

**STATE OF MAINE
ONE HUNDRED AND THIRTY-FIRST LEGISLATURE
FIRST SPECIAL SESSION
JOURNAL OF THE SENATE**

In Senate Chamber
Tuesday
April 11, 2023

Senate called to order by President Troy D. Jackson of Aroostook County.

Prayer by Pastor Mark Philbrick of Clinton Baptist Church.

PASTOR PHILBRICK: Dear Lord, we thank You for this wonderful day. I thank You for the honor and the privilege to be in this Maine Senate Chamber this morning and I thank You for all the Senators here, Lord, that work in our state's behalf. I thank You especially for my Senator, Senator Brad Farrin, and also the Senator for where our lies, Senator LaFountain, and, Lord, I pray that You would bless them in a particular way, Lord, as they seek to faithfully serve our state and, Lord, I just thank You for the wonderful land in which we live, that we take for granted many times and, Lord, I had the privilege to travel around to different places recently and they've all been great but it's always been extra special to come back to the United States of America and to my home state, my beloved state of Maine and so, Lord, I do appreciate those who serve and, Lord, we acknowledge today that we need Your wisdom and, Lord, there are so many important matters that come to bear and I'm sure that there will be today there will be discussed, Lord, and we're thankful that we can call upon You for wisdom and You promise that You will give that to us and so, Lord, I pray that, with the various view points and personalities and everything else involved by those that are serving here, Lord, that You give wisdom for listening and for pursuing that which is best and that which is right and that which would be conducive to the betterment of our state and, Lord, I thank You for the young people in our state and even in our church I've seen lately so many young people that want to pursue truth and what is right and, Lord, to seek Your ways and so, Lord, I pray that what we do here, even today, would be with those young people in mind and what the future holds for them and, Lord, I thank You for how good You've been to me. I thank you for this last Sunday, which was such a Sunday of reminding of life and what You've provided and how You bring even many times beauty out of the ashes and so, Lord, I just acknowledge You today and thank You for it. In Jesus' name. Amen.

Pledge of Allegiance led by Senator Marianne Moore of Washington County.

Reading of the Journal of Thursday, April 6, 2023.

Off Record Remarks

PAPERS FROM THE HOUSE

House Paper

Bill "An Act to Create the Stable Home Fund Program"
(EMERGENCY)

H.P. 992 L.D. 1540

Committee on **LABOR AND HOUSING** suggested and ordered printed.

Comes from the House, **REFERRED** to the Joint Select Committee on **HOUSING**.

On motion by Senator **TIPPING** of Penobscot, **REFERRED** to the Joint Select Committee on **HOUSING** and ordered printed, in concurrence.

COMMUNICATIONS

The Following Communication: S.C. 293

**STATE OF MAINE
ONE HUNDRED AND THIRTY FIRST LEGISLATURE
COMMITTEE ON HEALTH AND HUMAN SERVICES**

April 5, 2023

Honorable Troy Dale Jackson, Senate President
Honorable Rachel Talbot Ross, Speaker of the House
131st Maine State Legislature
State House
Augusta, Maine 04333

Dear President Jackson and Speaker Talbot Ross,

Pursuant to Joint Rule 310, we are writing to notify you that we have approved the request by the bill sponsor Sen. Beebe-Center of Knox, to report the following bill Leave to Withdraw:

L.D. 1188 An Act to Establish a Public Health Response to Substance Use

Sincerely,

S/Sen. Joseph M. Baldacci
Senate Chair

S/Rep. Michele Meyer
House Chair

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

The Following Communication: S.C. 292

**STATE OF MAINE
ONE HUNDRED AND THIRTY FIRST LEGISLATURE
COMMITTEE ON HEALTH COVERAGE, INSURANCE
AND FINANCIAL SERVICES**

April 5, 2023

Honorable Troy Dale Jackson, Senate President
Honorable Rachel Talbot Ross, Speaker of the House
131st Maine State Legislature
State House
Augusta, Maine 04333

Dear President Jackson and Speaker Talbot Ross,

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

L.D. 411 An Act to Prevent Subscribers from Being Overcharged for Health Insurance Premiums

Sincerely,

S/Sen. Donna Bailey
Senate Chair

S/Rep. Anne C. Perry
House Chair

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

The Following Communication: S.C. 297

**STATE OF MAINE
ONE HUNDRED AND THIRTY FIRST LEGISLATURE
COMMITTEE ON HEALTH COVERAGE, INSURANCE
AND FINANCIAL SERVICES**

April 5, 2023

Honorable Troy Dale Jackson, Senate President
Honorable Rachel Talbot Ross, Speaker of the House
131st Maine State Legislature
State House
Augusta, Maine 04333

Dear President Jackson and Speaker Talbot Ross,

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

L.D. 158 An Act to Create a Training License and Program for Certain Advanced Practice Providers

Sincerely,

S/Sen. Donna Bailey
Senate Chair

S/Rep. Anne C. Perry
House Chair

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

The Following Communication: S.C. 295

**STATE OF MAINE
ONE HUNDRED AND THIRTY FIRST LEGISLATURE
COMMITTEE ON HEALTH AND HUMAN SERVICES**

April 05, 2023

Honorable Troy Dale Jackson, President of the Senate
Honorable Rachel Talbot Ross, Speaker of the House
131st Legislature
State House
Augusta, Maine 04333

Dear President Jackson and Speaker Talbot Ross:

Pursuant to Joint Rule 310, we are writing to notify you that the Joint Standing Committee on Health and Human Services has voted unanimously to report the following bill(s) out "Ought Not to Pass":

L.D. 300 An Act to Establish Pilot Initiatives to Promote, Grow and Sustain Adult Day Care and Respite Programs in Maine

L.D. 762 An Act to Authorize Burials with Biodegradable Containers, Including Tree Pods

L.D. 813 Resolve, to Study Methods to Increase Access to Medication-assisted Treatment for Substance Use Disorder

L.D. 1211 An Act to Require the Department of Health and Human Services to Fund Out-of-state Residential Treatment for Substance Use Disorder When In-state Treatment Is Unavailable

This is notification of the Committee's action.

Sincerely,

S/Sen. Joseph M. Baldacci
Senate Chair

S/Rep. Michele Meyer
House Chair

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

The Following Communication: S.C. 294

**STATE OF MAINE
ONE HUNDRED AND THIRTY FIRST LEGISLATURE
COMMITTEE ON HEALTH COVERAGE, INSURANCE
AND FINANCIAL SERVICES**

April 05, 2023

Honorable Troy Dale Jackson, President of the Senate
Honorable Rachel Talbot Ross, Speaker of the House
131st Legislature
State House
Augusta, Maine 04333

Dear President Jackson and Speaker Talbot Ross:

Pursuant to Joint Rule 310, we are writing to notify you that the Joint Standing Committee on Health Coverage, Insurance and Financial Services has voted unanimously to report the following bill(s) out "Ought Not to Pass":

L.D. 940 An Act to Allow Pharmacists to Provide Services Through Telehealth and Vending Machines at Federally Qualified Health Centers

This is notification of the Committee's action.

Sincerely,

S/Sen. Donna Bailey S/Rep. Anne C. Perry
Senate Chair House Chair

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

The Following Communication: S.C. 302

**STATE OF MAINE
ONE HUNDRED AND THIRTY FIRST LEGISLATURE
COMMITTEE ON HEALTH COVERAGE, INSURANCE
AND FINANCIAL SERVICES**

April 06, 2023

Honorable Troy Dale Jackson, President of the Senate
Honorable Rachel Talbot Ross, Speaker of the House
131st Legislature
State House
Augusta, Maine 04333

Dear President Jackson and Speaker Talbot Ross:

Pursuant to Joint Rule 310, we are writing to notify you that the Joint Standing Committee on Health Coverage, Insurance and Financial Services has voted unanimously to report the following bill(s) out "Ought Not to Pass":

L.D. 991 An Act to Require Financial Institutions and Credit Unions to Give Depositors the Option to Designate a Beneficiary

This is notification of the Committee's action.

Sincerely,

S/Sen. Donna Bailey S/Rep. Anne C. Perry
Senate Chair House Chair

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

The Following Communication: S.C. 296

**STATE OF MAINE
ONE HUNDRED AND THIRTY FIRST LEGISLATURE
COMMITTEE ON INLAND FISHERIES AND WILDLIFE**

April 04, 2023

Honorable Troy Dale Jackson, President of the Senate
Honorable Rachel Talbot Ross, Speaker of the House
131st Legislature
State House
Augusta, Maine 04333

Dear President Jackson and Speaker Talbot Ross:

Pursuant to Joint Rule 310, we are writing to notify you that the Joint Standing Committee on Inland Fisheries and Wildlife has voted unanimously to report the following bill(s) out "Ought Not to Pass":

L.D. 458 An Act to Require an Application for a Hunting License to Include a Check-off Box Indicating an Applicant's Wish to Be Entered in the Antlerless Deer Permit Lottery

L.D. 608 Resolve, to Improve Outcomes for Participants in the Antlerless Deer Permit Lottery

L.D. 613 An Act to Amend the Laws Governing the Antlerless Deer Permit Process

L.D. 763 An Act to Provide Antlerless Deer Permits to Certain Landowners

L.D. 798 An Act to Eliminate the Antlerless Deer Permit Fee for Holders of Senior Complimentary and Senior Lifetime Hunting Licenses

This is notification of the Committee's action.

Sincerely,

S/Sen. David P. LaFountain S/Rep. Scott Landry
Senate Chair House Chair

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

The Following Communication: S.C. 298

**STATE OF MAINE
ONE HUNDRED AND THIRTY FIRST LEGISLATURE
COMMITTEE ON INNOVATION, DEVELOPMENT,
ECONOMIC ADVANCEMENT AND BUSINESS**

April 05, 2023

Honorable Troy Dale Jackson, President of the Senate
Honorable Rachel Talbot Ross, Speaker of the House
131st Legislature
State House
Augusta, Maine 04333

Dear President Jackson and Speaker Talbot Ross:

Pursuant to Joint Rule 310, we are writing to notify you that the Joint Standing Committee on Innovation, Development, Economic Advancement and Business has voted unanimously to report the following bill(s) out "Ought Not to Pass":

L.D. 281 An Act to Require Ski Area Safety Plans and Reporting

This is notification of the Committee's action.

Sincerely,

S/Sen. Chip Curry S/Rep. Tiffany Danielle Roberts
Senate Chair House Chair

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

The Following Communication: S.C. 301

**STATE OF MAINE
ONE HUNDRED AND THIRTY FIRST LEGISLATURE
COMMITTEE ON INNOVATION, DEVELOPMENT,
ECONOMIC ADVANCEMENT AND BUSINESS**

April 06, 2023

Honorable Troy Dale Jackson, President of the Senate
Honorable Rachel Talbot Ross, Speaker of the House
131st Legislature
State House
Augusta, Maine 04333

Dear President Jackson and Speaker Talbot Ross:

Pursuant to Joint Rule 310, we are writing to notify you that the Joint Standing Committee on Innovation, Development, Economic Advancement and Business has voted unanimously to report the following bill(s) out "Ought Not to Pass":

L.D. 323 An Act to Improve Compliance with Maine's Implied Warranty Law

This is notification of the Committee's action.

Sincerely,

S/Sen. Chip Curry S/Rep. Tiffany Danielle Roberts
Senate Chair House Chair

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

The Following Communication: S.C. 299

**STATE OF MAINE
ONE HUNDRED AND THIRTY FIRST LEGISLATURE
COMMITTEE ON LABOR AND HOUSING**

April 05, 2023

Honorable Troy Dale Jackson, President of the Senate
Honorable Rachel Talbot Ross, Speaker of the House
131st Legislature
State House
Augusta, Maine 04333

Dear President Jackson and Speaker Talbot Ross:

Pursuant to Joint Rule 310, we are writing to notify you that the Joint Standing Committee on Labor and Housing has voted unanimously to report the following bill(s) out "Ought Not to Pass":

L.D. 116 An Act to Establish a Minimum Wage for All Health Care Workers Including All Support Staff

L.D. 882 An Act to Allow Nonmunicipal Emergency Medical Services Providers to Be Considered State Employees for Purposes of Certain Benefits

L.D. 1112 An Act to Provide Workers' Compensation for Temporary Employees

This is notification of the Committee's action.

Sincerely,

S/Sen. Michael Tipping S/Rep. Amy Jean Roeder
Senate Chair House Chair

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

The Following Communication: S.C. 300

**STATE OF MAINE
ONE HUNDRED AND THIRTY FIRST LEGISLATURE
COMMITTEE ON STATE AND LOCAL GOVERNMENT**

April 06, 2023

Honorable Troy Dale Jackson, President of the Senate
Honorable Rachel Talbot Ross, Speaker of the House
131st Legislature
State House
Augusta, Maine 04333

Dear President Jackson and Speaker Talbot Ross:

Pursuant to Joint Rule 310, we are writing to notify you that the Joint Standing Committee on State and Local Government has voted unanimously to report the following bill(s) out "Ought Not to Pass":

L.D. 548 An Act to Amend the Duties of County Sheriffs

This is notification of the Committee's action.

Sincerely,

S/Sen. Tim Nangle
Senate Chair

S/Rep. Holly B. Stover
House Chair

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

SENATE PAPERS

Bill "An Act to Provide a Private Support Organization for the Maine Maritime Academy"

S.P. 620 L.D. 1556

Presented by Senator GROHOSKI of Hancock.
Cosponsored by Representative MILLIKEN of Blue Hill and Senators: LIBBY of Cumberland, PIERCE of Cumberland, RAFFERTY of York, Representatives: BRENNAN of Portland, LYMAN of Livermore Falls, MILLETT of Cape Elizabeth, SAMPSON of Alfred, WORTH of Ellsworth.

Bill "An Act to Address Teacher Shortages Through Financial Assistance and Career Advancement Opportunities"
S.P. 640 L.D. 1608

Presented by Senator PIERCE of Cumberland.
Cosponsored by Representative MILLETT of Cape Elizabeth and Senators: INGWERSEN of York, ROTUNDO of Androscoggin, TIPPING of Penobscot, Representatives: BRENNAN of Portland, DODGE of Belfast, MURPHY of Scarborough, WHITE of Waterville, ZAGER of Portland.

On motion by Senator **RAFFERTY** of York, **REFERRED** to the Committee on **EDUCATION AND CULTURAL AFFAIRS** and ordered printed.

Sent down for concurrence.

Bill "An Act to Promote Economic Reuse of Contaminated Land Through Clean Energy Development"
S.P. 622 L.D. 1591

Presented by Senator BRENNER of Cumberland.
Cosponsored by Representative ZEIGLER of Montville and Senators: BENNETT of Oxford, BLACK of Franklin, CARNEY of Cumberland, LaFOUNTAIN of Kennebec, POULIOT of Kennebec, Representatives: BOYLE of Gorham, CAMPBELL of Orrington, HALL of Wilton.

Bill "An Act to Finance Clean Energy and Infrastructure in Maine"
S.P. 638 L.D. 1606

Presented by Senator DAUGHTRY of Cumberland.

On motion by Senator **GROHOSKI** of Hancock, **REFERRED** to the Committee on **ENERGY, UTILITIES AND TECHNOLOGY** and ordered printed.

Sent down for concurrence.

Bill "An Act Regarding Visitation Policies for Long-term Care Facilities, Hospice Providers and Hospitals"
S.P. 632 L.D. 1601

Presented by Senator STEWART of Aroostook.
Cosponsored by Representative FAULKINGHAM of Winter Harbor and Representative: LIBBY of Auburn.

On motion by Senator **VITELLI** of Sagadahoc, **REFERRED** to the Committee on **HEALTH AND HUMAN SERVICES** and ordered printed.

Sent down for concurrence.

Bill "An Act to Repeal Certificate of Need Requirements for Health Care Providers"

S.P. 618 L.D. 1554

Presented by Senator BRAKEY of Androscoggin.
Cosponsored by Representative LIBBY of Auburn and Senators: KEIM of Oxford, MOORE of Washington, Representatives: ARATA of New Gloucester, HYMES of Waldo, JAVNER of Chester, MORRIS of Turner, PERKINS of Dover-Foxcroft, WHITE of Guilford.

On motion by Senator BAILEY of York, **REFERRED** to the Committee on **HEALTH COVERAGE, INSURANCE AND FINANCIAL SERVICES** and ordered printed.

Sent down for concurrence.

Bill "An Act to Allow an Exception to Immunization Requirements for Health Care Workers for Vaccines Approved Under Emergency Use Authorization"

S.P. 629 L.D. 1598

Presented by Senator STEWART of Aroostook.
Cosponsored by Senators: LIBBY of Cumberland, MOORE of Washington, POULIOT of Kennebec, Representatives: ARDELL of Monticello, BABIN of Fort Fairfield, GUERRETTE of Caribou, JAVNER of Chester, QUINT of Hodgdon.

Committee on **HEALTH COVERAGE, INSURANCE AND FINANCIAL SERVICES** suggested and ordered printed.

On motion by Senator BAILEY of York, **REFERRED** to the Committee on **HEALTH AND HUMAN SERVICES**.

Sent down for concurrence.

Bill "An Act to Increase Affordable Housing Development"

S.P. 624 L.D. 1593

Presented by Senator CHIPMAN of Cumberland.
Cosponsored by Representative CAMPBELL of Orrington and Senators: PIERCE of Cumberland, POULIOT of Kennebec, Representatives: GERE of Kennebunkport, GOLEK of Harpswell, LOOKNER of Portland, RANA of Bangor.

On motion by Senator PIERCE of Cumberland, **REFERRED** to the Joint Select Committee on **HOUSING** and ordered printed.

Sent down for concurrence.

Bill "An Act to Create an Outfitter License for Owners and Operators of Hunting, Fishing and Recreation Businesses That Are Not Maine Guides"

S.P. 630 L.D. 1599

Presented by Senator STEWART of Aroostook. (BY REQUEST)

On motion by Senator LAFOUNTAIN of Kennebec, **REFERRED** to the Committee on **INLAND FISHERIES AND WILDLIFE** and ordered printed.

Sent down for concurrence.

Bill "An Act to Amend the Pine Tree Development Zone Program"

S.P. 619 L.D. 1555

Presented by Senator CURRY of Waldo.

Bill "An Act to Amend the Terms of the Members of the Maine Space Corporation Board of Directors by Requiring Staggered Terms" (EMERGENCY)

S.P. 637 L.D. 1605

Presented by Senator DAUGHTRY of Cumberland.
Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 205.

On motion by Senator CURRY of Waldo, **REFERRED** to the Committee on **INNOVATION, DEVELOPMENT, ECONOMIC ADVANCEMENT AND BUSINESS** and ordered printed.

Sent down for concurrence.

Bill "An Act to Amend the Law Governing Special Motions to Dismiss to Include Workplace and Title IX Claims"

S.P. 623 L.D. 1592

Presented by Senator CARNEY of Cumberland.
Cosponsored by Representative LEE of Auburn and Senators: BAILEY of York, BRENNER of Cumberland, TIPPING of Penobscot, Representatives: KUHN of Falmouth, MILLIKEN of Blue Hill, MOONEN of Portland, RECKITT of South Portland.

Bill "An Act to Facilitate the Creation of an Aroostook County Drug Treatment Court"

S.P. 627 L.D. 1596

Presented by President JACKSON of Aroostook.
Cosponsored by Representative MOONEN of Portland and Senator: CARNEY of Cumberland, Representatives: ALBERT of Madawaska, BABIN of Fort Fairfield, GUERRETTE of Caribou, THERIAULT of Fort Kent.

On motion by Senator CARNEY of Cumberland, **REFERRED** to the Committee on **JUDICIARY** and ordered printed.

Sent down for concurrence.

Bill "An Act to Stabilize the Pension Funds of the Maine Public Employees Retirement System"

S.P. 639 L.D. 1607

Presented by Senator PIERCE of Cumberland.
Cosponsored by Representative MILLETT of Cape Elizabeth and Senators: INGWERSEN of York, LIBBY of Cumberland, RAFFERTY of York, TIPPING of Penobscot, Representatives: DODGE of Belfast, GATTINE of Westbrook, MURPHY of Scarborough, SARGENT of York.

Committee on **LABOR AND HOUSING** suggested and ordered printed.

On motion by Senator **TIPPING** of Penobscot, **REFERRED** to the Committee on **APPROPRIATIONS AND FINANCIAL AFFAIRS**.

Sent down for concurrence.

Bill "An Act to Prevent Student Homelessness"

S.P. 641 L.D. 1609

Presented by Senator RAFFERTY of York.
Cosponsored by Senator: President JACKSON of Aroostook.

Committee on **LABOR AND HOUSING** suggested and ordered printed.

On motion by Senator **TIPPING** of Penobscot, **REFERRED** to the Joint Select Committee on **HOUSING**.

Sent down for concurrence.

Bill "An Act to Mitigate So-called Forever Chemicals in Decommissioned Schools by Establishing a Fund for Mitigation Projects"

S.P. 617 L.D. 1553

Presented by Senator BRAKEY of Androscoggin.
Cosponsored by Senator: BENNETT of Oxford, Representatives: LEE of Auburn, LIBBY of Auburn, SHAW of Auburn.

On motion by Senator **NANGLE** of Cumberland, **REFERRED** to the Committee on **STATE AND LOCAL GOVERNMENT** and ordered printed.

Sent down for concurrence.

Bill "An Act to Exempt the Estates of Veterans Who Were Disabled in the Line of Duty from Property Taxes"

S.P. 626 L.D. 1595

Presented by President JACKSON of Aroostook.
Cosponsored by Representative SUPICA of Bangor and Senators: FARRIN of Somerset, HICKMAN of Kennebec, Representative: PERRY of Bangor.

Bill "An Act to Improve Property Tax Relief for Certain Disabled Veterans"

S.P. 631 L.D. 1600

Presented by Senator STEWART of Aroostook.
Cosponsored by Senators: FARRIN of Somerset, MOORE of Washington, POULIOT of Kennebec, Representatives: ARDELL of Monticello, BABIN of Fort Fairfield, CRAY of Palmyra, GUERRETTE of Caribou, THERIAULT of Fort Kent.

On motion by Senator **GROHOSKI** of Hancock, **REFERRED** to the Committee on **TAXATION** and ordered printed.

Sent down for concurrence.

Bill "An Act to Require Disclosure of Campaign Funding Sources"

S.P. 621 L.D. 1590

Presented by Senator BENNETT of Oxford.
Cosponsored by Representative: RIELLY of Westbrook.

Bill "An Act to Provide for Voters Expressing Preferences in Ranked-choice Voting"

S.P. 625 L.D. 1594

Presented by Senator GROHOSKI of Hancock.

Resolve, to Establish the Gagetown Harmful Chemical Study Commission

S.P. 628 L.D. 1597

Presented by President JACKSON of Aroostook.
Cosponsored by Representative SUPICA of Bangor and Senators: BRENNER of Cumberland, FARRIN of Somerset, HICKMAN of Kennebec, TIMBERLAKE of Androscoggin, Representatives: ALBERT of Madawaska, BABIN of Fort Fairfield.

RESOLUTION, Proposing an Amendment to the Constitution of Maine to Extend the Time That a Signature on a Petition for a Direct Initiative of Legislation Is Valid

S.P. 636 L.D. 1604

Presented by Senator BENNETT of Oxford.
Cosponsored by Senators: BRAKEY of Androscoggin, HICKMAN of Kennebec.

On motion by Senator **HICKMAN** of Kennebec, **REFERRED** to the Committee on **VETERANS AND LEGAL AFFAIRS** and ordered printed.

Sent down for concurrence.

ORDERS

Joint Orders

Expressions of Legislative Sentiment recognizing:

Avery Theriault, of Augusta, a senior at Cony High School, who is a recipient of a 2023 Principal's Award for outstanding academic achievement and citizenship, sponsored by the Maine Principals' Association. We extend our congratulations and best wishes;
SLS 352

Sponsored by Senator **POULIOT** of Kennebec.
Cosponsored by Representatives: **BRIDGEO** of Augusta,
LaROCHELLE of Augusta.

The Joint Order was **READ**.

THE PRESIDENT: The Chair recognizes the Senator from Kennebec, Senator Pouliot.

Senator **POULIOT:** Good morning, Mr. President. Ladies and gentlemen of the Senate, it is a true honor to have Avery Theriault here this morning. She is a senior at Cony High School and received the 2023 Maine Principal's Association Award. With us here - this award is given to a student who has great academic excellence, participates in community service, and contributes to the school community. Avery certainly has gone above and beyond in all of these areas. Avery represents the very best of our state's young people, Mr. President. She is an intelligent, compassionate, and driven young woman. She's graduating sixth in her class after taking six AP classes and multiple honors courses as well as being a member of the National Honor Society. She's also a member of the Olympia Snowe Women's Leadership Institute cohort at Cony, which my wife, Heather, has helped lead for the last five years or so. I can't tell you the number of times Heather has come home exclaiming that she just wishes there was more kids out there like Avery. She also serves as President of both the Student Council and the Key Club and was Captain of the volley ball and track teams. Avery earned nine varsity letters over her high school career, including the KVAC First Team honors this past season for the Rams on the volley ball court and throwing the shot put in track. In her rare free time Avery was a peer pal on the Unified Basketball team and she does all of this with her infectious big smile. In looking at her resume and reading the things she has done at such a young age, there is no doubt that her future is bright. I want to wish you the best of luck as you attend the Marion Military Institute in Alabama next year, Avery, on a Naval Academy Foundation scholarship. Once completed, Avery intends to enroll in the Naval Academy in August of 2022. I know I'm not alone in saying that I will feel a lot safer with a sound mind like hers charged with protecting and defending our nation one day soon, Mr. President. Keep up the great work, Avery. We need more people like you to make the world a better place. Congratulations on this well-deserved honor. Thank you, Mr. President.

The Joint Order was **PASSED**.

Sent down for concurrence.

THE PRESIDENT: The Chair is very pleased to recognize in the rear of the Chamber Avery Theriault and her entire family. They are from the city of Augusta and the guests today of the Senator from Kennebec, Senator Pouliot, and the entire Maine Senate. Would she please rise and accept the greetings of the Maine Senate.

Alyssa Clark, of Lewiston, who received the "Dr. Bill Eckart" Young Professional of the Year Award from the Maine Recreation and Park Association. We extend our congratulations and best wishes;

SLS 353

Sponsored by Senator **ROTUNDO** of Androscoggin.
Cosponsored by Representatives: **ABDI** of Lewiston, **CLOUTIER** of Lewiston, **CRAVEN** of Lewiston, **LAJOIE** of Lewiston.

The Joint Order was **READ**.

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

Senator **ROTUNDO:** Thank you, Mr. President. Mr. President, colleagues in the Senate, I want to recognize and welcome Alyssa Clark, the 2023 recipient of the Maine Recreation and Park Association's Dr. Bill Eckart Young Professional of the Year Award. This annual award is given to a Maine rising Parks and Recreation professional who has displayed an outstanding community performance level through innovative programing partnerships and civic involvement. Alyssa serves as a programmer and administrator for Lewiston Recreation Department, overseeing more than 40 volunteer coaches and annually assisting with the supervision of 35 part-time employees. She began her tenure with Lewiston Recreation in August of 2021 and immediately began working to bring low-cost and free programs to Lewiston residents. We all appreciate Alyssa's infectious smile and can-do attitude. She has said that she's been 'a Parks and Rec kid my whole life.' We want to thank her for working so hard to give back and provide other Parks and Rec kids with the activities and opportunities she enjoyed in her youth. Thank you.

The Joint Order was **PASSED**.

Sent down for concurrence.

THE PRESIDENT: The Chair is very pleased to recognize in the rear of the Chamber Alyssa Clark of Lewiston and her family. Would she please rise - she's the guest today of the Senator from Androscoggin, Senator Rotundo, and the entire Maine Senate. Would she please rise and accept the greetings of the Maine Senate.

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

Joint Resolution

On motion by Senator **BAILEY** of York (Cosponsored by Representative **PERRY** of Calais), the following Joint Resolution:
S.P. 633

**JOINT RESOLUTION
RECOGNIZING APRIL 3, 2023 TO APRIL 9, 2023 AS
NATIONAL PUBLIC HEALTH WEEK**

WHEREAS, approximately 29 million people still lack health insurance in the United States, and the uninsured are less likely to receive preventive care and less likely to seek care as quickly when they are sick, resulting in higher costs when they do seek treatment; and

WHEREAS, in 2014, health care spending represented 17.5% of the nation's gross domestic product, and it is expected to reach 20.1% by 2025; and

WHEREAS, rising health care costs contribute to the nation's federal deficit and reduce the ability to spend in other important areas including education, housing and economic development; and

WHEREAS, the United States spends far more on medical care than any other industrialized nation, but is ranked 26 out of 43 in terms of life expectancy, and the overall United States death rate has increased, leading to a drop in overall life expectancy for the first time since 1993, particularly among people younger than 65; and

WHEREAS, only 3% of the nation's health care spending is focused on prevention and public health, when chronic conditions, which are the most common, costly and preventable of all health problems, account for 86% of the nation's health care costs; and

WHEREAS, in the United States, 7 in 10 deaths are related to chronic diseases such as obesity, diabetes, high blood pressure, heart disease and cancer, which are largely preventable, and 90% of health care dollars are spent treating such diseases, with only 3 cents of each health care dollar spent in the United States going toward prevention; and

WHEREAS, health inequities related to income and access to coverage exist across demographic lines, but African Americans of all ages are more than twice as likely to die from diabetes than white persons, and Hispanic high school students are 80% more likely to have attempted suicide than non-Hispanic white high school students; and

WHEREAS, March 23, 2023 marked the 13th anniversary of the federal Patient Protection and Affordable Care Act, and during open enrollment for 2023, nearly 16,400,000 consumers selected or were automatically re-enrolled in health insurance coverage; now, therefore, be it

RESOLVED: That We, the Members of the One Hundred and Thirty-first Legislature now assembled in the First Special Session, on behalf of the people we represent, take this opportunity to recognize April 3, 2023 to April 9, 2023 as National Public Health Week, and to express our support for expanding

health care coverage and lowering health care costs for Maine families.

READ and ADOPTED.

Sent down for concurrence.

REPORTS OF COMMITTEES

House

Ought to Pass

The Committee on **HEALTH AND HUMAN SERVICES** on Bill "An Act to Clarify Maine Law Regarding Background Checks for the Office of Child and Family Services"

H.P. 139 L.D. 218

Reported that the same **Ought to Pass**.

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

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

Bill **READ ONCE**.

ASSIGNED FOR SECOND READING NEXT LEGISLATIVE DAY.

The Committee on **HEALTH AND HUMAN SERVICES** on Resolve, Regarding Legislative Review of Chapter 5, Section 63: Home Based Supports and Services for Older and Disabled Adults and Chapter 11: Consumer Directed Personal Assistance Services, Major Substantive Rules of the Department of Health and Human Services, Office of Aging and Disability Services (EMERGENCY)

H.P. 328 L.D. 523

Reported that the same **Ought to Pass**.

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

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

Resolve **READ ONCE**.

ASSIGNED FOR SECOND READING NEXT LEGISLATIVE DAY.

Divided Report

The Majority of the Committee on **STATE AND LOCAL GOVERNMENT** on Bill "An Act to Prevent a Conflict of Interest in State Elections by Requiring the Secretary of State to Resign Before Running for Elected Office"

H.P. 301 L.D. 484

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

Signed:

Senators:

- NANGLE of Cumberland
- BALDACCI of Penobscot

Representatives:

- STOVER of Boothbay
- ABDI of Lewiston
- COPELAND of Saco
- DHALAC of South Portland
- PAULHUS of Bath
- RISEMAN of Harrison

The Minority of the same Committee on the same subject reported that the same **Ought To Pass**.

Signed:

Senator:

- BRAKEY of Androscoggin

Representatives:

- ADAMS of Lebanon
- GREENWOOD of Wales
- POMERLEAU of Standish
- UNDERWOOD of Presque Isle

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

Reports **READ**.

Senator **NANGLE** of Cumberland moved the Senate **ACCEPT** the Majority **OUGHT NOT TO PASS** Report, in concurrence.

On further motion by same Senator, supported by a Division of one-fifth of the members present and voting, a Roll Call was ordered.

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

Senator **BRAKEY:** Thank you, Mr. President. I rise in opposition to the motion. Just a very few brief remarks. First, I think the title of this bill is pretty straight forward in what the bill does, An Act to Prevent Conflict of Interest in State Elections by Requiring the Secretary of State to Resign Before Running for Elected Office. You know, the argument for this legislation really revolves around the appearance of impropriety and we've seen now in two states with - from two different political parties concerns about in the states of Arizona and in Georgia a Secretary of State basically

being the Presiding Officer of certifying their own election to the office of Governor in those states. Whether anything improper took place or not in these states, there certainly has been a cause for question and the question of is it appropriate for a Secretary of State to be signing off on their own election in a hotly contested race like those were and is that something that we, by our current system, are opening ourselves up to as the State of Maine? So, this legislation was brought forward to try to address that before it ever becomes a problem in our state and that's why I oppose the pending motion and would support the alternate report. Thank you, Mr. President.

THE PRESIDENT: The pending question before the Senate is Acceptance of the Majority Ought Not to Pass Report. A roll call has been ordered. Is the Senate ready for the question?

The Chair noted the absence of the Senator from York, Senator **LAWRENCE**, the Senator from Penobscot, Senator **BALDACCI**, the Senator from York, Senator **INGWERSEN**, the Senator from Franklin, Senator **BLACK**, the Senator from Somerset, Senator **FARRIN**, the Senator from Penobscot, Senator **LYFORD**, the Senator from Androscoggin, Senator **TIMBERLAKE**, and the Senator from Cumberland, Senator **CHIPMAN**, and further excused the same Senators from today's Roll Call votes.

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#77)

YEAS: Senators: BAILEY, BEEBE-CENTER, BRENNER, CARNEY, CURRY, DAUGHTRY, DUSON, GROHOSKI, HICKMAN, LAFOUNTAIN, NANGLE, PIERCE, RAFFERTY, RENY, ROTUNDO, TIPPING, VITELLI, PRESIDENT JACKSON

NAYS: Senators: BENNETT, BRAKEY, GUERIN, HARRINGTON, KEIM, LIBBY, MOORE, POULIOT, STEWART

EXCUSED: Senators: BALDACCI, BLACK, CHIPMAN, FARRIN, INGWERSEN, LAWRENCE, LYFORD, TIMBERLAKE

18 Senators having voted in the affirmative and 9 Senators having voted in the negative, with 8 Senators being excused, the motion by Senator **NANGLE** of Cumberland to **ACCEPT** the Majority **OUGHT NOT TO PASS** Report, in concurrence, **PREVAILED**.

Senate

Pursuant to Joint Order

Senator BAILEY for the Committee on **HEALTH COVERAGE, INSURANCE AND FINANCIAL SERVICES** on Bill "An Act to Implement the Recommendations of the Stakeholder Group Convened by the Emergency Medical Services' Board on Financial Health of Ambulance Services"
S.P. 634 L.D. 1602

Reported that the same be **REFERRED** to the Committee on **HEALTH COVERAGE, INSURANCE AND FINANCIAL SERVICES**, pursuant to Joint Order, S.P. 594.

Report **READ** and **ACCEPTED**.

Bill and accompanying papers **REFERRED** to the Committee on **HEALTH COVERAGE, INSURANCE AND FINANCIAL SERVICES**.

Sent down for concurrence.

Pursuant to Joint Order

Senator CARNEY for the Committee on **JUDICIARY** on Bill "An Act to Implement the Recommendations of the Committee To Ensure Constitutionally Adequate Contact with Counsel"
S.P. 635 L.D. 1603

Reported that the same be **REFERRED** to the Committee on **JUDICIARY**, pursuant to Joint Order, S.P. 594.

Report **READ** and **ACCEPTED**.

Bill and accompanying papers **REFERRED** to the Committee on **JUDICIARY**.

Sent down for concurrence.

Ought to Pass As Amended

Senator CARNEY for the Committee on **JUDICIARY** on Bill "An Act to Ensure Continuity of Care for Pretrial Defendants"
S.P. 57 L.D. 118

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-20)**.

Report **READ** and **ACCEPTED**.

Bill **READ ONCE**.

Committee Amendment "A" (S-20) **READ** and **ADOPTED**.

ASSIGNED FOR SECOND READING NEXT LEGISLATIVE DAY.

Senator TIPPING for the Committee on **LABOR AND HOUSING** on Resolve, Directing the Department of Labor to Request a Federal Waiver to Allow Presumptive Work Eligibility for Asylum Seekers

S.P. 419 L.D. 1050

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-18)**.

Report **READ** and **ACCEPTED**.

Resolve **READ ONCE**.

Committee Amendment "A" (S-18) **READ** and **ADOPTED**.

ASSIGNED FOR SECOND READING NEXT LEGISLATIVE DAY.

Senator HICKMAN for the Committee on **VETERANS AND LEGAL AFFAIRS** on Bill "An Act to Make Permanent the Ability of Certain Retailers and Distilleries to Sell Liquor for Off-premises Consumption and Cocktails for On-premises Consumption"
S.P. 101 L.D. 201

Reported that the same **Ought to Pass as Amended by Committee Amendment "A" (S-19)**.

Report **READ** and **ACCEPTED**.

Bill **READ ONCE**.

Committee Amendment "A" (S-19) **READ** and **ADOPTED**.

ASSIGNED FOR SECOND READING NEXT LEGISLATIVE DAY.

SECOND READERS

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

House As Amended

Bill "An Act to Strengthen Maine's Health Care Workforce by Preventing Discrimination by Requiring Maintenance of Certification for Insurance Reimbursement"

H.P. 145 L.D. 224

(C "A" H-21)

READ A SECOND TIME and **PASSED TO BE ENGROSSED AS AMENDED**, in concurrence.

Senate

Bill "An Act to Establish Adult Protective Services Training Requirements for Professionals Mandated to Report Suspected Abuse, Neglect or Exploitation to Enhance Protection of Incapacitated and Dependent Adults"
S.P. 27 L.D. 35

READ A SECOND TIME and **PASSED TO BE ENGROSSED**.

Sent down for concurrence.

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

Senate at Ease.

The Senate was called to order by the President.

Off Record Remarks

ENACTORS

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

Acts

An Act to Improve Family Economic Security Under the Temporary Assistance for Needy Families Program
H.P. 50 L.D. 80

An Act to Allow the Department of Health and Human Services to Authorize Standing Orders
H.P. 180 L.D. 282

An Act to Amend the Law Regarding Foreign Subpoenas
H.P. 264 L.D. 431

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

An Act to Provide Free Admission to State Parks and Historic Sites for the Immediate Family Members of Veterans and Active Military Personnel
H.P. 31 L.D. 56
(C "A" H-9)

On motion by Senator **ROTUNDO** of Androscoggin, placed on the **SPECIAL APPROPRIATIONS TABLE** pending **ENACTMENT**, in concurrence.

An Act to Expand the List of Persons Exempt from the Real Estate Transfer Tax
H.P. 131 L.D. 210
(C "A" H-10)

On motion by Senator **ROTUNDO** of Androscoggin, placed on the **SPECIAL APPROPRIATIONS TABLE** pending **ENACTMENT**, in concurrence.

On motion by Senator **VITELLI** of Sagadahoc, **ADJOURNED** until Wednesday, April 12, 2023 at 10:00 in the morning.