One Hundred and Twenty-Eighth Legislature
Second Regular Session

Advance Journal and Calendar

31st Legislative Day

In Senate Chamber, Monday, April 9, 2018.

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

Prayer by Reverend Annie Baker-Streevy, Calvary United Methodist Church in Lewiston.

Pledge of Allegiance led by Senator Lisa M. Keim of Oxford County.

Reading of the Journal of Thursday, April 5, 2018.

Doctor of the day, Romeo Lucas, D.O., of Cumberland.

Michael D. Thibodeau
Senate President

Heather J.R. Priest
Secretary of the Senate

http://legislature.maine.gov/senate

Printed on recycled paper
(1-1) HOUSE REPORTS - from 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
(C "A" H-707)

Majority - Ought Not to Pass (8 members)

Minority - Ought to Pass as Amended by Committee Amendment "A" (H-707) (5 members)

In Senate, April 4, 2018, 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-707) in NON-CONCURRENCE.

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

Non-Concurrent Matter

(1-2) Bill "An Act To Establish Universal Home Care for Seniors and Persons with Disabilities"

I.B. 3  L.D. 1864

In Senate, April 2, 2018, REFERRED to the Committee on TAXATION in NON-CONCURRENCE.

Comes from the House, that Body having INSISTED on its former action whereby the Bill and accompanying papers were INDEFINITELY POSTPONED.
Non-Concurrent Matter

(1-3) 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
(C "A" H-680)

In Senate, April 3, 2018, PASSED TO BE ENACTED in NON-CONCURRENCE.

Comes from the House, that Body having INSISTED on its former action whereby FAILED ENACTMENT.

Non-Concurrent Matter

(1-4) HOUSE REPORTS - from the Committee on LABOR, COMMERCE, RESEARCH AND ECONOMIC DEVELOPMENT on Bill "An Act To Protect Maine's Economy by Slowing the Rate at Which the State's Minimum Wage Will Increase and Establishing a Training and Youth Wage" (EMERGENCY)
H.P. 1210  L.D. 1757
(C "A" H-666; S "A" S-428 to C "A" H-666)

Majority - Ought Not to Pass (7 members)

Minority - Ought to Pass as Amended by Committee Amendment "A" (H-666) (6 members)

In Senate, April 3, 2018, on motion by Senator VOLK of Cumberland, 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-666) AS AMENDED BY SENATE AMENDMENT "A" (S-428) thereto in NON-CONCURRENCE.

Comes from the House, that Body having ADHERED to its former action whereby the Majority OUGHT NOT TO PASS Report was READ and ACCEPTED.
Non-Concurrent Matter

(1-5) 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

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

Minority - Ought Not to Pass (5 members)

In Senate, April 4, 2018, PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-407) AS AMENDED BY SENATE AMENDMENT "A" (S-423) thereto.

Comes from the House, PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-407) in NON-CONCURRENCE.

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Joint Order

An Expression of Legislative Sentiment recognizing:

(1-6) Brayden Bashaw, of Auburn, who is a recipient of a 2018 Community Service Real Heroes Award from the American Red Cross of Maine, Central and Mid Coast Chapter, for his outstanding work raising money for local hospitals to help children with cancer. We extend to Brayden our congratulations and best wishes;

HLS 1068

Comes from the House, READ and PASSED.
The Following Communication:

S.C. 964

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

April 3, 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 Peter M. SeeHusen of Corinna, for reappointment to the Maine Outdoor Heritage Fund Board.

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 1 Saviello of Franklin
Representatives 10 Tucker of Brunswick, Campbell of Orrington, 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. Gratwick of Penobscot, Sen. Volk of Cumberland

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 Peter M. SeeHusen of Corinna, for reappointment to the Maine Outdoor Heritage Fund Board be confirmed.

Signed,

S/Thomas B. Saviello S/Ralph L. Tucker
Senate Chair House Chair
April 3, 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 Jack Witham of Arrowsic, for reappointment to the Maine Outdoor Heritage Fund Board.

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  1   Saviello of Franklin

Representatives  10   Tucker of Brunswick, Campbell of Orrington,
                      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. Gratwick of Penobscot, Sen. Volk of Cumberland

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 Jack Witham of Arrowsic, for reappointment to the Maine Outdoor Heritage Fund Board be confirmed.

Signed,

S/Thomas B. Saviello         S/Ralph L. Tucker
Senate Chair                 House Chair
April 5, 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 Judiciary has had under consideration the nomination of Bernard G. O'Mara of Dyer Brook, for appointment as an Active Retired Judge of the District Court.

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 Keim of Oxford, Hill of York
Representatives 9 Moonen of Portland, Babidge of Kennebunk, Bailey of Saco, Bradstreet of Vassalboro, Cardone of Bangor, Guerin of Glenburn, Johansen of Monticello, McCreight of Harpswell, Reckitt of South Portland

NAYS 0

ABSENT 2 Sen. Whittemore of Somerset, Rep. Sherman of Hodgdon

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 Bernard G. O'Mara of Dyer Brook, for appointment as an Active Retired Judge of the District Court be confirmed.

Signed,

S/Lisa Keim
Senate Chair

S/Matthew W. Moonen
House Chair
April 5, 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 Judiciary has had under consideration the nomination of André G. Janelle of Saco, for appointment as an Active Retired Judge of the District Court.

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 Keim of Oxford, Hill of York
Representatives 9 Moonen of Portland, Babbidge of Kennebunk, Bailey of Saco, Bradstreet of Vassalboro, Cardone of Bangor, Guerin of Glenburn, Johansen of Monticello, McCreight of Harpswell, Reckitt of South Portland

NAYS 0

ABSENT 2 Sen. Whittemore of Somerset, Rep. Sherman of Hodgdon

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 Andre G. Janelle of Saco, for appointment as an Active Retired Judge of the District Court be confirmed.

Signed,

S/Lisa Keim S/Matthew W. Moonen
Senate Chair House Chair
The Following Communication:

S.C. 968

STATE OF MAINE
ONE HUNDRED AND TWENTY-EIGHTH LEGISLATURE
COMMITTEE ON JUDICIARY

April 5, 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 Judiciary has had under consideration the nomination of Patricia G. Worth of Belfast, for appointment as an Active Retired Judge of the District Court.

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 Keim of Oxford, Hill of York
Representatives 9 Moonen of Portland, Babidge of Kennebunk, Bailey of Saco, Bradstreet of Vassalboro, Cardone of Bangor, Guerin of Glenburn, Johansen of Monticello, McCreight of Harpswell, Reckitt of South Portland

NAYS 0

ABSENT 2 Sen. Whittemore of Somerset, Rep. Sherman of Hodgdon

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 Patricia G. Worth of Belfast, for appointment as an Active Retired Judge of the District Court be confirmed.

Signed,

S/Lisa Keim
Senate Chair

S/Matthew W. Moonen
House Chair
April 3, 2018

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

Dear President Thibodeau and Speaker Gideon:

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

L.D. 1700      An Act To Protect Maine Residents and Businesses from Rising Electricity Costs

This is notification of the Committee’s action.

Sincerely,

Senate Chair          House Chair

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

Dear President Thibodeau and Speaker Gideon:

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. 1097  An Act To Develop and Distribute Work Training Pamphlets To Educate State Agencies, Private Businesses and Other Organizations about Dementia

This is notification of the Committee’s action.

Sincerely,

S/Sen. Eric L. Brakey  
Senate Chair  

S/Rep. Patricia Hymanson  
House Chair  

_________________________________
STATE OF MAINE
OFFICE OF THE STATE AUDITOR
AUGUSTA, MAINE

Letter of Transmittal

Honorable Michael D. Thibodeau
President of the Senate

Honorable Sara Gideon
Speaker of the House of Representatives

The Honorable Paul R. LePage
Governor of Maine

I am pleased to submit the Single Audit of the State of Maine for the Fiscal year ended June 30, 2017. The audit was conducted in accordance with Government Auditing Standards, issued by the Comptroller General of the United States; the requirements of the Single Audit Act Amendments of 1996; and Title 2 U.S. Code of Federal Regulations Part 200, Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards (Uniform Guidance). Our audit complies with 5 MRSA §243 and is also a prerequisite for the receipt of Federal financial assistance. During fiscal year 2017, $3.0 billion in Federal financial assistance was received by the State of Maine.

This document contains the following reports and schedules:

• Independent Auditor's Report
  • Basic Financial Statements, Management's Discussion and Analysis, Notes to Financial Statements, and Required Supplementary Information
  • Independent Auditor's Report on Internal Control over Financial Reporting and on Compliance and Other Matters based on an Audit of Financial Statements performed in accordance with Government Auditing Standards
  • Independent Auditor's Report on Compliance for Each Major Program and on Internal Control over Compliance Required by the Uniform Guidance
  • Schedule of Expenditures of Federal Awards
  • Schedule of Findings and Questioned Costs
  • Financial Statement Findings
  • Indexes to Federal Program Findings
  • Federal Findings and Questioned Costs
  • Corrective Action Plan
  • Summary Schedule of Prior Audit Findings

On behalf of the Office of the State Auditor, I thank employees throughout Maine Government who assisted us during the audit.

Please contact me if you have questions or comments about the 2017 Single Audit of the State of Maine.

Respectfully submitted,

S/Pola A. Buckley
State Auditor

March 30, 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 389, “An Act To Promote Access to Financial Institutions by Entities That Are Authorized under State Law.”

This bill would allow a credit union organized under the laws of the State of Maine to obtain private share insurance in lieu of share insurance provided by the National Credit Union Administration (NCUA). The intent of the bill is to expand the availability of financial services for marijuana-related businesses and their employees.

When I took the oath of office as Maine’s Governor, I swore to uphold the Constitution of the United States and the Constitution of the State of Maine. Marijuana remains illegal under federal law and I cannot in good conscience support this bill because it would serve to facilitate illegal activity.

It has not become easier for financial institutions to work with marijuana businesses. The current U.S. Attorney General recently rescinded Obama-era guidance that provided financial institutions some protection from prosecution when offering marijuana-related accounts. A privately-insured marijuana credit union would operate under this threat of federal criminal prosecution. This is an inappropriate level of risk for a state-chartered financial institution. Federal prosecution of the credit union, or its members, could end with the failure of the institution.

Currently, Maine credit unions with NCUA insurance are co-regulated by state and federal authorities, who examine credit unions for safety and soundness and compliance with applicable laws. The NCUA has strong and tested federal liquidation authority to protect credit union members in the event of a credit union failure, which would not be available to members with a privately insured credit union.

Further, there is no guarantee that a credit union with private share insurance would be able to operate in Maine. Credit unions need a Master Account at the Federal Reserve Bank in order to gain access to the federal payments system. Without access to a Master Account, a financial institution is unable to conduct the business of banking. A marijuana-focused credit union organized in Colorado attempted to gain access to the federal payments system two years ago, only to be denied a Master Account on the grounds that its plans to handle marijuana proceeds would violate federal law. It was only after the credit union changed its business model to exclude deposits from marijuana growers and retailers that it was allowed access to a Master Account. LD 389 is unlikely to solve the problem marijuana businesses have in accessing financial services. It is clear that a true solution to the problem resides with the federal government.

For these reasons, I return LD 389 unsigned and vetoed. I strongly urge the Legislature to sustain this veto.

Sincerely,

S/Paul R. LePage
Governor

S.P. 130  L.D. 389
6 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 1279 “An Act to Ensure Patient Protections in the Health Insurance Laws.”

Once again, the Legislature is second-guessing the federal government by passing this bill to embed provisions of the Affordable Care Act that it favors in Maine law. However, as long as the ACA is still the law of the land, this bill has no practical effect. I will not sign a bill into law based on speculation. The unintended consequences could be as disastrous to Maine as the ACA has been at the federal level. Moreover, I see no fiscal analysis to indicate the true cost of the bill if it were to go into effect in the absence of the ACA.

Without knowing what economic and federal regulatory conditions will drive health policy in the future, I will not limit the discretion of policy makers.

For these reasons, I return LD 1279 unsigned and vetoed. I strongly urge the Legislature to sustain it.

Sincerely,

S/Paul R. LePage
Governor

(2-12) The accompanying Bill "An Act To Ensure Patient Protections in the Health Insurance Laws"

S.P. 431  L.D. 1279
6 April 2018

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

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 1735, “An Act To Authorize Regional Medical Control Committees to Have Access to Maine Emergency Medical Services Data for Purposes of Quality Improvement.”

Under current law, data collected by Maine Emergency Medical Services allows identifying information of persons receiving emergency medical treatment to be released for purposes of research, public health surveillance and linkage with patient electronic medical records. Prior to any release of data, the Director of Emergency Medical Services, the Medical Direction and Practices Board, and the Emergency Medical Services Board must review the data and approve the release of the data. These are essential safeguards to prevent the release of confidential patient information from entering the public domain.

This bill strips away the three-step approval process under current law. Maine Emergency Medical Services would have no way of ensuring that protected, private, patient information would continue to be protected and private. I am very concerned that without adequate safeguards, confidential patient information will be released into the public domain.

For these reasons, I return LD 1735 unsigned and vetoed. I strongly urge the Legislature to sustain it.

Sincerely,

S/Paul R. LePage
Governor
March 30, 2018

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

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 1656, "An Act To Allow Free Admission to the Maine State Museum."

I veto this bill not because I disagree with its goal, but because legislation is not necessary. At the public hearing on the bill, the Director of the State Museum acknowledged that he already has the authority to waive admission for veterans’ entry to the Museum but is simply choosing not to do so. I believe he has made the wrong decision and I encourage the Board of the State Museum to review that decision. However, it is the purview of that Board to determine whether or not that can be accomplished with truly no cost to the Museum or the state as this bill has represented by containing no appropriation. I do not believe the Legislature should get into the habit of micromanaging every policy or minor decision of the Museum or other quasi-governmental entities without including funds for lost revenues.

Further, I find it hard to reconcile that the State Museum regularly advocates for more funding to grow its collection, expand and upgrade storage and launch new programming but suddenly the Museum represents that it can absorb incremental costs with no problem.

The Museum ought to waive entrance fees for veterans who have served this country because it is the right thing to do to honor our nation’s heroes. They have that authority already and I believe they should do it without the Legislature intervening.

For these reasons, I return LD 1656 unsigned and vetoed. I strongly urge the Legislature to sustain it.

Sincerely,

S/Paul R. LePage
Governor

(2-16) The accompanying Bill "An Act To Allow Veterans Free Admission to the Maine State Museum"

H.P. 1141  L.D. 1656

Comes from the House with the VETO OVERRIDDEN, notwithstanding the objections of the Governor.
SENATE PAPERS

(3-1) Resolve, To Recognize the 100th Anniversary of the American Legion on the Capitol Grounds

S.P. 731  L.D. 1901

Presented by Senator BELLOWS of Kennebec.

Cosponsored by Senators: BRAKEY of Androscoggin, BREEN of Cumberland, CARPENTER of Aroostook,
CARSON of Cumberland, CHENETTE of York, CHIPMAN of Cumberland, COLLINS of York, CUSHING of
Penobscot, CYRWAY of Kennebec, DAVIS of Piscataquis, DESCHAMBAULT of York, DIAMOND of
Cumberland, DILL of Penobscot, DION of Cumberland, DOW of Lincoln, GRATWICK of Penobscot, HAMPER
of Oxford, HILL of York, JACKSON of Aroostook, KATZ of Kennebec, KEIM of Oxford, LANGLEY of
Hancock, LIBBY of Androscoggin, MAKER of Washington, MASON of Androscoggin, MILLETT of Cumberland,
MIRAMANT of Knox, ROSEN of Hancock, SAVIELLO of Franklin, President THIBODEAU of Waldo, VITELLI
of Sagadahoc, VOLK of Cumberland, WHITTEMORE of Somerset, WOODSOME of York, Representatives:
ACKLEY of Monmouth, ALLEY of Beals, AUSTIN of Skowhegan, AUSTIN of Gray, BABBIDGE of Kennebunk,
BAILEY of Saco, BATES of Westbrook, BATTLE of South Portland, BEAR of the Houlton Band of Maliseet
Indians, BEEBE-CENTER of Rockland, BERRY of Bowdoinham, BICKFORD of Auburn, BLACK of Wilton,
BLUME of York, BRADSTREET of Vassalboro, BROOKS of Lewiston, BRYANT of Windham, CAMPBELL of
Orington, CARDONE of Bangor, CASÁS of Rockport, CEBRA of Naples, CHACE of Durham, CHAPMAN of
Brooksville, COLLINGS of Portland, COOPER of Yarmouth, COREY of Windham, CRAIG of Brewer, DANA of
the Passamaquody Tribe, DAUGHTRY of Brunswick, DeCHANT of Bath, DENNO of Cumberland, DEVIN of
Newcastle, DILLINGHAM of Oxford, DOORE of Augusta, DUCHESNE of Hudson, DUNPHY of Old Town,
ESPLING of New Gloucester, FARNSWORTH of Portland, FARRIN of Norridgewock, FAY of Raymond,
FECTEAU of Biddeford, FOLEY of Wells, FREDETTE of Newport, FREY of Bangor, FULLER of Lewiston,
GATTINE of Westbrook, GERRISH of Lebanon, Speaker GIDEON of Freeport, GILLWAY of Searsport,
GINZLER of Bridgton, GOLDEN of Lewiston, GRANT of Gardiner, GRIGNON of Athens, GROHMAN of
Biddeford, GUERIN of Glenburn, HAGGAN of Hampden, HAMANN of South Portland, HANDY of Lewiston,
HANINGTON of Lincoln, HANLEY of Pittston, HARLOW of Portland, HARRINGTON of Sanford, HARVELL
of Farmington, HAWKE of Boothbay Harbor, HEAD of Bethel, HERBIG of Belfast, HERRICK of Paris,
HICKMAN of Winthrop, HIGGINS of Dover-Foxcroft, HILLIARD of Belgrade, HOGAN of Old Orchard Beach,
HUBBELL of Bar Harbor, HYMANSON of York, JOHANSEN of Monticello, JORGENSEN of Portland,
KINNEY of Limington, KINNEY of Knox, KORNFIELD of Bangor, KUMIEGA of Deer Isle, LAWRENCE of
Eliot, LOCKMAN of Amherst, LONGSTAFF of Waterville, LUCHINI of Ellsworth, LYFORD of Eddington,
MADIGAN of Waterville, MADIGAN of Rumford, MALABY of Hancock, MAREAN of Hollis, MARTIN of
Eagle Lake, MARTIN of Sinclair, Mason of Lisbon, MASTRACCIO of Sanford, McCREA of Fort Fairfield,
McCREIGHT of Harpswell, McELWEE of Caribou, McLEAN of Gorham, MELARAGNO of Auburn,
MONAGHAN of Cape Elizabeth, NADEAU of Winslow, O’CONNOR of Berwick, O’NEIL of Saco, ORDWAY of
Standish, PARKER of South Berwick, PARRY of Arundel, PERKINS of Oakland, PERRY of Calais, PICCHIOTTI
of Fairfield, PICKETT of Dixfield, PIERCE of Dresden, PIERCE of Falmouth, POULIOT of Augusta, PRESCOTT
of Waterboro, RECKITT of South Portland, REED of Carmel, RILEY of Jay, SAMPSON of Alfred, SANBORN of
Portland, SANDERSON of Chelsea, SCHNECK of Bangor, SEAVEY of Kennebunkport, SHEATS of Auburn,
SHERMAN of Hodgdon, SIMMONS of Waldoboro, SIROCKI of Scarborough, SKOFIELD of Weld, SPEAR of
South Thomaston, STANLEY of Medway, STEARNs of Guilford, STETKIS of Canaan, STEWART of Presque
Isle, STROM of Pittsfield, SUTTON of Warren, SYLVESTER of Portland, TALBOT ROSS of Portland, TEPLER
of Topsham, TERRY of Gorham, THERIAULT of China, TIMBERLAKE of Turner, TIPPING of Orono, TUCKER
of Brunswick, TUELL of East Machias, TURNER of Burlington, VACHON of Scarborough, WADSWORTH of
Hiram, WALLACE of Dexter, WARD of Dedham, WARREN of Hallowell, WHITE of Washburn, WINSOR of
Norway, WOOD of Greene, ZEIGLER of Montville.

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

Committee on STATE AND LOCAL GOVERNMENT suggested and ordered printed.
ORDERS

Joint Orders

Expressions of Legislative Sentiment recognizing:

(4-1) Kevin Bonenfant, of Fort Kent, a member of Boy Scout Troop No. 189, 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 814

Sponsored by Senator JACKSON of Aroostook.
Cosponsored by Representative: MARTIN of Eagle Lake.

(4-2) Harold Casey, of Surry, SkillsUSA Maine State Director, who received the Outstanding Career and Technical Educator Award in June 2017. Mr. Casey, who achieved his Director Certification in August 2015, champions SkillsUSA programming and services in Maine and demonstrates quality leadership. We extend to Mr. Casey our congratulations and best wishes;  SLS 815

Sponsored by Senator LANGLEY of Hancock.
Cosponsored by Representative: CHAPMAN of Brooksville.

(4-3) Marjorie Fish Puiia, of Rumford, who has received the Boston Post Cane, an honor given to the oldest citizen of a municipality. We extend our congratulations and best wishes to Mrs. Puiia on this occasion;  SLS 816

Sponsored by Senator KEIM of Oxford.
Cosponsored by Representative: MADIGAN of Rumford.

(4-4) Genevieve Soloninka, of Woodstock, who is celebrating her 90th Birthday. We extend to Ms. Soloninka our congratulations and best wishes;  SLS 817

Sponsored by Senator KEIM of Oxford.
Cosponsored by Representative: MADIGAN of Rumford.
REPORTS OF COMMITTEES

House

Ought to Pass As Amended

(5-1) The Committee on APPROPRIATIONS AND FINANCIAL AFFAIRS on Bill "An Act To Amend the Retirement Laws Pertaining to Participating Local Districts"

H.P. 180  L.D. 247

Reported that the same Ought to Pass as Amended by Committee Amendment "A" (H-716).

Comes from the House with the Report READ and ACCEPTED and the Bill PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-716).

(5-2) The Committee on EDUCATION AND CULTURAL AFFAIRS on Resolve, Regarding Legislative Review of Portions of Chapter 180: Performance Evaluation and Professional Growth Systems, a Late-filed Major Substantive Rule of the Department of Education (EMERGENCY)

H.P. 1288  L.D. 1851

Reported that the same Ought to Pass as Amended by Committee Amendment "A" (H-722).

Comes from the House with the Report READ and ACCEPTED and the Resolve PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-722).

(5-3) The Committee on INSURANCE AND FINANCIAL SERVICES on Bill "An Act To Authorize the Treasurer of State To Facilitate the Establishment of ABLE Accounts for Qualified Persons"

H.P. 1314  L.D. 1881

Reported that the same Ought to Pass as Amended by Committee Amendment "A" (H-717).

Comes from the House with the Report READ and ACCEPTED and the Bill PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-717).
(5-4) The Committee on LABOR, COMMERCE, RESEARCH AND ECONOMIC DEVELOPMENT on Bill "An Act To Implement the Recommendations of the Commission To Streamline Veterans' Licensing and Certification Regarding Licensed Practical Nurses"
H.P. 1294  L.D. 1857

Reported that the same Ought to Pass as Amended by Committee Amendment "A" (H-718).

Comes from the House with the Report READ and ACCEPTED and the Bill PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-718).

(5-5) The Committee on TAXATION on Bill "An Act To Replace the Educational Opportunity Tax Credit with the Student Loan Repayment Credit for Maine Residents"
H.P. 1057  L.D. 1537

Reported that the same Ought to Pass as Amended by Committee Amendment "A" (H-710).

Comes from the House with the Report READ and ACCEPTED and the Bill PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-710) AND HOUSE AMENDMENT "A" (H-721).
Divided Report

(5-6) The Majority of the Committee on CRIMINAL JUSTICE AND PUBLIC SAFETY on Bill "An Act To Provide Additional Deductions from a Sentence of Imprisonment for Completion of Education, Mental Health Treatment and Substance Abuse Treatment Programs" H.P. 973 L.D. 1415

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

Signed:

Senators:
- ROSEN of Hancock
- CYRWAY of Kennebec
- DIAMOND of Cumberland

Representatives:
- COREY of Windham
- GERRISH of Lebanon
- HERRICK of Paris
- MAREAN of Hollis
- NADEAU of Winslow

The Minority of the same Committee on the same subject reported that the same **Ought To Pass as Amended by Committee Amendment "A" (H-719)**.

Signed:

Representatives:
- WARREN of Hallowell
- GROHMAN of Biddeford
- LONGSTAFF of Waterville
- RECKITT of South Portland
- TALBOT ROSS of Portland

Comes from the House with the Minority **OUGH TO PASS AS AMENDED** Report **READ and ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-719)**.
Ought to Pass Pursuant to Public Law

(5-7) Senator DOW for the Committee on TAXATION on Bill "An Act To Improve the Effectiveness of the Major Business Headquarters Expansion Tax Credit"

S.P. 733  L.D. 1903

Reported that the same Ought to Pass, pursuant to Public Law 2017, chapter 297, section 3.

Ought to Pass

(5-8) Senator ROSEN for the Committee on CRIMINAL JUSTICE AND PUBLIC SAFETY on Bill "An Act To Include Operating a Motor Vehicle in a Parking Area in the Law Regarding Operating after Habitual Offender Revocation"

S.P. 706  L.D. 1859

Reported that the same Ought to Pass.

Ought to Pass As Amended

(5-9) Senator BRAKEY for the Committee on HEALTH AND HUMAN SERVICES on Bill "An Act To Amend the Maine Medical Use of Marijuana Act"

S.P. 84  L.D. 238

Reported that the same Ought to Pass as Amended by Committee Amendment "A" (S-443).

(5-10) Senator BRAKEY for the Committee on HEALTH AND HUMAN SERVICES on Resolve, To Establish a Pilot Project To Save Lives and Support People with Substance Use Disorder in Washington County

S.P. 257  L.D. 812

Reported that the same Ought to Pass as Amended by Committee Amendment "A" (S-444).
(5-11) Senator WHITTEMORE for the Committee on INSURANCE AND FINANCIAL SERVICES on Bill "An Act To Amend the Maine Life and Health Insurance Guaranty Association Act"

S.P. 718 L.D. 1875

Reported that the same Ought to Pass as Amended by Committee Amendment "A" (S-442).

(5-12) Senator MASON for the Committee on VETERANS AND LEGAL AFFAIRS on Bill "An Act To Broaden Educational Opportunities for Members of the Maine National Guard"

S.P. 635 L.D. 1736

Reported that the same Ought to Pass as Amended by Committee Amendment "A" (S-445).

SECOND READERS

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

House As Amended

(6-1) Bill "An Act To Establish Municipal Cost Components for Unorganized Territory Services To Be Rendered in Fiscal Year 2018-19" (EMERGENCY)

H.P. 1297 L.D. 1862
(C "A" H-712)

ENACTORS

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

Mandate

(7-1) An Act To Strengthen the Law Regarding Dangerous Dogs and Nuisance Dogs

H.P. 607 L.D. 858
(C "A" H-706)
Acts

(7-2) 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
(C "A" H-688)

(7-3) An Act Authorizing the Deorganization of the Town of Atkinson

H.P. 1023 L.D. 1484
(C "A" H-698; S "A" S-432)

(7-4) An Act To Improve Housing Support in the Bridging Rental Assistance Program

H.P. 1193 L.D. 1713
(C "A" H-663)

(7-5) An Act To Create a Credit under the Commercial Forestry Excise Tax for Landowners Using Businesses Based in the United States

S.P. 643 L.D. 1744
(S "A" S-412 to C "A" S-395)

(7-6) An Act To Extend Arrearage Management Programs

H.P. 1285 L.D. 1848
(C "A" H-708)
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 - Expression of Legislative Sentiment Recognizing Elwood Edgerly, Chris Maas and Lesley Fernow, all of Dover-Foxcroft

SLS 768

Tabled - March 27, 2018 by Senator DAVIS of Piscataquis

Pending - PASSAGE

2.

Tabled and Later Assigned

Emergency

SENATE REPORTS - from the Committee on HEALTH AND HUMAN SERVICES on Bill "An Act To Strengthen Requirements for Water Testing for Schools" (EMERGENCY)

S.P. 20 L.D. 40
(C "A" S-406)

Majority - Ought to Pass as Amended by Committee Amendment "A" (S-406) (9 members)

Minority - Ought Not to Pass (4 members)

Tabled - March 27, 2018 by Senator BRAKEY of Androscoggin

Pending - ACCEPTANCE OF EITHER REPORT
3. Tabled and Later Assigned

SENATE REPORTS - from the Committee on INSURANCE AND FINANCIAL SERVICES on Bill "An Act To Establish a Student Loan Bill of Rights To License and Regulate Student Loan Servicers"

S.P. 532  L.D. 1507
(C "A" S-188; C "B" S-405)

Majority - Ought to Pass as Amended by Committee Amendment "B" (S-405) (12 members)

Minority - Ought Not to Pass (1 member)

Tabled - March 27, 2018 by Senator WHITTEMORE of Somerset

Pending - ACCEPTANCE OF EITHER REPORT

4. Tabled and Later Assigned

JOINT ORDER - Expression of Legislative Sentiment Recognizing Jon James, of China

SLS 779

Tabled - March 28, 2018 by Senator KATZ of Kennebec

Pending - PASSAGE
5. Tabled and Later Assigned

An Act To Require Education and Training Regarding Harassment for Legislators, Legislative Staff and Lobbyists

S.P. 695  L.D. 1842
(C "A" S-387)

Tabled - March 28, 2018 by Senator LIBBY of Androscoggin

Pending - ENACTMENT

(In House, PASSED TO BE ENACTED.)

6. Tabled and Later Assigned

JOINT ORDER - Expression of Legislative Sentiment Recognizing Julius Eugene Ciembroniewicz, of Winthrop

HLS 1005

Tabled - March 29, 2018 by Senator KATZ of Kennebec

Pending - ADOPTION

(In House, READ and ADOPTED.)
7.

Tabled and Later Assigned

Bill "An Act Regarding Energy Costs"

H.P. 1328  L.D. 1895

Tabled - April 3, 2018 by Senator WOODSOME of York

Pending - REFERENCE

(In House, REFERRED to the Committee on ENERGY, UTILITIES AND TECHNOLOGY and ordered printed.)

8.

Tabled and Later Assigned

HOUSE REPORTS - from the Committee on LABOR, COMMERCE, RESEARCH AND ECONOMIC DEVELOPMENT on Bill "An Act To Provide Economic Security to Maine Families through the Creation of a Paid Family Medical Leave System"

H.P. 1091  L.D. 1587
(C "A" H-699)

Majority - Ought to Pass as Amended by Committee Amendment "A" (H-699) (8 members)

Minority - Ought Not to Pass (5 members)

Tabled - April 3, 2018 by Senator VOLK of Cumberland

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-699).)
9.

Tabled and Later Assigned

HOUSE REPORTS - from the Committee on HEALTH AND HUMAN SERVICES on Bill "An Act To Protect Substance-exposed Infants"

H.P. 746  L.D. 1063
(C "B" H-678)

Majority - Ought to Pass as Amended by Committee Amendment "B" (H-678) (8 members)

Minority - Ought Not to Pass (5 members)

Tabled - April 4, 2018 by Senator BRAKEY of Androscoggin

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 "B" (H-678).)

10.

Tabled and Later Assigned

SENATE REPORT - from 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

Report - Ought to Pass as Amended by Committee Amendment "A" (S-438)

Tabled - April 4, 2018 by Senator DOW of Lincoln

Pending - ACCEPTANCE OF REPORT
11.

Tabled and Later Assigned

SENATE REPORTS - from 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
(C "A" S-435)

Majority - Ought to Pass as Amended by Committee Amendment "A" (S-435) (7 members)

Minority - Ought Not to Pass (3 members)

Tabled - April 4, 2018 by Senator WOODSOME of York

Pending - ACCEPTANCE OF EITHER REPORT

12.

Tabled and Later Assigned

HOUSE REPORT - from the Committee on TAXATION on Bill "An Act To Require Room Remarketers and Operators of Transient Rental Platforms To Be Registered for the Collection and Reporting of Sales Taxes"

H.P. 1201  L.D. 1721

Report - Ought to Pass as Amended by Committee Amendment "A" (H-711)

Tabled - April 5, 2018 by Senator DOW of Lincoln

Pending - ACCEPTANCE OF REPORT

(In House, Report READ and ACCEPTED and Bill PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-711).)
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.

Joint Order - Establishing the Task Force To Study Rising Transmission and Distribution Costs
H.P. 1320

Tabled - March 29, 2018 by Senator JACKSON of Aroostook
Pending - PASSAGE

3.

Resolve, Establishing the Commission To Study the Economic, Environmental and Energy Benefits of Energy Storage to the Maine Electricity Industry
S.P. 640  L.D. 1741
(C "A" S-373; S "A" S-402)

Tabled - March 29, 2018 by Senator VOLK of Cumberland
Pending - FINAL PASSAGE
SPECIAL APPROPRIATIONS TABLE

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SPECIAL HIGHWAY TABLE

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