



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

Advance Journal and Calendar

61st Legislative Day

In Senate Chamber, Thursday, June 22, 2017.

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

Prayer by Senator Dana L. Dow of Lincoln County.

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

Reading of the Journal of Wednesday, June 21, 2017.

Michael D. Thibodeau
Senate President

Heather J.R. Priest
Secretary of the Senate

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

ORDERS

Joint Orders

Expressions of Legislative Sentiment recognizing:

(4-1) the Addison Volunteer Fire Department, of Addison, which earned the Safety and Health Award for Public Employers certification from the Maine Department of Labor. This certification, also known as SHAPE, recognizes public sector organizations that voluntarily undertake a rigorous safety achievement program for their workplace. We congratulate the Addison Volunteer Fire Department on its receiving this certification;

SLS 505

Sponsored by Senator MAKER of Washington.
Cosponsored by Representative: ALLEY of Beals.

(4-2) Rainbow Toys, of Falmouth, owned by Juliette and Karl Steinbach, which is celebrating its 25th Anniversary. We extend to everyone at Rainbow Toys our congratulations on this anniversary and offer them our best wishes;

SLS 506

Sponsored by Senator BREEN of Cumberland.
Cosponsored by Representatives: PIERCE of Falmouth, SANBORN of Portland.

(4-3) the Yarmouth High School Baseball Team, of Yarmouth, which won the Class B State Championship. We extend to all the members of the team our congratulations and best wishes;

SLS 507

Sponsored by Senator BREEN of Cumberland.
Cosponsored by Representative: COOPER of Yarmouth.

(4-4) Myron Hager, of Falmouth, who celebrated his 100th Birthday on May 26, 2017. We extend to Mr. Hager our congratulations and best wishes;

SLS 508

Sponsored by Senator BREEN of Cumberland.
Cosponsored by Representatives: PIERCE of Falmouth, SANBORN of Portland.

(4-5) Tyler Sprowl, of Beals Island, who has earned the distinction of being named Valedictorian of the 2017 graduating class of Jonesport-Beals High School. We extend our congratulations and best wishes to Tyler on his receiving this honor;

SLS 510

Sponsored by Senator MAKER of Washington.
Cosponsored by Representatives: ALLEY of Beals, TUELL of East Machias.

Joint Resolution

Joint Resolution in Memoriam:

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

(4-6) Bruce Myrick, of Sabbattus. Mr. Myrick worked as a delivery truck driver for Pepsi-Cola and for Fox and Ginn. He later started his own business, Maine Cycle Salvage, with his son John. Mr. Myrick also established Cycle Mart and Maine Cycle and Skier's Edge ski shop with his son Jim. Mr. Myrick mentored local youth, helping them develop life skills and a good work ethic, including the State's current governor, the Honorable Paul LePage. Mr. Myrick will be long remembered and sadly missed by his family and friends and all those whose lives he touched;

SLS 509

Sponsored by Senator BRAKEY of Androscoggin.

Cosponsored by Senator: MASON of Androscoggin, Representatives: BICKFORD of Auburn, MELARAGNO of Auburn, SHEATS of Auburn, WOOD of Greene.

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

HOUSE REPORTS - from the Committee on **ENVIRONMENT AND NATURAL RESOURCES** on Bill "An Act To Prohibit the Mining of Massive Sulfide Ore Deposits under the Maine Metallic Mineral Mining Act"

H.P. 118 L.D. 160

Majority - Ought Not to Pass (12 members)

Minority - Ought to Pass as Amended by Committee Amendment "A" (H-158) (1 member)

Tabled - May 23, 2017, by Senator **SAVIELLO** of Franklin

Pending - motion by same Senator to **ACCEPT** the Majority **OUGHT NOT TO PASS** Report

(In House, Majority **OUGHT NOT TO PASS** Report **READ** and **ACCEPTED**.)

2.

Tabled and Later Assigned

SENATE REPORTS - from the Committee on **HEALTH AND HUMAN SERVICES** on Bill "An Act To Reduce Youth Access to Tobacco Products"

S.P. 391 L.D. 1170

Report "A" - Ought to Pass as Amended by Committee Amendment "A" (S-146) (8 members)

Report "B" - Ought Not to Pass (4 members)

Report "C" - Ought to Pass as Amended by Committee Amendment "B" (S-147) (1 member)

Tabled - May 30, 2017, by Senator **BRAKEY** of Androscoggin

Pending - motion by same Senator to **ACCEPT** Report "B" **OUGHT NOT TO PASS**

3.

Tabled and Later Assigned

SENATE REPORTS - from the Committee on **LABOR, COMMERCE, RESEARCH AND ECONOMIC DEVELOPMENT** on Bill "An Act Regarding Generic Drug Pricing"

S.P. 432 L.D. 1280

Majority - Ought to Pass as Amended by Committee Amendment "A" (S-153) (11 members)

Minority - Ought Not to Pass (2 members)

Tabled - May 31, 2017, by Senator **VOLK** of Cumberland

Pending - **ACCEPTANCE OF EITHER REPORT**

4.

Tabled and Later Assigned

RESOLUTION, Proposing an Amendment to the Constitution of Maine To Explicitly Protect against Sex Discrimination

H.P. 153 L.D. 197

Tabled - June 1, 2017, by Senator **CUSHING** of Penobscot

Pending - **FINAL PASSAGE** in **NON-CONCURRENCE**

(In House, **FAILED FINAL PASSAGE**.)

5.

Tabled and Later Assigned

SENATE REPORTS - from the Committee on **STATE AND LOCAL GOVERNMENT** on Bill "An Act To Establish the Maine Buy America and Build Maine Act"

S.P. 311 L.D. 956

Majority - Ought to Pass as Amended by Committee Amendment "A" (S-171) (7 members)

Minority - Ought to Pass as Amended by Committee Amendment "B" (S-172) (5 members)

Tabled - June 5, 2017, by Senator **DAVIS** of Piscataquis

Pending - motion by same Senator to **ACCEPT** the Minority **OUGHT TO PASS AS AMENDED BY COMMITTEE AMENDMENT "B" (S-172)** Report

6.

Tabled and Later Assigned

HOUSE REPORTS - from the Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY** on Bill "An Act To Prohibit the Privatization of State Correctional Facilities and the State's Forensic Hospitals"

H.P. 893 L.D. 1296

Majority - Ought to Pass as Amended by Committee Amendment "A" (H-486) (8 members)

Minority - Ought Not to Pass (5 members)

Tabled - June 14, 2017, by Senator **ROSEN** of Hancock

Pending - **ACCEPTANCE OF EITHER REPORT**

(In House, Majority **OUGHT TO PASS AS AMENDED** Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-486).**)

7.

Tabled and Later Assigned

HOUSE REPORTS - from the Committee on **LABOR, COMMERCE, RESEARCH AND ECONOMIC DEVELOPMENT** on Bill "An Act To Ensure the Right To Work without Payment of Dues or Fees to a Labor Union as a Condition of Employment"

H.P. 52 L.D. 65

Majority - Ought Not to Pass (7 members)

Minority - Ought to Pass as Amended by Committee Amendment "A" (H-466) (6 members)

Tabled - June 16, 2017, by Senator **CUSHING** of Penobscot

Pending - motion by Senator **VOLK** of Cumberland to **ACCEPT** the Minority **OUGHT TO PASS AS AMENDED** Report in **NON-CONCURRENCE** (Roll Call Ordered)

(In House, Majority **OUGHT NOT TO PASS** Report **READ** and **ACCEPTED.**)

8.

Tabled and Later Assigned

Bill "An Act To Encourage Development in the Logging Industry by Requiring State and Local Government Agencies To Give Preference to Lumber and Solid Wood Products Harvested in the State"

S.P. 551 L.D. 1573

Tabled - June 21, 2017, by Senator **MASON** of Androscoggin

Pending - **FURTHER CONSIDERATION**

(In Senate, June 14, 2017, on motion by Senator **DAVIS** of Piscataquis, Majority **OUGHT TO PASS AS AMENDED** Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-269).**)

(In House, Majority **OUGHT TO PASS AS AMENDED** Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-269) AS AMENDED BY HOUSE AMENDMENT "B" (H-520)** thereto in **NON-CONCURRENCE.**)

9.

Tabled and Later Assigned

Joint Study Order - Joint Study Order, To Establish the Task Force on Health Care Coverage for All of Maine

S.P. 592

Tabled - June 21, 2017, by Senator **CUSHING** of Penobscot

Pending - **PASSAGE** (Roll Call Ordered)

10.

Tabled and Later Assigned

SENATE REPORTS - from the Committee on **VETERANS AND LEGAL AFFAIRS** on Bill "An Act To Repeal the Ranked-choice Voting Law"

S.P. 578 L.D. 1625

Report "A" - Ought to Pass as Amended by Committee Amendment "A" (S-302) (6 members)

Report "B" - Ought to Pass as Amended by Committee Amendment "B" (S-303) (6 members)

Report "C" - Ought to Pass as Amended by Committee Amendment "C" (S-304) (1 member)

Tabled - June 21, 2017, by Senator **MASON** of Androscoggin

Pending - motion by same Senator to **ACCEPT Report "A" OUGHT TO PASS AS AMENDED BY COMMITTEE AMENDMENT "A" (S-302)**

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**

2.

Emergency

Resolve, To Establish the Task Force To Identify Special Education Cost Drivers and Innovative Approaches to Services

H.P. 456 L.D. 642
(C "A" H-106)

Tabled - May 25, 2017, by Senator **CUSHING** of Penobscot

Pending - **FINAL PASSAGE**

3.

Emergency

HOUSE REPORT - from the Committee on **VETERANS AND LEGAL AFFAIRS** on
Resolve, To Establish the Commission To Streamline Veterans' Licensing and Certification
(EMERGENCY)

H.P. 170 L.D. 214

Report - **Ought to Pass as Amended by Committee Amendment "A" (H-187)**

Tabled - May 30, 2017, by Senator **CUSHING** of Penobscot

Pending - **FINAL PASSAGE**, in concurrence

4.

Resolve, To Establish the Committee To Study the State's Response to the Commercial Sexual Exploitation of Youth

S.P. 173 L.D. 512
(C "A" S-131)

Tabled - May 31, 2017, by Senator **CUSHING** of Penobscot

Pending - **FINAL PASSAGE**, in concurrence

5.

Resolve, To Study the Student Transfer Process

H.P. 717 L.D. 1015
(C "A" H-198)

Tabled - May 31, 2017, by Senator **CUSHING** of Penobscot

Pending - **FINAL PASSAGE**, in concurrence

6.

Resolve, To Establish the Committee To Study the Processing of Evidence from Sexual Assault Test Kits

H.P. 791 L.D. 1128
(C "A" H-253)

Tabled - May 31, 2017, by Senator **CUSHING** of Penobscot

Pending - **FINAL PASSAGE**, in concurrence

7.

HOUSE REPORTS - from the Committee on **CRIMINAL JUSTICE AND PUBLIC SAFETY** on Resolve, To Establish the Commission To Review the Laws Governing Domestic Violence (EMERGENCY)

H.P. 367 L.D. 523
(C "A" H-362)

Majority - Ought to Pass as Amended by Committee Amendment "A" (H-362) (10 members)

Minority - Ought Not to Pass (3 members)

Tabled - June 8, 2017, by Senator **CUSHING** of Penobscot

Pending - **FINAL PASSAGE**, in **NON-CONCURRENCE**

(In House, FAILED Final Passage.)

8.

Resolve, To Establish the Working Group To Restore Judicial Discretion

S.P. 97 L.D. 309

Tabled - June 12, 2017, by Senator **CUSHING** of Penobscot

Pending - **FINAL PASSAGE**, in concurrence

9.

Resolve, To Establish the Commission To Create a Plan To Enhance the Efficiency and Effectiveness of the Probate Court System

S.P. 423 L.D. 1260

Tabled - June 21, 2017, by Senator **CUSHING** of Penobscot

Pending - **FINAL PASSAGE**, in concurrence

SPECIAL HIGHWAY TABLE

L.D. 99 - H.P. 67 (C "A" H-249)

L.D. 1150 - H.P. 813 (C "A" H-318)

L.D. 1249 - H.P. 872 (C "A" H-160)

L.D. 1318 - H.P. 915 (C "A" H-112)

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. 31 - H.P. 32 (C "A" H-503)
 L.D. 38 - S.P. 17 (C "A" S-64)
 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. 82 - S.P. 31 (C "A" S-94)
 L.D. 85 - S.P. 34 (C "A" S-11)
 L.D. 89 - S.P. 37
 L.D. 100 - H.P. 68 (C "A" H-174)
 L.D. 106 - H.P. 74 (C "A" H-245)
 L.D. 111 - H.P. 79
 L.D. 130 - S.P. 49 (C "A" S-9)
 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. 182 - H.P. 138 (C "A" H-215)
 L.D. 192 - H.P. 148 (C "A" H-177)
 L.D. 203 - H.P. 159 (C "A" H-76)
 L.D. 206 - H.P. 162 (C "A" H-196)
 L.D. 230 - S.P. 76 (C "A" S-66)
 L.D. 243 - H.P. 176 (C "A" H-221)
 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. 290 - H.P. 223 (C "A" H-282)
 L.D. 320 - S.P. 94 (C "A" S-199)
 L.D. 323 - H.P. 237 (C "A" H-257)
 L.D. 328 - H.P. 242 (C "A" H-150)
 L.D. 346 - S.P. 112 (C "A" S-111)
 L.D. 358 - H.P. 264 (C "A" H-260)
 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. 456 - H.P. 323
 L.D. 491 - H.P. 354 (C "A" H-65)
 L.D. 503 - S.P. 164 (C "A" S-31)
 L.D. 513 - S.P. 174 (C "B" S-119)
 L.D. 517 - S.P. 178 (C "A" S-91)
 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
 L.D. 563 - H.P. 405 (C "A" H-72)
 L.D. 601 - H.P. 417 (C "A" H-73)
 L.D. 643 - H.P. 457 (C "A" H-176)
 L.D. 648 - H.P. 462
 L.D. 654 - S.P. 216 (C "A" S-113)
 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. 721 - S.P. 238 (C "A" S-114)
 L.D. 723 - S.P. 240 (C "A" S-148)
 L.D. 726 - H.P. 510 (C "A" H-250)
 L.D. 766 - H.P. 546
 L.D. 781 - H.P. 561 (C "A" H-416)
 L.D. 782 - H.P. 562 (C "A" H-193)
 L.D. 792 - H.P. 572 (C "A" H-58)
 L.D. 794 - H.P. 574 (C "A" H-472)
 L.D. 808 - S.P. 253
 L.D. 816 - S.P. 261 (C "A" S-150)
 L.D. 843 - H.P. 592 (C "A" H-217)
 L.D. 848 - H.P. 597 (C "A" H-448)
 L.D. 891 - S.P. 291 (C "A" S-237)
 L.D. 910 - H.P. 638 (C "A" H-420)
 L.D. 919 - H.P. 647 (C "A" H-113)
 L.D. 949 - S.P. 304 (C "A" S-187)
 L.D. 952 - S.P. 307 (C "A" S-106)
 L.D. 967 - H.P. 680 (C "A" H-342)
 L.D. 970 - H.P. 683 (C "A" H-209)
 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. 1008 - H.P. 709 (C "A" H-254)
 L.D. 1044 - S.P. 346 (C "A" S-89)
 L.D. 1070 - S.P. 352 (C "A" S-107)
 L.D. 1089 - S.P. 360 (C "A" S-272)
 L.D. 1091 - H.P. 765 (C "A" H-361)
 L.D. 1108 - S.P. 362 (C "A" S-155)
 L.D. 1127 - H.P. 790 (C "A" H-376)
 L.D. 1143 - H.P. 806 (C "A" H-453)
 L.D. 1188 - H.P. 825 (C "A" H-330)
 L.D. 1196 - H.P. 833 (C "A" H-236)
 L.D. 1204 - H.P. 840 (C "A" H-494)
 L.D. 1206 - H.P. 842 (C "A" H-304)
 L.D. 1208 - H.P. 844 (C "A" H-140)
 L.D. 1210 - H.P. 846 (C "A" H-185)
 L.D. 1212 - S.P. 406 (C "A" S-180)
 L.D. 1247 - H.P. 870 (C "A" H-194)
 L.D. 1248 - H.P. 871 (C "A" H-144)
 L.D. 1263 - S.P. 426 (C "A" S-109)
 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. 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. 1520 - H.P. 1044 (C "A" H-288)
 L.D. 1554 - H.P. 1070 (C "A" H-365)
 L.D. 1597 - S.P. 561 (C "A" S-183)
 L.D. 1626 - H.P. 1121 (C "A" H-524)