



**One Hundred and Twenty-Eighth Legislature
Second Regular Session**

Advance Journal and Calendar

11th Legislative Day

In Senate Chamber, Thursday, February 8, 2018.

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

Prayer by Pastor Glenn Peterson, Hope Baptist Church in Manchester.

Pledge of Allegiance led by Senator Kimberley C. Rosen of Hancock County.

Reading of the Journal of Tuesday, February 6, 2018.

Doctor of the day, Edmund (Ned) Claxton, Jr., M.D. of Auburn.

Michael D. Thibodeau
Senate President

Heather J.R. Priest
Secretary of the Senate

<http://legislature.maine.gov/senate>

Out of order and under suspension of the Rules, on motion by Senator **MASON** of Androscoggin, the following Joint Order:

S.P. 688

Ordered, the House concurring, that when the Senate and House adjourn, they do so until Tuesday, February 13, 2018 at 10:00 in the morning.

PAPERS FROM THE HOUSE

Non-Concurrent Matter

(1-1) SENATE REPORTS - from the Committee on **APPROPRIATIONS AND FINANCIAL AFFAIRS** on Bill "An Act To Authorize a General Fund Bond Issue To Assist in the Commercialization of Maine Products and Services"

S.P. 568 L.D. 1613
(C "A" S-335; S "A" S-339 to
C "A" S-335)

Majority - **Ought to Pass as Amended by Committee Amendment "A" (S-335)** (9 members)

Minority - **Ought Not to Pass** (4 members)

In Senate, July 20, 2017, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-335) AS AMENDED BY SENATE AMENDMENT "A" (S-339)** thereto.

Comes from the House, Bill **COMMITTED** to the Committee on **APPROPRIATIONS AND FINANCIAL AFFAIRS** in **NON-CONCURRENCE**.

Non-Concurrent Matter

(1-2) SENATE REPORTS - from the Committee on **APPROPRIATIONS AND FINANCIAL AFFAIRS** on Bill "An Act To Authorize a General Fund Bond Issue To Provide Funding for a Program of Student Debt Cancellation and Refinancing"

S.P. 384 L.D. 1163
(C "A" S-336)

Report "A" - **Ought to Pass as Amended by Committee Amendment "A" (S-336)** (7 members)

Report "B" - **Ought Not to Pass** (5 members)

Report "C" - **Ought to Pass as Amended by Committee Amendment "B" (S-337)** (1 member)

In Senate, July 20, 2017, **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-336)**.

Comes from the House, Bill **COMMITTED** to the Committee on **APPROPRIATIONS AND FINANCIAL AFFAIRS** in **NON-CONCURRENCE**.

House Papers

(1-3) Bill "An Act Prohibiting Female Genital Mutilation"

H.P. 1261 L.D. 1819

(1-4) Bill "An Act To Amend the Laws Governing Offenses against the Person"

H.P. 1264 L.D. 1822

Come from the House, **REFERRED** to the Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY** and ordered printed.

(1-5) Bill "An Act To Amend the Laws Governing Expedited Permitting for Wind Energy Development" (EMERGENCY)

H.P. 1255 L.D. 1810

Comes from the House, **REFERRED** to the Committee on **ENERGY, UTILITIES AND TECHNOLOGY** and ordered printed.

(1-6) Resolve, Regarding Increases in Reimbursement Rates for Certain Children's Habilitative Services under MaineCare (EMERGENCY)

H.P. 1262 L.D. 1820

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

Joint Orders

Expressions of Legislative Sentiment recognizing:

(1-7) Dan Vaillancourt, of Fort Kent, President of Daigle Oil Company, who has been named the 2017 Greater Fort Kent Area Citizen of the Year by the Greater Fort Kent Chamber of Commerce for his leadership in the business and public sectors and his dedication to the people of the greater Fort Kent area. We extend to Mr. Vaillancourt our congratulations and best wishes;

HLS 873

(1-8) Griffin Guerrette, of Mapleton, a senior at Presque Isle High School and a player on the boys varsity basketball team, who recently scored his 1,000th career point. We extend to Griffin our congratulations and best wishes;

HLS 874

(1-9) Flanders Electric, of Norway, which has been named Business of the Year by the Oxford Hills Chamber of Commerce. We extend to everyone at Flanders Electric our congratulations and best wishes;

HLS 875

(1-10) Luis Ayala, of Dover-Foxcroft, a teacher at Foxcroft Academy and a longtime wrestling and soccer coach, who was named the U.S. Cellular 2017 Most Valuable Coach of the Year. Mr. Ayala's wrestling teams have won over four hundred matches resulting in regional and state championships. We extend to Mr. Ayala our appreciation for his service to the youth of the State and our congratulations on his receiving this recognition;

HLS 876

(1-11) Katie Letourneau, of Hebron, an employee of Norway Savings Bank, who has been named Employee of the Year by the Oxford Hills Chamber of Commerce. We extend to Ms. Letourneau our congratulations and best wishes;

HLS 877

(1-12) Tilton's Market, of Buckfield, which has been named Rising Star of the Year by the Oxford Hills Chamber of Commerce. We extend to owner Sandra Fickett our congratulations and best wishes;

HLS 878

Come from the House, **READ** and **PASSED**.

COMMUNICATIONS

(2-1) The Following Communication:

S.C. 836

**STATE OF MAINE
CHILD DEVELOPMENT SERVICES
78 STATE HOUSE STATION
AUGUSTA, MAINE**

February 6, 2018

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

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

Dear Speaker Gideon and President Thibodeau:

Pursuant to 5 M.R.S.A., Section 12023, please consider this the letter of transmittal for the required report from the Child Development Services State IEU due by February 1, 2018.

Please contact me if you have any questions or need additional information.

Thank you.

Sincerely,

S/Roy K. Fowler
CDS State Director

(2-2) The Following Communication:

S.C. 837

**STATE OF MAINE
ONE HUNDRED AND TWENTY EIGHTH LEGISLATURE
COMMITTEE ON LABOR, COMMERCE, RESEARCH AND ECONOMIC
DEVELOPMENT**

February 1, 2018

Honorable Michael D. Thibodeau, Senate President
Honorable Sara Gideon, Speaker of the House
128th Maine State Legislature
State House
Augusta, Maine 04333

Dear President Thibodeau and Speaker Gideon,

Pursuant to Joint Rule 310, we are writing to notify you that we have approved the request by the bill sponsor Rep. Herbig of Belfast, to report the following bill Leave to Withdraw:

L.D. 1244 An Act To Support Small Manufacturers in the State

Sincerely,

S/Sen. Amy F. Volk
Senate Chair

S/Rep. Ryan M. Fecteau
House Chair

ORDERS

Joint Order

An Expression of Legislative Sentiment recognizing:

(4-1) Caleb Richardson, of Augusta, a member of Boy Scout Troop No. 603, who has attained the high rank and distinction of Eagle Scout. This is the highest award in Boy Scouting and is given for excellence in skills development, leadership, personal growth and community service. We extend our congratulations to him on this achievement;

SLS 694

Sponsored by Senator KATZ of Kennebec.

Cosponsored by Representatives: BRADSTREET of Vassalboro, DOORE of Augusta, POULIOT of Augusta.

REPORTS OF COMMITTEES

House

Pursuant to Public Law

(5-1) The Committee on **LABOR, COMMERCE, RESEARCH AND ECONOMIC DEVELOPMENT** on Bill "An Act To Implement the Recommendations of the Board of Dental Practice"

H.P. 1267 L.D. 1825

Reported that the same be **REFERRED** to the Committee on **LABOR, COMMERCE, RESEARCH AND ECONOMIC DEVELOPMENT**, pursuant to Public Law 2015, chapter 429, section 25.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **REFERRED** to the Committee on **LABOR, COMMERCE, RESEARCH AND ECONOMIC DEVELOPMENT**.

Pursuant to Joint Order

(5-2) The Committee on **INLAND FISHERIES AND WILDLIFE** on Bill "An Act Regarding the Repeal of a Provision of Law Allowing Certain Nonresidents To Hunt Deer before the Open Season on Deer"

H.P. 1265 L.D. 1823

Reported that the same be **REFERRED** to the Committee on **INLAND FISHERIES AND WILDLIFE**, pursuant to Joint Order, H.P. 1249.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **REFERRED** to the Committee on **INLAND FISHERIES AND WILDLIFE**.

Pursuant to Joint Order

(5-3) The Committee on **INLAND FISHERIES AND WILDLIFE** on Bill "An Act Regarding the Termination of the Authority To Issue a Permit for a Noise Suppression Device on a Firearm for Hunting"

H.P. 1266 L.D. 1824

Reported that the same be **REFERRED** to the Committee on **INLAND FISHERIES AND WILDLIFE**, pursuant to Joint Order, H.P. 1250.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **REFERRED** to the Committee on **INLAND FISHERIES AND WILDLIFE**.

Pursuant to Statute

(5-4) The Committee on **JUDICIARY** on Bill "An Act To Implement Recommendations of the Right To Know Advisory Committee Concerning Freedom of Access Training for Public Officials"

H.P. 1263 L.D. 1821

Reported that the same be **REFERRED** to the Committee on **JUDICIARY**, pursuant to the Maine Revised Statutes, Title 1, section 411, subsection 6, paragraph G.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **REFERRED** to the Committee on **JUDICIARY**.

Ought to Pass Pursuant to Statute

(5-5) The Committee on **LABOR, COMMERCE, RESEARCH AND ECONOMIC DEVELOPMENT** on Bill "An Act To Repeal the Sunset Date on the Laws Governing Licensure of Appraisal Management Companies" (EMERGENCY)

H.P. 1268 L.D. 1826

Reported that the same **Ought to Pass**, pursuant to the Maine Revised Statutes, Title 32, section 14049-K, subsection 2.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED**.

Ought to Pass As Amended

(5-6) The Committee on **LABOR, COMMERCE, RESEARCH AND ECONOMIC DEVELOPMENT** on Bill "An Act To Allow Former Military Medical Personnel To Perform Certain Medical Services"

H.P. 921 L.D. 1327

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-581)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-581)**.

(5-7) The Committee on **TRANSPORTATION** on Bill "An Act To Amend the Motor Vehicle Laws"

H.P. 1172 L.D. 1692

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-580)**.

Comes from the House with the Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-580)**.

Divided Report

(5-8) The Majority of the Committee on **EDUCATION AND CULTURAL AFFAIRS** on Bill "An Act To Allow The Maine Educational Center for the Deaf and Hard of Hearing and Governor Baxter School for the Deaf To Lease Space to Maine's Protection and Advocacy Agency for Persons with Disabilities" (EMERGENCY)

H.P. 1209 L.D. 1756

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (H-577)**.

Signed:

Senators:

LANGLEY of Hancock
MAKER of Washington
MILLETT of Cumberland

Representatives:

KORNFIELD of Bangor
DAUGHTRY of Brunswick
FARNSWORTH of Portland
FULLER of Lewiston
GINZLER of Bridgton
McCREA of Fort Fairfield
PIERCE of Falmouth
SAMPSON of Alfred
STEWART of Presque Isle

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

Signed:

Representative:

TURNER of Burlington

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 "A" (H-577)**.

Senate

Divided Report

(5-9) The Majority of the Committee on **TRANSPORTATION** on Bill "An Act To Create the Fund for Municipalities To Improve Pedestrian Safety"

S.P. 199 L.D. 584

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

Signed:

Senators:

COLLINS of York
ROSEN of Hancock

Representatives:

McLEAN of Gorham
GILLWAY of Searsport
GRANT of Gardiner
PARRY of Arundel
PERKINS of Oakland

The Minority of the same Committee on the same subject reported that the same **Ought To Pass as Amended by Committee Amendment "A" (S-350)**.

Signed:

Senator:

MIRAMANT of Knox

Representatives:

AUSTIN of Skowhegan
BRYANT of Windham
SCHNECK of Bangor
SHEATS of Auburn

SECOND READERS

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

House

(6-1) Bill "An Act To Clarify the Law Governing the Separation of a Class A Restaurant and an Off-premises Retail Licensee Located on the Same Premises"

H.P. 1173 L.D. 1693

(6-2) Bill "An Act To Rename the Coast of Maine Wildlife Management Area as the Alan E. Hutchinson Wildlife Management Area"

H.P. 1213 L.D. 1759

House As Amended

(6-3) Bill "An Act To Update the Allowance Budget for the Regional Greenhouse Gas Initiative"

H.P. 1142 L.D. 1657
(C "A" H-575)

ORDERS OF THE DAY

Unfinished Business

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

1.

Tabled and Later Assigned

JOINT ORDER - Capital Area Staffing Solutions, Inc., of Augusta

SLS 673

Tabled - January 30, 2018, by Senator **KATZ** of Kennebec

Pending - **PASSAGE**

2.

Tabled and Later Assigned

JOINT ORDER - Expression of Legislative Sentiment Recognizing Norman Elvin, of Palermo
SLS 674

Tabled - January 30, 2018, by Senator **KATZ** of Kennebec

Pending - **PASSAGE**

3.

Tabled and Later Assigned

JOINT ORDER - Expression of Legislative Sentiment Recognizing Lajoie Brothers, Inc., of
Augusta

SLS 675

Tabled - January 30, 2018, by Senator **KATZ** of Kennebec

Pending - **PASSAGE**

4.

Tabled and Later Assigned

SENATE REPORT - from the Committee on **TRANSPORTATION** on Bill "An Act To Create
the Bar Harbor Port Authority" (EMERGENCY)

S.P. 478 L.D. 1400

Report - **Ought to Pass as Amended by Committee Amendment "A" (S-347)**

Tabled - February 1, 2018, by Senator **LANGLEY** of Hancock

Pending - **ACCEPTANCE OF REPORT**

5.

Tabled and Later Assigned

HOUSE REPORTS - from the Committee on **JUDICIARY** on Resolve, Directing the Secretary of State To Study the Revised Uniform Law on Notarial Acts

H.P. 1171 L.D. 1691

Majority - Ought to Pass (8 members)

Minority - Ought Not to Pass (5 members)

Tabled - February 6, 2018, by Senator **KEIM** of Oxford

Pending - **ACCEPTANCE OF EITHER REPORT**

(In House, Majority **OUGHT TO PASS** Report **READ** and **ACCEPTED** and the Resolve **PASSED TO BE ENGROSSED**.)

SPECIAL STUDY TABLE

1.

Emergency

Resolve, To Establish the Study Committee To Develop a Disposition Plan for Future Surplus State Property in York County

H.P. 723 L.D. 1021
(C "A" H-67)

Tabled - May 9, 2017, by Senator **CUSHING** of Penobscot

Pending - **FINAL PASSAGE**

SPECIAL APPROPRIATIONS TABLE

L.D. 8 - H.P. 9 (C "A" H-451)
 L.D. 20 - H.P. 21 (C "A" H-39)
 L.D. 27 - H.P. 28 (C "A" H-100)
 L.D. 49 - H.P. 35 (C "A" H-497)
 L.D. 59 - H.P. 46 (C "A" H-168)
 L.D. 79 - S.P. 28 (C "A" S-27)
 L.D. 85 - S.P. 34 (C "A" S-11)
 L.D. 106 - H.P. 74 (C "A" H-245)
 L.D. 111 - H.P. 79 (C "A" H-331; H "B" H-488 to C "A" H-331)
 L.D. 170 - H.P. 126 (C "A" H-274)
 L.D. 173 - H.P. 129 (C "A" H-121)
 L.D. 174 - H.P. 130 (C "A" H-374)
 L.D. 192 - H.P. 148 (C "A" H-177)
 L.D. 197 - H.P. 153 (C "A" H-133)
 L.D. 230 - S.P. 76 (C "A" S-66)
 L.D. 267 - H.P. 200 (C "A" H-21)
 L.D. 285 - H.P. 218 (C "A" H-114)
 L.D. 288 - H.P. 221 (C "A" H-242)
 L.D. 289 - H.P. 222 (C "A" H-232)
 L.D. 320 - S.P. 94 (C "A" S-199)
 L.D. 323 - H.P. 237 (C "A" H-257)
 L.D. 367 - H.P. 273 (C "A" H-493)
 L.D. 377 - S.P. 118 (C "A" S-112)
 L.D. 401 - H.P. 292 (C "A" H-109)
 L.D. 423 - H.P. 303 (C "A" H-17; H "A" H-19)
 L.D. 449 - S.P. 151 (C "A" S-79)
 L.D. 503 - S.P. 164 (C "A" S-31)
 L.D. 513 - S.P. 174 (C "B" S-119)
 L.D. 524 - H.P. 368 (C "A" H-138)
 L.D. 525 - H.P. 369 (C "A" H-139)
 L.D. 526 - H.P. 370 (C "B" H-42; S "A" S-41 to C "B" H-42)
 L.D. 643 - H.P. 457 (C "A" H-176)
 L.D. 656 - S.P. 218 (C "A" S-43)
 L.D. 681 - H.P. 472 (C "A" H-505)
 L.D. 687 - H.P. 478 (C "A" H-382)
 L.D. 720 - S.P. 237 (C "A" S-86)
 L.D. 781 - H.P. 561 (C "A" H-416)
 L.D. 792 - H.P. 572 (C "A" H-58)
 L.D. 816 - S.P. 261 (C "A" S-150)
 L.D. 843 - H.P. 592 (C "A" H-217)
 L.D. 967 - H.P. 680 (C "A" H-342)
 L.D. 990 - S.P. 329 (C "A" S-265; H "B" H-542 to C "A" S-265)
 L.D. 998 - H.P. 699 (C "A" H-296)
 L.D. 1000 - H.P. 701 (C "A" H-295)
 L.D. 1006 - H.P. 707 (C "A" H-210)
 L.D. 1091 - H.P. 765 (C "A" H-361)
 L.D. 1127 - H.P. 790 (C "A" H-376)
 L.D. 1130 - H.P. 793 (C "A" H-469; H "A" H-537 to C "A" H-469)
 L.D. 1188 - H.P. 825 (C "A" H-330)
 L.D. 1190 - H.P. 827 (C "A" H-532; H "A" H-550 to C "A" H-532)
 L.D. 1196 - H.P. 833 (C "A" H-236)
 L.D. 1204 - H.P. 840 (C "A" H-494)
 L.D. 1212 - S.P. 406 (C "A" S-180)
 L.D. 1248 - H.P. 871 (C "A" H-144)
 L.D. 1280 - S.P. 432 (C "A" S-153; S "B" S-297 to C "A" S-153; S "D" S-309 to C "A" S-153)
 L.D. 1286 - S.P. 438 (C "A" S-221)
 L.D. 1287 - S.P. 439 (C "A" S-121)
 L.D. 1301 - H.P. 898 (C "A" H-248)
 L.D. 1308 - H.P. 905 (C "A" H-118)
 L.D. 1314 - H.P. 911 (C "A" H-202)
 L.D. 1317 - H.P. 914 (C "A" H-234)
 L.D. 1321 - S.P. 450 (C "A" S-128)
 L.D. 1322 - H.P. 916 (C "A" H-499)
 L.D. 1343 - S.P. 457 (C "A" S-152)
 L.D. 1388 - S.P. 475 (C "A" S-162)
 L.D. 1391 - H.P. 965 (C "A" H-321)
 L.D. 1399 - S.P. 477 (C "A" S-223)
 L.D. 1407 - S.P. 485 (C "A" S-245)
 L.D. 1429 - H.P. 983 (C "A" H-510)
 L.D. 1433 - H.P. 988 (C "A" H-516)
 L.D. 1466 - S.P. 512 (C "A" S-186; H "B" H-529 to C "A" S-186)
 L.D. 1485 - S.P. 515 (C "A" S-205)
 L.D. 1490 - S.P. 519 (C "A" S-268)
 L.D. 1494 - H.P. 1027 (C "A" H-396)
 L.D. 1517 - H.P. 1041 (C "A" H-491)
 L.D. 1554 - H.P. 1070 (C "A" H-365)
 L.D. 1597 - S.P. 561 (C "A" S-183)
