In Senate Chamber, Tuesday, March 5, 2019.

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

Prayer by Tom Waddell, the Maine Chapter of the Freedom from Religion Foundation in Brunswick.

Pledge of Allegiance led by Senator David R. Miramant of Knox County.


Doctor of the day, Connie Adler, M.D. of Chesterville.
(1-1) Bill "An Act To Improve Funding for Maine's Hazardous Materials Emergency Response Teams"

H.P. 768  L.D. 1038

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

(1-2) Bill "An Act To Require Additional Lead Screening for Children"

H.P. 731  L.D. 976

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

(1-3) Bill "An Act To Prohibit the Provision of Conversion Therapy to Minors by Certain Licensed Professionals"

H.P. 755  L.D. 1025

Comes from the House, REFERRED to the Committee on HEALTH COVERAGE, INSURANCE AND FINANCIAL SERVICES and ordered printed.
(1-4) Bill "An Act To Establish as a Priority the Interests of Maine Farmers, Growers and Food Producers"

H.P. 674  L.D. 910

Committee on STATE AND LOCAL GOVERNMENT suggested and ordered printed.

Comes from the House, REFERRED to the Committee on AGRICULTURE, CONSERVATION AND FORESTRY.

(1-5) Bill "An Act To Provide Revenue To Fix and Rebuild Maine's Transportation Infrastructure"

H.P. 764  L.D. 1034

Committee on TAXATION suggested and ordered printed.

Comes from the House, REFERRED to the Committee on TRANSPORTATION.

Joint Orders

Expressions of Legislative Sentiment recognizing:

(1-6) Colby McLean, of Birch Harbor, a student and player on the boys basketball team at Sumner Memorial High School, who recently scored his 1,000th career point. We extend our congratulations and best wishes;

HLS 81

(1-7) Alfie Walker, of Fryeburg, a student at Fryeburg Academy and a member of the boys Nordic ski team, who won the Class A State Nordic Skate Championship. We extend to Alfie our congratulations and best wishes;

HLS 94

(1-8) Chloe Kirschmann, of Caribou, a student at Caribou High School and a member of the school's wrestling team, who won the Maine State Girls Wrestling Championship in the 220-pound Weight Class. We extend our congratulations and best wishes;

HLS 95
Lily Smith, of Falmouth, a student at Falmouth High School and a member of the school's swimming and diving team, who won the Girls Class A State Diving Championship. We extend our congratulations and best wishes;

HLS 96

Come from the House, READ and PASSED.

COMMUNICATIONS

(2-1) The Following Communication:

S.C. 165

STATE OF MAINE
ONE HUNDRED AND TWENTY-NINTH LEGISLATURE
COMMITTEE ON CRIMINAL JUSTICE AND PUBLIC SAFETY

February 28, 2019

Honorable Troy Dale Jackson, President of the Senate
Honorable Sara Gideon, Speaker of the House
129th Legislature
State House
Augusta, Maine 04333

Dear President Jackson and Speaker Gideon:

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

L.D. 342 An Act To Require a Person To Notify Law Enforcement Officers of the Possession of a Hypodermic Needle

This is notification of the Committee’s action.

Sincerely,

Senate Chair  House Chair
February 28, 2019

Honorable Troy Dale Jackson, President of the Senate
Honorable Sara Gideon, Speaker of the House
129th Legislature
State House
Augusta, Maine 04333

Dear President Jackson and Speaker Gideon:

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

L.D. 205  An Act To Add Work Assignments to the Law Regarding Notification of a Defendant's Release or Escape

L.D. 306  Resolve, Requiring the Department of Public Safety To Study and Determine What Constitutes a Violation of Air Space by a Drone

This is notification of the Committee’s action.

Sincerely,

S/Sen. Susan Deschambault  
Senate Chair

House Chair
February 27, 2019

Honorable Troy Dale Jackson, President of the Senate
Honorable Sara Gideon, Speaker of the House
129th Legislature
State House
Augusta, Maine 04333

Dear President Jackson and Speaker Gideon:

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. 330 An Act To Define Licensed Massage Therapists as Health Care Practitioners

This is notification of the Committee’s action.

Sincerely,

S/Sen. Heather B. Sanborn
Senate Chair

S/Rep. Denise A. Tepler
House Chair
February 14, 2019

Honorable Troy Dale Jackson, President of the Senate
Honorable Sara Gideon, Speaker of the House
129th Legislature
State House
Augusta, Maine 04333

Dear President Jackson and Speaker Gideon:

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. 258  An Act To Establish and Coordinate a Volunteer Corps of Search and Rescue Specialists within the Department of Inland Fisheries and Wildlife

This is notification of the Committee’s action.

Sincerely,

Senate Chair  House Chair
February 21, 2019

Honorable Troy Dale Jackson, President of the Senate
Honorable Sara Gideon, Speaker of the House
129th Legislature
State House
Augusta, Maine 04333

Dear President Jackson and Speaker Gideon:

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. 56  An Act To Ban the Use of Personal Watercraft on Lower Wilson Pond and Upper Wilson Pond

This is notification of the Committee’s action.

Sincerely,

Senate Chair  House Chair
STATE OF MAINE
ONE HUNDRED AND TWENTY-NINTH LEGISLATURE
COMMITTEE ON JUDICIARY

February 25, 2019

Honorable Troy Dale Jackson, President of the Senate
Honorable Sara Gideon, Speaker of the House
129th Legislature
State House
Augusta, Maine 04333

Dear President Jackson and Speaker Gideon:

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

   L.D. 250   An Act To Establish the Statute of Limitations in Product Liability Cases

This is notification of the Committee’s action.

Sincerely,

Senate Chair                  House Chair
(3-1) Bill "An Act To Update the Criminal Animal Welfare Laws"

S.P. 322  L.D. 1090

Presented by Senator CARPENTER of Aroostook.

Committee on AGRICULTURE, CONSERVATION AND FORESTRY suggested and ordered printed.

(3-2) Bill "An Act To Authorize a General Fund Bond Issue To Invest in Maine's Railroad Infrastructure"

S.P. 325  L.D. 1093

Presented by Senator CLAXTON of Androscoggin.

Committee on APPROPRIATIONS AND FINANCIAL AFFAIRS suggested and ordered printed.

(3-3) Bill "An Act Regarding the Maine Law Enforcement Memorial"

S.P. 320  L.D. 1088

Presented by Senator ROSEN of Hancock.

(3-4) Bill "An Act To Amend the Laws Governing Critical Incident Stress Management Teams"

S.P. 324  L.D. 1092

Presented by Senator BELLOWS of Kennebec.
(3-5) Bill "An Act To Require That Comprehensive Substance Use Disorder Treatment Be Made Available to Maine's Incarcerated Population"

S.P. 328 L.D. 1096

Presented by Senator SANBORN, L. of Cumberland.
Cosponsored by Representative GATTINE of Westbrook and Senators: CLAXTON of Androscoggin, LUCHINI of Hancock, Representatives: DUNPHY of Old Town, HUBBELL of Bar Harbor, JORGENSEN of Portland, PIERCE of Falmouth.

(3-6) Bill "An Act To Reduce Suicides and Violent Crimes by Requiring a 72-hour Waiting Period after the Sale of a Firearm"

S.P. 331 L.D. 1099

Presented by Senator CARSON of Cumberland.

Committee on CRIMINAL JUSTICE AND PUBLIC SAFETY suggested and ordered printed.

(3-7) Bill "An Act To Increase Funding for Staffing for the Child Welfare Services Ombudsman Program"

S.P. 326 L.D. 1094

Presented by Senator BELLOWS of Kennebec.
Cosponsored by Representative GATTINE of Westbrook and Senators: CLAXTON of Androscoggin, GRATWICK of Penobscot, LAWRENCE of York, MOORE of Washington, SANBORN, L. of Cumberland.

Committee on HEALTH AND HUMAN SERVICES suggested and ordered printed.

(3-8) Bill "An Act To Provide for Alternative Pain Treatment before Treatment with Opioids"

S.P. 314 L.D. 1082

Presented by President JACKSON of Aroostook.
Cosponsored by Representative STANLEY of Medway and Senators: LIBBY of Androscoggin, VITELLI of Sagadahoc.
(3-9) Bill "An Act To Ensure That Maine Residents Have Adequate and Affordable Access to Health Care"

S.P. 317  L.D. 1085

Presented by Senator SANBORN, L. of Cumberland. Cosponsored by Representative HUBBELL of Bar Harbor and Senators: CLAXTON of Androscoggin, President JACKSON of Aroostook.

(3-10) Bill "An Act To Ban Discretionary Clauses in Life and Health Insurance Policies"

S.P. 321  L.D. 1089

Presented by Senator CARPENTER of Aroostook.

(3-11) Bill "An Act Regarding the Personal Liability of Government Employees"

S.P. 323  L.D. 1091

Presented by Senator LAWRENCE of York.

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

(3-12) Bill "An Act To Keep Maine Businesses Competitive"

S.P. 319  L.D. 1087


Committee on INNOVATION, DEVELOPMENT, ECONOMIC ADVANCEMENT AND BUSINESS suggested and ordered printed.
Tuesday, March 5, 2019

(3-13) Bill "An Act To Protect Tenants from Sexual Harassment"

Presented by Senator LUCHINI of Hancock.
Cosponsored by Senators: CARPENTER of Aroostook, President JACKSON of Aroostook, Representatives: FECTEAU of Biddeford, HICKMAN of Winthrop, SCHNECK of Bangor, WARREN of Hallowell.

S.P. 329  L.D. 1097

(3-14) Bill "An Act To Allow Discovery in the Event of a Lawsuit against a State Agency"

Presented by Senator CARSON of Cumberland.

S.P. 332  L.D. 1100

Committee on JUDICIARY suggested and ordered printed.

(3-15) Bill "An Act Regarding Workers' Compensation Liens"

Presented by Senator BELLOWS of Kennebec.
Cosponsored by Representative SYLVESTER of Portland.

S.P. 327  L.D. 1095

(3-16) Bill "An Act To Help Small Employers by Making the Minimum Wage Increase More Gradual in Nonurban Areas"

Presented by Senator KEIM of Oxford.
Cosponsored by Representative STEWART of Presque Isle and Senators: GUERIN of Penobscot, MOORE of Washington, Representatives: ALLEY of Beals, STANLEY of Medway.

S.P. 330  L.D. 1098

Committee on LABOR AND HOUSING suggested and ordered printed.
(3-17) Bill "An Act To Promote the Goals of the Low-emission Vehicle Program by Requiring That New Vehicle Purchases for the State Fleet Be Composed of a Minimum Percentage of Zero-emission Vehicles"

S.P. 318  L.D. 1086

Presented by Senator FOLEY of York.
Cosponsored by Representative TUCKER of Brunswick and Senators: CARSON of Cumberland, DOW of Lincoln, SANBORN, H. of Cumberland, Representatives: CAMPBELL of Orrington, SKOLFIELD of Weld.

Committee on STATE AND LOCAL GOVERNMENT suggested and ordered printed.

(3-18) Bill "An Act Regarding the Operation of Pedal-powered Tour Vehicles"

S.P. 316  L.D. 1084

Presented by Senator SANBORN, H. of Cumberland. (BY REQUEST)
Cosponsored by Representative SYLVESTER of Portland and Representative: GATTINE of Westbrook.

Committee on TRANSPORTATION suggested and ordered printed.

(3-19) Bill "An Act To Impose Further Restrictions on where Marijuana May Be Smoked"

S.P. 313  L.D. 1081

Presented by Senator CYRWAY of Kennebec.
(3-20) Bill "An Act To Implement Ranked-choice Voting for Presidential Primary and General Elections in Maine"

S.P. 315  L.D. 1083

Presented by President JACKSON of Aroostook.
Cosponsored by Representative WARREN of Hallowell and Senators: BELLOWS of Kennebec, BREEN of Cumberland, CHENETTE of York, GRATWICK of Penobscot, MILLETT of Cumberland, MIRAMANT of Knox, VITELLI of Sagadahoc, Representative: GROHOSKI of Ellsworth.

Committee on VETERANS AND LEGAL AFFAIRS suggested and ordered printed.

ORDERS

Joint Orders

Expressions of Legislative Sentiment recognizing:

(4-1) David Sprague and Alice VanDerwerken, of Rome, recipients of a Spirit of America Foundation Award. The Spirit of America Foundation was established to encourage and promote volunteerism, and the foundation presents awards to honor local individuals, organizations or projects in appreciation of community service. We extend our congratulations and best wishes;

SLS 99

Sponsored by Senator FARRIN of Somerset.
Cosponsored by Representative: KESCHL of Belgrade.

(4-2) William and Corinne Dudley, of Rome, to whom the Town of Rome is dedicating its Town Report for their importance to the history of the town and for the inspiration and the example of hard work, volunteerism and service to neighbors that they have provided. We extend our congratulations and best wishes;

SLS 100

Sponsored by Senator FARRIN of Somerset.
Cosponsored by Representative: KESCHL of Belgrade.
REPORTS OF COMMITTEES

House

Ought to Pass

(5-1) The Committee on AGRICULTURE, CONSERVATION AND FORESTRY on Bill "An Act To Amend the Laws Governing Maine Potato Board Districts"

H.P. 109  L.D. 127

Reported that the same Ought to Pass.

Comes from the House with the Report READ and ACCEPTED and the Bill PASSED TO BE ENGROSSED.
(5-2) The Majority of the Committee on ENERGY, UTILITIES AND TECHNOLOGY on Bill "An Act To Eliminate Gross Metering" (EMERGENCY)

H.P. 77  L.D. 91

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

Signed:

Senators:
  LAWRENCE of York
  MIRAMANT of Knox
  WOODSOME of York

Representatives:
  BERRY of Bowdoinham
  CAIAZZO of Scarborough
  DOUDERA of Camden
  GROHOSKI of Ellsworth
  KESSLER of South Portland
  RILEY of Jay
  RYKERSON of Kittery

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

Signed:

Representatives:
  FOSTER of Dexter
  GRIGNON of Athens
  HANLEY of Pittston

Comes from the House with the Majority **OUGHT TO PASS** Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED**.
(5-3) The Majority of the Committee on **HEALTH COVERAGE, INSURANCE AND FINANCIAL SERVICES** on Bill "An Act To Amend the Laws Governing the Practice of Pharmacy"

S.P. 79  L.D. 267

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

Signed:

Senators:

SANBORN, H. of Cumberland
GRATWICK of Penobscot

Representatives:

TEPLER of Topsham
BRENNAN of Portland
BROOKS of Lewiston
FOLEY of Biddeford
MASTRACCIO of Sanford
MELARAGNO of Auburn

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

Signed:

Senator:

FOLEY of York

Representatives:

MORRIS of Turner
PRESCOTT of Waterboro
SWALLOW of Houlton
(5-4) The Majority of the Committee on VETERANS AND LEGAL AFFAIRS on Bill "An Act To Amend the Laws Governing Political Action Committees"
S.P. 101  L.D. 361

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

Signed:

Senators:
   LUCHINI of Hancock
   CYRWAY of Kennebec
   HERBIG of Waldo

Representatives:
   SCHNECK of Bangor
   ANDREWS of Paris
   COOPER of Yarmouth
   DOLLOFF of Rumford
   HANINGTON of Lincoln
   HICKMAN of Winthrop
   HUBBELL of Bar Harbor
   McCREIGHT of Harpswell
   STROM of Pittsfield

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

Signed:

Representative:
   ACKLEY of Monmouth
SECOND READERS

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

**House**

(6-1) Resolve, Regarding Legislative Review of Portions of Chapter 3: Maine Clean Election Act and Related Provisions, a Major Substantive Rule of the Commission on Governmental Ethics and Election Practices (EMERGENCY)

H.P. 24  L.D. 23

(6-2) Resolve, To Designate a Bridge in Waterville as the Specialist Wade A. Slack Memorial Bridge

H.P. 40  L.D. 39

**Senate As Amended**

(6-3) Bill "An Act To Protect Health Care Coverage for Maine Families" (EMERGENCY)

S.P. 10  L.D. 1
(C "A" S-3)

(6-4) Resolve, To Rename the Stinson Bridge the Woodsome-Carroll Bridge

S.P. 56  L.D. 244
(C "A" S-2)
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

Bill "An Act To Sustain Maine's Forest Products Industry by Implementing Certain Existing Solid Waste Management Policies"

S.P. 96  L.D. 356

Tabled - January 24, 2019 by Senator DILL of Penobscot

Pending - REFERENCE

(Committee on AGRICULTURE, CONSERVATION AND FORESTRY suggested and ordered printed.)

2.

Tabled and Later Assigned

JOINT ORDER - Expression of Legislative Sentiment Recognizing Lieutenant Robert N. Nichols, of Eliot

SLS 57

Tabled - February 5, 2019 by Senator LAWRENCE of York

Pending - PASSAGE
3.  

Tabled and Later Assigned

Bill "An Act To Create an Airplane Mechanic Education Program"

H.P. 414  L.D. 570

Tabled - February 7, 2019 by Senator MILLETT of Cumberland

Pending - REFERENCE

(Committee on EDUCATION AND CULTURAL AFFAIRS suggested and ordered printed.)

(In House, REFERRED to the Committee on INNOVATION, DEVELOPMENT, ECONOMIC ADVANCEMENT AND BUSINESS.)

4.  

Tabled and Later Assigned

JOINT RESOLUTION - Memorializing John Menario, of Yarmouth

SLS 78

Tabled - February 12, 2019 by Senator SANBORN, H. of Cumberland

Pending - ADOPTION
5. Tabled and Later Assigned

Resolve, To Require the Approval by the Public Utilities Commission of a Proposal for a Long-term Contract for Deep-water Offshore Wind Energy (EMERGENCY)

S.P. 284  L.D. 994

Tabled - February 19, 2019 by Senator LIBBY of Androscoggin

Pending - REFERENCE

(Committee on ENERGY, UTILITIES AND TECHNOLOGY suggested and ordered printed.)

6. Tabled and Later Assigned

Bill "An Act To Attract, Educate and Retain New State Residents To Strengthen the Workforce"

H.P. 468  L.D. 647

Tabled - March 28, 2019 by Senator LIBBY of Androscoggin

Pending - REFERENCE

(Committee on EDUCATION AND CULTURAL AFFAIRS suggested and ordered printed.)

(In House, REFERRED to the Committee on INNOVATION, DEVELOPMENT, ECONOMIC ADVANCEMENT AND BUSINESS.)
7.

Tabled and Later Assigned

JOINT RESOLUTION - HONORING THE MAINE STATE HOUSING AUTHORITY ON ITS 50TH ANNIVERSARY

H.P. 754

Tabled - March 28, 2019 by Senator LIBBY of Androscoggin

Pending - ADOPTION

(In House, READ and ADOPTED.)

8.

Tabled and Later Assigned

Bill "An Act To Create the Maine Family First Employer Program"

S.P. 311 L.D. 1051

Tabled - March 28, 2019 by Senator BELLOWS of Kennebec

Pending - REFERENCE

(Committee on LABOR AND HOUSING suggested and ordered printed.)