

MAINE STATE LEGISLATURE

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House of Representatives
One Hundred and Twenty-Ninth Legislature
State of Maine

Daily Edition

First Regular Session
beginning December 5, 2018

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Majority Report of the Committee on **TAXATION** reporting **Ought to Pass as Amended by Committee Amendment "B" (H-747)** on Bill "An Act To Authorize a Local Option Sales Tax on Meals and Lodging and Provide Funding To Treat Opioid Use Disorder"

(H.P. 915) (L.D. 1254)

Signed:

Senators:

CHIPMAN of Cumberland
SANBORN, H. of Cumberland

Representatives:

TIPPING of Orono
CLOUTIER of Lewiston
DENK of Kennebunk
MATLACK of St. George
STANLEY of Medway
TERRY of Gorham

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

Signed:

Senator:

POULIOT of Kennebec

Representatives:

ARATA of New Gloucester
BICKFORD of Auburn
KRYZAK of Acton
MAREAN of Hollis

READ.

On motion of Representative TIPPING of Orono, **TABLED** pending **ACCEPTANCE** of either Report and later today assigned.

Majority Report of the Committee on **TAXATION** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-767)** on Bill "An Act To Update Certain Provisions in the Income Tax and Service Provider Tax Laws"

(H.P. 1432) (L.D. 2011)

Signed:

Senators:

CHIPMAN of Cumberland
SANBORN, H. of Cumberland

Representatives:

TIPPING of Orono
CLOUTIER of Lewiston
DENK of Kennebunk
MATLACK of St. George
STANLEY of Medway
TERRY of Gorham

Minority Report of the same Committee reporting **Ought to Pass as Amended by Committee Amendment "B" (H-768)** on same Bill.

Signed:

Senator:

POULIOT of Kennebec

Representatives:

ARATA of New Gloucester
BICKFORD of Auburn
KRYZAK of Acton
MAREAN of Hollis

READ.

On motion of Representative TIPPING of Orono, **TABLED** pending **ACCEPTANCE** of either Report and later today assigned.

Ten Members of the Committee on **JUDICIARY** report in Report "A" **Ought to Pass as Amended by Committee Amendment "C" (H-763)** on Bill "An Act Regarding the Penobscot Nation's and Passamaquoddy Tribe's Authority To Exercise Jurisdiction under the Federal Tribal Law and Order Act of 2010 and the Federal Violence Against Women Reauthorization Act of 2013"

(H.P. 571) (L.D. 766)

Signed:

Senators:

CARPENTER of Aroostook
BELLOWS of Kennebec

Representatives:

BAILEY of Saco
BABBIDGE of Kennebunk
CARDONE of Bangor
DeVEAU of Caribou
EVANGELOS of Friendship
HARNETT of Gardiner
RECKITT of South Portland
TALBOT ROSS of Portland

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

Signed:

Representatives:

CURTIS of Madison
HAGGAN of Hampden

One Member of the same Committee reports in Report "C" **Ought to Pass as Amended by Committee Amendment "D" (H-764)** on same Bill.

Signed:

Senator:

KEIM of Oxford

READ.

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

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

Representative **DILLINGHAM**: Thank you, Madam Speaker and Members of the House. Again, I raise concerns with this piece of legislation knowing that there's a much larger comprehensive bill that is still pending within the Legislature and I raise those concerns.

Representative STEWART of Presque Isle moved that the Bill be **TABLED** until later in today's session pending the motion of Representative Bailey of Saco to **ACCEPT** Report "A" **Ought to Pass as Amended.**

Representative MOONEN of Portland requested a roll call on the motion to **TABLE** until later in today's session pending the motion of Representative Bailey of Saco 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: A roll call has been ordered. The pending question before the House is to Table until later in today's session pending the motion of Representative Bailey of Saco to Accept Report "A" Ought to Pass as Amended. All those in favor will vote yes, those opposed will vote no.

ROLL CALL NO. 373

YEA - Alley, Andrews, Arata, AustinS, Blier, Bradstreet, Campbell, Corey, Curtis, Devin, Dillingham, Drinkwater, Faulkingham, FecteauJ, Foster, Griffin, Grignon, Haggan, Hall, Hanington, Hanley, Hutchins, Javner, Johansen, Keschl, Kinney, Kryzak, Lockman, Lyford, Marean, Mason, Millett, Morris, O'Connor, Ordway, Perkins, Pickett, Prescott, Rudnicki, Sampson, Skolfield, Stearns, Stetkis, Stewart, Strom, Swallow, Theriault, Tuell, Wadsworth, WhiteD.

NAY - Ackley, AustinB, Babbidge, Babine, Bailey, Berry, Blume, Brooks, Bryant, Cardone, Carney, Cloutier, Collings, Cooper, Craven, Crockett, Cuddy, DeVeau, Dodge, Doore, Doudera, Dunphy, Evangelos, Farnsworth, Fay, FecteauR, Foley, Gattine, Gramlich, Grohoski, Handy, Harnett, Harrington, Hepler, Hickman, Higgins, Hobbs, Hubbell, Hymanson, Ingwersen, Jorgensen, Kessler, Kornfield, Landry, MadiganC, MartinJ, MartinR, MartinT, Mastraccio, Matlack, Maxmin, McCrea, McCreight, McDonald, McLean, Melaragno, Meyer, Moonen, Morales, Moriarty, Nadeau, O'Connell, O'Neil, Paulhus, Pebworth, PerryA, PerryJ, PierceT, Pluecker, Reckitt, Riley, Riseman, Roberts, Rykerson, Schneck, Sharpe, Sheats, Stanley, Stover, Sylvester, Talbot Ross, Tepler, Terry, Tipping, Warren, WhiteB, Madam Speaker.

Yes, 50; No, 87; Absent, 0; Excused, 13.

50 having voted in the affirmative and 87 voted in the negative, with 13 excused, and accordingly the motion to **TABLE** until later in today's session pending the motion to Accept Report "A" Ought to Pass as Amended **FAILED**.

Subsequently, Report "A" **Ought to Pass as Amended** was **ACCEPTED**.

The Bill was **READ ONCE**. **Committee Amendment "A" (H-763)** 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-763)** and sent for concurrence.

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

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

UNFINISHED BUSINESS

The following matter, in the consideration of which the House was engaged at the time of adjournment, Tuesday, March 3, 2020, had preference in the Orders of the Day and continue with such preference until disposed of as provided by House Rule 502.

SENATE DIVIDED REPORT - Majority (10) **Ought to Pass as Amended by Committee Amendment "A" (S-408)** -

Minority (3) **Ought Not to Pass** - Committee on **VETERANS AND LEGAL AFFAIRS** on Bill "An Act To Amend Certain Laws Governing Elections"

(S.P. 656) (L.D. 1904)

- In Senate, Majority **OUGHT TO PASS AS AMENDED** Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-408)**.

TABLED - March 5, 2020 (Till Later Today) by Representative SCHNECK of Bangor.

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

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

The Bill was **READ ONCE**. **Committee Amendment "A" (S-408)** 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**.

Representative SCHNECK of Bangor **PRESENTED House Amendment "A" (H-776)**, which was **READ** by the Clerk.

The SPEAKER: The Representative may proceed.

Representative **SCHNECK**: Thank you, Madam Speaker. This Floor Amendment was brought by the Secretary of State's office. It merely backs up the UOCAVA, or the overseas vote, by 24 hours. Thank you.

Subsequently, **House Amendment "A" (H-776)** was **ADOPTED**.

Subsequently, the Bill was **PASSED TO BE ENGROSSED as Amended by Committee Amendment "A" (S-408)** and **House Amendment "A" (H-776)** in **NON-CONCURRENCE** and sent for concurrence.

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

SENATE PAPERS

The following Joint Resolution: (S.P. 777)
JOINT RESOLUTION RECOGNIZING APRIL 22, 2020 AS ENVIRONMENTAL EDUCATION DAY

WHEREAS, April 22, 2020 marks the 50th anniversary of Earth Day; and

WHEREAS, the first Earth Day in 1970 included teach-ins across the country focused on environmental education; and

WHEREAS, environmental education builds emotional and social skills, including self-esteem, character development, teamwork and leadership skills and climate literacy by encouraging students to research and think critically about complex environmental issues; and

WHEREAS, environmental education improves overall academic performance by embracing many other disciplines such as science, social studies, language arts, mathematics, engineering, fine arts and technology; and

WHEREAS, outdoor learning may contribute to greater long-term retention of academic material through hands-on, experiential learning; and

WHEREAS, green schoolyards promote physical health by providing many active and cooperative play options for children of different abilities, ages and genders; and

WHEREAS, healthy school meals support brain power with vitamins and nutrients needed for focus and energy,