

**STATE OF MAINE  
ONE HUNDRED AND TWENTY-EIGHTH LEGISLATURE  
SECOND REGULAR SESSION  
JOURNAL OF THE SENATE**

In Senate Chamber  
Wednesday  
April 4, 2018

HOUSE REPORTS - from the Committee on **STATE AND LOCAL GOVERNMENT** on Bill "An Act To Streamline Advocacy for Maine Small Businesses by Relocating the Bureau of the Special Advocate within the Department of the Secretary of State to the Department of Economic and Community Development"  
H.P. 1218 L.D. 1764  
(C "A" H-638; S "A" S-426  
to C "A" H-638)

Senate called to order by President Michael D. Thibodeau of Waldo County.

Majority - **Ought Not to Pass** (6 members)

Minority - **Ought to Pass as Amended by Committee Amendment "A" (H-638)** (4 members)

Prayer by Pastor Kent Allen, First Parish Congregational Church in Yarmouth.

In Senate, April 2, 2018, on motion by Senator **DAVIS** of Piscataquis, the Minority **OUGHT TO PASS AS AMENDED** Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-638) AS AMENDED BY SENATE AMENDMENT "A" (S-426)** thereto in **NON-CONCURRENCE**.

**PASTOR ALLEN:** Good morning. Let us be together in the spirit of prayer. O Holy and Gracious God, we give You thanks for the gift of this day and for another chance for us to work towards helping the world to become as You would have it be. We give You thanks for the freedom that we share and for democracy where Your beloved are all encouraged to live out their dreams and to live full lives. We pray Your special blessing on this Body. We pray that these Senators might be blessed with courage as they face difficult decisions. Give them wisdom to know what is right for the common good. Give them wisdom that they might be patient with one another and with a process that is sometimes slow. May they seek solutions rather than victories, work towards compromise rather than divisions, and through it all have a sense of how precious this life really is. May all that is done this day be done for Your greater glory and honor. We offer this prayer in Your many names. Amen.

Comes from the House, that Body having **INSISTED** on its former action whereby the Majority **OUGHT NOT TO PASS** Report was **READ** and **ACCEPTED**.

On motion by Senator **DAVIS** of Piscataquis, the Senate **INSISTED**.

**Joint Resolutions**

The following Joint Resolution:

H.P. 1300

**JOINT RESOLUTION  
RECOGNIZING THE STATE'S CREDIT UNIONS**

Pledge of Allegiance led by Senator Brian D. Langley of Hancock County.

WHEREAS, Maine's credit unions are member-owned and member-operated financial cooperatives with an unwavering commitment to serving the needs of their members and communities. The nonprofit structure of credit unions provides each member with an equal voice and representation in the operations of the credit union. Serving members in all 16 Maine counties and in every community, Maine's credit unions are focused on the needs of their member owners with the primary purpose of benefiting the nearly 700,000 Maine consumers who use credit unions; and

Reading of the Journal of Tuesday, April 3, 2018.

WHEREAS, the economic benefit that Maine's credit unions provide to Maine consumers is approximately \$50,000,000 annually, as a result of lower and fewer fees on products and services, lower interest rates on loans and higher interest rates on savings; and

Doctor of the Day, Honorable Patricia Hymanson, M.D., of York

WHEREAS, Maine is ranked as the nation's 5th strongest credit union state based on the percentage of population that uses a credit union, a position Maine has held for 15 consecutive years, and credit unions serve more than half the residents of the State; and

Off Record Remarks

**PAPERS FROM THE HOUSE**

**Non-Concurrent Matter**

WHEREAS, the 2,250 full-time and part-time employees of Maine's credit unions and the more than 1,000 unpaid volunteers who serve on credit union boards and committees demonstrate the core credit union values, philosophy and mission of people helping people by contributing to the communities they serve, not just with financial services but by fostering a spirit that strengthens communities; and

WHEREAS, since 1990 Maine's credit unions and their members have raised over \$8,000,000 to help end hunger in Maine, including a record-setting \$740,000 in 2017. One hundred percent of all money that is raised through the Maine Credit Unions' Campaign for Ending Hunger stays in Maine and goes directly to assist thousands of Maine families and individuals who otherwise would go hungry. In addition to contributing thousands of dollars to food pantries in communities across the State, Maine's credit unions also help to provide funds for statewide initiatives to help end hunger, such as being the primary source of funding for the State's first Food Mobile, which has delivered more than 5,200,000 pounds of food to food pantries in every Maine county since 2005; and

WHEREAS, in partnership with the Good Shepherd Food Bank, Maine's credit unions, as major supporters of the Backpack Program and the School Pantry Program, have demonstrated a renewed commitment to ending childhood hunger. The support of Maine's credit unions has helped these programs to grow to serve more than 120 schools and more than 3,500 students weekly and to provide significant help to the one in 4 Maine children who might otherwise go hungry; and

WHEREAS, in 2017 Maine's credit unions contributed more than \$2,500,000 to a variety of causes and organizations, including financial literacy programs such as Youth Financial Fitness Fairs, which were delivered to a record-setting 20,000 high school students during the past school year, the Maine children's cancer program, the Red Cross, Special Olympics and countless organizations in communities across Maine. In the past 15 years, Maine credit unions have contributed more than 450,000 volunteer hours to their communities, an effort that makes a significant and positive impact not only on the organizations that receive this assistance but also on the people who are served by and benefit from the services and resources that they provide; and

WHEREAS, since 1921 Maine's credit unions have been contributing to the betterment of the lives of thousands of Maine people, who have been helped to achieve financial success and stability. Throughout Maine, credit unions continue to play a vital economic and socially responsible role in the lives of individuals and remain a local, significant and stable presence in the communities they serve; now, therefore, be it

RESOLVED: That We, the Members of the One Hundred and Twenty-eighth Legislature now assembled in the Second Regular Session, take this opportunity to recognize the Maine Credit Union League and Maine's credit unions for their positive contributions and the significant role they have played in the lives of Maine citizens and their communities for more than 96 years. Maine is a better place because of the service, dedication and contributions of Maine's credit unions; and be it further

RESOLVED: That suitable copies of this resolution, duly authenticated by the Secretary of State, be transmitted to the Maine Credit Union League and its member credit unions.

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

**READ and ADOPTED**, in concurrence.

The following Joint Resolution:

H.P. 1332

**JOINT RESOLUTION  
TO SUPPORT FAMILY CAREGIVERS IN MAINE**

WHEREAS, the population of Maine is aging and Maine currently has the highest median age in the country; and

WHEREAS, the majority of Maine citizens wish to remain in their homes and communities as they age; and

WHEREAS, providing care in homes and communities is less costly than providing care in institutional settings; and

WHEREAS, a family caregiver can be a spouse, partner, adult child, other relative, friend or neighbor who has a significant relationship with, and who provides a broad range of assistance to, an adult dealing with the challenges of age, illness, injury or chronic or disabling conditions; and

WHEREAS, currently, there are 178,000 family caregivers in Maine; and

WHEREAS, family caregivers in Maine provide an estimated 165,000,000 hours of unpaid care annually, which can be valued at nearly \$2,220,000,000; and

WHEREAS, family caregivers spend, on average, between \$6,954 and \$11,923 out of pocket annually in caring for their loved ones; and

WHEREAS, 69,000 family caregivers in Maine are caring for a loved one with Alzheimer's disease; and

WHEREAS, the Maine Legislature has passed various provisions into law in support of family caregivers, including the State Plan for Alzheimer's Disease and Related Dementias in Maine; an Act To Allow a Patient To Designate a Caregiver in the Patient's Medical Record, informally known as the CARE Act; and the Maine State Housing Authority's home accessibility modification tax credit; and

WHEREAS, the United States Senate and United States House of Representatives are currently considering proposed federal legislation, The Credit for Caring Act of 2017; and

WHEREAS, in January 2018, President Trump signed into law the RAISE Family Caregivers Act, which was supported by Maine's entire congressional delegation; and

WHEREAS, family caregivers often work full-time or part-time while providing care for a loved one, without access to paid family leave, while others are forced to leave the workforce, for a period of time or permanently, to provide care; and

WHEREAS, the ratio of potential family caregivers to the growing number of those who need care has already begun a steep decline; and

WHEREAS, direct care workers, certified nursing assistants, personal care attendants, home health aides and certified geriatricians cannot meet the current or projected need in Maine; and

WHEREAS, the National Academies of Sciences, Engineering, and Medicine reports that the need to recognize and support family caregivers is the most significantly overlooked challenge facing the United States; and

WHEREAS, Maine must find ways to support family caregivers in their efforts to provide care to loved ones, allowing Maine citizens to safely and comfortably age in their own homes, helping to preserve communities and avoiding the expense of institutional care; now, therefore, be it

RESOLVED: That We, the Members of the One Hundred and Twenty-eighth Legislature now assembled in the Second Regular Session, on behalf of the people we represent, support the review of state policies and programs for their effectiveness in addressing the needs of family caregivers and their loved ones and recognize November as Maine Family Caregivers Month and encourage Maine citizens to participate in activities related to National Family Caregivers Month; and be it further

RESOLVED: That a suitable copy of this resolution, duly authenticated by the Secretary of State, be sent to the Department of Health and Human Services.

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

**READ** and **ADOPTED**, in concurrence.

The following Joint Resolution:

H.P. 1333

**JOINT RESOLUTION  
RECOGNIZING APRIL 2018 AS AUTISM AWARENESS  
MONTH**

WHEREAS, autism is a spectrum disorder, which means no 2 people with autism are affected the same way, and it is a complex developmental disability that usually appears during the first 3 years of life and results in a neurological disorder that affects the functioning of the brain and social interaction and communication skills; and

WHEREAS, in the United States, one in 68 children is diagnosed with this spectrum disorder and prevalence has increased 30% since the United States Centers for Disease Control and Prevention's study in 2008; and

WHEREAS, autism knows no racial, ethnic or social boundaries and neither income nor lifestyle nor education affects its occurrence and it is estimated that more than 3,500,000 people live with autism spectrum disorder in the United States; and

WHEREAS, autism costs the United States over \$137,000,000,000 in annual health care costs, most of which are in adult services, and these costs are anticipated to increase; and

WHEREAS, while a single specific cause of autism is not known, current research links it to biological or neurological differences in the brain, and outdated theories and myths, such as autism being a mental illness, have been proven to be false; and

WHEREAS, with support, people with autism can live full lives and make meaningful contributions to society; now, therefore, be it

RESOLVED: That We, the Members of the One Hundred and Twenty-eighth Legislature now assembled in the Second Regular Session, on behalf of the people we represent, pause in our deliberations to acknowledge that the month of April 2018 is Autism Awareness Month and to pledge our support and encouragement to all those affected by autism; and be it further

RESOLVED: That suitable copies of this resolution, duly authenticated by the Secretary of State, be transmitted to the Autism Society of Maine as a token of our respect and support.

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

**READ** and **ADOPTED**, in concurrence.

**COMMUNICATIONS**

The Following Communication: S.C. 952

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

March 29, 2018

The Honorable Michael D. Thibodeau  
President of the Senate of Maine  
128th Maine State Legislature  
State House  
Augusta, Maine 04333-0003

Dear Mr. President:

In accordance with 3 M.R.S.A., Section 157, and with Joint Rule 505 of the Maine Legislature, the Joint Standing Committee on Environment and Natural Resources has had under consideration the nomination of Mark C. Draper of Caribou, for reappointment to the Board of Environmental Protection.

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

|        |                 |   |  |
|--------|-----------------|---|--|
| YEAS   | Senators        | 2 | Saviello of Franklin, Gratwick of Penobscot  |
|        | Representatives | 9 | Tucker of Brunswick, Duchesne of Hudson, Fay of Raymond, Harlow of Portland, Kinney of Limington, Martin of Eagle Lake, Pierce of Dresden, Strom of Pittsfield, Zeigler of Montville |
| NAYS   |                 | 0 |  |
| ABSENT |                 | 2 | Sen. Volk of Cumberland, Rep. Campbell of Orrington  |

Eleven members of the Committee having voted in the affirmative and zero in the negative, it was the vote of the Committee that the nomination of Mark C. Draper of Caribou, for reappointment to the Board of Environmental Protection be confirmed.

Signed,

S/Thomas B. Saviello  
Senate Chair

S/Ralph L. Tucker  
House Chair

**READ and ORDERED PLACED ON FILE.**

The Chair noted the absence of the Senator from Cumberland, Senator **DIAMOND**, the Senator from York, Senator **HILL**, and the Senator from Cumberland, Senator **DION**, and further excused the same Senators from today's Roll Call votes.

The Chair noted the absence of the Senator from Oxford, Senator **KEIM**, and the Senator from Penobscot, Senator **CUSHING**, and further excused the same Senators from voting on this matter.

The President laid before the Senate the following: "Shall the recommendation of the Committee on **ENVIRONMENT AND NATURAL RESOURCES** be overridden?"

In accordance with 3 M.R.S.A., Chapter 6, Section 158 and with Joint Rule 506 of the 128<sup>th</sup> Legislature, the vote was taken by the Yeas and Nays.

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

**ROLL CALL (#584)**

YEAS: Senators: None

NAYS: Senators: BELLOWS, BRAKEY, BREEN, CARPENTER, CARSON, CHENETTE, CHIPMAN, COLLINS, CYRWAY, DAVIS, DESCHAMBAULT, DILL, DOW, GRATWICK, HAMPER, JACKSON, KATZ, LANGLEY, LIBBY, MAKER, MASON, MILLETT, MIRAMANT, ROSEN, SAVIELLO, VITELLI, VOLK, WHITTEMORE, WOODSOME, PRESIDENT THIBODEAU

EXCUSED: Senators: CUSHING, DIAMOND, DION, HILL, KEIM

No Senator having voted in the affirmative and 30 Senators having voted in the negative, with 5 Senators being excused, and none being less than two-thirds of the Membership present and voting, it was the vote of the Senate that the Committee's recommendation be **ACCEPTED** and the nomination of **Mark C. Draper** of Caribou for reappointment to the Board of Environmental Protection was **CONFIRMED**.

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

The Following Communication: S.C. 951

**SENATE OF MAINE  
128TH LEGISLATURE  
OFFICE OF THE PRESIDENT**

March 30, 2018

The Honorable Heather J.R. Priest  
Secretary of the Senate  
3 State House Station  
Augusta, Maine 04333

Dear Secretary Priest:

Pursuant to my authority under Senate Rule 201.3, I have appointed Senator Ronald F. Collins of York to the Joint Standing Committee on Veterans and Legal Affairs. With this appointment Senator Collins will be replacing Senator Roger Katz of Kennebec.

Sincerely,

S/Michael D. Thibodeau  
President of the Senate

**READ and ORDERED PLACED ON FILE.**

The Following Communication: S.C. 953

**STATE OF MAINE  
OFFICE OF THE GOVERNOR  
AUGUSTA, MAINE**

April 2, 2018

The Honorable Michael Thibodeau  
President of the Senate  
3 State House Station  
Augusta, Maine 04333

Dear President Thibodeau:

This is to inform you that I am today nominating Nicki Fowlie of Appleton for appointment to the Maine Community College System Board of Trustees.

Pursuant to Title 20-A, MRSA §12705, this appointment is contingent on the Maine Senate confirmation after review by the Joint Standing Committee on Education and Cultural Affairs.

Sincerely,

S/Paul R. LePage  
Governor

**READ and ORDERED PLACED ON FILE.**

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

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Senate at Ease.

The Senate was called to order by the President.

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Senator **ROSEN** of Hancock requested and received leave of the Senate that members and staff be allowed to remove their jackets for the remainder of this Legislative Day.

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## ORDERS

### Joint Resolution

Joint Resolution in Memoriam:

WHEREAS, the Legislature has learned with deep regret of the death of:

Normand "Blackie" Labbe, Sr., of Minot. Mr. Labbe was widely known as the friendly, always-there owner of Blackie's Farm Fresh Produce in Auburn. Mr. Labbe operated his family's store L & C Cash Market on Lisbon Street in Lewiston before selling the business in the 1980s. In 1985, he established a small, seasonal fruit stand on Minot Avenue and soon was selling produce from his 120-acre farm in Minot year-round, full-time. He and his wife, Jackie, had 8 children and took in a number of other children who were troubled, who had difficult childhoods or who had nowhere else to go. Mr. Labbe will be long remembered and sadly missed by Jackie, to whom he was married for 66 years, and by his family and friends and all those whose lives he touched;

SLS 804

Sponsored by Senator BRAKEY of Androscoggin.  
Cosponsored by Representatives: BICKFORD of Auburn,  
DILLINGHAM of Oxford, ESPLING of New Gloucester,  
MELARAGNO of Auburn, SHEATS of Auburn.

The Joint Resolution was **READ**.

**THE PRESIDENT:** The Chair recognizes the Senator from Androscoggin, Senator Brakey.

Senator **BRAKEY:** Thank you, Mr. President. It's with a heavy heart that I rise today to do the best I can to pay tribute to Normand Labbe. For those of us in the community, we all knew him as Blackie. To call him a pillar of the community would not be an understatement. He passed away peacefully at the age of 87 on February 19<sup>th</sup> surrounded by his loving family. He grew up in Lewiston and attended St. Peter's School until the 8<sup>th</sup> grade, where he went to work full-time alongside his father at L & C Cash Market on Lisbon Street in Lewiston and he delivered groceries with a horse and wagon prior to going to school each

morning. In 1986 he opened Blackie's Farm Fresh Produce on Minot Avenue in Auburn and then on Sabattus Street in Lewiston. He loved interacting with customers who he called all his friends. He looked forward to going to work at the stand every day. On July 21, 1952 he married his wife, Jackie, in Lewiston. They moved to their farm in Minot where they raised their 8 children and took in many kids needing a place to live. Needless to say, he put them all to work in the garden. He loved to be on his tractors, whether it was giving rides to his grandchildren or pulling his wagon loaded with boxes of tomatoes, corn, pumpkins, and all of the vegetables that he grew, which gave him so much pride. Blackie loved being around people and always said he had a good life. He frequently said he never worked a day in his life because if you're doing what you like it's not work and he always told his employees that the cheapest thing in the world is a smile. Today we're joined by many of his family and friends, including his wife, Jackie. I'll tell you just before the session began I was speaking with many of them and one thing that really struck me: one of his family members told me about the many slips of paper that Blackie kept over the years. They were IOUs for when people came to the stand needing food and they couldn't pay. But he never sought people out to collect on those debts. It was really just an honor system and when she asked him at one point why he never went out and collected on these debts he said, 'You know, people gotta eat and it doesn't affect my lifestyle any and people gotta eat.' That's just the kind of man that Blackie was. I'll tell you the first time I met Blackie was actually just over four years ago. There'd actually been a fire on Christmas Day in 2013 and his family, their 200 year old farmhouse was lost in that fire. It was - it shook the whole community; all the people whose lives that Blackie and his family had touched. The whole community rallied together in support and I came to a bean supper fundraiser in Minot that was being hosted to support him. That's where I met Blackie for the first time. I was actually a first time candidate running for office and introduced myself to him and he asked me, 'What party are you running as?' I said, 'Well, I'm a Republican.' He said, 'Well, I'm a Democrat but I won't hold it against you.' To prove it, he then took me around the entire room and introduced me to all his Republican friends. That's the kind of man Blackie was. I think that every person who knew Blackie has a fond memory like that of him and we are certainly - the whole Androscoggin County community is - feels his loss. But he is a great example of a life very well lived and the impact that he had on so many people's lives I'm sure will be felt not just for years to come but for generations to come. Thank you for the opportunity to speak, Mr. President.

**THE PRESIDENT:** The Chair recognizes the Senator from Androscoggin, Senator Mason.

Senator **MASON:** Thank you, Mr. President. Mr. President, ladies and gentlemen of the Senate, I just wanted to stand up and talk just for a minute about Blackie and his family. I think that the Senator from Androscoggin, Senator Brakey, did a great job of talking about Blackie's life and legacy he left on Androscoggin County. I just wanted to add a few thoughts. I remember growing up many, many people got their first job working for Blackie either at the farm stand or in the fields of the farm and through Blackie and his family a lot of kids that I grew up with learned the value of hard work and learned the value of a dollar. You know, I actually got to know the Labbe family through the Maniacs and they even took in some rogue hockey players every now and again if I

needed it and anytime that I ever needed anything for a community project I knew that I could go there and it would never be a problem. But you know, Mr. President, this family is the example of the adage that a farmer's table is never full, there's always room for one more. So I express my condolences to the family. I wish them the best and thank you for the legacy that was left for our county and the people that Senator Brakey, Senator Libby, and I represent. Thank you, Mr. President.

The Joint Resolution was **ADOPTED**.

Sent down for concurrence.

**THE PRESIDENT:** The Chair is extremely pleased to recognize in the Chamber with us today family and friends of Normand "Blackie" Labbe, Sr., along with Normand's wife, Jackie Labbe. Would they all please rise and accept the condolences of the State Senate.

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**ORDERS**

**Joint Resolution**

On motion by Senator **WOODSOME** of York (Cosponsored by Senators: CUSHING of Penobscot, DION of Cumberland, President THIBODEAU of Waldo, Representatives: BERRY of Bowdoinham, COOPER of Yarmouth, Speaker GIDEON of Freeport), the following Joint Resolution:

S.P. 728

**STATE OF MAINE  
IN THE YEAR OF OUR LORD  
TWO THOUSAND AND EIGHTEEN**

**JOINT RESOLUTION  
DECLARING APRIL 8-14, 2018 AS  
MAINE PUBLIC SAFETY TELECOMMUNICATORS WEEK**

**WHEREAS**, the United States Congress recognizes the 2nd week of April as "National Public Safety Telecommunicators Week"; and  
**WHEREAS**, over 500,000 dedicated men and women are engaged in the operation of emergency response systems for federal, state, county and local governmental entities throughout the United States; and  
**WHEREAS**, these unseen first responders are responsible for responding to the telephone calls of the general public for police, fire and emergency medical assistance and for dispatching assistance to help save the lives and property of our citizens; and  
**WHEREAS**, Americans place their trust in these individuals, not just this week, but every day of the year, and rely on their knowledge and professionalism as they make critical decisions, obtain information and quickly dispatch needed aid; and  
**WHEREAS**, the calls for help include not only police, fire and emergency medical service calls but those governmental communications related to natural disasters, forestry and conservation operations, highway safety and maintenance activities and all other operations that modern governmental agencies must conduct; and

**WHEREAS**, Maine's public safety telecommunicators daily serve the public in countless ways without due recognition by the beneficiaries of their services; now, therefore, be it  
**RESOLVED:** That We, the Members of the One Hundred and Twenty-eighth Legislature now assembled in the Second Regular Session, on behalf of the people we represent, take this opportunity to recognize April 8-14, 2018 as Maine Public Safety Telecommunicators Week.

**READ and ADOPTED.**

Sent down for concurrence.

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Off Record Remarks

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

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**REPORTS OF COMMITTEES**

**House**

**Ought to Pass As Amended**

The Committee on **AGRICULTURE, CONSERVATION AND FORESTRY** on Bill "An Act To Strengthen the Law Regarding Dangerous Dogs"

H.P. 607 L.D. 858

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-706)**.

Comes from the House with the Report **READ and ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-706)**.

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

Bill **READ ONCE**.

Committee Amendment "A" (H-706) **READ and ADOPTED**, in concurrence.

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

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The Committee on **ENERGY, UTILITIES AND TECHNOLOGY** on Bill "An Act To Extend Arrearage Management Programs"  
H.P. 1285 L.D. 1848

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-708)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-708)**.

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

Bill **READ ONCE**.

Committee Amendment "A" (H-708) **READ** and **ADOPTED**, in concurrence.

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

On motion by Senator **WOODSOME** of York, the Minority **OUGHT TO PASS AS AMENDED** Report **ACCEPTED**, in **NON-CONCURRENCE**.

Bill **READ ONCE**.

Committee Amendment "A" (H-707) **READ** and **ADOPTED**.

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

Ordered sent down forthwith for concurrence.

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**Divided Report**

The Majority of the Committee on **ENERGY, UTILITIES AND TECHNOLOGY** on Bill "An Act To Amend the Laws Governing Expedited Permitting for Wind Energy Development" (EMERGENCY)

H.P. 1255 L.D. 1810

Reported that the same **Ought Not to Pass**.

Signed:

Senators:

CUSHING of Penobscot  
DION of Cumberland

Representatives:

BERRY of Bowdoinham  
COOPER of Yarmouth  
DeCHANT of Bath  
RILEY of Jay  
RYKERSON of Kittery  
SANBORN of Portland

The Minority of the same Committee on the same subject reported that the same **Ought To Pass as Amended by Committee Amendment "A" (H-707)**.

Signed:

Senator:

WOODSOME of York

Representatives:

HANLEY of Pittston  
HARVELL of Farmington  
O'CONNOR of Berwick  
WADSWORTH of Hiram

Comes from the House with the Majority **OUGHT NOT TO PASS** Report **READ** and **ACCEPTED**.

Reports **READ**.

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

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**Divided Report**

The Majority of the Committee on **HEALTH AND HUMAN SERVICES** on Bill "An Act To Protect Substance-exposed Infants"

H.P. 746 L.D. 1063

Reported that the same **Ought to Pass as Amended by Committee Amendment "B" (H-678)**.

Signed:

Senator:

CHIPMAN of Cumberland

Representatives:

HYMANSON of York  
DENNO of Cumberland  
MADIGAN of Waterville  
MALABY of Hancock  
McCREIGHT of Harpswell  
PARKER of South Berwick  
PERRY of Calais

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

Signed:

Senators:

BRAKEY of Androscoggin  
HAMPER of Oxford

Representatives:

CHACE of Durham  
HEAD of Bethel  
SANDERSON of Chelsea

Comes from the House with the Majority **OUGHT TO PASS AS AMENDED** Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "B" (H-678)**.

Reports **READ**.

On motion by Senator **BRAKEY** of Androscoggin, **TABLED** until Later in Today's Session, pending **ACCEPTANCE OF EITHER REPORT**.

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**Senate**

**Ought to Pass As Amended**

Senator DOW for the Committee on **TAXATION** on Bill "An Act To Clarify the Sales Tax Exemption for Vehicles Used in Interstate or Foreign Commerce"

S.P. 633 L.D. 1734

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-438)**.

Report **READ**.

On motion by Senator **DOW** of Lincoln, **TABLED** until Later in Today's Session pending **ACCEPTANCE OF THE REPORT**.

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**Divided Report**

The Majority of the Committee on **ENERGY, UTILITIES AND TECHNOLOGY** on Bill "An Act To Control Electricity Transmission Costs through the Development of Nontransmission Alternatives"

S.P. 516 L.D. 1487

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-435)**.

Signed:

Senators:

WOODSOME of York  
DION of Cumberland

Representatives:

BERRY of Bowdoinham  
COOPER of Yarmouth  
DeCHANT of Bath  
RILEY of Jay  
SANBORN of Portland

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

Signed:

Senator:

CUSHING of Penobscot

Representatives:

O'CONNOR of Berwick  
WADSWORTH of Hiram

Reports **READ**.

On motion by Senator **WOODSOME** of York, **TABLED** until Later in Today's Session pending **ACCEPTANCE OF EITHER REPORT**.

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**Divided Report**

The Majority of the Committee on **ENERGY, UTILITIES AND TECHNOLOGY** on Bill "An Act To Authorize the Public Utilities Commission To Determine the Amount of the E-9-1-1 Surcharge"  
S.P. 615 L.D. 1671

Reported that the same **Ought Not to Pass**.

Signed:

Senator:

DION of Cumberland

Representatives:

BERRY of Bowdoinham  
COOPER of Yarmouth  
DeCHANT of Bath  
RILEY of Jay  
RYKERSON of Kittery  
SANBORN of Portland

The Minority of the same Committee on the same subject reported that the same **Ought To Pass as Amended by Committee Amendment "A" (S-436)**.

Signed:

Senators:

WOODSOME of York  
CUSHING of Penobscot

Representatives:

HANLEY of Pittston  
HARVELL of Farmington  
O'CONNOR of Berwick  
WADSWORTH of Hiram

Reports **READ**.

On motion by Senator **WOODSOME** of York, the Minority **OUGHT TO PASS AS AMENDED** Report **ACCEPTED**.

Bill **READ ONCE**.

Committee Amendment "A" (S-436) **READ** and **ADOPTED**.

**ASSIGNED FOR SECOND READING NEXT LEGISLATIVE DAY.**

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**Divided Report**

The Majority of the Committee on **TAXATION** on Bill "An Act To Amend the Maine Tax Laws"

S.P. 676 L.D. 1805

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-439).**

Signed:

Senators:

DOW of Lincoln  
CUSHING of Penobscot

Representatives:

TIPPING of Orono  
BICKFORD of Auburn  
GRANT of Gardiner  
HILLIARD of Belgrade  
POULIOT of Augusta  
STANLEY of Medway  
TERRY of Gorham  
WARD of Dedham

The Minority of the same Committee on the same subject reported that the same **Ought To Pass as Amended by Committee Amendment "B" (S-440).**

Signed:

Senator:

CHENETTE of York

Representatives:

COOPER of Yarmouth  
TEPLER of Topsham

Reports **READ**.

On motion by Senator **DOW** of Lincoln, the Majority **OUGHT TO PASS AS AMENDED BY COMMITTEE AMENDMENT "A" (S-439)** Report **ACCEPTED**.

Bill **READ ONCE**.

Committee Amendment "A" (S-439) **READ** and **ADOPTED**.

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

Sent down for concurrence.

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

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**SECOND READERS**

The Committee on **Bills in the Second Reading** reported the following:

**House As Amended**

Bill "An Act To Create Mental Health Liaison Positions in Each County Jail"

H.P. 679 L.D. 966  
(C "A" H-700)

On motion by Senator **DESCHAMBAULT** of York, the Senate **RECONSIDERED** whereby it **ADOPTED** Committee Amendment "A" (H-700).

On further motion by same Senator, Senate Amendment "A" (S-441) to Committee Amendment "A" (H-700) **READ**.

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

Senator **DESCHAMBAULT:** Thank you, Mr. President. I wish to bring to your attention the L.D. 966. The original title of that bill was An Act to Create Mental Health Liaison Positions in Each County Jail. The amendment that was passed, the title is An Act Regarding Persons with Mental Illness and Substance Abuse Disorders in Jails and Correctional Facilities. Throughout the bill it does talk about correctional facilities. It also mentions developing a council and the original bill had the Commissioner of the Department of Human Services and the Commissioner of Public Safety. Since it now includes correctional facilities, my amendment adds to also include the Commissioner of Corrections. Thank you very much.

On motion by Senator **DESCHAMBAULT** of York, Senate Amendment "A" (S-441) to Committee Amendment "A" (H-700) **ADOPTED**.

Committee Amendment "A" (H-700) as Amended by Senate Amendment "A" (S-441) thereto, **ADOPTED**, in **NON-CONCURRENCE**.

Under suspension of the Rules, Bill **READ A SECOND TIME** and **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-700) AS AMENDED BY SENATE AMENDMENT "A" (S-441)** thereto, in **NON-CONCURRENCE**.

Ordered sent down forthwith for concurrence.

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**ENACTORS**

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

**Acts**

An Act To Protect Licensing Information of Medical Professionals  
S.P. 430 L.D. 1267  
(C "A" S-424)

An Act To Amend the Laws Governing Education  
H.P. 1271 L.D. 1829  
(C "A" H-694; S "A" S-427)

An Act To Amend the State's Electronic Waste Laws  
H.P. 1284 L.D. 1847  
(C "A" H-696)

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

Ordered sent down forthwith.

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

**COMMUNICATIONS**

The Following Communication: S.C. 956

**STATE OF MAINE  
OFFICE OF THE GOVERNOR  
AUGUSTA, MAINE**

3 April 2018

The 128th Legislature of the State of Maine  
State House  
Augusta, ME

Dear Honorable Members of the 128th Legislature:

Under the authority vested in me by Article IV, Part Third, Section 2 of the Constitution of the State of Maine, I am hereby vetoing LD 565, "An Act Regarding the Prescribing and Dispensing of Naloxone Hydrochloride by Pharmacists."

This bill removes a sunset provision in Maine pharmacy law which means that pharmacists will forever be permitted to prescribe and dispense naloxone. The bill also requires the Board of Pharmacy to develop training and prescribing rules for pharmacists who choose to prescribe and dispense naloxone.

The use of naloxone is only one tool in the State's fight against opioid misuse. The Legislature's focus on naloxone as the most important tool is sadly misplaced. As I have asserted in previous veto messages on this subject, to win the fight against abuse of opioids, we must get at the root causes and treatments of addiction, not simply offer the naloxone band aid.

Additionally, this bill is unnecessary because it is redundant. The Board of Pharmacy has already adopted proposed rules relative to the dispensing of naloxone. We do not need more rulemaking on the same subject.

Making it possible for anyone and everyone to obtain naloxone extends the misuse of opioids and is simply bad public policy.

For these reasons, I return LD 565 unsigned and vetoed. I strongly urge the Legislature to sustain it.

Sincerely,

S/Paul R. LePage  
Governor

**READ and ORDERED PLACED ON FILE.**

The accompanying Bill:

An Act Regarding the Prescribing and Dispensing of Naloxone Hydrochloride by Pharmacists  
S.P. 183 L.D. 565

**THE PRESIDENT:** The Chair recognizes the Senator from Androscoggin, Senator Brakey.

Senator **BRAKEY:** Thank you, Mr. President. I will be brief and I rise to ask the Chamber to override the Governor's veto on this legislation, which came through with pretty strong support in the Health and Human Services Committee. All this legislation does is it repeals a sunset that's currently in statute, a sunset on the ability for pharmacists to prescribe and dispense naloxone to individuals so that people don't have to get a separate prescription from a doctor. This helps individuals if a family member or a loved one - you know, if you're a mother or father and you have a child who is struggling with addiction to opiates and you want to have naloxone on hand in case the worst happens. This is simply giving people the freedom to be able to have that on hand. I will say, you know, as someone who is - personally as someone who is pro-life, I think that there is a lesson to be learned from every stupid mistake you make in life, but you have to be alive to learn the lesson. This is about making sure that people can be alive to learn the lesson, to turn their life around, and to get on the right track. So I hope that we will override the Governor's veto today. Thank you very much.

**THE PRESIDENT:** The Chair recognizes the Senator from Cumberland, Senator Chipman.

Senator **CHIPMAN:** Thank you, Mr. President. Men and women of the Senate, I concur with my colleague from Androscoggin, Senator Brakey. This bill, the existing naloxone law, there's been a lot of discussion about, it's just now taking effect. It was passed two years ago. Had a sunset on it of July of next year, so this would simply not let that expire. We're going through all the work of rulemaking to implement this law, to have it expire next July makes no sense, and it was unanimous out of Health and Human Services. I believe it passed here unanimous under the gavel and in the House as well. So I ask for your vote on the override. Thank you.

The President laid before the Senate the following: "Shall this Bill become law notwithstanding the objections of the Governor? In accordance with Article IV, Part Third, Section 2 of the Constitution, the vote will be taken by the Yeas and Nays. A vote of yes will be in favor of overriding the veto of the Governor. A vote of no will be in favor of sustaining the veto of the Governor."

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

**ROLL CALL (#585)**

YEAS: Senators: BELLOWS, BRAKEY, BREEN, CARPENTER, CARSON, CHENETTE, CHIPMAN, COLLINS, CUSHING, CYRWAY, DAVIS, DESCHAMBAULT, DILL, DOW, GRATWICK, HAMPER, JACKSON, KATZ, KEIM, LANGLEY, LIBBY, MAKER, MASON, MILLETT, MIRAMANT, ROSEN, SAVIELLO, VITELLI, VOLK, WHITTEMORE, WOODSOME, PRESIDENT THIBODEAU

NAYS: Senators: None

EXCUSED: Senators: DIAMOND, DION, HILL

32 Senators having voted in the affirmative and no Senator having voted in the negative, with 3 Senators being excused, and 32 being more than two-thirds of the members present and voting, it was the vote of the Senate that the veto of the Governor be **OVERRIDDEN** and the Bill become law notwithstanding the objections of the Governor.

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

The Following Communication: S.C. 957

**STATE OF MAINE  
OFFICE OF THE GOVERNOR  
AUGUSTA, MAINE**

3 April 2018

The 128th Legislature of the State of Maine  
State House  
Augusta, ME

Dear Honorable Members of the 128th Legislature:

Under the authority vested in me by Article IV, Part Third, Section 2 of the Constitution of the State of Maine, I am hereby vetoing LD 1772, "Resolve, Directing the Attorney General To Update the Portions of the Consumer Law Guide Pertaining to Implied Warranties."

This bill requires the Attorney General to consult with interested parties and then review and update the Attorney General's Consumer Law Guide by July 1, 2018, as it pertains to implied warranties on consumer goods other than motor vehicles. This resolve is simply not necessary. Appliance companies and other retailers have already notified the Attorney General of their concerns regarding implied warranties. The Consumer Law Guide is a product of the Attorney General's Office. The Attorney General has sufficient resources and staff to review the Guide and determine whether it needs to be clarified.

For this reason, I return LD 1772 unsigned and vetoed. I strongly urge the Legislature to sustain it.

Sincerely,

S/Paul R. LePage  
Governor

**READ and ORDERED PLACED ON FILE.**

The accompanying Resolve:

Resolve, Directing the Attorney General To Update the Portions of the Consumer Law Guide Pertaining to Implied Warranties (EMERGENCY)

S.P. 659 L.D. 1772

The President laid before the Senate the following: "Shall this Resolve become law notwithstanding the objections of the Governor? In accordance with Article IV, Part Third, Section 2 of the Constitution, the vote will be taken by the Yeas and Nays. A vote of yes will be in favor of overriding the veto of the Governor. A vote of no will be in favor of sustaining the veto of the Governor."

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

**ROLL CALL (#586)**

YEAS: Senators: BELLOWS, BRAKEY, BREEN, CARPENTER, CARSON, CHENETTE, CHIPMAN, COLLINS, CUSHING, CYRWAY, DAVIS, DESCHAMBAULT, DILL, DOW, GRATWICK, HAMPER, JACKSON, KATZ, KEIM, LANGLEY, LIBBY, MAKER, MASON, MILLETT, MIRAMANT, ROSEN, SAVIELLO, VITELLI, VOLK, WHITTEMORE, WOODSOME, PRESIDENT THIBODEAU

NAYS: Senators: None

EXCUSED: Senators: DIAMOND, DION, HILL

32 Senators having voted in the affirmative and no Senator having voted in the negative, with 3 Senators being excused, and 32 being more than two-thirds of the members present and voting, it was the vote of the Senate that the veto of the Governor be **OVERRIDDEN** and the Resolve become law notwithstanding the objections of the Governor.

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

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

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### ORDERS OF THE DAY

#### Unfinished Business

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

The Chair laid before the Senate the following Tabled and Later Assigned (4/2/18) matter:

HOUSE REPORTS - from the Committee on **APPROPRIATIONS AND FINANCIAL AFFAIRS** on Bill "An Act To Align the Criteria Used by the Maine Public Employees Retirement System in Determining Veterans' Disability Claims with the Criteria Used by the United States Department of Veterans Affairs"  
H.P. 365 L.D. 521

Majority - **Ought to Pass as Amended by Committee Amendment "A" (H-688)** (8 members)

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

Tabled - April 2, 2018 by Senator **HAMPER** of Oxford

Pending - **ACCEPTANCE OF EITHER REPORT**

(In House, the Majority **OUGHT TO PASS AS AMENDED** Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-688)**.)

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

Bill **READ ONCE**.

Committee Amendment "A" (H-688) **READ** and **ADOPTED**, in concurrence.

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

Ordered sent down forthwith.

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The Chair laid before the Senate the following Tabled and Later Assigned (4/2/18) matter:

HOUSE REPORTS - from the Committee on **HEALTH AND HUMAN SERVICES** on Bill "An Act To Improve Housing Support in the Bridging Rental Assistance Program"  
H.P. 1193 L.D. 1713  
(C "A" H-663)

Majority - **Ought to Pass as Amended by Committee Amendment "A" (H-663)** (7 members)

Minority - **Ought Not to Pass** (6 members)

Tabled - April 2, 2018 by Senator **JACKSON** of Aroostook

Pending - motion by Senator **BRAKEY** of Androscoggin to **ACCEPT** the Minority **OUGHT NOT TO PASS** Report in **NON-CONCURRENCE** (Roll Call Ordered)

(In House, the Majority **OUGHT TO PASS AS AMENDED** Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-663)**.)

**THE PRESIDENT:** The Chair recognizes the Senator from Androscoggin, Senator Brakey.

Senator **BRAKEY:** Thank you, Mr. President. Just a refresher on this bill. The BRAP Program works incredibly well. It's one of only - we're one of only 10 states in the country with a program like this and if it ain't broken, don't fix it. Thank you very much.

**THE PRESIDENT:** The Chair recognizes the Senator from Cumberland, Senator Chipman.

Senator **CHIPMAN:** Thank you, Mr. President. Men and women of the Senate, I think we've already had a couple of debates on this, but just to remind folks, BRAP requires recipients to pay 51% of their income in housing - for their housing and that's a very high percentage. It's higher than any other rent program in the country that I know of and this would simply bring in alignment with the federal standard for Section 8, which I believe is 30% of income being paid for rent. These folks have an average income of \$7,500 a year. They don't have a lot of money to work with and this bill would also require them to both apply for federally funded rental assistance and then accept that assistance when their name comes up on the waiting list. We have large waiting lists for Section 8 all around the State. In my municipality it's a 5 year wait. I think up in Bangor it's a 1-1/2 to 2 year wait. I point out that my good friend, the Senator from Androscoggin, Senator Brakey's hometown of Auburn has a wait less of 700 people to get Section 8. So BRAP is just a bridge to get people to Section 8, but the high of 51%, the high percentage of income, is really saddling these very low income residents who have disabilities in most cases. So I ask for your vote against this motion. Thank you.

**THE PRESIDENT:** The Chair recognizes the Senator from Penobscot, Senator Gratwick.

Senator **GRATWICK:** Thank you, Mr. President. Ladies and gentlemen of the Senate, just - I was curious as I heard about this the last time about the possibility of people going from BRAP to the Section 8 Housing. As of this morning in Bangor, you have to wait about 3-1/2 years to get on the Section 8 Housing in Bangor. So, indeed, the program, BRAP, needs to be improved so it's more affordable for people. Thank you, Mr. President.

**THE PRESIDENT:** A roll call has been ordered. If you are in favor of accepting the Minority Ought Not to Pass Report you will be voting yes. If you are opposed you will be voting no. Is the Senate ready for the question?

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

**ROLL CALL (#587)**

YEAS: Senators: BRAKEY, COLLINS, CUSHING, CYRWAY, DOW, HAMPER, KEIM, MASON, WHITTEMORE, PRESIDENT THIBODEAU

NAYS: Senators: BELLOWS, BREEN, CARPENTER, CARSON, CHENETTE, CHIPMAN, DAVIS, DESCHAMBAULT, DILL, GRATWICK, JACKSON, KATZ, LANGLEY, LIBBY, MAKER, MILLETT, MIRAMANT, ROSEN, SAVIELLO, VITELLI, VOLK, WOODSOME

EXCUSED: Senators: DIAMOND, DION, HILL

10 Senators having voted in the affirmative and 22 Senators having voted in the negative, with 3 Senators being excused, the motion by Senator **BRAKEY** of Androscoggin to **ACCEPT** the Minority **OUGHT NOT TO PASS** Report, in **NON-CONCURRENCE, FAILED**.

The Majority **OUGHT TO PASS AS AMENDED** Report **ACCEPTED**, in concurrence.

Bill **READ ONCE**.

Committee Amendment "A" (H-663) **READ** and **ADOPTED**, in concurrence.

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

The Chair laid before the Senate the following Tabled and Later Assigned (4/3/18) matter:

SENATE REPORTS - From the Committee on **HEALTH AND HUMAN SERVICES** on Bill "An Act To Increase Reimbursement For Child Care Services"

S.P. 58 L.D. 166  
(C "A" S-407)

Majority - **Ought to Pass as Amended by Committee Amendment "A" (S-407)** (8 members)

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

Tabled - April 3, 2018 by Senator **MASON** of Androscoggin

Pending - motion by Senator **BRAKEY** of Androscoggin to **ADOPT** Senate Amendment "A" (S-423) to Committee Amendment "A" (S-407) (Roll Call Ordered)

(In Senate, the Majority **OUGHT TO PASS AS AMENDED** Report **ACCEPTED**. Bill **READ ONCE**. Committee Amendment "A" (S-407) **READ**. On motion by Senator **BRAKEY** of Androscoggin, Senate Amendment "A" (S-423) to Committee Amendment "A" (S-407) **READ**.)

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

**ROLL CALL (#588)**

YEAS: Senators: BRAKEY, COLLINS, CUSHING, CYRWAY, DAVIS, DOW, HAMPER, KATZ, KEIM, LANGLEY, MAKER, MASON, ROSEN, SAVIELLO, VOLK, WHITTEMORE, WOODSOME, PRESIDENT THIBODEAU

NAYS: Senators: BELLOWS, BREEN, CARPENTER, CARSON, CHENETTE, CHIPMAN, DESCHAMBAULT, DILL, GRATWICK, JACKSON, LIBBY, MILLETT, MIRAMANT, VITELLI

EXCUSED: Senators: DIAMOND, DION, HILL

18 Senators having voted in the affirmative and 14 Senators having voted in the negative, with 3 Senators being excused, the motion by Senator **BRAKEY** of Androscoggin to **ADOPT** Senate Amendment "A" (S-423) to Committee Amendment "A" (S-407) **PREVAILED**.

Committee Amendment "A" (S-407) as Amended by Senate Amendment "A" (S-423) thereto **ADOPTED**.

Under suspension of the Rules, Bill **READ A SECOND TIME** and **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-407) AS AMENDED BY SENATE AMENDMENT "A" (S-423)** thereto.

Sent down for concurrence.

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Off Record Remarks

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Senator **BREEN** of Cumberland was granted unanimous consent to address the Senate on the Record.

Senator **BREEN**: Mr. President, ladies and gentlemen of the Senate, as we may all know, it was 50 years ago today, just after 6 p.m., that Martin Luther King Jr. was fatally shot while standing on the balcony outside his room at the Lorraine Motel in Memphis, Tennessee. The civil rights leader was in Memphis to support a sanitation workers' strike when he was felled at the young age of 39. In the months before his assassination, Martin Luther King became increasingly concerned with the problem of economic inequality in America. He organized the Poor People's Campaign to focus on that issue, including an interracial poor people's march on Washington and, in March 1968, traveled to Memphis in support of poorly treated African-American sanitation workers. On March 28<sup>th</sup> a workers' protest was led by Dr. King and ended in violence and the death of an African-American teenager. King left the city but vowed to return in early April to lead another demonstration. On April 3<sup>rd</sup>, back in Memphis, King gave his last iconic, historic speech about reaching the Promised Land and the mountain top. One day after speaking those words Dr. King was shot and killed. Mr. President, I wish I could say that Dr. King's goals and dreams have been achieved in the decades since his premature death but economic indicators show that income inequality has not shrunk but rather grown. The rich are getting richer and the poor are getting poorer across this nation and right here at home in Maine. We, in this Body, can certainly disagree on the underlying causes for these persistent disparities, but I hope we can agree that poverty continues to impair the healthy growth of Maine's children, of their bodies, their brains, and their spirits, and those impairments play out in our communities in so many ways, from higher risk of poor health over a lifetime to low educational attainment and low wage and wealth attainment, to employers across our state who can't find the trained and healthy workforce they need to grow their local businesses, and just as we may disagree on the causes of poverty, we may disagree on the solutions. But I urge all of us, every day, to bring our best intentions and our determination to find common ground, to compromise, and to do our level best to reduce poverty in Maine and to keep the goals of Dr. King alive and well in this Chamber. Thank you, Mr. President.

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Off Record Remarks

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

**PAPERS FROM THE HOUSE**

**Joint Resolution**

The following Joint Resolution:

H.P. 1334

**JOINT RESOLUTION  
RECOGNIZING THE 50TH ANNIVERSARY OF  
THE ASSASSINATION OF DR. MARTIN LUTHER KING, JR.**

WHEREAS, Dr. Martin Luther King, Jr. was a Baptist minister and activist who was the most visible spokesperson and leader in the civil rights movement from 1954 to 1968; and

WHEREAS, Dr. King advocated the furtherance of civil and human rights for Americans through nonviolent acts of civil disobedience, including the Montgomery bus boycott, the 1963 March on Washington, where he delivered his famous "I Have a Dream" speech, and the Selma to Montgomery marches; and

WHEREAS, for his tireless work to ensure equality and justice, Dr. King in October 1964 received the Nobel Peace Prize, a high and honorable distinction; and

WHEREAS, his eloquence, his perseverance and his faith moved the Nation and brought about sweeping changes by appealing to the better instincts and consciences of his fellow human beings; and

WHEREAS, in 1968, Dr. King was planning a national effort, called the Poor People's Campaign, to gain economic justice for impoverished people in the United States; and

WHEREAS, Dr. King was in Memphis, Tennessee in April 1968 to support sanitary public works employees who had been on strike for higher wages and better treatment, and on April 3, 1968 delivered his "I've Been to the Mountaintop" address, calling for unity, economic actions, boycotts and nonviolent protest while challenging the United States to live up to its ideals; and

WHEREAS, Dr. King was assassinated at the Lorraine Motel in Memphis on April 4, 1968, an event in which the Nation lost its greatest peacemaker; now, therefore, be it

RESOLVED: That We, the Members of the One Hundred and Twenty-eighth Legislature now assembled in the Second Regular Session, on behalf of the people we represent, pause in our deliberations to recognize the 50th anniversary of the assassination of Dr. Martin Luther King, Jr. and the importance of perpetuating his living legacy of nonviolence, peaceful protest and equality of rights for all.

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

**READ** and **ADOPTED**, in concurrence.

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

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On motion by Senator **MASON** of Androscoggin, **ADJOURNED** until Thursday, April 5, 2018 at 10:00 in the morning in memory of and lasting tribute to Dr. Martin Luther King, Jr., and Normand "Blackie" Labbe, Sr., of Minot.