MAINE STATE LEGISLATURE

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Legislative Record

House of Representatives

One Hundred and Thirty-First Legislature

State of Maine

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Beginning with Page H-277

decision for the people involved in this, and it's not you, and you have to let them know that they can decide, with the help of a doctor, I hope that loves them. By the way, I'm not dying, just in case you; yet, although I surely will because I'm, as I mentioned, almost 79. But I appreciate you listening to me and I'm sorry I bent your ear so long. As I said, it was not my intention to speak but I appreciate your listening to me carefully. Thank you.

On motion of Representative COLLINGS of Portland, **TABLED** pending the motion of Representative MOONEN of Portland to **ACCEPT** the Majority **Ought to Pass as Amended** Report and later today assigned.

Pursuant to House Rule 401, Section 12, Representative LAJOIE of Lewiston informed the Speaker and Clerk of his return and would no longer be excused from House deliberations and roll calls.

The Chair laid before the House the following item which was **TABLED** earlier in today's session:

HOUSE DIVIDED REPORT - Majority (8) **Ought to Pass as Amended by Committee Amendment "A" (H-700)** - Minority (5) **Ought Not to Pass** - Committee on **JUDICIARY** on Bill "An Act to Improve Maine's Reproductive Privacy Laws"

(H.P. 1044) (L.D. 1619)

Which was **TABLED** by Representative COLLINGS of Portland pending the motion of Representative MOONEN of Portland to **ACCEPT** the Majority **Ought to Pass as Amended** Report.

The SPEAKER: The Chair recognizes the Representative from Skowhegan, Representative Poirier.

Representative **POIRIER**: Thank you, Madam Speaker. Madam Speaker and Ladies and Gentlemen of the House, for decades Maine's abortion law has struck a delicate balance. One that recognizes the reality of abortion in today's world and the protection that it does offer to many women. This is a nuanced issue, Madam Speaker, something that's demonstrated whenever you look at the wide variations in polling. Proponents point to surveys saying, as one conducted by Pew Research Center following the Supreme Court's June 2022 decision, where 62% of respondents said abortion should be legal in all or most cases. But here, we see the problem begin to arise because there's clearly a great deal that falls in between all instances and most. Maine Law currently allows for abortions in most instances. The recent push to authorize abortion in all cases without stated exception is what this bill allows. That position is one supported by fewer than one in five, a position that lacks nuance and fails to even attempt to balance the careful considerations that should be part of this conversation. A conversation largely centering around at what week should abortion be authorized or restricted, which has been debated for years but has seen renewed relevance in the last year. It is completely bypassed in this bill.

Defining viability or, at the very least, what exceptions should be put in place to lessen the hardship put on mothers faced with unimaginable situations is completely sidestepped in favor of an approach that is unnecessarily broad. This is not an issue for the extremes of either party, it's an issue that impacts everyone on the political spectrum. And it's sad to see some of the characterizations being made of the opponents of this bill. Opposition that is so prominent because it's made up of such a diverse group of stakeholders. Madam Speaker, its clear opposition comes from pro-life people of numerous faiths who have deep, deep-held religious beliefs regarding life. But it also comes from pro-choice people. Pro-choice people like me. Because choice is a fundamental part of my personal philosophy and because I've driven people to the clinic where they've had to make the choice for themselves, Madam Speaker. It comes from our friends and families and neighbors. People who see how far this bill goes and are concerned. Concerned that lessened criminal penalties open the door for abuse or over the type of ambiguous medical necessity justification that could allow for the abortion of a completely healthy unborn baby. Even that this is less about ensuring safe access to abortions for the small percentage of women receiving them after 21 weeks, and more about using Maine to counter actions by other states in the broader national debate. Madam Speaker, I wish I could tell you those people are wrong. That this type of partisan deadlock and talking past each other they see coming out of Washington is not happening here in Augusta. But after spending months working on this bill from every angle, I just can't say that. Madam Speaker, I ask you and everyone not to follow my vote but to search your heart and to vote your conscience. Thank you.

The SPEAKER: The Chair recognizes the Representative from Auburn, Representative Libby.

Representative **LIBBY**: Madam Speaker and Men and Women of the House, over the last few months since LD 1619 was introduced, I have engaged in hundreds of conversations with constituents, with lawmakers, with experts and heard of countless personal situations. The real-life accounts, the experiences of pregnancies, deliveries and abortions from women on both sides of this bill are incredibly heart-wrenching. They're life-altering and deserving of compassion. No matter my personal beliefs, Madam Speaker, it is critical that we lawmakers attentively listen and truly hear what the Maine people are saying to us.

Perhaps a surprise to many in this Chamber, I have an intimate understanding of how your world can be turned upside down when you receive the devastating news that your baby will likely die before birth. When I was 19 weeks pregnant with our first child, my husband and I went to have our routine ultrasound, which if many of you have become parents, you've experienced this. We were very excited to see our baby for the first time. As the ultrasound tech proceeded through the scan, she grew quieter and quieter. She finally excused herself from the room without an explanation. And when she came back, she returned with a physician who took over the ultrasound. I knew immediately that something was very wrong. And when he finished the scan, he told us that our baby had heart and lung defects that were incompatible with life, that the baby probably would not survive to birth, and that the baby had a very high likelihood of Down's Syndrome. He told us at that point that we should see a genetic counselor. We knew that that meant a conversation about abortion. We declined his suggestion and we left, instead of celebrating, in a state of complete shock. In the very stressful months that followed, we had fetal echocardiograms and ultrasounds and at 39 weeks pregnant, I delivered a 7-pound, 2-ounce baby via C-section. And I remember the moment that she was placed on my chest, as I'm sure many of the mothers in this room do, the one thing we had decided not to find out was gender and so, I learned that it was a girl. We named her Sophia. And I remember asking over and over again if she was healthy, if her heart was really okay and if she had Down syndrome. Despite my personal faith, those months between that first ultrasound and her birth were the very darkest of my life. I would not relive them for any amount of money. I have tremendous compassion for anyone that has gone through similar circumstances, but especially those who have never seen their sorrow turn into joy.

Madam Speaker, current Maine Law allows for abortion of a baby until viability, 24 weeks gestation. We learned, as so many parents tragically have, of our daughter's devastating diagnosis at 19 weeks and 2 days, the standard timeframe for an anatomical scan. Had we decided to abort, under current Maine Law, we had another four weeks and five days to make that decision. We are not here to debate if abortion should be legal in Maine, Madam Speaker. The *Dobbs* decision changed nothing in our State. The current Law allowing abortion up until viability is going nowhere. I am a realist. The political landscape of our State says 24 weeks is here to stay. That fact illustrates what an extreme reaction LD 1619 is to the *Dobbs* decision. This proposed bill is radically extreme and, contrary to the narrative, it is unnecessary. It would allow abortion at any time for any reason, regardless of the health of the mother, as we now account for under the current Law, or the age of the unborn child. And, yes, that statement, Madam Speaker, remains true even in light of the Committee Amendment. This bill was put forward as the solution to a problem that occurs in two out of 10,000 pregnancies. The story of Dana Pierce from Yarmouth is heart-wrenching but this bill is not the answer. A bill narrowly tailored to address that situation would've included the words fatal fetal skeletal anomaly. Instead, the Amendment broadly allows abortion after viability when a baby would survive outside the womb. It's broad, it's open to interpretation and it doesn't specify medical necessity. We have heard the standard of care from the Good Representative in Windham reading the emails. When it becomes necessary, the baby is delivered. And when it is possible, that life is saved.

I have heard that many in this room were told that no healthy babies would be aborted as a result of this bill but the truth of the matter is, Madam Speaker, LD 1619 does not provide that guarantee. As we have heard from our obstetrician expert witness, the term standard of care in this Amendment does nothing. Having no restrictions associated with it, there are no guidelines for that term, leaving it to the arbitrary opinion of that physician. Does the standard of care for depression or anxiety include the abortion of a late-term baby? Will an abortion provider be of the opinion that the mental and emotional health of the mother will be served by killing the late-term or full-term baby in her womb? When I discussed the Committee Amendment with the Good Representative from Auburn, he admitted that it's open to interpretation and will likely require litigation to settle the definitions of necessity and standard of care. Unfortunately, Madam Speaker, there is incorrect information floating around about the legal options currently available in Maine for severe, unique, late-term complications. Whether a baby has died in utero or a pregnancy is ectopic or molar, the mother by necessity has a D&C and the fetus is removed. There are medical emergencies that are performed for the mother's health and are legal under current Law.

Madam Speaker, there's another elephant in the room that I would like to address. They're sitting behind me in the gallery. The Maine people who have been showing up in remarkable numbers, speaking in opposition to this bill, filling our hallways, exhorting their representation. We the people. These are not my constituents; these are our constituents. They have traveled from all corners of this State. The last time that people showed up in such numbers, there were, indeed, thousands of people in the Civic Center and at that historic hearing, 100 people testified in person in favor of that bill. At the public hearing for LD 1619 on May 1st, over 250 Maine ZIP Codes were represented and 675 Mainers signed up in person to testify in opposition to late-term abortion. In spite of cutting the time from three minutes to two for testimony and later down to one minute, that public hearing went on for 19 hours. Madam Speaker, one of your constituents delivered to you a binder containing 1,184 testimonies against LD 1619. I want to thank you for setting the example of a gracious and respectful response in how you responded to that gift. After all, this is the People's House and you responded respectfully, and I thank you for that. In contrast to that 1,184 testimonies against LD 1619, there were a mere 72 testimonies in support of this bill. Less than 6% of the testimony was in favor of late-term abortion. I'm not quoting numbers to put you to sleep, Madam Speaker, or anyone else in this Chamber, but to illustrate my point. The numbers tell the story. For the past week, Planned Parenthood has been putting out pleas for people to come to the State House to show their support for LD 1619. I have been surprised at the lack of response, the lack of significant turnout, until I thought about it a little deeper. Only 72 people cared enough about this bill to submit testimony online or in person. Only 6% of the testimony was in favor and 94% of the testimony was against. Why would there be such a chasm between the yeas and nays? Because, Madam Speaker, this bill, LD 1619, goes too far and Maine people know it. The will of the people is clear. Pro-life and pro-choice, if you have opened that book, if you have read the testimonies contained therein, you know that there are testimonies from pro-choice constituents of ours that say this is too far. Mainers are overwhelmingly opposed to late-term abortion. They are overwhelmingly opposed to ending the life of a viable preborn baby.

Just yesterday, in a historic show of unity for the unborn, the Muslim and Christian communities in Maine came together in opposition to LD 1619 with the following statement. A common and central teaching in our religious and faith communities is that God, the Creator, is the author of life. Therefore, we believe and we practice the sanctity of human life. All children, born and unborn, are a gift from God and are truly our heritage. While there are well-known and historic differences between us, we as leaders of the Muslim and Christian communities here in Maine stand together in opposition to LD 1619. In all of our hearts, it has become clear this evening, Madam Speaker, we all know that this bill goes too far. Why else would the Committee Chairs feel the need to limit testimony and schedule last-minute work sessions? Why else, Madam Speaker, substitute a Senator to run the vote in Committee? If this bill is what we the people want, then why are these antics necessary? Because, Madam Speaker, simply this; LD 1619 is not the will of the people.

I support women's rights and I support bodily autonomy. I think we all know that. As a woman, I am pro-woman. My body, my choice. I agree. However, and this is a big however, there is a separate body here. This body is viable and it could live outside the woman's womb if need be. So, Madam Speaker, at what point does that second body deserve life? At what point does that second body have a right? When is it fair for that second body to have a right to life?

Madam Speaker, had we chosen to abort our baby, we would've missed out on our beautiful daughter, now 13 years old, teaching herself to play the mandolin and looking forward to high school in the fall. More importantly, she would have missed out on the love of a family, impacting our community and, because she takes after her mother, commanding her younger siblings. Madam Speaker, I believe that I am accountable ultimately to God for what I say in this Chamber, for what I do, for how I vote and for the honesty and integrity with which I represent my constituents. Madam Speaker, Men and Women of the House, what do you believe? Please follow my light and vote against the pending motion.

The SPEAKER: The Chair recognizes the Representative from Waterville, Representative White.

Representative **WHITE**: Madam Speaker, thank you for allowing me to speak a second time. And, as most of you know, that's very unusual for me. I'm saddened to hear that some legislators have felt intimidated and afraid. I, too, have felt intimidated by some of the supporters of LD 1619 that have told me to keep my faith to myself. They are under the mistaken idea that I am against this bill because I am a Catholic. I oppose LD 1619 because of science and reason. Tragedies are the worst moments of a person's life. My heart breaks for a mom with that terrible news. But this bill is not just about those situations. As I previously mentioned, Maine has some of the most permissive abortion laws in the U.S., and we all know that. Is it necessary to go to this extreme measure? I would say it is not.

There is a national organization, maybe some of you have heard of it, it's called Democrats for Life. And, in fact, one-third of Democrats are pro-life. I am proud to be included and I will be voting against this motion and voting for the voiceless. The Democrats are supposed to have a big tent, and that means we as members should be able to vote our conscience, our constituents and then the party. And I've been reminded that we should do it in that order. I emphasize we need to defend human rights including the human rights of the preborn child. I will be voting no on the pending motion and against LD 1619. Thank you, Madam Speaker.

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

Representative **SHEEHAN**: Thank you, Madam Speaker. Madam Speaker, Dear Colleagues, the 20-hour public hearing that we hosted in the Judiciary Committee was nothing short of life-changing for me. Hearing the voices of profoundly engaged Mainers organized in support of and in opposition to the bill allowed me to encounter the voices and hearts of people who want the very best for the world that we share and for the children who hold its future. I heard their stories of pain and loss. I heard the hope and love that they have for each other and our world. I'm grateful for their voices and for the opportunity to contemplate issues with my Committee colleagues that many are discouraged from discussing with each other. These are conversations we shy away from when we disagree with family and with friends and colleagues. This is to the detriment of our society and our world and we need to continue and broaden these conversations with compassion and also with deep humility.

As a legislator, I wish to be able to protect every person in this State who faces the horrible decisions that we heard about. But we as legislators, as agents of State power, do not have the knowledge to draft a Statute that can capture and hold every possible instance. I believe that medical professionals are best positioned to make the decisions to help Mainers make the decisions that will serve them and maintain the ethical guardrails needed in the later stages of pregnancy. I will continue to support legislation that expands Mainers' access to health care across their lifespans, particularly in their reproductive years, as well as policies that will reduce the need for abortions late in pregnancy. But, unfortunately, we as humans will never be able to entirely eliminate those situations and I cannot endorse the heavy hand of the State weighing in during that agonizing moment for any of my neighbors. This is why I'll be supporting the pending motion.

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. 312

YEA - Ankeles, Arford, Bell, Boyle, Brennan, Cloutier, Cluchey, Collings, Copeland, Crafts, Craven, Crockett, Dhalac, Dill, Dodge, Doudera, Eaton, Fay, Gattine, Geiger, Gere, Golek, Graham, Gramlich, Hasenfus, Hepler, Hobbs, Jauch, Kuhn, Landry, LaRochelle, Lee, Lookner, Madigan, Malon, Mastraccio, Mathieson, Matlack, Meyer, Millett R, Milliken, Montell, Moonen, Moriarty, Murphy, O'Neil, Osher, Paulhus, Pluecker, Pringle, Rana, Reckitt, Rielly, Roberts, Roeder, Runte, Russell, Sachs, Salisbury, Sargent, Sayre, Shagoury, Shaw, Sheehan, Skold, Stover, Supica, Terry, Warren, Williams, Worth, Zager, Zeigler, Madam Speaker.

NAY - Adams, Albert, Andrews, Arata, Ardell, Babin, Bagshaw, Blier, Boyer, Bradstreet, Bridgeo, Campbell, Carlow, Carmichael, Collamore, Costain, Cray, Cyrway, Davis, Drinkwater, Ducharme, Dunphy, Faulkingham, Foster, Fredericks, Galletta, Gifford, Greenwood, Griffin, Guerrette, Haggan, Hall, Henderson, Hymes, Jackson, Lajoie, Lanigan, Lavigne, Lemelin, Libby, Lyman, Mason, Millett H, Morris, Ness, Newman, Nutting, O'Connell, Parry, Paul, Perkins, Perry J, Poirier, Polewarczyk, Pomerleau, Quint, Riseman, Sampson, Schmersal-Burgess, Simmons, Smith, Soboleski, Strout, Swallow, Theriault, Thorne, Underwood, Walker, White B, White J, Wood, Woodsome.

ABSENT - Abdi, Javner, Kessler, Perry A, Rudnicki.

Yes, 74; No, 72; Absent, 5; Vacant, 0; Excused, 0.

74 having voted in the affirmative and 72 voted in the negative, with 5 being absent, and accordingly the Majority **Ought to Pass as Amended** Report was **ACCEPTED**.

The Bill was **READ ONCE**.

Committee Amendment "A" (H-700) was **READ** by the Clerk and **ADOPTED**.

Speaker TALBOT ROSS of Portland moved that the rules be suspended in order to give the Bill its **SECOND READING WITHOUT REFERENCE** to the Committee on **Bills in the Second Reading**.

Representative FAULKINGHAM of Winter Harbor **OBJECTED** to suspending the rules in order to give the Bill its **SECOND READING WITHOUT REFERENCE** to the Committee on **Bills in the Second Reading**.

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

Representative **FAULKINGHAM**: Madam Speaker, the stench in this building is overwhelming. I move we adjourn.

The SPEAKER: The Chair would remind those in the gallery to refrain from outbursts in the gallery.

Representative FAULKINGHAM of Winter Harbor moved that the House **ADJOURN**.

Representative TERRY of Gorham **REQUESTED** a roll call on the motion to **ADJOURN**.

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 Adjourn. All those in favor will vote yes, those opposed will vote no.

ROLL CALL NO. 313

YEA - Adams, Albert, Andrews, Arata, Ardell, Babin, Bagshaw, Blier, Boyer, Bradstreet, Campbell, Carlow, Carmichael, Collamore, Costain, Cray, Cyrway, Davis, Drinkwater, Ducharme, Dunphy, Faulkingham, Foster, Fredericks, Galletta, Gifford, Greenwood, Griffin, Guerrette, Haggan, Hall, Henderson, Hymes, Jackson, Lanigan, Lemelin, Libby, Lyman, Mason, Millett H, Morris, Ness, Newman, Nutting, Parry, Paul, Perkins, Poirier, Polewarczyk, Pomerleau, Quint, Riseman, Sampson, Schmersal-Burgess, Simmons, Smith, Soboleski, Strout, Swallow, Theriault, Thorne, Underwood, Walker, White J, Wood, Woodsome.

NAY - Ankeles, Arford, Bell, Boyle, Brennan, Bridgeo, Cloutier, Cluchey, Collings, Copeland, Crafts, Craven, Crockett, Dhalac, Dill, Dodge, Doudera, Eaton, Fay, Gattine, Geiger, Gere, Golek, Graham, Gramlich, Hasenfus, Hepler, Hobbs, Jauch, Kuhn, Lajoie, Landry, LaRochelle, Lee, Lookner, Madigan, Malon, Mastraccio, Mathieson, Matlack, Meyer, Millett R, Milliken, Montell, Moonen, Moriarty, Murphy, O'Connell, O'Neil, Osher, Paulhus, Perry J, Pluecker, Pringle, Rana, Reckitt, Rielly, Roberts, Roeder, Runte, Russell, Sachs, Salisbury, Sargent, Sayre, Shagoury, Shaw, Sheehan, Skold, Stover, Supica, Terry, Warren, White B, Williams, Worth, Zager, Zeigler, Madam Speaker.

ABSENT - Abdi, Javner, Kessler, Lavigne, Perry A, Rudnicki.

Yes, 66; No, 79; Absent, 6; Vacant, 0; Excused, 0.

66 having voted in the affirmative and 79 voted in the negative, with 6 being absent, and accordingly the motion to **ADJOURN FAILED**.

Representative FAULKINGHAM of Winter Harbor **REQUESTED** a roll call on the motion to **SUSPEND** Joint Rule 308 for the purpose of giving the Bill its **SECOND READING WITHOUT REFERENCE** to the Committee on **Bills in the Second Reading**.

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 Chelsea, Representative Lemelin.

Representative **LEMELIN**: Thank you, Madam Speaker. I would like Joint Rule 308 read, please.

The SPEAKER: Joint Rule 308, Reference of Bills to Committee. All bills and resolves must be referred to committee, except that this provision may be suspended by a majority vote in each chamber.

Representative COLLINGS of Portland moved that the House **RECONSIDER** its action whereby **Committee Amendment "A" (H-700)** was **ADOPTED**.

The SPEAKER: The Chair recognizes the Representative from Poland, Representative Boyer.

Representative **BOYER**: Point of clarification, Madam Speaker. I believe the motion on the floor was objection to the Second Reading and the Representative from Winter Harbor asked for Roll Call on that objection to suspend the rules.

The SPEAKER: The Chair would advise that the motion to Reconsider is in order on the current or succeeding legislative day.

Representative TERRY of Gorham **REQUESTED** a roll call on the motion to **RECONSIDER** the House's action whereby **Committee Amendment "A" (H-700)** was **ADOPTED**.

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. It was very unclear what you said. Could you please repeat what it is that we are actually voting on and what it was you just tried to explain to us, please? We couldn't understand. Thank you.

The SPEAKER: The pending question is reconsideration of our actions whereby we adopted Committee Amendment "A". A Roll Call is in order.

The Chair recognizes the Representative from Alfred, Representative Sampson.

Representative **SAMPSON**: Thank you. Sorry for the confusion but you were trying to explain; Rob Hunt was trying to explain some things to you and then your words got; we couldn't really hear what you were saying. So, could you please repeat those instructions to us? Not the motions right now, we understand those. Thank you.

The SPEAKER: The motion to Reconsider is in order on the same or succeeding legislative day.

The Chair recognizes the Representative from Auburn, Representative Libby.

Representative **LIBBY**: Thank you, Madam Speaker. May I ask a question through the Chair?

The SPEAKER: The Member may proceed.

Representative **LIBBY**: I know we're not supposed to question the intent, but I am questioning the procedural intent here, Madam Speaker. Is the intent to strip the current Amendment from the bill and then add the amendment that was put forward by the Good Representative from Portland?

The SPEAKER: The Member has posed a question. The Chair recognizes the Representative from Portland, Representative Collings.

Representative **COLLINGS**: My apologies, Madam Speaker. It is my intent to present an amendment.

The SPEAKER: A roll call has been ordered. The pending question before the House is to Reconsider the House's action whereby Committee Amendment "A" (H-700) was Adopted. All those in favor will vote yes, those opposed will vote no.

ROLL CALL NO. 314

YEA - Adams, Albert, Andrews, Arata, Ardell, Babin, Bagshaw, Blier, Boyer, Bradstreet, Campbell, Carlow, Carmichael, Collamore, Collings, Costain, Cray, Cyrway, Davis, Drinkwater, Ducharme, Dunphy, Faulkingham, Foster, Fredericks, Galletta, Gifford, Greenwood, Griffin, Guerrette, Haggan, Hall, Henderson, Hymes, Jackson, Lanigan, Lemelin, Libby, Lyman, Mason, Millett H, Morris, Ness, Newman, Nutting, Parry, Paul, Perkins, Poirier, Polewarczyk, Pomerleau, Quint, Riseman, Sampson, Schmersal-Burgess, Simmons, Smith, Soboleski, Strout, Swallow, Theriault, Thorne, Underwood, Walker, White B, White J, Wood, Woodsome.

NAY - Ankeles, Arford, Bell, Boyle, Brennan, Bridgeo, Cloutier, Cluchey, Copeland, Crafts, Craven, Crockett, Dhalac, Dill, Dodge, Doudera, Eaton, Fay, Gattine, Geiger, Gere, Golek, Graham, Gramlich, Hasenfus, Hepler, Hobbs, Jauch, Kuhn, Lajoie, Landry, LaRochelle, Lee, Lookner, Madigan, Malon, Mastraccio, Mathieson, Matlack, Meyer, Millett R, Milliken, Montell, Moonen, Moriarty, Murphy, O'Connell, O'Neil, Osher, Paulhus, Perry J, Pluecker, Pringle, Rana, Reckitt, Rielly, Roberts, Roeder, Runte, Russell, Sachs, Salisbury, Sargent, Sayre, Shagoury, Shaw, Sheehan, Skold, Stover, Supica, Terry, Warren, Williams, Worth, Zager, Zeigler, Madam Speaker.

ABSENT - Abdi, Javner, Kessler, Lavigne, Perry A, Rudnicki.

Yes, 68; No, 77; Absent, 6; Vacant, 0; Excused, 0.

68 having voted in the affirmative and 77 voted in the negative, with 6 being absent, and accordingly the motion to **RECONSIDER** whereby the House **ADOPTED Committee Amendment "A" (H-700) FAILED**.

The SPEAKER: The Chair recognizes the Representative from Buxton, Representative Carlow.

Representative **CARLOW**: Parliamentary inquiry.

The SPEAKER: The Member may proceed.

Representative **CARLOW**: Joint Rule 308 deals with reference of bills to Committee. The objection that Leader Faulkingham had raised was objection to the second reading of the bill today. Could the Chair please clarify why this question is currently before the Body?

The SPEAKER: The Chair would answer that suspension of Joint Rule 308 which allows the Second Reading of the Bill Without Reference to the Committee on Bills in the Second Reading.

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

Representative **FAULKINGHAM**: Can you explain the votes?

The SPEAKER: All those in favor of suspending Joint Rule 308 will vote yes, those opposed will vote no.

A roll call having been previously ordered, the pending question before the House is Suspension of Joint Rule 308. All those in favor will vote yes, those opposed will vote no.

ROLL CALL NO. 315

YEA - Ankeles, Arford, Bell, Boyle, Brennan, Bridgeo, Cloutier, Cluchey, Collings, Copeland, Crafts, Craven, Crockett, Dhalac, Dill, Dodge, Doudera, Eaton, Fay, Gattine, Geiger, Gere, Golek, Graham, Gramlich, Hasenfus, Hepler, Hobbs, Jauch, Kuhn, Lajoie, Landry, LaRochelle, Lee, Lookner, Madigan, Malon, Mastraccio, Mathieson, Matlack, Meyer, Millett R, Milliken, Montell, Moonen, Moriarty, Murphy, O'Connell, O'Neil, Osher, Paulhus, Perry J, Pluecker, Pringle, Rana, Reckitt, Rielly, Roberts, Roeder, Runte, Russell, Sachs, Salisbury, Sargent, Sayre, Shagoury, Shaw, Sheehan, Skold, Stover, Supica, Terry, Warren, Williams, Worth, Zager, Zeigler, Madam Speaker.

NAY - Adams, Albert, Andrews, Arata, Ardell, Babin, Bagshaw, Blier, Boyer, Bradstreet, Campbell, Carlow, Carmichael, Collamore, Costain, Cray, Cyrway, Davis, Drinkwater, Ducharme, Dunphy, Faulkingham, Foster, Fredericks, Galletta, Gifford, Greenwood, Griffin, Guerrette, Haggan, Hall, Henderson, Hymes, Jackson, Lanigan, Lemelin, Libby, Lyman, Mason, Millett H, Morris, Ness, Newman, Nutting, Parry, Paul, Perkins, Poirier, Polewarczyk, Pomerleau, Quint, Riseman, Sampson, Schmersal-Burgess, Simmons, Smith, Soboleski, Strout, Swallow, Theriault, Thorne, Walker, White B, White J, Wood.

ABSENT - Abdi, Javner, Kessler, Lavigne, Perry A, Rudnicki, Underwood, Woodsome.

Yes, 78; No, 65; Absent, 8; Vacant, 0; Excused, 0.

78 having voted in the affirmative and 65 voted in the negative, with 8 being absent, and accordingly the rules were suspended and the Bill was given its **SECOND READING WITHOUT REFERENCE** to the Committee on **Bills in the Second Reading**.

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

Representative **FAULKINGHAM**: Madam Speaker, that motion requires two-thirds vote.

The SPEAKER: Joint Rule 308, Reference of Bills to Committee. All bills and resolves must be referred to committee, except that this provision may be suspended by a majority vote in each chamber.

Representative FAULKINGHAM of Winter Harbor moved to **COMMIT** the Bill and all accompanying papers to the Committee on **JUDICIARY**.

Representative TERRY of Gorham **REQUESTED** a roll call on the motion to **COMMIT** the Bill and all accompanying papers to the Committee on **JUDICIARY**.

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

After Midnight

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

Representative **FAULKINGHAM**: Madam Speaker, I rise in support of the pending motion. This bill has already torn us apart. It has not just torn both sides of the aisle apart, but it has torn your caucus apart. My mind is honestly blown, Madam Speaker, that we would push through a bill this careless, no guardrails on this bill, and the bill itself was debated for a long time earlier. Madam Speaker, there are at least reasonable Amendments out there floating around and some reasonable ideas that can be discussed. So, to take care of this situation dealing with one woman that we heard about. Madam Speaker, let's not let this bill passing to be engrossed be the ruin of all the work we've done. Let's not let that happen. I urge the Members to vote yes for the pending motion and send this bill back to the Judiciary Committee so it can be thoroughly worked on. Thank you, Madam Speaker.

The SPEAKER: The Chair recognizes the Representative from Madison, Representative Ducharme.

Representative **DUCHARME**: Thank you, Madam Speaker. December 7th last year when we were sworn in, I met you for the first time out in the hallway and we had a conversation. And the conversation went like this; you and I both agreed that there wasn't anybody in this Chamber that didn't want to do the right thing for the people of Maine. We all had a different way to get to the right thing. I'm going to ask you tonight; is the right thing for the people of Maine to ignore the thousands of people that have testified against this bill, to ram this thing through in the middle of the night because you can? Is that the right thing to do? Is that the right thing to do for the people of Maine? It may be the right thing to do for you, Madam Speaker, but I'm here to tell you it is not the right thing to do for the people of Maine. Thank you.

The SPEAKER: The Chair recognizes the Representative from Fort Kent, Representative Theriault.

Representative **THERIAULT**: Madam Speaker and Members of the House, I come from the St. John Valley, who tonight are watching us tear each other apart in this Chamber. And I feel like crying, but I'm not. Because I know we can do better. My grandmother is almost 80 years old, a Democrat from the St. John Valley and she is not alone tonight. This may be the most important vote that we take all year because we can actually get this right. There are members in our caucus who I think can commit to getting this right with you, Madam Speaker, in good-faith negotiations. But the way business was conducted today is not the business that the people of the State of Maine expect from their legislators. I don't care what party you are, Republican, Democrat or Independent. This is why good people sit on the sidelines. And there are good hearts here sitting in all of these chairs tonight. They are good hearts and everybody wants what's best for the State of Maine. But what we don't realize is what happens in here is not in a vacuum. People take this to their jobs and their workplaces and Madam Speaker, when we have to twist arms, we're not setting a good example for our kids and our grandkids.

So, I do rise in support of this motion and I ask my colleagues on the other side to give us a chance to get this right so that the headline on the *Bangor Daily* says that Maine legislators came together in a moment when they were divided and almost split apart, put politics aside and did what was right for our fellow constituents. And I still hope and pray that those that stuck around to see and sacrificed being away from their family at this time of night can see that we have one last chance before the ship sails and I'm afraid there's no turning back from that. Thank you.

The SPEAKER: A roll call has been ordered. The pending question before the House is to Commit the bill and all accompanying papers to the Committee on Judiciary. All those in favor will vote yes, those opposed will vote no.

ROLL CALL NO. 316

YEA - Adams, Albert, Andrews, Arata, Ardell, Babin, Bagshaw, Blier, Boyer, Bradstreet, Campbell, Carlow, Carmichael, Collamore, Collings, Costain, Cray, Cyrway, Davis, Dill, Drinkwater, Ducharme, Dunphy, Faulkingham, Foster, Fredericks, Galletta, Gifford, Greenwood, Griffin, Guerrette, Haggan, Hall, Henderson, Hymes, Jackson, Lanigan, Lemelin, Libby, Lyman, Mason, Millett H, Morris, Ness, Newman, Nutting, O'Connell, Parry, Paul, Perkins, Perry J, Poirier, Polewarczyk, Pomerleau, Quint, Riseman, Sampson, Schmersal-Burgess, Simmons, Smith, Soboleski, Strout, Swallow, Theriault, Thorne, Walker, White B, White J, Wood.

NAY - Ankeles, Arford, Bell, Boyle, Brennan, Bridgeo, Cloutier, Cluchey, Copeland, Crafts, Craven, Crockett, Dhalac, Dodge, Doudera, Eaton, Fay, Gattine, Geiger, Gere, Golek, Graham, Gramlich, Hasenfus, Hepler, Hobbs, Jauch, Kuhn, Lajoie, Landry, LaRochelle, Lee, Lookner, Madigan, Malon, Mastraccio, Mathieson, Matlack, Meyer, Millett R, Milliken, Montell, Moonen, Moriarty, Murphy, O'Neil, Osher, Paulhus, Pluecker, Pringle, Rana, Reckitt, Rielly, Roberts, Roeder, Runte, Russell, Sachs, Salisbury, Sargent, Sayre, Shagoury, Shaw, Sheehan, Skold, Stover, Supica, Terry, Warren, Williams, Worth, Zager, Zeigler, Madam Speaker.

ABSENT - Abdi, Javner, Kessler, Lavigne, Perry A, Rudnicki, Underwood, Woodsome.

Yes, 69; No, 74; Absent, 8; Vacant, 0; Excused, 0.

69 having voted in the affirmative and 74 voted in the negative, with 8 being absent, and accordingly the motion to **COMMIT** the Bill and all accompanying papers to the Committee on **JUDICIARY FAILED**.

Representative FAULKINGHAM of Winter Harbor **REQUESTED** a roll call on **PASSAGE TO BE ENGROSSED as Amended by Committee Amendment "A" (H-700)**.

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

Representative LIBBY of Auburn moved that the Bill and all accompanying papers be **INDEFINITELY POSTPONED**.

The same Representative **REQUESTED** a roll call on the motion to **INDEFINITELY POSTPONE** the Bill and all accompanying papers.

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 Auburn, Representative Libby.

Representative **LIBBY**: Thank you, Madam Speaker, Ladies and Gentlemen of the House, and the people of Maine. There has been some confusion in the Chamber tonight, so I'd like to rise and set the record straight. There's confusion about who's in charge in the State House, Madam Speaker. There's confusion about the 30-minute recess that we took earlier this evening. There's confusion about the reason for that and why it was prolonged into a five-hour recess, Madam Speaker. There's so much confusion, it's time to address it and make transparent to the people of Maine exactly what has gone on in their House, the People's House tonight, Madam Speaker. Because, Madam Speaker, it turns out we the legislators are not

in charge of this Chamber; Planned Parenthood is, in fact, in charge of this Chamber. At 5:15, we took a break. A 30-minute break to contemplate an Amendment. At that point, LD 1619 would have been defeated if we had moved to a vote. But Planned Parenthood, in November of 2022, bought the elections in the State of Maine and seated legislators in this room --

Representative **SAYRE**: Point of Order.

The SPEAKER: The Member will defer. The Chair recognizes the Representative from Kennebunk, Representative Sayre.

Representative **SAYRE**: The Member is questioning the motives and intentions of the other Members of this Body.

On **POINT OF ORDER,** Representative SAYRE of Kennebunk objected to the comments of Representative LIBBY of Auburn because she was questioning the motives of other Members of the House.

The SPEAKER: The Chair will remind Members to limit their comments to the pending legislation.

The Chair reminded Representative LIBBY of Auburn to confine her debate to the question before the House.

The SPEAKER: The Member may proceed.

Representative **LIBBY**: Thank you, Madam Speaker. Unless Planned Parenthood is a Member of this Body, I was not impugning anyone's intentions in this Body. Madam Speaker, Planned Parenthood didn't want an amendment to this bill. Planned Parenthood dictated to this Body that it would not be accepted. We watched all day as Representatives who might vote with us were followed out of this Chamber and were whipped to vote for the bill.

This bill is not about rare situations. If it was, the Good Representative's amendment, the Good Representative from Portland, his amendment would've been attached to this bill. Tonight was about Planned Parenthood's agenda to expand abortion in Maine to any time for any reason. That is what happened in this Chamber tonight. I want to thank the brave folks on the other side of the aisle who stood strong and voted their conscience tonight.

Representative **ROBERTS**: Point of Order.

The SPEAKER: The Member will defer. The Chair recognizes the Representative from South Berwick, Representative Roberts.

Representative **ROBERTS**: Thank you, Madam Speaker. Point of order. The Member's comments are not germane to the motion.

On **POINT OF ORDER,** Representative ROBERTS of South Berwick asked the Chair if the remarks of Representative LIBBY of Auburn were germane to the pending question.

The SPEAKER: The Chair would remind Members to limit their comments to the motion before the Body.

The Chair reminded Representative LIBBY of Auburn to stay as close as possible to the pending question.

The SPEAKER: The Member may proceed.

Representative **LIBBY**: Thank you, Madam Speaker. Well, Madam Speaker, I've gotten to know a lot of people of Maine over the last number of months and I'm fairly certain that those folks would like to see this bill indefinitely postponed. That's certainly pertinent to the motion at hand.

When we ended the public hearing on May 1st on this bill that we're voting on indefinite postponement for, I said that 1619 had woken up the people of Maine and that they would not fall back to sleep. And tonight, I am more convinced of that than ever. And I thank those people who don't want to see this bill pass and who do want to see it indefinitely postponed, Madam Speaker, for making their voices heard. And I know that they will continue to make their voices heard so that eventually at some point in the future the tyranny of the majority will no longer rule this House Chamber. And, if it's not asking too much, I will say thank you to the people of Maine who have made their voices heard very clearly and told all of us that they have no interest in seeing abortion expanded in Maine to late term. Please follow my light.

The SPEAKER: A roll call has been ordered. The pending question before the House is Indefinite Postponement of the Bill and all accompanying papers. All those in favor will vote yes, those opposed will vote no.

ROLL CALL NO. 317

YEA - Adams, Albert, Andrews, Arata, Ardell, Babin, Bagshaw, Blier, Boyer, Bradstreet, Campbell, Carlow, Carmichael, Collamore, Collings, Costain, Cray, Cyrway, Davis, Drinkwater, Ducharme, Dunphy, Faulkingham, Foster, Fredericks, Galletta, Gifford, Greenwood, Griffin, Guerrette, Haggan, Hall, Henderson, Hymes, Jackson, Lanigan, Lemelin, Libby, Lyman, Mason, Millett H, Morris, Ness, Newman, Nutting, O'Connell, Parry, Paul, Perkins, Poirier, Polewarczyk, Pomerleau, Quint, Sampson, Schmersal-Burgess, Simmons, Smith, Soboleski, Strout, Swallow, Theriault, Thorne, Walker, White B, White J, Wood.

NAY - Ankeles, Arford, Bell, Boyle, Brennan, Bridgeo, Cloutier, Cluchey, Copeland, Crafts, Craven, Crockett, Dhalac, Dill, Dodge, Doudera, Eaton, Fay, Gattine, Geiger, Gere, Golek, Graham, Gramlich, Hasenfus, Hepler, Hobbs, Jauch, Kuhn, Lajoie, Landry, LaRochelle, Lee, Lookner, Madigan, Malon, Mastraccio, Mathieson, Matlack, Meyer, Millett R, Milliken, Montell, Moonen, Moriarty, Murphy, O'Neil, Osher, Paulhus, Pluecker, Pringle, Rana, Reckitt, Rielly, Riseman, Roberts, Roeder, Runte, Russell, Sachs, Salisbury, Sargent, Sayre, Shagoury, Shaw, Sheehan, Skold, Stover, Supica, Terry, Warren, Williams, Worth, Zager, Zeigler, Madam Speaker.

ABSENT - Abdi, Javner, Kessler, Lavigne, Perry A, Perry J, Rudnicki, Underwood, Woodsome.

Yes, 66; No, 76; Absent, 9; Vacant, 0; Excused, 0.

66 having voted in the affirmative and 76 voted in the negative, with 9 being absent, and accordingly the motion to **INDEFINITELY POSTPONE** the Bill and all accompanying papers **FAILED**.

Representative LIBBY of Auburn moved that the House **ADJOURN** until 10:00 a.m. Friday, June 23, 2023.

Representative TERRY of Gorham **REQUESTED** a roll call on the motion to **ADJOURN** until 10:00 a.m. Friday, June 23, 2023.

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 Adjourn until 10:00 a.m. Friday, June 23. All those in favor will vote yes, those opposed will vote no.

ROLL CALL NO. 318

YEA - Adams, Albert, Andrews, Arata, Ardell, Babin, Bagshaw, Blier, Boyer, Bradstreet, Campbell, Carlow, Carmichael, Collamore, Collings, Costain, Cray, Cyrway, Davis, Drinkwater, Ducharme, Dunphy, Faulkingham, Foster, Fredericks, Galletta, Gifford, Greenwood, Griffin, Guerrette, Haggan, Hall, Henderson, Hymes, Jackson, Lanigan, Lemelin, Libby, Lyman, Mason, Millett H, Morris, Ness, Newman, Nutting, Parry, Paul, Perkins, Poirier, Polewarczyk, Pomerleau, Quint, Riseman, Sampson, Schmersal-Burgess, Simmons, Smith, Soboleski, Strout, Swallow, Theriault, Thorne, Walker, White J, Wood.

NAY - Ankeles, Arford, Bell, Boyle, Brennan, Bridgeo, Cloutier, Cluchey, Copeland, Crafts, Craven, Crockett, Dhalac, Dill, Dodge, Doudera, Eaton, Fay, Gattine, Geiger, Gere, Golek, Graham, Gramlich, Hasenfus, Hepler, Hobbs, Jauch, Kuhn, Lajoie, Landry, LaRochelle, Lee, Lookner, Madigan, Malon, Mastraccio, Mathieson, Matlack, Meyer, Millett R, Milliken, Montell, Moonen, Moriarty, Murphy, O'Connell, O'Neil, Osher, Paulhus, Pluecker, Pringle, Rana, Reckitt, Rielly, Roberts, Roeder, Runte, Russell, Sachs, Salisbury, Sargent, Sayre, Shagoury, Shaw, Sheehan, Skold, Stover, Supica, Terry, Warren, White B, Williams, Worth, Zager, Zeigler, Madam Speaker.

ABSENT - Abdi, Javner, Kessler, Lavigne, Perry A, Perry J, Rudnicki, Underwood, Woodsome.

Yes, 65; No, 77; Absent, 9; Vacant, 0; Excused, 0.

65 having voted in the affirmative and 77 voted in the negative, with 9 being absent, and accordingly the motion to **ADJOURN** until 10:00 a.m. Friday, June 23, 2023 **FAILED**.

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

Representative **FAULKINGHAM**: Madam Speaker, I move we invoke House Rule 501.

The SPEAKER: The Chair would answer that the time being 12:50, the House Rule has been suspended pursuant to implication.

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

Representative **FAULKINGHAM**: I appeal from the decision of the Chair.

The same Representative **APPEALED** the Ruling of the Chair that House Rule 501 had been suspended.

Representative TERRY of Gorham **REQUESTED** a roll call on the motion to **APPEAL** the Ruling of the Chair.

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 Milford, Representative Drinkwater.

Representative **DRINKWATER**: Thank you, Madam Speaker. You know, I love this place. I don't care what time it is. I have a lot of respect for a lot of people in this room. And, Madam Speaker, what I'm witnessing at this time of night is not becoming to a Body that we respect.

We lost, that side won, we'll get another bite at the apple. I think it's time; and if I may just for a minute talk to my fellow Republicans. We've talked about how we were going to react. Let's take the high road. Let's do that. Let's stop this. Let's come back tomorrow, fight another day. Even though, Madam Speaker, we feel on this side, and myself included, that that half an hour break that was supposedly been taken, extended to four hours, was very disrespectful. We wanted to come back to work but we knew what was happening behind the scenes and that grinds on us. Lord forbid that we ever take the majority and do the same thing to the other side. You're setting the example for us on how to operate here. I'm not very happy with the example I'm seeing. The vote was held open for 45 minutes. So, apparently, that's how we're going to conduct business if we ever get the majority. I don't think we should treat each other this way. Let's end these games, let's come back tomorrow, let's go back to work for the people and let's try to heal what's happened here tonight. Feelings are frayed right now, Madam Speaker. There's a lot of us in here, Madam Speaker, that we don't even take our jackets off because we have such high esteem for this House and what I'm seeing is this House being destroyed from within. A house divided cannot stand and what I'm witnessing is the degradation and the destruction of an institution that a lot of us in here; in fact, I'd say all of us here; respect and love. So, let's end the games, let's take this vote. Madam Speaker, you said a while ago that there's a lot of people that have to travel a long way to get home and that you were going to try to end things at a fairly reasonable hour. We've reached that hour, people have to drive to get home, let's stop with this, let's vote, let's finish our business and let's come back, you know, at a reasonable time today. Thank you.

The SPEAKER: The Chair recognizes the Representative from Windham, Representative Pringle.

Representative **PRINGLE**: Thank you, Madam Speaker, Ladies and Gentlemen of the House. I don't know if it's okay to share my experience 10 years ago in this House but we came and I know many of us came to try to get Medicaid expanded. We passed it five times and five times the Chief Executive vetoed it and we were not able to override that veto. So, I have a lot of empathy for how it feels to be on the losing side and to have resilience. I have respect for everyone else but, honestly, what we've experienced this last hour or hour and a half, and I recognize that our caucus was having a lot of discussion that delayed you having to wait but I think we've made you wait, you've made us wait, and I would make a plea, Madam Speaker, that we do as the kind Representative said and bury the hatchet for tonight and go home and get some sleep and come back and try to be again working together tomorrow. Thank you.

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

Representative **FAULKINGHAM**: Madam Speaker, at 5 p.m., we were moments away from voting on this bill and then we took a five-hour break. That was seven or eight hours ago. Madam Speaker, it is time for everyone to go home. Vote yes for the pending motion.

The SPEAKER: A roll call has been ordered. The pending question before the House is to Appeal the Ruling of the Chair. All those in favor will vote yes, those opposed will vote no.

ROLL CALL NO. 319

YEA - Ankeles, Arford, Bell, Boyle, Brennan, Bridgeo, Campbell, Cloutier, Cluchey, Collings, Copeland, Crafts, Craven, Crockett, Davis, Dhalac, Dill, Dodge, Doudera, Drinkwater, Eaton, Fay, Gattine, Geiger, Gere, Golek, Graham, Gramlich, Hasenfus, Henderson, Hepler, Hobbs, Jauch, Kuhn, Lajoie, Landry, LaRochelle, Lee, Lookner, Madigan, Malon, Mason, Mastraccio, Mathieson, Matlack, Meyer, Millett R, Milliken, Montell, Moonen, Moriarty, Murphy, Nutting, O'Connell, O'Neil, Osher, Paulhus, Pluecker, Pringle, Rana, Reckitt, Rielly, Riseman, Roberts, Roeder, Runte, Russell, Sachs, Salisbury, Sampson, Sargent, Sayre, Shagoury, Shaw, Sheehan, Skold, Stover, Supica, Swallow, Terry, Warren, White B, Williams, Worth, Zager, Zeigler, Madam Speaker.

NAY - Adams, Albert, Andrews, Arata, Ardell, Babin, Bagshaw, Blier, Boyer, Bradstreet, Carlow, Carmichael, Collamore, Costain, Cray, Cyrway, Ducharme, Dunphy, Faulkingham, Fredericks, Galletta, Gifford, Greenwood, Griffin, Guerrette, Haggan, Hall, Hymes, Jackson, Lanigan, Lemelin, Libby, Lyman, Millett H, Morris, Ness, Newman, Parry, Paul, Perkins, Poirier, Polewarczyk, Pomerleau, Quint, Schmersal-Burgess, Simmons, Smith, Soboleski, Strout, Theriault, Thorne, Walker, White J, Wood.

ABSENT - Abdi, Foster, Javner, Kessler, Lavigne, Perry A, Perry J, Rudnicki, Underwood, Woodsome.

Yes, 87; No, 54; Absent, 10; Vacant, 0; Excused, 0.

87 having voted in the affirmative and 54 voted in the negative, with 10 being absent, and accordingly the Ruling of the Chair was **SUSTAINED**.

The SPEAKER: The Chair recognizes the Representative from Phillips, Representative Soboleski.

Representative **SOBOLESKI**: Thank you, Madam Speaker. I motion the House stand at recess until the time of your choosing later in the day.

The SPEAKER: The Chair recognizes the Representative from Phillips, Representative Soboleski.

Representative **SOBOLESKI**: Thank you very much. I didn't know I needed to specify a time on that. So, I'd like a motion that we stand in recess until 10:00 a.m. tomorrow morning. Thank you. Today.

The SPEAKER: The motion is out of order.

The SPEAKER: The Chair recognizes the Representative from Albion, Representative Cyrway.

Representative **CYRWAY**: Thank you, Madam Speaker, Ladies and Gentlemen of the House. You know, I've been in law enforcement and I know when there's time for public safety and this is one of them. Health-wise, I've seen people upstairs, the put all day long, all the people here, we had a doctor just speak just a minute ago thinking it's a good idea we go home. We have several elderly people that health-wise shouldn't be here. I'm just trying to say that we --

Representative **ROBERTS**: Point of Order.

The SPEAKER: The Member will defer. The Chair recognizes the Representative from South Berwick, Representative Roberts.

Representative **ROBERTS**: Thank you, Madam Speaker. Point of Order. The Representative's comments are not germane to the motion.

On **POINT OF ORDER,** Representative ROBERTS of South Berwick asked the Chair if the remarks of Representative CYRWAY of Albion were germane to the pending question.

The SPEAKER: The Chair would encourage the Member to keep his comments germane to the motion.

The Chair reminded Representative CYRWAY of Albion to stay as close as possible to the pending question.

The SPEAKER: The Member may proceed.

Representative **CYRWAY**: All I'm asking is maybe take a few minutes and have leadership come to the Well and maybe you could talk and maybe come up with a solution so we could get the people home.

The SPEAKER: A roll call having been previously ordered, the pending question before the House is Passage to be Engrossed as Amended by Committee Amendment "A" (H-700). All those in favor will vote yes, those opposed will vote no.

ROLL CALL NO. 320

YEA - Ankeles, Arford, Bell, Boyle, Brennan, Cloutier, Cluchey, Copeland, Crafts, Craven, Crockett, Dhalac, Dill, Dodge, Doudera, Eaton, Faulkingham, Fay, Gattine, Geiger, Gere, Golek, Graham, Gramlich, Hasenfus, Hepler, Hobbs, Jauch, Kuhn, Landry, LaRochelle, Lee, Lookner, Madigan, Malon, Mastraccio, Mathieson, Matlack, Meyer, Millett R, Milliken, Montell, Moonen, Moriarty, Murphy, O'Neil, Osher, Paulhus, Pluecker, Pringle, Rana, Reckitt, Rielly, Riseman, Roberts, Roeder, Runte, Russell, Sachs, Salisbury, Sargent, Sayre, Shagoury, Shaw, Sheehan, Skold, Stover, Supica, Terry, Warren, Williams, Worth, Zager, Zeigler, Madam Speaker.

NAY - Adams, Albert, Andrews, Arata, Ardell, Babin, Bagshaw, Blier, Boyer, Bradstreet, Bridgeo, Campbell, Carlow, Carmichael, Collamore, Collings, Cyrway, Davis, Drinkwater, Ducharme, Dunphy, Fredericks, Galletta, Gifford, Greenwood, Griffin, Guerrette, Haggan, Henderson, Hymes, Lajoie, Lanigan, Lemelin, Libby, Lyman, Mason, Millett H, Morris, Ness, Newman, Nutting, O'Connell, Parry, Paul, Perkins, Poirier, Polewarczyk, Pomerleau, Quint, Sampson, Schmersal-Burgess, Simmons, Smith, Soboleski, Strout, Swallow, Theriault, Thorne, Walker, White B, White J, Wood.

ABSENT - Abdi, Costain, Cray, Foster, Hall, Jackson, Javner, Kessler, Lavigne, Perry A, Perry J, Rudnicki, Underwood, Woodsome.

Yes, 75; No, 62; Absent, 14; Vacant, 0; Excused, 0.

75 having voted in the affirmative and 62 voted in the negative, with 14 being absent, and accordingly the Bill was **PASSED TO BE ENGROSSED as Amended by Committee Amendment "A" (H-700)**.

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

Representative **FAULKINGHAM**: Thank you, Madam Speaker. Having voted on the prevailing side, I request the bill be held.

The SPEAKER: The Chair would answer that the bill has been held by another Member.

By unanimous consent, all matters having been acted upon were **ORDERED SENT FORTHWITH** with the exception of matters being held.

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

Representative **FAULKINGHAM**: Madam Speaker, I had a note right beside you to be delivered as soon as you hit the gavel. How could another Member hold the vote?

The SPEAKER: Another Member delivered a note ahead of yours. They are first in the queue.

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

Representative **FAULKINGHAM**: Who is holding the bill?

The SPEAKER: The Chair would answer that that information is confidential until we adjourn at the end of the day pursuant to tradition of the House.

Representative FAULKINGHAM of Winter Harbor **APPEALED** the Ruling of the Chair.

Representative TERRY of Gorham **REQUESTED** a roll call on the motion to **APPEAL** the Ruling of the Chair.

Subsequently, Representative FAULKINGHAM of Winter Harbor **WITHDREW** his **APPEAL** of the Ruling of the Chair.

On motion of Representative TERRY of Gorham, the House adjourned at 1:32 a.m., until 10:00 a.m., Friday, June 23, 2023, in honor and lasting tribute to the Honorable Michael Wayne Quint of Hodgdon and Christopher R. Sherrill of Southport.