, Hobbs, Hubbell, Hymanson, Ingwersen, Jorgensen, Kessler, Kornfield, Landry, Madigan C, Marean, Martin J, Martin R, Mastraccio, Matlack, McCreight, McDonald, McLean, Melaragno, Meyer, Moonen, Morales, Nadeau, O'Neil, Ordway, Paulhus, Pebworth, Peoples, Perkins, Perry A, Perry J, Pierce T, Pluecker, Reckitt, Riley, Riseman, Roberts-Lovell, Rykerson,

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

Signed:

Representatives:

DRINKWATER of Milford
RUDNICKI of Fairfield

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" (H-394)** 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-394)** and sent for concurrence.

Majority Report of the Committee on **EDUCATION AND CULTURAL AFFAIRS** reporting **Ought Not to Pass** on Bill "An Act To Allow Parents To Apply to the Commissioner of Education To Enroll Their Children in a Receiving School Administrative Unit and To Remove Limitations on Which Students May Be So Enrolled"

(H.P. 888) (L.D. 1227)

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 as Amended by Committee Amendment "A" (H-397)** on same Bill.

Signed:

Senator:

POULIOT of Kennebec

Schneck, Sharpe, Sheats, Stanley, Stearns, Stover, Sylvester, Talbot Ross, Tepler, Terry, Tipping, Tucker, Tuell, Warren, White B, Zeigler, Madam Speaker.

NAY - Ackley, Andrews, Arata, Austin S, Bickford, Blier, Bradstreet, Cebra, Costain, Curtis, Dillingham, Dolloff, Drinkwater, Faulkingham, Fecteau J, Foster, Hall, Hanington, Hanley, Harrington, Head, Higgins, Hutchins, Javner, Johansen, Keschl, Kinney, Kryzak, Lockman, Lyford, Mason, Millett, Morris, O'Connor, Pickett, Prescott, Reed, Rudnicki, Sampson, Skolfield, Stetkis, Stewart, Strom, Swallow, Theriault, Verow, Wadsworth, White D.

ABSENT - Crockett, DeVeau, Gattine, Griffin, Grignon, Martin T, Maxmin.

Yes, 93; No, 48; Absent, 7; Excused, 2.

93 having voted in the affirmative and 48 voted in the negative, with 7 being absent and 2 excused, and accordingly the Majority **Ought Not to Pass** Report was **ACCEPTED** and sent for concurrence.

Majority Report of the Committee on **EDUCATION AND CULTURAL AFFAIRS** reporting **Ought Not to Pass** on Bill "An Act To Maintain the Integrity of the Department of Education by Prohibiting Its Promotion of Policies and Practices That Are Not Based on Rigorous Peer Review and Analysis, Limiting Acceptance of Private Funding in Implementing and Influencing State Policy and Retaining the Home Rule Powers to School Administrative Units"

(H.P. 1038) (L.D. 1425)

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 to Pass as Amended by Committee Amendment "A" (H-398)** on same Bill.

Signed:
Senator:

POULIOT of Kennebec

Representatives:

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

READ.

On motion of Representative KORNFELD of Bangor, the Majority **Ought Not to Pass** Report was **ACCEPTED** and sent for concurrence.

Majority Report of the Committee on **ENERGY, UTILITIES AND TECHNOLOGY** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-413)** on Bill "An Act To Establish a Green New Deal for Maine"

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

Signed:
Senators:

LAWRENCE of York
MIRAMANT of Knox

Representatives:

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

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

Signed:
Senator:

WOODSOME of York

Representatives:

FOSTER of Dexter
HANLEY of Pittston

READ.

Representative BERRY of Bowdoinham 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.

Majority Report of the Committee on **ENVIRONMENT AND NATURAL RESOURCES** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-425)** on Bill "An Act To Prohibit Offshore Oil and Natural Gas Drilling and Exploration"

(H.P. 710) (L.D. 955)

Signed:
Senators:

CARSON of Cumberland
CHENETTE of York
FOLEY of York

Representatives:

TUCKER of Brunswick
BLUME of York
FAY of Raymond
GRAMLICH of Old Orchard Beach
HOBBS of Wells
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
SKOLFIELD of Weld

READ.

Representative TUCKER of Brunswick 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**: The Chair recognizes the Representative from York, Representative Blume.

Representative **BLUME**: Thank you very much, Madam Speaker. This bill is really a follow-up to last year's Joint Resolution to ban offshore drilling in the outer continental shelf. We petitioned basically with that Joint Resolution to the federal government that we did not want any offshore drilling off of our waters. It's what our constituents wanted and we responded with that Joint Resolution.

What this bill does is it actually is the insurance of that. We put in statute that we will not accept any kind of drilling, new drilling infrastructure or new drilling within our state waters and and laying any pipes and discouraging any kind of investment in offshore drilling off of the North Atlantic region. So that's the essence of this bill. I urge you to support it. Thank you.

The **SPEAKER**: The Chair recognizes the Representative from Orrington, Representative Campbell.

Representative **CAMPBELL**: Thank you, Madam Speaker, Men and Women of the House. Sorry, I can't see the light.

I've only been in this system about 27 years but this is, in my opinion, the most symbolic piece of legislation we could ever pass. In our committee, we sit there and we learn a few things. The department, the DEP, testified on this and was absolutely against this bill. And it was intriguing to listen to them because the geologist stood up and basically said we're opposed to this because there's absolutely no way that there could be any oil or natural gas reserves in our state, on our state, out within the three miles of our control or out to the Georges Bank. And he went on to say it's because we overcooked. And I like to follow the written testimony and so after he got done, I raised my hand and I said so, could you explain this term "overcooked" for me? And he said oh, I'll be glad to. So he went on to say there is absolutely no way there could be any oil or natural gas reserves because we were under such huge, huge, mountainous land masses that it was so hot, so absolutely hot, there can be no reserves. And he said in order to have reserves you need to have organics and you need to have sunlight. We had absolutely none of that.

So, what this basically is, is a symbolic piece of legislation that says to business don't even think about coming to Maine. I believe you probably wouldn't, anyway, because you'll have enough information so you wouldn't spend money on exploring or drilling, even though there was one question from the horseshoe that says well, isn't technology advancing enough to drill horizontally? That was puzzling to me. So, I just think it's unfortunate that we have so many issues before us yet we spend so much time and energy on something that is absolutely not going to happen. No business in their right mind would spend the money to explore something they don't actually need.

Remember the term overcooked; overcooked means the land masses above us created so much heat there is and never will be any reserves, because they need organics and sunlight and there was none of that. Thank you.

The **SPEAKER**: The Chair recognizes the Representative from Brunswick, Representative Tucker.

Representative **TUCKER**: I rise simply to clarify the position of the state geologist on this bill. I'm reading his

testimony. The state geologist and the director of the Maine Geological Survey said I am speaking neither for nor against LD 955. I just wanted to make that clear in case somebody's researching the record in a hundred years and they're concerned about that.

The **SPEAKER**: The Chair recognizes the Representative from Stonington, Representative McDonald.

Representative **McDONALD**: Thank you, Madam Speaker. The Department of Environmental Protection spoke in favor of LD 955, just to clarify.

The **SPEAKER**: The Chair recognizes the Representative from Orrington, Representative Campbell.

Representative **CAMPBELL**: Thank you. I apologize to my Good Speaker for possibly hearing what I wanted to hear.

The **SPEAKER**: 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. 166

YEA - Ackley, Alley, Austin B, Babbidge, Babine, Bailey, Beebe-Center, Berry, Blume, Brennan, Bryant, Caiazzo, Cardone, Carney, Cloutier, Collings, Cooper, Corey, Craven, Cuddy, Daughtry, Denk, Dodge, Doore, Doudera, Dunphy, Evangelos, Farnsworth, Faulkingham, Fay, Fecteau J, Fecteau R, Foley, Gramlich, Grohoski, Handy, Harnett, Hepler, Hickman, Higgins, Hobbs, Hubbell, Hymanson, Ingwersen, Jorgensen, Keschl, Kessler, Kornfield, Landry, Madigan C, Marean, Martin J, Martin R, Mastraccio, Matlack, McCrea, McCreight, McDonald, McLean, 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, Stearns, Stover, Sylvester, Talbot Ross, Tepler, Terry, Tipping, Tucker, Tuell, Verow, Wadsworth, Warren, White B, Zeigler, Madam Speaker.

NAY - Andrews, Arata, Austin S, Bickford, Blier, Bradstreet, Campbell, Cebra, Costain, Curtis, Dillingham, Dolloff, Drinkwater, Foster, Haggan, Hall, Hanington, Hanley, Harrington, Head, Hutchins, Javner, Johansen, Kinney, Kryzak, Lockman, Lyford, Mason, Millett, Morris, O'Connor, Ordway, Perkins, Pickett, Prescott, Reed, Rudnicki, Sampson, Skolfield, Stetkis, Stewart, Strom, Swallow, Theriault, White D.

ABSENT - Crockett, DeVeau, Gattine, Griffin, Grignon, Martin T, Maxmin.

Yes, 96; No, 45; Absent, 7; Excused, 2.

96 having voted in the affirmative and 45 voted in the negative, with 7 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-425)** 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-425)** and sent for concurrence.

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

SENATE PAPERS

Bill "An Act To Provide Funds To Continue the Statewide Online Advanced Placement Course Program Provided by the

Department of Education in Partnership with the University of Maine at Fort Kent"

(S.P. 613) (L.D. 1815)

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

REFERRED to the Committee on **EDUCATION AND CULTURAL AFFAIRS** in concurrence.

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

REPORTS OF COMMITTEE
Divided Reports

Majority Report of the Committee on **ENVIRONMENT AND NATURAL RESOURCES** reporting **Ought Not to Pass** on Bill "An Act To Ensure Water Equity and Accountability for the People of the State"

(H.P. 1076) (L.D. 1474)

Signed:

Senators:

CARSON of Cumberland
FOLEY of York

Representatives:

TUCKER of Brunswick
BLUME of York
CAMPBELL of Orrington
FAY of Raymond
HOBBS of Wells
JOHANSEN of Monticello
LYFORD of Eddington
ZEIGLER of Montville

Minority Report of the same Committee reporting **Ought to Pass as Amended by Committee Amendment "A" (H-390)** on same Bill.

Signed:

Senator:

CHENETTE of York

Representative:

GRAMLICH of Old Orchard Beach

READ.

On motion of Representative TUCKER of Brunswick, the Majority **Ought Not to Pass** Report was **ACCEPTED** and sent for concurrence.

Majority Report of the Committee on **ENVIRONMENT AND NATURAL RESOURCES** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-389)** on Bill "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)

Signed:

Senators:

CARSON of Cumberland
CHENETTE of York
FOLEY of York

Representatives:

TUCKER of Brunswick
BLUME of York
CAMPBELL of Orrington
FAY of Raymond
GRAMLICH of Old Orchard Beach
HOBBS of Wells
ZEIGLER of Montville

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

Signed:

Representatives:

JOHANSEN of Monticello
LYFORD of Eddington

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" (H-389)** 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-389)** and sent for concurrence.

Majority Report of the Committee on **HEALTH AND HUMAN SERVICES** reporting **Ought Not to Pass** on Bill "An Act To Align Wages for Direct Care Workers for Persons with Intellectual Disabilities or Autism with the Minimum Wage"

(H.P. 308) (L.D. 399)

Signed:

Senators:

GRATWICK of Penobscot
CLAXTON of Androscoggin
MOORE of Washington

Representatives:

HYMANSON of York
GRIFFIN of Levant
JAVNER of Chester
MADIGAN of Waterville
O'CONNOR of Berwick
PERRY of Calais

Minority Report of the same Committee reporting **Ought to Pass as Amended by Committee Amendment "A" (H-412)** on same Bill.

Signed:

Representatives:

CRAVEN of Lewiston
MEYER of Eliot
STOVER of Boothbay
TALBOT ROSS of Portland

READ.

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

Representative CRAVEN of Lewiston **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: The Chair recognizes the Representative from Lewiston.

Representative **CRAVEN**: Thank you, Madam Speaker. Madam Speaker, Men and Women of the House, I speak in opposition to this motion. The only thing in this bill, the only thing this bill would do, is align wages for direct care workers for persons with intellectual disabilities and autism with the minimum wage, and it sets the rate at 125% of the minimum wage, giving the provider a buffer to have a salary range so that long-term staff are reimbursed more than the new staff and allowing some sort of career ladder for workers. Also, as new minimum wage hikes come up, they don't have to worry constantly about losing staff.

The industry is in crisis. It's in crisis because of a worker shortage. I support the new minimum wage but now valued experienced workers are getting the same wages as people coming off the street without experience and the experienced staffers are going to work for call centers, retail organizations, and wherever wages are more with a lot less stress for the worker. Direct care workers have a dangerous and difficult job. They care for people who have combative behaviors and have difficult needs. They're often hit or their hair pulled. Because people with ID have difficulty communicating, their frustration is high. Furthermore, the job requires the staff to provide personal care to clients every single day. Providers are just not able to compete with for-profit employers and keep valued employees in their service.

There are about 1600 people on the waiting list for Section 21 and 185 waiting for services from Section 65. With the industry in crisis, we will not get very far placing people and getting them off the waiting list. In Androscoggin County, several programs have closed last year and three more are scheduled to close in the new year. In this one agency, there are group homes for people with ID, and there are group homes in every county in this state serving people with ID and losing placements. They are dealing with the same problem. I know the department is going forward with the rate review but they acknowledged it was going to be 18 months to two years before they are able to complete the process.

So I would ask my colleagues in the House to please vote with me on the Minority Report and send it to Appropriations to compete with all of the hundreds of other bills that we've sent to Appropriations out of our committee this year and I thank you very much for this time. Thank you, Madam Speaker.

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

Representative **KESCHL**: Thank you, Madam Speaker, Ladies and Gentlemen of the House. I concur with the impacts on the industry in this situation. They are in crisis and there are impacts due to the minimum wage increase that was passed a few years ago across the board. We're seeing impacts upon impacts, unintended impacts. So, this bill exemplifies what happens when government interferes with the labor market and while I hate to see that interference, that's what has happened, so I would support the Good Representative in terms of asking for an Ought Not to Pass on this bill and moving forward with the Minority Report.

The SPEAKER: The Chair recognizes the Representative from Portland, Representative Farnsworth.

Representative **FARNSWORTH**: Thank you, Madam Speaker and Ladies and Gentlemen of the House. Many years ago when we were in the process of moving people from Pineland into the community, we made a promise to their

parents that we would provide a long-lasting support for their sons and daughters when they moved into the community. The fact is that the challenge of doing that was enormous but, by the same token, we have been able to, until recent times, been fairly successful. In the process, we have closed Pineland, so there is no backup system anymore. So we have an even greater responsibility to provide the staff support that is necessary in order to maintain this service system.

Unfortunately, the whole issue around economics and salaries has gotten into the play and so it really is a very serious problem as the Good Representative from Lewiston has indicated, there are programs closing because we cannot staff them and when you're talking about this particular population, you're not talking about maybe a couple of months or a couple of years, you're talking about maybe 20, 30, 40 years of providing support for individuals, and that is an enormous responsibility that we have assumed. The whole idea that we not address this particular issue is ludicrous. We absolutely must. And so I would vote that we vote against the current proposal Ought Not to Pass and move along. Thank you very much.

The SPEAKER: The Chair recognizes the Representative from Kennebunk, Representative Babbidge.

Representative **BABBIDGE**: Thank you, Madam Speaker. Fifty years ago, I was a college student and my psychology professor encouraged me to visit Pineland Hospital, and so I went up to Pownal and I want to share this experience.

As I was touring the area, we went to a place for the severely disabled, Capilian Hall. The fellow that was taking me around campus had to get a key and there was double doors with a thick metal chain wrapped around the doors, which he un-padlocked and pulled the chain through the door in order that we may enter. What we found inside, the first thing that hit me was the smell, the stench of feces all over the floor, a number of human beings that were in a terrible state. I looked to my left and there was a fellow moaning and moving in repetitive motions with a straightjacket, sitting against a wall, and I asked, where was the supervision. And the fellow says we can't get people to work here. We pay minimum wage; they stay three or four days maybe and then they leave.

And so, folks, to me, in addition to keeping the engine running, the purpose of government is to take care of those in the dawn of life, in the twilight of life, and those that are struggling through life, the disabled. And certainly the Legislature five decades ago had failed on their stewardship mission to take care of this vulnerable population. And if only to validate the impression that that visit had on me, five decades later, I am compelled to vote against the pending motion. Thank you very much.

The SPEAKER: The Chair recognizes the Representative from Old Orchard Beach, Representative Gramlich.

Representative **GRAMLICH**: Thank you, Madam Speaker, Women and Men of the House. I rise in opposition of the Majority Ought Not to Pass Report.

I agree with the remarks of the Good Representative from Lewiston. We are dealing with a workforce issue, Madam Speaker. We are simply not paying our direct care workers enough to do the work that they are doing, providing care to folks with intellectual disabilities and with autism, among many others. This is extraordinarily difficult work that these folks are doing and it is an extraordinarily challenging population.

When I first moved to Maine in 1986, I had the opportunity to be employed by the Department of Health and

Human Services when it was still called the Department of Human Services. I worked out of the Bangor office and I was responsible for licensing adult care facilities. My territory included Aroostook County, Penobscot County, Washington County, Piscataquis County, and Somerset County. You can imagine I did quite a bit of traveling during that timeframe. I worked doing licensing for adult care facilities, working for folks who were not able to take care of themselves, folks who were elderly, folks with chronic mental health issues, and folks with developmental intellectual disabilities. I did that work for eight years. I went on in my career and I happened to have an opportunity about five years ago to do some contract work for the department again where I was going back into these very same facilities that I licensed some 25-30 years ago, and I'm very sad to share with this body that some of the folks that were working at those organizations back in the late-1980s continued to work for these same organizations and they continued to still earn minimum wage. The acuity of care for folks that they're providing care for has increased, and they're still earning minimum wage.

It's a workforce issue, ladies and gentlemen. We cannot continue to allow this in the State of Maine and I urge you to vote Ought Not to Pass on this pending motion. Thank you.

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

Representative **SYLVESTER**: Thank you, Madam Speaker. Madam Speaker, all of us in this world have a conscience and mine often sounds like my Memere who raised me until the age of six. And of the many things that my conscience might have issue with, my work in a previous life working with the workers who do this direct care work is one of the things for which I hope to receive a gold star after this life. These workers, many of whom themselves come from challenges in life, come from challenges in disability, come into the workforce for the first time. These workers who are the people that many of the programs of this state seek to get back into the workforce and that do work which most of us here in this chamber, Madam Speaker, could not do. And they do this work with love. They form relationships that are the types of relationships that we would want for people caring for our family members and ourselves when this time comes and the State owes them the ability to make a living.

I reached out when this state -- when this bill came forward to people who I knew in this -- years ago now, people who had been doing it at that point for over a decade and almost all of them without exception had had to move on to other work because they could not afford to do this work anymore. Now, I don't know some days what it is that the purpose of this state is, but I know this; it's to take care of those who are the most vulnerable and it's to pay a fair wage for those whom we ask to do so. Thank you, Madam Speaker.

The SPEAKER: The Chair recognizes the Representative from York, Representative Hymanson.

Representative **HYMANSON**: Thank you, Madam Speaker, Men and Women of the House. I, too, when I was in high school, I did volunteer work at a facility for people with what we call mental retardation and with a neurologist's view now, I realize that most of them would come under the autism spectrum. And it, too, had two separate units, one for higher-functioning people who I could take out on a daily basis and go for walks with, and the other unit which smelled in a way that I can't even describe and people were hosed down and it was awful, it was an awful experience. And as a neurologist, I saw people in my office who came in who were treated at home, you know, they were in the community and they had a whole

support and were similar to the people I saw in that place of horror, but now they were clothed and with a support team and life had changed for them. And so I got to know the support team, I got to know the patients, and I'm aware of that history.

This bill is really about fairness to all of our other direct support people so there are people, similarly, who have the same type of skills and hardship of work who work in direct support for our elderly, for our disabled, for people who are in nursing homes, and people who are in assisted living. And so this workforce is in crisis. It's not just this workforce; it's the whole workforce of direct support. And if we treat one part of this direct care work support differently than the other, we're not being fair. And so the department has said that they will act with urgency, not haste (their words) to put together a wage rate study and fairness work. So I just feel that this bill gets ahead of that curve and I would give a raise to all of those, you know, our nursing homes are in trouble, they're closing, our assisted living facilities for people who can't afford \$12,000 a month to be in an assisted living private pay, they're in trouble. People who are elderly and disabled in home care who can't leave the house and need someone to come over and help them in the morning, they're in trouble, too. All of these people need a career path. So it's really with equity that I ask you to continue even with all of this compassion, and I completely understand the sentiment in the room that's been spoken already but I still ask you to vote Ought Not to Pass while we move with urgency, not haste. Thank you.

The SPEAKER: 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. 167

YEA - Arata, Austin S, Bradstreet, Caiazzo, Costain, Curtis, Dolloff, Faulkingham, Foster, Hall, Hanington, Hanley, Harrington, Hubbell, Hutchins, Hymanson, Javner, Johansen, Jorgensen, Kinney, Kornfield, Kryzak, Landry, Lockman, Lyford, Mastraccio, Matlack, Morris, O'Connor, Ordway, Perry A, Prescott, Rudnicki, Sampson, Schneck, Skolfield, Stearns, Stetkis, Stewart, Strom, Swallow, Tuell, Wadsworth, White D.

NAY - Ackley, Alley, Andrews, Austin B, Babbidge, Babine, Bailey, Beebe-Center, Berry, Bickford, Blier, Blume, Brennan, Bryant, Campbell, Cardone, Carney, Cebra, Cloutier, Collings, Cooper, Corey, Craven, Cuddy, Daughtry, Denk, Dillingham, Dodge, Doore, Doudera, Drinkwater, Dunphy, Evangelos, Farnsworth, Fay, Fecteau J, Fecteau R, Foley, Gattine, Gramlich, Grohoski, Haggan, Handy, Harnett, Head, Hepler, Hickman, Higgins, Hobbs, Ingwersen, Keschl, Kessler, Madigan C, Marean, Martin J, Martin R, Mason, McCrea, McCreight, McDonald, McLean, Melaragno, Meyer, Millett, Moonen, Morales, Nadeau, O'Neil, Pebworth, Peoples, Perkins, Perry J, Pickett, Pierce T, Pluecker, Reckitt, Reed, Riley, Riseman, Roberts-Lovell, Rykerson, Sharpe, Sheats, Stanley, Stover, Sylvester, Talbot Ross, Tepler, Terry, Tipping, Tucker, Verow, Warren, White B, Zeigler, Madam Speaker.

ABSENT - Crockett, DeVeau, Griffin, Grignon, Martin T, Maxmin, Paulhus, Theriault.

Yes, 44; No, 96; Absent, 8; Excused, 2.

44 having voted in the affirmative and 96 voted in the negative, with 8 being absent and 2 excused, and accordingly the Majority **Ought Not to Pass** Report was **NOT ACCEPTED**.

Subsequently, on motion of Representative HYMANSON of York, the Minority **Ought to Pass as Amended** Report was **ACCEPTED**.

The Bill was **READ ONCE**. **Committee Amendment "A" (H-412)** 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-412)** and sent for concurrence.

Majority Report of the Committee on **HEALTH AND HUMAN SERVICES** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-403)** on Bill "An Act To Expand Community Support Services for Certain Adult Members of the MaineCare Program"

(H.P. 580) (L.D. 775)

Signed:

Senators:

GRATWICK of Penobscot
CLAXTON of Androscoggin
MOORE of Washington

Representatives:

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

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

Signed:

Representatives:

GRIFFIN of Levant
JAVNER of Chester
O'CONNOR of Berwick

READ.

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

The Bill was **READ ONCE**. **Committee Amendment "A" (H-403)** 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-403)** and sent for concurrence.

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

Majority Report of the Committee on **HEALTH AND HUMAN SERVICES** reporting **Ought Not to Pass** on Bill "An Act To Establish the Vaccine Consumer Protection Program"

(H.P. 1168) (L.D. 1616)

Signed:

Senators:

GRATWICK of Penobscot
CLAXTON of Androscoggin

Representatives:

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

Minority Report of the same Committee reporting **Ought to Pass as Amended by Committee Amendment "A" (H-405)** on same Bill.

Signed:

Senator:

MOORE of Washington

Representatives:

GRIFFIN of Levant
JAVNER of Chester
O'CONNOR of Berwick

READ.

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

Representative O'CONNOR of Berwick **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: The Member may proceed.

Representative **O'CONNOR**: Thank you, Mr. Speaker. In the 1986 National Childhood Vaccine Injury Act, Congress removed liability for vaccine injury and death from pharmaceutical companies and set up the National Vaccine Injury Compensation Program, the ICP, to provide funds to pay for families for the injuries and to provide medical, educational, and social supports for those harmed. In the 30 years that the program has been in place, there have been more than 3,000 vaccine injuries reported from place to place and, in fact, the Maine to the CDC's Vaccine Adverse Events Reporting System, but less than 50 cases have been filed in the VIC for compensation, only 25 have been compensated. Of the six vaccine-associated deaths that have been reported to the CDC's Vaccine Adverse Events Reporting System from Maine, one has been filed in the VICP and was compensated.

Maine is paying for severe and disabling vaccine adverse outcomes, primarily because, families are not being directed to the program when they have a vaccine reaction simply because healthcare providers in Maine are not trained on the federal program or even trained on the FDA vaccine package insert adverse outcomes. Those families who do find out about the existence of the program and file, often do not have the support they need to be compensated by the program. This injury care system was put into place in the '80s and doctors have never been trained to use it. Instead, medical personnel have been told repeatedly that the vaccine injury is rare and taught not to take reports for vaccine injury seriously. LD 1616 would put in place a system to train healthcare providers on the information intended for them to use by the U.S. Food and Drug Administration and the National Vaccine Injury Compensation Program so that they are able to serve their patients by recognizing vaccine adverse reactions early, testing for them properly, and getting them immediate intervention by specialists in vaccine reactions so that those

reactions can be arrested quickly and long-term damage can be kept to a minimum.

Currently, a family is told that if they believe their child is having a reaction that they should contact their provider. This recommendation is set up for failure for the diagnosis of the child and conflict between the family and the healthcare provider. This program would ensure that Maine has at least a medical provider in each Congressional District that a family can be directed to that is not involved in the initial injury and can provide a more objective assessment of the child. These physicians can testify for the family in the Vaccine Injury Compensation Program without fear of repercussions from their employer or the State as they will be part of the state program to ensure the subset of those who do not fit into the one-size-fits-all vaccine program that have individualized medical attention that they deserve.

Vaccine injury does exist. Denying that it is real, and withholding treatment when it happens is destroying trust in the vaccine program and driving some families who can be safely vaccinated away from the vaccination. I ask that you follow my light and reject this report.

The SPEAKER PRO TEM: The Chair recognizes the Representative from Chester, Representative Javner.

Representative **JAVNER**: Thank you, Mr. Speaker, Men and Women of the House. During the hearings on LD 1616, Maine families reported very serious vaccine reactions, saying that they could not get their doctors to take their report seriously.

One mother, who has a child with a very profound disability, Rachel Ortiz, was able to get a diagnosis that the disability originated from the vaccine but still was not directed to the Vaccine Injury Compensation Program so she was never compensated. The statute of limitations for filing for the program ran out before she knew of its existence. When Maine DHHS was asked if they had any plans to improve their efforts to educate doctors or try to get vaccine injuries compensated by the federal government, they replied that they had no plans to do so. These families of vaccine-injured children reported that they had tried to meet with Maine DHHS for the last four years. They were refused a meeting, being told that they were not a priority. Yet in the intervening time, they had time to advocate that these families have their religious and philosophical vaccine exemptions removed. The department has yet to agree to meet with these families and such a meeting will surely come after the resolution of bills to remove their exemption rights and offer them medical and legal care.

These are Mainers who currently have no place to take their very serious needs and concerns. I echo the statement that Ms. Ortiz presented to the Health and Human Services Committee during the hearings on LD 1616 concerning vaccine-injured families; there needs to be a place for us. This bill will give them that place. Thank you.

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

Representative **SAMPSON**: Thank you, Mr. Speaker, Ladies and Gentlemen of the House. I strongly oppose this motion of Ought Not to Pass for LD 1616, "An Act to Establish the Vaccine Consumer Protection Program".

Acceptance of this report tells the people of Maine we don't care that their children are injured or have died at the hands of the vaccine manufacturers, the vendors, and the physicians who have been led to believe these vaccines are safe. This Majority Report ignores the fact the American Medical Association and the American Academy of Pediatrics

in Washington D.C. have stated vaccines are and should remain legally classified as unavoidably unsafe so that their products may remain liability-free, making it impossible for families to file suit when their children are injured or killed. This Majority Report ignores the glaring contradiction when Maine's American Medical Association and Maine's Academy of Pediatrics in Augusta states vaccines are safe so therefore families must administer them to their children so they can enter school. Why the obvious contradiction? Why are we lying to the Maine people? This Majority Report states that we will ignore the facts. No science is being conducted; no science. No vital questions are being asked like why are 54% of our kids being diagnosed with chronic disease? Why are we witnessing a chronic downturn in intellectual capacity? Why are we, an industrial country, the most unhealthy?

This is a human rights issue. Where's the consumer protection for all of them? So let's consider for the sake of comparison actions taken in the name of consumer protection just this year, 2019, in the following recalls: romaine lettuce and countless vegetables, ground beef, chicken nuggets, cake mixes, salsa dips, bottled beer, cars getting stuck in cruise control, baby carriers, car seats, infant swings, toys, snap bracelets, furniture, appliances, and on and on. In most of these cases, there was not a single case of injury; no injuries, no deaths. Yet there were actions taken. Consumer protection laws are established to protect consumers from choices they make, then, the companies or the industries adjust their practices, creating greater safety for consumers. We have laws and other forms of government regulation designed to protect the rights of consumers and here are just a few examples: protection from false advertising, protection from nutritional supplements, protection from home improvement contractors, protection for motor vehicle repairs, protection from identity theft, protection from junk mail, and protection from hot coffee, etcetera, etcetera. Again, in most cases, no one died. People, why is there no consumer protection for vaccines? Thousands have died or seriously harmed for life. How do we as a Legislature protect people in this state when laws are put in place to violate a person's bodily autonomy, violate a person's right to be informed and the right to consent, violate a person's right to due process when injury or death occurs, violates the rights of a person to protect their family, and violates their civil rights? Surely, we must have some measures of protection in place. What about the CDC? Surely, they would help. After all, they pledge to base all public health decisions on the highest quality of scientific data that is derived openly and objectively. But why does the CDC hold dozens and dozens of patents for vaccines? Ironically, one objective the CDC has is to conduct critical science and provide health information to protect our nation. Does the CDC financially benefit from the sale of vaccines? I say that's red flag number one.

During our hearing, I asked several medical specialists, including the Chairman of the CDC Board these following questions: What individual or who in this state is responsible for tracking a child who has a vaccine injury? What individual or who in this state is responsible for researching and documenting all the vaccine injuries in this state? And what individual or who in this state do parents go to when they have a child who becomes vaccine injury? The answer to all three was; I don't know. That means no one is. Folks, there's no research being done on vaccine injuries; none, period. No one in the state who could do something is paying any attention to this. Are the lives lost or permanently harmed insignificant? Is the money they are making worth the cost of all these lives?

What about the FDA? The FDA is responsible for protecting and promoting public health, and regulate the drug industry. So why are they not protecting children who are injured as a result of vaccine manufacturers? Did you know the FDA receive 75% of their funds from you and me, consumers of pharmaceuticals? This is red flag number two. To date, they have not protected these children.

But, surely, the vaccine manufacturers would self-regulate to do no harm, would they not? Well, we've already heard that in 1986 the National Childhood Vaccine Injury Act gives them total immunity to any legal threats and lawsuits. In short, they have no need to regulate. They have no one checking on them and they are accountable to no one except their bottom line. This is red flag number three. The agencies will now be free to create and push the next untested product all in the name of public safety. This is an atrocity. How is this not a tyrannical travesty? Are we prepared to do nothing, as this Majority Report suggests? There is no protection for children who become injured due to vaccinations, there is no research being done or being collected; none. This is a wildly irresponsible and inhumane behavior on our part. We have the least healthy population of any developed nation. Could we be staring at the answer? In our own inflated wisdom, we are becoming absolute fools. Observation is the first criteria to begin for research. Let's open our eyes, see the problem staring us in the face, and then be willing to take a bold step to do the right thing; establish a protection program, the Vaccine Consumer Protection Program.

Please vote down this motion so we can move the Minority Report. Maine could lead the nation with a Vaccine Consumer Protection Program. I thank you.

The SPEAKER PRO TEM: The Chair recognizes the Representative from Kittery, Representative Rykerson.

Representative **RYKERSON**: Thank you, Mr. Speaker. I wish to pose a question through the Chair.

The SPEAKER PRO TEM: The Member may proceed.

Representative **RYKERSON**: To anyone in this chamber; in reading this bill, does this take hard-earned taxpayer money in order to mitigate the negligence of drug companies?

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 Augusta, Representative Fecteau.

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

As a veteran, I've been given nearly every vaccine under the sun and I know vaccine injury does exist and we need to bring vaccine injury reports away from places like Reddit and to the CDC because many female veterans are suffering from vaccine injury.

If we've learned anything about vaccinations this session, it's how ill-equipped the CDC is to understand patient safety. Current data collection is laughable, at best, and compounding safety is unknown with the rate that new vaccinations have been added to the schedule. It allows the right to investigate, review of medical records, interviews and reporting. Personally identifiable information is excluded to provide for patient protection. If vaccines are safe, there would be irrefutable proof and data. If some are not, we will find out and can make changes to protect patient safety. Thank you.

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

Representative **STROM**: Thank you, Mr. Speaker. I rise in support of the pending motion, and I do so because one of

the main reasons why I cannot support this bill is what is found in subsection 1073, the patient right of refusal.

The final sentence in this paragraph states that a child in the state's custody cannot be given a vaccine without written consent from the parent. Mr. Speaker, I would remind everybody there's a reason why these kids have been taken away from their parents, either the parents were unable to or just were not taking care of the best interests of this child. When I'm not here on the weekends, I work at a hospital in central Maine in the security department but I spend almost all of my time, basically in what's called the crisis ward. And we see a lot of kids come in there that are in the State's custody and sometimes they stay for weeks, if not a month at a time. I mean, it's quite a depressing thing to see. But a lot of times those kids are there for that long and what you don't see is a parent. You never see a parent come to speak to them. And every day those kids are on prescription meds and they're given meds every day, lots of things for depression, anxiety, behavioral health, things that so basically they can make it through each day, and they're allowed to be given those prescription meds even though they're in state's custody so why would we not allow them to get their vaccinations? These kids have been through enough in their short lives, let's not take away healthcare from them that's provided to other kids their age. Thank you.

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

Representative **HUTCHINS**: Thank you, Mr. Speaker. I rise to, I think, answer the question about the money being spent, taxpayer money being spent here on this bill.

I think if we had put more thought into the vaccine bill that was passed some weeks ago, at the time I mentioned that if we hold vaccine companies harmless and then require that everyone buys their product, what reason would they have to study their own product to make it better? I think this answers that. If they won't take the time to study to see what makes their product better, it forces someone else to do it. Thank you.

The SPEAKER PRO TEM: The Chair recognizes the Representative from York, Representative Hymanson.

Representative **HYMANSON**: Thank you, Mr. Speaker. I wanted to read some testimony from one of our pediatricians who's been in practice since 1982 here in Augusta and Waterville:

The implication of this proposed legislation is that the CDC officers at the federal and state level who write vaccine policies and monitor vaccine safety, the various scientists and academic institutions that have developed vaccines, the public health organizations that promote vaccines, all are involved in a conspiracy to exaggerate the benefits and discount dangers of immunization. I myself, I'm either a coconspirator or have been duped. This is the premise that, as you imagine, I find quite disturbing. He goes on to talk about the CDC and I think it's worthwhile talking about the Vaccine Injury Board. When the various concerns raised over the years have been rigorously and honestly tested, they have not borne out to be true, that is mercury leading to autism, aluminum, formaldehyde, immune overload, vaccines and cancer, all have substantial medical articles about this. When there have been unexpected adverse events from vaccines, surveillance systems have picked them up. So there is a recent example, the RotaShield event in 1999 where mailings to the Vaccine Adverse Events Reporting System triggered a full-scale investigation which found that one out of 10,000 added risk to

a baseline risk of one to 3,000 for intussusception, that's where your bowel gets all tied up, and that that vaccine was dropped.

Vaccine policies have changed to improve safety when new technologies are available or when the epidemiology of a disease has changed. Examples, the oral or live polio virus vaccine was converted to the inactivated vaccine in the 1990s, and the old whole cell pertussis was converted to the TDAP, also in the 1990s. And, also, I wanted to mention that sometimes what seems like an obvious causality is sometimes more complex. That means that two things happened together and look like one causes the other. So an example of that is Dutch investigators looked at the rare outcome of persistent seizures after vaccination. They found that in that population, two-thirds were actually due to a newly-described genetic sodium channel disorder and not from the vaccination. The two things just ran together because it was the same age group.

So the CDC has various layers of safety monitoring of vaccines already in place, recognizing that the size of study populations involved in pre-licensing studies cannot predict very rare adverse events. So post-licensure monitoring includes the vaccine adverse events reported system. It's a passive reporting system. That should be emphasized; it's a passive reporting system which already mandates since 1986 that providers report certain adverse events to the national CDC and parents and patients -- patients and parents are also able to send in reports. The next level of monitoring includes the vaccine safety datalink. This system was established in the 1990s specifically to do real-time monitoring for vaccine safety. It uses the combined healthcare records from millions of patients enrolled in some large HMOs. The huge size of the database allows epidemiologists mining the vaccine safety datalink to find very rare reactions that are temporally related to vaccines. Immunization data, ER visits, outpatient appointments, hospitalizations, prescriptions, specialty consultations, radiology, and lab tests all are examined.

The Institute of Medicine has done the most in-depth assessment of vaccine safety over the last decades. The reactions for which there is strong evidence supporting a causal association with one of the recommended childhood vaccines are few and tend to occur rarely. I have that data, if you want to see it. The Institute of Medicine studies in the past have clarified some of the more controversial issues where the evidence does not favor a casual association such as pertussis vaccine and SIDS, sudden infant death syndrome, vaccines and autism, hepatitis B and multiple sclerosis, and vaccines and type 1 diabetes. The CDC recognizes that practitioners and the public demand that vaccines are safe and effective.

I wanted to bring these reporting from the nation to you to show you that there is a wide and deep vaccine reporting system. This bill, if you look through it, is complicated and has a lot of problems, so I hope that you look at the bill itself and the wording, and that you continue to support the Ought Not to Pass Report. Thank you.

The SPEAKER PRO TEM: The Chair recognizes the Representative from Augusta, Representative Fecteau.

Representative **PECTEAU**: Thank you, Mr. Speaker. The previous Representative mentioned a doctor in Augusta. Sometimes doctors don't have everything right. There is or was a doctor in Augusta that was pumping vaccines and drugs into my sister and she was vaccine injured. We had nowhere to go. He wasn't helping. She doesn't have a single memory of her life until she was six years old because she had incredible amounts of water on her brain. My mother and father had nowhere to go; nowhere. No one would help them.

My mother happened to have the TV on one evening and found out about a doctor in Springfield, Massachusetts. The government didn't help my mom or my dad or my sister, the doctor didn't help my mom, my dad, or my sister, but a TV commercial did. It's gross. Thank you.

The SPEAKER PRO TEM: The Chair recognizes the Representative from Winter Harbor, Representative Faulkingham.

Representative **FAULKINGHAM**: Thank you, Mr. Speaker. I rise in opposition to the pending motion and it wasn't a question but I would like to respond to the Representative from Pittsfield who said that this bill would stop children from getting vaccinations without parental approval.

This bill allows them to submit answers on the forms to the best of their ability. It does not say anywhere to withhold vaccinations. As we all know, LD 798 has been passed and signed into law, so there are going to be some parents out there that pull their kids from school and daycare but not all of them, some of the parents are, against everything that they want to do, are going to get the kids vaccinated so that they can still attend public schools. And, as we all know, no matter what side of this we were on, there are vaccine injuries, they do occur, maybe rarely, but they do occur. And when I got in here today, I had a letter from a 7-year-old girl, and she said, I feel really sad and mad that LD 798 is a law now. I feel bad that shots can hurt people, like Senator Foley's baby. So, even a 7-year-old girl knows that there is such a thing as vaccine injury. She went on to thank me so much for my fight against LD 798 and I won't read the rest but anyhow, vaccine injuries do occur, no matter what, we all know that. This bill gives people the protections, it starts a Vaccine Injury Board, and if we've mandated these people to have vaccines, why don't we give them the protections that they deserve? I recommend that we vote against the pending motion. Thank you.

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

Representative **STROM**: Thank you, Mr. Speaker. And just to verify; it's subsection 1073 under Patient Right of Refusal, it reads the Office of Child and Family Services may not authorize or facilitate the administration of any vaccine to a child in its custody without written parental consent. Once again, there's a reason why the child was taken from the parents.

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. 168

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

NAY - Ackley, Alley, Andrews, Arata, Austin S, Bickford, Blier, Bradstreet, Campbell, Cebra, Corey, Costain, Curtis, Dillingham, Dolloff, Drinkwater, Faulkingham, Fecteau J,

Foster, Haggan, Hall, Hanington, Hanley, Harrington, Head, Hickman, Higgins, Hutchins, Javner, Johansen, Keschl, Kinney, Kryzak, Lockman, Lyford, Marean, Mason, Millett, Morris, O'Connor, Ordway, Perkins, Pickett, Prescott, Reed, Rudnicki, Sampson, Skolfield, Stanley, Stearns, Stetkis, Stewart, Swallow, Theriault, Tuell, Verow, Wadsworth, White D.

ABSENT - Crockett, DeVeau, Gattine, Griffin, Grignon, Martin T, Paulhus, Madam Speaker.

Yes, 82; No, 58; Absent, 8; Excused, 2.

82 having voted in the affirmative and 58 voted in the negative, with 8 being absent and 2 excused, and accordingly the Majority **Ought Not to Pass** Report was **ACCEPTED** 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 for Student Loan Debt Relief"

(H.P. 303) (L.D. 394)

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

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** and sent for concurrence.

Majority Report of the Committee on **STATE AND LOCAL GOVERNMENT** reporting **Ought Not to Pass** on RESOLUTION, Proposing an Amendment to the Constitution of Maine To Extend the Terms of Legislators to 4 Years

(H.P. 55) (L.D. 58)

Signed:

Senators:

CLAXTON of Androscoggin
DAVIS of Piscataquis

DESCHAMBAULT of York

Representatives:

MARTIN of Sinclair
BRYANT of Windham
HEAD of Bethel
REED of Carmel
VEROW of Brewer

Minority Report of the same Committee reporting **Ought to Pass as Amended by Committee Amendment "A" (H-419)** on same RESOLUTION.

Signed:

Representatives:

EVANGELOS of Friendship
KINNEY of Knox
PEBWORTH of Blue Hill
RISEMAN of Harrison
TUELL of East Machias

READ.

Representative MARTIN of Sinclair moved that the House **ACCEPT** the Majority **Ought Not to Pass** Report.

Representative RISEMAN of Harrison **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: The Chair recognizes the Representative from Harrison, Representative Riseman.

Representative **RISEMAN**: Thank you, Mr. Speaker. I stand today in opposition of this pending motion and would like to spend a minute to go over the issues around the motion.

What we have today is a unique opportunity for this body to vote for better government, to make changes which will improve both our communications with our constituents and provide our legislators with the opportunity to be better members of this chamber. So, for example, I think it would be hard to argue that we haven't been able to keep our voters as engaged as much as we'd like because they have voters' fatigue. What a terrible disease that is. They are so tired of hearing from us every two years about what is going on and why we should vote and we need to spend money to do this and raise money for that. Elections cost more because we're having elections every two years.

There's a loss of institutional knowledge in this body that happens over a period of time because people will either term out or decide that two years is enough and they don't want to do it anymore. So, what are we left with at that point? We're left with lobbyists telling us what the institutional knowledge is. That's not a good way for us to govern in the best possible way that we can. So this is the time to make real choices and take real action about election reform. And, in our committee, we had a tri-partisan effort to come up with what we thought was a better method, so this was across party lines, across the aisle. We put together a possible amendment that will really speak to how we can perform better as legislators.

So, one person asked about term limits. Term limits is not part of this particular bill. This is a Constitutional Amendment which would not affect term limits at the present time. Term limits are mentioned in statute, state statute. So, I would hope that you would follow my light in this particular situation, vote against this Ought Not to Pass bill, and let's take a look at something that makes more sense for us. Thank you.

The SPEAKER PRO TEM: The Chair recognizes the Representative from Winslow, Representative Nadeau.

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

While I introduced this measure originally, unfortunately I cannot support it at this time. My intention was a simple, easily understandable bill that would extend the term limits of state legislators to two four-years while preserving an overall limit of eight years of legislative services. No staggering, no difference between this body and the other body, just two four-year terms. Under our current system, our constituents are overwhelmed every other year by campaigning. Even more concerning, in my view, is the pressure this creates to constantly look ahead to the next election. These were the problems I hoped to address.

I do want to thank the members of the committee and the other colleagues for their hard work on the bill in hopes of addressing these same problems. However, I have serious concerns about the potential for increased costs to the retirement system and to the health system. For these reasons, I will be supporting the Majority Ought Not to Pass on my bill. Thank you very much.

The SPEAKER PRO TEM: The Chair recognizes the Representative from Blue Hill, Representative Pebworth.

Representative **PEBORTH**: Thank you, Mr. Speaker. I rise today in opposition to the Majority Report for a number of reasons.

One, this issue is a complicated issue in terms of how we could implement a change to four-year terms. When we look at a staggered four-four-two or two-four-four, it's complicated, yes, but I believe we can find a way through to this. I think it's important because I think this change will save us money. I think when we're not having campaigns every two years that there's a financial savings. And it also saves the constituents campaign fatigue, which I think is real.

People are concerned that we might not be held accountable if we're not up for election every two years, but I argue that we have just over 8,000 constituents in our districts and we are accessible to them - when we're at the post office, when we're at the grocery store, when we're at the Fourth of July parade. We need to be able to spend our time working on issues that are in front of us and that are important, to be able to work efficiently, and I think that this staggered terms would increase institutional knowledge which would in turn create better Representatives. I would encourage you to vote for the Minority Report rather than this Majority Report.

The SPEAKER PRO TEM: The Chair recognizes the Representative from Paris, Representative Andrews.

Representative **ANDREWS**: Thank you, Mr. Speaker. We as legislators need to be accountable to those we serve for our votes and choices in Augusta every two years. Our constituents need to be able to vote those that break their oath or their word out. Thank you.

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

Representative **KESCHL**: Thank you, Mr. Speaker and Ladies and Gentlemen of the House. I'm supporting the Ought Not to Pass primarily because this is the people's house and the people need to hear from us as frequently as possible. Yes, we hear from them at the stores and all of that, but a lot of bad things can happen in two years in this body by either majority. So, I think the people get -- should have the right to choose every two years who represents them here and who

may be able to correct some of the negative things that happen by one majority or the other. Thank you.

The SPEAKER PRO TEM: The Chair recognizes the Representative from East Machias, Representative Tuell.

Representative **TUELL**: Thank you, Mr. Speaker. I will be supporting the Minority Report, however there are a few things that have been said that I'd like to correct.

First of all, going to a four-year/four-year/two-year split, you would have to change the terms limits law to do it. Because I believe you'd have to do that, this is also a Constitutional Amendment, which means it would also go out to the voters. 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 Not to Pass Report. All those in favor will vote yes, those opposed will vote no.

ROLL CALL NO. 169

YEA - Alley, Andrews, Arata, Austin B, Austin S, Babbidge, Babine, Bailey, Berry, Bickford, Blume, Bradstreet, Brennan, Bryant, Caiazzo, Campbell, Cardone, Carney, Cloutier, Collings, Cooper, Corey, Costain, Craven, Cuddy, Curtis, Daughtry, Denk, Dodge, Dolloff, Doore, Doudera, Drinkwater, Dunphy, Farnsworth, Faulkingham, Fay, Fecteau J, Fecteau R, Foley, Foster, Haggan, Hall, Handy, Hanington, Hanley, Harnett, Harrington, Head, Hepler, Higgins, Hobbs, Hubbell, Hutchins, Hymanson, Ingwersen, Javner, Johansen, Jorgensen, Keschl, Kessler, Kornfield, Kryzak, Landry, Lockman, Lyford, Madigan C, Marean, Martin J, Martin R, Mason, Mastraccio, Matlack, Maxmin, McCrea, McCreight, McDonald, McLean, Melaragno, Meyer, Moonen, Morales, Morris, Nadeau, O'Connor, O'Neil, Ordway, Peoples, Perkins, Perry A, Perry J, Pickett, Pierce T, Prescott, Reed, Ribley, Roberts-Lovell, Rudnicki, Sampson, Schneck, Sharpe, Sheats, Skolfield, Stanley, Stearns, Stetkis, Stewart, Stover, Swallow, Tepler, Terry, Tipping, Tucker, Verow, Wadsworth, Warren, White B, Zeigler, Madam Speaker.

NAY - Ackley, Beebe-Center, Blier, Cebra, Evangelos, Gramlich, Grohoski, Hickman, Kinney, Pebworth, Pluecker, Reckitt, Riseman, Rykerson, Strom, Sylvester, Talbot Ross, Theriault, Tuell, White D.

ABSENT - Crockett, DeVeau, Dillingham, Gattine, Griffin, Grignon, Martin T, Millett, Paulhus.

Yes, 119; No, 20; Absent, 9; Excused, 2.

119 having voted in the affirmative and 20 voted in the negative, with 9 being absent and 2 excused, and accordingly the Majority **Ought Not to Pass** Report was **ACCEPTED** and sent for concurrence.

Nine Members of the Committee on **ENERGY, UTILITIES AND TECHNOLOGY** report in Report "A" **Ought to Pass as Amended by Committee Amendment "A" (H-414)** on Resolve, Directing Coordinated State Agencies To Negotiate 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 (EMERGENCY) (H.P. 1048) (L.D. 1436)

Signed:
Senators:

LAWRENCE of York
MIRAMANT of Knox
WOODSOME of York

Representatives:

BERRY of Bowdoinham

CAIAZZO of Scarborough
DOUDERA of Camden
GROHOSKI of Ellsworth
RILEY of Jay
RYKERSON of Kittery

Two Members of the same Committee report in Report "B" **Ought Not to Pass** on same Resolve.

Signed:

Representatives:

FOSTER of Dexter
HANLEY of Pittston

One Member of the same Committee reports in Report "C" **Ought to Pass** on same Resolve.

Signed:

Representative:

KESSLER of South Portland

READ.

Representative BERRY of Bowdoinham moved that the House **ACCEPT** Report "A" **Ought to Pass as Amended**.

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

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 Dexter, Representative Foster.

Representative **FOSTER**: Thank you, Mr. Speaker, Ladies and Gentlemen of the House. I stand in opposition to the pending motion.

This bill, I believe, is unnecessary. It would require the state, although there is no fiscal note attached, it would require state resources to be used to search out and try to find an answer to an issue that I believe should stay with the local municipalities and the private entity that owns this pipeline. Through local municipal actions, the use of this pipeline was basically stopped and I believe that that is something that can be changed by the local municipality. Certainly the private owners would be interested in any ideas where they might be able to continue to use the pipeline for private venture and profitability, and I think that the municipalities who are concerned with this should take that into consideration and work with them. It does not need state intervention.

The desire, according to this bill, is to try to find and explore options for using the existing pipeline to provide a conduit for high-voltage electrical lines. This pipeline was built with the intent of carrying liquids, more specifically petroleum products. For those who understand its construction integrity, it is a far-fetched idea. Although certainly the core of the root that the pipeline takes itself may be available for something like that, it is probably not a viable option. But even if it is a viable option, I'm certain that the owners would be interested in hearing from the municipality that they are interested in further discussion on putting this pipeline back into use and therefore, I would be opposed to the pending motion. Thank you.

The **SPEAKER PRO TEM**: The Chair recognizes the Representative from South Portland, Representative Kessler.

Representative **KESSLER**: Thank you, Mr. Speaker, Men and Women of the House. It's important to have some context as to what this bill is. The original intent of the bill was to find a timely alternative to the New England Clean Energy Connect project; one where we could have an alternative that would make lemonade out of many lemons, to make a positive outcome from a project where there is overwhelming public

opposition. A tiny bit of backstory with what this pipeline is; the pipeline was formed during the World War II era, land taken by eminent domain to provide petroleum to our Navy to fight overseas. The oil industry then became the benefactors to this pipeline and have been operating in their current fashion ever since, until 2013 or so, when changing economics, international economics surrounding the oil industry made the pipeline obsolete. At that time, they were entertaining reversing the pipeline flow to carry tar sands, oil, from Alberta through to South Portland. But now that's not happening and so the intent was to try and find a better alternative, one where the owners of the pipeline could benefit from a repurposing as well as create a positive outcome from this whole NECEC project.

So, that's not what this amended report is. This amended report simply engages the corporate leadership of Portland Pipeline, which consists of numerous multibillion-dollar corporations, to begin the conversation of repurposing a pipeline which runs not only through Maine but through New Hampshire and Vermont to Montreal. So, it's very much more than a local issue as the Good Representative from Dexter had implied.

Attempts by myself to engage the corporate leadership have gone unanswered, I am just a guy from South Portland. But I do believe that we need to look at, in the face of changing energy needs in New England and the region as a whole, the NECEC is not going to be the last corridor project and we need to be innovative and we need government to help act as a catalyst for new ideas, ideas that may not have been thought of in the first place under standard circumstances. So, I urge you to vote in favor of the Ought to Pass as Amended Report. Thank you, Mr. Speaker.

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

Representative **BERRY**: Thank you, Mr. Speaker. Mr. Speaker and Men and Women of the House, I want to commend the Representative from South Portland for his efforts to help us all to be planful and to think outside the box when it comes to standing between, as we do, the massive supply of hydroelectricity to our north and west and the massive demand to our south and west. Maine, New Hampshire, Vermont are the region through which these lines, both the pending lines and the permitting process and also other in the future will pass. And if we are planful, and if we think about co-location and if we engage with the private sector in those conversations, we will doubtless have a better outcome.

The three proposals that are currently pending, one rejected in New Hampshire, one pending in Maine, another waiting in the wings as the number three choice for Massachusetts, include some semblance of co-location, the Vermont project most conspicuously, all of which is buried along existing roadways. Co-location has been a bipartisan priority for this body and for the Legislature generally in the past. I recall that in 2009 through the efforts of a joint select committee on Maine's energy future that a process was established for co-location of energy infrastructure along our highways and although that has not panned out quite as we hoped, certainly the principle behind it, being planful, seeking co-location so that we're not destroying our state in the process of siting energy infrastructure, is a good one and one that I think merits all of our support. Thank you, Mr. Speaker.

The **SPEAKER PRO TEM**: The Chair recognizes the Representative from South Portland, Representative Reckitt.

Representative **RECKITT**: Thank you, Mr. Speaker, Members of the House. I rise because the pipeline is in my district and so I thought you might want to know what I think about this proposal. In fact, I can almost see the pipeline from my house, but it's not Russia, I suppose. But, in any case, I wanted to tell you why I'm in favor of this proposal as amended.

Part of the issue is that there has been some really hard feelings in South Portland, I have not been involved in the fights over the tar sands or the pipeline or any of those things, my only beef with the pipeline is that they took down one of my campaign signs two years ago. But, in any case, I think that it's important that we speak to the issues that the Good Representative from Bowdoinham has raised. It's a very progressive and forward-thinking motion by my co-legislator from South Portland to have put in this proposal. I do think we need to think outside the box. I think that it would be a good use, if possible, of the pipeline because it is there already and it is an important piece. So I'm hopeful that because I don't believe that negotiations directly between either my fellow Representative, as he has mentioned, are going to necessarily result in any motion between the pipeline and the issue. However, nor do I actually, as a citizen of South Portland, no disparagement of anybody involved, but I don't see the City in this moment being able to have those negotiations, either, even if they choose to do so. I think that it needs a larger venue in order to put this really very important proposal forward.

So I hope that you will join me in voting for the pending motion with Amendment "A". I think it might lead to something and it certainly is not going to harm anything to do that. So I really think it would be important for us to start planning beyond the corridor debate to what we're going to do in the future. We have to find ways to bring the power from Quebec down here, however it is we land on these issues, and I think this is another possibility and we should explore it. So I hope you will join me in voting for the pending motion. Thank you very much.

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

ROLL CALL NO. 170

YEA - Ackley, Alley, Austin B, Babbidge, Babine, Bailey, Beebe-Center, Berry, Blume, Brennan, Bryant, Caiazzo, Cardone, Carney, Cloutier, Collings, Cooper, Craven, Cuddy, Daughtry, Denk, Dodge, Doore, Doudera, Dunphy, Evangelos, Farnsworth, Fay, Fecteau R, Foley, Gramlich, Grohoski, Handy, Harnett, Hepler, Hickman, Higgins, Hobbs, Hubbell, Hymanson, Ingwersen, Jorgensen, Kessler, Kornfield, Madigan C, Martin J, Martin R, Mastraccio, Matlack, Maxmin, McCrea, McCreight, McDonald, McLean, Melaragno, Meyer, Moonen, Morales, Nadeau, O'Neil, 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, Verow, Warren, White B, Zeigler, Madam Speaker.

NAY - Andrews, Arata, Austin S, Bickford, Blier, Bradstreet, Campbell, Corey, Costain, Curtis, Dillingham, Dolloff, Drinkwater, Faulkingham, Fecteau J, Foster, Haggan, Hall, Hanington, Hanley, Harrington, Head, Hutchins, Javner, Johansen, Keschl, Kinney, Kryzak, Landry, Lockman, Lyford, Marean, Mason, Morris, O'Connor, Ordway, Perkins, Pickett, Prescott, Reed, Rudnicki, Sampson, Skolfield, Stearns, Stetkis, Stewart, Strom, Swallow, Theriault, Tuell, Wadsworth, White D.

ABSENT - Cebra, Crockett, DeVeau, Gattine, Griffin, Grignon, Martin T, Millett, Paulhus.

Yes, 87; No, 52; Absent, 9; Excused, 2.

87 having voted in the affirmative and 52 voted in the negative, with 9 being absent and 2 excused, and accordingly Report "A" **Ought to Pass as Amended** was **ACCEPTED**.

The Resolve was **READ ONCE**. **Committee Amendment "A" (H-414)** was **READ** by the Clerk and **ADOPTED**.

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

Under further suspension of the rules, the Resolve was **PASSED TO BE ENGROSSED as Amended by Committee Amendment "A" (H-414)** and sent for concurrence.

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

CONSENT CALENDAR

First Day

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

(S.P. 386) (L.D. 1266) Bill "An Act To Create Transportation Corridor Districts for the Purpose of Funding Transportation and Transit Services" Committee on **TRANSPORTATION** reporting **Ought to Pass**

(S.P. 420) (L.D. 1352) Bill "An Act To Provide for Consistency Regarding Persons Authorized To Conduct Examinations for Involuntary Hospitalization and Guardianship" Committee on **JUDICIARY** reporting **Ought to Pass**

(S.P. 37) (L.D. 150) Bill "An Act To Improve Attendance at Public Elementary Schools" Committee on **EDUCATION AND CULTURAL AFFAIRS** reporting **Ought to Pass as Amended by Committee Amendment "A" (S-35)**

(S.P. 144) (L.D. 479) Bill "An Act To Amend the Law Regarding Cessation of Alimony upon Cohabitation" Committee on **JUDICIARY** reporting **Ought to Pass as Amended by Committee Amendment "A" (S-166)**

(S.P. 329) (L.D. 1097) Bill "An Act To Protect Tenants from Sexual Harassment" Committee on **JUDICIARY** reporting **Ought to Pass as Amended by Committee Amendment "A" (S-165)**

(S.P. 393) (L.D. 1273) Bill "An Act To Ensure Funding for Certain Essential Functions of the University of Maine Cooperative Extension Pesticide Safety Education Program" Committee on **AGRICULTURE, CONSERVATION AND FORESTRY** reporting **Ought to Pass as Amended by Committee Amendment "A" (S-149)**

(S.P. 478) (L.D. 1528) Bill "An Act To Amend the Laws Regarding Motor Vehicle Fees" Committee on **TRANSPORTATION** reporting **Ought to Pass as Amended by Committee Amendment "A" (S-164)**

(H.P. 1172) (L.D. 1629) Bill "An Act Regarding Future Evaluations of the Pine Tree Development Zone Program" Committee on **INNOVATION, DEVELOPMENT, ECONOMIC ADVANCEMENT AND BUSINESS** reporting **Ought to Pass**

(H.P. 1230) (L.D. 1728) Bill "An Act To Align the Harness Racing Laws with Current Policies" (EMERGENCY) Committee on **AGRICULTURE, CONSERVATION AND FORESTRY** reporting **Ought to Pass**

(H.P. 1249) (L.D. 1754) Bill "An Act To Amend the Geologist and Soil Scientist Licensing Laws" Committee on **INNOVATION, DEVELOPMENT, ECONOMIC ADVANCEMENT AND BUSINESS** reporting **Ought to Pass**

(H.P. 227) (L.D. 303) Bill "An Act To Require Housing Facilities for Persons with Substance Use Disorder Be Equipped with Naloxone" Committee on **HEALTH AND HUMAN SERVICES** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-406)**

(H.P. 233) (L.D. 309) Bill "An Act To Eliminate the Regional Adjustment for Public School Systems" Committee on **EDUCATION AND CULTURAL AFFAIRS** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-393)**

(H.P. 512) (L.D. 692) Resolve, To Address Reimbursement Rates for Licensed Clinical Social Workers under MaineCare Committee on **HEALTH AND HUMAN SERVICES** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-407)**

(H.P. 537) (L.D. 732) Bill "An Act To Provide a Sales Tax Exemption for Nonprofit Career and Technical Student Organizations" Committee on **TAXATION** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-391)**

(H.P. 566) (L.D. 761) Bill "An Act To Clarify and Affirm Medicaid Eligibility for Incarcerated Individuals" Committee on **HEALTH AND HUMAN SERVICES** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-404)**

(H.P. 852) (L.D. 1178) Bill "An Act To Address the Needs of Children with Intellectual Disabilities and Autism Spectrum Disorder" Committee on **HEALTH AND HUMAN SERVICES** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-410)**

(H.P. 908) (L.D. 1247) Resolve, To Change the Work Requirement Rules under the Temporary Assistance for Needy Families Program Committee on **HEALTH AND HUMAN SERVICES** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-408)**

(H.P. 933) (L.D. 1290) Bill "An Act To Increase Transparency with Regard to Pawnshops" Committee on **INNOVATION, DEVELOPMENT, ECONOMIC ADVANCEMENT AND BUSINESS** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-415)**

(H.P. 966) (L.D. 1338) Bill "An Act To Protect Teachers from Unfair Evaluations" Committee on **EDUCATION AND CULTURAL AFFAIRS** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-400)**

(H.P. 968) (L.D. 1340) Bill "An Act To Require Criminal History Record Checks for All Prospective and Current Staff Members of the Office of the State Auditor" Committee on **STATE AND LOCAL GOVERNMENT** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-420)**

(H.P. 1065) (L.D. 1453) Bill "An Act To Improve Dental Health for Maine Children and Adults with Low Incomes" Committee on **HEALTH AND HUMAN SERVICES** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-409)**

(H.P. 1078) (L.D. 1476) Bill "An Act To Clarify Recounts in Municipal Elections" Committee on **STATE AND LOCAL GOVERNMENT** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-421)**

(H.P. 1088) (L.D. 1486) Bill "An Act To Strengthen Supports for Adults with Intellectual Disabilities or Autism in Crisis" Committee on **HEALTH AND HUMAN SERVICES** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-411)**

(H.P. 1090) (L.D. 1488) Bill "An Act To Allow Holders of Gold Star Family Registration Plates To Be Issued Complimentary Licenses To Hunt, Trap and Fish" Committee on **INLAND FISHERIES AND WILDLIFE** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-426)**

(H.P. 1152) (L.D. 1593) Bill "An Act To Support Infrastructure Improvements in Schools" Committee on **EDUCATION AND CULTURAL AFFAIRS** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-399)**

(H.P. 1160) (L.D. 1601) Bill "An Act To Amend the Laws Governing the Educators for Maine Program" Committee on **INNOVATION, DEVELOPMENT, ECONOMIC ADVANCEMENT AND BUSINESS** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-417)**

(H.P. 1193) (L.D. 1667) Bill "An Act To Increase Salaries for Elected State Officials and To Amend the Laws Governing the State Compensation Commission" Committee on **STATE AND LOCAL GOVERNMENT** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-422)**

(H.P. 1209) (L.D. 1685) Bill "An Act To Facilitate Entry of Immigrants into the Workforce" Committee on **INNOVATION, DEVELOPMENT, ECONOMIC ADVANCEMENT AND BUSINESS** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-416)**

(H.P. 1227) (L.D. 1716) Bill "An Act To Update the Licensing Laws for Occupational Therapy Practice" Committee on **HEALTH COVERAGE, INSURANCE AND FINANCIAL SERVICES** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-402)**

(H.P. 1246) (L.D. 1751) Bill "An Act To Amend and Clarify the Laws Concerning American Sign Language Interpreters" Committee on **INNOVATION, DEVELOPMENT, ECONOMIC ADVANCEMENT AND BUSINESS** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-418)**

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.

The Speaker resumed the Chair.

The House was called to order by the Speaker.

ENACTORS

Constitutional Amendment

RESOLUTION, Proposing an Amendment to the Constitution of Maine Concerning Alternative Signatures Made by Persons with Disabilities

(H.P. 1049) (L.D. 1437)
(C. "A" H-163; H. "A" H-344)

Reported by the Committee on **Engrossed Bills** as truly and strictly engrossed. This being a Constitutional Amendment, a two-thirds vote of the House being necessary, a total was taken. 130 voted in favor of the same and 0 against, and accordingly the Resolution was **FINALLY PASSED**, signed by the Speaker and sent to the Senate.

Emergency Measure

An Act To Exempt from Sales Tax Certain Watercraft Purchased by an Incorporated Nonprofit Transportation Company That Provides Transportation of Emergency Medical Services Patients from an Island to the Mainland

(H.P. 106) (L.D. 124)
(C. "A" H-383)

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. 119 voted in favor of the same and 3 against, and accordingly the Bill was **PASSED TO BE ENACTED**, signed by the Speaker and sent to the Senate.

Emergency Measure

An Act To Make Technical Changes to the Taxation of Marijuana

(H.P. 1188) (L.D. 1652)

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. 119 voted in favor of the same and 4 against, and accordingly the Bill was **PASSED TO BE ENACTED**, signed by the Speaker and sent to the Senate.

Emergency Measure

An Act To Create a Minimum Age To Hold a Limited-purpose Aquaculture License

(S.P. 574) (L.D. 1725)
(C. "A" S-163)

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. 128 voted in favor of the same and 0 against, and accordingly the Bill was **PASSED TO BE ENACTED**, signed by the Speaker and sent to the Senate.

Emergency Measure

An Act To Update References to the United States Internal Revenue Code of 1986 Contained in the Maine Revised Statutes

(H.P. 1243) (L.D. 1744)

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. 125 voted in favor of the same and 0 against, and accordingly the Bill was **PASSED TO BE ENACTED**, signed by the Speaker and sent to the Senate.

Emergency Measure

Resolve, To Require a Study of Greenhouse Gas Emissions Reductions from the Proposed Central Maine Power Company Transmission Corridor

(S.P. 202) (L.D. 640)
(H. "A" H-345 to C. "A" S-82)

Was reported by the Committee on **Engrossed Bills** as truly and strictly engrossed.

Representative MOONEN of Portland moved that the Resolve **TABLED** pending **FINAL PASSAGE** until later in today's session.

Representative STEWART of Presque Isle **REQUESTED** a roll call on the motion to **TABLE** until later in today's session.

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

The SPEAKER: A roll call has been ordered. The pending question before the House is to Table until later in today's session. All those in favor will vote yes, those opposed will vote no.

ROLL CALL NO. 171

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

NAY - Andrews, Arata, Austin S, Bickford, Blier, Bradstreet, Cebra, Collings, Corey, Costain, Curtis, Dillingham, Dolloff, Drinkwater, Fecteau J, Foster, Haggan, Hall, Hanington, Hanley, Harrington, Head, Hutchins, Javner, Johansen, Keschl, Kessler, Kinney, Kryzak, Lockman, Lyford, Marean, Mason, Maxmin, O'Connor, Ordway, Pickett, Prescott, Reckitt, Reed, Riseman, Rudnicki, Rykerson, Sampson, Skolfield, Stearns, Stetkis, Stewart, Strom, Swallow, Theriault, Tuell, Wadsworth, White D.

ABSENT - Crockett, DeVeau, Fecteau R, Gattine, Griffin, Grignon, Martin T, Millett, Morris, Paulhus.

Yes, 84; No, 54; Absent, 10; Excused, 2.

84 having voted in the affirmative and 54 voted in the negative, with 10 being absent and 2 excused, and accordingly the Resolve was **TABLED** pending **FINAL PASSAGE** and later today assigned.

Representative FAULKINGHAM of Winter Harbor moved that the House **RECONSIDER** its action whereby the Resolve was **TABLED** pending **FINAL PASSAGE**.

The SPEAKER: The Chair recognizes the Representative from Winter Harbor, Representative Faulkingham.

Representative **FAULKINGHAM**: Thank you, Madam Speaker. We've debated this over and over and --

The SPEAKER: The Representative will defer. The Chair recognizes the Representative from Lewiston, Representative Handy, and inquires as to what his Point of Order is.

Representative **HANDY**: Madam Speaker, this is a Point of Order. I believe a Tabling motion is not debatable.

The SPEAKER: The Chair will advise the Member that this is not a tabling motion. The previous motion was a Tabling motion which we had a roll call vote on. This motion is a motion to Reconsider our previous action.

The Chair recognizes the Representative from Winter Harbor.

Representative **FAULKINGHAM**: Thank you, Madam Speaker. As near as I can tell, there is only maybe half a dozen members absent. This bill has been debated as much as it's going to get debated and I see no reason why we should not vote on this bill today.

Representative MOONEN of Portland **REQUESTED** a roll call on the motion to **RECONSIDER** whereby the Resolve was **TABLED** pending **FINAL PASSAGE**.

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

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

Representative **STEWART**: Thank you very much, Madam Speaker. I would concur with the remarks from the Representative from Winterport and suggest to this body that we should, in fact, vote on this today. Therefore, I would request that you follow my light on this roll call. Thank you.

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

ROLL CALL NO. 172

YEA - Andrews, Arata, Austin S, Bickford, Blier, Bradstreet, Campbell, Corey, Costain, Curtis, Dillingham, Dolloff, Drinkwater, Faulkingham, Fecteau J, Foster, Griffin, Haggan, Hall, Hanington, Hanley, Harrington, Head, Hutchins, Javner, Johansen, Keschl, Kinney, Kryzak, Lockman, Lyford, Mason, Morris, O'Connor, Ordway, Perkins, Pickett, Prescott, Reed, Riseman, Rudnicki, Rykerson, Sampson, Skolfield, Stearns, Stetkis, Stewart, Strom, Swallow, Theriault, Tuell, Wadsworth.

NAY - Ackley, Alley, Austin B, Babbidge, Babine, Bailey, Beebe-Center, Berry, Blume, Brennan, Bryant, Caiazzo, Cardone, Carney, Cebra, Cloutier, Collings, Cooper, Craven, Cuddy, Daughtry, Denk, Dodge, Doore, Doudera, Dunphy, Evangelos, Farnsworth, Fay, Fecteau R, Foley, 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, McLean, Melaragno, Meyer, Moonen, Morales, Nadeau, O'Neil, Pebworth, Peoples, Perry A, Perry J, Pierce T, Pluecker, Reckitt, Riley, Roberts-Lovell, Schneck, Sharpe, Sheats, Stanley, Stover, Sylvester, Talbot Ross, Tepler, Terry, Tipping, Tucker, Verow, Warren, White B, White D, Zeigler, Madam Speaker.

ABSENT - Crockett, DeVeau, Gattine, Grignon, Martin T, Millett, Paulhus.

Yes, 52; No, 89; Absent, 7; Excused, 2.

52 having voted in the affirmative and 89 voted in the negative, with 7 being absent and 2 excused, and accordingly the motion to Reconsider whereby the Resolve was **TABLED** pending **FINAL PASSAGE FAILED**.

Acts

An Act To Require Disclosure at the Sale or Transfer whether Methamphetamine Is Present or Has Been Removed from Real Estate

(H.P. 82) (L.D. 96)
(C. "A" H-386)

An Act To Prevent Vitamin K Deficiency Bleeding and Eye Damage in Infants

(S.P. 121) (L.D. 443)
(C. "A" S-153)

An Act To Update the Family Planning Statutes
(S.P. 159) (L.D. 494)
(C. "A" S-151)

An Act To Ensure the Availability of Community Integration Services
(H.P. 568) (L.D. 763)
(S. "A" S-162 to C. "A" H-252)

An Act To Increase Funding for Multimodal Transportation
(H.P. 613) (L.D. 839)
(C. "A" H-329)

An Act To Improve Tax Incentives for Broadband Service
(H.P. 628) (L.D. 854)
(C. "A" H-385)

An Act To Establish as a Class C Crime Criminal Conduct in Retaliation against a Witness, Informant, Victim or Juror
(S.P. 301) (L.D. 1022)
(C. "A" S-159)

An Act To Update the Criminal Animal Welfare Laws
(S.P. 322) (L.D. 1090)
(C. "A" S-160)

An Act To Provide Property Tax Relief
(H.P. 847) (L.D. 1158)
(C. "A" H-382)

An Act To Make Allocations from Maine Turnpike Authority Funds for the Maine Turnpike Authority for the Calendar Year Ending December 31, 2020
(H.P. 863) (L.D. 1189)
(C. "A" H-377)

An Act To Update the Civil Animal Welfare Laws
(H.P. 891) (L.D. 1230)
(C. "A" H-380)

An Act To Simplify Municipal Collective Bargaining by Removing the 120-Day Notice Required Prior to Certain Negotiations
(H.P. 898) (L.D. 1237)

An Act To Establish Transparency in Primary Health Care Spending
(S.P. 421) (L.D. 1353)
(C. "A" S-156)

An Act To Implement the Recommendations of the Right To Know Advisory Committee Concerning Penalties for Violations of the Freedom of Access Act
(H.P. 1027) (L.D. 1414)

An Act To Protect the Environment and Public Health by Further Reducing Toxic Chemicals in Packaging
(H.P. 1043) (L.D. 1433)
(C. "A" H-362)

An Act To Require the Public Utilities Commission To Permit the Public Advocate To Access Certain Information Related to a Management Audit
(S.P. 494) (L.D. 1559)
(C. "A" S-154)

An Act To Authorize Project Labor Agreements for Public Works Projects
(S.P. 499) (L.D. 1564)
(C. "A" S-158)

An Act To Amend and Clarify the Maine Uniform Securities Act and To Make a Technical Correction in the Law Concerning Financial Planners
(S.P. 566) (L.D. 1712)

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

Resolves

Resolve, To Stabilize the Behavioral Health Workforce and Avert More Expensive Treatments

(S.P. 180) (L.D. 593)
(S. "A" S-161 to C. "A" S-143)

Resolve, To Establish the Committee To Study the Feasibility of Creating Basic Income Security

(S.P. 412) (L.D. 1324)
(C. "A" S-157)

Resolve, To Coordinate a Plan To Expand Cellular Telephone Service

(S.P. 509) (L.D. 1603)
(C. "A" S-155)

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

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

An Act To Enact the Maine Death with Dignity Act

(H.P. 948) (L.D. 1313)
(C. "A" H-305)

Was reported by the Committee on **Engrossed Bills** as truly and strictly engrossed.

On motion of Representative DILLINGHAM of Oxford, was **SET ASIDE**.

The same Representative **REQUESTED** a roll call on **PASSAGE TO BE ENACTED**.

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

The **SPEAKER**: The Chair recognizes the Representative from Gray, Representative Austin.

Representative **AUSTIN**: Thank you, Madam Speaker, Ladies and Gentlemen of the House. Today I rise in opposition to this bill.

LD 1313 has dangerous loopholes leading to unintended consequences that could affect vulnerable people who are our friends, our family, and our neighbors here in Maine. Choice is a very appealing thought but we all know that inequity in healthcare is often a harsh reality for some. For instance, the bill states the doctor must inform the patient of all feasible alternatives to life-ending medication. It sounds reasonable, sounds nice; however, discussing alternatives does not mean the patient will have the resources to access all of those options. So, I ask, should the privileged have a choice of treatments while the poor and the vulnerable are left with only the only option they can afford; doctor-prescribed suicide? If this bill were to become law, make no mistake, assisted suicide would be transformed into the least-expensive medical treatment available. There are documented cases of terminally ill patients in Oregon and in California who were denied coverage for treatment by insurance providers and instead were told that doctor-prescribed suicide would be covered. What do you suppose? Do you believe the insurance carrier will do the right thing or, very possibly, the cheapest thing?

LD 1313 is a bitter taste of bad medicine for Maine's disabled, poor, and the fragiley compromised elderly. That's not the Maine I grew up to know and love, where these practices are accepted with open arms. Process the dark piece of ending life practice and follow my lead to vote no on this false-promising motion. Thank you.

The **SPEAKER**: There are three people in the queue.

The Chair recognizes the Representative from Berwick, Representative O'Connor.

Representative **O'CONNOR**: Thank you, Madam Speaker, Ladies and Gentlemen of the House. I'm not sure how many of you have read every bit of testimony on this or have had the opportunity to sit with many of these people, but one of the individuals that testified before us and has been a -- has worked for disability rights for decades, his testimony moved me. His name is Michael J. Reynolds from Lewiston and he said assisted suicide laws are the most blatant form of discrimination based on disability in our society today. Does it make sense to be telling a person who is battling a curable form of cancer to consider suicide? Should we not be doing everything we can to support these people in having the longest lives and the best possible healthcare and homecare so they have quality of life for however long they have?

With the experience of laws in Oregon as a guide, the question of assisted suicide becomes, quite frankly, incompatible with Maine values. Oregon's doctors have written suicide prescriptions for individuals whose sole medical reason eligibility for assisted suicide was listed as diabetes. In Oregon and in the referendum language, a person is terminal if their condition could only be reasonably considered to be terminal if they refuse the medication they need. By that definition, people who have epilepsy, ongoing infections, and other illnesses that can be managed with medication. This petition is not limited in scope and is actually far more dangerous than the proponents want to admit. A report released in May 2018 by the Center for Disease Control and Prevention reveals that from 1999 to 2010, suicide among those aged 35 to 64 increased 49% in Oregon as compared to a 28% increase nationally. In Oregon, the rate of suicide is 21% above the national average and their rates of teen suicide have been even higher. There's a clear problem of suicide contagion. While the proponents claim there are safeguards, there is absolutely no oversight once the pills are administered. Under the Oregon law, a friend or relative, even an heir - an heir - can encourage an elder to make the request to sign the forms as witnesses pick up the prescription and even administer the drug with or without consent, because no objective witness is required at death, so who would know? With the abuse rates for the elderly hovering around 10%, this is not compatible with Maine values. To be perfectly clear, the method of dying that this referendum is trying to legalize according to research available from the website of the Patients' Rights Council involves taking 100 pills of the barbiturate Secobarbital, emptying the contents of each pill into a sweet solution, then drinking the solution. The time of death can take anywhere from four hours to almost 72 hours. According to statistics from the Oregon Health Authority Public Health Division in 2018, in eight Oregon cases, the person who took the solution woke up. This is not death with dignity. It's a desperate effort to further a dangerous law and give it mainstream credibility for larger states with no disregard for the harm it causes, and it even gives full legal immunity to any medical personnel or other person who assists in the suicide. The only real protection in the law, are for people other than the patient for closing any potential investigation of foul play. And, furthermore, from my own voice, I have very little trust in government and I am definitely convinced of humans who suffer from guilt and greed. This legislation opens the door to government deciding the quality of adjusted life years.

Madam Speaker, I know without a doubt that I am not qualified to play God, nor do I believe anyone else in this body

is qualified to play God, and playing God by government edict is wrong. Thank you.

The SPEAKER: The Chair recognizes the Representative from Eliot, Representative Meyer.

Representative **MEYER**: Thank you, Madam Speaker, Women and Men of the House. I rise in support of the Maine Death with Dignity Act.

I've spent my entire career in the caring profession as a registered nurse. I've had the honor of working with many terminally ill patients as they near the end of their lives; cancer, ALS, AIDS. Yes, there are peaceful and serene deaths, a quiet slipping away, a good death. There are as well patients whose prolonged suffering and total loss of autonomy is anything but serene. Patients whose symptoms are poorly managed despite the very best palliative and hospice services, whose bodies are ravaged with disease and whose suffering is simply unrelieved; patients for whom death is slow in coming, agonizing, dehumanizing. These are the patients this legislation is for. This offers a choice; an option afforded to decisionally-capable terminally ill adults to avoid prolonged suffering, a choice to reject the notion they are passive victims to a frequently brutal disease process stripping them of their dignity and autonomy. Medical aid in dying allows a mentally capable dying patient to self-ingest prescription medication prescribed by their physician to end untreatable suffering and die peacefully in their sleep. This is not suicide. Suicide is an impulsive permanent solution to an often acute, resolvable issue.

No one knows better how precious life is than the dying patient who has exhausted every available means of prolonging the life they cherish. These dying patients recognize with clarity that they have no hope for the long life we all dream of. They wish to avoid unbearable suffering by choosing the option to die in peace and with dignity, to shorten the agony of their final hours, not to kill themselves. Cancer is killing them, Lou Gehrig's disease is killing them. The most courageous people I have known are those battling terminal illness, fighting for the cure that will not come and hoping against all hope that they will beat the odds.

Madam Speaker, I ask my esteemed colleagues to find the compassion and the courage to support this legislation. I know for many it is perhaps the most difficult decision you will make while seated in this body. Affording the terminally ill the option of legal medical aid in dying can bring unimaginable peace of mind and empowerment to those who feel little of either. For the majority who request aid in dying, the simple knowledge of autonomy at the end of life has proved to relieve suffering. This is a vote for the gift of the peaceful, painless end we all pray for. It is a vote for compassion, for empathy, for kindness, and for love.

The SPEAKER: The Chair recognizes the Representative from New Gloucester, Representative Arata.

Representative **ARATA**: Thank you, Madam Speaker, and Ladies and Gentlemen of the House. I have no doubt that this legislation is well-intended. However, just as with any legislation, we have to be mindful of unintended consequences. Michael Clark, M.D., a family doctor in Newcastle, put this well. He said, quote, I don't have to remind everyone about the current devastating opioid crisis that is destroying lives and families and overwhelming our healthcare system. This crisis was in part created by well-intentioned physicians trying to relieve the suffering of our individual patients, without a clear understanding of the full impact of our actions and the unintended consequences of our prescribing practices that would produce on the community at large.

Another unintended victim is the integrity of the medical profession. The doctor-patient relationship is fundamentally one that is based on trust, anchored by the central commitment of the doctor to, first, do no harm, and to always pursue the patient's best interests. Allowing doctors to give lethal prescriptions to their terminally ill patients destroys that central commitment and is just too dangerous. Physicians are fallible human beings who are grappling with unprecedented levels of burnout and increasing levels of stress and cost pressures. To be quite frank, it would be easy to write a lethal prescription, but it is hard and it takes consummate skill and great effort to provide excellent end-of-life care to our patients. I would also submit that physicians do not possess the prognostic power that LD 1313 assumes. Research shows that even experienced specialists cannot accurately predict six-month life expectancy or even predict the clinical course a particular patient's illness will take. Physicians cannot provide the kind of informed consent that would otherwise be the standard of care for any other medical treatment, end-quote.

Personally, I'm grateful for Dr. Clark's input on this issue and I have experienced what he spoke about. A few years ago, my grandfather was in intensive care in Lewiston. The doctor told me that he would only live another day or so. The next morning, I went into my grandfather's room and he was gone. I tearfully asked the nurse what time he had died. She told me that he'd been moved downstairs and would go home soon. He wasn't dying and he lived a few more years. The shift had changed and a new doctor had taken over. The bottom line is doctors sometimes make mistakes, and if there is any chance that LD 1313 could be abused or have unintended consequences, we have an obligation to vote no. Thank you.

The SPEAKER: The Chair recognizes the Representative from Rumford, Representative Dolloff.

Representative **DOLLOFF**: Thank you, Madam Speaker, Ladies and Gentlemen of the House. I want to share a personal family, that if this bill was available, my father-in-law was very sick. We probably got called to his bedside three or four times because we didn't think he was going to make it, and probably that last time he had had enough himself. But you know what? He came back and he lived for quite a few years, God rest his soul now. But we got to keep him.

My personal physician, as he stated, that when you do have a terminally ill patient and they don't like to see these patients suffer also, they make them comfortable and their life as much as they can. I believe in the higher power and why some suffer or why some get cancer, etcetera, etcetera, I don't know, and all I do is pray for those people. But life is precious no matter what the end result is and, please, doctors do make mistakes, they could tell the patient this is the end and it really is not the end. So, please, vote this down. Thank you.

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

Representative **HUTCHINS**: Thank you, Madam Speaker. I have a question of the House.

The SPEAKER: The Representative may proceed.

Representative **HUTCHINS**: I think this is relevant, at least to some degree. Would it be legal for this same formula of pills and sweet concoction to be given to a prisoner on death row? Thank you.

The SPEAKER: The Representative from Penobscot has posed a question to anybody in the membership who is able to answer.

The Chair recognizes the Representative from Orrington, Representative Campbell. The Chair is in error.

The Chair recognizes the Representative from Brewer, Representative Verow.

Representative **VEROW**: Thank you, Madam Speaker, Ladies and Gentlemen of the House. I rise in opposition to the pending motion.

This subject has been before the House on several times. It also has been before the voters of this state in a citizen initiative referendum. In all cases, it has failed to garner the support of the Legislature or, more importantly, the support of the voters in referendum. It has been and is an issue that divides the state philosophically and emotionally.

At this stage, Madam Speaker, I think our best course of action is to defeat the bill and allow the voters to proceed with their petition drive to put this matter on the ballot for the vote of the people. The petitioners have been working hard to follow this course of action, and I think we should recognize that effort and respect their wishes and allow a referendum vote on the important matter. Thank you, Madam Speaker.

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

Representative **BRADSTREET**: Thank you, Madam Speaker, Ladies and Gentlemen of the House. I'd like to quote, if I may, just briefly, from renowned palliative care expert, Dr. Ira Byock. And in it, he said: If I thought lethal prescriptions were necessary to alleviate suffering, I would support them. In 34 years of practice, I've never abandoned a patient to die in uncontrolled pain and have never needed to hasten a patient's death, and - this is what I think is very important right here, Madam Speaker - alleviating suffering is different from eliminating the sufferer. Allowing a person to die gently is importantly different from actively ending the person's life. Thank you, Madam Speaker.

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

Representative **FOSTER**: Thank you, Madam Speaker, Ladies and Gentlemen of the House. I rise today in opposition to this legislation.

I have not spoken before on this issue because I didn't think I had the strength to discuss the personal issues that I've been through with close relatives and I appreciate the Good Representative from Jay's strength in her testimony in favor of this bill. So I won't get into my personal stories, which I'm sure all of you have your own, if you have reached many years of life. But I will say this; I am very concerned that those loved ones that I saw go through the last battles of life and with death, many of those and many of those elderly that I look around at today, I am concerned because I know when faced with the situation they were in of family having to care for them, extensive medical bills, with limited hope in sight, that many of them would've looked at that as being a very large burden on their families, as well as on society. If this option were available, some may have even suggested to them that there was a way that they could lessen this burden, when they were already feeling that they may be too much of a burden as it was. I'm concerned about that. I'm concerned that, as has been mentioned before, greed, a lack of caring may take over in some situations and that that person may not have the support that they deserve as they go through this. That support is also necessary when they are a ward of the state and facing similar circumstances.

And I will leave you with this; when my sister passed away at the age of 50 after battling cancer unsuccessfully the second time, she was in hospice, she lived with her husband who took care of her because she was completely paralyzed, he had to take care of every need that she had until she was

admitted for her last days. I took my mother out to see her and one of the last pleasures that my mother got to see her daughter lying in that bed, unrecognizable, unable to speak, was the smile on her face, as we expected her to go any day. She was a strong Mainer, she wouldn't die with her brother, older brother or her mother there, she waited a couple more days and we got the word after we had arrived at home that she had finally passed.

There are many things that we have to face in this battle on this earth, in life and in death, and I am only concerned that we take away the options when we give someone this option. I hope you will follow my light and vote against this. Thank you, Madam Speaker.

The **SPEAKER**: The Chair recognizes the Representative from Winter Harbor, Representative Faulkingham.

Representative **FAULKINGHAM**: Madam Speaker, I rise in opposition to this motion. I did not intend to speak on this at any point because I know that there are compassionate people on both sides of this issue. When we debated this the other day, we were debating some very sensitive, the whole issue is sensitive, and talking about people killing themselves, that's what this bill is about. And in the middle of all that, we stopped and recognized about 30 second-graders and that was the moment right there to me that made me really question this whole thing, and how much are we normalizing suicide if we pass this.

So, as much as I hate to take that avenue of it, I really do think there's a moral issue here. And my father-in-law got in a motorcycle accident over seven years ago and that motorcycle accident took the lower half of his right leg, it took his right arm, it was never amputated but the nerves were gone so bad that his fingernails actually broke off into the palm of his hand. He suffered. The man was a two-term Vietnam vet, Harley rider, tough man, and he suffered seven years of pain, humiliation, and I don't think a day went by that he didn't wish for death. And there was times when I wished he could be granted that. But in those seven years, what did he see? He saw two grandchildren be born, a daughter get married. When his daughter got married, me and a couple of his sons and his new son-in-law lifted him up out of his wheelchair so that he could give her her first dance. He saw my son be born, he saw my daughter be born, and every moment that we have is a blessing; every single moment is a blessing.

I know these speeches don't count for anything. Some say the votes are already counted before we come in, but I would ask the Members today to look into their hearts and if a law like this ever should pass, it should be one that crosses all the T's and dots all the I's, and this bill does not do that. I would ask Members to vote no on the pending motion.

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

Representative **BERRY**: Thank you, Madam Speaker. Madam Speaker and Men and Women of the House, I simply rise to share my own experience with Death with Dignity. My good, good friend school, Ethan Remel who grew up here in Maine and who later moved to a state where Death with Dignity was allowed, had asked me when his first son was born, whose name was Seth, to be Seth's godfather and it was a great honor and I'll never forget that Ethan said to me that he wanted me to be the godfather because if something were ever to happen to him that he wanted to know that I would be there for Seth. And I took it as a great honor and I said yes and it never occurred to me that I might actually have to fulfill that promise, but a few years later with now two young sons,

Ethan did develop a very strong form of cancer and, long story short, he ultimately passed away from it. He was in a great deal of pain and he did avail himself of the medicine, it was made available to him in the State of Washington. Ethan kept a journal, a blog, actually, on the website Psychology Today and it's still there, you can still read it and look him up and read through his experience with Death with Dignity and suffering with cancer. But, today, I will cast my vote thinking of Ethan and thinking especially of his clarity of mind in his own thinking about his end, about the immense pain that he went through, the graceful exit that he was able to take because of the state that he lived in with his family. And, most importantly, I think, his simple response to those that did not want him to have a choice and while he was very respectful that ultimately it is a very personal decision whether to take one's life with the help of modern medicine or not to do so, he simply asked that someone else not make that decision for him. Thank you, Madam Speaker.

The SPEAKER: The Chair recognizes the Representative from Bethel, Representative Head.

Representative HEAD: Thank you, Madam Speaker, Ladies and Gentlemen of the House. I appreciate you listening to me for just a couple of short minutes.

My mother was 82 and she was diagnosed with three days to live. We all gathered, there were eight of us plus our spouses and other family, and she looked at us and she said I'm not ready to go. So, the doctors came back in the next day, she's sitting up, and she said to them I'm most ready to go home. And they look at her and they kind of laughed at her and she got dressed, she got ready to go the next day, and her doctor came in and said you're doing so well, you remind us of the Energizer Bunny.

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

ROLL CALL NO. 173

YEA - Ackley, Babbidge, Babine, Bailey, Beebe-Center, Berry, Blume, Brennan, Bryant, Caiazzo, Cardone, Carney, Cloutier, Cooper, Cuddy, Daughtry, Denk, Dodge, Doore, Doudera, Dunphy, Evangelos, Farnsworth, Fay, Fecteau R, Foley, Gattine, Gramlich, Grohoski, Handy, Harnett, Hepler, Hobbs, Hubbell, Hymanson, Ingwersen, Jorgensen, Keschl, Kessler, Kornfield, Landry, Mastraccio, Matlack, Maxmin, McCreia, McCreight, McDonald, McLean, Meyer, Moonen, Morales, O'Neil, Paulhus, Pebworth, Peoples, Pierce T, Pluecker, Reckitt, Riley, Riseman, Roberts-Lovell, Rykerson, Schneck, Sharpe, Stover, Sylvester, Tepler, Terry, Tipping, Tucker, Warren, Zeigler, Madam Speaker.

NAY - Alley, Andrews, Arata, Austin B, Austin S, Bickford, Blier, Bradstreet, Campbell, Cebra, Collings, Corey, Costain, Craven, Curtis, DeVeau, Dillingham, Dolloff, Drinkwater, Faulkingham, Fecteau J, Foster, Griffin, Haggan, Hall, Hanington, Hanley, Harrington, Head, Hickman, Higgins, Hutchins, Javner, Johansen, Kinney, Kryzak, Lockman, Lyford, Madigan C, Marean, Martin J, Martin R, Mason, Melaragno, Millett, Morris, Nadeau, O'Connor, Ordway, Perkins, Perry A, Perry J, Pickett, Prescott, Reed, Rudnicki, Sampson, Sheats, Skolfield, Stanley, Stearns, Stetkis, Stewart, Strom, Swallow, Talbot Ross, Theriault, Tuell, Verow, Wadsworth, White B, White D.

ABSENT - Crockett, Grignon, Martin T.
Yes, 73; No, 72; Absent, 3; Excused, 2.

73 having voted in the affirmative and 72 voted in the negative, with 3 being absent and 2 excused, and accordingly

the Bill was **PASSED TO BE ENACTED**, signed by the Speaker and sent to the Senate.

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

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

SENATE PAPERS

Bill "An Act To Authorize Limited Disclosure of Cigarette Sales Information To Ensure Continued Receipt of Tobacco Settlement Funds"

(S.P. 615) (L.D. 1825)

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

REFERRED to the Committee on **HEALTH AND HUMAN SERVICES** in concurrence.

Bill "An Act Regarding Insurance Licensees"

(S.P. 619) (L.D. 1829)

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

REFERRED to the Committee on **HEALTH COVERAGE, INSURANCE AND FINANCIAL SERVICES** in concurrence.

Bill "An Act To Make Certain Snowmobile and Watercraft Laws Consistent with All-terrain Vehicle Laws"

(S.P. 614) (L.D. 1824)

Came from the Senate, **REFERRED** to the Committee on **INLAND FISHERIES AND WILDLIFE** and ordered printed.

REFERRED to the Committee on **INLAND FISHERIES AND WILDLIFE** in concurrence.

Bill "An Act To Amend the Laws Governing Overtime" (EMERGENCY)

(S.P. 618) (L.D. 1828)

Came from the Senate, **REFERRED** to the Committee on **LABOR AND HOUSING** and ordered printed.

REFERRED to the Committee on **LABOR AND HOUSING** in concurrence.

Resolve, To Designate a Bridge in Indian Purchase Township the Detective Benjamin Campbell Bridge

(S.P. 617) (L.D. 1827)

Came from the Senate, **REFERRED** to the Committee on **TRANSPORTATION** and ordered printed.

REFERRED to the Committee on **TRANSPORTATION** in concurrence.

Bill "An Act To Update the Laws Relating to Liquor Licensing and Enforcement"

(S.P. 616) (L.D. 1826)

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

REFERRED to the Committee on **VETERANS AND LEGAL AFFAIRS** in concurrence.

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

Representative **ORDWAY**: Good afternoon, Madam Speaker, my colleagues in the House. Maybe it was something a little bit more unpleasant to deal with. If I may, I have some correspondence that I'd like to share.

The SPEAKER: Is the Representative asking for permission to share this on the record?

Representative **ORDWAY**: Yes.

The SPEAKER: The Representative from Standish, Representative Ordway, has requested unanimous consent to address the House on the record. Hearing no objection, the Representative may proceed on the record.

Representative **ORDWAY**: Thank you, Madam Speaker. A few weeks ago, I had students visiting and they went to great lengths to send us all thank you notes and I thought I'd share a few with you, if I may, quickly.

Grace says that her favorite part was seeing the House of Representatives because it was cool when everybody stood up and clapped for us. And they did some, if we were allowed props, I'd show you the fantastic artwork.

Sarah said I also enjoyed it when all the Representatives clapped for us because I felt like it should be the other way around. And Derek, who reminds us that he was the best student here, said he liked inside the House of Representatives because he felt special when we stood up and the whole place, even the Judge, clapped for us. And I will tell you that Derek drew a nice picture of a gavel in a block. So, thank you, Your Honor.

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

On motion of Representative FECTEAU of Biddeford, the House adjourned at 2:45 p.m., until 10:00 a.m., Tuesday, June 4, 2019, in honor and lasting tribute to Homer Wayne Carr, of Otis, Rodney Edward Graym, of Prospect, and Gerald Samuel Savitz, Jr., of Andover.